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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM AIKEN COUNTY
Court of Common Pleas

R. Keith Kelly, Circuit Court Judge

Case No. 2018-NI-02-00003
Appellate Case No.: 2019-000803

RECEIVED
DEC 16 2019
SC Court of Appeals

Fonda E. Patrick and Andre Patrick Appellants,

v.

Gasnel E Bryan, M.D., individually and as an agent and/or employee of Aiken Regional Medical Centers, LLC; Frank Y. Chase, M.D., individually and as agent and/or employee of Aiken Regional Medical Centers, LLC; Jonathan H. Anderson, individually and as an agent and/or employee of Aiken Regional Medical Centers, LLC; and Aiken Regional Medical Centers, LLC, Defendants

Of which Gasnel E Bryan, M.D., individually and as an agent and/or employee of Aiken Regional Medical Centers, LLC; Frank Y. Chase, M.D., individually and as agent and/or employee of Aiken Regional Medical Centers, LLC; and Aiken Regional Medical Centers, LLC are Respondents.

**RESPONDENT AIKEN REGIONAL MEDICAL CENTERS, LLC'S MOTION TO
AMEND ITS DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON
APPEAL**

Respondent filed its Designation of Matter to be Included in the Record on Appeal on October 11, 2019 along with its Initial Brief. The Designation of Matter included Defendant Aiken Regional Medical Centers, LLC's Memorandum in Opposition to Plaintiff's Motion to Reconsider (hereinafter "the Memorandum"). The Memorandum should not have been included as it was never actually filed in the Circuit Court. After discussing with Appellants' counsel, Respondent filed and served an Amended Designation on November 21, 2019 (attached hereto as Exhibit A);

however, the Amended Designation was mistakenly filed without an accompanying motion to amend. On December 5, 2019, Appellant filed and served the Record on Appeal, which correctly omitted the Memorandum.

Now, pursuant to the Clerk of Court's December 10, 2019 letter, Respondent hereby moves the Court for leave to file the Amended Designation of Matter, so that Respondent's designation of matter conforms to the Record on Appeal.

Respectfully submitted,

HAYNSWORTH SINKLER BOYD, P.A.

A handwritten signature in black ink, appearing to read 'K. N. Shaw', is written over a horizontal line.

Kenneth N. Shaw (SC Bar 77859)

J. Ben Alexander (SC Bar 15323)

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balexander@hsblawfirm.com

Attorneys for Respondent

Aiken Regional Medical Centers, LLC

Dated: December 13, 2019

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PROOF OF SERVICE

This is to certify that the foregoing RESPONDENT AIKEN REGIONAL MEDICAL CENTERS, LLC'S MOTION TO AMEND ITS DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL were served in the above-referenced case by placing copies of said documents in the United States Mail on this 13th day of December, 2019, addressed as follows:

Francis M. Hinson, IV
Finkel Law Firm
PO Box 1799
Columbia, SC 29202

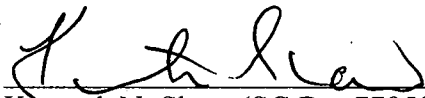
Attorney for Fonda E. Patrick and Andrew Patrick

James D. Nance
Nance McCants & Massey
218 Newberry Street, SW
Aiken, SC 29801
Attorney for Gasnel E. Bryan, MD

Hutson S. Davis, Jr.
Johnson & Davis, PA
10 Pinckney Colony Road
Suite 200
Bluffton, SC 29909
Attorney for Frank Y. Chase, MD

Respectfully submitted,

HAYNSWORTH SINKLER BOYD, P.A.



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Attorneys for Respondent
Aiken Regional Medical Centers, LLC

Dated: December 13, 2019

**HAYNSWORTH
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December 13, 2019

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DEC 16 2019

SC Court of Appeals

The Honorable Jenny A. Kitchings
Clerk, South Carolina Court of Appeals
PO Box 11629
Columbia, SC 29211

Re: Fonda E. Patrick and Andre Patrick, Appellants v. Centers, LLC; Gasnel E. Bryan, M.D., individually and as an agent and/or employee of Aiken Regional Medical Centers, LLC; Frank Y. Chase, M.D., individually and as agent and/or employee of Aiken Regional Medical Centers, LLC; and Aiken Regional Medical Centers, LLC
Appellate Case No.: 2019-000803
Case No.: 2018-CP-02-00003
HSB File No.: 33074.0018

Dear Ms. Kitchings:

Pursuant to the Clerk of Court's December 10, 2019 letter, please find enclosed the original and one copy of Respondent Aiken Regional Medical Centers, LLC's Motion to Amend Its Designation of Matter to be Included in the Record on Appeal along with the required \$50.00 filing fee.

After filing, please return a file-stamped copy to me in the self-addressed, postage paid envelope enclosed for your convenience. By copy of this letter, I am serving a copy of same upon counsel for the Appellants, Francis M. Hinson, IV, counsel for Respondent Bryan, James D. Nance, and counsel for Respondent Chase, Hutson S. Davis, Jr. Please feel free to contact me should you have any questions or concerns.

Sincerely,



Kenneth N. Shaw

Enclosures

**HAYNSWORTH
SINKLER BOYD**

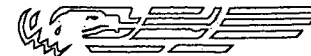
cc: Francis M. Hinson, IV
Finkel Law Firm
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Columbia, SC 29202

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0000355738 DEC. 13. 2019

**HAYNSWORTH
SINKLER BOYD**

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GREENVILLE, SOUTH CAROLINA 29602-2048

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