

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM HORRY COUNTY
Steven H. John, Circuit Court Judge

Appellate Case No. 2020-000046
Case No. 2011-CP-26-7403

RECEIVED
MAY 28 2020
SC Court of Appeals

Mark Green, as Personal Representative of the Estate of
Randall M. Green and Ann Green, Respondents,

v.

Wayne B. Bauerle, M.D. and Wayne B. Bauerle, M.D., P.C., Appellants.

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

The Appellants Wayne B. Bauerle, M.D. and Wayne B. Bauerle, M.D., P.C.
propose that the following be included in the Record on Appeal:

1. Order issued by Circuit Court Judge Steven H. John filed October 22, 2019
2. Order issued by Circuit Court Judge Steven H. John filed December 11, 2019
3. Order Granting in Part and Denying in Part Defendants' Motion for Set-Off, filed October 17, 2013

4. Order Denying Defendant's Motion to Alter or Amend Order Granting Partial Set-Off, filed February 13, 2014
5. Order Denying Plaintiffs' Motion to Alter or Amend Order Granting Partial Set-Off, filed February 13, 2014
6. Judgment filed September 16, 2013
7. Verdict Forms
8. Fourth Amended Complaint
9. Stipulation of Dismissal with Prejudice as to Defendant Grand Strand Regional Medical Center, filed June 11, 2013
10. Covenant not to Sue and Covenant Not to Prosecute or Execute Judgment, dated May 31, 2013
11. Memorandum of Law in Support of Defendants' Motion for Set Off, filed September 23, 2013
12. Plaintiffs' Motion and Supporting Memorandum in Opposition to Defendants' Motion for Setoff, dated September 30, 2013
13. Plaintiffs' Motion to Alter or Amend Order Granting Partial Set-Off, filed October 30, 2013
14. Defendants' Motion to Alter or Amend Order, filed November 8, 2013
15. Receipt and Partial Satisfaction of Judgment filed August 8, 2014
16. Order Granting Leave to Deposition Funds into Court and Releasing Judgment Liens, filed December 11, 2014
17. Consent Order to Partially Release Funds Deposited with Clerk of Court, filed April 14, 2016
18. Receipt and Partial Satisfaction of Judgment filed May 6, 2016
19. Consent Order to Substitute Estate of Randall M. Green for Plaintiff Randall M. Green, filed August 28, 2019

20. Defendants' Memorandum of Law on Remand Issues Following Appeal, filed August 21, 2019
21. Defendants' Notice of Motion and Motion to Alter or Amend Order and Supporting Memorandum, filed November 1, 2019 (with attachment)
22. Trial Transcript
 - pp. 103-113
 - pp. 132-134
 - pp. 140-192
 - pp. 195-214
 - pp. 221-245
 - pp. 313-336
 - pp. 744-765
23. Plaintiffs' Trial Exhibit #13
24. Plaintiffs' Trial Exhibit #15
25. Transcript of Hearing, August 28, 2019

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

LINDEMANN, DAVIS & HUGHES, P.A.

BY: 

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-and-

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*Counsel for Appellants Wayne B. Bauerle,
M.D. and Wayne B. Bauerle, M.D., P.C.*

May 26, 2020

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v.

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CERTIFICATE OF SERVICE


The undersigned employee of Lindemann, Davis & Hughes, P.A., counsel for the Appellants, does hereby certify that service of the **Initial Brief of Appellants and Appellants' Designation of Matter to be Included in the Record on Appeal** in the above-captioned matter was made upon all counsel of record by placing copies in the United States Mail, first class postage prepaid, at the below listed addresses clearly indicated on said envelopes this the 26th day of May 2020:

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May 26, 2020

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

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SC Court of Appeals

RE: Mark Green, Personal Representative of the Estate of Randall M. Green and Ann Green v. Wayne B. Bauerle, M.D. and Wayne B. Bauerle, M.D., P.C.
Court of Appeals Tracking Number: 2020-000046
Civil Action Number: 2011-CP-26-7403
Claim Number: CB053262M
Our File Number: 22.9301

Dear Ms. Kitchings:

Please find enclosed for filing the original and one copy each of the **Initial Brief of Appellants and Appellants' Designation of Matter to be Included in the Record on Appeal** in the above referenced matter. Please file the originals and return a clocked-in copy of each document to me in the enclosed envelope. By copy of this letter, I am serving copies on all counsel of record.

If you have any questions, please advise. Thank you for your assistance in this matter.

Sincerely,

LINDEMANN, DAVIS & HUGHES, P.A.

Andrew F. Lindemann

AFL/jmb
Enclosures

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The Honorable Jenny Abbott Kitchings
May 26, 2020
Page Two

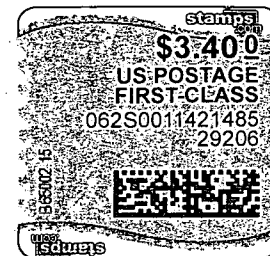
cc: (w/ Enclosures)

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