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THE STATE OF SOUTH CAROLINA
In the Court of Appeals

Appeal from Florence County
Court of Common Pleas

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D. Craig Brown, Circuit Court Judge SEP 20 2018

Appellate Case Number 2018-001620 SC Court of Appeals

Sally K. Favaloro, Appellant,

v.

Robert Colones, Ronald Boring, Marie Segars, Debbie Locklair, Shannon Carr, Michael Rose, and McLeod Regional Medical Center, Respondents.

APPELLANT'S MOTION FOR STAY

1. Motion. Upon SCACR, Rule 240(b), Appellant Sally K. Favaloro, appearing now *pro se*, requests a stay of proceedings for ninety days from today so that she may: retain counsel, comply with upcoming deadlines, and respond to any motions from Respondents.

2. Memorandum. The stay should be granted for three reasons: (a) Appellant is likely to prevail. The issue on appeal is: Whether SCRCR, Rule 15(c), which allows a party to amend their original complaint once as a matter of course before a responsive pleading is served, allowed this Appellant to amend once before a responsive pleading was served. Appellant argues that Rule 15(c), which allows any party to amend, allows Appellant to do so. Defendants argue that Rule 15(c), which allows any party to amend, does not allow Appellant to do so. (b) There is no prejudice to Respondents. In the lower court, Respondents obtained, and now have, the exact word-for-word results that they requested. A stay, which maintains the exact word-for-word

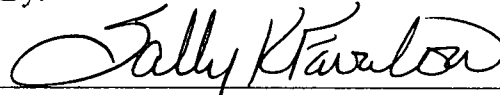
results that Respondents requested and now have, only benefits Respondents. (c) Appellant respects that the court is best served by good counsel and is attempting to retain such counsel.

3. Appellant, *pro se*, a full-time health care executive, is not available to serve or file any papers until October 22. If the court does not grant Appellant's requested stay, then Appellant requests until October 22 to serve or file, *pro se*, any papers required or allowed.

4. Relief. Appellant, having enclosed the necessary \$25 motion fee, requests a stay of proceedings for ninety days from today so that she may: retain counsel, comply with upcoming deadlines, and respond to any motions from Respondents.

Date: September 19, 2018

By:



Sally K. Favaloro, Appellant
2002 Chickadee Court
Florence, SC 29501
(314) 743-6651
skfavaloro@me.com

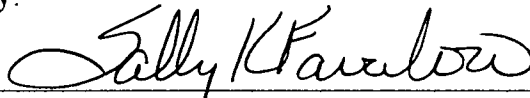
5. Service and Filing. I certify that on September 19, 2018, this document is being:

(a) served, by regular mail, on counsel for Respondents, Michael M. Shetterly, of Ogletree, Deakins, Nash, Smoak & Stewart, P.C., 300 North Main Street, Suite 500, Greenville SC 29601; and

(b) filed, by regular mail, with The South Carolina Court of Appeals, 1220 Senate Street, Columbia SC 29201.

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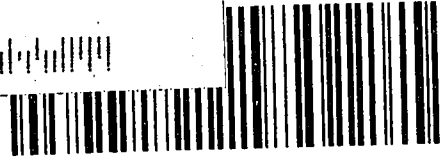
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FAVALORO

CERTIFIED MAIL



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