

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM SPARTANBURG COUNTY
Court of Common Pleas

J. Mark Hayes, III, Circuit Court Judge

Case No.: 2009-CP-42-5373
Appellate Tracking Number:

James Hoftiezer, as Personal Representative
for the Estate of Martha Hoftiezer.....Appellant,

v.

D. Mark Hicklin, M.D., Drs. Taylor, Hicklin, Westmoreland and
Coley, P.A., and Spartanburg Regional Health Services District, Inc.,
d/b/a Spartanburg Regional Healthcare System.....Respondents.

APPELLANT'S DESIGNATION OF MATTER TO BE
INCLUDED IN THE RECORD ON APPEAL


The Appellant designates the following materials to be included in the Record on Appeal
with regard to his Initial Appellant's Brief:

1. Notice of Intent to File Suit;
2. Complaint;
3. September 1, 2011 Hearing Transcript;
4. Form 4 Order of September 28, 2011;
5. Order of October 19, 2011;

6. Notice of Appeal;
7. South Carolina Board of Medical Examiners Website Posting;
8. South Carolina Secretary of State Website Posting of SRHSD;
9. Shaver Order of October 22, 2007;
10. THWC Forms, Medical Records, Laboratory Results, Estimation of Benefits, Photographs of Signage;
11. Deposition of Edwin Haskell, III, pp. 20-21;
12. Internet Advertising of Dr. Hicklin and THWC;
13. Supplement to Schedule E for Dr. Hicklin 2007 Income Tax Return;
14. Deposition of Dr. Mark Hicklin, pp. 61-62, 77-79.

I certify that this designation does not include any matter that is irrelevant to the issues on appeal.

Respectfully submitted,

By: 

Ruskin C. Foster
Brad D. Hewett
Mike Kelly Law Group, LLC
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Attorneys for Appellant

May 21, 2012

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.....Respondents.

PROOF OF SERVICE

I, the undersigned Paralegal with Mike Kelly Law Group, LLC, counsel for James Hoftiezer, as Personal Representative for the Estate of Martha Hoftiezer, Appellant certify that I have served the Appellant's Amended Initial Brief and Designation of Matter on counsel by depositing a copy of it in the United States mail, postage prepaid, on May 21, 2012 addressed to Perry D. Boulier, Esquire, Post Office Box 1897, Spartanburg, South Carolina 29304.



Lorr Torbett, Paralegal

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JUN 05 2012

SC Court of Appeals

MK
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June 4, 2012

The Honorable Tonya Gee
S.C. Court of Appeals
1015 Sumter Street
P.O. Box 11629
Columbia, SC 29211

RE: Hoftiezer v. Hicklin, et al.
Court of Appeals File No: 2011203086
C/A No: 09-CP-42-5373

Dear Ms. Gee:

Please find enclosed a Proof of Service regarding service of the Appellant's Amended Initial Brief and Designation of Matter. If you would kindly file the original and return the clocked copies in the envelope enclosed, it would be greatly appreciated. If you need anything further, please contact my office.

With kindest regards, I remain

Sincerely,

Lori D. Torbett
Lori D. Torbett
Paralegal to Ruskin C. Foster

RCF/ldt

cc: Perry Boulter, Esquire

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JUN 05 2012

OFFICES IN:
Columbia, Myrtle Beach and Winnsboro, South Carolina
www.mklawgroup.com

SC Court of Appeals