

The State of South Carolina
In the Court of Appeals

RECEIVED

Nov 12 2020

Appeal from the Aiken County
Court of Common Pleas
Michael G. Nettles, Circuit Court Judge

SC Court of Appeals

Appellate Case No.: 2020-000584

Jimmie Foreman, as Personal Representative of the Estate of
Katie Dixon.....Respondent,

v.

Shiloh Management Company, Inc, Pepper Hill Nursing Center,
Inc., Pepper Hill Nursing & Rehab Center, LLC d/b/a Pepper Hill
Nursing & Rehab Center, the Place at Pepper Hill, LLC, Pepper
Hill Senior Properties, LLC d/b/a The Place at Pepper Hill.....Defendants,

Of which Shiloh Management Company, Inc., Pepper Hill Nursing
Center, Inc., Pepper Hill Nursing & Rehab Center, LLC d/b/a
Pepper Hill Nursing & Rehab Center are.....Appellants.

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

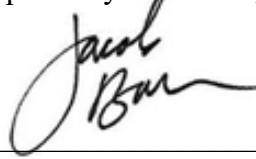
Respondent proposes the following be included in the Record on Appeal:

1. Summons and Complaint and Exhibits;
2. Appellants’ Motion to Dismiss and to Compel Arbitration in Lieu of an Answer with Exhibit;
3. Appellants’ Memorandum Supporting Motion to Dismiss and Compel Arbitration or Alternatively, to Compel Arbitration and Stay Proceedings and Exhibits;
4. Respondent’s Memorandum in Opposition to Defendants’ Motion to Dismiss and Compel Arbitration and Exhibits;
5. Transcript of March 2, 2020, Hearing;
6. Pepper Hill Admission Agreement;
7. Order Denying Motion to Compel Arbitration;
8. Appellants’ Motion to Reconsider Order Denying Motion to Compel Arbitration;

9. Form 4 Denying Motion to Reconsider.

I certify that this Designation of Matters contains no matter which is irrelevant to this appeal.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Jacob Born", written over a horizontal line.

Jacob D. Born (SC Bar No.: 100026)
James D. George, Jr. (SC Bar No.: 103634)
Chappell, Smith & Arden, PA
P.O. Box 12330
Columbia, SC 29211
(803) 929 3600
(803) 929 3604 (facsimile)
jborn@csa-law.com
jgeorge@csa-law.com
Attorney for Respondent

November 12, 2020

The State of South Carolina
In the Court of Appeals

RECEIVED

Nov 12 2020

Appeal from the Aiken County
Court of Common Pleas
Michael G. Nettles, Circuit Court Judge

SC Court of Appeals

Appellate Case No.: 2020-000584

Jimmie Foreman, as Personal Representative of the Estate of
Katie Dixon.....Respondent,

v.

Shiloh Management Company, Inc, Pepper Hill Nursing Center,
Inc., Pepper Hill Nursing & Rehab Center, LLC d/b/a Pepper Hill
Nursing & Rehab Center, the Place at Pepper Hill, LLC, Pepper
Hill Senior Properties, LLC d/b/a The Place at Pepper Hill.....Defendants,

Of which Shiloh Management Company, Inc., Pepper Hill Nursing
Center, Inc., Pepper Hill Nursing & Rehab Center, LLC d/b/a
Pepper Hill Nursing & Rehab Center are.....Appellants.

Proof of Service

The undersigned hereby certifies that on November 12, 2020, he served counsel for Appellants with Respondent’s *Initial Brief* and *Designation of Matters to be Included in the Record on Appeal* by emailing a copy of the same to Mark V. Gende, Esq. and Brandon Robert Gottschall, Esq. to their respective email addresses as maintained in the Attorney Information System, pursuant to the Supreme Court’s Amended Order Re: Operation of the Appellate courts During the Coronavirus Emergency section (g)(3).

Mark V. Gende:
mvg@swblaw.com

Brandon Robert Gottschall:
brg@swblaw.com

s/ James D. George, Jr.
James D. George, Jr.
Chappell, Smith & Arden, P.A.
2801 Devine St., Ste. 300
Columbia, SC 29205
PH: (803) 929-3600
jgeorge@csa-law.com

November 12, 2020



Licensed to practice
in South Carolina,
North Carolina,
Georgia and the
District of Columbia

CHAPPELL SMITH & ARDEN, P.A.

PO Box 12330
Columbia, SC 29211
803.929.3600
Fax 803.929.3604
800.531.9780
www.CSA-LAW.com

November 12, 2020

VIA OneDrive Only

The Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals
1015 Sumter St.
P.O. Box 11629
Columbia, South Carolina 29211

RECEIVED

Nov 12 2020

SC Court of Appeals

Re: Jimmie Foreman v. Shiloh Management Company, Inc.
Appellate Case No.: 2020-000584

Dear Ms. Kitchings:

Submitted with this letter please find the following documents for filing regarding the above referenced matter:

1. Respondent's Initial Brief;
2. Respondent's Designation of Matters to be Included in the Record on Appeal;
3. Proof of Service.

Thank you for your assistance in this matter.

Very truly yours,

James D. George, Jr.
jgeorge@csa-law.com
(803) 929-3600

Enclosures

cc: Mark V. Gende
Brandon R. Gottschall