

THE STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

APPEAL FROM CHARLESTON COUNTY
COURT OF COMMON PLEAS

HONORABLE R. MARKLEY DENNIS
CIRCUIT COURT JUDGE

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SC Court of Appeals

C.A. NO. 2013-CP-10-00088
CT. APP. NO.: 2013-001673

BEVERLY C. MOORE-ROWE Appellant,

vs.

BON SECOURS-ST. FRANCIS XAVIER HOSPITAL, INC., D/B/A BON SECOURS ST. FRANCIS XAVIER HOSPITAL, BON SECOURS ST. FRANCIS HOSPITAL AND ROPER ST. FRANCIS HEALTHCARE; BON SECOURS ST. FRANCIS HEALTH SYSTEM, INC., D/B/A BON SECOURS ST. FRANCIS XAVIER HOSPITAL, BON SECOURS ST. FRANCIS HOSPITAL AND ROPER ST. FRANCIS HEALTHCARE; BON SECOURS HEALTH SYSTEM, INC., D/B/A BON SECOURS ST. FRANCIS HOSPITAL AND ROPER ST. FRANCIS HEALTHCARE; ROPER ST. FRANCIS FOUNDATION, D/B/A ROPER ST. FRANCIS HEALTHCARE; BON SECOURS-ST. FRANCIS HEALTH SYSTEM FOUNDATION, INC., D/B/A ROPER ST. FRANCIS HEALTHCARE; ROPER HOSPITAL, INC., D/B/A ROPER ST. FRANCIS HEALTHCARE; BYRON N. BAILEY, M.D.; CHRISTINE C. THOMPSON, M.D., A/K/A CHRISTINE THOMPSON, M.D.; CHARLESTON NEUROSURGICAL ASSOCIATES, LLC; MT. PLEASANT ANESTHESIA ASSOCIATES, PA; CHARLESTON SURGERY CENTER LIMITED PARTNERSHIP, D/B/A CHARLESTON SURGERY CENTER; TAMMY MCGRAW, CRNA, ALSO KNOWN AS TAMMY MCGRAW SPEICHER, CRNA; NURSE ANESTHESIA OF SOUTH CAROLINA, LLC; JEFFERY S. WAGER, CRNA; TRICOASTAL HEALTHCARE BILLING AND MANAGEMENT, INC.; AND STEVEN HEATH COBB

..... Respondents,

MOTION FOR EXTENSION TO FILE AND SERVE FINAL BRIEF

*not
asking
30 days. 11-10
2014
11-15*

Beverly C. Moore-Rowe, the Appellant herein, does hereby respectfully request that this Honorable Court grant the Appellant an additional Extension of time to file and serve the Appellant's Final Brief.

The Appellant acknowledges receipt of this Honorable Court's Order dated September 12, 2014, which required the Appellant to serve a paper copy of the Amended Record On Appeal on all of the Respondents within Thirty (30) days of the date of said Order.

The Appellant served each of the Respondents with a paper copy of the Appellant's Amended Record On Appeal on Friday, October 10, 2014, by United States First Class Mail, postage prepaid, and simultaneously mailed to this Honorable Court fourteen (14) bound copies and One (1) unbound copy of the Amended Record on Appeal.

The Appellant realizes that this Honorable Court's Order dated September 12, 2014, required the Appellant to serve and file the Final Brief within Twenty (20) days of the service of the Amended Record on Appeal. If the date of service of the Amended Record On Appeal is the date of mailing, which was Friday, October 10, 2014, then this Honorable Court's Order dated September 12, 2014, requires the Appellant to file and serve the Final Brief within Twenty (20) days of October 10, 2014, which would require the Appellant to file and serve the Final Brief no later than today, which is Thursday, October 30, 2014.

The Appellant has received a Notice from the Court dated November 5, 2014 informing the Appellant as to deficiencies in the Amended Record On Appeal requiring correction within 10 days of the date of this letter, which is Saturday, November 15,

2014.

The Appellant has tried in good faith to comply with all of the filing requirements set forth in this Honorable Court's Order dated September 12, 2014, and pursuant to the Appellant's requested extension which was until Monday, November 10, 2014, but the Appellant's physical limitations have required the Appellant to request this additional extension.

The Appellant is respectfully requesting an extension of time until Monday, November 17, 2014, which is Seven days (7) from today, to timely file and serve the Final Brief and the Amended Record On Appeal as required by your letter dated November 5, 2014.

