

IN THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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APPEAL FROM HORRY COUNTY  
Court of Common Pleas

Benjamin H. Culbertson, Circuit Court Judge

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Case No. 2016-CP-26-3317  
Appellate Case No. 2017-000254

**RECEIVED**

APR 03 2017

**SC Court of Appeals**

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Paul Sasser, M.D., Mark R. Borowicz, M.D., Lane Ingram Moore, M.D.,  
FACS and Goatee Vascular, LLC.....Appellants,

v.

Dominick Ronga, Mid Atlantic Vascular, LLC and Fresenius Vascular  
Care Myrtle Beach MSO, LLC.....Respondents.

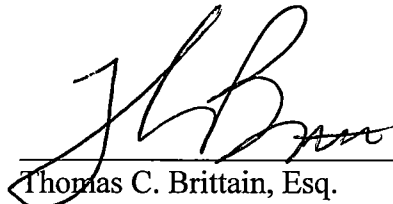
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AMENDED  
NOTICE OF APPEAL

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Paul Sasser, M.D., Mark R. Borowicz, M.D., Lane Ingram Moore, M.D., FACS and Goatee Vascular, LLC hereby appeal the Order Denying Motion to Reconsider and Order Granting Defendant's Motion to Dismiss and Compel Arbitration of the Honorable Benjamin H. Culbertson. Appellant received written notice of entry of the Order Denying Motion to Reconsider on January 13, 2017.

March 30, 2017



Thomas C. Brittain, Esq.  
The Brittain Law Firm, P.A.  
4614 Oleander Drive  
Myrtle Beach, South Carolina 29577  
843-449-8562  
Attorney for Appellant

Other Counsel of Record:

Robert Calamari, Esq.

Nelson Mullins

BNC Bank Corporate Center, Suite 300

3751 Robert M. Grissom Parkway

Myrtle Beach, SC 29577

*Attorney for Respondents Dominick Ronga  
and Mid Atlantic Vascular, LLC*

Stephen M. Cox, Esq.

Robinson, Bradshaw & Hinson, P.A.

140 East Main Street, Suite 420

Rock Hill, SC 29730

*Attorney for Respondent Fresenius Vascular  
Care Myrtle Beach MSO, LLC*

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PROOF OF SERVICE

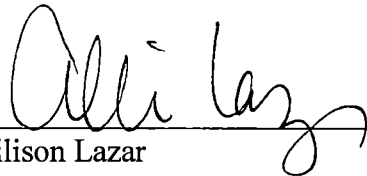
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I, Allison Lazar, do hereby certify that I am an employee of THE BRITAIN LAW FIRM, P.A., attorneys for the Appellants Paul Sasser, M.D., Mark R. Borowicz, M.D., Lane Ingram Moore, M.D., FACS and Goatee Vascular, LLC in the above-entitled action, and that I have this 30<sup>th</sup> day of March, 2017, caused to be served upon the following parties the **Amended Notice of Appeal** by depositing a copy of same in the United States Mail, with sufficient first class postage affixed thereto, addressed as follows:

Robert Calamari, Esq.  
A. Mattison Bogan, Esq.  
Nelson Mullins  
BNC Bank Corporate Center, Suite 300

3751 Robert M. Grissom Parkway  
Myrtle Beach, SC 29577

Stephen M. Cox, Esq.  
Robinson, Bradshaw & Hinson, P.A.  
140 East Main Street, Suite 420  
Rock Hill, SC 29730

  
Allison Lazar

**SWORN AND SUBSCRIBED** before me  
this 30<sup>th</sup> day of March, 2017.

  
NOTARY PUBLIC FOR SOUTH CAROLINA  
My Commission Expires: 3/16/25

THE BRITAIN LAW FIRM, P.A.

ATTORNEYS AT LAW

4614 OLEANDER DRIVE

MYRTLE BEACH, SOUTH CAROLINA 29577

THOMAS C. BRITAIN  
MARY MADISON BRITAIN LANGWAY  
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843-449-8562  
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www.brittainlawfirm.com

March 30, 2017

The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
1220 Senate Street  
Columbia, South Carolina 29201

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APR 03 2017

SC Court of Appeals

Re: Paul Sasser, M.D., Mark R. Borowicz, M.D., Lane Ingram Moore, M.D., FACS  
and Goatee Vascular, LLC v. Dominick Ronga, Mid Atlantic Vascular, LLC and  
Fresenius Vascular Care Myrtle Beach MSO, LLC  
Appellate Case No. 2017-000254

Dear Ms. Kitchings:

Enclosed please find the original and one (1) copy of the Amended Notice of Appeal in this action. We have, in an abundance of caution, revised our Notice of Appeal in an effort to make sure it is clear that we are appealing both the Order Denying the Motion to Reconsider and the Order Granting Defendant's Motion to Dismiss.

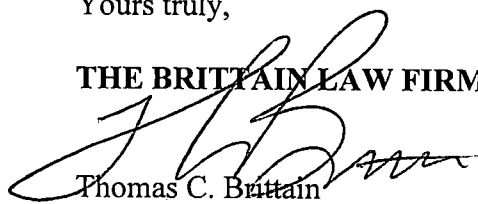
Both Orders are referenced in the original Notice of Appeal but only the Order Denying the Motion to Reconsider was attached since it is the receipt of that Order that starts the 30-day period of time in which the appellate process must be initiated.

We have attached both Orders to the Amended Notice of Appeal as well as worded the Notice to make it abundantly clear that both Orders have been appealed. I would appreciate your returning the clocked-in copy to our office in the enclosed envelope.

Further, please be advised that our office received the Transcript of Record from the court reporter on March 29, 2017, thereby making Appellant's Initial Brief and Designation of Matter due on April 28, 2017.

With warm regards, I am  
Yours truly,

**THE BRITTAIN LAW FIRM, P.A.**



Thomas C. Brittain  
TCB/all

cc: Robert Calamari, Esquire  
A. Mattison Bogan, Esquire  
Stephen M. Cox, Esquire



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**THE BRITAIN LAW FIRM, P.A.**

ATTORNEYS AT LAW  
4614 OLEANDER DRIVE

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TO:

The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
1220 Senate Street  
Columbia, South Carolina 29201