

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

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APPEAL FROM RICHLAND COUNTY  
Court of Common Pleas  
The Honorable Robert E. Hood, Circuit Court Judge

**RECEIVED**

JUN 26 2017

Civil Action No. 2016-CP-40-01951  
Appellate Case No. 2017-000052

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**SC Court of Appeals**

Marion E. Crocker, Jr.,

Appellant,

v.

South Carolina Department of Health and Environmental Control,

Respondent.

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**DESIGNATION OF MATTER  
TO BE INCLUDED ON THE RECORD ON APPEAL**

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Respondent proposes the following to be included in the Record on Appeal:

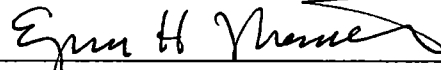
1. Appellant's Complaint, 2016-CP-40-01951, March 28, 2016.
2. Respondent's Answer, April 25, 2016.
3. Respondent's Motion for Summary Judgment and attached Exhibits A, C, F, G, and H, July 7, 2016.
4. Appellant's Response to Respondent's Motion for Summary Judgment, with attached Exhibits A, C, E, and F, August 8, 2016.
5. Respondent's Reply to Appellant's Response to Respondent's Motion for Summary Judgment, August 17, 2016.
6. Transcript of Hearing, October 26, 2016.
7. Order Granting Respondent's Motion for Summary Judgment, November 21, 2016.
8. Appellant's Motion to Alter or Amend, November 28, 2016.
9. Order Denying Motion to Alter of Amend, December 13, 2016.

I certify that this designation contains no matter which is irrelevant to this appeal.

Dated this the 26<sup>th</sup> day of June, 2017.

Respectfully submitted,

RICHARDSON PLOWDEN & ROBINSON, P.A.



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**COUNSEL FOR RESPONDENT**

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**PROOF OF SERVICE**

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I, the undersigned employee for Richardson Plowden & Robinson, P.A., counsel for the Respondent South Carolina Department of Health and Environmental Control, do hereby certify that I have served a filed copy of the *DESIGNATION FO MATTER TO BE INCLUDED ON THE RECORD ON APPEAL* via electronic delivery and by causing a copy of the same to be deposited in the United States mail, first class postage prepaid, addressed to counsel for the Appellant on this 26<sup>th</sup> day of June, 2017:

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Adam T. Silvernail, Esquire  
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JENNIFER L. MILES

Paralegal to Eugene H. Matthews

June 26, 2017  
Columbia, South Carolina.

June 26, 2017

**HAND-DELIVERED**

The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
1220 Senate Street  
Columbia, South Carolina 29201

RE: *Marion E. Crocker, Jr. v. South Carolina Department of Health and Environmental Control*  
C/A No.: 2016-CP-40-01951 | Appellate Case No.: 2017-000052  
Our File No.: 181-853

Dear Ms. Kitchings:

Enclosed for filing are the original and two copies of the *Initial Brief of Respondent* and *Designation of Matter to be Included in the Record on Appeal* relating to the above matter, along with our original Proofs of Service. Please file the extra copies enclosed and return to our office via our courier.

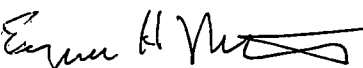
By copy of this letter, we are this day serving a copy of the Initial Brief of Respondent and Designation of Matter upon counsel for the Appellant.

Should you have any questions or concerns regarding the enclosed, please do not hesitate to contact me.

With best regards, I am

Sincerely,

RICHARDSON PLOWDEN & ROBINSON, P.A.

  
Eugene H. Matthews

/jlm  
Enclosures as Stated

cc: Adam T. Silvernail, Esquire (via email and U.S. Mail)  
Gerald F. Smith, Esquire (via email and U.S. Mail)

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**SC Court of Appeals**