

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

Appeal from Calhoun County
Court of Common Pleas

Honorable Maite Murphy, Circuit Court Judge

Appellate Case No. 2021-000700
Circuit Court Case No. 2019-CP-09-00220

Jeffery White, individually and as Personal Representative of the
Estate of Lizzie White,

Respondent,

v.

St. Matthews Healthcare, LLC, d/b/a Calhoun Convalescent Center,

Appellant.

**SECOND MOTION FOR EXTENSION OF TIME
TO PETITION FOR REHEARING**

CLEMENT RIVERS, LLP
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TO: THE HONORABLE JUDGES OF THE SOUTH CAROLINA COURT OF APPEALS

COMES NOW Appellant, St. Matthews Healthcare, LLC, d/b/a Calhoun Convalescent Center, by and through its undersigned counsel, pursuant to Rule 263(b), SCACR, and moves for an extension of fifteen (15) days' additional time to file/serve a petition for rehearing of this matter, which the Court decided via opinion filed December 13, 2023. *See White v. St. Matthews Healthcare, LLC*, Unpublished Op. No. 2023-UP-393.

Presently, by order of this Court filed December 29, 2023, the deadline to petition for rehearing is January 12, 2024. Because of work-related and other time commitments, the undersigned counsel for Appellant 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, Appellant requests the Court grant an extension of 15 days' time to petition for rehearing. By the undersigned's calculations, the grant of this relief would make the new deadline to petition for rehearing January 29, 2024. ADDITIONALLY, for the same reasons set forth in support of the within request

for an extension of time, Appellant requests the Court hold the present deadline for petitioning for rehearing in abeyance until the Court acts on this motion.

[Signature page for Second Motion for Extension of Time to Petition for Rehearing, Appellate Case No. 2021-000700]

Respectfully submitted,

CLEMENT RIVERS, LLP

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Charleston, South Carolina

January 11, 2024

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SC Court of Appeals

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PROOF OF SERVICE

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I, Russell G. Hines, of Clement Rivers, LLP, attorneys for Appellants, hereby certify that the **SECOND MOTION FOR EXTENSION OF TIME TO PETITION FOR REHEARING** was served on all other parties to this appeal on January 11, 2024, via email (see attached) to their following counsel of record:

Jessica L. Fickling
Matthew B. Robins
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Attorneys for Respondent

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By: s/Russell G. Hines
Russell G. Hines (SC Bar No. 72100)
Attorneys for Appellant

Charleston, South Carolina

January 11, 2024

Bell, Pollyana (Polly)

From: Bell, Pollyana (Polly)
Sent: Thursday, January 11, 2024 11:20 AM
To: 'jfickling@stromlaw.com'; 'mrobins@stromlaw.com'
Cc: Hines, Russell; Justman, Aimee
Subject: White v. St. Matthews Healthcare; Appellate Case No. 2021-000700 (CR 190573)
Attachments: 2nd Motion for Extension - petition for rehearing.pdf

Enclosed please find Appellant's Second Motion for Extension of Time to Petition for Rehearing for service upon you in the above-referenced matter.

Thank you,

Pollyana Bell
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