

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas
Honorable J.C. Nicholson, Jr., Circuit Court Judge
Case No. 2015-CP-10-942

Robin S. Forman, as Personal
Representative of the Estate of
Burton J. Apat,

Respondent,

v.

National Dental Systems, LLC
d/b/a DentalSmart,

Appellant.

MOTION REQUESTING PERMISSION TO FILE FINAL BRIEF

MARK A. MASON, Esquire
S.C. Bar No.: 3676
SALAH H. HIBRI, Esquire
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Attorneys For Respondent

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JUL 26 2017

SC Court of Appeals

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

NOW COMES the Respondent, Robin S. Forman, as Personal Representative of the Estate of Burton J. Apat, pursuant to Rule 240 of the South Carolina Appellate Court Rules, and respectfully requests the Court of Appeals to grant permission to file Respondent's Final Brief. The basis of this motion is that counsel for Respondent did not receive actual notice of the Court's July 12th Order instructing that Final Briefs be filed no later than July 17, 2017 until after the July 17th deadline had passed.

The Respondent has consulted with counsel for the Appellant and they have consented to this motion.

Respectfully submitted,

THE MASON LAW FIRM, P.A.

BY:



MARK A. MASON

SALAH H. HIBRI

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Attorneys for the Respondent

Mount Pleasant, South Carolina
July 24, 2017

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PROOF OF SERVICE

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Attorneys For Respondent

I, Salah H. Hibri, Esquire, hereby certify that on 24 July, 2017, I served one copy of **Respondent's Final Brief and Respondent's Motion for Permission to File Final Brief**, submitted by the Respondent, Robin S. Forman, as Personal Representative of the Estate of Burton J. Apat, on the following via United States Mail, postage pre-paid, and addressed as follows:

Paul A. Domnick, Esquire
Stephen P. Groves, Sr., Esquire
Alexandra H. Austin, Esquire
NEXSEN PRUET, LLC
205 King Street, Suite 400
Charleston, South Carolina 29401



Salah H. Hibri, Esquire

Mount Pleasant, South Carolina
24 July 2017

MARK A. MASON
ANTHONY E. FORSBERG
SALAH H. HIBRI
GABRIELLE Z. LEE (LICENSED IN SC, PA & CO)

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July 24, 2017

The Honorable Jenny Abbott Kitchings
Clerk of Court
SOUTH CAROLINA COURT OF APPEALS
Post Office Box 11629
Columbia, SC 29211

RE: Robin S. Forman, as Personal Representative of the Estate of Burton J. Apat v. National Dental Systems, LLC, d/b/a DentalSmart

Appellate Case No.: 2016-002130

MLF File No: 16-010

Dear Mrs. Kitchings:

Enclosed herewith please find the following:

- Respondent's Motion Requesting Permission to File Final Brief
- 1 Original of Respondent's Final Brief
- Fifteen (15) copies of Respondent's Final Brief
- Check# 26262 in the amount of \$25.00 for the Motion Filing Fee

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SC Court of Appeals

With kind regards, I remain

Yours very truly,

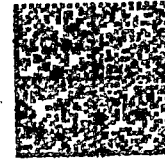
THE MASON LAW FIRM, P.A.

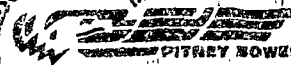

Salah H. Hibri

SHH/

Enclosures as stated

CC: All counsel of record



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The Honorable Jenny Abbott Kitchings
 Clerk of Court
 SOUTH CAROLINA COURT OF APPEALS
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 Columbia, SC 29211

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