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SC Court of Appeals

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

Appeal from Florence County
Court of Common Pleas

William H. Seals Jr., Circuit Court Judge

Case No. 2020-CP-21-02290
Appellate Case No. 2021-000586

Mary Tisdale,
as Personal Representative of the Estate of Earlene Seabrook,

Respondent,

v.

Palmetto Lake City Operating, LLC
d/b/a Lake City-Scranton Healthcare Center
and Jeffrey Gibbs,

Defendants,

Of whom Palmetto Lake City Operating, LLC
d/b/a Lake City-Scranton Healthcare Center is the

Appellant.

APPELLANT'S DESIGNATION OF MATTER

CLEMENT RIVERS, LLP

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Attorneys for Appellant

Defendant/Appellant, Palmetto Lake City Operating, LLC d/b/a Lake City-Scranton Healthcare Center (the “Facility”), designates the following matter for inclusion in the Record on Appeal, with any duplicative matter (e.g., the Arbitration Agreement, which is attached as an exhibit to multiple circuit court filings) to appear in the Record on Appeal only once:

Orders

1. Form 4 Order Denying Defendant’s Motion to Stay Action and Compel Arbitration, filed February 9, 2021;
2. Formal Order Denying Defendant’s Motion to Stay Action and Compel Arbitration, filed March 1, 2021;
3. Order Denying Defendant’s Motion to Alter, Amend, and/or Reconsider Arbitration, filed May 4, 2021;

Pleadings

4. Summons and Complaint, filed October 8, 2020, *with*
 - Exhibit A: Affidavit of Tabitha Nolen, MSN, RN, PCCN, SCRN;
5. Facility’s Answer, filed November 23, 2020;

Transcript

6. Transcript of Motion Hearing held February 9, 2021;

Other

7. Facility’s Motion to Compel Arbitration, filed December 30, 2020, *with*
 - Exhibit A: Arbitration Agreement;
8. Facility’s Memo in Support of Motion to Compel Arbitration, filed

February 5, 2021, *with*

- Exhibit 1: SC Advanced Health Care Directive;
 - Exhibit 2: Admission Agreement;
 - Exhibit 3: Arbitration Agreement;
9. Plaintiff's Memo in Opposition to Motion to Compel Arbitration, filed February 8, 2021;
 10. Facility's Motion to Alter, Amend, and/or Reconsider Order Granting Plaintiff's Motion to Reconsider, filed March 11, 2021;
 11. Plaintiff's Memo in Opposition to Defendant's Motion to Reconsider, filed May 3, 2021
 12. Notice of Appeal and Proof of Service (omitting attached appealed orders, which are already separately designated for inclusion above), served/filed June 2, 2021.

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

<SIGNED ON THE FOLLOWING PAGE>

Respectfully submitted,
CLEMENT RIVERS, LLP

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