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Nov 12 2025

S.C. SUPREME COURT

THE STATE OF SOUTH CAROLINA
In The Supreme Court

APPEAL FROM SPARTANBURG COUNTY
Court of Common Pleas

J. Mark Hayes, II, Circuit Court Judge

Case No. 2017-CP-42-00219
Appellate Case No. 2025-000346

Jo Ann Blackwell, Michelene Brooks, and Samuel H. Owens,
Jr., individually and on behalf of all others similarly situated,..... Respondents,

v.

Mary Black Health System, LLC, d/b/a Mary Black Memorial
Hospital; CHSPSC, LLC; Professional Account Services, Inc Petitioners.

CONSENT MOTION TO HOLD APPEAL IN ABEYANCE

Pursuant to 240(a), SCACR, Petitioners Mary Black Health System, LLC, d/b/a Mary Black Memorial Hospital; CHSPSC, LLC; and Professional Account Services, Inc. (collectively, “Petitioners”) and Respondents Jo Ann Blackwell, Michelene Brooks, and Samuel H. Owens, Jr. (collectively, “Respondents”) respectfully move the Court for an order holding the above-captioned appeal in abeyance while the Parties finalize the terms of a class settlement agreement.

Good cause exists for holding this appeal in abeyance. On November 11, 2025, the Parties participated in a lengthy mediation with Mr. Thomas W. Traxler serving as the mediator. At the conclusion of the mediation the parties reached an agreement in principle to settle the case,

including the alleged class claims.¹ The settlement of a class action is complex, and the Parties are actively working to finalize the terms of a complete and detailed class settlement agreement in accordance with the agreement reached at mediation.

Oral argument is scheduled to be held in this matter on Tuesday, November 18, 2025, and the Parties propose that neither they, nor the Court, need to expend the additional time, energy, or money preparing for and conducting oral argument. Accordingly, the Parties jointly move the Court to hold this appeal, including oral argument, in abeyance while the Parties finalize the terms of a proposed class settlement agreement. Specifically, the Parties request the Court hold this appeal in abeyance for at least sixty (60) days, and the Parties will provide the Court with an update on the status within thirty (30) days from the entry of an order holding this appeal in abeyance. After the Parties finalize the terms of a complete and detailed class settlement agreement and documents, then the Parties intend to move the Court to dismiss this appeal and remand the case to the lower court so that the appropriate actions may be taken to approve the class settlement.

s/Katon E. Dawson Jr.

James Lynn Werner, (SC Bar No. 6029)
Katon E. Dawson, Jr. (SC Bar No. 101167)
Parker Poe Adams & Bernstein LLP
1221 Main Street, Suite 1100
Columbia, SC 29201
(803) 255-8000
jimwerner@parkerpoe.com
katondawson@parkerpoe.com

*Attorneys for Petitioners Mary Black Health System, LLC,
d/b/a Mary Black Memorial Hospital; CHSPSC, LLC; and
Professional Account Services, Inc.*

November 12, 2025
Columbia, South Carolina

¹ This settlement includes all pending matters related to the underlying litigation, encompassing not only this appeal but also a separate appeal currently held in abeyance by the Court of Appeals. *Blackwell et al v. Mary Black Health System, LLC et al* (Appellate Case No. 2024-001546).

s/ Marghretta H. Shisko

John B. White, Jr. (S.C. Bar No. 5996)
Marghretta H. Shisko (S.C. Bar No. 100106)
Griffin L. Lynch (S.C. Bar No. 72518)
John B. White, Jr. P.A.
291 S. Pine Street
P.O. Box 2465 (29304)
Spartanburg, SC 29302
jwhite@johnbwhitelaw.com
mshisko@johnbwhitelaw.com
glynch@johnbwhitelaw.com

John S. Simmons (S.C. Bar No. 10260)
Rachel G. Peavy (S.C. Bar No. 69397)
Simmons Law Firm, LLC
1711 Pickens Street
Columbia, SC 29201
(803) 779-4600
jsimmons@simmonslawfirm.com
rpeavy@simmonslawfirm.com

*Attorneys for Respondents Jo Ann Blackwell, Michelene
Brooks, and Samuel H. Owens, Jr.*

November 12, 2025
Columbia, South Carolina