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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM GEORGETOWN COUNTY
Court of Common Pleas
Paul M. Burch, Circuit Court Judge

Appellate Case No. 2020-001166

Ex Parte: DeBordieu Colony Community Association, Inc., Appellant

In Re: The Belle W. Baruch Foundation, Plaintiff,
v.
The State of South Carolina, Defendant,

Of Which The Belle W. Baruch Foundation is the Respondent.

**DESIGNATION OF MATTER FOR THE RECORD
OF THE STATE OF SOUTH CAROLINA**

Pursuant to Rule 209, SCACR, the State of South Carolina designates the following matter for the record:

1. Email of March 6, 2020 from undersigned counsel to Judge Burch's law clerk.
2. Memorandum of State in Opposition to Motion to Dismiss
3. Order of June 16, 2020, denying Motion to Dismiss.

/s J. EMORY SMITH, JR.

S.C. Bar No. 5262

Deputy Solicitor General

ALAN WILSON

Attorney General

[Signature block continues next page]

ROBERT D. COOK
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(803) 734-3680
Email: ESmith@scag.gov

March 3, 2021

ATTORNEYS FOR THE STATE

CERTIFICATE OF COMPLIANCE WITH RULE 209(c), SCACR

I certify that the foregoing Designation contains no matter which is irrelevant to the appeal.

March 3, 2021

/s J. EMORY SMITH, JR.
Deputy Solicitor General

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v.

The State of South Carolina, Defendant,

Of which The Belle W. Baruch Foundation is the Respondent.

CERTIFICATE OF SERVICE

I hereby certify that I have served the State's Initial Brief and Designation of Matter by emailing it to counsel for the other parties at the email addresses below this March 3, 2021 (Copy of email attached):

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CERTIFICATE OF SERVICE

March 3, 2021

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March 3, 2021

ATTORNEY FOR THE STATE

Emory Smith

From: Emory Smith
Sent: Wednesday, March 3, 2021 1:28 PM
To: walker@wgflaw.com; gressette@wgflaw.com; tst@hellmanyates.com; pwooten@duffyandyoung.com; rwehrman@duffyandyoung.com; bduffy@duffyandyoung.com
Subject: RE: Ex Parte: DeBordieu v. The Belle W. Baruch Foundation (2020-001166)
Attachments: Initial Brief of State for efilng (02504201xD2C78).PDF; Designation of Matter for State for efilng (02504203xD2C78).PDF

Fortunately, I have no side effects from the second Covid vaccine so far. Therefore, I do not need the extension, and I am serving you today with the attached State's Initial Brief and Designation of Matter for the Record.

Emory

J. Emory Smith, Jr.
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