

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
J.C. Nicholson, Jr., Circuit Court Judge

Case No. 2017-001298

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SEP 15 2017

SC Court of Appeals

Thayer W. Arredondo, as Personal Representative of the Estate of Hubert Whaley,
deceased,.....Respondent,

v.

SNH SE Ashley River Tenant, LLC; FVE Managers, Inc.; Five Star Quality Care, Inc.; SNH SE
Tenant TRS, Inc.; Senior Housing Properties Trust; SNH TRS, Inc.; Candy D. Cure; John Doe;
Jane Doe; Richard Roe Corporation; and Mary Roe Corporation,.....Defendants,

Of whom SNE SE Ashley River Tenant, LLC; FVE Managers, Inc.; Five Star Quality Care, Inc.;
SNH SE Tenant TRS, Inc.; Senior Housing Properties Trust; SNH TRS, Inc.; and Candy D. Cure
are the
.....Appellants.

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

Respondent proposes the following to be included in the Record on Appeal:

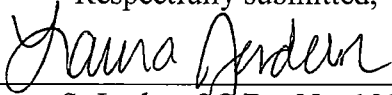
1. Notice of Appeal, filed June 7, 2017
2. Orders:
 - a. Order Denying Defendants' Motion to Dismiss and Compel Arbitration, filed April 18, 2017
 - b. Form 4 Order denying Defendants' Motion to Reconsider, filed May 10, 2017
3. Pleadings:
 - a. Complaint, filed October 4, 2016
 - i. Including all exhibits

- b. Answer, filed November 16, 2016
 - c. Defendants' Motion to Dismiss and to Compel Arbitration, filed November 16, 2016
 - d. Plaintiff's Response in Opposition to Defendants' Motion to Dismiss and Compel Arbitration, filed January 26, 2017
 - i. Including all exhibits
 - e. Answer, filed February 7, 2017
 - f. Notice of Supplemental Filing, filed March 15, 2017
 - i. Including the exhibit
 - g. Motion to Reconsider, filed May 1, 2017
4. Transcript of Hearing, held January 27, 2017, entire transcript

I certify that this designation contains no matter which is irrelevant to this appeal.

September 13, 2017

Respectfully submitted,



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Attorneys for Respondent

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have this day served a copy of the within and foregoing Initial Brief of Respondent and Respondent's Designation of Matter to be Included in the Record on Appeal upon the following counsel of record in this action by United States Mail with sufficient postage affixed thereto as follows:

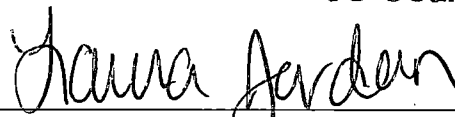
G. Mark Phillips
Robert W. Whelan
Nelson, Mullins, Riley & Scarborough, LLP
151 Meeting Street/Sixth Floor
Charleston, South Carolina 29401-2239

Respectfully submitted, this the 13th day of September, 2017.

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