

75828

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

RECEIVED

APR 29 2015

APPEAL FROM THE ADMINISTRATIVE LAW COURT
The Honorable S. Phillip Lenski, Administrative Law Judge

SC Court of Appeals

Appellate Case No. 2015-000056

Amisub of South Carolina, Inc., d/b/a Piedmont Medical Center,
d/b/a Fort Mill Medical Center Respondent,

v.

South Carolina Department of Health and Environmental Control
and The Charlotte Mecklenburg Hospital Authority, d/b/a Carolinas
Medical Center-Fort Mill Respondents,

Of whom The Charlotte Mecklenburg Hospital Authority, d/b/a Carolinas
Medical Center-Fort Mill, is Appellant.

MOTION FOR EXTENSION

Respondent Amisub of South Carolina, Inc., d/b/a/ Piedmont Medical Center (“Piedmont”) hereby moves for an extension of fifteen (15) days to file its initial brief and designation of matter to be included into the record. Piedmont’s current deadline for filing its brief is May 18, 2015. If granted, the requested extension would extend the deadline until June 2, 2015. The other parties have consented to this motion.

This appeal was filed by Appellant on January 14, 2015. Appellant obtained a 30-day extension to file its initial brief; with the consent of the other parties. Appellant moved for a second 30-day extension, to which Respondent South Carolina Department of Health and Environmental Control consented but which Piedmont opposed. The Court granted Appellant an extension until April 17, 2015, noting in its March 18, 2015 Order: “No further extensions will be granted absent extraordinary circumstances.”

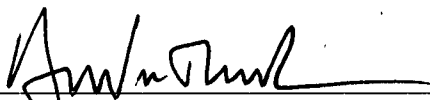
The grounds for Piedmont’s motion are that the undersigned counsel have other commitments during the next month that require attention and that the additional time would allow Piedmont to more fully respond to Appellant’s initial brief. This admittedly does not constitute extraordinary circumstances, but Piedmont understands the Court’s statement in the earlier order as intended to apply to Appellant, since at that point only Appellant had requested an extension.

[INTENTIONALLY LEFT BLANK]

For these reasons, Piedmont respectfully requests the Court to grant its motion.

NELSON MULLINS RILEY & SCARBOROUGH LLP

By:



Stuart M. Andrews, Jr.

SC Bar No. 000400

E-Mail: stuart.andrews@nelsonmullins.com

Daniel J. Westbrook

SC Bar No. 012939

E-Mail: dan.westbrook@nelsonmullins.com

1320 Main Street / 17th Floor

Post Office Box 11070 (29211-1070)

Columbia, SC 29201

(803) 799-2000

Attorneys for Respondent, Amisub of South Carolina,
Inc., d/b/a Piedmont Medical Center, d/b/a Fort Mill
Medical Center

Columbia, South Carolina

Apr. 29, 2015

CERTIFICATE OF SERVICE

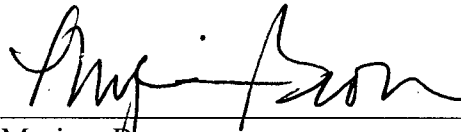
I, the undersigned administrative assistant of the law offices of Nelson Mullins Riley & Scarborough LLP, attorneys for Amisub of South Carolina, Inc., d/b/a Piedmont Medical Center, d/b/a Fort Mill Medical Center do hereby certify that I have served all counsel in this action with a copy of the pleading(s) hereinbelow specified by placing same in the United States mail, postage prepaid, to the following address(es):

Pleadings: **MOTION FOR EXTENSION**

Counsel Served: Douglas M. Muller, Esq.
Trudy H. Robertson, Esq.
E. Brendon Gaskins, Esq.
Moore & Van Allen PLLC
78 Wentworth Street (29401-1428)
Post Office Box 22828
Charleston, SC 29413-2828

Ashley C. Biggers, Esq.
Vito M. Wicevic, Esq.
Bureau of Health Facilities & Services
Development
South Carolina Department of Health
& Environment Control
2600 Bull Street
Columbia, SC 29201

RECEIVED
APR 29 2015
SC Court of Appeals



Myriam Brown
Administrative Assistant

April 29, 2015

Nelson Mullins

Nelson Mullins Riley & Scarborough LLP
Attorneys and Counselors at Law
1320 Main Street / 17th Floor / Columbia, SC 29201
Tel: 803.799.2000 Fax: 803.255.5164
www.nelsonmullins.com

Daniel J. Westbrook
Tel: 803.255.9456
Fax: 803.255.5164
dan.westbrook@nelsonmullins.com

April 29, 2015

Hand Delivered

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

RECEIVED
APR 29 2015
SC Court of Appeals

RE: Amisub of South Carolina, Inc. d/b/a Piedmont Medical Center d/b/a Fort Mill
Medical Center vs. South Carolina Department of Health and Env. Control, et al
Appellate Case No. 2015-000056
Our File No. 05946/01509

Dear Ms. Kitchings:

I am enclosing an original and seven copies of **Motion for Extension** for filing. Please return a stamped copy to our office via our courier. I am also enclosing our check for \$25.00 for the filing fee.

By copy of this letter, I am serving opposing counsel with these pleadings.

Very truly yours,



Daniel J. Westbrook

DJW:myb

Enclosures,

cc: Ashley C. Biggers, Esq.
Vito M. Wicevic, Esq.
Douglas M. Muller, Esq.
Trudy H. Robertson, Esq.
E. Brandon Gaskins, Esq.