

**STATE OF SOUTH CAROLINA
In the Court of Appeals**

Appeal from Florence County
Court of Common Pleas

Michael Nettles, Circuit Court Judge

C.A. No. 2013-CP-21-00587
App. No. 2015-001237

RECEIVED
MAR 07 2016
SC Court of Appeals

Genesie Fulton, individually, and as Next Friend of
Bryson F., a minor,

Appellants,

v.

L. William Goldstein, M.D., individually and d/b/a
L. William Goldstein OB-GYN,

Respondents.

**RESPONDENTS' DESIGNATION OF MATTER
TO BE INCLUDED IN THE RECORD ON APPEAL**

Rule 209, SCACR, provides that a Designation of Matter to be Included in the Record on Appeal “shall set forth with specificity those parts of the transcript, pleadings, orders, exhibits, or other materials which he proposes to include in the record on appeal,” and “must clearly identify what the party desires to have included in the Record on Appeal.” Rule 209 also provides that “the Designation may only propose to include portions of the transcript, pleadings, orders, exhibits, or other materials which may be properly included in the Record on Appeal [See Rule 210(c)]. A party shall not include any matter in his Designation which is not relevant to the appeal.”

The Respondents hereby note their objection to the Appellants' Designations which does not comply with the Rule because it designates all pleadings, orders, motions, trial transcript without any specificity, while attempting to provide for exclusion of matters at some future time.

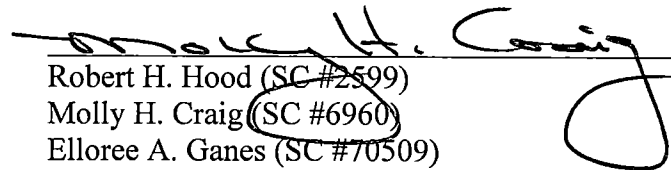
In compliance with Rule 209, SCACR, Respondents hereby propose the following matters be included in the Record on Appeal:

1. Complaint;
2. Answer;
3. Amended complaint;
4. Answer to amended complaint;
5. Verdict;
6. Plaintiffs' motion for a new trial;
7. Order denying the motion for a new trial;
8. From the Trial Transcript, May 4-8-2015:

DR. YVONNE GOMEZ-CARRION, 151 – 253;
MOTIONS, 568-579;
DR. WILLIAM GOLDSTEIN, 580-769;
DR. ROGER GOWER, 777-850;
NURSE STEPHANIE COLLINS, 853-891;
NURSE REBECCA LAWRIMORE, 892-919;
DR. STEVEN COKER, 920-931;
DR. RICHARD JACOBSON, 932-975;
CHARGE CONFERENCE/MOTIONS, 976-987;
DR. MARK SALLEY, 988-1107;
MOTIONS, 1108-1120;
DR. MICHAEL HALL REPLY TESTIMONY, 1121-1138, 1146-1165;
MOTIONS, 1166-1170;
CHARGE CONFERENCE, 1171-1181; and
CHARGE ON THE LAW, 1257-1282.

I certify that this designation contains no matter which is irrelevant to this appeal.

Hood Law Firm, LLC

A handwritten signature in black ink, appearing to read "Molly H. Craig", is written over a horizontal line. The signature is fluid and cursive, with a large loop at the end.

Robert H. Hood (SC #2599)
Molly H. Craig (SC #6960)
Elloree A. Ganes (SC #70509)
Deborah H. Sheffield, *Of Counsel*, (SC #2757)
172 Meeting Street
P.O. Box 1508
Charleston, SC 29402
(843) 577-4435

Attorneys for Respondents
L. William Goldstein, M.D., individually
and d/b/a L. William Goldstein OB-GYN

March 4, 2016

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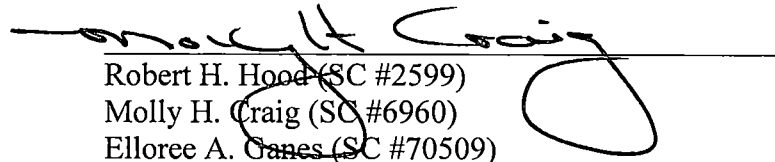
Respondents.

Certificate of Service

The undersigned certifies that on this 4th day of March, 2016, a copy of the Initial Brief and Designations on behalf of Respondents L. William Goldstein, M.D., individually and d/b/a L. William Goldstein OB-GYN, were served by depositing said copy in the U.S. Mail, with sufficient first class postage, on the following counsel at the addresses listed below:

Edward L. Graham, Esquire
Diane M. Rodriguez, Esquire
J. Layton Ruffin, Esquire
Graham Law Firm, P.A.
P.O. Box 550
Florence, SC 29503

Hood Law Firm, LLC

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Attorneys for Respondents

L. William Goldstein, M.D., individually and d/b/a
L. William Goldstein OB-GYN

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SC Court of Appeals

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

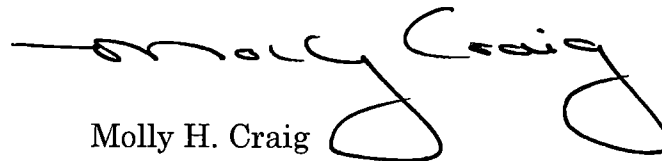
Re: Genesis Fulton, individually, and as Next Friend of Bryson F., a minor v. L. William Goldstein, M.D., individually and d/b/a L. William Goldstein OB-GYN
C/A No. 2013-CP-21-00587, Florence CP
Appellate Case No. 2015-001237
HLF File No. 25.053

Dear Ms. Kitchings:

Enclosed please find the original and one copy of the Respondents' Initial Brief and Designations of Matter to Include in the Record in the above matter, along with the Certificate of Service. I am copying all counsel of record with copies of the same. Please return a clocked-in copy of each in the envelope provided.

Kind regards,

Yours truly,



Molly H. Craig

MHC/spc
Enclosure

cc: Edward L. Graham, Esquire
Diane M. Rodriguez, Esquire
J. Layton Ruffin, Esquire