

THE STATE OF SOUTH CAROLINA
In The Court Of Appeals

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SC Court of Appeals

74460

APPEAL FROM DARLINGTON COUNTY
Court of Common Pleas

J. Michael Baxley, Circuit Court Judge

CASE NO. 2010-CP-16-0332 (Probate Claim)
CASE NO. 2010-CP-16-0333 (Probate Court Appeal)

Tracking Number: 2014-001275

Pee Dee Health Care, P.A.Appellant-Respondent,
v.
Estate of Hugh S. ThompsonRespondent-Appellant.

**CONSENT MOTION TO EXTEND THE TIME TO FILE
APPELLANT'S INITIAL REPLY BRIEF OF THE RESPONDENT-APPELLANT**

Pursuant to SCACR 240 and 263, the Respondent-Appellant hereby moves for an extension of time to file its Appellant's Initial Reply Brief. The Appellant's Initial Reply Brief *for the Respondent-Appellant* is due on December 18, 2014. This is an appeal from a post-trial, post-merits appeal, order of sanctions from the trial court. Both parties have appealed the Order. Pee Dee Health Care seeks to overturn any award of sanctions and the Estate of Thompson seeks a greater award of sanctions.

The additional time is requested because the ten-day response time provided in Rule 208 spans one weekend and falls in the midst of the Holiday season. As the Court is aware, no provision is made in Rule 263 for intervening weekends and Holidays. The extension is further warranted by the complexity of the legal issues presented.

The extension will not prejudice the Appellant-Respondent or affect their legal rights.

Counsel for Appellant-Respondent (Ms. King) has graciously consented to this request.

Respondent-Appellant intends to work diligently and to file its Reply Brief as soon as practicable. However, for the reasons stated above, ***Respondent-Appellant respectfully requests that the Court grant a thirty-day extension of time during which it may file their Reply Brief so as to avoid Holiday scheduling issues.*** This is the first such extension sought for this Reply Brief.

Respectfully Submitted,

Florence, South Carolina

December 11, 2014


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

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ATTORNEYS FOR RESPONDENT-APPELLANT

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Attorney for Appellant-Respondent

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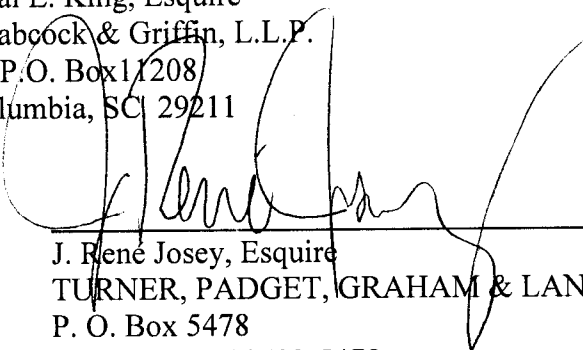
CASE NO. 2010-CP-16-0332

Pee Dee Health Care, P.A.Appellant-Respondent,
v.
Estate of Hugh S. ThompsonRespondent-Appellant.

PROOF OF SERVICE

I certify that I have served Respondent-Appellant's Notice of Cross Appeal by depositing one (1) copy of it in the United States Mail, postage prepaid, on December 11, 2014, addressed to:

James M. Griffin, Esquire
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December 11, 2014

Hon. Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

Re: Pee Dee Health Care, P.A. v. Estate of Hugh S. Thompson
Tracking Nos.: 2014-001275
TPGL File No.: 10667.101

Dear Ms. Kitchings:

The present due date for the Appellant's Reply Brief of the Respondent-Appellant in the above-referenced matter is December 18, 2014. Enclosed please find the original and seven copies of Respondent-Appellants' *Consent Motion For Extension Of Time* To File this Reply Brief. Also enclosed are the original and one copy of the Proof of Service. Finally, enclosed is a motion filing fee check corresponding to this request. Please file the original documents and return clocked copies to me via the stamped self-addressed envelope provided. *As indicated in the title of the motion, this motion is made with the gracious consent of counsel for the Appellant-Respondent. Please note that we have asked for 30 days to avoid the Holiday period.* Thank you for your assistance with this matter, and please contact me if you have any questions. I appreciate your consideration.

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

J. René Josey

JRJ:
Enclosure

Cc: John Jay James, II, Esquire (by E-mail only)
James M. Griffin, Esquire
Arial E. King, Esquire

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Hon. Jenny Abbott Kitchings
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