

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW COURT

The Honorable Ralph King Anderson, III  
Chief Administrative Law Judge

**RECEIVED**  
**Dec 02 2020**  
**SC Court of Appeals**

APPELLATE CASE NO. 2020-001323

ADMINISTRATIVE LAW COURT CASE NO.: 18-ALJ-07-0358-CC  
ADMINISTRATIVE LAW COURT CASE NO.: 18-ALJ-07-0360-CC  
ADMINISTRATIVE LAW COURT CASE NO.: 18-ALJ-07-0366-CC

CareAlliance Health Services, d/b/a Roper St. Francis Healthcare,  
Roper Hospital, Inc., Bon Secours-St. Francis Xavier Hospital, Inc.,  
Roper St. Francis Berkeley Hospital and Roper Mount Pleasant  
Hospital,.....Respondent,

v.

South Carolina Department of Health and Environmental Control and  
Medical University Hospital Authority, d/b/a MUHA Community Hospital,.....Respondents,

AND

Walterboro Community Hospital, Inc., d/b/a Colleton Medical Center,.....Appellant,

v.

South Carolina Department of Health and Environmental Control and  
Medical University Hospital Authority, d/b/a MUHA Community Hospital,.....Respondents,

AND

Trident Medical Center, LLC d/b/a Trident Medical Center  
and Summerville Medical Center,.....Appellants,

v.

South Carolina Department of Health and Environmental Control and  
Medical University Hospital Authority, d/b/a MUHA Community Hospital,.....Respondents.

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

Appellants Trident Medical Center, LLC d/b/a Trident Medical Center and Summerville Medical Center and Walterboro Community Hospital, Inc. d/b/a Colleton Medical Center propose that the following be included in the Record on Appeal:

1. November 25, 2020 Order of the Court of Appeals denying Motion for Relief from Appeal Bond and denying Motion to Dismiss;
2. MUHA's Reply to Appellant's Return to the Motion to Dismiss Appeal - November 13, 2020
3. Trident/CMC's Return to MUHA's Motion to Dismiss and Reply to MUHA's Return to the Motion for Relief from Appeal Bond - November 3, 2020,
4. MUHA's Motion to Dismiss Appeal and Return to the Appellants' Motion for Relief from Appeal Bond - October 29, 2020
5. Trident/CMC's Joint Motion for Relief from Appeal Bond – October 7, 2020;
6. Amended Final Order of the Honorable Ralph King Anderson, III, filed September 4, 2020;
7. Transcript of Hearing Before ALC for November 6, 2019 – November 8, 2019; November 12 – 15, 2019; and November 18 – 21, 2019;
8. DHEC Exhibits 1 and 4;
9. Trident Exhibit 94.

The undersigned hereby certifies pursuant to Rule 209(c), SCACR that Appellants' Designation of Matter to be included in the Record on Appeal contains no matter irrelevant to the appeal.

s/David B. Summer, Jr.

David B. Summer, Jr. (SC Bar #7974)

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*Walterboro Community Hospital, Inc.*

December 2, 2020

Columbia, South Carolina

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ADMINISTRATIVE LAW COURT CASE NO.: 18-ALJ-07-0358-CC  
ADMINISTRATIVE LAW COURT CASE NO.: 18-ALJ-07-0360-CC  
ADMINISTRATIVE LAW COURT CASE NO.: 18-ALJ-07-0366-CC

CareAlliance Health Services, d/b/a Roper St. Francis Healthcare,  
Roper Hospital, Inc., Bon Secours-St. Francis Xavier Hospital, Inc.,  
Roper St. Francis Berkeley Hospital and Roper Mount Pleasant  
Hospital,.....Appellant-Respondent,

v.

South Carolina Department of Health and Environmental Control and  
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and Summerville Medical Center,.....Appellant,

v.

South Carolina Department of Health and Environmental Control and  
Medical University Hospital Authority, d/b/a MUHA Community Hospital,.....Respondents.

**PROOF OF SERVICE**

The undersigned hereby certifies that on December 2, 2020, a copy of the **Appellants' Designation of Matter to Be Included in the Record** was served on all counsel of record via electronic mail containing the above-referenced document to each counsel's individual AIS email address pursuant to SC Supreme Court COVID Order 2020-05-29-02 as follows:

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December 2, 2020

VIA EMAIL ONLY CTAPPFILINGS@SCCOURTS.ORG  
The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
1220 Senate Street  
Columbia, SC 29201

**RECEIVED**  
**Dec 02 2020**  
**SC Court of Appeals**

**Re: Appellate Case No: 2020-001323**

**CareAlliance Health Services, et al. vs. South Carolina DHEC, et al. AND  
Walterboro Community Hospital, Inc. d/b/a Colleton Medical Center v. South  
Carolina DHEC, et al. AND  
Trident Medical Center, LLC, d/b/a Trident Medical Center and Summerville  
Medical Center vs. SC DHEC, et al.**

Dear Ms. Kitchings:

Enclosed for filing in connection with the above, please find Appellants Trident Medical Center, LLC and Walterboro Community Hospital, Inc.'s Initial Brief, Designation of Matter to be Included in the Record on Appeal, and Proofs of Service.

By copy of this letter and pursuant to the Court's standing Order, we are serving copies of the same to all counsel of record via email.

With best regards, I am

Sincerely,

*s/David B. Summer, Jr.*

David B. Summer, Jr.

Enclosures

cc: Vito M. Wicevic, Esquire (w/enclosures via email)  
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