

**THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS**

Appeal from York County  
Court of Common Pleas

William A. McKinnon, Circuit Court Judge

Case No. 2018-CP-46-01459

**RECEIVED**

JUN 26 2019

SC Court of Appeals

Teresa Murphy, as Personal Representative for the Estate of Isaac Strong,

Respondent,

v.

Hunt Valley Holdings, LLC f/k/a Fundamental Long Term Care Holdings, LLC;  
Fundamental Clinical and Operational Services, LLC; Fundamental Consulting,  
LLC; Fundamental Administrative Services, LLC; THI of Baltimore, Inc.; THI of  
South Carolina, LLC; THI of South Carolina at Rock Hill, LLC d/b/a Magnolia  
Manor of Rock Hill; and Amisub of S.C., Inc. d/b/a Piedmont Medical Center,

Defendants,

Of whom Fundamental Clinical and Operational Services, LLC; Fundamental  
Administrative Services, LLC; THI of South Carolina, LLC; and THI of South  
Carolina at Rock Hill, LLC d/b/a Magnolia Manor of Rock Hill are

Appellants.

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

YOUNG CLEMENT RIVERS, LLP  
Stephen L. Brown (SC Bar No. 66468)  
D. Jay Davis, Jr. (SC Bar No. 12084)  
Perry M. Buckner, IV (SC Bar No. 100031)  
J. Joseph Owens (SC Bar No. 102794)  
Russell G. Hines (SC Bar No. 72100)  
25 Calhoun Street, Suite 400  
Charleston, South Carolina 29401  
P.O. Box 993 (29402)  
(843) 720-5488

*Attorneys for Appellants*

Appellants, Fundamental Clinical and Operational Services, LLC; Fundamental Administrative Services, LLC; THI of South Carolina, LLC; and THI of South Carolina at Rock Hill, LLC d/b/a Magnolia Manor of Rock Hill, propose the following to be included in the Record on Appeal, including, except as expressly stated otherwise, any/all exhibits or other attachments thereto, except insofar as they are duplicative:

**Orders, Judgments, Decrees, or Decisions**

1. Order filed October 24, 2018;
2. Order filed December 5, 2018;

**Pleadings**

3. Summons and Complaint (omitting expert affidavits), filed May 14, 2018;

**Transcripts**

4. Transcript of Record dated August 30, 2018;
5. Transcript of Record dated December 5, 2018;

**Other materials or documents**

*Motions*

6. Defendant THI South Carolina at Rock Hill, LLC d/b/a Magnolia Manor-Rock Hill's Motion to Compel Arbitration and Petition to Stay State Court Proceedings, filed July 17, 2018;
7. Defendant THI South Carolina at Rock Hill, LLC d/b/a Magnolia Manor-Rock Hill's Amended Motion to Compel Arbitration and Petition to stay State Court Proceedings, filed July 24, 2018;

8. Fundamental Administrative Services, LLC's Motion to Stay, filed August 23, 2018;
9. Fundamental Clinical and Operational Services, LLC's Motion to Stay, filed August 23, 2018;
10. THI of South Carolina, LLC's Motion to Stay, filed August 23, 2018;
11. Defendant THI of South Carolina at Rock Hill, LLC d/b/a Magnolia Manor of Rock Hill's Motion to Reconsider, Alter and/or Amend Pursuant to Rule 59, SCRCPP, filed November 5, 2018;
12. Defendant Fundamental Administrative Services, LLC's Motion to Reconsider, Alter and/or Amend Pursuant to Rule 59(e)SCRCPP, filed November 5, 2018;
13. Defendant Fundamental Clinical and Operational Services, LLC's Motion to Reconsider, Alter and/or Amend pursuant to Rule 59(e), SCRCPP, filed November 5, 2018;
14. Defendant THI of South Carolina, LLC's Motion to Reconsider, Alter and/or Amend Pursuant to Rule 59(e), SCRCPP, filed November 5, 2018;

***Memoranda***

15. Fundamental Administrative Services, LLC's Memo in Support of Motion to Stay, filed August 28, 2018;
16. Fundamental Clinical and Operational Services, LLC's Memo in Support of Motion to Stay, filed August 28, 2018;
17. THI of South Carolina, LLC's Memo in Support of Motion to Stay, filed August 28, 2018;
18. THI of South Carolina at Rock Hill, LLC d/b/a Magnolia Manor of Rock Hill's Memo in Support of Motion to Compel Arbitration and Stay State Court Proceedings, filed August 28, 2018;

