

THE STATE OF SOUTH CAROLINA

In the Court of Appeals

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OCT 11 2017

SC Court of Appeals

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

Appellate Case No. 2017-000066

Pickens County,.....Appellant,

v.

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

Respondents,

**RESPONDENT MRR PICKENS, LLC'S DESIGNATION OF
MATTER TO BE INCLUDED IN THE APPEAL**

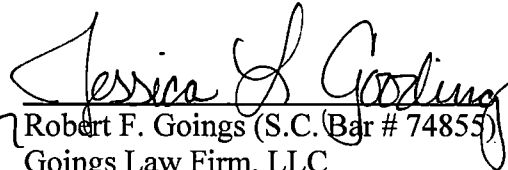
The Respondent proposes the following material to be included in the Record on Appeal:

1. Administrative Law Court Final Order and Decision, filed December 12, 2016
2. Administrative Law Court Conference Call Summary of Rulings and Instructions, dated September 7, 2016
3. Prehearing Statements, filed July 5, 2016, of MRR, Pickens County and DHEC
4. Petitioner's Request for Contested Case Hearing, May 19, 2016
5. DHEC Board Decision Denying Request for Final Review Conference, April 21, 2016
6. Petitioner's Request for Final Review Conference to the DHEC Board, March 23, 2016
7. DHEC Initial Staff Response to Request for Review, April 15, 2016
8. DHEC's Motion to Dismiss and Supporting Memorandum, with Amended Response and Reply,
9. MRR's Motion to Dismiss and Supporting Memorandum, with Response and Reply

10. Transcript of Proceeding, December 2, 2016
11. MRR's Response in Opposition to Petitioner's Motion for Leave to Intervene, September 6, 2017
12. DHEC's Memorandum in Opposition to Petitioner's Motion to Intervene, September 6, 2017
13. Order Denying Intervenors Motion to be Included as Appellants, June 7, 2017
14. Respondents MRR Pickens, LLC and South Carolina Department of Health and Environmental Control's Joint Response in Opposition to Movant's Motion to be included as Appellants, April 10, 2017

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

Respectfully submitted,

 (101210)
for Robert F. Goings (S.C. Bar # 74855)

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*ATTORNEYS FOR RESPONDENT MRR
PICKENS, LLC*

Columbia, South Carolina
October 6, 2017

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

Case No. 16-ALJ-07-0164-CC

Pickens County,.....Appellant,

v.

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

Respondents,

PROOF OF SERVICE


I certify that I have served a copy of Respondent MRR Pickens, LLC's Initial Brief and Designation of Matter on Appellant by mailing a copy of the same, via United States Mail, on October 6, 2017, to the following:

Gary W. Poliakoff, Esquire
Poliakoff & Associates, P.A.
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for Robert F. Goings
Counsel for Respondent MRR Pickens, LLC

October 6, 2017
Columbia, South Carolina



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SC Court of Appeals

October 6, 2017

VIA UNITED STATES MAIL

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

Re: Pickens County v. South Carolina Department of Health and Environmental
Control and MRR Pickens, LLC
Appellate Case No.: 2017-000066

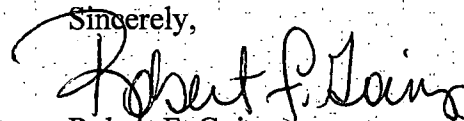
Dear Ms. Kitchings:

Please find enclosed for filing the original and one (1) of Respondent MRR Pickens, LLC's Initial Brief and Designation of Matter, along with the Proof of Service of same, in the above-referenced matter. Please return the filed, stamped copies to me in the envelope provided herein.

By copy of this letter, the enclosures are being forwarded for service upon all counsel.

Thank you for your time and assistance. Should you have any questions or concerns, please do not hesitate to contact me.

Sincerely,



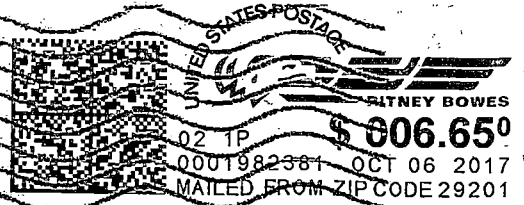
Robert F. Goings

RFG:lcc
Enclosures

cc: Gary W. Poliakoff, Esquire
Amy M. Snyder, Esquire
Amy E. Armstrong, Esquire/Amelia A. Thompson, Esquire/Michael G. Corley, Esquire
Etta Linen, Esquire/Claire Prince, Esquire
Jessica J. O. King, Esquire/A. Keith McAlister, Jr., Esquire

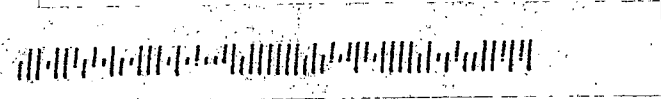
COLUMBIA SC 292

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Goings Law Firm

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