

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW COURT  
The Honorable H.W. Funderburk, Jr., Administrative Law Judge

APPELLATE CASE No.: 2018-000358  
ADMINISTRATIVE LAW COURT CASE No.: 16-ALJ-07-0386-CC

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NOV 04 2013  
SC Court of Appeals

Trident Medical Center, LLC, d/b/a Trident Medical Center .....Respondent,  
v.

South Carolina Department of Health and Environmental Control  
and Roper St. Francis Hospital-Berkeley, Inc. d/b/a Roper  
St. Francis Hospital – Berkeley ..... Respondents below,

Of Which South Carolina Department of Health and Environmental  
Control is a .....Respondent,

And Roper St. Francis Hospital – Berkeley, Inc. d/b/a  
Roper St. Francis Hospital, Berkeley is the .....Appellant.

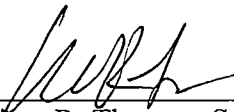
**DESIGNATION OF MATTER  
TO BE INCLUDED IN THE RECORD ON APPEAL OF  
RESPONDENT TRIDENT MEDICAL CENTER, LLC D/B/A/ TRIDENT  
MEDICAL CENTER**

In addition to that which Appellant and Respondent South Carolina Department of Health and Environmental Control proposes to be included in the Record on Appeal, Respondent Trident Medical Center, LLC d/b/a Trident Medical Center proposes the following also be included in the Record on Appeal:

1. Joint Exhibit #7 (2008-2009 South Carolina Health Plan, Cover and pp. II-39 to II-58)
2. Petitioner’s Exhibit #4 (DHEC Email 0026-0029)
3. Petitioner’s Exhibit #6 (DHEC Email 0070)

4. Petitioner's Exhibit #7 (DHEC Email 0071)
5. Petitioner's Exhibit #8 (DHEC Email 0072)
6. Petitioner's Exhibit #9 (DHEC Email 0077-0089)
7. Petitioner's Exhibit #13 (DHEC Board's September 21, 2016 decision not to conduct a Final Review Conference)

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



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*Attorneys for Respondent  
Trident Medical Center, LLC, d/b/a  
Trident Medical Center*

November 4, 2019

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

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NOV 04 2019

SC Court of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW COURT  
The Honorable H.W. Funderburk, Jr., Administrative Law Judge

APPELLATE CASE No.: 2018-000358  
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Trident Medical Center, LLC, d/b/a Trident Medical Center .....Respondent,

v.

South Carolina Department of Health and Environmental Control  
and Roper St. Francis Hospital-Berkeley, Inc. d/b/a Roper  
St. Francis Hospital – Berkeley ..... Respondents below,

Of Which South Carolina Department of Health and Environmental  
Control is a ..... Respondent,

And Roper St. Francis Hospital – Berkeley, Inc. d/b/a  
Roper St. Francis Hospital, Berkeley is the ..... Appellant.

**PROOF OF SERVICE**

The undersigned hereby certifies that on November 4, 2019, s/he caused a copy of  
the **DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL OF  
RESPONDENT TRIDENT MEDICAL CENTER, LLC D/B/A TRIDENT MEDICAL CENTER** to  
be served upon all parties of record by email and U.S. Mail addressed as follows:

Ashley C. Biggers, Esquire  
Vito Wicevic, Esquire  
South Carolina Department of Health  
and Environmental Control  
2600 Bull Street  
Columbia, South Carolina 29201

James G. Long, III, Esquire  
Jennifer J. Hollingsworth, Esquire  
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Raleigh, NC  
Spartanburg, SC  
Washington, DC

November 4, 2019

**VIA HAND DELIVERY**  
The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
1220 Senate Street  
Columbia, SC 29201

**RECEIVED**  
NOV 04 2019  
SC Court of Appeals

**Re: *Appellate Case No. 2019-000358***  
***Trident Medical Center, LLC, d/b/a Trident Medical Center vs. South Carolina Department of Health and Environmental Control, and Roper St. Francis Hospital – Berkeley, Inc., d/b/a Roper St. Francis Hospital – Berkeley County***

Dear Ms. Kitchings:

Pursuant to Rules 208 and 209, SCACR, enclosed for filing please find an original and one copy of Respondent Trident Medical Center, LLC d/b/a Trident Medical Center's Initial Brief and Designation of Matter to be included in the Record on Appeal with related certification, and Proofs of Service. Please return the file-stamped copies of the same to our courier.

As copied on this letter, and as evidenced by the Proofs of Service, we are providing copies of the same to all counsel of record. Should you have any questions regarding this matter, please do not hesitate to contact me.

With best regards, I am

Sincerely,

William R. Thomas

WRT/ccq  
Enclosures

cc: Ashley C. Biggers, Esquire (*via U.S. mail and electronic mail*)  
Vito Wicevic, Esquire (*via U.S. mail and electronic mail*)  
James G. Long, III, Esquire (*via U.S. mail and electronic mail*)  
Jennifer J. Hollingsworth, Esquire (*via U.S. mail and electronic mail*)