

THE STATE OF SOUTH CAROLINA

In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY

Thomas L. Hughston, Circuit Court Judge

Case No. 2009-CP-10-6185

Henry W. Frampton, III..... Respondent,

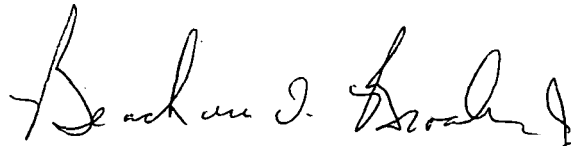
v.

South Carolina Department of Transportation Appellant.

PROOF OF SERVICE

I certify that I have served APPELLANT'S DESIGNATION OF ADDITIONAL MATTER TO BE INCLUDED IN THE RECORD ON APPEAL on Henry W. Frampton, III, by depositing a copy of it in the United States Mail, postage prepaid on February 22, 2013, addressed to his attorney of record, Richard D. Bybee, as follows:

Richard D. Bybee, Esquire
Smith Bundy Bybee & Barnett
Post Office Box 1542
Mount Pleasant, SC 29456



Beacham O. Brooker, Jr., SC Bar No. 909
SCDOT
Post Office Box 191
Columbia, South Carolina 29201-0191
(803) 737-1347
brookerbo@scdot.org

Columbia, S.C.
February 22, 2013

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FEB 25 2013

SC Court of Appeals

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v.

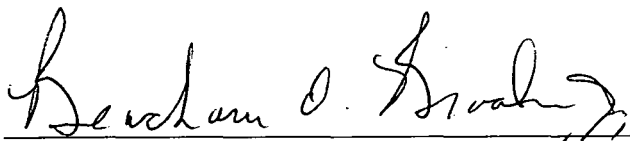
South Carolina Department of Transportation.....Appellant.

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

Appellant proposes the following matter to be included in the record on appeal:

Defendant's Return to Plaintiff's Motion for Litigation Expenses, February 28, 2012.

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



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SC Court of Appeals



South Carolina
Department of Transportation
Office of Chief Counsel

Linda C. McDonald
Chief Counsel

Assistant Chief Counsel
Natalie J. Moore
Barbara M. Wessinger
Beacham O. Brooker, Jr.
Amanda T. Taylor, Claims
Glennith C. Johnson

Claims Office
737-1260

February 22, 2013

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

RE: Henry W. Frampton III and Dale Frampton vs.
South Carolina Department of Transportation
C/A No. 09-CP-10-6185

Dear Ms. Kitchings:

Enclosed for filing in the above captioned matter, please find APPELLANT'S DESIGNATION OF ADDITIONAL MATTER TO BE INCLUDED IN THE RECORD ON APPEAL, together with a PROOF OF SERVICE of a copy of the pleadings on the Respondent's attorney of record, Richard D. Bybee.

Please return a filed copy of the APPELLANT'S DESIGNATION OF ADDITIONAL MATTER TO BE INCLUDED IN THE RECORD ON APPEAL and the PROOF OF SERVICE in the envelope provided.

Sincerely,

Beacham O. Brooker, Jr.
Assistant Chief Counsel

BOB:jmt

Enclosures

cc: Richard D. Bybee, Esquire

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