

**THE STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT**

Appeal from Charleston County  
Court of Common Pleas

J.C. Nicholson, Jr., Circuit Court Judge

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SEP 19 2016

**SC Court of Appeals**

Opinion No. 5403 (S.C. Ct. App. filed May 4, 2016)

Virginia L. Marshall and Todd W. Marshall,

Respondents,

v.

Kenneth A. Dodds, M.D., Charleston Nephrology Associates, LLC,  
Georgia Roane, M.D., and Rheumatology Associates, P.A.,

Petitioners.

**MOTION OF PETITIONERS  
GEORGIA ROANE, M.D., AND RHEUMATOLOGY ASSOCIATES, P.A.,  
FOR EXTENSION OF TIME TO FILE/SERVE  
PETITION FOR A WRIT OF CERTIORARI  
TO THE COURT OF APPEALS**

YOUNG CLEMENT RIVERS, LLP  
Stephen L. Brown (SC Bar No. 66468)  
D. Jay Davis, Jr. (SC Bar No. 12084)  
James E. Scott, IV (SC Bar No. 09063)  
Perry M. Buckner, IV (SC Bar No. 100031)  
Russell G. Hines (SC Bar No. 72100)  
25 Calhoun Street, Suite 400  
Charleston, South Carolina 29401  
P.O. Box 993 (29402)  
(843) 720-5488

*Counsel for Petitioners  
Georgia Roane, M.D., and  
Rheumatology Associates, P.A.*

TO: THE HONORABLE JUSTICES OF THE SUPREME COURT OF SOUTH CAROLINA

COME NOW Petitioners Georgia Roane, M.D., and Rheumatology Associates, P.A. (hereinafter collectively referred to in the singular as “Dr. Roane”), by and through their undersigned counsel, on the grounds stated below, and, pursuant to Rule 263(b), SCACR, as well as the Court’s order of July 16, 2014, regarding Extensions in Cases Seeking a Petition for a Writ of Certiorari to Review a Decision of the South Carolina Court of Appeals, hereby move for an extension of five (5) days’ time to file/serve her petition to this Court for issuance of a writ of certiorari to the Court of Appeals to review its decision in this matter.

1. The Court of Appeals denied rehearing on August 19, 2016, making the deadline to file/serve a petition for writ of certiorari today, September 19, 2016, pursuant to Rule 242(c), SCACR.

2. Due to other time commitments, both work- and non-work-related, and the substance of this case (which the Court of Appeals decided via published opinion, *see* Marshall v. Dodds, Op. No. 5403 (Ct. App. filed May 4, 2016) (Shearouse Adv. Sh. No. 18 at 54)) the undersigned counsel would greatly appreciate five (5) additional days, beyond today’s date, to finish preparation of Dr. Roane’s petition seeking this Court’s review of the Court of Appeals’ decision via writ of certiorari, and the undersigned humbly submits that there is good cause to allow the requested dispensation: It is in furtherance of the interests of justice; it

will not work any undue prejudice upon any other party; and it is consistent with the extension protocol established by the Court's aforementioned order of July 16, 2014.

WHEREFORE, Dr. Roane respectfully requests that this Honorable Court allow her five (5) days from today, September 19<sup>th</sup>, to file/serve her petition for writ of certiorari, i.e., to extend the deadline through next Monday, September 26, 2016.<sup>1</sup> Additionally, Dr. Roane respectfully requests that the Court hold her present petition deadline in abeyance until it acts upon this motion.

**<SIGNED ON THE FOLLOWING PAGE>**

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<sup>1</sup> Computing time pursuant to Rule 263(a), SCACR, the 5<sup>th</sup> day after today will be Saturday, September 24, 2016; accordingly, the 5-day period will run through Monday, September 26<sup>th</sup>, i.e., "the end of the next day which is neither a Saturday, Sunday nor [a state or federal] holiday."

