

THE STATE OF SOUTH CAROLINA

In the Court of Appeals

APPEAL FROM RICHLAND COUNTY

Court of Common Pleas

William Jeffrey Young, Circuit Court Judge
Jocelyn Newman, Circuit Court Judge

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AUG 19 2019
SC Court of Appeals

Appellate Case No. 2019-001006

South Carolina Public Interest Foundation and Edward D. Sloan, Jr., individually,
and on behalf of all others similarly situated, Appellants,

v.

South Carolina Department of Transportation, and Robert J. St. Onge,
Secretary of Transportation, Respondents.

**APPELLANTS' AMENDED DESIGNATION OF MATTERS
TO BE INCLUDED IN THE RECORD ON APPEAL**

Appellants designate the following matters to be included in the Record on Appeal:

Orders in CA No. 2013-CP-40-3908 (the FOIA Case):

1. Order taking Plaintiffs' Motion for Summary Judgment under Advisement entered October 24, 2013.
2. Order Denying Defendants' Motion to Dismiss entered March 26, 2015.
3. Order entered July 15, 2015, denying Motion for Costs and Attorneys' Fees.
4. Order of Dismissal entered May 22, 2019.
5. Unpublished Opinion in Appellate Case No. 2015-001760, dismissing the appeal.

Orders in CA No. 2013-CP-40-3677 (the Driveway Case):

1. Order taking Plaintiffs' Motion to Compel under Advisement entered October 24, 2013.
2. Order entered July 10, 2014, granting production in response to discovery requests.
3. Order granting judgment to the Plaintiff entered January 29, 2018.

Pleadings and Motions in CA No. 2013-CP-40-3908 (the FOIA Case):

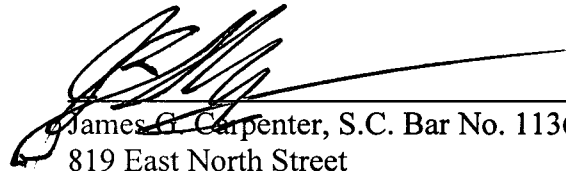
1. Complaint filed July 5, 2013.
2. Answer dated August 5, 2013.
3. Plaintiffs Motion for Summary Judgment filed September 9, 2013 (erroneously stamped 2014).
4. Plaintiffs Memorandum in Support of Motion for Summary Judgment filed September 30, 2013.
5. Plaintiffs' Motion for an *in camera* Review filed October 7, 2013.
6. Defendant's Motion to Dismiss filed about November 14, 2014.
7. Plaintiffs' Motion for Attorneys' Fees and Costs filed January 20, 2015.
8. Defendant's Return to Plaintiff's Motion for Attorneys' Fees and Costs filed about February 11, 2015.
9. Supplemental Affidavit in Support of Plaintiffs' Motion for Attorneys' Fees and Costs filed on or about March 23, 2015.

Pleadings and Motions in CA No. 2013-CP-40-3677 (the Driveway Case):

10. Summons and Complaint filed June 24, 2013.
11. Plaintiffs Interrogatories and Request for Production of Documents served July 2, 2013.
12. Plaintiffs' Motion to Compel filed September 9, 2013, (erroneously stamped 2014).

The undersigned attorney hereby certifies pursuant to SCACR 209(c) that the Appellants' Designation of Record on Appeal contains no matter that is irrelevant to the appeal.

Respectfully submitted,



James G. Carpenter, S.C. Bar No. 1136
819 East North Street
Greenville, SC 29601
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Attorney for Appellants

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Secretary of Transportation, Respondents.

CERTIFICATE OF SERVICE

The undersigned attorney certifies that he served a copy of the foregoing Appellants' Initial Reply Brief and Amended Designation of Matters for the Record on Appeal on counsel for Defendants by US Mail, postage prepaid on Friday, August 16, 2019 to the following:

Beacham O. Brooker, Jr
754 Kilbourne Rd.
Columbia, SC 29205


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WHEN IT'S WORTH FIGHTING FOR
August 16, 2019

JAMES G. CARPENTER
james.carpenter@carpenterlawfirm.net
SERVING S.C. AND N.C.

The Honorable Jenny Abbott Kitchings
Clerk of SC Court of Appeals
PO Box 11629
Columbia, SC 29211

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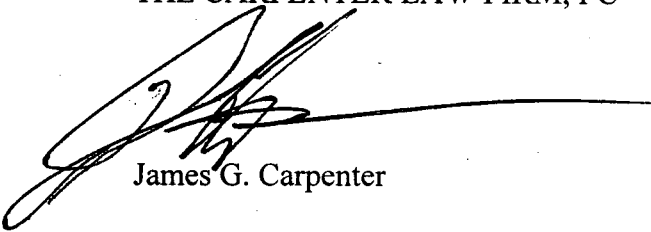
Re: **Reply Brief and Amended Designation**
*South Carolina Public Interest Foundation et al. v. South Carolina Department of
Transportation, and Robert St. Onge, Secretary of Transportation*
Appellate Case No. 2019-001006

Dear Ms. Kitchings:

I enclose Appellants' Initial Reply Brief, Amended Designation of Matters for the Record on Appeal, and a Certificate of Service.

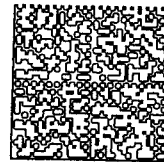
If you need anything else, please telephone me.

Sincerely yours,
THE CARPENTER LAW FIRM, PC



James G. Carpenter

Enclosures
CC w/enclosures: Beecham O. Brooker, Jr.



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