

THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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APPEAL FROM THE ADMINISTRATIVE LAW COURT  
The Honorable Shirley C. Robinson, Administrative Law Judge

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Appellate Case No. 2019-001748  
Lower Court Docket No. 19-ALJ-17-0121-AP

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Shirley Whitfield, Individually and as personal representative of the  
Estate of William Whitfield .....Appellant,

v.

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

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SC Court of Appeals

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

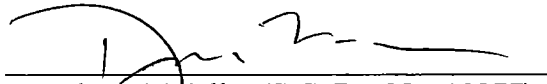
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Appellant Shirley Whitfield, Individually and as personal representative of the Estate of  
William Whitfield, designates the following to be included in the Record on Appeal:

1. Request for Contested Case Hearing and Notice of Appearance filed April 25, 2019, including Exhibit "A" attached thereto;
2. Agency Information Sheet and Notice of Appearance, Contested Case, dated May 28, 2019;
3. Order for Prehearing Statements filed May 31, 2019;
4. South Carolina Department of Revenue's Notice of Motion and Motion to Dismiss dated June 6, 2019, including Exhibits "A" through "D" attached thereto;
5. Email correspondence between Elisabeth Shields of the South Carolina Department of Revenue and Tia Smith of the South Carolina Administrative Law Court dated June 7, 2019 to June 11, 2019 regarding Prehearing Statements deadline held in abeyance.

6. Petitioner Shirley Whitfield's Memorandum in Opposition to Respondent's Motion to Dismiss filed June 18, 2019;
7. Respondent's Reply to Petitioner's Response to Respondent's Motion to Dismiss dated June 24, 2019; and
8. Order Granting Respondent's Motion to Dismiss filed September 18, 2019.

Appellant certifies that this designation contains no matter which is irrelevant to this appeal.



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Douglas M. Muller (S.C. Bar No. 10277)  
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Paul Lynch (S.C. Bar No. 12833)  
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*Attorneys for Appellant Shirley Whitfield,  
Individually and as personal representative of the  
Estate of William Whitfield*

November 18, 2019  
Charleston, South Carolina

THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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The Honorable Shirley C. Robinson, Administrative Law Judge

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**PROOF OF SERVICE**

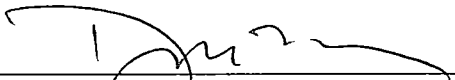
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This is to certify that I have this day served counsel for the Respondent in the foregoing matter with a copy of the foregoing **INITIAL BRIEF OF APPELLANT** and **DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL** by depositing the same in the United States Mail with adequate postage affixed thereon to ensure delivery, addressed as follows:

Elisabeth W. Shields, Esquire  
Counsel for Litigation  
Adam J. Neil, Esquire  
Managing Counsel for Litigation  
South Carolina Department of Revenue  
300A Outlet Pointe Blvd. (29210)  
P.O. Box 12265  
Columbia, SC 29211-9979

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*Attorneys for Respondent South Carolina Department of Revenue*



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*Attorneys for Appellant Shirley Whitfield,  
Individually and as personal representative of the  
Estate of William Whitfield*

November 18, 2019  
Charleston, South Carolina

November 18, 2019

**VIA U.S. MAIL**

The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
1220 Senate Street  
P.O. Box 11629  
Columbia, South Carolina 29211

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**Re: Shirley Whitfield, Individually and as personal representative of the Estate of  
William Whitfield v. South Carolina Department of Revenue  
Appellate Case No.: 2019-001748  
Lower Court Docket No.: 19-ALJ-17-0121-AP  
MVA File No.: 036207.000004**

Dear Ms. Kitchings:

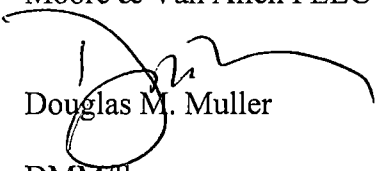
Enclosed for filing, please find an original and one (1) copy of each of the following in the above matter:

1. Initial Brief of Appellant;
2. Appellant's Designation of Matter to be Included in the Record on Appeal; and
3. Proof of Service.

Please return a filed copy of each to this office in the enclosed stamped, self-addressed envelope. By copy of this letter, I am serving all counsel of record with a copy of the same.

Sincerely,

Moore & Van Allen PLLC

  
Douglas M. Muller

DMM/ilp

Enclosures: as stated

cc: Elisabeth W. Shields, Esq.  
Adam J. Neil, Esq.

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**Moore & Van Allen**

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