

IN THE STATE OF SOUTH CAROLINA
In the Court of Appeals

RECEIVED

OCT 26 2016

SC Court of Appeals

APPEAL FROM RICHLAND COUNTY
Honorable Michael G. Nettles, Circuit Court Judge

Appellate Case No.: 2016-000784
Civil Action Nos. 2015-CP-21-01699, 2015-CP-21-01701,
2015-NI-21-00007, 2015-NI-21-00008

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 RECORD ON APPEAL OUT OF TIME**

Johnny E. Watson, Sr., Bar No. 5967
Watson Law Firm
P. O. Box 2305 (29202)
2715 Edgewood Avenue
Columbia, South Carolina 29204

(803) 400-1600 Phone
(803) 400-1200 Fax
watsonlawfirm@sc.twcbc.com

Counsel for Appellant,
Francis Brown as Personal Representative of
the Estate of Alice Queen Ester Wallace

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 10th day hereafter, or as soon as this matter may be heard, for an Order allowing her to file her Record on Appeal 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 has filed the Record on Appeal on this day, October 26, 2016.

2. The delay in filing was caused by a series of personal crisis which befell the attorney for the Appellant including but not limited to:

a. The funeral of a close friend Harold Frederick who died suddenly of cancer and whose funeral is today October 26, 2016;

b. The death of my brother in law, Anthony Starks, from cancer, age 60, who we buried on his 60th birthday on October 1, 2016;

c. The deaths of several other close relatives and friends in the past two months;

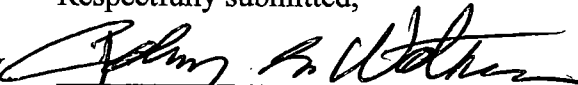
d. Hurricane Matthew, which brought appx. 8 adults and sixteen children to my house for a week recently,

e. The convergence of numerous court appearances and documents due in 3 cases on appeal in this court along with my normal criminal case load which has required numerous court appearances in the past general sessions and magistrate court cases in recent months.

2. The Appellant believes her case to be meritorious and

3. The Respondent is not prejudiced by allowing the additional time for filing the Record on Appeal.

Respectfully submitted,

BY 

Johnny E. Watson, Sr.
Attorney at Law, SCB# 5967
P. O. Box 2305 (29202)
2715 Edgewood Avenue
Columbia, South Carolina 29204

(803) 400-1600 Phone
(803) 400-1200 Fax
watsonlawfirm@sc.twcbc.com

Columbia, South Carolina
Dated: October 26, 2016

RECEIVED

OCT 26 2016

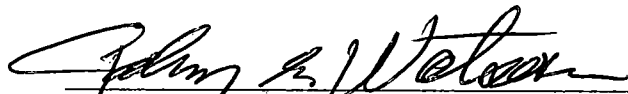
SC Court of Appeals

CERTIFICATE OF SERVICE

I hereby certify that I served the Notice of Motion and Motion to file the Record on Appeal Out of Time, and the Record on Appeal, on parties indicated below, by hand deliver to their office on the date indicated below.

DOCUMENT SERVED: NOTICE OF MOTION AND MOTION TO FILE RECORD ON APPEAL OUT OF TIME AND THE RECORD ON APPEAL.

PERSON SERVED: Emily Collins Brown
Barnes, Alford, Stork & Jonson, LLP
1613 Main Street
Post Office Box 8448
Columbia, South Carolina 29202



Jonny E. Watson, Process Server

Columbia, South Carolina
Dated: Ocftober 26, 2016