

SEP 27 2012

Tanya A. Gee  
Special Counsel

S.C. Supreme Court

September 27, 2012

**VIA HAND DELIVERY**

The Honorable Daniel E. Shearouse  
Clerk, Supreme Court of South Carolina  
c/o Linda Allen  
1231 Gervais Street  
Columbia, South Carolina 29201

**Re: Amisub v. SCDHEC  
Appellate Case No. 2011-193828**

Dear Ms. Allen:

Thank you for your telephone call yesterday in which you inquired about our Motion for an Extension to file a Respondent’s Brief. Pursuant to that conversation, you asked that I send you a letter explaining why Charlotte-Mecklenburg Hospital Authority, d/b/a Carolinas Healthcare System and Carolinas Physicians Network, Inc. (hereinafter “Carolinas”), was filing a brief as a Respondent. The procedural posture of this case is somewhat convoluted, so I understand the confusion and I appreciate the opportunity to explain what we perceive to be the parties’ current postures.

This case originated out of the Administrative Law Court, which issued an order granting summary judgment in favor of Carolinas. Amisub appealed that order to the Court of Appeals, and both DHEC and Carolinas were Respondents to that appeal. The Court of Appeals reversed and remanded, and from there, both DHEC and Carolinas filed petitions for writ of certiorari to this Court. This Court granted DHEC’s petition on the issue of whether the Administrative Law Court had jurisdiction over the matter, but denied the entirety of Carolinas’ petition.

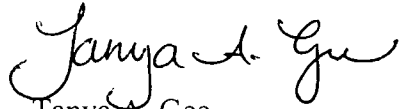
Carolinas remains an interested party in this appeal (which revolves around whether Carolinas’ Urgent Care Center in Fort Mill, South Carolina may continue to operate); however, in light of having its petition for certiorari denied, Carolinas believes it is now designated as a “Respondent.” Carolinas asks that this Court accept its brief on

- Charleston
- Charlotte
- Columbia**
- Greensboro
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- Hilton Head
- Myrtle Beach
- Raleigh

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October 2, 2012, and Carolinas will designate itself as a Respondent unless this Court otherwise directs.

Very truly yours,

A handwritten signature in cursive script that reads "Tanya A. Gee".

Tanya A. Gee  
Special Counsel

cc: Travis Dayhuff, Esquire  
Ashley C. Biggers, Esquire