

RECEIVED

Nov 13 2023

SC Court of Appeals

**THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS**

Appeal from Colleton County
Court of Common Pleas

Bentley D. Price, Circuit Court Judge

Appellate Case No. 2023-001282
Circuit Court Case No. 2021-CP-15-00516

Gabrielle Washington
as Personal Representative of the Estate of Walter Washington, Jr.,

Respondent,

v.

St. George Health Care, LLC, d/b/a St. George Healthcare Center and
Walterboro Community Hospital, Inc., d/b/a Colleton Medical Center,

Defendants,

Of which St. George Health Care, LLC, d/b/a St. George Healthcare Center is

Appellant.

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

CLEMENT RIVERS, LLP

Stephen L. Brown (SC Bar No. 66468)

D. Jay Davis, Jr. (SC Bar No. 12084)

James D. Gandy, III (SC Bar No. 11925)

Gaillard T. Dotterer, III (SC Bar No. 103620)

Russell G. Hines (SC Bar No. 72100)

25 Calhoun Street, Suite 400

P.O. Box 993 (29402)

Charleston, South Carolina 29401

(843) 720-5488

Attorneys for Appellant

Appellant, St. George Health Care, LLC, d/b/a St. George Healthcare Center, proposes the following to be included in the Record on Appeal:

Orders

1. Order Denying Motion to Compel Arbitration, filed December 7, 2022;
2. Order Denying Motion to Reconsider, filed July 11, 2023;

Pleadings

3. Summons and Complaint, filed August 19, 2021;
 - a. Affidavit of Merit of Luanne Trahan;
4. Defendant St. George Health Care, LLC d/b/a St. George Health Care Center's Answer to Plaintiff's Complaint, filed September 30, 2021;

Transcripts

5. May 19, 2022 Hearing Transcript – *Washington*;
6. May 19, 2022 Hearing Transcript – *Rahn*;

Other Material

7. Defendant St. George Health Care, LLC d/b/a St. George Health Care Center's Motion to Compel Arbitration, filed December 2, 2021;
 - a. Exhibit A, Arbitration Agreement;
8. Plaintiff's Memorandum in Opposition to Motion to Compel Arbitration, filed May 19, 2022;
 - a. Exhibit A, Affidavit of Gabrielle Washington;
9. Defendant St. George Health Care, LLC d/b/a St. George Health Care Center's Memorandum in Support of Motion to Compel Arbitration, filed May 20, 2022;
 - a. Admission Agreement in Exhibit 1;
10. The Facility's Motion to Alter, Amend, and/or Reconsider Order

Denying Motion to Compel Arbitration, filed December 19, 2022; and

11. Notice of Appeal/Proof of Service (omitting attached orders, which are identified for inclusion of the record elsewhere herein), served and filed August 10, 2023.

I certify that this Designation of Matter contains no matter which is irrelevant to this appeal.

Respectfully submitted,

CLEMENT RIVERS, LLP

By: s/Russell G. Hines

CLEMENT RIVERS, LLP

Stephen L. Brown (SC Bar No. 66468)

D. Jay Davis, Jr. (SC Bar No. 12084)

James D. Gandy, III (SC Bar No. 11925)

Gaillard T. Dotterer, III (SC Bar No. 103620)

Russell G. Hines (SC Bar No. 72100)

25 Calhoun Street, Suite 400

P.O. Box 993 (29402)

Charleston, South Carolina 29401

(843) 720-5488

Attorneys for Appellant

Charleston, South Carolina

November 10, 2023