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Dec 21 2020

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

Appeal from the Circuit Court of CHARLESTON County, South Carolina

MIKELL R. SCARBOROUGH, Circuit Court Judge

Case No. 2020-000937

City of Folly Beach, Coastal Conservation League, Save Folly Beach, Inc., John Collins, Matt Napier, Paula Subblefield, Troy Bode, and Carol Kruer.....Appellants,

v.

State of South Carolina, Amy Connelly, Jeffrey H. Morris, Michael Vandaele, Stephen Rawe, Juan Enterprises, LLC, Juanita A. Wright, Debbie’s Folly, LLC, and Vernon Staubes

Of which, State of South Carolina, Jeffrey H. Morris, Stephen Rawe, Juan Enterprises, LLC, Juanita A. Wright, and Vernon Staubes areRespondents.

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

Respondents propose the following be included in the Record on Appeal:

1. Final Order of May 11, 2020
2. Complaint filed February 12, 2019
3. First Amended Answer of the State of South Carolina filed May 24, 2019
4. Stephen Rawe Lis Pendens filed June 12, 2019
5. Jeffrey H. Morris Lis Pendens filed June 12, 2019
6. Vernon Staubes Lis Pendens filed June 12, 2019
7. Juanita A. Wright Lis Pendens filed May 11, 2020
8. Juan Enterprises, LLC Lis Pendens filed May 11, 2020
9. Juan Enterprises, LLC & Juanita A. Wright’s Motion to Dismiss filed May 31, 2019

10. Stephen Rawe's Motion to Dismiss filed July 9, 2019
11. Staubes' Motion to Dismiss filed July 25, 2019
12. Morris' Motion to Dismiss by Morris filed August 7, 2019
13. Staubes' Memorandum in support of Motion to Dismiss filed January 27, 2020
14. State of South Carolina Motion for Judgment on the Pleadings filed July 5, 2019
15. State of South Carolina's Memorandum in support of Motion for Judgment on the Pleadings filed January 23, 2020
16. Juan Enterprises, LLC & Juanita A. Wright's Memorandum in support of Motion to Dismiss filed January 23, 2020
17. Stephen Rawe & Jeffrey H. Morris' Memorandum in support of Motion to Dismiss and exhibits filed January 23, 2020
18. Defendants' Reply to Plaintiff's Return to Motion to Dismiss filed April 16, 2020
19. Proposed Order of Defendants submitted _____, 2020
20. Amended Consent Order of Reference filed May 21, 2019
21. Aerial photograph of Staubes' property presented hearing of January 28, 2020
22. Transcript of Hearing of January 28, 2020

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

SUBMITTED BY:



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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

Appeal from the Circuit Court of Charleston County, South Carolina

Mikell R. Scarborough, Circuit Court Judge

Case No. 2020-000937

City of Folly Beach, et al, Appellants,

v.

State of South Carolina, et al., Respondents.

PROOF OF SERVICE

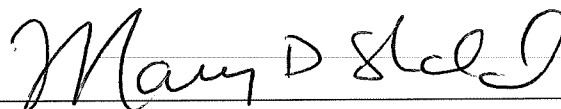
I certify that I have served Respondents' Joint Initial Brief and Designation of Matter on Appeal on Appellants the City of Folly Beach, Coastal Conservation League, Save Folly, Beach, Inc., John Collins, Matt Napier, Paula Stubblefield, Troy Bode, and Carol Cruer, on December 21, 2020, addressed to Appellants' counsels of record Michael Corely, Esq., and Leslie Lenhardt, Esq., by electronic mail.

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December 21, 2020

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December 21, 2020

VIA U.S. MAIL AND E-MAIL: ctappfilings@sccourts.org

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

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SC Court of Appeals

Re: City of Folly Beach, et al. v. State of South Carolina, et al.
Appellate Case No. 2020-000937

Dear Ms. Kitchings:

In accordance with SCACR 208 and the Supreme Court's Amended Emergency Order in response to the COVID 19 pandemic, please find the attached *Respondents' Joint Initial Brief and Designation of Matter to be Included in the Record on Appeal* in the above-referenced matter delivered via email.

Very truly yours,



Mary D. Shahid

cc: Michael Corley, Esq.
Leslie Lenhardt, Esq.
J. Emory Smith, Esq.
Kerry Koon, Esq.
Rita Bolt Barker, Esq.

Charleston

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Columbia

Greensboro

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