

STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW COURT

Administrative Law Judge H. W. Funderburk, Jr.

ALC Case No. 18-ALJ-04-0547-AP
Appellate Case No. 2019-001410

RECEIVED

JAN 21 2020

SC Court of Appeals

GREGORY PENCILLE, # 312332,

APPELLANT,

v.

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS,

RESPONDENT.

MOTION TO FILE AMENDED DESIGNATION OF MATTER

The Initial Brief of Respondent and Designation of Matter were filed on November 21, 2019. Pursuant to this Court's letter dated December 10, 2019, Respondent filed an Amended Designation of Matter on December 20, 2019. Respondent was notified on January 10, 2020 that a Motion to File Amended Designation of Matter was required for this Court's consideration. Respondent is hereby requesting that the previously filed Amended Designation of Matter be included in the Record.

Respectfully submitted,

**SOUTH CAROLINA DEPARTMENT
OF CORRECTIONS**



Kensey Evans
Deputy General Counsel
Office of General Counsel
S.C. Department of Corrections
Post Office Box 21787
Columbia, South Carolina 29221
(803) 896-8508

ATTORNEY FOR RESPONDENT

January 17, 2020

STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW COURT

Administrative Law Judge H. W. Funderburk, Jr.

ALC Case No. 18-ALJ-04-0547-AP
Appellate Case No. 2019-001410

RECEIVED

JAN 21 2020

SC Court of Appeals
APPELLANT,

GREGORY PENCILLE, # 312332,

v.

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS,

RESPONDENT.

CERTIFICATE OF SERVICE

Undersigned counsel hereby certifies that on today's date, she mailed a copy of the **Motion to Amended Designation of Matter** to Appellant via U.S. Mail addressed as follows: **Gregory Pencille**, Evans Correctional Institution, 4A-0275-A, 610 Highway 9 West, Bennettsville, SC 29512.



Kensey Evans
Deputy General Counsel
Office of General Counsel
S. C. Department of Corrections
Post Office Box 21787
Columbia, S. C. 29221
(803) 896-8508

January 17, 2020



SOUTH CAROLINA
DEPARTMENT OF CORRECTIONS
Safety, Service, and Stewardship

HENRY McMASTER, Governor
BRYAN P. STIRLING, Director

OFFICE OF GENERAL COUNSEL

January 17, 2020

The Honorable Jenny A. Kitchings
Clerk of Court, S.C. Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

RECEIVED
JAN 21 2020
SC Court of Appeals

RE: Gregory Pencille, #312332 v. South Carolina Department of Corrections
Appellate Case No. 2019-001410

Dear Ms. Kitchings:

Respondent filed an Amended Designation of Matter to be Included in the Record on Appeal on December 20, 2019. Pursuant to this Court's letter dated January 10, 2020, enclosed find the original and seven copies of the **Motion to Amended Designation of Matter** in the above captioned appeal, along with **Proof of Service**. Please file the original in your office and return one copy to my office in the self-addressed, postage pre-paid envelope.

Thank you for your attention to this matter, and please do not hesitate to contact me should you have any questions or concerns.

Sincerely,

Kensey Evans
Deputy General Counsel
South Carolina Department of Corrections

cc: Gregory Pencille, 312332
Evans Correctional Institution
4A-0275-A
610 Highway 9 West
Bennettsville, SC 29512



SOUTH CAROLINA
DEPARTMENT OF CORRECTIONS
Office of General Counsel
P.O. Box 21787 - 4444 Broad River Road - Columbia, SC 29221-1787

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

RECEIVED
JAN 21 2020
SC Court of Appeals