

**RECEIVED**

**May 16 2022**

**SC Court of Appeals**

**THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS**

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Appeal from Charleston County  
Court of Common Pleas

Bentley D. Price, Circuit Court Judge

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Appellate Case No. 2022-000038  
Circuit Court Case No. 2021-CP-10-00562

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Clam Farm Partnership, LLC,

Respondent,

v.

The South Carolina Department of Health and Environmental  
Control, Office of Ocean and Coastal Resource Management,  
Charleston County, and The City of Folly Beach,

Defendants,

Of which The South Carolina Department of Health and  
Environmental Control, Office of Ocean and Coastal Resource  
Management and The City of Folly Beach are,

Appellants.

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**DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON  
APPEAL BY APPELLANT THE CITY OF FOLLY BEACH**

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CLEMENT RIVERS, LLP  
Stephen L. Brown (SC Bar No. 66468)  
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TO: THE HONORABLE JUDGES OF THE SOUTH CAROLINA COURT OF APPEALS

The City of Folly Beach proposes the following to be included in the Record on Appeal:

**Orders, Judgments, Decrees, or Decisions**

1. Order Granting Plaintiff's Motion for Partial Summary Judgment and Preliminary Injunction, filed Nov. 18, 2021;
2. Order Denying Folly Beach's Motion to Reconsider, filed Dec. 14, 2021;

**Pleadings**

3. Summons and Complaint, filed February 5, 2021;
4. Folly Beach's Answer to Complaint, filed April 14, 2021;

**Transcripts**

5. Transcript of 9/20/21 Hearing;

**Other materials or documents**

6. Plaintiff's Motion for Partial Summary Judgment and for Preliminary Injunction, including exhibits 6, 8, 18, filed June 17, 2021;
7. Folly Beach's Memorandum in Opposition to Plaintiff's Motion for Partial Summary Judgment and for Preliminary Injunction, including exhibits A-E, filed September 20, 2021;
8. Folly Beach's Motion to Reconsider Order Granting Plaintiffs' Motion for Partial Summary Judgment and Preliminary Injunction, filed November 29, 2021;
9. Folly Beach's Notice of Appeal, with proof of service in Charleston County Court of Common Pleas, filed January 11, 2022.

I certify that this Designation of Matters contains no matter which is irrelevant to this appeal.

*[Signature on next page]*

*[Signature page for Designation of Matter to be Included in the Record on Appeal  
by Appellant the City of Folly Beach 2022-000038]*

Respectfully submitted,

CLEMENT RIVERS, LLP

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Charleston, South Carolina

Dated: May 16, 2022