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**Mar 14 2024**

**SC Court of Appeals**

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

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Appeal from Dorchester County  
Court of Common Pleas

Robert Bonds, Circuit Court Judge  
R. Markley Dennis, Jr., Circuit Court Judge

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Case No. 2021-CP-18-01030  
Court of Appeals Case No. 2022-001807  
Supreme Court Case No. 2024-000302

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Tammy China,  
as Personal Representative of the  
Estate of Emma Lee James,

Respondent,

v.

Palmetto Hallmark Operating, LLC  
d/b/a Hallmark Healthcare Center, and  
Elite Patient Care of South Carolina, PC,

Defendants,

Of which Palmetto Hallmark Operating, LLC  
d/b/a Hallmark Healthcare Center is

Petitioner.

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**SECOND MOTION FOR EXTENSION OF TIME TO  
SERVE/FILE PETITION FOR WRIT OF CERTIORARI**

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CLEMENT RIVERS, LLP  
Stephen L. Brown (SC Bar No. 66468)  
D. Jay Davis, Jr. (SC Bar No. 12084)  
Matthew O. Riddle (SC Bar No. 76650)  
Kara S. Grevey (SC Bar No. 101742)  
Russell G. Hines (SC Bar No. 72100)  
25 Calhoun Street, Suite 400  
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P.O. Box 993 (29402)  
(843) 720-5488  
*Attorneys for Petitioner*

COMES NOW Appellant, Palmetto Hallmark Operating, LLC d/b/a Hallmark Healthcare Center, by and through its undersigned counsel, on the grounds stated below, pursuant to Rule 263(b), SCACR, as well as the Court's order of July 16, 2014, regarding Extensions in Cases Seeking a Petition for a Writ of Certiorari to Review a Decision of the South Carolina Court of Appeals, and hereby moves for an extension of ten (10) days' time to file/serve its petition to this Court for issuance of a writ of certiorari to the Court of Appeals to review its decision in this matter.

Presently, by order of this Court filed March 6, 2024, the deadline for the petition for writ of certiorari is March 18, 2024. Due to other time commitments, both work- and non-work-related, the undersigned counsel for Petitioner requests ten (10) additional days, beyond March 18, 2024, to prepare Petitioner's petition seeking this Court's review of the Court of Appeals' decision via writ of certiorari, and the undersigned submits that there is good cause to allow the requested dispensation: It is in furtherance of the interests of justice; it will not work any undue prejudice upon any other party; and it is consistent with the extension protocol established by the Court's aforementioned order of July 16, 2014.

WHEREFORE, Petitioner respectfully requests that this Honorable Court grant it an extension of ten (10) days' time to file/serve its petition for writ of certiorari. With the extension requested herein, the new deadline for filing/serving

the petition for writ of certiorari would be March 28, 2024, according to the undersigned's calculations. Further, Petitioner respectfully requests the Court hold the present deadline in abeyance until it acts upon this motion.

*[Signature page for Second Motion for Extension of Time to Serve/File  
Petition for Writ of Certiorari, Appellate Case No. 2022-001807]*

Respectfully submitted,  
CLEMENT RIVERS, LLP

By: s/Russell G. Hines  
Stephen L. Brown (SC Bar No. 66468)  
D. Jay Davis, Jr. (SC Bar No. 12084)  
Matthew O. Riddle (SC Bar No. 76650)  
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Charleston, South Carolina

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Petitioner.

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**PROOF OF SERVICE**

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CLEMENT RIVERS, LLP  
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D. Jay Davis, Jr. (SC Bar No. 12084)  
Matthew O. Riddle (SC Bar No. 76650)  
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(843) 720-5488  
*Attorneys for Petitioner*

I, Russell G. Hines, of Clement Rivers, LLP, attorneys for Petitioner, hereby certify that the **SECOND MOTION FOR EXTENSION OF TIME TO FILE/SERVE PETITION FOR WRIT OF CERTIORARI** was served on Respondent and Defendant Elite Patient Care of South Carolina, PC, on March 14, 2024, by emailing (see attached email) a copy of the same to their counsel of record:

Mario A. Pacella, Esquire  
[mpacella@stromlaw.com](mailto:mpacella@stromlaw.com)  
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ROGERS TOWNSEND, LLC  
*Attorneys for Defendant  
Elite Patient Care of South Carolina, PC*

I also certify that Petitioner's **SECOND MOTION FOR EXTENSION OF TIME TO SERVE/FILE PETITION FOR WRIT OF CERTIORARI** and **PROOF OF SERVICE** were filed with the South Carolina Court of Appeals on March 14, 2024, via email (see attached) to [ctappfilings@sccourts.org](mailto:ctappfilings@sccourts.org).

Respectfully submitted,  
CLEMENT RIVERS, LLP

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

Charleston, South Carolina

March 14, 2024

**From:** [Bell, Pollyana \(Polly\)](#)  
**To:** ["mpacella@stromlaw.com"](#); ["jfickling@stromlaw.com"](#); ["awillbanks@stromlaw.com"](#); ["Joseph Tierney, Jr."](#); ["Hunter A. Morgan"](#)  
**Cc:** [Hines, Russell](#); [Justman, Aimee](#)  
**Subject:** China v. Palmetto Hallmark; Sup. Ct. Case No. 2024-000302; Ct. App. Case No. 2022-001807 (CR 200829)  
**Date:** Thursday, March 14, 2024 5:57:59 PM  
**Attachments:** [2nd Motion for Extension - Petition for Writ of Certiorari.pdf](#)  
[image001.png](#)

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Enclosed please find Petitioner's Second Motion for Extension of Time to Serve/File Petition for Writ of Certiorari for service upon you in the above-referenced matter.

Thank you,

Pollyana Bell  
Project Assistant  
Commercial Litigation Practice Group  
Phone:(843)720-5488 | Fax:(843)579-1369



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