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May 13 2026

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM SPARTANBURG COUNTY
Court of Common Pleas
Honorable Grace Gilchrist Knie, Circuit Court Judge

Appellate Case No. 2025-001716

Civil Action No. 2020-CP-42-02169

Andrea Allen, as the Personal Representative of the Estate
of Albert Charles Jefferies, deceased,..... Respondent,

v.

Chi Hun Lim, M.D., Megan Nicholas, P.A., and Carolina
Orthopaedic and Neurological Associates, PA..... Appellants.

**APPELLANT MEGAN NICHOLAS, P.A.
DESIGNATION OF MATTER FOR RECORD ON APPEAL**

Appellant Megan Nicholas, P.A. designates the following material under Rule 209, SCACR, for inclusion in the record on appeal. Undersigned counsel certifies, under Rule 209(c), SCACR, that the designation contains no matter which is irrelevant to this appeal.

Orders

Form 4 Order denying Defendants' motion to amend answer to assert a new defense, filed May 9, 2025

Form 4 Order, Judgment in a Civil Case, filed June 10, 2025

Form 4 Order regarding Defendants' Post Trial Motion for Setoff and Request for Settlement Agreements, filed July 3, 2025

Form 4 Order regarding Defendants' Post Trial Motion, filed July 3, 2025

Order granting Plaintiff's Motion for Prejudgment Interest and denying Defendants' Post-trial motions, filed July 28, 2025

Form 4 Order correcting error in the case caption, filed September 4, 2025

Form 4 Order re. Def CONA, PA's Motion to Intervene and Motion to Set Aside Order by Proposed Intervenor, filed September 16, 2025

Form 4 Order regarding Def CONA, PA's Motion to Alter or Amend Judgment regarding Pre-Judgment Interest and Defendants' Joinder in Motion to Alter or Amend Judgment (Pre-Judgment Interest filed on 8/7/25), filed September 16, 2025

Form 4 Order regarding Defendants' Motion for Good Cause to Correct Court Docket, filed September 16, 2025

Order Granting Defendant's Motion for Good Cause to Correct Court Docket, filed September 19, 2025

Order denying Defendant CONA PA's Motion to Intervene and Motion to Set Aside Order, filed on September 22, 2025

Order denying Defendants' Motion to Alter or Amend Judgment regarding Prejudgment Interest, filed September 25, 2025

Verdict Form

Verdict Form, filed June 10, 2025

Pleadings

Complaint, filed July 9, 2020

Amended Complaint, filed September 30, 2020

Second Amended Complaint, filed June 29, 2021

Dr. Lim, PA Nicholas and CONA ASC, LLC Answer to Second Amended Complaint, filed August 30, 2021.

Motions, Supporting Memoranda

Defendants Dr. Lim, PA Nicholas and CONA ASC, LLC Motion to Amended Answer with exhibits, filed April 17, 2025

Defendants Dr. Lim, PA Nicholas and CONA ASC, LLC Proposed Amended Answer

Plaintiff's Opposition to Defendants' Motion to Amend Answer, filed May 5, 2025

Offer of Judgment to Lim, Nicholas PA, and CONA ASC, LLC, filed April 25, 2024

Plaintiff's Motion for Assessment of Prejudgment Interest with exhibits (Offer of Judgment), filed June 16, 2025

Defendants' Motion to Alter or Amend the Judgment, filed June 17, 2025

Defendants' Motion for JNOV, filed June 17, 2025

Defendants' Motion for Setoff and Motion for Production of Settlement Agreements, filed June 17, 2025

Defendants' Motion to Apply Noneconomic Damages Cap, filed June 17, 2025

Defendants' Motion for New Trial Absolute Based on Verdict Awards and Evidence or Failing that, New Trial NISI Remittitur, filed June 17, 2025

Defendants' Motion for New Trial Based on Thirteenth Juror Doctrine, or Failing That, For Reduction of Non-Economic Damages, filed June 17, 2025

Defendants' Reply to Plaintiffs' Memorandum Opposing Post-Trial Motions, filed July 1, 2025

Defendant CONA PA's Motion to Intervene, filed July 14, 2025

Defendant CONA PA's Motion to Set Aside Order by Proposed Intervenor and affidavits in support thereof, filed July 14, 2025

Defendant CONA PA's Motion to Alter or Amend Judgment Regarding Pre-Judgment Interest and affidavits in support thereof, filed August 7, 2025

Defendants' Motion for Good Cause to Correct Court Docket, filed August 7, 2015

Defendants Chi Hun Lim, M.D. and Megan Nicholas, P.A., Joinder in Motion and Motion to Alter or Amend Judgment Regarding Pre-Judgment Interest, filed on August 7, 2025

Defendant CONA PA's Reply in Support of Motion to Set Aside Order by Proposed Intervenor, filed August 25, 2025

Defendants Chi Hun Lim, M.D. and Megan Nicholas, P.A.'s Memorandum re. Joinder Motion, filed September 8, 2025

Transcripts

Dr. Chi Hun Lim deposition, July 15, 2022

Megan Nicholas, PA deposition, March 22, 2022

Megan Nicholas de bene esse deposition, April 30, 2024

Dr. Alfred Ezman deposition, October 28, 2022

Dr. James Botts deposition, January 23, 2023

Hearing Transcript, May 8, 2025

Trial Transcripts, June 2-6, 2025

Post-Trial Hearing Transcript, July 2, 2025

Post-Trial Hearing Transcript, August 27, 2025

Post-Trial Hearing Transcript, November 12, 2025

Trial Exhibits

Trial Joint Exhibit 1 (all parts)- Spartanburg Regional Medical Center

Trial Joint Exhibit 2 – Peachtree Center Records

Trial Joint Exhibit 3 – Autopsy report

Plaintiff Ex. 1 – Medical Procedure

Plaintiff Ex. 2 – Audit trails

Plaintiff Ex. 3 – CD of Dr. Lim, Dr. Ezman and Megan Nicholas video tape testimony

Plaintiff Ex. 4 – Hospital Policy

Court Ex. 1 – Foreperson selection

Court Ex. 2 – Jury question

Court Ex. 3 – Jury question

Other

Defendants' Proposed Verdict Form- presented to the court by Mr. Davis

Jury Instructions

Nicholas Notice of Appeal with exhibits, August 27, 2025

Nicholas Supplemental Notice of Appeal with exhibits, September 29, 2025

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