

IN THE STATE OF SOUTH CAROLINA

In the Court of Appeals

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OCT 06 2017

SC Court of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW COURT
Shirley C. Robinson, Administrative Law Judge

Appellant Case No.: 2017-000066

Pickens CountyAppellant,

v.

South Carolina Department of Health and Environmental
Control and MRR Pickens, LLC, Respondents.

**Designation of Matter to be Included
In the Record on Appeal**

1. 2008 Permit Issued November 18, 2008;
2. 2015 Minor Permit Modification, Issued August 10, 2015;
3. Act 138 of 2016;
4. Letter dated January 11, 2016, Pickens County Planning Commission to MRR Pickens, suspending land use permit;
5. Affidavit of Joan Farver Litton dated April 15, 2016; and
6. DHEC's Initial Staff Response to Request for Review dated April 15, 2016.

[signature page to follow]

Designation of Matter
Initial Brief of Respondent
Page 2

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

October 3, 2017
Columbia, South Carolina

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Attorneys for Respondent South Carolina Department
of Health and Environmental Control

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Pickens, LLC,Respondents

CERTIFICATE OF SERVICE

I, Donna K. Hellerman, Legal Assistant with the South Carolina Department of Health and Environmental Control, hereby certify that I have this 4 day of Oct, 2017 served the foregoing ***South Carolina Department of Health and Environmental Control's Initial Brief and Designation of Matter*** upon all parties and counsel of record by placing a copy of same in an envelope and depositing it in the U.S. Mail, first-class, with sufficient postage paid, at the address indicated below:

Gary J. Poliakoff, Esquire
Poliakoff & Associates
Post Office Box 1571
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Goings Law Firm, LLC
914 Richland Street, Suite A-101
Columbia, SC 29201

October 4th, 2017
Columbia, South Carolina



Donna K. Hellerman



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SC Court of Appeals

October 4, 2017

Honorable Jenny Abbott Kitchings
Clerk of Court, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

Re: Pickens County vs. South Carolina Department of Health and Environmental Control and MRR Pickens, LLC
Appellate Case No.: 2017-000066; OGC #22666

Dear Ms. Kitchings:

Enclosed please find the original and one copy of the *Respondent South Carolina Department of Health and Environmental Control's Initial Brief and Designation of Matter* for filing in the above referenced case. I would appreciate your office returning the stamped copy in the enclosed self addressed stamped interoffice envelope.

By copy of this letter, I am serving all counsel of record.

Should you have any questions or need additional information, please do not hesitate to contact our office.

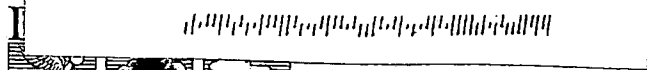
Sincerely,

Donna K. Hellerman
Legal Assistant to Etta R. Williams Linen

/dkh

Enclosure as stated

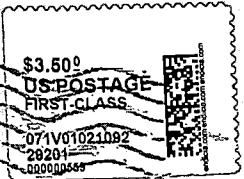
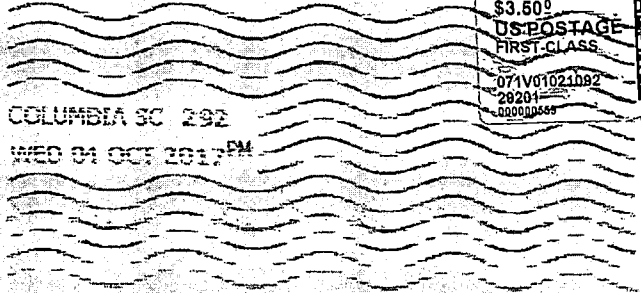
ec: Etta R. Williams Linen, Esquire
Claire H. Prince, Esquire
cc: Jessica J. O. King, Esquire
Allen K. McAllister, Jr., Esquire
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