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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM ORANGEBURG COUNTY
Maite Murphy, Circuit Court Judge

Appellate Case No. 2024-000443
Case No. 2021-CP-38-1138

Se'Anne Davis (Personal Representative for the
Estate of Adrienne Branton), Respondent,

v.

The Regional Medical Center of Orangeburg and Calhoun Counties, Appellant.

**MOTION FOR EXTENSION OF TIME
TO FILE INITIAL BRIEF OF APPELLANT**

The Appellant Regional Medical Center of Orangeburg and Calhoun Counties respectfully moves this Court for an additional 21-day extension of time until December 4, 2024, by which to file and serve its Initial Brief and Designation of Matter to be Included in the Record on Appeal.

The Appellant's motion is based on the following grounds:

1. The Appellant's Initial Brief and its Designation of Matter to be Included in the Record on Appeal are currently due to be filed and served on or before November 13, 2024.

2. The undersigned counsel requires additional time to complete the Initial Brief of Appellant due to his schedule and deadlines on November 13, 2024, and leading up to that date.

Specifically, the undersigned counsel has an expert deposition in a wrongful death case 1983 action, a preliminary injunction hearing in a complex class action case pending in the United States District Court, as well a motion for summary judgment due in the United States District Court on November 13, 2024. In addition, this is an appeal from a week-long medical malpractice trial, and the trial transcript, including depositions published during trial, is almost 1,000 pages in length, with numerous exhibits.

3. The undersigned has consulted with counsel for the Respondent, and Scott Evans has consented to the requested extension by reply email. (See attached).

WHEREFORE, the Appellant Regional Medical Center of Orangeburg and Calhoun Counties respectfully requests that it be allowed until December 4, 2024, by which to file and serve its Initial Brief and Designation of Matter to be Included in the Record on Appeal.

LINDEMANN LAW FIRM, P.A.

BY: s/ Andrew F. Lindemann
ANDREW F. LINDEMANN #13030
5 Calendar Court, Suite 202
Post Office Box 6923
Columbia, South Carolina 29260
(803) 881-8920
Email: andrew@ldlawsc.com

MICHAEL C. TANNER #12424
EMRY ERSOY #104958
MICHAEL C. TANNER, LLC
302 Second Street
Post Office Box 1061
Bamberg, South Carolina 29003
(803) 245-9153
Email: michaelctannerllc@bellsouth.net

Counsel for Appellant

November 11, 2024

From: [Andrew Lindemann](mailto:Andrew.Lindemann@ldlawsc.com)
To: [Jennifer Baker](mailto:Jennifer.Baker@evansmoorelaw.com)
Subject: FW: Davis/Branton v. TRMC appeal TIME SENSITIVE
Date: Monday, November 11, 2024 5:30:59 PM

From: Scott Evans <scott@evansmoorelaw.com>
Sent: Monday, November 11, 2024 5:15 PM
To: Andrew Lindemann <Andrew@ldlawsc.com>; James B. Moore III <james@evansmoorelaw.com>
Cc: michaelctannerllc@bellsouth.net
Subject: RE: Davis/Branton v. TRMC appeal TIME SENSITIVE

No objection, thanks Andrew.


EVANS MOORE
Scott C. Evans
Attorney at Law

EVANS MOORE, LLC
121 Screven Street | Georgetown, SC 29440
P: 843.995.5000

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From: Andrew Lindemann <Andrew@ldlawsc.com>
Sent: Monday, November 11, 2024 4:42 PM
To: Scott Evans <scott@evansmoorelaw.com>; James B. Moore III <james@evansmoorelaw.com>
Cc: michaelctannerllc@bellsouth.net
Subject: Davis/Branton v. TRMC appeal TIME SENSITIVE

Scott and James:

I got a favor to ask. My initial brief is due on Wednesday. Late last week I had a federal judge set a hearing on a preliminary injunction for Wednesday afternoon. Although I worked more than I wanted to this weekend, based on all my other obligations, I need to ask the Court of Appeals for another short extension – I am thinking 21-days to get me past Thanksgiving weekend since my kids are coming home that weekend.

