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**SC Court of Appeals**

THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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APPEAL FROM RICHLAND COUNTY  
Jocelyn Newman, Circuit Court Judge

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Appellate Case No. 2025-000592

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Health Promotion Specialists, LLC, ..... Appellants,  
v.

South Carolina Department of Health  
And Environmental Control, The South Carolina  
Dental Association, Dr. Richard E. Boyd,  
As Personal Representative of the Estate of Rocky Napier,  
And one or more John Does, Unidentified current or former  
Agents of South Carolina Department of Health  
And Environmental Control, Defendants,

Of which South Carolina Department of Health  
And Environmental Control is the, .....Respondent.

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**APPELLANTS 'S DESIGNATION OF MATTER**

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Pursuant to Rule 209, SCACR, Appellant proposes the following be included in the Record on Appeal. Unless otherwise stated, all items designated include exhibits and exclude proof of service, cover sheets, motion forms, and notices. Appellant reserves the right to include additional designations in connection with its reply brief or otherwise.

**ORDERS**

1. Order Granting Motion to Amend filed March 24, 2022
2. Order Granting SC Dental Association Motion to Dismiss filed July 18, 2023
3. Order Granting in Part and Denying in Part filed September 11, 2023

4. Form 4 Order Granting Motion to Reconsider filed November 21, 2024
5. Formal Order granting SCDHEC Motion to Reconsider filed December 10, 2024
6. Form 4 Order Denying HPS Motion to Reconsider filed February 25, 2025

### **PLEADINGS**

7. Summons and Complaint; Petition for Emergency Injunctive Relief filed August 16, 2019
8. Answer filed October 23, 2019
9. Amended Complaint filed November 22, 2019
10. Answer to Amended Complaint filed December 13, 2019
11. Stipulation of Dismissal as to SCDHHS filed March 17, 2021
12. Motion to Amend and Supplement Complaint filed June 6, 2021
13. Second Amended Complaint filed March 28, 2022
14. SCDHEC Motion to Dismiss filed April 5, 2022
15. SC Dental Association Motion to Dismiss filed April 28, 2022
16. Napier Motion to Dismiss filed April 29, 2022
17. SC Dental Association Memo in Support of Motion to Dismiss filed September 1, 2022
18. Napier Memo in Support of Motion to Dismiss filed September 9, 2022
19. SCDHEC Memo in Support of Motion to Dismiss filed September 9, 2022
20. HPS Memo in Opposition of Motion to Dismiss filed September 12, 2022
21. HPS Supplemental Memo in Opposition to Motion to Dismiss filed September 23, 2022
22. SC Dental Association Supplemental Memo in Support of Motion to Dismiss filed September 27, 2022
23. SCDHEC Reply to HPS Second Supplemental Memo in Opposition filed September 27, 2022
24. Napier Memo in Support of Motion to Dismiss filed September 29, 2022
25. DHEC Motion to Reconsider filed September 21, 2023

26. SCDHEC Answer to Second Amended complaint filed September 22, 2023
27. DHEC Memo in Support of Motion to Reconsider filed December 6, 2023
28. HPS Memo in Opposition to Motion to Reconsider filed December 29, 2023
29. HPS Motion to Reconsider filed December 20, 2024
30. Notice of Appeal filed March 26, 2025

**TRANSCRIPTS**

31. Hearing held on September 13, 2022

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

Respectfully submitted,

s/ Haley Hubbard

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July 2, 2025