

THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

APPEAL FROM THE ADMINISTRATIVE LAW COURT

The Honorable Ralph King Anderson, III  
Administrative Law Judge

Case No. 2017-002598

**RECEIVED**

MAR 28 2018

SC Court of Appeals

CHARLES S. BLACKMON AND SOUTH CAROLINIANS FOR RESPONSIBLE  
AGRICULTURAL PRACTICES, ..... APPELLANTS,

v.

SOUTH CAROLINA DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL,  
AND DAVID COGGINS BROILERS, ..... RESPONDENTS,

CHARLES S. BLACKMON AND SOUTH CAROLINIANS FOR RESPONSIBLE  
AGRICULTURAL PRACTICES, ..... APPELLANTS,

v.

SOUTH CAROLINA DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL,  
AND HEATH COGGINS BROILERS, ..... RESPONDENTS,

CHARLES S. BLACKMON AND SOUTH CAROLINIANS FOR RESPONSIBLE  
AGRICULTURAL PRACTICES, ..... APPELLANTS,

v.

SOUTH CAROLINA DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL,  
AND JIM YOUNG BROILERS, ..... RESPONDENTS.

**APPELLANTS' DESIGNATION OF MATTER TO BE INCLUDED IN RECORD ON APPEAL**

Pursuant to Rule 209, SCACR, Appellants submit this designation of matter to be included in the  
record on appeal:

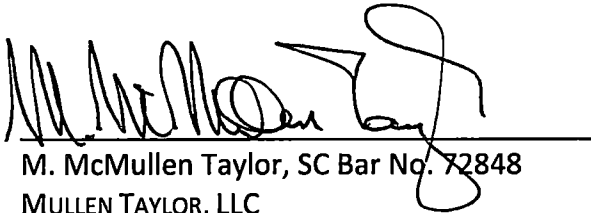
1. Final Order and Decision (November 30, 2017)
2. Petitioners' Proposed Order (October 13, 2017)

3. Respondents' Proposed Order (October 13, 2017)
4. Permittees' Motion for Partial Summary Judgment (August 4, 2017)
5. Petitioners' Memorandum in Opposition to Motion for Partial Summary Judgment (August 10, 2017)
6. Petition for Contested Case Hearing (David Coggins) (February 17, 2017)
7. Petition for Contested Case Hearing (Jim Young) (February 17, 2017)
8. Petition for Contested Case Hearing (Heath Coggins) (February 17, 2017)
9. Request for Final Review (David Coggins) (December 28, 2016)
10. Request for Final Review (Heath Coggins) (December 15, 2016)
11. Request for Final Review (Jim Young) (January 4, 2017)
12. Statement of Staff Position (David Coggins) (January 11, 2017)
13. Statement of Staff Position (Heath Coggins) (January 6, 2017)
14. Statement of Staff Position (Jim Young) (January 17, 2017)
15. DHEC Denial of Final Review Conference (David Coggins) (January 18, 2017)
16. DHEC Denial of Final Review Conference (Heath Coggins) (January 18, 2017)
17. DHEC Denial of Final Review Conference (Jim Young) (January 23, 2017)
18. DHEC Permit Issued to David Coggins with correspondence, DHEC\_000894 – DHEC\_000898
19. DHEC Permit Issued to Jim Young with correspondence, DHEC\_003166 – DHEC\_003170
20. DHEC Permit Issued to Heath Coggins with correspondence, DHEC\_002041 – DHEC\_002045
21. DHEC Response to Questions & Comments Provided at Public Meetings, DHEC\_001035 – DHEC\_001038
22. Map of Existing and Proposed Poultry Facilities in Mountville Area, PET-01836
23. DHEC Map of Proposed and Existing Poultry Facilities in Mountville Area, DHEC\_001159
24. Property Map, PET-02189

25. Permit Checklist (David Coggins), DHEC\_000899 – DHEC\_000910
26. Permit Checklist (Heath Coggins), DHEC\_002049 – DHEC\_002059
27. Permit Checklist (Jim Young), DHEC\_003172 – DHEC\_003181
28. Excerpts of Comprehensive Nutrient Management Plan (David Coggins), DHEC\_000917 – DHEC\_000927, DHEC\_000947, DHEC\_000958, DHEC\_000960
29. Excerpts of Comprehensive Nutrient Management Plan (Heath Coggins), DHEC\_002062 – DHEC\_002074, DHEC\_002089, DHEC\_002092, DHEC\_002093
30. Excerpts of Comprehensive Nutrient Management Plan (Jim Young), DHEC\_003184 – DHEC\_003193, DHEC\_003209, DHEC\_003211, DHEC\_003213, DHEC\_003217
31. Photographs Taken by Kathy Lowman, PET-02221, PET-02222, PET-02223, PET-02225, PET-02228, PET-02239
32. Hearing Transcript pages 1-6, 33-51, 61-62, 86, 113-115, 167-172, 184-188, 207, 209, 228, 262, 266-270, 281, 283, 285, 335-355, 371-376, 425, 430, 509-515, 523-530, 538-539, 544-552, 642-643, 729-730, 797-800, 820, 825-826, 828-829, 830-831, 847, 859-861, 862-865.

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

Respectfully Submitted,



M. McMullen Taylor, SC Bar No. 72848  
MULLEN TAYLOR, LLC  
1230 Richland Street  
Columbia, South Carolina 29201  
(803) 254-1344  
[mmt@MullenTaylorLLC.com](mailto:mmt@MullenTaylorLLC.com)

Robert Guild, S.C. Bar No. 2358  
314 Pall Mall Street  
Columbia, South Carolina 29201  
(803) 917-5738  
[bguild@mindspring.com](mailto:bguild@mindspring.com)

*Counsel for Appellants*  
*March 28*, 2018.

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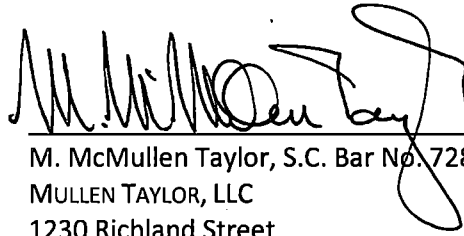
SOUTH CAROLINA DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL,  
AND JIM YOUNG BROILERS, ..... RESPONDENTS.

**CERTIFICATE OF SERVICE**

I hereby certify that, on March 28, 2018, I served Appellants' Designation of Matter to be Included in the Record on Appeal upon Respondents by placing copies of same in the United States Postal Service addressed to:

Benjamin P. Mustian, Esq.  
Mitchell Willoughby, Esq.  
Tracey C. Green, Esq.  
WILLOUGHBY & HOEFER, P.A.  
Post Office Box 8416  
Columbia, South Carolina 29202-8416

Stephen P. Hightower, Esq.  
S.C. Dept. of Health and Environmental Control  
Office of General Counsel  
2600 Bull Street  
Columbia, South Carolina 29201

A handwritten signature in black ink, appearing to read "M. McMullen Taylor". The signature is written in a cursive style with a large, looping flourish at the end.

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M. McMullen Taylor, S.C. Bar No. 72848  
MULLEN TAYLOR, LLC  
1230 Richland Street  
Columbia, South Carolina 29201  
(803) 254-1344

*Attorney for Appellants*