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May 02 2022

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM Horry COUNTY
Steven H. John, Circuit Court Judge

Appellate Case No.: 2021-001342

Jessica Bennett and Thuy N. Gasser, individually and on
behalf of those similarly situated,Respondents,

v.

ACS Primary Care Physicians-Southeast P.C.,Appellant.

**APPELLANT’S DESIGNATION OF MATTERS TO BE INCLUDED IN
THE RECORD ON APPEAL AS TO RESPONDENT JESSICA BENNETT**

Appellant ACS Primary Care Physicians-Southeast P.C. (“ACS”) proposes the following
documents to be included in the Record on Appeal:

1. Summons and Complaint, filed on March 17, 2020;
2. Notice of Removal to the United States District Court for the District of South Carolina, Florence Division, filed on April 20, 2020;
3. Plaintiff’s Motion to Remand, filed on May 18, 2020;
4. Order remanding case to state court, filed on August 13, 2020;
5. Defendant’s Motion to Compel Arbitration and Dismiss or Stay and all Exhibits thereto, filed on August 31, 2020;
6. Defendant’s Reply in Support of Defendant’s Motion to Dismiss, filed on October 15, 2020;
7. Defendant’s Supplemental Brief in Support of Motion to Compel Arbitration and Dismiss, filed on January 4, 2022;

8. Order Denying Motion to Stay / Dismiss and Compel Arbitration of Plaintiff's Claims, filed on June 21, 2021;
9. Defendant's Rule 59(e) Motion for Reconsideration of Denial of Motion to Compel Arbitration and Dismiss or Stay, filed on July 1, 2021;
10. Order Denying ACS's Motion to Reconsider, filed on November 5, 2021;
11. Notice of Appeal, filed on July 12, 2021;
12. Proof of Service, filed on July 12, 2021;

**APPELLANT'S DESIGNATION OF MATTERS TO BE INCLUDED IN
THE RECORD ON APPEAL AS TO RESPONDENT THUY N. GASSER**

1. Summons and Complaint, filed on May 21, 2020;
2. Notice of Removal to the United States District Court for the District of South Carolina, Florence Division, filed on June 26, 2020;
3. Order remanding case to state court, filed on August 13, 2020;
4. Motion to Compel Arbitration and Dismiss or Stay and all Exhibits thereto, filed on August 31, 2020;
5. Reply in Support of Motion to Compel Arbitration and Dismiss or Stay, filed on October 26, 2020;
6. Order Denying Motion to Stay / Dismiss and Compel Arbitration of Plaintiff's Claims, filed on November 23, 2021;
7. Notice of Appeal, filed on December 3, 2021;
8. Proof of Service, filed on December 3, 2021.

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

Dated: May 2, 2022

GORDON REES SCULLY MANSUKHANI

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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM THE COURT OF COMMON PLEAS

Steven H. John, Circuit Court Judge

Case No. 2020-CP-26-01982

ACS Primary Care Physicians-Southeast P.C., Appellant,

v.

Jessica Bennett and Thuy N. Gasser, individually and on
behalf of those similarly situated, Respondent.

PROOF OF SERVICE

I certify that I have served Appellant's Designation of Matters to be Included in the Record on Appeal on the Respondents, Jessica Bennett and Thuy N. Gasser, individually and on behalf of those similarly situated, via E-mail, upon their respective attorneys of record as properly addressed below this 2nd day of May, 2022:

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Dated: May 2, 2022

By



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