

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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SC Court of Appeals

The Honorable H.W. Funderburk, Jr., Administrative Law Judge

Case No. 17-ALJ-17-0060-CC
Appellate Case No. 2019-001933

McEntire Produce, Inc.Respondent,

v.

South Carolina Department of Revenue,Appellant.


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

Respondent McEntire Produce, Inc. proposes the following be included in the
Record on Appeal:

1. Administrative Law Court Final Order filed September 6, 2019
2. Administrative Law Court Order Denying South Carolina Department of Revenue’s Motion to Reconsider, Alter, or Amend filed October 16, 2019
3. Respondent’s Pretrial Brief filed November 13, 2018
4. Transcript of Hearing before the Administrative Law Court held November 14-15, 2018
5. Respondent’s Proposed Final Order and Decision filed January 7, 2019
6. Respondent’s Exhibit Nos. 5, 7-11, 14, 17, 19, 21-25
7. Court’s Exhibit No. 1 (Stipulations of Fact)
8. Respondent’s Request for a Contested Case Hearing filed March 7, 2017

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

April 28, 2020



Burnet R. Maybank, III (Bar No. 3699)
Jim Rourke (Bar No. 79879)
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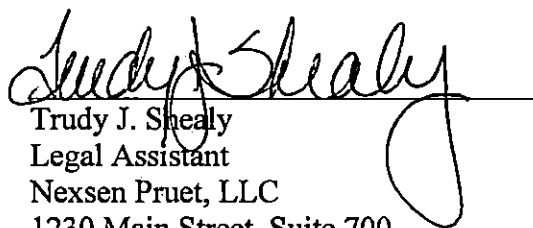
McEntire Produce, Inc.Respondent,

v.

South Carolina Department of Revenue,Appellant.

PROOF OF SERVICE

I, Trudy J. Shealy, hereby certify that I have caused to be mailed a copy of McEntire Produce Inc.'s Motion to Amend Respondent's Designation of Matter to be Included in the Record on Appeal and Amended Designation of Matter to be Included in the Record on Appeal regarding the above-referenced case, by depositing the same in the United States Mail, postage prepaid, on April 28, 2020, addressed to the Court of Appeals, 1205 Pendleton Street, Columbia, SC 29201 and to the attorney of record, Elisabeth W. Shields, South Carolina Department of Revenue, P.O. Box 12265, Columbia, SC 29211-9979.


Trudy J. Shealy
Legal Assistant
Nexsen Pruet, LLC
1230 Main Street, Suite 700
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James P. Rourke
Member

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SC Court of Appeals

April 28, 2020

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1220 Senate Street
Columbia, SC 29201

Re: McEntire Produce, Inc. v. South Carolina Department of Revenue
Appellate Case No. 2019-001933
ALC Docket No. 17-ALJ-17-0060-CC

Dear Ms. Kitchings:

Enclosed please find an original and seven (7) copies of Respondent's Motion to Amend its Designation of Matter to be Included in the Record on Appeal, along with the \$25.00 filing fee for the above referenced case. Please return a clocked copy to our office. By copy of this letter, we are also serving Appellant's counsel.

Thank you for your attention to this matter.

Very truly yours,



Jim Rourke

JPR/tjs

cc: Elisabeth W. Shields, Esq.

- Charleston
- Charlotte
- Columbia**
- Greensboro
- Greenville
- Hilton Head
- Myrtle Beach
- Raleigh

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TO

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1220 Senate Street
Columbia, SC 29201

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