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IN THE STATE OF SOUTH CAROLINA  
COURT OF APPEALS

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FROM THE SOUTH CAROLINA COURT OF COMMON PLEAS  
Honorable Michael G. Nettles, Judge

JUL 25 2016

SC Court of Appeals

Case No.: 2016-000784

Francis Brown as Personal Representative of the Estate of Alice Queen Ester Wallace ....

..... APPELLANT

v.

Carolina Hospital System and Regency Hospital/Hospice of Florence .... RESPONDENT

**NOTICE OF MOTION AND MOTION TO  
FILE INITIAL BRIEF OUT OF TIME**

Johnny E. Watson, Sr.  
Watson Law Firm  
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2715 Edgewood Avenue  
Columbia, South Carolina 29204

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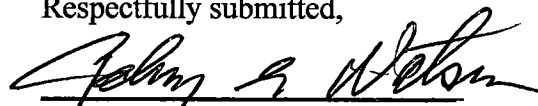
*Counsel for Appellant,*  
Francis Brown

PLEASE TAKE NOTICE that the above-named Appellant, Francis Brown as Personal Representative of the Estate of Alice Queen Ester Wallace, by and through her attorney, undersigned, will move before the Presiding Judge of the Court of Appeals, on the 10<sup>th</sup> day hereafter, or as soon as this matter may be heard, for an Order allowing her to file her initial brief out of time based on the statutory and common laws of this state, the Rules of Court procedure and the following facts:

1. The attorney for the Appellant believed that he timely filed the Appellant's brief based on his calculation 35 days since he was served the transcript by mail but that calculation was in error and
2. The Appellant believes her case to be meritorious and
3. The Respondent is not prejudiced by allowing the additional time for filing the initial brief.

Respectfully submitted,

BY:



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Columbia, South Carolina  
Dated: July 25, 2016

CERTIFICATE OF SERVICE

I hereby certify that I served the Notice of Motion and Motion to file the Initial Brief Out of Time on parties indicated below, by placing the document in the U. S. Mail, postage pre-paid on the date indicated below.

DOCUMENT SERVED: NOTICE OF MOTION AND MOTION TO FILE BRIEF OUT OF TIME.

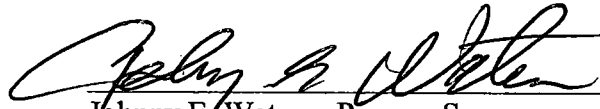
PERSON SERVED:

Emily Collins Brown  
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JUL 25 2016

SC Court of Appeals

  
\_\_\_\_\_  
Johnny E. Watson, Process Server

Columbia, South Carolina  
Dated: July 25, 2016