

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

Appeal From Laurens County Court of Common Pleas

Eugene C. Griffith, Jr., Circuit Court Judge

Appellate Case No. 2017-001064

RECEIVED

MAY 30 2017

SC Court of Appeals

Chris Katina McCord, Christopher McCord,
Janice Sherfield, and Jerry Sherfield ***** Appellants

v.

Laurens County Health Care System and
Greenville Health System ***** Respondents

DESIGNATION OF MATTER TO BE
INCLUDED IN THE RECORD ON APPEAL

Appellants propose the following be included in the Record on Appeal:

1. Order of April 4, 2017 denying motion to alter or amend judgment;
2. Order of February 28, 2017 granting summary judgment
3. Respondents Motion for Summary Judgment
4. Appellants' Rule 59(e) Motion to Alter or Amend Judgment
5. Second Amended Complaint
6. Answer to Second Amended Complaint
7. Plaintiffs' Attachments
 - 1- Answer by Defendants to Request for Admission #5
 - 2- Laurens County Hospital Medical Bills – Chris McCord
Laurens County Hospital Medical Bills – Janice Sherfield
 - 3- Lease and Contribution Agreement Between Laurens County
Health Care System and Greenville Health System – Section 2.3
Assumption of Liabilities
 - 4- Judgment 3/11/2014 (Amended 10/16/2014) – McCord
\$1,799,481.99
Judgment 3/11/2014 – Sherfield
\$1,518,580.00

- 5- Contracts – Conditions of Admission
 - * McCord – 2/18/2009
 - * McCord – 4/16/2009
 - * Sherfield – 5/27/2009
- 6- Deposition Transcript (portion) Sandra Thompson
- 7- Deposition Transcript (portion) John Charles Hyde, II, PhD
- 8- Medical Staff Bylaws (portion) Laurens County Health Care System
- 9- Subsidy Contract dated 2/14/2002 between Byron Brown, MD and Laurens County Health Care System
- 10- Subsidy Contract – Forgiveness Schedule
- 11- To Err is Human
- 12- DHHS Nation Incidences Among Medicare Beneficiaries
- 14- Joint Underwriting Association Occurrence Coverage Policy
- 15- Joint Underwriting Association Claims Made Policy from 7/9/2008 to 7/9/2009
- 17- Joint Underwriting Association 12/15/2009 letter extending option to purchase Extended Reporting Period Endorsement
- 19- Deposition Transcript (portion) Burns Davison
- 20- Affidavit (without exhibits) of Brent S. Reece, Vice President of Underwriting for MAG Mutual Insurance Company
- 21- Letter noted “Rcvd. 12/15/09” from Byron Brown, MD
- 22- Deposition Transcript (portion) Lynn Reaves
- 23- Affidavit of Sandra Thompson
- 24- Memo from Rufus W. Watkins, MD dated January 15, 2010
- 25- Letter from Michael Stribling, MD dated 12/14/09
- 26- Agreement between Laurens County Health Care System and Byron Brown, MD dated 17 February 2010
- 27- MAG Mutual Memo from Michael Meyer to Matt Mitchum dated September 15, 2011
- 28- Deposition Transcript (portion) James W. Weise, MHA, MBA, FACHE
- 31- Response by Defendants to Interrogatory 21
- 32- Deposition Transcript (portion) Richard D’Alberto
- 33- Deposition Transcript (portion) John C. Hyde, II, PhD
- 34- Affidavit of John Charles Hyde, II, PhD
- 35- Deposition Transcript (portion) Chris McCord
- 36- Deposition Transcript (portion) Janice Sherfield

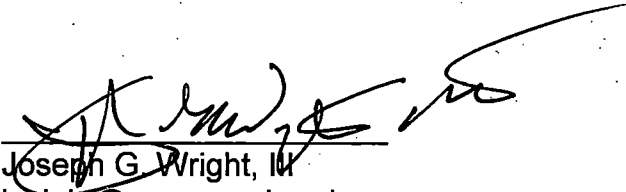
8. Defendants’ Attachments

- Exhibit A- Subsidy Contract dated 2/14/2002 between Byron Brown, MD and Laurens County Health Care System
- Exhibit B- Medical Staff Bylaws (portion) Laurens County Health Care System

- Exhibit C- Conditions of Admission
* 2/18/2009 – McCord
* 4/16/2009 – McCord
* 5/27/2009 – Sherfield
- Exhibit D- Responses to Defendants' First Request for Admissions to Plaintiffs
- Exhibit E- Deposition Transcript (portion) John Charles Hyde, II, PhD
- Exhibit F- Deposition Transcript (portion) James M. Carson, PhD

I CERTIFY THAT THIS DESIGNATION CONTAINS NO MATTER WHICH IS IRRELEVANT TO THIS APPEAL.

May 25, 2017



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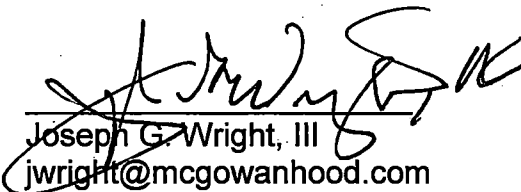
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PROOF OF SERVICE

I certify that I have served the Appellants' Designation of Matter to Be Included in the Record on Appeal on Laurens County Health Care System and Greenville Health System by depositing a copy in the United States Postal Service, postage prepaid, on May 25, 2017 addressed to their counsel of record, Kenneth N. Shaw, Esq., Haynsworth Sinkler Boyd, PA, P.O. Box 2048, Greenville, SC 29602.

May 25, 2017



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SC Court of Appeals

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

RE: Chris Katina McCord v. Laurens County Health Care System
Appellate Case No. 2017-001064

Dear Ms. Kitchings:

Enclosed for filing are the following:

- (1) Initial Brief of Appellants;
- (2) Proof of Service of the Initial Brief of Appellants on the respondents;
- (3) Appellants Designation of Matter to Be Included in the Record On Appeal; and
- (4) Proof of Service of the Appellants Designation of Matter to Be Included on the Record on Appeal.

Very truly yours,

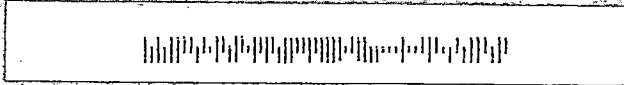
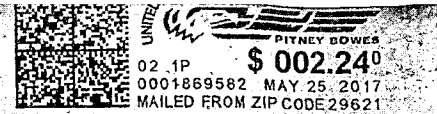
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cc: Kenneth N. Shaw, Esq.



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