

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

Appeal from Spartanburg County
Court of Common Pleas
Grace Gilchrist Knie, Circuit Court Judge

Case No. 2019-CP-42-03075
Appellate Case No. 2020-000500

RECEIVED
Aug 20 2020
SC Court of Appeals

Betty Nanney,
by and through her Attorney-in-Fact, Leslie Nanney,

Respondent,

v.

THI of South Carolina at Spartanburg, LLC,
d/b/a Magnolia Manor-Spartanburg, Rusty Flathmann,
Laura Anne Winn, and Olishia Gaffney,

Appellants.

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

YOUNG CLEMENT RIVERS, LLP
Stephen L. Brown (SC Bar No. 66468)
D. Jay Davis, Jr. (SC Bar No. 12084)
Russell G. Hines (SC Bar No. 72100)
Kate C. Mettler (SC Bar No. 103762)
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Attorneys for Appellants

Appellants propose the following to be included in the Record on Appeal (all of which are intended to include any exhibits or other attachments thereto, except insofar as they may be duplicative):

Orders, Judgments, Decrees, or Decisions

1. Order Regarding Defendants' Motion to Compel Arbitration, filed January 7, 2020;
2. Order Regarding Defendants' Motion to Alter, Amend, and/or Reconsider the Court's Order Denying Defendants' Motion to Compel Arbitration, filed February 13, 2020;

Pleadings

3. Summons & Complaint;
4. Facility, Flathmann, and Gaffney's Answers;
5. Winn's Motion to Dismiss;

Transcripts

6. Motion Hearing held December 16, 2019;

Other materials or documents

7. Facility, Flathmann, and Gaffney's Motions to Compel Arbitration;
8. Memo in Support of Motions to Compel Arbitration;
9. Plaintiff's Memo in Opposition to Motions to Compel Arbitration;
10. Motion to Alter, Amend, and/or Reconsider Order Regarding Defendants' Motion to Compel Arbitration; and
11. Notice of Appeal & Proof of Service.

I certify that this Designation of Matter contains no matter irrelevant to this appeal.

Respectfully submitted,
YOUNG CLEMENT RIVERS, LLP

By: s/Russell G. Hines
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Charleston, South Carolina

August 19, 2020

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PROOF OF SERVICE

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Attorneys for Appellants

I, Russell G. Hines, of Young Clement Rivers, LLP, attorneys for Appellants, hereby certify that the **INITIAL BRIEF OF APPELLANTS and APPELLANTS' DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL** were served on all other parties to this matter by emailing the same (*see* attached copy of said email) to their counsel of record (identified below) on August 19, 2020:

Gary W. Poliakoff, Esquire
Raymond P. Mullman, Jr., Esquire
Edward John Waelde, Esquire
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Attorneys for Respondent

Respectfully submitted,
YOUNG CLEMENT RIVERS, LLP

By: s/Russell G. Hines
Russell G. Hines (SC Bar No. 72100)
Attorneys for Appellants

Charleston, South Carolina

August 19, 2020

From: Hines, Russell
To: "atty@gpoliakoff.com"; "Ray Mullman"; "Jwaelde@gpoliakoff.com"
Cc: Brown, Stephen L.; Justman, Aimee; [Bell, Pollyana \(Polly\)](mailto: Bell, Pollyana (Polly)); "Amanda@gpoliakoff.com"; "cary@gpoliakoff.com"; "shelley@gpoliakoff.com"
Subject: Nanney v. THI (Appellate Case No. 2020-000500) -- Initial Brief of Appellants and Appellants" Designation of Matter
Date: Wednesday, August 19, 2020 11:56:41 PM
Attachments: [Nanney v. THI \(App. Case No. 2020-000500\) -- Initial Brief of Appellants" d. 8-19-20.pdf](#)
[Nanney v. THI \(App. Case No. 2020-000500\) -- Appellants" Designation of Matter d. 8-19-20.pdf](#)
[image001.png](#)

Attached please find the Initial Brief of Appellants and Appellants' Designation of Matter in the above-referenced appeal. They will be filed with the Court of Appeals via separate email.

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