

RECEIVED

Jun 16 2023

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM LANCASTER COUNTY
Court of Common Pleas

DeAndrea Gist Benjamin, Circuit Court Judge

Case No. 2018-CP-29-01127
Appellate Case No. 2022-001589

Paul David Hess, APRN-BC,..... Respondent-Appellant

v.

Morphis Pediatric Group of Lancaster, P.A.; Elizabeth J.
Morphis, M.D.; Gregory M. Alexander, CPA; and
Moore Beauston and Woodham, LLP,..... Defendants

Of whom Morphis Pediatric Group of Lancaster, P.A. and
Elizabeth J. Morphis, M.D. are. Appellants-Respondents

RESPONDENT-APPELLANT’S DESIGNATION OF MATTER
TO BE INCLUDED IN THE RECORD ON APPEAL

Respondent-Appellant, Paul David Hess, APRN-BC, by and through his undersigned
counsel, hereby proposes the following to be included in the Record on Appeal:

1. Order Granting Plaintiff’s Petition for Treble Damages, Attorney’s Fees and Costs, and Pre-Judgment Interest (Nov. 2, 2022)
2. Plaintiff’s Election of Remedies (Feb. 3, 2022)
3. Ex. A to Plaintiff’s Petition for Treble Damages, Attorney’s Fees and Costs, and Pre-Judgment Interest (Feb. 14, 2022)–Affidavit of Plaintiff’s Counsel, David E. Rothstein
4. Ex. B to Plaintiff’s Petition for Treble Damages, Attorney’s Fees and Costs, and Pre-Judgment Interest (Feb. 14, 2022)–Affidavit of M. Malissa Burnette, Esq. in Support of David E. Rothstein, Esq.
5. Defendants’ Morphis Pediatric Group and Dr. Beth Morphis’ Memorandum in Opposition to: (1) Trebling and Fees Under the Wage Payment Act, (2) Prejudgment Interest, and (3) Application for Fees and Costs (Feb. 20, 2022)

6. Transcript of Hearing on Post-Trial Motions (May 19, 2022)
7. Email thread between counsel and Judge Benjamin (June 1-2, 2022)
8. Rothstein Law Firm, PA Invoices to Hess Attached to June 1, 2022 Email to Judge Benjamin.

The undersigned certifies that this Designation contains no matter which is irrelevant to this appeal.

June 16, 2023

s/ David E. Rothstein
David E. Rothstein
Rothstein Law Firm, PA
1312 Augusta Street
Greenville, SC 29605
(864) 232-5870
Attorney for Respondent-Appellant