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Apr 17 2023

SC Court of Appeals

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

Appeal from Pickens County
Court of Common Pleas

G.D. Morgan, Jr., Circuit Court Judge

Circuit Court Case Nos. 2021-CP-01127 and -01128
Appellate Case No. 2023-000033

Deonda Weldon, Individually and as
Personal Representative of the Estate of Earline Cooley,

Appellant,

v.

Dominion Clemson, LLC d/b/a Dominion Senior Living at Patrick
Square; Dominion Senior Living, LLC; Dominion Clemson, II, LLC;
Dominion Management Group, LLC; and Dominion Group, LLC,

Respondents.

**MOTION FOR EXTENSION OF TIME TO FILE/SERVE REPLY TO
RETURN TO MOTION FOR LEAVE TO FILE RULE 60 MOTION**

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-and-

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Attorneys for Respondents

TO: THE HONORABLE JUDGES OF THE SOUTH CAROLINA COURT OF APPEALS

NOW COME Respondents, Dominion Clemson, LLC d/b/a Dominion Senior Living at Patrick Square; Dominion Senior Living, LLC; Dominion Clemson, II, LLC; Dominion Management Group, LLC; and Dominion Group, LLC, by and through their undersigned counsel, pursuant to Rule 263(b), SCACR, and move for an extension of five (5) days' additional time to file/serve their Reply to Return to Motion for Leave to File Rule 60 Motion.

Rule 240(f), SCACR, provides, "the moving party shall have five (5) days from the date of service of a return to file ... a reply[.]" Based on Appellant's April 10, 2023 filing of her Return, the present deadline for Respondents to file/serve a Reply to Return to the Motion is Today, April 17, 2023. On account of work-related and other time commitments, Respondents request this deadline be extended by 5 days. Respectfully, Respondents believe this relief is consistent with the interests of justice and will not work any undue prejudice upon Appellant.

WHEREFORE, Respondents move this Honorable Court to grant them an extension of 5 days' additional time to file/serve their Reply to Return to Motion for Leave to File Rule 60 Motion. With the extension requested herein, the new deadline for filing/serving Respondents' Reply would be April 24, 2023, according to the undersigned's calculations. Further, Respondents respectfully request the Court hold their present deadline in abeyance until it acts on this motion.

[Signature page for Motion for Extension of Time to File/Serve Reply to Return to Motion for Leave to File Rule 60 Motion, Appellate Case No. 2023-000033]

Respectfully submitted,

CLEMENT RIVERS, LLP

By: *s/Russell G. Hines*

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Personal Representative of the Estate of Earline Cooley,

Appellant,

v.

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Square; Dominion Senior Living, LLC; Dominion Clemson, II, LLC;
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Respondents.

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Attorneys for Respondents

I, Russell G. Hines, of Clement Rivers, LLP, attorneys for Respondents, hereby certify that Respondents' **MOTION FOR EXTENSION OF TIME TO FILE/SERVE REPLY TO RETURN TO MOTION FOR LEAVE TO FILE RULE 60 MOTION** was served on all other parties to this appeal on April 17, 2023, via email (see attached) to their following counsel of record:

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April 17, 2023

Bell, Pollyana (Polly)

From: Bell, Pollyana (Polly)
Sent: Monday, April 17, 2023 1:43 PM
To: mchristian@cclawfirm.com; jcalloway@mcgowanhood.com; Josh Thompson; pboulier@btblawfirm.com; aylaluers@gmail.com
Cc: Hines, Russell; Justman, Aimee
Subject: Weldon v. Dominion Clemson ; Appellate Case No. 2023-000033 (CR 230229)
Attachments: Motion for Extension - Return to Reply to Motion for Leave to File Rule 60 Mtn.pdf

Enclosed please find Respondents' Motion for Extension of Time to File/Serve Reply to Return to Motion for Leave to File Rule 60 Motion which will be filed today in the above-referenced matter.

Thank you,

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