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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM ORANGEBURG COUNTY COURT OF COMMON PLEAS

Honorable Edgar W. Dickson, Circuit Court Judge

Appellate Case No. 2019-0019121

Tekayah Hamilton, individually and as parent and guardian ad litem for Robert Lee Middleton, Jr., a minor child under the age of eighteen,..... Respondent

v.

The Regional Medical Center,Appellant

DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL

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

1. Complaint;
2. Answer;
3. Defendant's Request to Admit;
4. Defendant's Notice of Motion and Motion in limine to Exclude Photographs;
5. Defendant's Notice of Motion and Motion in limine to Exclude Monica Stobbs Testimony;
6. Deposition of Monica Stobbs pp. 13, 26, 32-33;
7. Trial Transcript, Mar. 17, 2019;
 - a. Exhibits identified and entered pp. 54-56;
 - b. Monica Stobbs Direct pp.76-102;
 - c. Monica Stobbs Cross pp. 102-139;
 - d. Tekayah Hamilton Direct p. 146; pp. 151-152, 154-156, 158-159;
 - e. Tekayah Hamilton Cross pp. 163-165, 169;
 - f. Tekayah Hamilton Redirect p. 170;
 - g. Tekayah Hamilton Recross p. 171;
 - h. De Bene Esse Deposition Dr. Donen Davis (Court's Ex. No. 2) pp. 178-211; pp. 191 - 196, 198 - 202, 210-211;
 - i. Dr. Peter Devito Direct p. 225; pp. 228-230, 235-236;
 - j. Dr. Peter Devito Cross pp. 243, 245, 248-249;

- k. Plaintiff's Request to Admit pp. 250 - 258;
 - l. Jamie Beth Downing Direct pp. 262 - 293;
 - m. Jamie Beth Downing Cross pp. 296 - 305;
 - n. Defense Motion for Directed Verdict pp. 311-315;
 - o. Plaintiff motion to prohibit Defense expert from making legal conclusion pp. 316-320;
 - p. Cynthia Hurley Direct pp. 321-357;
 - q. Cynthia Hurley Redirect pp. 371;
 - r. Cynthia Hurley Proffered Direct pp. 377-380;
 - s. Cynthia Hurley Proffered Cross pp. 381
 - t. Defense Renewed Motion for Directed Verdict p. 382;
 - u. Defense closing pp. 398-408;
 - v. Discussion of actual damages in Plaintiff's Reply pp. 412-413;
 - w. Verdict pp. 446-450;
- 8. Plaintiff's Trial Exhibits 1-3
 - 9. The Infusion Nurses Society: Infusion Therapy in Clinical Practice, 2nd. eds Hankins J, Lonsway RA, Hendrick C and Perdue MB. Saunders, St. Louis, MO 2001, 561;
 - 10. Trial Transcript, Dec. 22, 2020; (Pre-trial Motions)
 - 11. Jury Verdict Form;
 - 12. Defendant's Notice of Motion and Motion for JNOV or in the alternative Motion for New Trial;
 - 13. Defendant's Post Trial Motion For Reduction to Statutory Cap;
 - 14. Defendant's Response to Plaintiff's Memorandum in Opposition to Defendant's Motion for JNOV or in the alternative Motion for New Trial Post Trial Motion For Reduction to Statutory Cap;
 - 15. Court's Order Granting Defendant's Motion for Reduction to Statutory Cap & Denying Defendant's Motion for JNOV or in the alternative Motion for a New Trial

I certify that this designation contains no matter which is irrelevant to this appeal.

January 21, 2021

/s/ Michael C. Tanner
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APPEAL FROM ORANGEBURG COUNTY
Court of Common Pleas

SC Court of Appeals

Edgar W. Dickson, Circuit Court Judge

Appeal No. 2019-001921

Tekayah Hamilton, individually and as parent and guardian ad litem for Robert Lee Middleton, Jr., a minor child under the age of eighteen, Respondent,

v.

The Regional Medical CenterAppellant.

PROOF OF SERVICE

I certify that I have served the Initial Brief and Designation of Matter of The Regional Medical Center, by depositing a copy of it in the United States Mail, postage prepaid, and via e-mail, on January 21, 2021, addressed to the attorneys of record, Jonathan F. Krell, Esquire, Post Office Box 299, Charleston, S.C., 29402, and David R. Williams, Esquire, Post Office Box 1084, Orangeburg, S.C., 29116, and Kathleen Chewing Barnes, Esquire, Post Office Box 897, Hampton, S.C., 29924.

s/Michael C. Tanner
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January 21, 2021

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SC Court of Appeals

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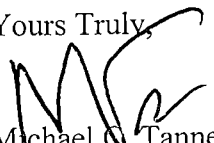
January 21, 2021

(Via U. S. Mail and e-mail ctappfilings@sccourts.org)
Jenny Abbott Kitchings
Clerk of Court - Court of Appeals
1220 Senate St.
Columbia, S.C. 29201

RE: Tekayah Hamilton, individually and as parent and guardian ad litem for Robert Lee Middleton, Jr., a minor child under the age of eighteen v. The Regional Medical Center
Case No.: 2015-CP-38-01234
Appellate Case No.: 2019-001921

Dear Ms. Kitchings:

Enclosed for filing please find the Initial Brief of The Regional Medical Center and, Designation of Matter and Proof of Service in this matter.

Yours Truly,

Michael C. Tanner

MCT/lis

cc: Jonathan F. Krell, Esquire (via e-mail jonathan@uricchio.com) and U. S. Mail
David Williams, Esquire (via e-mail david@williamsattys.com
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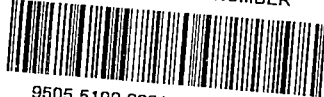
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