

THE STATE OF SOUTH CAROLINA  
In the Supreme Court

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AUG 22 2016

SC Court of Appeals

APPEAL FROM GREENVILLE COUNTY  
Court of Common Pleas

The Honorable Edward W. Miller, Circuit Court Judge

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.

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

Respondents' propose that the following material be included in the Record on

Appeal:

1. Dickerson Complaint
2. Luce Complaint
3. Dr. Van Veen Depo., August 12, 2008, Pgs. 9-16; 103; 109-10; 113
4. Dr. Van Veen Depo., August 18, 2010, Pgs. 9-16; 47-51
5. Dr. Van Veen Depo., March 31, 2014, pp. 159:18-161:14; Exhibits 2, 3 , 11;  
159:18-161:14;15:1-7 and 8-17; pgs. 75-76, 103-104, 113-122
6. Dr. Van Veen Depo., May 1, 2014, Exhibits 13, 22, 23, 27 and 29, pgs. 214:7-  
215:12; pgs. 214:21-215:17; 334-335; pgs. 22-26; pgs. 203-04;
7. Pl. Ex. 1
8. Pl. Ex. 2
9. Pl. Ex. 3
10. Pl. Ex 4
11. Pl. Ex. 6
12. Pl. Ex. 7
13. Pl. Ex. 8- Tabs 8; 68; 100; 192; 257; 294; 426; 459; 475; 476; 477; 501; 508; 514;  
531; 541; 544; 564; 548; 549; 553; 561; 562; 581; 582; 587; 588; 597; 600; 601;  
608; 609; 610; 611; 612; 613; 614; 615
14. Pl. Ex. 13
15. Pl. Ex.'s 16-64a
16. Pl. Ex.'s 65-70

17. Pl. Ex. 71- TLC 2014 – Tullo 0128902; 0016069; 0107971; 0004727; 0004737;

TLC 2014 – T-DRIVE 00493714.

18. Pl. Ex.'s 72-84

19. Pl. Ex. 85, Tabs 1; 2; 4; 54; 55; 56; 57; 58; 61; 75; 79; 97; 98; 101; 104-119; 122;  
123; 125; 126; 135; 136;

20. Pl. Ex.'s 86-102

21. Pl. Ex. 103, tabs 28; 43

22. Pl. Ex. 104-119

23. Dr. John Potter Depo., September 24, 2009, pgs. 78-79; 208-212; 226-229

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.

COVINGTON, PATRICK, HAGINS,  
STERN & LEWIS, P.A.



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August 17, 2016

ATTORNEYS FOR THE RESPONDENTS

Greenville, South Carolina

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Appellate Case No. 2016-000583

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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..... Appellants.

And

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

v.

TLC Corporate; TLC The Laser Center (Institute), Inc. f/k/a TLC The Laser  
Center (Piedmont), Inc., Jonathan Woolfson, 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..... Appellants.


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PROOF OF SERVICE

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I certify that on the 17<sup>th</sup> day of August, 2016, I served a copy of Initial Brief of Respondents and Designation of Matter in the above-entitled matters by sending a copy of the same by the methods of deliver specified below:

J. Theodore Gentry  
Wade S. Kolb, III  
WYCHE, P.A.  
44 East Camperdown Way  
Greenville, SC 29601  
*Via U.S. Mail*



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Attorneys for Respondents

August 17, 2016

FAYSSOUX & LANDIS  
ATTORNEYS AT LAW

August 17, 2016

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

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Re: Charles Benjamin "Ben" Dickerson and Gale M. Dickerson, v. Derek P. Van Veen, O.D.  
Michael "Chad" Luce v. Derek P. Van Veen, O.D.  
C.A. Nos.: 2010-CP-23-09954; 2010-CP-23-09956  
Appellant Case No.: 2016-000583

Dear Ms. Kitchings:

Please find enclosed for filing the original and one copy of the Initial Brief of the Respondents and Designation of Matter along with an original and one copy of the Proof of Service. I have provided a self-addressed envelope for return of a filed copy of the Proof of Service.

Please do not hesitate to contact me should you have any questions.

With kindest regards, I am

Sincerely yours,

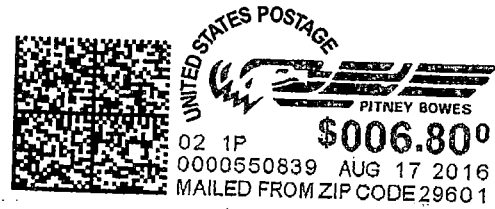


Paul S. Landis

PSL/pw

Enclosures (as stated)

cc: J. Theodore Gentry, Esq.  
Wade S. Kolb, III, Esq.



FAYSSOUX & LANDIS

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**To:** The Honorable Jenny Abbott Kitchings  
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