

THE STATE OF SOUTH CAROLINA
In the Supreme Court

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S.C. SUPREME COURT

IN THE ORIGINAL JURISDICTION

The Honorable H. Steven DeBerry, IV
C/A Case No.: 2025-CP-33-00076
Appellate Case No.: 2026-001165

CHARLES A. TRANT, M.D., Respondent,

v.

MAGMUTUAL INSURANCE COMPANY, Petitioner.

MOTION TO STRIKE

Petitioner MagMutual Insurance Company (“MagMutual”) files this motion to strike certain portions of the Reply filed by Respondent Charles A. Trant, M.D. (“Dr. Trant”) in support of his Motion to Determine Whether The Appendix Should Be Sealed. Specifically, the Court should strike the references contained therein discussing the confidential testimony of Dr. Trant and Mr. Boone Aiken.

Importantly, Dr. Trant acknowledged to this Court in his original motion that information contained in the proposed Appendix was subject to a confidentiality order from the circuit court. Dr. Trant also knew that MagMutual filed a return arguing that certain information contained in the proposed Appendix needed to be filed under seal.

Rather than waiting for a ruling from this Court as to whether certain portions of the proposed Appendix (submitted for *in camera* review) should be kept under seal or opened to the public, Dr. Trant made the unilateral decision that he would go ahead and cite portions of the Appendix marked confidential in his Reply. However, Dr. Trant cannot set forth publicly in briefing this confidential information to support his argument that it should not be confidential. This violates the circuit court's confidentiality order below.

If MagMutual is incorrect as to whether this information should ultimately be sealed, it will live with this Court's decision. But it is the Court's decision to make—not Dr. Trant's.

Accordingly, MagMutual respectfully requests that the above-mentioned portions of Dr. Trant's Reply be stricken or redacted.

Respectfully submitted,

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