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

Appeal from Charleston County
Court of Common Pleas

Brian C. Duffy, Esquire, Special Referee

Appellate Case No. 2016-001308
Trial Court Case No. 2015-CP-10-02616

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DEC 05 2016

SC Court of Appeals

Patricia Danyea Emory,

Respondent,

v.

Grace Hospitality, LLC, JHM Enterprises, Inc.,
and JHM Hotels, LLC d/b/a Charleston Marriott,

Appellants.

**JOINT CONSENT MOTION TO HOLD APPEAL IN ABEYANCE FOR 60
DAYS**

YOUNG CLEMENT RIVERS, LLP
Stephen L. Brown (SC Bar No. 66468)
25 Calhoun Street, Suite 400
Charleston, South Carolina 29401
P.O. Box 993 (29402)
(843) 720-5488

*Counsel for Appellants
Grace Hospitality, LLC, JHM
Enterprises, Inc., and JHM Hotels,
LLC d/b/a Charleston Marriott*

TO: THE HONORABLE JUDGES OF THE SOUTH CAROLINA COURT OF APPEALS

COME NOW Appellants Grace Hospitality, LLC, JHM Enterprises, Inc., and JHM Hotels, LLC d/b/a Charleston Marriott, by and through their undersigned counsel, and the Respondent Patricia Danyea Emory, by and through her undersigned counsel (collectively the "Parties"), and, upon the following grounds, ask the Court to hold this appeal in abeyance for 60 days so as to allow Respondent to file her initial brief (if necessary) on February 14, 2017:

1. Pursuant to the Court's order filed November 18, 2016, the deadline for Respondent's initial brief and designation of matter is December 16, 2016, and the Court has advised, "No further extensions will be granted absent extraordinary circumstances."

2. The Parties are, and have been, engaged in a meaningful, good faith effort to settle this matter, which effort included a voluntary mediation. The mediator is continuing to facilitate settlement discussions between the Parties as well as other counsel involved on behalf of the Appellant and its carrier regarding insurance issues.

3. Appellants' counsel handling the settlement negotiations, Stephen L. Brown, was recently scheduled to have unexpected back surgery involving 3-4 vertebrae on December 12, 2016, and expects to be out of the office for an indeterminate period until such time as he is released by his doctor. Mr. Brown is

happy to provide this Court medical verification or other specific information regarding his surgery if this Court wishes but prefers to not set forth any further specifics in a public filing.

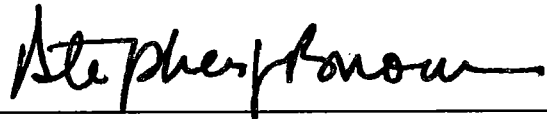
4. In consideration of the ongoing settlement efforts, for the sake of judicial economy and of conserving the Parties' own resources, as well as allowing Mr. Brown's participation in this matter on Appellants' behalf after he is released by his doctor, the Parties mutually believe extraordinary circumstances are presented and as such request this relief and believe it is in furtherance of the interests of justice, and if granted, it will not work undue prejudice against any Party, nor will it impose any undue burden on the Court.

5. Counsels' clients are aware of and consent to this request.

WHEREFORE, Appellants and Respondent move for an order holding this appeal in abeyance for 60 days so that the deadline for Respondent's initial brief and designation of matter will be due on February 14, 2016.

<SIGNED ON THE FOLLOWING PAGE>

Respectfully submitted,
YOUNG CLEMENT RIVERS, LLP

By: 

Stephen L. Brown (SC Bar No. 66468)
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(843) 720-5488

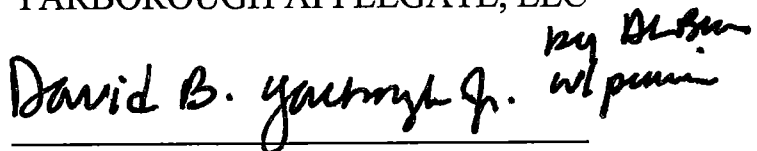
*Counsel for Appellants
Grace Hospitality, LLC, JHM
Enterprises, Inc., and JHM Hotels,
LLC d/b/a Charleston Marriott*

