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THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM BEAUFORT COUNTY  
Court of Common Pleas

The Honorable Marvin H. Dukes, III

Case No. 2016-CP-07-00515

Michael P. Mayes, M.D.....Respondent,

v.

Thomas P. Lenns, M.D., Paul M. Long, M.D. and Heritage Medical  
Partners, LLC.....Defendants,

Of Whom Thomas P. Lenns, M.D. is the .....Appellant.

**RECEIVED**

OCT 09 2018

SC Court of Appeals

MOTION FOR EXTENSION OF TIME  
IN WHICH TO FILE APPELLANTS' INITIAL  
BRIEF AND DESIGNATION OF MATTER

Counsel for the Appellant hereby moves for a sixty (60) day extension of time in which to file the Appellant's Initial Brief and Designation of Matter. The Appellant bases this Motion on the following:

- (1) This is Appellant's first request for an extention;
- (2) At the time Appellants' counsel received the transcript from the Court Reporter, on or about September 7, 2018, counsel had a three (3) day contested trial scheduled in the Family Court which trial required multiple days of taking depositions, providing discovery responses and documents and trial preparation, as well as depositions and discovery in two (2) additional civil cases which are coming up for mediation and trial;
- (3) In addition, counsel had previously scheduled a three (3) day trip out of state for a family wedding;

- (4) Counsel has contacted and engaged co-counsel, Kathleen C. Barnes, Esquire, to become lead counsel in the preparation of Appellants' Initial Brief and Designation of Matter, however, Mrs. Barnes is presently on maternity leave and unavailable to assist the undersigned; and
- (5) Counsel is informed and believes that Respondent will not be prejudiced in any way by the granting of this additional time for the preparation of the Initial Brief and Designation of Matter.

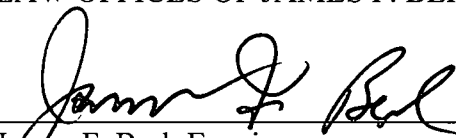
Appellant's counsel asserts that sixty (60) days should be sufficient time to allow the Appellant to fully review the transcripts for both hearings which give rise to this appeal and to prepare Appellant's Initial Brief and Designation of Matter.

Respectfully submitted:

LAW OFFICES OF JAMES F. BERL, P.C.

October 8, 2018

By: \_\_\_\_\_

  
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Attorney for Appellant

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PROOF OF SERVICE

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I hereby certify that I have served upon the Respondent the Appellant's Notice of Appellant's First Motion for an Extension, by depositing a copy thereof in the United States Mail, postage prepaid, on October 8, 2018, addressed to William R. Padget, Esquire, Finkel Law Firm, LLC, 1201 Main Street, Suite 1800, P.O. Box 1799, Columbia, SC 29202, Counsel of Record for Respondent, Michael P. Mayes, (803) 765-2935.

October 8, 2018



James F. Berl, Esquire  
S.C. Bar No. 11197

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James F. Berl\*+  
Amy C. Nardi  
Blair E. Streitenberger  
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Direct Email: [judy@berllaw.com](mailto:judy@berllaw.com)

October 8, 2018

VIA OVERNIGHT DELIVERY

The Honorable Jenny Abbott Kitchings  
Clerk of the South Carolina Court of Appeals  
1220 Senate Street  
Columbia, South Carolina 29201

Re: Michael P. Mayes, M.D. v. Thomas P. Lenns, M.D.  
Appellate Case No.: 2018-001278

Dear Ms. Kitchings:

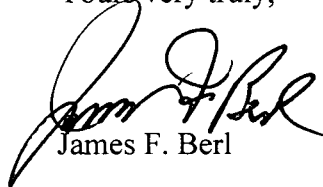
With reference to above appeal, enclosed please find the original and seven (7) copies of Appellant's Motion for an Extension on behalf of the Appellant, Thomas P. Lenns, M.D. Also enclosed is Proof of Service of the Notice and Motion, and a check in the amount of \$25.00 for the Motion filing fee.

Please file the documents and return one file-stamped copy in the enclosed, self-addressed, stamped envelope. By copy of this letter, I am serving counsel for the Respondent with a copy of the same.

Thank you for your time and assistance in this matter. Should you need anything additional, please advise.

With kind regards, I am

Yours very truly,

  
James F. Berl

JFB:jec  
cc: William R. Padget, Esquire

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SC Court of Appeals

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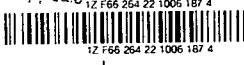
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*... 2018*



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