The Appellant is informed and believes that the Final Brief and the Amended Record On Appeal will be filed and served on or before November 17, 2014.

If this Honorable Court should determine not to grant the Appellant the extension of time until Monday, November 17, 2014, to timely file and serve the Final Brief and the revised Amended Record On Appeal, then the Appellant is respectfully requesting that this Honorable Court please provide written notice of the same to Appellant and grant such additional time as this Honorable Court shall determine to be appropriate for Appellant to timely file and serve the Final Brief, and/or please accept the Final Brief and revised Amended Record On Appeal despite it being filed beyond the present required date.

RESPECTFULLY SUBMITTED,

Beverly C. Moore - Rowe

BEVERLY C. MOORE-ROWE, Pro Se *Σ*
Plaintiff/Appellant
52 Chadwick Drive
Charleston, South Carolina 29407
Telephone: (843) 763-2599; (843) 737-0733

Charleston, South Carolina

Dated: Monday, November 10, 2014

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BON SECOURS-ST. FRANCIS XAVIER HOSPITAL, INC., D/B/A BON SECOURS ST. FRANCIS XAVIER HOSPITAL, BON SECOURS ST. FRANCIS HOSPITAL AND ROPER ST. FRANCIS HEALTHCARE; BON SECOURS ST. FRANCIS HEALTH SYSTEM, INC., D/B/A BON SECOURS ST. FRANCIS XAVIER HOSPITAL, BON SECOURS ST. FRANCIS HOSPITAL AND ROPER ST. FRANCIS HEALTHCARE; BON SECOURS HEALTH SYSTEM, INC., D/B/A BON SECOURS ST. FRANCIS HOSPITAL AND ROPER ST. FRANCIS HEALTHCARE; ROPER ST. FRANCIS FOUNDATION, D/B/A ROPER ST. FRANCIS HEALTHCARE; BON SECOURS-ST. FRANCIS HEALTH SYSTEM FOUNDATION, INC., D/B/A ROPER ST. FRANCIS HEALTHCARE; ROPER HOSPITAL, INC., D/B/A ROPER ST. FRANCIS HEALTHCARE; BYRON N. BAILEY, M.D.; CHRISTINE C. THOMPSON, M.D., A/K/A CHRISTINE THOMPSON, M.D.; CHARLESTON NEUROSURGICAL ASSOCIATES, LLC; MT. PLEASANT ANESTHESIA ASSOCIATES, PA; CHARLESTON SURGERY CENTER LIMITED PARTNERSHIP, D/B/A CHARLESTON SURGERY CENTER; TAMMY MCGRAW, CRNA, ALSO KNOWN AS TAMMY MCGRAW SPEICHER, CRNA; NURSE ANESTHESIA OF SOUTH CAROLINA, LLC; JEFFERY S. WAGER, CRNA; TRICOASTAL HEALTHCARE BILLING AND MANAGEMENT, INC.; AND STEVEN HEATH COBB

..... Respondents,

PROOF OF SERVICE

I certify that I have served a copy of my Motion For Extension To Serve Final Brief And revised Amended Record On Appeal, by depositing a copy of it in the United States Mail, postage prepaid, on Monday, November 10, 2014, addressed to the Respondents' Attorneys of record, as listed below:

Darren K. Sanders, Esquire
Buyck & Sanders & Simmons, LLC
P.O. Box 2424
Mount Pleasant, S.C. 29465-2424

Attorney for Respondents, Byron N. Bailey, M.D. and
Charleston Neurological Associates, LLC

Fred W. Suggs, III, Esquire
Roe, Cassidy, Coates & Price, P.A.
P.O. Box 10529
Greenville, S.C. 29603

Attorney for Respondents, Bon Secours Health Systems, Inc., Bon Secours St.
Francis Health System Foundation, Inc., Bon Secours St. Francis Hospital

Jack G. Gresh, Esquire
Hall Booth Smith, P.C.
40 Calhoun Street, Suite 550
Charleston, S.C. 29401

Attorney for Respondent, Charleston Surgery Center Limited Partnership d/b/a
Charleston Surgery Center

Andrew S. Halio, Esquire
Halio & Halio, PA
PO Box 747
Charleston S.C. 29402-0747

Attorney for Respondent, Steven Heath Cobb

Jonathan H. Dunlap, Esquire
Batten Lee, PLLC
4141 Parklake Avenue, Suite 350
Raleigh, N.C. 27612