Respectfully submitted,  
YOUNG CLEMENT RIVERS, LLP

By: 

Stephen L. Brown (SC Bar No. 66468)  
D. Jay Davis, Jr. (SC Bar No. 12084)  
James E. Scott, IV (SC Bar No. 09063)  
Perry M. Buckner, IV (SC Bar No. 100031)  
Russell G. Hines (SC Bar No. 72100)  
25 Calhoun Street, Suite 400  
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P.O. Box 993 (29402)  
(843) 720-5488

*Counsel for Respondents  
Georgia Roane, M.D., and  
Rheumatology Associates, P.A.*

Charleston, South Carolina

Dated: 9/19/16

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IN THE COURT OF APPEALS**

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Court of Common Pleas

J.C. Nicholson, Jr., Circuit Court Judge

Opinion No. 5403 (S.C. Ct. App. filed May 4, 2016)

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Appellants,

v.

Kenneth A. Dodds, M.D., Charleston Nephrology Associates, LLC,  
Georgia Roane, M.D., and Rheumatology Associates, P.A.,

Respondents.

**PROOF OF SERVICE**

YOUNG CLEMENT RIVERS, LLP  
Stephen L. Brown (SC Bar No. 66468)  
D. Jay Davis, Jr. (SC Bar No. 12084)  
James E. Scott, IV (SC Bar No. 09063)  
Perry M. Buckner, IV (SC Bar No. 100031)  
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25 Calhoun Street, Suite 400  
Charleston, South Carolina 29401  
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(843) 720-5488

*Counsel for Respondents  
Georgia Roane, M.D., and  
Rheumatology Associates, P.A.*

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SC Court of Appeals

I, Russell G. Hines, of Young Clement Rivers, LLP, counsel for Respondents Georgia Roane, M.D., and Rheumatology Associates, P.A., do hereby certify that I have served the **MOTION OF PETITIONERS GEORGIA ROANE, M.D., AND RHEUMATOLOGY ASSOCIATES, P.A., FOR EXTENSION OF TIME TO FILE/SERVE PETITION FOR A WRIT OF CERTIORARI TO THE COURT OF APPEALS** on all other parties of record by depositing a copy of the same in the United States Mail, postage prepaid, on September 19, 2016, addressed as follows to their counsel of record:

Blake A. Hewitt, Esquire  
John S. Nichols, Esquire  
Bluestein Nichols Thompson Delgado, LLC  
P.O. Box 7965  
Columbia, SC 29202

*-and-*

J. Edward Bell, III, Esquire  
Bell Legal Group, LLC  
P.O. Box 2590  
Georgetown, SC 29442

*-and-*

C. Carter Elliott, Jr., Esquire  
Elliott & Phelan, LLC  
P.O. Box 1405  
Georgetown, SC 29442

*Counsel for Respondents*

*Virginia L. Marshall and Todd W. Marshall*

James B. Hood, Esquire  
Robert H. Hood, Esquire  
H. Cooper Wilson, III, Esquire  
Deborah Harrison Sheffield, Esquire  
Hood Law Firm, LLC  
172 Meeting Street  
Charleston, SC 29401

*Counsel for Petitioners*

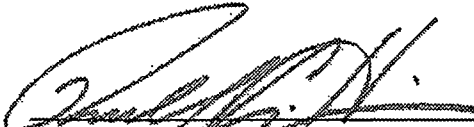
*Kenneth A. Dodds, M.D. and  
Charleston Nephrology Associates, LLC*

Thomas R. Goldstein, Esquire  
Belk, Cobb, Infinger & Goldstein, P.A.  
P.O. Box 71121  
Charleston, SC 29415-1121  
*Counsel for Petitioner*  
*Kenneth A. Dodds, M.D.*

I further certify that I have filed said Motion with the Court of Appeals, along with this Proof of Service, by depositing a copy of the same in the United States Mail, postage prepaid, on September 19, 2016, addressed as follows:

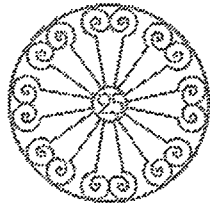
The Honorable Jenny Abbott Kitchings, Clerk  
South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211

