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Oct 05 2026

SC Court of Appeals

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

Appeal from Charleston County
Court of Common Pleas

Jennifer B. McCoy, Circuit Court Judge

Case No. 2024-CP-10-03732

Court of Appeals No. 2025-000237

Unpublished Opinion No. 2026-UP-261, (S.C. Ct. App. filed June 3, 2026)

Joe Bryan,

Respondent,

v.

THI of South Carolina at Charleston, LLC
d/b/a Riverside Health and Rehab,

Petitioner.

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

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)
25 Calhoun Street, Suite 400
P.O. Box 993 (29402)
Charleston, South Carolina 29401
(843) 720-5488

Attorneys for Petitioner

NOW COMES Petitioner, THI of South Carolina at Charleston, LLC d/b/a Riverside Health and Rehab, 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 a second 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.

Pursuant to an order from this Court filed September 23, 2026, the deadline for the petition for writ of certiorari is today, October 5, 2026. Due to other time commitments, both work- and non-work-related, the undersigned counsel for Petitioner requests ten (10) additional days to prepare Petitioner's petition seeking this Court's review of the Court of Appeals' decision via writ of certiorari, and the undersigned submits 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 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 October 15, 2026, according to the undersigned's calculations. Further, Petitioner respectfully requests the Court hold this present deadline in abeyance until it acts upon this motion.

[Signature on next page]

*[Signature page for Second Motion for Extension of Time to File/Serve Petition for Writ of
Certiorari, COA Case No. 2025-000237]*

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)
James D. Gandy III (SC Bar No. 11925)
Russell G. Hines (SC Bar No. 72100)
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Attorneys for Petitioner

Charleston, South Carolina

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PROOF OF SERVICE

CLEMENT RIVERS, LLP
Stephen L. Brown (SC Bar No. 66468)
D. Jay Davis Jr. (SC Bar No. 12084)
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Russell G. Hines (SC Bar No. 72100)
25 Calhoun Street, Suite 400
P.O. Box 993 (29402)
Charleston, South Carolina 29401
(843) 720-5488

Attorneys for Petitioner

I, Russell G. Hines, of Clement Rivers, LLP, attorneys for Petitioner, hereby certify that Appellant's **SECOND MOTION FOR EXTENSION OF TIME TO SERVE/FILE PETITION FOR WRIT OF CERTIORARI** was served on Respondent on October 5, 2026, by emailing (see attached email) a copy of the same to Respondent's counsel of record:

Samuel R. Clawson Jr., Esquire
sam@cfulaw.com
Christy R. Fagnoli, Esquire
christy@cfulaw.com
Bert G. Utsey III, Esquire
bert@cfulaw.com
Laura K. Wilkes-D'Amato, Esquire
laura@cfulaw.com
CLAWSON FARGNOLI UTSEY, LLC
Attorney for Respondent

I also certify that Petitioner's **SECOND MOTION FOR EXTENSION OF TIME TO SERVE/FILE PETITION FOR WRIT OF CERTIORARI** is being filed with the South Carolina Court of Appeals on October 5, 2026, via the same email in which it is being filed with the Supreme Court.

Respectfully submitted,
CLEMENT RIVERS, LLP

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

Charleston, South Carolina

October 5, 2026

Justman, Aimee

From: Justman, Aimee
Sent: Monday, October 5, 2026 1:43 PM
To: 'christy@cfulaw.com'; 'laura@cfulaw.com'; 'sam@cfulaw.com'; 'bert@cfulaw.com'
Cc: Hines, Russell; Davis, Jay; Gandy, III, James D. (Tripp)
Subject: Appeal 2025-000237 – Bryan v. THI of SC at Charleston – CR230776 – Motion for Extension
Attachments: Bryan - Motion.pdf

Attached for service on you in the above-referenced matter, please find a Motion for Extension.

Thank you,

Aimee Justman
Paralegal and Group Coordinator
Commercial Litigation & Appellate Group
Clement Rivers, LLP
Phone: (843) 720-5460
Fax: (843) 579-1385



CLEMENT RIVERS, LLP
25 Calhoun Street • Suite 400 • Charleston, SC 29401
ycrlaw.com