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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM YOUR COUNTY
Court of Common Pleas

S. Jackson Kimball, Circuit Court Judge

Case No. 2009-CP-46-5195

Angela Patton, as Next Friend of Alexia L., a minor,.....Appellant,

v.

Dr. Gregory A. Miller; Rock Hill Gynecological &
Obstetrical Associates, P.A.; and Amisub of South
Carolina, d/b/a Piedmont Medical Center,.....Respondents.

**Motion for Extension by Respondents Dr.
Gregory A. Miller and Rock Hill Gynecological &
Obstetrical Associates, P.A.**

Thomas C. Salane
R. Hawthorne Barrett
Turner Padgett Graham & Laney P.A.
P.O. Box 1473
Columbia, SC 29202
(803) 254-2200

Attorneys for the Respondents Dr. Gregory
A. Miller and Rock Hill Gynecological &
Obstetrical Associates, P.A.

2/14
7-23-14
8-13-14

The Respondents Dr. Gregory A. Miller and Rock Hill Gynecological & Obstetrical Associates, P.A. (“these Respondents”) hereby move for an order extending the deadline for their Initial Respondents’ Brief and Designation of Matter to be Included in the Record on Appeal. The current deadline for those materials is July 23, 2014, and these Respondents request an extension of twenty-one (21) days, which would create a new deadline of August 13, 2014. These Respondents make this motion on the following grounds:

1. The attorneys for these Respondents have several pressing work tasks in other matters between now and the current deadline, including out-of-state depositions in a federal court case, and preparing an extensive response in opposition to a rehearing petition in the South Carolina Supreme Court.

2. In addition, the undersigned attorney for these Respondents, who is primarily responsible for drafting the Initial Respondents’ Brief, is scheduled to be out of the country on a family vacation the week of July 28 through August 1.


3. Due to these factors, the attorneys need additional time to fully prepare the Initial Respondents’ Brief and Designation of Matter. The attorneys believe the requested 21-day extension will be sufficient.

4. The undersigned attorney has consulted with the attorney of record for the Appellant, and he has consented to this request. A copy of the e-mail correspondence confirming opposing counsel’s consent is attached to this motion.

5. For these reasons, these Respondents respectfully submit that good cause exists for the Court to grant an extension of 21 days for the filing and service of the Initial Respondents’ Brief and Designation of Matter.

Therefore, these Respondents request that the Court grant the requested extension, which would create a new due date of Wednesday, August 13, 2014. These Respondents further request that the Court hold the current deadline in abeyance pending a decision on this motion.

Respectfully submitted,



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Attorneys for the Respondents Dr. Gregory
A. Miller and Rock Hill Gynecological &
Obstetrical Associates, P.A.

July 14, 2014

Barrett, Thorne

From: Edward Graham <EGraham@grahamlawfirm.net>
Sent: Monday, July 14, 2014 9:50 AM
To: Barrett, Thorne
Subject: Re: Angela Patton v. Gregory Miller, et al. -- appeal

Yes and yes.

On Jul 14, 2014, at 9:37 AM, "Barrett, Thorne" <TBarrett@TurnerPadget.com> wrote:

Ed,

The Initial Respondents' Brief for Dr. Miller and Rock Hill G&O is currently due on July 23. Due to some other pressing matters due between now and then, I think I will need to request a second extension for that brief. I plan to request a shorter extension (3 weeks rather than the full 30 days), which would make the new due date August 13. I think that is all the additional time I will need. Would you be willing to consent to that extension, and if so, can I notify the Court of your consent in the motion?

Thanks,

Thorne



R. Hawthorne Barrett
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Dr. Gregory A. Miller; Rock Hill Gynecological &
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Carolina, d/b/a Piedmont Medical Center,.....Respondents.

Proof of Service

The undersigned, an attorney in this matter for the Respondents Dr. Gregory A. Miller and Rock Hill Gynecological & Obstetrical Associates, P.A., certifies that I have this **14th day of July, 2014**, served copies of the **Motion for Extension by Respondents Dr. Gregory A. Miller and Rock Hill Gynecological & Obstetrical Associates, P.A.** upon all other counsel of record by causing them to be deposited in the United States mail with sufficient postage attached, addressed to: Edward L. Graham, Esq., and J. Layton Ruffin, Esq.; Graham Law Firm; 383 W. Cheves St.; Florence, SC 29501 (attorneys for Appellant); and William U. Gunn, Esq., and Joshua T. Thompson, Esq.; P.O. Drawer 1897; Spartanburg, SC 29304 (attorneys for Respondent Amisub of South Carolina d/b/a Piedmont Medical Center).

R. Hawthorne Barrett

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A. Miller and Rock Hill Gynecological &
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July 14, 2014

TURNER PADGET

TURNER PADGET GRAHAM & LANEY P.A.

CHARLESTON
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MYRTLE BEACH

R. Hawthorne Barrett

REPLY TO:

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July 14, 2014

VIA HAND DELIVERY

The Hon. Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
1015 Sumter St.
Columbia, SC 29201

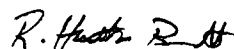
Re: Angela Patton v. Dr. Gregory A. Miller, et al.
Appellate Case No.: 2013-002670
Our File No.: 10350.109

Dear Ms. Kitchings:

Enclosed are the following materials: (1) the original and seven copies of the Motion for Extension by Respondents Dr. Gregory A. Miller and Rock Hill Gynecological & Obstetrical Associates, P.A.; (2) the original and one copy of the Proof of Service; and (3) a check for the filing fee. Please file the originals and necessary copies and return the extra stamped copies to our courier. Thank you for your kind assistance.

Sincerely,

TURNER, PADGET, GRAHAM & LANEY, P.A.



R. Hawthorne Barrett

RHB:
Enclosures

BUSINESS • LITIGATION • SOLUTIONS

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The Hon. Jenny Abbott Kitchings

July 14, 2014

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cc: Edward L. Graham, Esq.
J. Layton Ruffin, Esq.
William U. Gunn, Esq.
Joshua T. Thompson, Esq.