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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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MAY 12 2016
SC Court of Appeals

APPEAL YORK COUNTY
Court of Common Pleas

S. Jackson Kimball, Special Circuit Court Judge

Case No. 2014-CP-42-0508

Patricia Craig.

Appellant,

vs.

E. Earl Jenkins, Jr., M.D., also known as
Everett Jenkins, Jr., M.D., Amisub of South Carolina,
d/b/a Piedmont Medical Center, and York Pathology
Associates, LLC,

Respondents.

**MOTION TO FILE
AMENDED INITIAL BRIEF OF APPELLANT
OUT OF TIME**

1. On November 13, 2015, the Appellant filed her Initial Brief and Designation of Matter with the Court of Appeals.
2. At this time, the Transcript of the Hearing had not been prepared.
3. On March 4, 2016, the Transcript of the Hearing was received.
4. On May 2, 2016, the Clerk of Court wrote to the attorneys for the Appellant stating that the Initial Brief and Designation of Record must be filed on or before May 12, 2016, together with a Motion to File Out of Time.

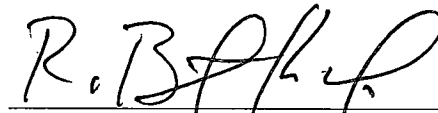
5. Counsel for the Appellant has prepared and Amended Initial Brief and Amended Designation of Matter to be Included in the Record.

6. Counsel of the Appellant hereby submits the Amended Initial Brief and Amended Designation of Matter and hereby requests that she be allowed to file these Amended documents out of time.

7. Counsel for the Appellant was under the impression that all documents had been timely filed and wishes to Amend the filed Initial Brief and Designation of Matter to complete the documents.

Counsel for the Appellant hereby requests that the relief sought be granted and the Appellant be allowed to file the Amended Brief and Designation of Matter Out of Time.

Respectfully submitted, this the 12 day of May, 2016.



GLENN WALTERS, Esquire
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Attorney for Appellant

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that on May 12 2016, he served the Motion to File Amended Brief and Amended Designation of Record Out of Time on counsel for the Respondents by placing a copy in the United States Mail, postage fully paid and addressed to the following:

Julius W. McKay, II
Post Office Box 7217
Columbia, SC 29202

William U. Gunn
Post Office Box 1897
Spartanburg, SC 29304



R. Bentz Kirby
Attorney for Appellant

**GLENN WALTERS
ATTORNEY AT LAW, P. A.**

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MAY 12 2016

SC Court of Appeals

Glenn Walters, Sr.
R. Bentz Kirby, Retired and Of Counsel

May 12, 2016

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

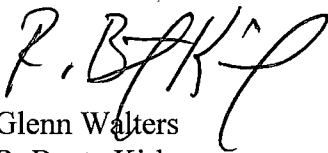
Re: Craig vs Jenkins, et al
Appellant Case No. 2015-002174

Dear Ms Kitchings:

Enclosed you will please find the original and six (6) copies of the Appellant's Motion to File Amended Initial Brief and Amended Designation of Record Out of Time, together with the Amended Initial Brief and the Amended Designation of Record. We are also enclosing the \$25.00 filing fee. By copy of this letter we are serving a copy of the documents on the opposing counsel for the Respondents. Please call me if you have any questions.

With kind regards, we are

Yours very truly,



Glenn Walters
R. Bentz Kirby

cc: Julius W. McKay, II
William U. Gunn