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**Apr 04 2025**

**SC Court of Appeals**

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

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APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas  
Deadra L. Jefferson, Circuit Court Judge

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Civil No. 2018-CP-10-05675  
Appellate Case No. 2024-001698

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Patricia P. McGougan and Edgar McGougan,

Appellants,

v.

Richard F. Frisch, M.D., Timothy E. West, M.D.,  
The Southeastern Spine Institute, L.L.C., and  
Lowcountry Infectious Diseases, P.A.

Respondents.

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**DESIGNATION OF MATTER TO BE INCLUDED  
IN THE RECORD ON APPEAL on behalf of  
Dr. Frisch and Southeastern Spine Institute**

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Respondents Richard F. Frisch, M.D. and The Southeastern Spine Institute, L.L.C. proposes the following be included in the Record on Appeal in addition to those designated by the Appellants:

1. Complaint, filed November 30, 2019
2. Answer of Dr. West and his group, filed January 4, 2019
3. Answer of Dr. Frisch and his group, filed January 11, 2019
4. Amended answer of Dr. Frisch/group, filed February 25, 2020
5. Judgment/Verdict, September 27, 2024,

6. Form 4 Order denying posttrial motion, filed September 27, 2024

7. Notice of Appeal, filed October 9, 2024

8. Trial Transcript, September 9-16, 2024

Frisch opening pp. 60-74; Davne pp. 112-227; Motions pp. 457- 76; Buck pp. 487-529; Aprill pp. 531-609; Frisch, pp. 610 – 702; Glaser pp. 702-757; Dailey pp. 770 – 831;

West pp. 831-921; Simmons pp. 921-945; Motions 946-951; Verdict pp. 1139-1140; Posttrial motion pp. 1142-44;

9. Transcript – Part 2, September 10, 2024

Davne pp. 8-20; Blass pp. 20-125;

10. Plaintiffs' Trial Exhibit 116 – 7/25/17 Office visit to Dr. Grossi (Duke);

11. Defendants Trial Exhibits:

14 – ECMC Op. Report,

16 – 8.2.16 doxycycline Rx,

19 – 8/16/16 Visit to Southeastern Spine,

21 – 8/23/16 Visit to Southeastern Spine,

22 – 8/30/16 Visit to Southeastern Spine,

23 – 9/1/16 Visit to Southeastern Spine,

24 – 9/8/16 Visit to Southeastern Spine,

25 – 9/20/16 ECMC H&P,

29 – 9/20/16 ECMC MRI,

30 – 9/20/16 Visit to Southeastern Spine,

32 – 9/21/16 Dr. West Consult,

35 – 9/21/16 ECMC MRSA screen culture,

39 – 9/22/16 ECMC Op Report,

44 – 9/23/16 IV vancomycin,

48 – 9/26/16 ECMC discharge summary,

53 – 9/26/16 Dr. West discharge antibiotic plan,

- 54 – 9/26/16 Dr. West Rx - minocycline,
- 57 – 10/11/16 Visit to Southeastern Spine,
- 59 – 11/28/16 Visit to Southeastern Spine,
- 62 – 12/13/16 MRI recommendation by Southeastern Spine,
- 63 – 12/16/16 Lumbar MRI ,
- 64 – 12/16/16 Dr. Frisch note discussing admission options,
- 65 – 12/19/16 EMC H&P ,
- 72 – 12/20/16 ECMC CT,
- 74 – 12/20/16 ECMC MRI,
- 78 – 12/22/16 ECMC lab results,
- 83 – 12/30/16 Dr. West PICC line,
- 84 – 1/3/17 Frisch discharge summary,
- 87 – 3/15/17 Visit to Southeastern Spine,
- 90 – 8/2/17 Visit to Southeastern Spine,
- 91 – 8/11/17 Visit to Southeastern Spine, and
- 116 – 9/22/16 Order & Medication administration log.

I certify that this designation contains no matter which is irrelevant to this appeal.

**HOOD LAW FIRM, LLC**

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April 4, 2025