

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

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Nov 19 2020

SC Court of Appeals

Appeal from Georgetown County
Court of Common Pleas

Benjamin H. Culbertson, Circuit Court Judge

Case No. 2019-CP-22-00961
Appellate Case No. 2020-001167

Kevin Greene,
as Attorney in Fact for and on Behalf of
Eleanor Greene Wragg,

Respondent,

v.

Palmetto Prince George Operating, LLC
d/b/a Prince George Healthcare Center;
Palmetto Health Care, LLC;
Murray Forman, Individually; and
Richard Porter, Individually,

Defendants.

Of whom Palmetto Prince George Operating, LLC
d/b/a Prince George Healthcare Center;
Palmetto Health Care, LLC; and
Richard Porter, Individually, are

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)
Matthew O Riddle (SC Bar No. 76650)
Gaillard T. Dotterer, III (SC Bar No. 103620)
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Attorneys for Appellants

Appellants propose the following for inclusion in the Record on Appeal, but avoiding duplication of material¹:

Orders

1. Order Denying Motions to Compel Arbitration and Motion to Stay;
2. Order Denying Motion to Alter, Amend, and/or Reconsider Order Denying Motions to Compel Arbitration and Motion to Stay;

Pleadings

3. Summons and Complaint;
4. Answer;

Motions and Other Material

5. Facility's Motion to Compel Arbitration *with*:
 - a. Exhibit A, Arbitration Agreement;
6. Porter's Motion to Compel Arbitration *with*:
 - a. Exhibit A, Arbitration Agreement;
7. PHC's Motion to Stay;
8. Memo in Support of Motions to Compel Arbitration *with*:
 - a. Exhibit 1, Admission Agreement;
 - b. Exhibit 2, Arbitration Agreement;
 - c. Exhibit 3, Immunization Consent Form;
 - d. Exhibit 4, Declaration of Angela Burns;
9. Memo in Support of Motion to Stay;
10. Memo in Opposition to Motions to Compel Arbitration and Motion to Stay *with*:

¹ Appellants propose that duplicative material (e.g., the Arbitration Agreement, which is attached as an exhibit to multiple filings) appear only once in the Record on Appeal.

- a. Exhibit A, Tidelands Medical Records;
 - b. Exhibit B, PGHC Records;
 - c. Exhibit C, Arbitration Agreement;
 - d. Exhibit D, Admission Agreement;
11. Motion to Alter, Amend, and/or Reconsider Order Denying Motions to Compel Arbitration and Motion to Stay; and
12. Notice of Appeal *with* 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
Stephen L. Brown (SC Bar No. 66468)
D. Jay Davis, Jr. (SC Bar No. 12084)
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Attorneys for Appellants

Charleston, South Carolina

November 18, 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 on November 18, 2020, via email (see attached) to their following counsel of record:

Dirk J. Derrick, Esquire
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Respectfully submitted,
YOUNG CLEMENT RIVERS, LLP

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Russell G. Hines (SC Bar No. 72100)
Attorneys for Appellants

Charleston, South Carolina

November 18, 2020

From: [Hines, Russell](#)
To: ["dirk@derricklawfirm.com"](mailto:dirk@derricklawfirm.com); ["taylor@derricklawfirm.com"](mailto:taylor@derricklawfirm.com)
Subject: App. Case No. 2020-001167 (Greene v. Palmetto Prince George) -- Initial Brief of Appellants and Designation
Date: Wednesday, November 18, 2020 11:57:40 PM
Attachments: [App. Case No. 2020-001167 \(Greene v. Palmetto Prince George\) -- Initial Brief of Appellants.pdf](#)
[App. Case No. 2020-001167 \(Greene v. Palmetto Prince George\) -- Appellants" Designation of Matter.pdf](#)

Appellant's initial brief and designation are attached.

Russ

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