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Jul 31 2025

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM HORRY COUNTY
Court of Common Pleas

Kristi F. Curtis, Circuit Judge

Case No. 2021-CP-26-07488
American Health Law Association Arbitration Claim No. 7029
Appellate Case Nos. 2023-001587 & 2024-000808

Dr. Scott F. Duncan, M.D.Appellant,

v.

OrthoSC, LLC, a South Carolina limited liability company; Dr. Gene M. Massey, M.D.; and HCA
Healthcare, Inc., a Delaware corporation, Defendants,

Of which OrthoSC, LLC, a South Carolina limited liability company, and Dr. Gene M. Massey,
M.D are the Respondents.

MOTION FOR COSTS

Respondents hereby move this Court to award its recoverable costs and attorney’s fees pursuant to Rules 222 and 242(j), SCACR. Respondents were the prevailing party in the above-captioned appeal. A sworn, itemized statement of costs incurred is attached hereto.

(Signature Page to Follow)

Respectfully submitted,

HAYNSWORTH SINKLER BOYD, P.A.

s/ Sarah P. Spruill

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Carolina limited liability company, and Dr. Gene
M. Massey, M.D.*

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HCA Healthcare, Inc., a Delaware corporation, Defendants,

Of which OrthoSC, LLC, a South Carolina limited liability company, and Dr. Gene M. Massey,
M.D are the Respondents.

PROOF OF SERVICE

I certify that I have served the *Respondents' Motion for Costs* on all attorneys of record
by electronic mail only on July 31, 2025, addressed to:

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July 31, 2025

VIA EMAIL & U.S. MAIL

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1220 Senate Street
Columbia, SC 29201

Re: Dr. Scott F. Duncan v. OrthoSC, LLC
Appellate Case No. 2023-001587

Dear Ms. Kitchings:

This firm represents the Respondents in the above matter. Enclosed for filing, please find Respondents' *Motion for Costs* together with our Proof of Service for the same. Enclosed is our firm's check to cover the cost of the filing fee (w/ mailed copy).

Please note service on counsel of record by copy of this letter. If you have any questions, please give me a call. Thank you for your assistance in this matter.

Sincerely yours,

HAYNSWORTH SINKLER BOYD, P.A.



Sarah P. Spruill

SPS/sac
Enclosure

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