

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

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APPEAL FROM RICHLAND COUNTY  
Court Of Common Pleas  
Doyet A. Early, III, Circuit Court Judge

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Appellate Case No. 2016-001708

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Adele J. Pope. . . . . Appellant,

**RECEIVED**

FEB 22 2017

SC Court of Appeals

v.

Alan Wilson, in his capacity as Attorney General of South Carolina . . . . . Respondent.

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**DESIGNATION OF MATTER FOR THE RECORD  
OF RESPONDENT ATTORNEY GENERAL**

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Pursuant to Rule 209, SCACR, the Respondent Attorney General designates the following matter for the record in addition to those matters designated by Appellant:

1. Order, South Carolina Supreme Court, March 24, 2016
2. Motions to Strike of the following dates:
  - a. September 14, 2011
  - b. September 28, 2011(two motions)
  - c. October 13, 2011
  - d. March 28, 2012
3. Motion to Amend Answer and proposed amended answer with exhibits/ attachments
4. Motion for Judgment on the Pleadings,
5. Answer of Respondent Attorney General
6. Memorandum of Attorney General in Support of Motions, May 2, 2017 with

attachments including Westbrook Order.

7. Response to Plaintiff's Brief, May 16, 2016, with attachments
8. Letters, Smith to Judge, March 7 and 28 and November 27, 2013(Attached to Response)
9. Emails, Smith to Judge with attached strings: emails, May 8, 2013; October 13 and November 13, 2014, and January 29, 2015.
10. Transcript, hearing, May 17, 2016, p. 3, line 17 – p. 10, l. 23 and p. 37, l. 12 – p. 45, line 11.

Respectfully submitted,

ALAN WILSON  
Attorney General

ROBERT D. COOK  
Solicitor General  
S.C. Bar No. 1373

J. EMORY SMITH, JR.  
Deputy Solicitor General  
S.C. Bar No. 5262

BY: 

ATTORNEYS FOR RESPONDENT  
ATTORNEY GENERAL

February 22, 2017

CERTIFICATE OF COMPLIANCE WITH RULE 209(c), SCACR

I certify that the foregoing Designation contains no matter which is irrelevant to the appeal.

BY: 

J. EMORY SMITH, JR.  
Deputy Solicitor General

February 22, 2017

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**CERTIFICATE OF SERVICE**

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I hereby certify that I have served the Initial Brief and Designation of Matter for Record upon counsel for the other parties by mailing copies to each of them at the addresses below via the United States Mail this February 22, 2017.

Adam T. Silvernail, Esquire  
Law Office of Adam T. Silvernail  
P.O. Box 7995  
Columbia, South Carolina 29202-7995



J. EMORY SMITH, JR.  
Deputy Solicitor General  
Attorney for Respondent Attorney General

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FEB 22 2017

SC Court of Appeals



ALAN WILSON  
ATTORNEY GENERAL

February 22, 2017

The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
HAND DELIVERED

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FEB 22 2017

SC Court of Appeals

Re: Pope v. Wilson Appellate Case No. 2016-001708

Dear Ms. Kitchings:

Enclosed for filing with your Office are the original Initial Brief and Designation of Matter for Record of Respondent Attorney General together with a certificate of service.

Please stamp the enclosed copies of the Brief and Designation and return them.

Thank you.

Sincerely,

  
J. Emory Smith, Jr.  
Deputy Solicitor General

cc: Adam T. Silvernail, Esquire