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SC Court of Appeals

September 12, 2023

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South Carolina Court of Appeals
Attn: Clerk of Court
1220 Senate Street
Columbia, South Carolina 29201

RE: *Kellie Bingham, et al v. Medical University of South Carolina*
Appellate Case No.: 2023-000952

Dear Clerk,

We represent Respondent-Appellant Medical University of South Carolina (“MUSC”) in this appeal, which follows a jury trial and post-trial motions.

Appellants-Respondents Kellie and Kayla Bingham filed their Notice of Appeal on or about June 6, 2023. On June 12, 2023, Respondent-Appellant MUSC filed its Notice of Cross-Appeal, which appealed, inter alia, “the Form 4 order denying MUSC's Post-Trial Motions that the Honorable Kristi F. Curtis, Circuit Court Judge signed and filed on May 15, 2023.” That Form 4 Order explicitly “DENIED” MUSC’s post-trial motions but requested that Appellants’-Respondents’ counsel submit a proposed order consistent with their opposition to MUSC’s post-trial motions.

On September 19, 2023, Judge Curtis entered the attached detailed formal Order denying MUSC post-trial motions and explaining the bases for her ruling. We wish to make certain that Judge Curtis’ September 19 Order is included in, and made part of, MUSC’s cross-appeal. I am writing to seek the Court’s clarification of how to most efficiently bring that order into this appeal. Would the Court prefer that we file a new notice of appeal (creating a new appellate case that we could move to consolidate with this case), file an amended or supplemental notice of appeal in this existing appellate case, or do something else? We are happy to do whatever the Court would prefer.

I have copied opposing counsel on this correspondence with the Court. Please let us know if you have any questions.

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Respectfully,

s/John W. Fletcher

John W. Fletcher

JWF/stl

Attachment: As Stated

Cc: John E. Parker, Esq. (*w/attachment via email*)
John E. Parker, Jr., Esq. (*w/attachment via email*)