

IN THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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APPEAL FROM STATE OF SOUTH CAROLINA  
Administrative Law Court

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Honorable Deborah Brooks Durden  
S.C. Administrative Law Court Judge

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Appellate Case No: 2019-000898

Docket No. 19-ALJ-22-0004-AP

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**RECEIVED**  
JUL 31 2019  
SC Court of Appeals

Eastwood Construction, LLC.....Appellant,

v.

South Carolina Department of Employment and Workforce  
and Timothy Kern.....Respondents.

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

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The Appellant hereby designates the following documents to be included in the Record on Appeal:

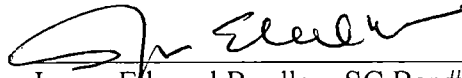
1. Appellate Panel Decision mailed December 14, 2018
2. Initial Claims Application
3. Initial Determination of Status as an Insured Worker
4. Fact Finding
5. Employer Separation Information
6. Additional Fact Finding
7. Determination of Claims Adjudicator
8. Claimant Appeal to Appeal Tribunal
9. Hearing Notice (Hearing date July 12, 2018)
10. Claimant Request for Postponement

11. Hearing Notice (Hearing date August 13, 2018)
12. Subpoena for Kevin Hutchins
13. Application for Issuance of Witness Subpoena (August 4, 2018)
14. Fax from Claimant Attorney re: Subpoenas and Documents
15. Notice of Appearance of Claimant Attorney
16. Employer Attorney Request for Postponement
17. Claimant Attorney Request for DEW Claimant File
18. Email Correspondence between Attorneys
19. Employer Attorney Confirmation of Postponement
20. Employer Attorney Notice of Representation
21. Notice of Hearing (August 27, 2018)
22. Subpoena for Kevin Hutchins
23. Subpoena for Justin Myers
24. Claimant Attorney Fax re: Corrected Information with Subpoenas
25. Employer Attorney Request for Postponement
26. Claimant Attorney Fax
27. Reissued Subpoenas
28. Hearing Notice (September 19, 2018)
29. Transcript of Testimony (With Exhibits)
30. Appeal Tribunal Decision mailed October 3, 2018
31. Employer Attorney Request for Transcript of Tribunal Hearing
32. Employer Appeal to the Appellate Panel
33. Notice of Appeal to the Appellate Panel
34. Letter from Appeal Tribunal to Claimant Attorney re: Audio CD of Hearing
35. Claimant Attorney request for Transcript of Tribunal Hearing
36. Letter from Appeal Tribunal to Employer Attorney re: Audio CD of Hearing
37. Notice of Oral Argument before the Appellate Panel
38. Transcript of Appellate Panel Hearing
39. Notice of Mailing of Appellate Panel Decision
40. Appellate Panel Decision
41. Employer Notice of Appeal to the Administrative Law Court
42. Employer Appeal to the Administrative Law Court
43. Decision of the Administrative Law Court

44. Employer Notice of Appeal to the Court of Appeals
45. Employer Appeal to the Court of Appeals
46. Employer Amended Appeal to the Court of Appeals

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

Respectfully submitted,



James Edward Bradley, SC Bar #66130  
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Attorney for Appellant Eastwood  
Construction, LLC

West Columbia, South Carolina  
July 30, 2019

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM STATE OF SOUTH CAROLINA  
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Deborah Brooks Durden, S.C. Administrative Law Court Judge

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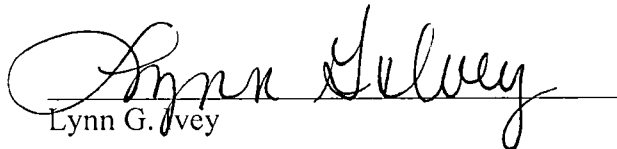
South Carolina Department of Employment and Workforce  
and Timothy Kern,..... Respondents.

**PROOF OF SERVICE**

I, Lynn G. Ivey, an employee of Moore Taylor Law Firm, P.A., certify that I have served the Initial Brief of Appellant and Designation of Matter on Respondents by depositing a copy of same in the United States Mail, postage prepaid, on July 31, 2019, addressed as follows:

Jacqueline Pavlicek, Esquire  
PO Box 1929  
Columbia, SC 29202

Benjamin Cook, Esquire  
Office of General Counsel  
SC Department of Employment  
and Workforce  
PO Box 8597  
Columbia, SC 29202

  
Lynn G. Ivey

West Columbia, South Carolina

S. Jahue Moore†  
J. Mark Taylor\*  
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William B. Fortino  
Ralph Nichols Riley, Jr.  
Amber Cary Fulmer  
Lester McGill Bell, Jr.  
Bryan C. Letteer  
Edward Hood Dawson  
Sierra D. Carini  
-----  
Robert D. Hazel†  
C. David Sawyer, Jr.†  
Billy C. Coleman  
1916-2019

July 31, 2019

The Honorable Jenny Abbott Kitchings  
Clerk of Court  
South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211

Re: Eastwood Construction, LLC v. South Carolina Department of Employment and  
Workforce and Timothy Kern  
Appellate Case No. 2019-000898

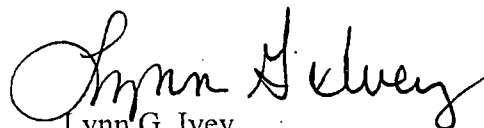
Dear Ms. Kitchings:

Enclosed for filing with your office are the original and four copies of Appellant Eastwood Construction, LLC's Initial Brief, Designation of Matter and Proof of Service in this matter. Please have the extra copies clocked in and returned to us via our courier.

By copy of this letter, I am serving Respondents' counsel with the Initial Brief and Designation of Matter.

Thank you for your assistance with this filing.

Sincerely,



Lynn G. Ivey  
Assistant to James Edward Bradley

Enclosures

cc: Jacqueline Pavlicek, Esquire (via first class mail)  
Benjamin Cook, Esquire (via first class mail)

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