

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

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APPEAL FROM Horry COUNTY  
COURT OF COMMON PLEAS  
THE HONORABLE LARRY B. HYMAN, JR.  
CIRCUIT COURT JUDGE

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APPELLATE CASE NO. 2019-001185  
CIVIL ACTION NO. 2018-CP-26-06576

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Cleo Bertiaux as Guardian for Kathryn G. Parrish,

**APPELLANT,**

versus

NHC Healthcare/Garden City, LLC,

**RESPONDENT.**

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

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NHC Healthcare/Garden City, LLC, Respondent in the above referenced matter,  
proposes the following be included in the Record on Appeal:

1. Notice of Intent, filed April 4, 2018;
2. Complaint, filed November 21, 2018;
3. Answer, filed December 27, 2018;
4. Amended Answer, filed December 27, 2018;
5. Motion to Dismiss and Compel Arbitration, filed December 27, 2018 with attached Exhibit 1 (Preadmission Agreement and Agreement to Arbitrate and Waive Jury Trial);

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6. Memorandum in Support of Motion to Dismiss and Compel Arbitration, filed January 15, 2019 with attached exhibits:
  - 1A: Admission and Financial Agreement;
  - 1B: Sample Admission and Financial Agreement;
  - 2A: Admission Documents (Preadmission Agreement and Agreement to Arbitrate and Waive Jury Trial);
  - 2B: Sample Admission Documents (Preadmission Agreement and Agreement to Arbitrate and Waive Jury Trial; and
  - 3: Affidavit of Alex Sellars;
7. Memorandum of Law in Opposition to the Motion to Dismiss and Compel Arbitration, filed February 28, 2019;
8. Entire transcript of hearing held before The Honorable Larry B. Hyman, Jr. on March 5, 2019;
9. Form 4 Order, filed March 6, 2019; and
10. Order Compelling Arbitration, filed June 18, 2019.

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

Respectfully submitted,



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Carmen V. Ganjehsani  
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**ATTORNEYS FOR RESPONDENT  
NHC HEALTHCARE/GARDEN CITY,  
LLC**

January 31, 2020.

**CERTIFICATE OF SERVICE**

I, the undersigned, attorney for Respondent NHC Healthcare/Garden City, LLC, do hereby certify that I have this date served the foregoing Designation of Matter to be Included in the Record on Appeal, dated January 31, 2020, by causing the same to be deposited in a United States Postal Service mailbox, postage prepaid, addressed to counsel of record as indicated below:

Robert D. Dodson  
Law Offices of Robert Dodson, P.A.  
1722 Main Street, Suite 200  
Columbia, SC 29201  
**Attorney for Appellant**



\_\_\_\_\_  
Carmen V. Ganjehsani  
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**ATTORNEYS FOR RESPONDENT  
NHC HEALTHCARE/GARDEN CITY,  
LLC**

Dated: January 31, 2020.

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Reply to: **Carmen V. Ganjehsani**  
Direct Dial: 803-253-8692  
cganjehsani@richardsonplowden.com

January 31, 2020

The Honorable Jenny Abbott Kitchings  
Clerk of Court, S.C. Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211

**Re: *Cleo Bertiaux as Guardian for Kathryn G. Parrish v. NHC Healthcare/Garden City, LLC***  
**Appellate Case No.: 2019-0001185**  
**RPR File No.: 5622-61**

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Dear Ms. Kitchings:

Enclosed for filing are the original Initial Respondent's Brief of NHC HealthCare/Garden City, LLC and the Respondent's Designation of Matter to be Included in the Record on Appeal in the above referenced matter, along with our original Certificates of Service.

By copy of this letter, we are this day serving a copy of our Initial Brief and Designations on opposing counsel.

Should you have any questions regarding this matter, please do not hesitate to call.

Sincerely,



Carmen V. Ganjehsani

Encs.

cc: Robert D. Dodson  
Marian W. Scalise (FYI)  
Lydia M. Magee (FYI)

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