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Dec 16 2025

SC Court of Appeals

IN THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Donnis Henderson as the Personal Representative of the Estate of Michael Henderson,  
Appellant,

v.

Spartanburg Health Services District, Inc., James L. Peters, William Terence Joyce, III, Luther Person and David Edward Pelino individually and as agents and servants of Upstate Carolina Radiology, P.A., Apella Health Management, Inc., by and through its agents and servants.  
Respondents.

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Appellate Case No.: 2025-000998

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MOTION TO WITHDRAW APPEAL

COMES NOW the Appellant, Donnis Henderson, by and through undersigned counsel, and respectfully moves this Honorable Court, pursuant to Rule 260, South Carolina Appellate Court Rules (SCACR), to withdraw the appeal previously filed in the above-captioned matter.

In support of this Motion, Appellant would show unto the Court the following:

1. Appellant filed a Notice of Appeal in the South Carolina Court of Appeals on May 21, 2025, from the Order of Spartanburg County Common Pleas For the Seventh Circuit entered by the Honorable Jennifer B. McCoy on April 23, 2025.

2. After review and consultation, Appellant has elected not to pursue this appeal further.

3. No prejudice will result to the Respondent by the withdrawal of this appeal.

WHEREFORE, Appellant respectfully requests that this Court issue an Order allowing withdrawal of the appeal and dismissing the matter from the docket of the South Carolina Court of Appeals.

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December 16, 2025

s/Everett H. Garner  
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Joyce, III, David Edward Pelino, and Luther Person

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# GARNER CORBETT

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\* Certified Circuit Court Mediator

December 15, 2025

The South Carolina Court of Appeals  
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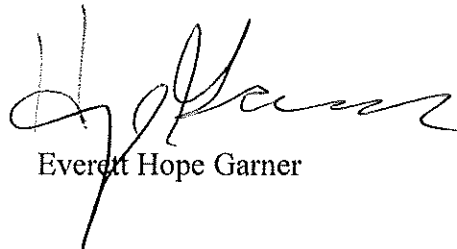
**SC Court of Appeals**

RE: Donnis Henderson v. Spartanburg Health District, LLC  
Appellate Case No: 2025-000998

Dear Sir/Madam:

Enclosed please our firm's check in the amount of \$50.00 to cover the filing fee for the Motion to Withdraw Appeal in the above referenced matter which will be emailed to you for filing today. If you have any questions, please let us know.

Sincerely,



Everett Hope Garner

EHG/bma

Enclosure

CC:

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