Respectfully submitted,  
YOUNG CLEMENT RIVERS, LLP

By:   
Russell G. Hines (SC Bar No. 72100)  
*Counsel for Respondents*  
*Georgia Roane, M.D., and*  
*Rheumatology Associates, P.A.*

Charleston, South Carolina

Dated: 9/19/16



**YCR LAW**  
Young Clement Rivers, LLP

Russell G. Hines  
Partner

Direct Dial: (843) 720-5488  
Direct Fax: (843) 579-1327  
E-mail: RHines@ycrlaw.com

September 19, 2016

**VIA US MAIL AND FASCIMILE**

Clerk of Court  
South Carolina Supreme Court  
1231 Gervais Street  
Columbia, SC 29201

Re: Marshall v. Dodds et al./Roane et al.  
Appellate Case No.: 2014-001833  
YCR File No.: 2466-20110384

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**SC COURT of Appeals**

Dear Sir or Madam:


Enclosed for filing in the above-referenced matter, please find the original and seven (7) copies of Motion of Petitioners Georgia Roan, M.D., and Rheumatology Associates, P.A. for Extension of Time to File/Serve Petition for a Writ of Certiorari to the Court of Appeals and the original and one (1) copy of the Proof of Service of same. Also enclosed is a firm check in the amount of \$25.00 to cover the costs associated with this request.

Kindly file the originals and return one-court stamped copy of each document to me using the pre-stamped envelope provided.

With kindest regards, I am

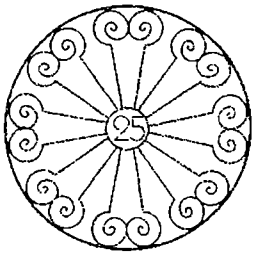
Sincerely,

YOUNG CLEMENT RIVERS, LLP

  
Russell G. Hines  
Partner

RGH/kbb  
Enclosures

cc: Jenny Abbott Kitchings, South Carolina Court of Appeals (via US Mail and facsimile)  
(All below via E-Mail and US Mail)  
Blake A. Hewitt, Esquire, Bluestein Nichols Thompson Delgado, LLC  
John S. Nichols, Esquire, Bluestein Nichols Thompson Delgado, LLC  
J. Edward Bell, III, Esquire, Bell Legal Group, LLC  
C. Carter Elliott, Jr., Esquire, Elliott & Phelan, LLC  
James B. Hood, Esquire, Hood Law Firm, LLC  
Robert H. Hood, Esquire, Hood Law Firm, LLC  
H. Cooper Wilson, III, Esquire, Hood Law Firm, LLC  
Thomas R. Goldstein, Esquire, Belk, Cobb, Infinger & Goldstein, P. A.



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**THE FOLLOWING PAGES ARE FOR IMMEDIATE DELIVERY**

To: 18037341839  
From: kbarnes@ycrlaw.com  
Date: September 19, 04:15:53 PM EDT  
Subj: Marshall v. Dodds, et al; Appellate Case No.: 2014-001833  
Pages: 11

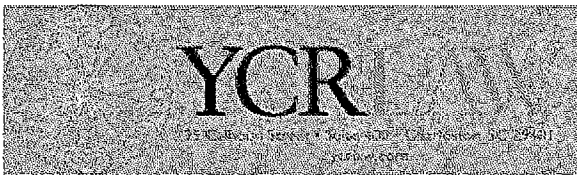
Dear Sir or Madam,

Attached please find correspondence in the above-referenced matter sent for filing in the above-referenced matter. The originals along with our firm's check were placed in the mail. Please do not hesitate to let me know if you have any questions or concerns.

Thank you!

Katy B. Barnes  
Commercial Litigation Secretary  
Stephen L. Brown, Russell G. Hines & Joanna B. Stroud  
Young Clement Rivers, L.L.P.  
25 Calhoun Street, Suite 400  
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