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Jan 22 2024

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM BERKELEY COUNTY
Court of Common Pleas

Thomas L. Hughston, Jr., Circuit Court Judge
Trial Court Case No. 2020-CP-08-1232

Appellant Case No. 2023-001703

Mia Anderson, on Behalf of the Estate of Jessie Heyward a/k/a Jessie Bell Anderson Appellant,

v.

Richard Miles Thompson, M.D., and ACS Primary Care Physicians – Southeast, P.C. Respondents.

MOTION TO EXTEND TIME TO REPLY TO RESPONDENTS’ MOTION TO DISMISS

Appellant Mia Anderson, on Behalf of the Estate of Jessie Heyward a/k/a Jessie Bell Anderson, respectfully requests an extension of thirty (30) days to reply to Respondents’ Motion to Dismiss which was filed December 18,2023 and a first extension was granted until January 29, 2024. Counsel for Plaintiffs is set for a date certain trial beginning January 29, 2024 in Richland County. Counsel for Respondents consented to an extension of an additional thirty days and the confirmation is attached as Exhibit 1.

Respectfully submitted,

SEITHEL LAW, LLC

By: s/ Lynn Seithel

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Attorneys for Respondent

January 22, 2024
Charleston, SC

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CERTIFICATE OF SERVICE

I affirm that on January 22, 2024, I served counsel of record electronically, pursuant to Rule 262(c)(3), SCACR and Section (d)(1) of the South Carolina Supreme Court's August 25, 2021, order (Order No. 2021-08-25-02).

s/Lynn Seithel

Re: January 29, 2024 Response to Motion to Dismiss Appeal

1 message

Lynn Seithel <lynn@seithellaw.com>

Mon, Jan 22, 2024 at 3:12 PM

To: "Robert P. Wood" <Robert.Wood@rogerstownsendsend.com>

Cc: "Jennifer L. Tucker" <Jennifer.Tucker@rogerstownsendsend.com>

Yes, it did, but when I spoke to the clerk last month, she said to just request again closer to the due date. Thanks Bob. Good luck with your trial.

With good wishes and kind regards, I remain

Sincerely,

Lynn

Lynn Seithel
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On Mon, Jan 22, 2024 at 10:04 AM Robert P. Wood <Robert.Wood@rogerstownsendsend.com> wrote:

Lynn, my trial got continued late Friday afternoon before it was supposed to start the following Tuesday (this past Tuesday). So briefing on the appeal won't be affected by my trial.

I don't object to another extension, but I think the order said they were not going to extend the time again.

You may put in your motion that I don't object.

Bob



Robert P. Wood
Member

Rogers Townsend, LLC
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Visit rogerstownsend.com
Admitted in SC and US Virgin Islands

From: Lynn Seithel <lynn@seithellaw.com>
Sent: Sunday, January 21, 2024 1:36 PM
To: Robert P. Wood <Robert.Wood@rogerstownsend.com>
Cc: fritz@j-dlaw.com; Chilton Grace Simmons <Chilton.Simmons@rogerstownsend.com>
Subject: January 29, 2024 Response to Motion to Dismiss Appeal

****External Email****

Bob,

When we spoke in December about continuing the time to respond to the Motion to Dismiss, you mentioned you had a three week trial starting January 16, 2024. We also discussed that I was concerned that the new due date would be on or near my date- certain trial in Richland County on January 29, 2024.

When the order came down granting the motion for additional time, I know I had a conversation with the clerk that we just needed to make that motion again closer to the due date. I would like to do that tomorrow, if possible. I just wanted to check in with you to get your consent again.

Hope your trial is going well. Thanks Bob.

With good wishes and kind regards, I remain

Sincerely,

Lynn

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