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STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

The Honorable D.Garrison Hill

Trial Court Case No.: 2011-CP-23-06665
Appellate case No. 2014-001973

RECEIVED
SEP 29 2015
SC Court of Appeals

Demetria Orange, as Next Friend of
J.B., a minor,Respondent-Appellant,

v.

Greenville Hospital System and
Greenville Hospital System Partners in Health,Appellant-Respondent.

**MOTION FOR EXTENSION OF TIME TO FILE FINAL BRIEF OR IN THE
ALTERNATIVE MOTION TO ALLOW LATE FILING OF
THE RESPONDENT'S FINAL BRIEF**

COMES NOW, the Respondent, Demetria Orange, as Next Friend for J.B., a minor, by and through her undersigned counsel, and hereby moves this Court, pursuant to Rules 240 and 263, SCACR, for either an extension of time to file final brief or in the alternative to allow late filing of Respondent's final brief.

Proof of service of the original record on appeal was sent by letter dated August 31, 2015 by Appellant. This letter was received by the Court of Appeals on September 2, 2015. After receipt of this original record on appeal, Respondent received an email from Appellant noting changes that needed to be made to the record on appeal, and Appellant sought our consent to allow the

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changes. By email sent September 7, 2015, the undersigned consented to changes in the index and consented to inclusion of defendant's memo in opposition to our new trial motion. Respondent is unaware of whether he was served with an amended record on appeal and proof of service.

Respondent received in the mail Appellant's filing of the final briefs as well as the filing of the record on appeal, all dated received by the Court of Appeals September 17, 2015 with proof of service dated the same date. Our office records indicate we received this copy by mail on September 21, 2015.

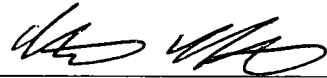
Respondent is uncertain as to whether the 20 days to file its final brief runs from receipt of the final version of the record on appeal or from service of the original version. If 20 days from service of the final record on appeal, then technically, if the final version with changes consented to by Respondent is in fact different from the original, then Respondent has not been served a copy of this. Respondent can certainly download the final version from this Court's website and work from the scanned copy. If the 20 days to file final the final brief ran from the original date Respondent was served with the first version of the record on appeal, then that date has passed. Accordingly, if that date is the operative date, then Respondent requests permission to allow late filing of the Respondent's final brief.

Respondent's concern was that it did not want to cite to a record on appeal that reflected pages numbers different from a later version of the record that the court of appeals would ultimately have in its possession. Accordingly, respondent requests either an extension of time to file the final brief, or if this court determines the deadline to file had in fact lapsed, then Respondent requests in the interest of justice that Respondent be granted leave to allow late filing of Respondent's final brief.

In the interim, the Respondent asks that the current filing deadlines be stayed pending resolution of this request. Counsel for Appellant has consented to this motion.

Respectfully submitted,

GRAHAM LAW FIRM, P.A.

By: 

J. Layton Ruffin
383 W. Cheves St.
Florence, SC 29501
843-662-3281-T
843-665-0254-F
Attorneys for Respondent

September 28, 2015

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas
The Honorable D. Garrison Hill

C.A. No. 20 11-CP-23-6665

RECEIVED
SEP 29 2015
SC Court of Appeals

Demetria Orange, as Next Friend of
Ja'Qulyne B., a minor, Plaintiff, Respondent,

v.

Greenville Hospital System and Greenville
Hospital System Partners In Health, Defendants
of whom, Greenville Hospital System is Appellant.

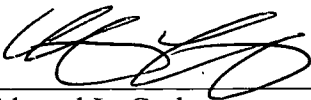
PROOF OF SERVICE

I hereby certify that one copy of the *Respondent's Motion for Extension of Time to File Final Brief or in the alternative Motion to Allow Late Filing of the Respondent's Final Brief* in the above-referenced matter was served by U.S. Mail, postage prepaid, on September 28, 2015 addressed to the following counsel of record:

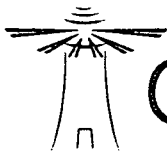
J. Ben Alexander
Sarah P. Spruill
Haynsworth Sinkler Boyd, PA
Post Office Box 2048
Greenville, South Carolina 29602

GRAHAM LAW FIRM, P.A.

BY:



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Florence, SC 29503
843.662.3281
Attorneys for Respondent



GRAHAM LAW

Shining a Light on Safety, Guiding the Way to Justice.

Edward L. Graham
Diane M. Rodriguez, RN-JD
J. Layton Ruffin

September 28, 2015

THE HONORABLE JENNY ABBOTT KITCHINGS
CLERK, SOUTH CAROLINA COURT OF APPEALS
1220 SENATE STREET
COLUMBIA, SC 29201

RECEIVED

SEP 29 2015

SC Court of Appeals

**Re: Demetria Orange, as next Friend of J. B., a minor, Respondent v.
Greenville Hospital System, Appellant
C.A. No. 2011-CP-23-6665
Appellant Case No. 2014-001973**

Dear Ms. Kitchings:

Enclosed please find the original and six copies of Respondent's Motion for Extension of Time to file Final Brief or in the alternation Motion to Allow Late filing of the Respondent's Final Brief, along with a Proof of Service and our law firm's check in the amount of \$25.00 for the filing fee. Please file the original and return clock copies to me in the enclosed self-addressed stamped envelope.

As per the attached Proof of Service, we are serving all counsel of record with a copy of this request.

With kindest personal regards, I am

Sincerely,

John Layton Ruffin, Esq.
Graham Law Firm

JLR/ddb
Enclosure

cc: J. Ben Alexander
Sarah P. Spruill