

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM SPARTANBURG COUNTY
Grace Gilchrist Knie, Circuit Court Judge

Appellate Case No. 2018-001665
Case No. 2016-CP-42-2478

RECEIVED
JAN 08 2019
SC Court of Appeals

Betty Jean Perkins, Respondent,

v.

South Carolina Department of Transportation, Appellant.

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

The Appellant South Carolina Department of Transportation proposes that the following be included in the Record on Appeal:

- (1) Order, filed April 19, 2018
- (2) Order Denying Defendant's Post-Trial Motions, filed August 10, 2018
- (3) Order Regarding Defendant's Second Motion for Reconsideration, filed September 28, 2018
- (4) Verdict Form filed February 15, 2018

- (5) Complaint
- (6) Answer
- (7) Notice of Motion and Motion for Judgment as a Matter of Law and/or Involuntary Nonsuit, Motion to Alter or Amend Judgment and/or Motion for Reconsideration, and Motion for New Trial, filed April 30, 2018
- (8) Notice of Motion and Motion to Alter or Amend Order, filed August 21, 2018
- (9) Post Trial Brief of Defendant, filed July 18, 2018
- (10) Plaintiff's Memorandum in Opposition to Defendant's Post Trial Motions, filed July 30, 2018
- (11) Defendant's Reply to Plaintiff's Response to Post-Trial Motions filed August 6, 2018
- (12) Memorandum in Support of Motion to Alter or Amend Order, filed August 31, 2018
- (13) Trial Transcript, February 12, 2018:
pp. 1-186
- (14) Plaintiff's Trial Exhibits 2, 5, 6, and 7
- (15) Defendant's Trial Exhibit 4
- (16) Transcript of Post-Trial Hearing, July 20, 2018:
pp. 1-42

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

LINDEMANN, DAVIS & HUGHES P.A.

BY: 

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Department of Transportation*

January 4, 2019

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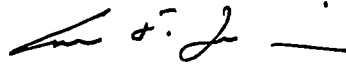
South Carolina Department of Transportation, Appellant.

CERTIFICATE OF SERVICE

The undersigned employee of Lindemann, Davis & Hughes, P.A., counsel for the Appellant South Carolina Department of Transportation, does hereby certify that service of the **Initial Brief of Appellant** and **Appellant's Designation of Matter to be Included in the Record on Appeal** in the above captioned matter was made upon all counsel of record by placing copies in the United States Mail, first class postage prepaid, at the below listed addresses clearly indicated on said envelopes this the 4th day of January 2019:

John E. Parker, Esquire
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January 4, 2019

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

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SC Court of Appeals

RE: Betty Jean Perkins v. South Carolina Department of Transportation
Appellate Case Number: 2018-001665
Civil Action Number: 2016-CP-42-2478
Claim Number: 01391
File Number: 104.20000

Dear Ms. Kitchings:

Please find enclosed for filing the originals and one copy each of the **Initial Brief of Appellant** and **Appellant's Designation of Matter to be Included in the Record on Appeal** in the above referenced matter. Please file the originals and return a clocked-in copy of each document to me in the enclosed envelope. By copy of this letter, I am serving copies on all counsel of record.

If you have any questions, please advise.

Sincerely,

LINDEMANN, DAVIS & HUGHES, P.A.

Andrew F. Lindemann

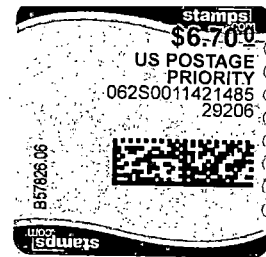
AFL/jmb
Enclosures

The Honorable Jenny Abbott Kitchings
January 4, 2019
Page Two

cc: (w/ Enclosures)

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