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SC Court of Appeals

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY  
In the Court of Common Pleas for the Ninth Judicial Circuit

The Honorable Kristi F. Curtis, Circuit Court Judge

Appellate Case No. 2023-000952

Kelly Bingham and Kayla Bingham ..... Appellants-Respondents,

v.

Medical University of South Carolina .....Respondent-Appellant.

**RESPONDENT-APPELLANT'S CONSENT MOTION FOR EXTENSION OF TIME TO  
FILE AND SERVE ITS INITIAL REPLY BRIEF AS APPELLANT AND DESIGNATION  
OF MATTER FOR INCLUSION IN THE RECORD ON APPEAL**

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**RESPONDENT-APPELLANT'S CONSENT MOTION FOR EXTENSION OF TIME TO FILE AND SERVE ITS INITIAL REPLY BRIEF AS APPELLANT AND DESIGNATION OF MATTER FOR INCLUSION IN THE RECORD ON APPEAL**

AND NOW COMES Respondent-Appellant Medical University of South Carolina (“MUSC”), by and through its undersigned counsel, pursuant to Rule 263(b), SCACR, and moves for an extension of twenty (20) days additional time to file and serve its Initial Reply Brief as Appellant and Designation of Matter for Inclusion in the Record on Appeal.

1. Appellants-Respondents Kellie Bingham and Kayla Bingham served and filed their Initial Brief as Respondents on or about April 3, 2024.

2. Appellant MUSC's Initial Reply Brief as Appellant and Designation of Matter for Inclusion in the Record on Appeal is currently due on April 15, 2024 (April 13 is a Saturday).

3. Due to the complexity and volume of issues in this appeal and the volume of the trial transcript, MUSC is hereby requesting a twenty-day extension of time to file and serve its Initial Reply Brief as Appellant and Designation of Matter for Inclusion in the Record on Appeal.

4. Respondent-Appellant MUSC's counsel requests an extension of time until May 6, 2024 to file its Initial Reply Brief as Appellant and Designation of Matter for Inclusion in the Record on Appeal.

5. Respondent-Appellant MUSC believes that this relief is consistent with the interests of justice and will not work any undue prejudice upon any party.

6. Counsel for Appellants-Respondents Kellie Bingham and Kayla Bingham has consented to the relief requested herein. MUSC has also consented to a similar extension of time for Appellants-Respondents Kellie Bingham and Kayla Bingham.

WHEREFORE, for the foregoing reasons, Respondent-Appellant Medical University of South Carolina moves this Honorable Court to grant it an extension of 20 days to file and serve its Initial Reply Brief as Appellant and its Designation of Matter for Inclusion in the Record on Appeal related thereto. With the requested extension of time, the new deadline for filing and serving Respondent-Appellant's Initial Respondent Brief and Designation of Matter for Inclusion in the Record on Appeal will be May 6, 2024. Additionally, Respondent-Appellant MUSC respectfully

requests that the Court hold its present deadline for the service and filing of its Initial Reply Brief as Appellant and Designation of Matter for Inclusion in the Record on Appeal in abeyance until it acts upon this Motion.

BARNWELL WHALEY PATTERSON &  
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PROOF OF SERVICE

I certify that I have served the **RESPONDENT-APPELLANT'S CONSENT MOTION FOR EXTENSION OF TIME TO FILE AND SERVE ITS INITIAL REPLY BRIEF AS APPELLANT AND DESIGNATION OF MATTER FOR INCLUSION IN THE RECORD ON APPEAL** on counsel for the above-referenced Appellants-Respondents by email in accordance with the South Carolina Supreme Court's Order re: Methods of Electronic Filing and Service Under Rule 262 of the South Carolina Appellate Court Rules (As Amended May 6, 2022) on April 9, 2024, addressed to her attorneys of record:

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