Charleston, South Carolina

Dated: 12/1/2016

WE JOIN AND CONSENT:

YARBOROUGH APPLGATE, LLC

By: 

David B. Yarborough, Jr.
David B. Lail
291 East Bay Street, Floor 2
Charleston, South Carolina 29401
(843) 972-0150

*Counsel for Respondent
Patricia Danyea Emory*

Charleston, South Carolina

Dated: 12/1/2016

**THE STATE OF SOUTH CAROLINA
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Appellants.

PROOF OF SERVICE

YOUNG CLEMENT RIVERS, LLP
Stephen L. Brown (SC Bar No. 66468)
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*Counsel for Appellants
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Enterprises, Inc., and JHM Hotels,
LLC d/b/a Charleston Marriott*

I, Stephen L. Brown (SC Bar No. 66468) of Young Clement Rivers, LLP, counsel for Appellants, hereby certify that the **JOINT CONSENT MOTION TO HOLD APPEAL IN ABEYANCE** was served on Respondent Patricia Danyeal Emory on December 1, 2016, by depositing a copy of the same in the U.S. Mail, with sufficient postage, addressed as follows to her counsel of record:

David B. Yarborough, Esquire
David Lail, Esquire
Yarborough Applegate, LLC
291 East Bay Street, Floor 2
Charleston, SC 29401
*Counsel for Respondent
Patricia Danyeal Emory*

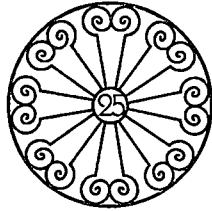
Respectfully submitted,
YOUNG CLEMENT RIVERS, LLP

By: 
Stephen L. Brown (SC Bar No. 66468)

*Counsel for Appellants
Grace Hospitality, LLC, JHM
Enterprises, Inc., and JHM Hotels,
LLC d/b/a Charleston Marriott*

Charleston, South Carolina

Dated: 12-1-2016



YCR LAW
Young Clement Rivers, LLP

Kathleen B. Barnes
Secretary

Direct Dial: (843) 720-5488
Direct Fax: (843) 579-1369
E-mail: kbarnes@ycrlaw.com

December 1, 2016

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

Re: Patricia Danyeal Emory v. Grace Hospitality, LLC; JHM Enterprises, Inc.; and
JHM Hotels, LLC d/b/a Charleston Marriott
Appellate Case No. 2016-001308
Case No.: 2015-CP-10-02616
Claim No.: 9620198087-001; JY16J0260986
Date of Loss: 5/6/2013
YCR File: 3646-20160398

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SC Court of Appeals

Dear Ms. Kitchings:

Enclosed for filing in the above-referenced matter please find the original and seven (7) copies of a **Joint Consent Motion to Hold Appeal in Abeyance for 60 Days**, the original and one (1) copy of the **Proof of Service** of same and our firm's check in the amount of \$25.00 to cover the filing fee.

Kindly file the originals and return court-stamped copies to me in the enclosed envelope.

With best wishes and kindest regards, I am

Sincerely,

YOUNG CLEMENT RIVERS, LLP

Kathleen B. Barnes
Secretary

Enclosures
(via US Mail and email)

cc: David B. Yarborough, Jr., Esquire, Yarborough Applegate, LLC
David Lail, Esquire, Yarborough Applegate, LLC

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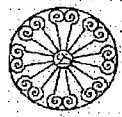
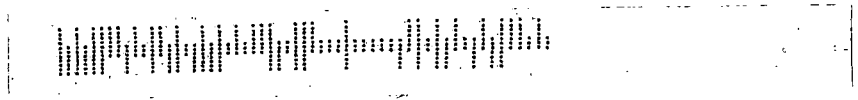
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