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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM FAIRFIELD COUNTY
Roger L. Couch, Circuit Court Judge

Case No. 2013-CP-20-0012

RECEIVED
APR 11 2016
SC Court of Appeals
Appellants,

Philip Ethier and Jeanne Ethier,

v.

Fairfield Memorial Hospital; Guy R. Bibeau, M.D.;
Tuomey Medical Professionals, Inc.; and
Pee Dee Emergency Medical Associates, P.A.,

Defendants

Of whom, Guy R. Bibeau, M.D. is the

Respondent.

MOTION TO DISMISS APPEAL

The Respondent Guy R. Bibeau, M.D. moves this Court pursuant to Rule 260(a), SCACR, to dismiss the Appellant's appeal as a sanction for violating the letter and spirit of Rule 208(b)(5), SCACR, and this Court's Order filed March 14, 2016.

The grounds for this motion are set forth in more detail in the supporting memorandum filed herewith.

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BY: 

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Columbia, South Carolina

April 11, 2016

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Of whom, Guy R. Bibeau, M.D. is the Respondent.

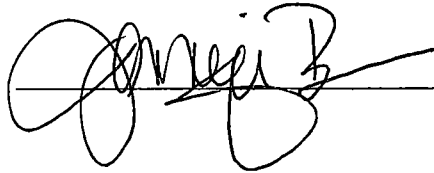
CERTIFICATE OF SERVICE

The undersigned employee of Davidson & Lindemann, P.A., counsel for the Respondent, does hereby certify that service of the **Motion to Dismiss Appeal and Respondent's Return in Opposition to Appellants' Motion to Exceed Page Limitations and Memorandum in Support of Motion to Dismiss Appeal** in the above-captioned matter was made upon all counsel of record by placing copies in the United States Mail, first class postage prepaid, at the below listed addresses clearly indicated on said envelopes this the 11th day of April 2016:

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April 11, 2016

Of Counsel
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Hand Delivered

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
1220 Senate Street
Columbia, South Carolina 29201

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APR 11 2016

SC Court of Appeals

RE: Philip Ethier and Jeanne Ethier v. Guy R. Bibeau, M.D.
Appellate Case Number: 20158-001964
Civil Action Number: 2013-CP-20-0012
Claim Number: CB127439M
Our File Number: 22.9679

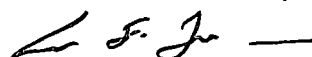
Dear Ms. Kitchings:

Please find enclosed for filing the originals and seven copies each of the **Motion to Dismiss Appeal and Respondent's Return in Opposition to Appellants' Motion to Exceed Page Limitations and Memorandum in Support of Motion to Dismiss Appeal** in the above referenced matter. Please file the originals and return a clocked-in copy of each document to me by way of my courier. I have also enclosed my firm's \$25.00 check for the filing fee.

By copy of this letter, I am serving copies on all counsel of record. Thank you for your assistance in this matter.

Sincerely,

DAVIDSON & LINDEMANN, P.A.



Andrew F. Lindemann

AFL/jmb
Enclosures

The Honorable Jenny Abbott Kitchings
April 11, 2016
Page Two

cc: (w/ Enclosures)

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