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June 1, 2022

**Via E-mail [ctappfilings@sccourts.org] and Hand Delivery**

The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
1220 Senate Street  
Columbia, SC 29201

**RECEIVED**

**Jun 01 2022**

**SC Court of Appeals**

Re: ***Medical University of South Carolina, et. al. v. HCA Healthcare, Inc., et. al.***  
**Case Number: 2022-000352**

Dear Mrs. Kitchings,

Respondents Trident Medical Center, Inc. and HCA Healthcare, Inc. ("Respondents") pursuant to 240(a), SCACR, respectfully request an extension of time of thirty (30) days within which to file their Initial Briefs and Designation of Matter to be included in the Record on Appeal.

This is Respondents' first request for an extension of time within which to file their Initial Briefs and Designation of Matter to be included in the Record on Appeal.

Presently, the Respondents' Initial Briefs and Designation of Matter to be included in the Record on Appeal must be filed with the Court on or before Monday, June 20, 2022. Therefore, Respondents are requesting an order granting an extension of thirty (30) days to file their Initial Briefs and Designation of Matter to be included in the Record on Appeal, up to and including Wednesday, July 20, 2022.

In regard to HCA Healthcare, Inc., this First Motion for Extension is made without waiving and expressly reserving the defense (and pending Motion to Dismiss) for lack of personal jurisdiction. *See Dunbar v. Vandermore*, 295 S.C. 493, 497, 369 S.E.2d 150, 152;53 (Ct. App. 1988) ("the Rules do not provide that the right to question jurisdiction over the person is waived by obtaining an extension of time"); *see also* 2A J. Moore & J. Lucas, *Moore's Federal Practice* § 12.12, at 12-93 to 12-94 (2d ed. 1987); 5 C. Wright & A. Miller, *Federal Practice and Procedure* § 1361, at 646 (1969).

Attached to this First Motion for Extension please find a copy of the Proof of Service. We have also enclosed a check in the amount of \$50.00 for the filing fee.

June 1, 2022  
Page 2

Sincerely,

A handwritten signature in black ink, appearing to read "Katon E. Dawson, Jr." with a stylized flourish at the end.

Katon E. Dawson, Jr.

KED  
CC:  
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**Jun 01 2022**

**SC Court of Appeals**

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas

Jennifer B. McCoy, Circuit Court Judge

Case No. 2021-CP-10-05289  
Appellate Case No. 2022-000352

Medical University of South Carolina and University Medical  
Associates of the Medical University of South Carolina,..... Appellants,

v.

HCA Healthcare, Inc.; Trident Medical Center, LLC;  
Terry A. Day; Betsy Kay Davis; Joshua D. Hornig;  
Eric J. Lentsch; David M. Neskey; and Anand K. Sharma..... Defendants.

Of whom HCA Healthcare, Inc. and Trident Medical Center, LLC;  
are the..... Respondents.

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**PROOF OF SERVICE**

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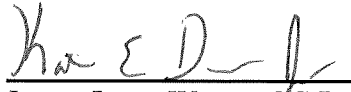
The undersigned hereby certifies that on June 1, 2022, copies of **RESPONDENTS’ FIRST MOTION FOR EXTENSION TO FILE INITIAL BRIEF AND DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL** were served on all counsel of record via emails containing the above referenced document to counsels’ individual AIS email addresses:

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*Attorneys for Defendants HCA Healthcare, Inc. and  
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June 1, 2022  
Columbia, South Carolina