

**RECEIVED**

**Dec 11 2024**

**SC Court of Appeals**

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

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Appeal from Spartanburg County  
Court of Common Pleas  
Grace Gilchrist Knie, Circuit Court Judge

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Case No. 2022-CP-42-01163  
Appellate Case No. 2023-001612

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Timothy Hutley, Guardian for Jane Doe,

Respondent,

v.

THI of South Carolina at Magnolia Manor Inman, LLC,  
THI of Baltimore, Inc., THI of South Carolina, LLC,  
Hunt Valley Holdings, LLC, THI of South Carolina at Inman, LLC,  
Murray Forman, and Kathy Scroggs, Individually,

Defendants.

Of which THI of South Carolina at Magnolia Manor Inman, LLC,  
THI of Baltimore, Inc., THI of South Carolina, LLC, and  
Hunt Valley Holdings, LLC, are the

Appellants.

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

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CLEMENT RIVERS, LLP  
Stephen L. Brown (SC Bar No. 66468)  
D. Jay Davis, Jr. (SC Bar No. 12084)  
James D. Gandy III (SC Bar No. 11925)  
Russell G. Hines (SC Bar No. 72100)  
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(843) 720-5488

*Attorneys for Appellants*

COME NOW Appellants, THI of South Carolina at Magnolia Manor Inman, LLC, THI of Baltimore, Inc., THI of South Carolina, LLC, and Hunt Valley Holdings, LLC, by and through their undersigned counsel, pursuant to Rule 263(b), SCACR, and move 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 November 27, 2024. *See Hutley v. THI of South Carolina at Magnolia Manor Inman, LLC*, Unpublished Op. No. 2024-UP-399.

Rule 221(a), SCACR, provides, "Petitions for rehearing must be actually received by the appellate court no later than fifteen (15) days after the filing of the opinion, order, judgment, or decree of the court." Based on the November 27, 2024, filing of the Court's opinion in this case, the present deadline to petition for rehearing is the close of business Thursday, December 12, 2024, which, in accordance with Rule 263(a), SCACR (regarding computation of time), is the 15<sup>th</sup> day after the opinion's filing. Because of work-related and other time commitments, the undersigned counsel for Appellants request 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, Appellants request the Court grant them 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 December 27, 2024. ADDITIONALLY, for the same reasons set forth in support of the within request for an extension of time, Appellants request the Court hold the present deadline for petitioning for rehearing in abeyance until the Court acts on this motion.

*[Signature page for Motion for Extension of Time to Petition for Rehearing,  
Appellate Case No. 2023-001612]*

Respectfully submitted,  
CLEMENT RIVERS, LLP

By: s/Russell G. Hines  
Stephen L. Brown (SC Bar No. 66468)  
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Charleston, South Carolina

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Defendants.

Of which THI of South Carolina at Magnolia Manor Inman, LLC,  
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Appellants.

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**PROOF OF SERVICE**

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*Attorneys for Appellants*

I, Russell G. Hines, of Clement Rivers, LLP, attorneys for Appellants, hereby certify that Appellants' **MOTION FOR EXTENSION OF TIME TO PETITION FOR REHEARING** was served on Respondent on December 11, 2024, by emailing (see attached email) a copy of the same to Respondent's counsel of record:

C. Daniel Pruitt, Esquire  
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*Attorney for Respondent*

Respectfully submitted,  
CLEMENT RIVERS, LLP

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Russell G. Hines (SC Bar No. 72100)  
*Attorneys for Appellants*

Charleston, South Carolina

December 11, 2024

**From:** [Bell, Pollyana \(Polly\)](#)  
**To:** ["Dan Pruitt"](#); ["Dan Pruitt-paralegal"](#); ["Dan Pruitt"](#)  
**Cc:** [Hines, Russell](#); [Justman, Aimee](#)  
**Subject:** Hutley v. THI ; Appellate Case No. 2023-001612 (CR 210889)  
**Date:** Wednesday, December 11, 2024 10:35:53 AM  
**Attachments:** [Motion for Extension - Petition for Rehearing.pdf](#)  
[image001.png](#)

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Enclosed please find Appellants' Motion for Extension of Time to Petition for Rehearing 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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