Will you consent to an extension through December 4th? That would also give me more time to address our recent conversation with the clients and Michael Tanner.

Please let me know. I'd like to get that motion filed first thing in the morning.

Thanks.

Andrew

Andrew F. Lindemann
Lindemann Law Firm, P.A.
5 Calendar Court, Suite 202
Post Office Box 6923
Columbia, South Carolina 29260
Direct Dial: 803-881-8921
Email: andrew@ldlawsc.com

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM ORANGEBURG COUNTY
Maite Murphy, Circuit Court Judge

Appellate Case No. 2024-000443
Case No. 2021-CP-38-1138

Se'Anne Davis (Personal Representative for the
Estate of Adrienne Branton) Respondent,

v.

The Regional Medical Center of Orangeburg and Calhoun Counties, Appellant.

CERTIFICATE OF SERVICE

Pursuant to Section (d)(1) of the Supreme Court’s Order Methods of Electronic Filing and Service Under Rule 262 of the South Carolina Appellate Court Rules (As Amended April 24, 2024), the undersigned employee of Lindemann Law Firm, P.A., counsel for the Appellant, does hereby certify that service of the **Motion for Extension of Time to File Initial Brief of Appellant** in the above-captioned matter was made upon all counsel of record by email only this the 11th day of November 2024, as follows:

Scott C. Evans, Esquire
James B. Moore, III, Esquire
Evans Moore, LLC
Email: scott@evansmoorelaw.com
Email: james@evansmoorelaw.com

David R. Williams, Esquire
Williams & Williams Attorneys at Law
Email: david@williamsattys.com

Robert F. Goings, Esquire
Goings Law Firm, LLC
Email: rgoings@goingslawfirm.com

Michael C. Tanner, Esquire
Emre Ersoy, Esquire
Michael C. Tanner, LLC
Email: michaelctannerllc@bellsouth.net
Email: emre.tannerlaw@gmail.com

s/ Andrew F. Lindemann



Telephone (803) 881-8920
Facsimile (803) 862-1181

5 Calendar Court, Suite 202 (29206)
Post Office Box 6923
Columbia, South Carolina 29260

ANDREW F. LINDEMANN*
Direct Dial: (803) 881-8921
Email: andrew@ldlawsc.com

*Also Admitted in North Carolina

November 11, 2024

RECEIVED
Nov 12 2024
SC Court of Appeals

Via Email Only

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
Email: ctappfilings@sccourts.org

RE: Se'Anne Davis (Personal Representative for the Estate of Adrienne Branton) v.
The Regional Medical Center of Orangeburg and Calhoun Counties
Appellate Case Number: 2024-000443
Civil Action Number: 2021-CP-38-1138
Claim Number: F0164
Our File Number: 106.20709

Dear Ms. Kitchings:

Pursuant to Section (b)(2)the Supreme Court's Order Methods of Electronic Filing and Service Under Rule 262 of the South Carolina Appellate Court Rules (As Amended April 24, 2024), please find enclosed for filing the **Motion for Extension of Time to File Initial Brief of Appellant** with regard to the above referenced appeal. By copy of this letter, I am serving copies on all counsel of record by email only pursuant to Section (d)(1) of the same Supreme Court Order.

My firm's \$50.00 check for the filing fee will be mailed to the Court via U.S. Mail. If you have any questions, please advise. Thank you for your assistance.

Sincerely,

LINDEMANN LAW FIRM, P.A.

Andrew F. Lindemann

AFL/jmb
Enclosure

cc: Scott C. Evans, Esquire (w/ Enclosure, Via Email Only)
James B. Moore, III, Esquire (w/ Enclosure, Via Email Only)
David R. Williams, Esquire (w/ Enclosure, Via Email Only)
Robert F. Goings, Esquire (w/ Enclosure, Via Email Only)
Michael C. Tanner, Esquire (w/ Enclosure, Via Email Only)
Emre Ersoy, Esquire (w/ Enclosure, Via Email Only)