

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM GREENVILLE COUNTY  
Court of Common Pleas

**RECEIVED**

JUN 17 2016

The Honorable Edward W. Miller, Circuit Court Judge

**SC Court of Appeals**

Case Nos: 2010-CP-23-09954; 2010-CP-23-09956

Appellate Case No. 2016-000583

Charles Benjamin "Ben" Dickerson and Gale M. Dickerson, ..... Respondents,

v.

TLC Corporate; TLC The Laser Center (Institute), Inc., f/k/a TLC The Laser Center (Piedmont), Inc., TLC Physicians; Jonathan Woolfson, M.D., Jeffrey Machat, M.D., Derek P. Van Veen, O.D., Cynthia Wike Yeager, O.D., John Potter, M.D., and David Kohler, O.D., Defendants,

Of whom, Derek P. Van Veen, O.D. is the ..... Appellant.

And

Michael "Chad" Luce, ..... Respondent,

v.

TLC Corporate; TLC The Laser Center (Institute), Inc., f/k/a TLC The Laser Center (Piedmont), Inc., TLC Physicians; Jonathan Woolfson, M.D., Derek P. Van Veen, O.D., Cynthia Wike Yeager, O.D., and John Potter, M.D., ..... Defendants,

Of whom, Derek P. Van Veen, O.D. is the ..... Appellant.

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

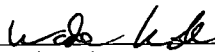
Appellant Derek P. Van Veen, O.D., proposes that the following material be included in the Record on Appeal:

1. Order Denying Van Veen's Motions to Stay and Granting Plaintiffs' Motions to Compel Responses to Discovery dated 3/9/12
2. Discovery Order dated 9/25/12
3. Protective Order dated 11/25/12
4. Order granting TLC's Motions to Stay dated 6/5/13
5. Amended Protective Order dated 1/10/14
6. Order Granting in Part Plaintiffs' Motion for Sanctions dated 12/21/15
7. Order Denying Motion to Alter or Amend Order for Sanctions Against Derek P. Van Veen and Imposing Attorneys' Fees dated 3/7/16
8. Dickerson v. TLC Laser Center Institute, Inc., et al.- First Amended Complaint dated 3/22/11
9. Luce v. TLC Laser Center Institute, Inc., et al.- First Amended Complaint dated 3/22/11
10. Dickerson v. TLC Laser Center Institute, Inc., et al.- Answer to Plaintiff's First Amended Complaint dated 5/5/12
11. Luce v. TLC Laser Center Institute, Inc., et al.- Answer to First Amended Complaint of Derek P. Van Veen P.D. dated 5/14/12
12. Motion for Protection of Defendants TLC The Laser Center (Institute), Inc., John Potter, M.D., and Cynthia Yeager, O.D. as to Plaintiffs' First Set of Discovery Requests and Memorandum in Support Thereof dated 5/19/11
13. Notice of Motion and Motion to Compel dated 10/3/11
14. Defendant Derek P. Van Veen, O.D.'s Motion to Stay Litigation dated 10/13/11
15. Plaintiff's Motion to Compel dated 4/25/12
16. Plaintiffs' Memo in Support of Motion to Compel dated 6/27/12
17. TLC's Motions to Stay dated 5/23/13
18. Plaintiffs' Consolidated Notice of Motion and Motion for Sanctions and Associated Relief Against Defendant TLC The Laser Center (Institute), Inc. f/k/a TLC The Laser Center (Piedmont), Inc., Derek P. Van Veen, OD, and John Potter, MD dated 3/9/15

19. Luce v. TLC Laser Center Institute, Inc., et al. - Memorandum in Partial Response to Plaintiffs' Motion for Sanctions dated 3/19/15
20. Memorandum in Support of Plaintiffs' Motion for Sanctions and Associated Relief Against Defendant TLC The Laser Center (Institute), Inc. f/k/a TLC The Laser Center (Piedmont), Inc., Derek P. Van Veen, OD, and John Potter, MD dated 3/24/15
21. Supplemental Memorandum (Plaintiffs) dated 5/19/15
22. Motion to Alter or Amend Order Granting Sanctions Against Derek P. Van Veen served 12/30/15
23. Sworn Affidavit of Derek P. Van Veen O.D. dated 2/9/16
24. Luce v. TLC Laser Center Institute, Inc., et al. - Deposition Transcript of Derek Van Veen O.D. dated 3/31/14
25. Luce v. TLC Laser Center Institute, Inc., et al. - Deposition Transcript of Derek Van Veen O.D. dated 5/1/14
26. Transcript of Record dated 3/24/15
27. Transcript of Record dated 5/21/15
28. Plaintiff Dickerson's First Set of Discovery Requests to Defendants dated 5/9/11
29. Plaintiff Luce's First Set of Discovery Requests to Defendants dated 5/9/11
30. Plaintiff Dickerson's First Request to Admit dated 9/21/11
31. Plaintiff Luce's First Request to Admit dated 9/21/11
32. Van Veen's Responses to Plaintiff Dickerson's First Set of Requests for Admission dated 4/5/12
33. Van Veen's Responses to Plaintiff Luce's First Set of Requests for Admission dated 4/5/12
34. Luce v. TLC Laser Center institute, Inc. – Defendant Derek P. Van Veen O.D.'s Responses to Plaintiff's First Set of Discovery Requests 8/14/12
35. Dickerson v. TLC Laser Center Institute, Inc., et al. – Defendant Derek P. Van Veen, O.D.'s Responses to Plaintiff's First Set of Discovery Request dated 10/10/12
36. Plaintiffs' Discovery Requests to Defendant Derek Van Veen, O.D. dated 2/21/14

37. Defendant Derek P. Van Veen, O.D.'s Responses to Plaintiffs' Discovery Requests dated 3/14/14
38. Derek P. Van Veen, O.D.'s Supplemental Responses to Plaintiff's First Set of Discovery Requests dated 4/22/14, including Bates Nos. GCC\_LUCE 000104 – GCC\_LUCE 000130
39. Dickerson Waiver, Bates No. Dickerson 1104 TLCP0000005-Dickerson 1104 TLCP0000018
40. Luce Waiver, Bates No. GCC\_LUCE 0005, GCC\_LUCE 0008 – 0021
41. Petition for Writ of Certiorari, Mandamus & Prohibition dated 12/27/12
42. Notice of Appeal dated 12/28/12

Pursuant to Rule 209(c) of the South Carolina Appellate Court Rules, I certify that this Designation contains no matter which is irrelevant to this appeal.

  
\_\_\_\_\_  
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June 17, 2016

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PROOF OF SERVICE

The undersigned certifies that he is employed with the law firm of Wyche, P.A, attorneys for the Appellant, Derek P. Van Veen, O.D., and that he has served all counsel in this action with a copy of the Designation of Matter to Be Included in the Record on Appeal by mailing a copy of same to counsel via United States Mail, postage prepaid, at the following addresses:

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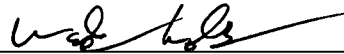
PROOF OF SERVICE

The undersigned certifies that he is employed with the law firm of Wyche, P.A, attorneys for the Appellant, Derek P. Van Veen, O.D., and that he has served a copy of Appellant's Initial Brief and Designation of Matter on counsel listed below this 17<sup>th</sup> day of June 2016.

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