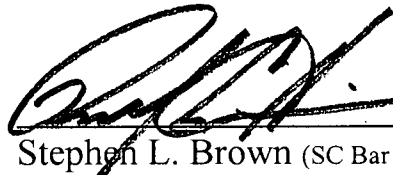
19. Plaintiff's Memorandum of Law in Opposition to Defendants' Motion to Dismiss and Compel Arbitration or Alternatively, to Compel Arbitration and Stay Proceedings, filed September 7, 2018;
20. THI of South Carolina at Rock Hill, LLC d/b/a Magnolia Manor of Rock Hill's Reply to Plaintiff's Memorandum in Opposition to Defendant's Motion to Dismiss and Compel Arbitration, filed September 24, 2018;
21. Plaintiff's Memorandum of Law in Opposition to Defendants' Motion to Reconsider, Alter and/or Amend Pursuant to Rule 59, SCRCF, filed December 3, 2018;

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

Respectfully submitted,

YOUNG CLEMENT RIVERS, LLP

By:



Stephen L. Brown (SC Bar No. 66468)

D. Jay Davis, Jr. (SC Bar No. 12084)

Perry M. Buckner, IV (SC Bar No. 100031)

J. Joseph Owens (SC Bar No. 102794)

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*Attorneys for Appellants*

Charleston, South Carolina

Dated: 6/24/15

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Appellants.

**PROOF OF SERVICE**

YOUNG CLEMENT RIVERS, LLP  
Stephen L. Brown (SC Bar No. 66468)  
D. Jay Davis, Jr. (SC Bar No. 12084)  
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P.O. Box 993 (29402)  
(843) 720-5488

*Attorneys for Appellants*

I, Russell G. Hines, of Young Clement Rivers, LLP, counsel for Appellants, hereby certify that the foregoing **Appellants' Designation of Matter to be Included in the Record on Appeal** was served on all other parties to this matter by depositing a copy of same in the U.S. Mail on June 24, 2019, properly posted for delivery to the following addressees:

Chad A. McGowan, Esquire  
Eve S. Goodstein, Esquire  
McGowan, Hood & Felder, LLC  
1539 Health Care Drive  
Rock Hill, SC 29732

*and*

John Gressette Felder, Jr., Esquire  
McGowan, Hood & Felder, LLC  
1517 Hampton Street  
Columbia, SC 29201

*Attorneys for Respondent*

*Teresa Murphy, as Personal Representative  
for the Estate of Isaac Strong*

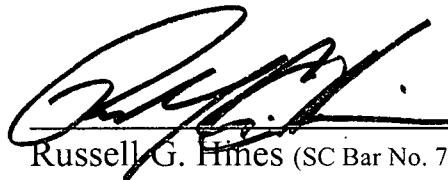
William B. Darwin, Jr., Esquire  
A. Walker Barnes, Esquire  
Holcombe Bomar, P.A.  
P.O. Box 1897  
Spartanburg, SC 29304

*Attorneys for Defendant  
Amisub of South Carolina, Inc.  
d/b/a Piedmont Medical Center*

Respectfully submitted,

YOUNG CLEMENT RIVERS, LLP

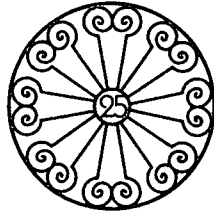
By:

  
\_\_\_\_\_  
Russell G. Hines (SC Bar No. 72100)

*Attorneys for Appellants*

Charleston, South Carolina

Dated: 6/24/19



# YCR LAW

Russell G. Hines  
Partner

Direct Dial: (843) 720-5488  
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June 24, 2019

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

Re: Teresa Murphy, as Personal Representative for the Estate of Isaac Strong v. Hunt  
Valley Holdings, LLC, et al  
Case No.: 2018-CP-46-01459

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Dear Ms. Kitchings:

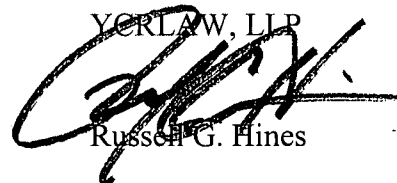
Enclosed please find the following:

1. The original and one (1) copy of the Initial Brief of Appellants;
2. The original and one (1) copy of the Proof of Service of same;
3. The original and one (1) copy of Appellants' Designation of Matter to be Included in the Record on Appeal;
4. The original and one (1) copy of the Proof of Service of same;

Also enclosed you will find a self-addressed stamped envelope. Please file the originals and return one (1) copy of each document to us.

With best wishes and kindest regards, I am,

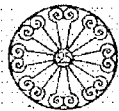
Sincerely,

YCR LAW, LLP  
  
Russell G. Hines

Enclosures

(all via US Mail and email)

cc: Chad A. McGowan Esquire, McGowan, Hood & Felder, LLC  
Eve S. Goodstein, Esquire, McGowan, Hood & Felder, LLC  
John Gressette Felder, Jr., Esquire, McGowan, Hood & Felder, LLC  
William B. Darwin, Jr., Esquire, Holcombe Bomar, P.A.  
A. Walker Barnes, Esquire, Holcombe Bomar, P.A.



**YCRLAW**

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