

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM SPARTANBURG COUNTY
Court of Common Pleas

Grace Gilchrist Knie, Circuit Court Judge

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

Betty Jean Perkins,

v.

South Carolina Department of Transportation,

Appellant.

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FEB 06 2019
SC Court of Appeals
Respondent,

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

The Respondent, Betty Jean Perkins, proposes the following to be included in the Record on Appeal:

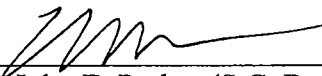
1. Order, filed April 19, 2018;
2. Order Denying Defendant's Post-Trial Motions, filed August 10, 2018;
3. Order Regarding Defendant's Second Motion for Reconsideration, filed September 28, 2018;
4. Verdict Form filed February 15, 2018;
5. Complaint;
6. Answer;
7. Notice of Motion and Motion for Judgment 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. Plaintiff's Memorandum in Opposition to Defendant's Motion to Alter or Amend Order, filed August 30, 2018;
13. Defendant's Memorandum in Support of Motion to Alter or Amend Order, filed August 31, 2018;
14. Trial Transcript, February 12, 2018: pp. 1-186;
15. Plaintiff's Trial Exhibits 1-9;
16. Defendant's Trial Exhibit 4; and
17. Transcript of Post-Trial Hearing, July 20, 2018: pp. 1-42.

I certify that this Designation of Matter to be Included in the Record on Appeal contains no matter which is irrelevant to this appeal.

PETERS, MURDAUGH, PARKER, ELTZROTH
& DETRICK, P.A.

By: _____



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February 6, 2019.
Hampton, South Carolina

Counsel for Respondent Betty Jean Perkins

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South Carolina Department of Transportation,

CERTIFICATE OF SERVICE

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The undersigned employee of Peters, Murdaugh, Parker, Eltzroth & Detrick, PA, counsel for the Respondent Betty Jean Perkins, does hereby certify that service of the **Initial Brief of Respondent** and **Respondent'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 6th day of February, 2019:

Andrew F. Lindemann, Esq.
Lindemann, Davis & Hughes, P.A.
Post Office Box 6923
Columbia, South Carolina 29260

William McBee Smith, Esq.
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Neil E. Alger, Esq.

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(1915-1998)
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CLYDE A. ELTZROTH, JR. - RET

February 6, 2019

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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 No.: 2016-CP-42-02478

Dear Ms. Kitchings:

Enclosed for filing please find the originals and one copy each of the **Initial Brief of Respondent** and **Respondent'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 copy of each document to me in the enclosed envelope. By copy of this letter, I am serving copies on all counsel of record.

Please do not hesitate to contact me if you should have any questions.

With kind regards, I am

Sincerely,



Neil E. Alger

NEA/jlm
Enclosures

The Honorable Jenny Abbott Kitchings
February 6, 2019
Page 2

cc: (w/ enclosures)

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