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Jul 05 2022

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM ORANGEBURG COUNTY COURT OF COMMON PLEAS

Honorable Edgar J. Dickson, Circuit Court Judge

Case No. 2022-000809

Malcolm E. Livingston, Jr. as the Personal Representative of the Estate of Rebecca E. Livingston
and personally,..... Respondent

v.

The Regional Medical Center of Orangeburg and Calhoun
Counties,.....Appellant

DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL

Appellant proposes the following be included in the Record on Appeal:

Summons and Complaint;
Answer;
Plaintiff's Motion for Summary Judgment;
Defendant's Memorandum in Opposition to Plaintiff's Motion for Summary Judgment;
Affidavit of Defendant's Expert Dr. Thomas H. Coleman, MD, FACEP;
Janiak dep. transcript pp. 27, 30, 35.
Motions Hearing Transcript;
Order and Opinion Granting Plaintiff's Motion for Summary Judgment;
Defendant's Rule 59(e) Motion;
Order Denying Defendant's Rule 59(e) Motion.

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

July 5, 2022

s/ Michael C. Tanner
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Morgan R. Long, Bar No. 102765
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Attorneys for Appellant

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM ORANGEBURG COUNTY COURT OF COMMON PLEAS

Honorable Honorable Edgar J. Dickson, Circuit Court Judge

Case No. 2018-CP-38-01036

Malcolm E. Livingston, Jr. as the Personal Representative of the Estate of Rebecca E. Livingston
and personally,..... Respondent

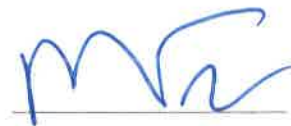
v.

The Regional Medical Center of Orangeburg and Calhoun
Counties,.....Appellant

PROOF OF SERVICE

I certify that I have served the Designation of Matter and the Initial Brief on Malcolm E. Livingston, Jr., by depositing a copy of it in the United States Mail, postage prepaid, on July 5, 2022, addressed to his attorneys of record Marion C. Fairey, Jr., Esquire, Post Office Box 661, Hampton, S.C., 29924 and Clyde C. Dean, Jr., Esquire, Post Office Box 1405, Orangeburg, S.C., 29116.

July 5, 2022



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(Via U. S. Mail and e-mail ctappfilings@sccourts.org)

Jenny Abbott Kitchings
Clerk of Court - Court of Appeals
1220 Senate St.
Columbia, S.C. 29201

RE: Malcolm E. Livingston, Jr. as the Personal Representative of the Estate of Rebecca E. Livingston and personally v. The Regional Medical Center of Orangeburg and Calhoun Counties
Case No.: 2018-CP-38-01036, 2018-CP-38-01038, 2018-CP-38-01039
Appellate Case No.: 2022-000809

Dear Ms. Kitchings:

Enclosed for filing please find the Initial Brief of The Regional Medical Center and, Designation of Matter and Proof of Service in this matter.

Yours Truly,



Michael C. Tanner

MCT/bi
enclosures

cc: Marion C. Fairey, Jr. Esquire
Clyde C. Dean, Jr., Esquire