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DEC 02 2014

SC Court of Appeals

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM EDGEFIELD COUNTY  
Doyet A. Early, Circuit Court Judge

RECEIVED 74347  
DEC 02 2014

SC Court of Appeals

Case No. 2009-CP-19-0276

Cecelia Jackson, Personal Representative of the  
Estate of William Peterson, .....

Appellant,

v.

Edgefield Medical Clinic, P.A., .....

Respondent.

**MOTION FOR EXTENSION  
TO FILE INITIAL BRIEF**

The Respondent Edgefield Medical Clinic, P.A. respectfully moves this Court for an additional extension of time until January 2, 2015, by which to file and serve its Initial Brief and Designation of Matter to be Included in the Record on Appeal.

The Respondent's motion is based on the following grounds:

2nd  
12-3-14  
1-5-15

1. The Initial Brief is currently due to be filed and served on December 3, 2014.

2. The undersigned counsel for the Respondent requires additional time to complete the preparation of the Initial Brief of Respondent and its Designation of Matter to be Included in the Record on Appeal because other obligations and deadlines that have prevented him from completing the Initial Brief by the current deadline. Specifically, the undersigned counsel has another appellate court brief due on December 3, 2014. The undersigned counsel also has a Fourth Circuit brief and a Federal Court motion response brief due on December 4, 2014. He also had two briefs due and filed on December 1, 2014. This heavy workload as well as the Thanksgiving holiday have necessitated this additional extension request.

3. Counsel for the Respondent consulted with Appellant's counsel who has kindly consented to the requested extension by reply email (see attached).

WHEREFORE, the Respondent Edgefield Medical Clinic, P.A. respectfully requests that it be allowed until January 2, 2015, by which to file and serve its Initial Brief and Designation of Matter to be Included in the Record on Appeal.

DAVIDSON & LINDEMANN, P.A.

BY:   
\_\_\_\_\_

ANDREW F. LINDEMANN  
1611 Devonshire Drive  
Post Office Box 8568  
Columbia, South Carolina 29202  
(803) 806-8222

-AND-

JAMES D. NANCE  
NANCE, MCCANTS & MASSEY  
218 Newberry Street, SW  
Aiken, South Carolina 29801  
(803) 649-6200

*Counsel for Respondent  
Edgefield Medical Clinic, P.A.*

Columbia, South Carolina

December 2, 2014

## Andrew Lindemann

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**From:** Jordan Calloway <jordan@mcgowanhood.com>  
**Sent:** Monday, December 01, 2014 4:22 PM  
**To:** Andrew Lindemann  
**Subject:** RE: Jackson v. Edgefield Medical appea

Andrew:

No problem. We will consent to the extension. I will mark my calendar with a new deadline of January 2, 2015.

Thanks,

Jordan Calloway  
McGowan, Hood & Felder, LLC  
1539 Health Care Drive  
Rock Hill, SC 29732  
(803) 327-7800

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**From:** Andrew Lindemann [<mailto:alindemann@dml-law.com>]  
**Sent:** Monday, December 01, 2014 3:56 PM  
**To:** Jordan Calloway  
**Subject:** Jackson v. Edgefield Medical appea

Jordan:

I need a favor. My initial brief is due this Wednesday. Because of other deadlines, including three other briefs due this week, I need to ask the Court for some additional time. I would like to request an additional 30 days if you would kindly consent to that. That would get me past the holidays. Please let me know if you will consent.

Thanks.

Andrew

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Appellant,

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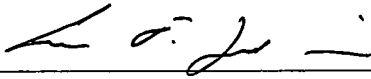
CERTIFICATE OF SERVICE

The undersigned employee of Davidson & Lindemann, P.A., counsel for the Respondent, does hereby certify that service of the **Motion for Extension to File Initial Brief** in the above-captioned matter was made upon all counsel of record by placing copies in the United States Mail, first class postage prepaid, at the below listed addresses clearly indicated on said envelopes this the 2nd day of December 2014:

J. Stephen Welch, Esquire  
McGowan, Hood & Felder, LLC  
Post Office Drawer 1778  
Anderson, South Carolina 29622-1778

Jordan C. Calloway, Esquire  
McGowan, Hood & Felder, LLC  
1539 Health Care Drive  
Rock Hill, South Carolina 29732

James D. Nance, Esquire  
Nance, McCants & Massey  
218 Newberry Street, SW  
Aiken, South Carolina 29801



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# DAVIDSON & LINDEMANN, P.A.

ATTORNEYS AND COUNSELLORS AT LAW

William H. Davidson, II  
Andrew F. Lindemann\*  
James M. Davis, Jr.†  
Robert D. Garfield  
Michael B. Wren

1611 Devonshire Drive, Second Floor  
Post Office Box 8568  
Columbia, South Carolina 29202-8568  
Telephone: (803) 806-8222  
Facsimile: (803) 806-8855  
www.dml-law.com

Daniel C. Plyler  
Joel S. Hughes  
Justin T. Bagwell  
David A. DeMasters  
Steven R. Spreeuwiers  
Todd R. Flippin

\*Also Admitted In North Carolina  
†Certified Mediator

December 2, 2014

Of Counsel  
Kenneth P. Woodington

Writer's Email: [alindemann@dml-law.com](mailto:alindemann@dml-law.com)

## Hand Delivered

The Honorable Jenny Abbott Kitchings  
Clerk of Court  
South Carolina Court of Appeals  
Edgar Brown Building  
1205 Pendleton Street  
Columbia, South Carolina 29201

**RECEIVED**

DEC 02 2014

**SC Court of Appeals**

RE: Cecelia Jackson, Personal Representative of the Estate of William Peterson v.  
Edgefield Medical Clinic, P.A.  
Appeal Case Number: 2014-001031  
Civil Action Number: 2009-CP-19-0276  
Claim Number: CB095516M  
Our File Number: 22.9445

Dear Ms. Kitchings:

Please find enclosed for filing the original and seven copies of the **Motion for Extension to File Initial Brief** with regard to the above referenced matter. Please file the original and return a clocked-in copy to me by way of my courier. I have also enclosed my firm's \$25.00 check for the filing fee.

By copy of this letter, I am serving copies on all counsel of record.

Thank you for your assistance in this matter.

Sincerely,

DAVIDSON & LINDEMANN, P.A.



Andrew F. Lindemann

AFL/jmb  
Enclosures

The Honorable Jenny Abbott Kitchings  
December 2, 2014  
Page Two

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cc: (w/ Enclosure)

J. Stephen Welch, Esquire  
McGowan, Hood & Felder, LLC  
Post Office Drawer 1778  
Anderson, South Carolina 29622-1778

Jordan C. Calloway, Esquire  
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