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SEP 18 2017

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM THE SOUTH CAROLINA ADMINISTRATIVE LAW COURT

Ralph King Anderson, III, Chief Administrative Law Judge

Appellate Case No. 2017-000967

Steven L. Barnes, Appellant,

v.

South Carolina Department of Corrections, Respondent.

**RESPONDENT'S DESIGNATION OF MATTER
TO BE INCLUDED IN THE RECORD ON APPEAL**

The Respondent, the South Carolina Department of Corrections ["SCDC"], by and through its undersigned counsel, respectfully proposes the following matter to be included in the Record on Appeal in the instant appeal filed by the Appellant, Steven L. Barnes ["Barnes"]:

#	Description	Relationship to Item(s) in Barnes' Designation of Matter
1	April 30, 2015 Letter to SCDC's General Counsel from Barnes' Counsel regarding "Safekeeper Petition from Edgefield County."	Item #3 in Barnes' Designation of Matter
2	June 10, 2015 Letter to SCDC's General Counsel from Barnes' Counsel regarding "Safekeeper Petition from Edgefield County."	Item #11 in Barnes' Designation of Matter
3	July 2, 2015 Letter to Barnes' Counsel from SCDC's General Counsel.	Item #4 in Barnes' Designation of Matter
4	July 6, 2015 Request for Contested Case Hearing filed by Barnes with the South Carolina Administrative Law Court ["ALC"].	Item #5 in Barnes' Designation of Matter
5	August 28, 2015 Memorandum of Law in Support of Dismissal filed by SCDC with the ALC.	Item #6 in Barnes' Designation of Matter

#	Description	Relationship to Item(s) in Barnes' Designation of Matter
6	November 5, 2015 Order issued by the ALC.	Item #1 in Barnes' Designation of Matter
7	September 7, 2016 Motion for Miscellaneous Relief filed by Barnes with the ALC.	Item #8 in Barnes' Designation of Matter
8	October 17, 2016 Order on Motion for Miscellaneous Relief and Order Governing Procedure issued by the ALC.	Item #9 in Barnes' Designation of Matter
9	December 28, 2016 Record on Appeal filed by SCDC with the ALC in Compliance with the ALC's October 17, 2016 Order.	Item #12 in Barnes' Designation of Matter
10	January 17, 2017 Initial Brief filed by Barnes with the ALC.	<p>Barnes identified a brief he purportedly submitted to the ALC dated August 22, 2016 as item #7 in his Designation of Matter.</p> <p>However, SCDC's undersigned counsel is unable to locate such a brief. Barnes did not identify his brief to the ALC dated January 17, 2017 in his Designation Matter.</p> <p>Accordingly, SCDC's undersigned counsel designates Barnes' January 17, 2017 brief to the ALC as item #10 in SCDC's instant Designation of Matter.</p>
11	Three (3) Pages, designated as "ROA pp. 215 – 217," submitted January 17, 2017 by Barnes to the ALC for Inclusion in the Record on Appeal filed December 28, 2016 by SCDC with the ALC.	Barnes did not identify these materials as an item in his Designation of Matter, but he referenced them on page 9 of his initial brief.
12	February 24, 2017 Brief filed by SCDC with the ALC.	Item #10 in Barnes' Designation of Matter
13	March 29, 2017 Order issued by the ALC.	Item #2 in Barnes' Designation of Matter

SCDC's undersigned counsel respectfully certifies that this designation contains no matter which is irrelevant to this appeal.

RESPECTFULLY SUBMITTED:



September 18, 2017

Lake E. Summers

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Department of Corrections

Counsel for the Appellant:
Shane E. Goranson, Esquire

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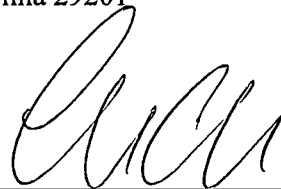
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South Carolina Department of Corrections, Respondent.

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TO BE INCLUDED IN THE RECORD ON APPEAL**

I certify that I have served the **RESPONDENT'S DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL** on the above-named Appellant by mailing a copy of the same to his counsel of record at the following address:

Shane Goranson, Esquire
Attorney, Capital Trial Division
1330 Lady Street, Suite 401
Columbia, South Carolina 29201



LAKE E. SUMMERS

September 18, 2017