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THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

Alison R. Lee, Circuit Court Judge

Appellate Case No. 2015-002453

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SC Court of Appeals

Jessica Wright Appellant

v.

Moore Orthopaedic Clinic, P.A. Respondents.
and Mark D. Locke, M.D.

MOTION TO STAY


Appellant Jessica Wright hereby moves the Court to stay all briefing deadlines in this matter pending the Supreme Court’s ruling on the petition for writ of certiorari in the matter of Patton v. Miller et al., Appellate Case No. 2015-002135. The primary issue in the Patton cert petition is whether a minor may pursue her medical expenses in a medical negligence claim or whether a claim for those expenses is limited to the minor’s parents. Patton, Petition for Writ of Cert. at 4-11 (attached as **EXHIBIT 1**). This appeal challenges a circuit court’s ruling based on the same issue. See Order Granting Partial Summ. J. at 2 (S.C. Com. Pl. Jan. 29, 2015) (finding claim for child’s medical expenses “is reserved for the parents of the minor”) (attached as **EXHIBIT 2**).

If the Court grants Appellant’s motion and the Supreme Court grants certiorari in Patton, then Appellant will seek to consolidate with Patton pursuant to Rule 214,

SCACR. If the Court grants Appellant's motion and the Supreme Court does not grant certiorari in Patton, then Appellant and Respondents would begin briefing pursuant to the standard briefing schedule in Rule 208, SCACR. Appellant's counsel attempted to consult with Respondents' counsel regarding this motion but was unable to reach him.

Accordingly, Appellant respectfully requests an order staying all deadlines in this appeal pending the Supreme Court's ruling on the petition for writ of certiorari in Patton. Appellant also requests all deadlines in this appeal be stayed pending resolution of this motion.

Respectfully Submitted,


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Attorneys for Appellant

March 4, 2016
Rock Hill, SC

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

Alison R. Lee, Circuit Court Judge

Case No. 2012-CP-40-7765

Jessica Wright

.....

Appellant

v.

Moore Orthopaedic Clinic, P.A.
and Mark D. Locke, M.D.

Respondents.

PROOF OF SERVICE

The undersigned hereby certifies that on this 4th day of March, 2016, she served counsel for the Defendants with copies of the Appellant's Motion To Stay in this matter by mailing a copy of the same by United States Mail with first class postage prepaid to the following addresses:

Julius W. McKay, II, Esquire
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SC Court of Appeals

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James Stephen Welch* (SC,OK)
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Of Counsel*

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SC Court of Appeals

Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals
Clerk of Court
PO Box 11629
Columbia, SC 29211

RE: Jessica Wright v. Moore Orthopedic
Appellate Case No. 2015-002453

Dear Mrs. Kitchings:

Please find enclosed one (1) original and six (6) copies of the Appellant's Motion to Stay along with a Proof of Service for the above-referenced matter. Filed the original and return the copy in the enclosed envelope.

If you have any questions, feel free to contact our office.

Sincerely,

Jordan Calloway

Jordan Calloway

JCC/ksj

cc: Julius W. McKay, II, Esquire
Kelli Sullivan, Esquire
George Beighley, Esquire
R. Hawthorne Barrett, Esquire