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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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SEP 03 2019
SC Court of Appeals

APPEAL FROM
THE ADMINISTRATIVE LAW COURT

H.W. Funderburk, Jr., Administrative Law Judge

Case No. 18-ALJ-07-0100-CC
Appellate Case No. 2019-001159

Trident Medical Center, LLC d/b/a Trident Medical
Center,.....

Petitioner/
Respondent,

v.

South Carolina Department of Health and Environmental
Control and Medical University Hospital Authority d/b/a
MUSC Radiation Therapy Center – Berkeley County,

Respondents,

Of Which, Medical University Hospital Authority d/b/a
MUSC Radiation Therapy Center – Berkeley County is
the.....

Appellant.

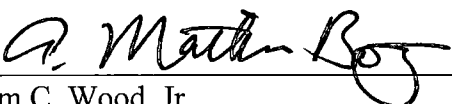
MOTION FOR A SECOND EXTENSION OF TIME
TO FILE INITIAL BRIEF OF APPELLANT

Pursuant to Rules 208 and 240 of the South Carolina Appellate Court Rules, Appellant Medical University Hospital Authority d/b/a MUSC Radiation Therapy Center – Berkeley County respectfully requests a thirty-day extension of time to file its initial appellant’s brief and designation of matter. The undersigned counsel requests this extension due to a Fourth Circuit briefing deadline and long-standing family vacation plans. This is the second request for an extension of this deadline.

The undersigned counsel has communicated with opposing counsel and other counsel of record, and they consent to this extension request.

The current deadline for Appellant's initial brief and designation of matter is September 13, 2019. With the thirty-day extension, the deadline would be October 14, 2019.¹ Appellant also requests that the current deadline be held in abeyance until this Court issues an order on this motion.

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By: 

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Attorneys for Medical University Hospital Authority d/b/a
MUSC Radiation Therapy Center – Berkeley County

Columbia, South Carolina

~~August~~ Spt. 3, 2019

¹ The 30th day falls on Sunday, October 13, which extends the deadline to the next business day, October 14.

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The Honorable H.W. Funderburk, Jr.,
Administrative Law Judge

Case No. 18-ALJ-07-0100-CC
Appellate Case No. 2019-001159

Trident Medical Center, LLC d/b/a Trident Medical
Center,

Petitioner/
Respondent,

v.

South Carolina Department of Health and
Environmental Control and Medical University Hospital
Authority d/b/a MUSC Radiation Therapy Center –
Berkeley County,

Respondents,

Of Which, Medical University Hospital Authority d/b/a
MUSC Radiation Therapy Center – Berkeley County is

Appellant.

PROOF OF SERVICE

I, the undersigned, of the law offices of Nelson Mullins Riley & Scarborough
LLP, attorneys for Medical University Hospital Authority d/b/a MUSC Radiation
Therapy Center – Berkeley County, do hereby certify that I have served all counsel in this action with a
copy of the pleading(s) hereinbelow specified by mailing a copy of the same by United States
Mail, postage prepaid, to the following address(es):


Pleadings:

Motion for a Second Extension of Time to File Initial Brief of Appellant

Served:

William R. Thomas, Esquire
David B. Summer, Esquire
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1221 Main Street, Suite 1100
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Ashley C. Biggers, Esquire
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Kim R. Smith
Administrative Assistant

September 3, 2019

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September 3, 2019

Hand Delivered

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

RECEIVED
SEP 03 2019
SC Court of Appeals

RE: Trident Medical Center, LLC, d/b/a Trident Medical Center vs. South Carolina Department of Health and Environmental Control, Medical University Hospital Authority, d/b/a MUSC Radiation Therapy Center-Berkeley County, and Roper St. Francis Hospital – Berkeley, Inc. d/b/a Roper St. Francis Hospital – Berkeley
Docket No. 18-ALJ-07-0100-CC
Appellate Case No. 2019-001159
Our File No. 019243/01524

Dear Ms. Kitchings:

Enclosed please find a Motion for a Second Extension of Time to File Initial Brief of Appellant, along with a check for \$50.00 for the filing fee.

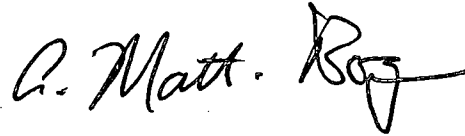
Undersigned counsel seeks this extension because of other existing and intervening deadlines in the Fourth Circuit and long-standing family vacation plans. This is the second requested extension of time by Appellant in this appeal. Undersigned counsel has communicated with counsel of record for the other parties to this action and they consent to this extension request.

The current due date for Appellant's Initial Brief and Designation of Matters is September 13, 2019. With the thirty-day extension, Appellant's initial brief and designation would be due on Monday, October 14, 2019.

The Honorable Jenny Abbott Kitchings
September 3, 2019
Page 2

Thank you for your kind consideration of this request.

Very truly yours,

A handwritten signature in black ink that reads "A. Matt. Bogan". The signature is written in a cursive style with a large, stylized "B" and a long horizontal stroke at the end.

A. Mattison Bogan

AMB:re

cc: Ashley C. Biggers, Esquire
Vito M. Wicevic, Esquire
William R. Thomas, Esquire
David B. Summer, Jr., Esquire