

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

Hon. DeAndrea Gist Benjamin, Circuit Court Judge

C.A. No.: 2017-CP-40-06976
Appellate Case No. 2019-001231

RECEIVED
FEB 03 2020
SC Court of Appeals

Jefferson Davis, Jr.Appellant,

v.

South Carolina Educational Credit for Exceptional Needs Children Fund,Respondent.

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

Appellant proposes the following to be included in the Record on Appeal:

ORDERS

1. Form 4 Order filed November 7, 2017 – Transferring venue to Richland.
2. Form 4 Order filed May 16, 2018 – Plaintiff's Motion for Summary Judgment Denied due to genuine issue of material fact.
3. Form 4 Order filed August 9, 2018 – Defendant's 12(b)(6) denied and Defendant compelled to produce discovery.
4. Form 4 Order filed October 9, 2018 – Matter taken under advisement.
5. Order filed December 21, 2018 – ECENC Fund not subject to FOIA.
6. Form 4 Order filed July 8, 2019 – Denied Motion to Reconsider.

PLEADINGS, MOTIONS & MEMORANDA

7. Summons & Complaint filed November 13, 2017.
 - a. December 14, 2016 FOIA Request (pursuant to Proviso 109.15 – 7/1/2016-6/30/2017).
 - b. July 10, 2017 FOIA Request (pursuant to Proviso 109.11 – 7/1/2017-6/30/2018).
8. Defendant's Answer filed November 20, 2017.
9. Plaintiff's Motion for Summary Judgment filed January 24, 2018.
10. Plaintiff's Affidavit filed January 24, 2018.
11. Defendant's 12(b)(6) Motion to Dismiss filed June 14, 2018.
12. Defendant's Motion for Protective Order filed June 14, 2018.
13. Defendant's Motion for Summary Judgment (and memo) filed August 17, 2018.
14. Defendant's Motion for Judgment on the Pleadings (and memo) filed August 17, 2018.
15. Plaintiff's Motion for Contempt & Sanctions filed August 22, 2019.
16. Plaintiff's Motion to Compel Discover and for Sanctions filed September 10, 2018.
17. Plaintiff's Renewed Motion for Summary Judgment filed September 10, 2018.
18. Defendant's Revised Memo in Support of Motion for Judgment on the Pleadings filed September 29, 2018.
19. Plaintiff's Motion to Reconsider filed December 31, 2018.

TRANSCRIPTS

20. Transcript of April 17, 2018 Motion Hearing.
21. Transcript of May 15, 2018 Motion Hearing.
22. Transcript of August 09, 2018 Motion Hearing.
23. Transcript of September 04, 2018 Motion Hearing.
24. Transcript of October 03, 2018 Motion Hearing.

OTHER SOURCES

- 25. The State of South Carolina Budget Proviso 109.15 – 7/1/2016-6/30/2017.
- 26. The State of South Carolina Budget Proviso 109.11 – 7/1/2017-6/30/2018.
- 27. Act 247 of 2018, signed into law by the Governor on May 18, 2018.

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

Date: February 3, 2020



Jefferson Davis, Jr.
403 McCarter Avenue
Greenville, SC 29615
843-901-8036 (cell)
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Appellant

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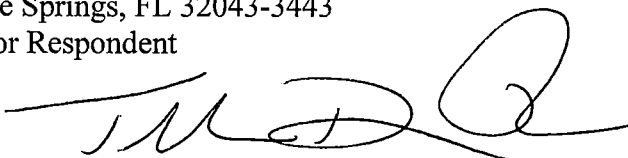
South Carolina Educational Credit for Exceptional Needs Children Fund,Respondent.

PROOF OF SERVICE

I, the undersigned Appellant does hereby certify that I have caused to be mailed and/or otherwise transmitted a copy of the below listed document(s) to the party shown below, postage prepaid, on the 3rd day of February, 2020, as follows:

PLEADINGS: **INITIAL BRIEF OF APPELLANT and APPELLANTS' DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL**

PARTY SERVED: Geoffrey Kelly Chambers, Esq.
411 Walnut Street No. 10646
Green Cove Springs, FL 32043-3443
Attorney for Respondent



Jefferson Davis, Jr., Appellant
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Greenville, SC 29615
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February 3, 2020

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

RE: Jefferson Davis Jr, Appellant vs. SC Educational Credit, Respondent
Appellate Case No.: 2019-001231
C.A. NO. 2017-CP-40-06976

Dear Ms. Kitchings:

Please find enclosed the following for the above referenced matter.

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

Thank you for your assistance. If you have any questions, please feel free to email me at jeff@apogeetax.com or give me a call at 843-901-8036 (cell).

Sincerely,



Jeff Davis, *JD, MBA*
Appellant
403 McCarter Avenue
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cc: Geoffrey Kelly Chambers, Esquire