

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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Jan 20 2021

SC Court of Appeals

APPEAL FROM
THE ADMINISTRATIVE LAW COURT

Shirley C. Robinson, Administrative Law Judge

Case No. 17-ALJ-07-0441-CC
Case No. 17-ALJ-07-0444-CC
Appellate Case No. 2020-001072

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

Petitioner/
Respondent,

v.

South Carolina Department of Health and Environmental
Control and Medical University Hospital Authority d/b/a
MUSC Health Emergency Services,.....

Respondents,

Of Whom, Medical University Hospital Authority d/b/a
MUSC Health Emergency Services is

Appellant.

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

Petitioner/
Respondent,

v.

South Carolina Department of Health and Environmental
Control and Medical University Hospital Authority d/b/a
MUSC Health Emergency Services,.....

Respondents,

Of Whom, Medical University Hospital Authority d/b/a
MUSC Health Emergency Services is

Appellant.

APPELLANT’S SUPPLEMENTAL DESIGNATION OF MATTER TO BE
INCLUDED IN THE RECORD ON APPEAL

Pursuant to Rule 209 of the South Carolina Appellate Court Rules, Appellant Medical University Hospital Authority d/b/a MUSC Health Emergency Services designates the following additional material for inclusion in the record on appeal:

1. November 8, 2019 MUSC's Proposed Final Order
2. May 24, 2019 Amended Order Denying Summary Judgment
3. February 19, 2019 MUSC Memo in Opposition to Roper's Motion for Summary Judgment
4. 2020 South Carolina Health Plan pages 1, 85-88

The undersigned counsel certifies, pursuant to Rule 209(c) of the South Carolina Appellate Court Rules, that this designation contains no matter which is irrelevant to the appeal.

NELSON MULLINS RILEY & SCARBOROUGH LLP

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*Attorneys for Medical University Hospital Authority d/b/a
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Columbia, South Carolina

January 20, 2021

CERTIFICATE OF SERVICE

I, the undersigned, of the law offices of Nelson Mullins Riley & Scarborough LLP, attorneys for Medical University Hospital Authority d/b/a MUSC Health Emergency Services, do hereby certify that I have served all counsel in this action with a copy of the pleading(s) hereinbelow specified by mailing a copy of the same by electronic mail to the following address(es):

Pleadings: **APPELLANT’S SUPPLEMENTAL DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL**

Served:

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January 20, 2021

Via Electronic Mail

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1220 Senate Street (29201)
P.O. Box 11629
Columbia, SC 29211

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SC Court of Appeals

RE: Trident Medical Center, LLC, d/b/a Trident Medical Center and Summerville Medical Center v. South Carolina Department of Health and Environmental Control and Medical University Hospital Authority d/b/a MUSC Health Emergency Services AND

CareAlliance Health Services, d/b/a Roper St. Francis Healthcare, Roper Hospital, Inc., Bon Secours-St. Francis Xavier Hospital, Inc., Roper Mt. Pleasant Hospital and Roper St. Francis Berkeley Hospital v. South Carolina Department of Health and Environmental Control and Medical University Hospital Authority d/b/a MUSC Health Emergency Services

Appellate Case No. 2020-001072
Our File No. 019243/01525

Dear Ms. Kitchings:

Enclosed for filing is Appellant's Medical University Hospital Authority d/b/a MUSC Health Emergency Services' (i) Reply Brief of Appellant and (ii) Appellant's Supplemental Designation of Matter to be Included in the Record on Appeal. We are submitting the filing via email.

By copy of this letter and pursuant to the Court's standing order regarding operation of the appellate courts during the coronavirus emergency, we hereby serve all counsel via email.

Very truly yours,

/s Daniel J. Westbrook
Daniel J. Westbrook

DJW:jh
Enclosures

January 20, 2021
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