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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court Of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW COURT

The Honorable Ralph King Anderson, III, Chief Administrative Law Judge

Case No. 21-ALJ-17-0143-CC
Appellate Case No. 2021-000886

Agua Pina, LLC d/b/a Hookah on the River..... Appellant,

v.

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

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

Respondent, South Carolina Department of Revenue, proposes the following to be included in the Record on appeal:

1. May 12, 2021, Affidavit of Richland County Sheriff Captain Steven Tapler;
2. May 13, 2021, Notice of Motion and Motion for Emergency Suspension and Expedited Hearing;
3. May 13, 2021, Department Determination;
4. May 19, 2021, Respondent's Memorandum in opposition to Petitioner's Motion for Emergency Suspension;
5. May 19, 2021, Affidavit of Richland County Investigator Clay Short;
6. May 20, 2021, Order of Emergency Suspension;
7. June 9, 2021, Transcript of Contested Case Hearing;

8. Petitioner's [Respondent] Exhibits 1-8;
9. Respondent's [Appellant] Exhibits 1-2;
10. June 28, 2021, ALC Final Order;
11. July 7, 2021, Motion to Alter or Amend Judgment;
12. July 13, 2021, Response to Motion to Alter or Amend Judgment; and
13. July 22, 2021, Order for Reconsideration

The undersigned counsel hereby certifies, pursuant to Rule 209(c) of the South Carolina Appellate Court Rules (SCACR) that this Designation contains no matter which is irrelevant to the appeal.



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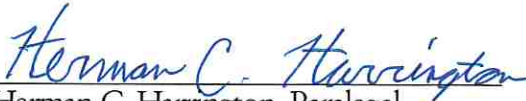
v.

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

PROOF OF SERVICE

I certify that I have served the Respondent's, South Carolina Department of Revenue's, Designation of Matter to be Included in the Record on Appeal via electronic mail and by depositing a copy in the United States Mail, postage prepaid, on December 1, 2021 at the following address(es):

Burnet R. Maybank, III, Esquire
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Attorneys for Appellant


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South Carolina Department of Revenue

Columbia, South Carolina
December 1, 2021

STATE OF SOUTH CAROLINA
DEPARTMENT OF REVENUE
OFFICE OF GENERAL COUNSEL

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SC Court of Appeals

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

Re: Agua Pina, LLC d/b/a Hookah on the River v. South Carolina Department of Revenue
Appellate Case No.: 2021-000886

Dear Ms. Kitchings:

Enclosed please find the South Carolina Department of Revenue's Initial Brief of the Respondent, Designation of Matter to be Included in the Record on Appeal, and Proof of Service in the above-captioned matter.

By copy of this letter, I am serving all counsel of record with a copy of the same.

If you have any questions or need anything further from me, please do not hesitate to contact me at 803.898.5056 or Patrick.McCabe@dor.sc.gov.

Sincerely,

OFFICE OF GENERAL COUNSEL FOR LITIGATION

A handwritten signature in blue ink, appearing to read "Patrick A. McCabe".

Patrick A. McCabe, Esquire
Associate Counsel

PAM/hch
Enclosures

c: Burnet R. Maybank, III, Esquire
Andrew W. Saleeby, Esquire