Attorney for Respondents, Nurse Anesthesia Of South Carolina, LLC, Jeffery Wager, CRNA, and Tammy McGraw, CNRA a/k/a Tammy McGraw Speicher, CNRA

Hood Law Firm, LLC
Attention: Robert H. Hood, Esquire
Attention: James B. Hood, Esquire
Attention Deborah H. Sheffield, Esquire
P.O. Box 1508
Charleston S.C. 29402-1508

Attorneys for Respondent, Christine C. Thompson, M.D.

Young Clement Rivers, LLP
Attention: Christine Kent Toporek, Esquire
Attention: Stephen L. Brown, Esquire
Attention: Joseph J. Tierney, Jr., Esquire
Attention: Russell Grainer Hines, Esquire
P.O. Box 993
Charleston, S.C. 29402

Attorneys for Respondents, Bon Secours-St. Francis Xavier Hospital, Inc., d/b/a Bon Secours St. Francis Xavier Hospital, and Roper St. Francis Healthcare, Bon Secours St. Francis Health System, Inc., d/b/a Bon Secours St. Francis Xavier Hospital and Roper St. Francis Healthcare, Roper St. Francis Healthcare, Roper St. Francis Foundation, d/b/a Roper St. Francis Healthcare, Roper St. Francis Healthcare, Roper Hospital, Inc., d/b/a Roper St. Francis Healthcare.



BEVERLY C. MOORE-ROWE, Pro Se
Plaintiff/Appellant
52 Chadwick Drive
Charleston, South Carolina 29407
Telephone: (843) 763-2599; (843) 737-0733

Charleston, South Carolina
Dated: November 10, 2014

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SC Court of Appeals

Beverly C. Moore-Rowe

52 Chadwick Drive
Charleston, S.C. 29407
(843) 737-0733

November 10, 2014

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1015 Sumter Street
Columbia, SC 29201

RE: Request for Additional Extension to file Final Brief & Amended Record On Appeal

Case: Beverly C. Moore-Rowe vs. Bon Secours-St Francis Xavier Hospital, Inc., et al

Court Of Appeals Case Number: 2013-001673

Charleston County Civil Action No.: 2013-CP10-00088 .

Dear Madam Clerk:

Pursuant to the Order of this Honorable Court dated September 12, 2014, a copy of which is enclosed, I was required to serve all Respondents with a paper copy of an Amended Record on Appeal within thirty (30) of the date of the Order. On Friday, October 10, 2014, I mailed the copies of the Amended Record On Appeal to you and simultaneously served a copy on each of the Respondents by United States First Class Mail, postage prepaid.

According to the Order of this Honorable Court dated September 12, 2014, my Final Brief was due within Twenty (20) days of the service of the Amended Record on Appeal, which would have been October 30, 2014, but I submitted a request for an extension until today, Monday, November 10, 2014. I subsequently received your letter dated November 5, 2014, requiring that the Amended Record on Appeal be amended again and submitted, which I assume requires all new bound copies. I am submitting my Request for additional time to complete both the Final Brief and the revised Amended Record on Appeal until Monday, November 17, 2014.


I am further respectfully requesting that if this Honorable Court should deny my Motion for an extension until Monday, November 17, 2014, that this Honorable Court please provide whatever additional deemed appropriate for me to complete and file my Final Brief and serve it on the Respondents.

Letter to the Honorable Ms. Kitchings
Monday, November 10, 2014
Page 2

BEVERLY C. MOORE-ROWE

Thank you for your consideration.

Sincerely yours,


Beverly C. Moore-Rowe

BCR-R

Enclosures

cc:

James B. Hood, Esquire, Hood Law Firm, w/encl.

Christine K. Toporek, Esquire, Young Clement Rivers, LLP, w/encl.

Fred W. Suggs, III, Esquire, Roe, Cassidy Coates & Price, P.A., /encl.

Darren K. Sanders, Esquire, Buyck, Sanders & Simmons, LLC, w/encl.

Jack G. Gresh, Esquire, Hall Booth Smith, P.C., w/encl.

Jonathan H. Dunlap, Esquire, Batten Lee PLLC, w/encl.

Andrew S. Halio, Esquire, Halio & Halio, w/encl.