

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Charleston County
Court of Common Pleas

J.C. Nicholson, Jr., Circuit Court Judge

Case No. 2011-CP-10-0934

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MAY 07 2015

SC Court of Appeals

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Virginia L. Marshall and Todd W. Marshall,

Appellants,

v.

Kenneth A. Dodds, M.D., Charleston Nephrology Associates, LLC,
Georgia Roane, M.D. and Rheumatology Associates, P.A.,

Respondents.

**CONSENT MOTION FOR LEAVE TO CORRECT INITIAL BRIEF
AND FOR ACCEPTANCE OF FINAL BRIEF AS FILED**

YOUNG CLEMENT RIVERS, LLP
Stephen L. Brown (SC Bar No. 66468)
D. Jay Davis, Jr. (SC Bar No. 12084)
James E. Scott, IV (SC Bar No. 09063)
Perry M. Buckner, IV (SC Bar No. 100031)
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(843) 720-5488
Attorneys for Respondents
Georgia Roane, M.D. and
Rheumatology Associates, P.A.

TO: THE HONORABLE JUDGES OF THE SOUTH CAROLINA
COURT OF APPEALS

COME NOW Respondents Georgia Roane, M.D. and Rheumatology Associates, P.A., and respectfully move this Honorable Court for leave to correct the Table of Authorities in their previously-filed Initial Brief and to accept for filing their Final Brief, which reflects these corrections, and which is being conditionally filed contemporaneously herewith.

While preparing their Final Brief, it became apparent to these Respondents that the Table of Authorities included in their Initial Brief contained a number of non-substantive editing errors. Out of an abundance of caution, to the extent that correction of these errors in their Final Brief would not be permissible under Rule 211(b)(2), SCACR,¹ these Respondents make this motion with the aim ensuring they are corrected without running afoul of Rule 211.

These Respondents respectfully submit that the Court's grant of the relief requested herein is consistent with the interests of justice and will not work any undue prejudice upon Appellants. In this regard, Respondents' undersigned counsel notes that, prior to making this motion, he consulted with Appellants' counsel, Blake A. Hewitt, Esquire, and Mr. Hewitt kindly

¹ Rule 211(b)(2) provides: "The party may correct obvious typographical errors and misspellings which were contained in the initial brief. No other changes may be made."

authorized counsel to represent to the Court that Appellants do not object hereto.

WHEREFORE, these Respondents respectfully request that the Court grant them leave to correct the editing errors in the Table of Authorities in their Initial Brief by revising their Final Brief accordingly and accept their Final Brief, which is submitted contemporaneously herewith, as filed.

YOUNG CLEMENT RIVERS, LLP

By: 

Stephen L. Brown (SC Bar No. 66468)
D. Jay Davis, Jr. (SC Bar No. 12084)
James E. Scott, IV (SC Bar No. 09063)
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*Attorneys for Respondents
Georgia Roane, M.D. and
Rheumatology Associates, P.A.*

Charleston, South Carolina

Dated: 5/5/15

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Georgia Roane, M.D. and Rheumatology Associates, P.A.,

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PROOF OF SERVICE

YOUNG CLEMENT RIVERS, LLP
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Rheumatology Associates, P.A.*

I, Russell G. Hines, of Young Clement Rivers, LLP, counsel for Respondents Georgia Roane, M.D. and Rheumatology Associates, P.A., do hereby certify that I have served the *Consent Motion for Leave to Correct Initial Brief and for Acceptance of Final Brief as Filed* on all other parties to this appeal by depositing copies of the same in the United States Mail, postage prepaid, on May 5, 2015, addressed as follows to their counsel of record:

Blake A. Hewitt, Esquire
John S. Nichols, Esquire
Bluestein Nichols Thompson Delgado, LLC
P.O. Box 7965
Columbia, SC 29202

-and-

J. Edward Bell, III, Esquire
Bell Legal Group, LLC
P.O. Box 2590
Georgetown, SC 29442

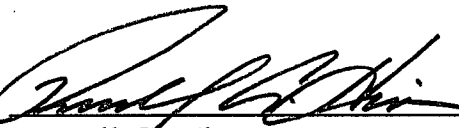
-and-

C. Carter Elliott, Jr., Esquire
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Virginia L. Marshall and Todd W. Marshall

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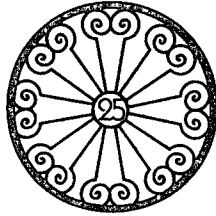
Thomas R. Goldstein, Esquire
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YOUNG CLEMENT RIVERS, LLP

By: 
Russell G. Hines (SC Bar No. 72100)

Charleston, South Carolina

Dated: 5/5/15



YCR LAW

Young Clement Rivers, LLP

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May 5, 2015

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

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SC Court of Appeals

Re: Virginia L. Marshall and Todd W. Marshall v. Kenneth A. Dodds, M.D.,
Charleston Nephrology Associates, LLC, Georgia Roane, M.D. and
Rheumatology Associates, P.A.
Appellate Case No.: 2014-001833
Circuit Case No.: 2011-CP-10-0934
YCR File: 2466-20110384

Dear Ms. Kitchings:

Enclosed for filing in the above-referenced matter on behalf of Respondents Georgia Roane, M.D. and Rheumatology Associates, P.A., please find the following:

- the original and sixteen (16) copies of the *Final Brief of Respondents Georgia Roane, M.D. and Rheumatology Associates, P.A.*;
- the original and two (2) copies of the *Respondents' Certification for Final Brief*;
- the original and two (2) copies of the *Proof of Service* of the Final Brief and Certification for Final Brief;
- the original and seven (7) copies of a *Consent Motion for Leave to Correct Initial Brief and for Acceptance of Final Brief as Filed*;
- the original and two (2) copies of the *Proof of Service* of the Consent Motion;
- a firm check in the amount of \$25.00 to cover the costs associated with this motion; and
- a pre-stamped return envelope.

Kindly file the originals and return one court-stamped copy of each document to me using the pre-stamped envelope provided. With best wishes and kindest regards, I am

Sincerely,

YOUNG CLEMENT RIVERS, LLP

Aimee M. Justman
Legal Assistant

Jenny Abbott Kitchings, Clerk of Court

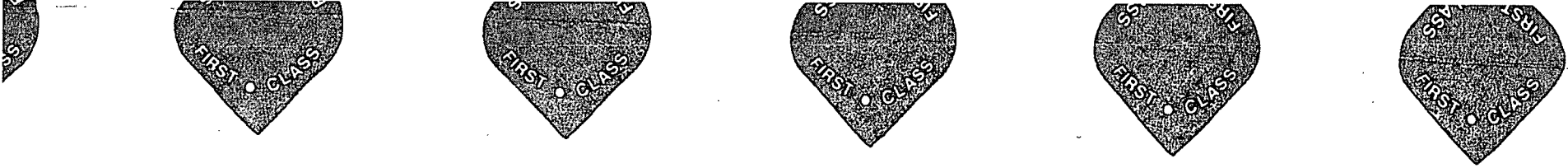
May 5, 2015

Page 2

/amj

Enclosures

cc: C. Carter Elliott, Jr., Esquire, Elliott & Phelan, LLC
J. Edward Bell, III, Esquire, Bell Legal Group, LLC
Blake A. Hewitt, Esquire, Bluestein Nichols Thompson Delgado, LLC
John S. Nichols, Esquire, Bluestein Nichols Thompson Delgado, LLC
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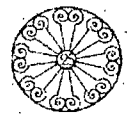
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