

IN THE STATE OF SOUTH CAROLINA
In the Court of Common Pleas

APPEAL FROM SUMTER COUNTY
Court of Common Pleas

R. Ferrell Cothran, Jr., Circuit Court Judge

RECEIVED
AUG 30 2016
SC Court of Appeals

Case No. 2012-CP-43-2030

Appellate Case No. 2016-000774

Win Myat.....Appellant,

v.

Tuomey Healthcare System.....Respondent.

MOTION FOR EXTENSION OF TIME TO RESPOND


Now comes the undersigned as attorney for Tuomey Healthcare System, and moves this Honorable Court for an extension of time to file a response to the Plaintiff's Motion to Determine Automatic Stay and for Release of Funds dated and filed August 23, 2016.

The current date on which the Defendant must file a response to the Plaintiff's Motion is September 2, 2016. Undersigned counsel will be in a week-long medical malpractice trial in District Court in Columbia beginning Monday, August 29, 2016 and therefore, cannot respond within the current September 2, 2016 deadline. The undersigned is requesting a ten (10) day extension to file a response to Plaintiff's Motion to Determine Automatic Stay and for Release of Funds, to which the Plaintiff, through his attorney, William R. Padget, Esquire has consented.

RESPECTFULLY SUBMITTED,

LEE, ERTER, WILSON, HOLLER & SMITH, LLC

By:



DAVID C. HOLLER

Federal ID: 5608

ATTORNEY FOR THE DEFENDANT

126 North Main Street

Post Office Box 580

Sumter, South Carolina 29151

(803) 778-2471

August 26, 2016

IN THE STATE OF SOUTH CAROLINA
In the Court of Common Pleas

APPEAL FROM SUMTER COUNTY
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R. Ferrell Cothran, Jr., Circuit Court Judge

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CERTIFICATE OF SERVICE

I, the undersigned, an employee of the Sumter County law firm of Lee, Erter, Wilson, Holler & Smith, LLC, attorneys for the Respondent, do hereby certify that I have this 26th day of August, 2016, served one copy of the foregoing Motion for Extension of Time to Respond by personally depositing the same in the U. S. Postal Service addressed to:

William R. Padget
Finkel Law Firm, LLC
PO Box 1799
Columbia, SC 29202


Cristy L. Johnson

Lee, Erter, Wilson, Holler & Smith, L.L.C.

Jack W. Erter, Jr.
Harry C. Wilson, Jr.†
David C. Holler*‡
G. Murrell Smith, Jr.

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Of Counsel

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†Certified Family Court Mediator
‡ Certified Circuit Court Mediator

Telephone: (803) 778-2471
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August 26, 2016

Email Address: davidholler@leeandmoise.com

Honorable Jenny Abbot Kitchings
Clerk, SC Court of Appeals
Post Office Box 11629
Columbia, SC 29211

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AUG 30 2016

SC Court of Appeals

RE: Win Myat v. Tuomey Healthcare System
Appellate Case #: 2016-000774

Dear Ms. Kitchings:

Enclosed please find an original and six copies of Defendant's Motion for Extension of Time to Respond along with the \$25.00 filing fee.

By copy of this letter to the Appellant's counsel, William Padget, I am serving him with a copy of the same. I am also enclosing a Certificate of Service for filing.

Please accept this with my kindest regards.

Yours very truly,

LEE, ERTER, WILSON,
HOLLER & SMITH, LLC

David C. Holler
David C. Holler

DCH(cj)

enclosures

cc: William R. Padget, Esquire

First Class Mail

Lee, Erter, Wilson, Holler & Smith, LLC
Attorneys at Law
Post Office Box 580
Sumter, SC 29153



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SC Court of Appeals

Honorable Jenny Abbot Kitchings
Clerk, SC Court of Appeals
Post Office Box 11629
Columbia, SC 29211

