

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

RECEIVED

Feb 24 2023

SC Court of Appeals

Appeal from Spartanburg County
Court of Common Pleas

Grace Gilchrist Knie, Circuit Court Judge

Case No. 2018-CP-42-04405
Appellate Case No. 2019-001731

The Estate of Mary Solesbee, by her personal
representative, Connie Bayne,

Respondent,

v.

Fundamental Clinical and Operational Services, LLC;
Fundamental Administrative Services, LLC; THI of
South Carolina at Magnolia Manor-Inman, LLC d/b/a
Magnolia Manor-Inman; Inpatient Consultants of North
Carolina, P.C.; and Angela Brown, ACNP,

Defendants,

Of which Fundamental Clinical and Operational
Services, LLC; Fundamental Administrative Services,
LLC; and THI of South Carolina at Magnolia Manor-
Inman, LLC d/b/a Magnolia Manor-Inman are the

Appellants.

APPELLANTS' SECOND MOTION FOR EXTENSION
OF TIME TO PETITION FOR REHEARING

CLEMENT RIVERS, LLP
Stephen L. Brown (SC Bar No. 66468)
D. Jay Davis, Jr. (SC Bar No. 12084)
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Attorneys for Appellants

NOW COME Appellants, Fundamental Clinical and Operational Services, LLC; Fundamental Administrative Services, LLC; and THI of South Carolina at Magnolia Manor-Inman, LLC d/b/a Magnolia Manor-Inman, by and through their undersigned counsel, pursuant to Rule 263(b), SCACR, and move for a second extension of fifteen (15) days' time to file/serve a petition for rehearing of this matter, which the Court decided via opinion filed January 25, 2023.

Presently, by order of this Court filed February 9, 2023, the deadline to petition for rehearing is February 24, 2023. Because of work-related and other time commitments, the undersigned requests the Court's allowance of fifteen (15) days' additional time to petition for rehearing. Respectfully, the undersigned submits there is good cause for the Court to grant the relief requested herein, as it is, under the circumstances, a reasonable dispensation, timely sought, consistent with the interests of justice, posing no threat of undue prejudice to any other party.

WHEREFORE, Appellants request the Court grant them an extension of 15 days' time to petition for rehearing. By the undersigned's calculations, the granting of this relief would make the new deadline to petition for rehearing Monday, March 13, 2023.¹ ADDITIONALLY, for the same reasons set forth in support of the within request for an extension of time, Appellants request that the

¹ Calculating the 10-day period (from February 24, 2023) in accordance with Rule 263(a), SCACR, it runs until Monday, March 13, 2023, because the 10th day is Saturday, March 11, 2023.

Court hold the present deadline for petitioning for rehearing in abeyance until the Court acts on this motion.

Respectfully submitted,
CLEMENT RIVERS, LLP

By: s/Russell G. Hines
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Defendants,

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LLC; and THI of South Carolina at Magnolia Manor-
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Appellants.

PROOF OF SERVICE

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Attorneys for Appellants

I, Russell G. Hines, of Clement Rivers, LLP, counsel for Appellants, hereby certify that **APPELLANTS' SECOND MOTION FOR EXTENSION OF TIME TO PETITION FOR REHEARING** was served on all other parties to this appeal on February 24, 2023, via email (see attached) to their following counsel:

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Attorneys for Respondent

Respectfully submitted,
CLEMENT RIVERS, LLP

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Charleston, South Carolina

February 24, 2023

Bell, Pollyana (Polly)

From: Bell, Pollyana (Polly)
Sent: Friday, February 24, 2023 11:42 AM
To: hchristian@cclawfirm.com; mchristian@cclawfirm.com; jcalloway@mcgowanhood.com; jbogle@cclawfirm.com; avenable@cclawfirm.com
Cc: Hines, Russell; Justman, Aimee
Subject: Solesbee v. Fundamental // Appellate Case No. 2019-001731 (CR 180793)
Attachments: Appellants' 2nd Mtn for Ext to Petition for Rehearing.pdf

Enclosed please find Appellants' Second Motion for Extension of Time to Petition for Rehearing which will be filed today in the above-referenced matter.

Thank you,

Pollyana Bell
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