

# The South Carolina Court of Appeals

Lexington County Health Services District, Inc., d/b/a  
Lexington Medical Center, Petitioner/Respondent,

v.

South Carolina Department of Health and Environmental  
Control, Prisma Health-Midlands, Providence Hospital,  
LLC d/b/a Providence Health, Providence Health  
Northeast, Providence Health Fairfield, and Kershaw  
Hospital, LLC d/b/a Kershaw Health Medical Center,  
Respondents,

Of Which Prisma Health-Midlands is the Appellant-  
Respondent,

and

Providence Hospital, LLC d/b/a Providence Health,  
Providence Health Northeast, Providence Health  
Fairfield, and Kershaw Hospital, LLC d/b/a Kershaw  
Health Medical Center are the Respondents-Appellants.

Appellate Case No. 2020-001610

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## ORDER

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Appellant-Respondent has filed a motion to withdraw its appeal and vacate the underlying orders on appeal. Respondents-Appellants have filed a motion to withdraw its cross-appeal. The termination of the asset purchase agreement, which formed the entire basis for the underlying action below, has rendered this appeal moot. *Collins Music Co. v. IGT*, 365 S.C. 544, 549, 619 S.E.2d 1, 3 (Ct. App. 2005) ("A matter becomes moot 'when judgment, if rendered, will have no practical legal effect upon [the] existing controversy. This is true when some event occurs making it impossible for [the] reviewing Court to grant effectual relief.'").

Therefore, the motions to withdraw the respective appeals is granted. This appeal is dismissed in its entirety. Appellant-Respondent's motion to vacate the underlying orders on appeal is denied. The remittitur will be sent as required by Rule 221(b), SCACR.

  
FOR THE COURT

Columbia, South Carolina

cc:

Mary Elizabeth Crum, Esquire  
Celeste Tiller Jones, Esquire  
Pamela A. Baker, Esquire  
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Vito Michael Wicevic, Esquire  
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Shannon Vogan Lipham, Esquire  
Kelly McPherson Jolley, Esquire  
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Faye Anne Flowers, Esquire

**FILED**  
**May 27 2021**