

THE STATE OF SOUTH CAROLINA
In The Court Of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW COURT

RALPH KING ANDERSON, III, CHIEF ADMINISTRATIVE LAW JUDGE

CASE NO. 17-ALJ-17-0237-CC

APPELLATE CASE NO. 2020-000983

RECEIVED

Nov 10 2020

SC Court of Appeals

Clarendon County, Florence County, Lee County, Sumter County,
Williamsburg County, Williamsburg County School District,
Clarendon School District Two, Florence School District One,
Florence School District Three, Sumter County School District,
Clarendon County Hospital District, Lee County School District,
and Clarendon School District One.....

Appellants/Respondents,

v.

South Carolina Department of Revenue, Farmers Telephone
Cooperative, Inc., FTC Communications, LLC, and FTC
Diversified Services, LLC.....

Respondents/Appellants,

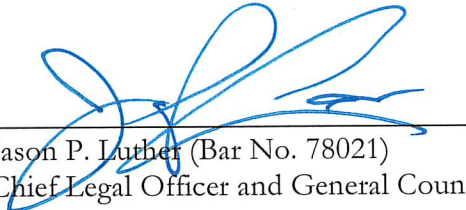
**THE SOUTH CAROLINA DEPARTMENT OF REVENUE'S MOTION TO
WITHDRAW ITS CROSS-APPEAL**

The Department hereby moves this Court for an Order allowing the Department to withdraw its Cross-Appeal pursuant to Rule 260(c), SCACR.

The Appellants/Respondents Clarendon County et al. (Taxing Entities) filed an appeal in this matter on July 8, 2020. The Respondents/Appellants Farmers Telephone Cooperative, Inc. et al. (Taxpayers) filed an appeal on July 10, 2020, and the

Respondents/Appellants South Carolina Department of Revenue (Department) filed a Cross-Appeal on July 14, 2020.

Because the Taxing Entities and Taxpayers have filed separate appeals, the Department's withdrawal of its Cross-Appeal will not end this matter.



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November 10, 2020

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Florence School District Three, Sumter County School District,
Clarendon County Hospital District, Lee County School District,
and Clarendon School District One..... Appellants/Respondents,

v.

Farmers Telephone Cooperative, Inc., FTC Communications,
LLC, and FTC Diversified Services, LLC..... Respondents/Appellants,

And

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

PROOF OF SERVICE

I hereby certify that on November 10, 2020, I caused to be served a copy of the foregoing South Carolina Department of Revenue's Motion to Withdraw its Cross-Appeal, specified by e-mailing a copy and mailing a copy by United States Mail, postage prepaid, to all counsel of record, as follows:

<List of Counsel Served & Signature page to follow>

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STATE OF SOUTH CAROLINA
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November 10, 2020

VIA REGULAR MAIL & E-MAIL

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

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Re: Clarendon County, Florence County, Lee County, Sumter County, Williamsburg County, Williamsburg County School District, Clarendon County School District Two, Florence School District One, Florence School District Three, Sumter County School District, Clarendon County Hospital District, Lee County School District, and Clarendon School District One vs. South Carolina Department of Revenue, Farmers Telephone Cooperative, Inc.; FTC Communications, LLC; and FTC Diversified Services, LLC

Appeal from Administrative Law Court, Docket No.: 17-ALJ-17-0237-IJ
Appellate Case No.: 2020-000983

Dear Ms. Kitchings:

Enclosed for filing is the South Carolina Department of Revenue's Motion to Withdraw its Cross-Appeal. Pursuant to Rule 203(d)(2)(B)(iii), SCACR, a fee is not required for motions of a department of the State of South Carolina. Also enclosed is a Proof of Service.

Should you have any questions, please do not hesitate to contact me at 803-898-5785 or Jason.Luther@dor.sc.gov. My paralegal, Amber Hogan, can be reached at 803-898-5008 or Amber.Hogan@dor.sc.gov.

With my regards, I am

Sincerely,

A handwritten signature in blue ink, appearing to read "Jason P. Luther".

Jason P. Luther, Esquire
Chief Legal Officer and General Counsel

JPL/anh
Enclosures

cc: Walter H. Cartin, Esquire
Madison Felder, Esquire
Michael E. Kozlarek, Esquire
Bryson M. Greer, Esquire and John C. von Lehe, Jr., Esquire
William E. Durant, Jr., Esquire