

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

---

APPEAL FROM GREENVILLE COUNTY  
Court of Common Pleas

Robin B. Stillwell, Circuit Court Judge

---

Appellate Case No. 2019-000887

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**RECEIVED**  
MAR 12 2020  
SC Court of Appeals

Estate of Mozana Clinkscales by and ..... Respondent  
through the appointed Personal  
Representative Charlie E. Clinkscales,  
Individually, and on behalf of  
Statutory Beneficiaries,

v.

Fundamental Clinical and Operational  
Services, LLC; Fundamental Administrative  
Services, LLC; and THI of South Carolina  
at Magnolia Place at Greenville, LLC d/b/a  
Magnolia-Place Greenville, ..... Appellants.

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

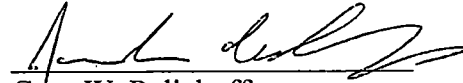
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Pursuant to Rule 209, SCACR, and in addition to the items identified in Appellants' Designation, Respondent designates the following items to be included in the Record on Appeal:

1. Plaintiff's Memorandum of Law in Opposition to Motion to Compel Arbitration (and all exhibits), dated December 17, 2018;
2. Notice of Intent (Civil Action No. 2018NI2300004), dated January 8, 2018; and
3. Affidavit of Paige Swatman, RN, dated November 6, 2017.

Respondent's counsel certifies that this Designation contains no matter that is irrelevant to the appeal.

Respectfully submitted,



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Rock Hill, SC  
March 10, 2020

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v.

Fundamental Clinical and Operational  
Services, LLC; Fundamental Administrative  
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At Magnolia Place at Greenville, LLC d/b/a  
Magnolia-Place Greenville

..... Appellants

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**CERTIFICATE OF SERVICE**

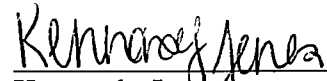
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The undersigned hereby certifies that on this 10<sup>th</sup> day of March, 2020, she served counsel for the Appellants with a copy of the Respondent's Designation of Matter to Be Included in the Record on Appeal in this matter by mailing a copy of the same by United States Mail with first class postage prepaid to the following addresses:

Stephen L. Brown  
Donald J. Davis, Jr.  
John J. Owens  
Russell G. Hines  
Young Clement Rivers, LLC

Honorable Jenny Abbott Kitchings  
SC Court of Appeals Clerk of Court  
1220 Senate Street  
Columbia, SC 29201

PO Box 993  
Charleston, SC 29402

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Kennardy Jones  
Paralegal to Jordan Calloway

# McGowan, Hood & Felder, LLC

Chad A. McGowan (SC,GA,NC)  
S. Randall Hood  
John G. Felder, Jr.  
W. Jones Andrews, Jr.  
Russell T. Burke  
Jordan C. Calloway  
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Deborah Casey (NC)\*  
Ashley White Creech  
Shawn B. Deery  
Chance M. Farr (SC,NC)



Eve S. Goodstein  
Whitney B. Harrison  
Patrick M. Killen  
Anna S. Magann  
Robert V. Phillips  
Ranee Saunders  
James L. Ward, Jr. (SC,NC)  
James Stephen Welch (SC,OK)\*  
Jay F. Wright  
Joseph G. Wright, III\*  
\*Of Counsel

March 10, 2020

Honorable Jenny Abbott Kitchings  
SC Court of Appeals Clerk of Court  
1220 Senate Street  
Columbia, SC 29201

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SC Court of Appeals

Re: Estate of Mozana Clinkscales, et al. v. Fundamental Clinical and Operational Services, LLC, et al.  
Appellate Case No. 2019-000887

Dear Mrs. Kitchings:

Please find enclosed for filing one (1) original and one (1) copy of the Respondent's Initial Brief and Respondent's Designation of Matter To Be Included in the Record on Appeal in the above-referenced matter. Return the filed copies in the enclosed envelope.

If you have any questions, feel free to contact our office.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jordan C. Calloway', is written over a faint, larger version of the signature.

Jordan C. Calloway

JCC/ksj

cc: Stephen Brown, Esquire  
Donald J. Davis, Jr., Esquire  
John J. Owens, Esquire  
Russell G. Hines

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1539 Health Care Drive  
Rock Hill, SC 29732

Honorable Jenny Abbott Kitchings  
SC Court of Appeals Clerk of Court  
1220 Senate Street  
Columbia, SC 29201

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