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THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

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APPEAL FROM THE ADMINISTRATIVE LAW COURT JAN 14 2015
The Honorable S. Phillip Lenski, Administrative Law Judge

SC Court of Appeals

Docket No. 11-ALJ-07-0575-CC

114773

Amisub of South Carolina, Inc. d/b/a Piedmont Medical Center
d/b/a Fort Mill Medical Center Petitioner,

v.

South Carolina Department of Health and Environmental Control
and The Charlotte-Mecklenburg Hospital Authority, d/b/a Carolinas
Medical Center-Fort Mill Respondents,

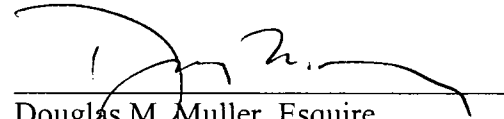
Of whom The Charlotte-Mecklenburg Hospital Authority, d/b/a Carolinas
Medical Center-Fort Mill, is Appellant.

NOTICE OF APPEAL

The Charlotte-Mecklenburg Hospital Authority, d/b/a Carolinas Medical Center-Fort Mill ("Appellant"), appeals the Final Order of the Honorable S. Phillip Lenski dated March 31, 2014 (the "Final Order") and the Amended Final Order dated December 15, 2014 (the "Amended Final Order"), which granted a Certificate of Need to Petitioner Amisub of South Carolina, Inc. d/b/a Piedmont Medical Center d/b/a Fort Mill Medical Center and denied a Certificate of Need to Appellant. Appellant received written notice of the entry of the Final Order on March 31, 2014. On April 9, 2014, Appellant timely filed a Motion to Alter or Amend the Final Order pursuant to Rule 29(d) of the Rules of

Procedure of the Administrative Law Court and Rule 59 of the South Carolina Rules of Civil Procedure. On May 2, 2014, the Honorable S. Phillip Lenski vacated the Final Order. On December 15, 2014, the Honorable S. Phillip Lenski issued the Amended Final Order.¹ Appellant received written notice of the entry of the Amended Final Order on December 15, 2014.

January 14, 2015



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Attorneys for Appellant The Charlotte-
Mecklenburg Hospital Authority, d/b/a
Carolinas Medical Center – Fort Mill

Other Counsel of Record:

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Attorneys for Amisub of South Carolina, Inc. d/b/a Piedmont Medical Center d/b/a Fort
Mill Medical Center

Ashley C. Biggers, Esquire
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DHEC, Office of the General Counsel
2600 Bull Street
Columbia, SC 29201

Attorneys for the South Carolina Department of Health and Environmental Control

¹ The Final Order, the May 2, 2014 order vacating the Final Order, and the Amended Final Order are attached hereto as required by South Carolina Appellate Court Rule 203(d)(2)(B).

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v.

South Carolina Department of Health and Environmental Control
And The Charlotte-Mecklenburg Hospital Authority, d/b/a Carolinas
Medical Center-Fort Mill Respondents,

Of whom The Charlotte-Mecklenburg Hospital Authority, d/b/a Carolinas
Medical Center-Fort Mill, is Appellant.

PROOF OF SERVICE OF NOTICE OF APPEAL

This is to certify that I have this day served counsel of record in the foregoing matter
with a copy of the foregoing *Notice of Appeal* by hand delivery, addressed as follows:

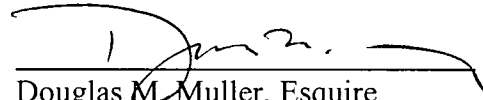
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Charleston, South Carolina

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SC Court of Appeals

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VIA HAND DELIVERY

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1015 Sumter Street
Columbia, South Carolina 29201

Moore & Van Allen PLLC

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**Re: Amisub of South Carolina, Inc., d/b/a Piedmont Medical Center d/b/a Fort Mill
Medical Center v. South Carolina Department of Health and Environmental
Control and The Charlotte-Mecklenburg Hospital Authority d/b/a Carolinas
Medical Center-Fort Mill
Docket No.: 11-ALJ-007-0575-CC**

Dear Ms. Kitchings:

Enclosed for filing please find the original and one (1) copy of a Notice of Appeal and Proof of Service in the above referenced matter. Pursuant to Rule 203(d)(2), SCACR, I am filing a copy of the Notice and this letter with the Administrative Law Court, and I am enclosing a check made payable to the Court of Appeals in the amount of \$100.00 for the requisite filing fee. Please file the original and return a file stamped copy to the bearer of this letter.

By copy of this letter, I am serving all counsel of record with a copy of the same.

Thank you for your assistance in this matter.

Sincerely,

Moore & Van Allen PLLC


Douglas M. Muller

DMM/hm

Enclosures: as stated

cc (via hand delivery):

Stuart M. Andrews, Esq.
Daniel J. Westbrook, Esq.
Ashley C. Biggers, Esq.
Vito Wicevic, Esq.