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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

Clifton B. Newman, Circuit Court Judge

Case No. 2018-CP-40-02545
Appellate Case No. 2020-000067

Dr. Kaoru Pridgen.....Appellant

v.

Colonial Family Practice, LLC, Varsity Family Care Partners, LLC, Family Care Partners d/b/a
Family Care Partners Management, LLC, Dr. Clay Lowder, Thomas W. Watson, and Dr. Gary R.
Katz..... Respondents.

MOTION TO SEAL

J. Lewis Cromer (#1470)
Shannon M. Polvi (#101837)
1418 Laurel Street, Suite A (29201)
Post Office Box 11675
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Phone 803-799-9530
Facsimile 803-799-9533
Attorneys for Appellant

Appellant hereby moves the Court for an Order sealing the record on appeal in this case.

The request for the record to be sealed sources from counsel for Respondents Colonial Family Practice, LLC, Family Care Partners d/b/a Family Care Partners Management, LLC, Dr. Clay Lowder, and Thomas W. Watson. Counsel for the parties disagree as to which party is responsible for filing a motion to seal the record on appeal. As a professional courtesy and to forego a waste of resources for the parties and the Court,¹ Appellant is filing this motion to seal.

It is undisputed between the parties that a significant portion of the record on appeal is designated as confidential. A significant portion of the record includes financial information of the parties. There are several exhibits and transcripts that contain information that is reasonably considered confidential and should not be available for public access. Such confidential information is mixed within the record on appeal and is not easily bifurcated. If any bifurcation was needed, the portions of the record on appeal that should be confidential are the exhibits found on pages 457 thru 3799 of the record on appeal.

The undersigned certifies that she conferred with Defendants' counsel. The counsel for Respondents Colonial Family Practice, LLC, Family Care Partners d/b/a Family Care Partners Management, LLC, Dr. Clay Lowder, and Thomas W. Watson seek this motion and counsel for Respondent Varsity Family Care Partners, LLC and counsel for Respondent Dr. Gary R. Katz have not objected to this motion.

WHEREFORE, Appellant respectfully requests that the Court seal the record on appeal.

¹ For the parties to determine who is reasonable for filing a motion to seal the record on appeal.

Respectfully Submitted,

CROMER BABB PORTER & HICKS, LLC

BY: 

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Attorneys for Appellant

Columbia, South Carolina
August 24, 2020

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Dr. Kaoru PridgenAppellant,

v.

Colonial Family Practice, LLC; Varsity Family Care Partners, LLC; Family Care Partners d/b/a Family Care Partners Management, LLC; Dr. Clay Lowder; Thomas W. Watson; and Dr. Gary R. Katz, Respondents.

PROOF OF SERVICE


I certify that I, the undersigned employee of Cromer Babb Porter & Hicks, LLC, caused to have served the Motion to Seal on counsel for Respondents by delivering a copy via electronic mail on August 24, 2020, addressed to the following:

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BY: 

Kate M. Hesik, Litigation Paralegal

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CROMER BABB PORTER & HICKS, LLC
Attorneys and Counselors at Law

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SC Court of Appeals

J. Lewis Cromer * Julius W. Babb, IV * J. Paul Porter * Ryan K. Hicks
Shannon M. Polvi * Samantha E. Albrecht * Elizabeth M. Bowen * Elizabeth S. Millender

August 24, 2020

Via U.S. Mail & E-Mail

Hon. Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1220 Senate Street
Columbia, South Carolina 29201
ctappfilings@sccourts.org

Re: Dr. Kaoru Pridgen v. Colonial Family Practice, et al
Appellate Case No.: 2020-000067

Dear Ms. Kitchings:

Enclosed for filing please find the original and one copy of Appellant's Motion to Seal along with a Proof of Service. Please return a filed copy to us in the self-addressed, stamped envelope enclosed for your convenience. Also enclosed is this firm's check in the amount of \$50.00 for the fees associated with this filing.

Please do not hesitate to contact me should you have any questions.

With highest regards, I am

Sincerely,



Kate M. Hesik
Litigation Paralegal

/kmh
Enclosures

Cc: Lyndey Bryant, Esquire (via e-mail only)
Jeffrey Lehrer, Esquire (via e-mail only)
Jennifer Dunlap, Esquire (via e-mail only)
Client

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