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Jun 05 2023

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM YORK COUNTY
Court of Common Pleas

D. Craig Brown, Circuit Court Judge
William B. McKinnon, Circuit Court Judge

Appellate Case No. 2022-000288

Angela Patton, as Next Friend of Alexia L., a minor, Respondent,

v.

Dr. Gregory A. Miller and Rock Hill Gynecological & Obstetrical Associates, P.A.,..... Appellants.

**RESPONDENT’S DESIGNATION OF MATERIALS TO BE INCLUDED
IN THE RECORD ON APPEAL**

Pursuant to Rule 209 of the South Carolina Appellate Court Rules, Respondent Angela Patton designate the following material for inclusion in the record on appeal, in addition to those previously designated by Appellants:

Motions and Memoranda

1. Appellants’ Petition for Writ for Cert and Supersedeas to Supreme Court, filed November 28, 2022
2. Appellants’ Memorandum in Support of Motion for a New Trial and Opposition to Respondent’s Motion to Recover Interest and Costs filed February 14, 2022;
3. Appellants’ Motion for New Trial or, Failing That, For Statutory Reduction of Non-Economic Damages filed January 24, 2022;

4. Motions for Partial Summary Judgment to preclude the minor's direct recovery of her pre-majority medical expenses, the subsequent Orders granting the motions and appeal to this Court and the S.C. Supreme Court, which reversed the Orders, April 29, 2013 - October 4, 2017);

Orders

5. Consent Order Pierce v. Palmetto Health dated July 3, 2018

Other Materials

6. Deposition of Hospital nurse Stacy Bumgardner taken on November 20, 2012 (Dep. Cover page);
7. Deposition of Hospital nurse Julie Bibb, taken on February 15, 2013 (Dep. Cover page);
8. Deposition of Dr. Lupo, anesthesiologist, taken on January 27, 2014 (Dep. Cover page);
9. Deposition of Dr. Mercado, neonatologist, taken on March 31, 2014 (Dep. Cover page);
10. Deposition of Dr. Miller taken on February 22, 2012 (Deposition Cover, word index, and corresponding pages)
11. Deposition of Dr. Edith Gurewitsch June 26, 2013, as redacted for use at trial and word index
12. S.C. Supreme Court Video Portal, Oral Argument, Patton v. Miller, December 14, 2016, Starting at 21:20, video time clock

Respectfully submitted, this 5th day of 2023.

Anderson, South Carolina

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V.

Dr. Gregory A. Miller and Rock Hill Gynecological & Obstetrical
Associates, P.A., Appellants

PROOF OF SERVICE

I, the undersigned Paralegal of the law offices of Graham Law Firm, P.A., Attorneys for Angela Patton, as Next Friend of Alexia L., a minor do hereby certify that on June 5, 2023, I served all counsel in this action with a copy of the pleading(s) hereinbelow by emailing a copy to each attorney listed below using their primary email address listed in the Attorney Information System.

Pleadings Served: **RESPONDENTS’S DESIGNATION OF MATERIALS**

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From: Eugene Benton
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Subject: RE: Angela Patton v. Dr. Gregory A. Miller (2) 2022-000288
Attachments: Resp Desig of Mat_.pdf; Proof of Service-Desig of Mat.pdf

Please see the attached Designation of Materials. Service is made via email pursuant to the Supreme Court Order 2021-08-25-02.

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