

**THE STATE OF SOUTH CAROLINA  
In the Court of Appeals**

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Appeal from the  
ADMINISTRATIVE LAW COURT  
The Honorable Deborah Brooks Durden, ALC Judge

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**RECEIVED**  
OCT 08 2018  
SC Court of Appeals

Appellate Case No. 2018-001064  
Case No. 18-ALJ-17-0005-CC

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Five Points Roost, LLC, d/b/a Five Points Roost.....Appellant,

v.

South Carolina Department of Revenue.....Respondent,

and

Thomas R. Gottshall and April C. Lucas.....Intervenors, Respondents.

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**INTERVENORS/RESPONDENTS GOTTSHALL AND LUCAS'S  
DESIGNATION OF MATTER**

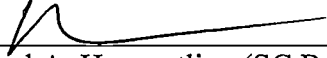
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Pursuant to Rule 209 of the appellate rules, Respondents Thomas R. Gottshall and April C. Lucas (Intervenors below) hereby designate the following matters for inclusion in the record on appeal in this case:

1. The Administrative Law Court's Final Order;
2. The South Carolina Department of Revenue's entire file in this matter (Bates labeled DOR File 0001 through 0172);
3. The entire contested case hearing transcript;
4. Intervenors' Exhibits 1 (including the errata sheet), 4 & 5.

The undersigned hereby certifies that these designations do not include any matter that is irrelevant to this appeal.

Respectfully submitted by,

  
Richard A. Harpootlian (SC Bar No. 2725)  
Christopher P. Kenney (SC Bar No. 100147)  
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ATTORNEYS FOR  
INTERVENORS, RESPONDENTS  
THOMAS R. GOTTSHALL AND  
APRIL C. LUCAS

October 8, 2018  
Columbia, South Carolina.

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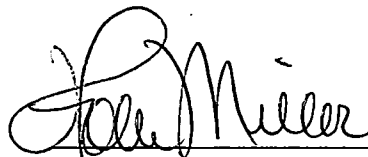
CERTIFICATE OF SERVICE

I, Holli Miller, paralegal to the attorney for Intervenors/Respondents, Richard A. Harpootlian, P.A., with offices at 1410 Laurel Street, Post Office Box 1090, Columbia, South Carolina 29202, certify that on October 8, 2018, served by placing in the U.S. Mail, first-class postage affixed thereto, the following documents to the below mentioned persons:

- Document:
1. Initial Brief of Intervenors/Respondents Gottshall and Lucas;
  2. Intervenors/Respondents Gottshall and Lucas's Designation of Matter; and,
  3. Return in Opposition to Motion to Dismiss Appeal and (Alternatively) Motion for Fees and Costs for Frivolous Appeal.

Served: Michael Montgomery, Esq.  
Post Office Box 11886  
Columbia, SC 29211

Elisabeth Shields, Esq.  
SCDOR  
300A Outlet Pointe Blvd.  
Columbia, SC 29210

  
Holli Miller