

RECEIVED

Jul 01 2021

SC Court of Appeals

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

Appeal from Calhoun County
Court of Common Pleas

Maite Murphy, Circuit Court Judge

Case No. 2019-CP-09-00220

Jeffery White,
individually and as Personal Representative
of the Estate of Lizzie White,

Respondent,

v.

St. Matthews Healthcare, LLC,
d/b/a Calhoun Convalescent Center,

Appellant.

NOTICE OF APPEAL

CLEMENT RIVERS, LLP
Stephen L. Brown (SC Bar No. 66468)
D. Jay Davis, Jr. (SC Bar No. 12084)
Kate C. Mettler (SC Bar No. 103762)
Russell G. Hines (SC Bar No. 72100)
T. Ashton Phillips, III (SC Bar No. 104227)
25 Calhoun Street, Suite 400
Charleston, South Carolina 29401
P.O. Box 993 (29402)
(843) 720-5488

Attorneys for Appellant

Other Counsel of Record:

Jessica L. Fickling (SC Bar No. 100161)
STROM LAW FIRM, LLC
6923 N. Trenholm Road, Suite 200
Columbia, South Carolina 29206
(803) 252-4800

Attorneys for Respondent

Defendant, St. Matthews Healthcare, LLC, d/b/a Calhoun Convalescent Center (“Appellant”), hereby appeals the following orders of the Honorable Maite Murphy, Circuit Court Judge:

- **Order Granting Plaintiff’s Motion to Reconsider**, filed March 31, 2021, and
- **Form 4 Order filed June 2, 2021**, denying Defendant’s motion to reconsider the Order Granting Plaintiff’s Motion to Reconsider.

Copies of the above-referenced appealed orders are attached hereto and incorporated herein by reference. Appellant received written notice of entry of the most recent order on June 2, 2021.

Respectfully submitted,
CLEMENT RIVERS, LLP

By: s/Russell G. Hines
Stephen L. Brown (SC Bar No. 66468)
D. Jay Davis, Jr. (SC Bar No. 12084)
Kate C. Mettler (SC Bar No. 103762)
Russell G. Hines (SC Bar No. 72100)
T. Ashton Phillips, III (SC Bar No. 104227)
25 Calhoun Street, Suite 400
Charleston, South Carolina 29401
P.O. Box 993 (29402)
(843) 720-5488

Attorneys for Appellant

Charleston, South Carolina

July 1, 2021

RECEIVED

Jul 01 2021

SC Court of Appeals

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

Appeal from Calhoun County
Court of Common Pleas

Maite Murphy, Circuit Court Judge

Case No. 2019-CP-09-00220

Jeffery White,
individually and as Personal Representative
of the Estate of Lizzie White,

Respondent,

v.

St. Matthews Healthcare, LLC,
d/b/a Calhoun Convalescent Center,

Appellant.

PROOF OF SERVICE

CLEMENT RIVERS, LLP
Stephen L. Brown (SC Bar No. 66468)
D. Jay Davis, Jr. (SC Bar No. 12084)
Kate C. Mettler (SC Bar No. 103762)
Russell G. Hines (SC Bar No. 72100)
T. Ashton Phillips, III (SC Bar No. 104227)
25 Calhoun Street, Suite 400
Charleston, South Carolina 29401
P.O. Box 993 (29402)
(843) 720-5488

Attorneys for Appellant

I, Russell G. Hines, of Clement Rivers, LLP, attorneys for Appellant, hereby certify that Appellant's **NOTICE OF APPEAL** was served on Respondent on July 1, 2021, by emailing (see attached email) a copy of the same to Respondent's counsel of record:

Jessica L. Fickling, Esquire
jfickling@stromlaw.com
Strom Law Firm, LLC
6923 N. Trenholm Road, Suite 200
Columbia, SC 29206

Attorneys for Respondent

I also certify that a copy of this **NOTICE OF APPEAL** was this day, July 1, 2021, E-Filed with the lower court (see attached NEF), thus also, i.e., in addition to service by email, effecting service of the notice today on Respondent's above-identified counsel of record via the E-Filing System.

Respectfully submitted,
CLEMENT RIVERS, LLP

By: s/Russell G. Hines
Russell G. Hines (SC Bar No. 72100)

Attorneys for Appellant

Charleston, South Carolina

July 1, 2021

From: [Hines, Russell](#)
To: ["jfickling@stromlaw.com"](#)
Cc: ["MTurnage@stromlaw.com"](#); ["Brown, Steve"](#); [Davis, Jay](#); [Mettler, Kate C.](#); [Phillips, Ashton](#); [McNeil, Tasha](#); [Wakeham, Rebecca \(Becky\)](#); [Justman, Aimee](#); [Bell, Pollyana \(Polly\)](#)
Subject: White v. St. Matthews Healthcare (Circuit Court Case No. 2019-CP-09-00220) -- Notice of Appeal
Date: Thursday, July 1, 2021 11:32:28 PM
Attachments: [image001.png](#)
[White v. St. Matthews Healthcare -- Notice of Appeal.pdf](#)
[Appealed Order filed 3-31-21 \(Order Granting Pl.'s Mot. to Reconsider\).pdf](#)
[Appealed Order filed 6-2-21 \(Order Denying Def.'s Motion to Reconsider\).pdf](#)

Attached please find Appellant's **Notice of Appeal** in the above-referenced matter, along with copies of the **Appealed Orders** referenced in the notice.

Russell G. Hines
CLEMENT RIVERS, LLP
www.ycrlaw.com
25 Calhoun Street, Suite 400
Charleston, South Carolina 29401
P.O. Box 993 (29402)
Phone: (843) 720-5488
Fax: (843) 579-1327
Email: rhines@ycrlaw.com



CLEMENT RIVERS, LLP
25 Calhoun Street • Suite 400 • Charleston, SC 29401
ycrlaw.com



******* IMPORTANT NOTICE - READ THIS INFORMATION *******
NOTICE OF ELECTRONIC FILING [NEF]

A filing has been submitted to the court RE: 2019CP0900220

Official File Stamp: 07-01-2021 11:35:30 PM
Court: CIRCUIT COURT
Common Pleas
Calhoun
Case Caption: Jeffery White VS St. Matthews Healthcare, Llc
Document(s) Submitted: Appeal/Notice of Appeal to Court of Appeals
- Exhibit/Filing of Exhibits
- Exhibit/Filing of Exhibits
Filed by or on behalf of: Donald Jay Davis, Jr.

This notice was automatically generated by the Court's auto-notification system.

The following people were served electronically:

Kate Mettler for St. Matthews Healthcare, Llc
Ted Ashton Phillips, III for St. Matthews Healthcare, Llc
Donald Jay Davis, Jr. for St. Matthews Healthcare, Llc
Jessica Lerer Fickling for Jeffery White

The following people have not been served electronically by the Court. Therefore, they must be served by traditional means: