

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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APPEAL FROM AIKEN COUNTY  
Court of Common Pleas  
Doyet A. Early, III, Circuit Court Judge

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Appellate Case No. 2019000051

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**RECEIVED**

**Jun 11 2020**

**SC Court of Appeals**

Vivy Haynes Bone

Appellant.

v.

Robert G. Bone, Conservator,  
Liberty Mutual Insurance Company

Respondent,

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MOTION FOR EXTENSION OF TIME  
TO RESPOND TO REMITTUR

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s/ John E. Cheatham

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The undersigned Moves for an Extension of Time for 20 days to respond to the Remittitur issued by the Court of Appeals on May 27, 2020, which made his Motion for Rehearing and other matters due June 11, 2020. Such Motion is based upon the following health conditions which interfered with his ability to timely respond.

That as per the attached, the undersigned was in the Lexington County Medical Center for COPD treatment with excessive liquid on his lungs and a finding “CLINICAL DATA: Acute on chronic heart failure” (Page number 11 attached) (The address of 2720 Sunset Blvd. W.C., S.C. is the hospital of Lexington Medical Center.) It appears I was there until at least 03/13/2020, (Page 9 attached).

On 03/31/2020 (Page 6 attached) I was admitted to the hospital with shortness of breath and pulmonary edema. The impression was Pulmonary Edema and cardiomegaly compatible with CHF. As noted, I had a pacemaker installed because I had “heart failure on 04/03/2020. (Page 4 attached.)

I am still on oxygen 24/7 and at night I use a Trilogy 100 to keep my oxygen level up when I sleep. I found out this past Tuesday, June 9, 2020, that the machine had a 98% leakage, which does not mean I am not getting oxygen as the machine compensates. The therapist ordered a new and improved mask but has not contacted me about it yet. As I currently am not getting any REM Sleep, it means I am not able to focus as well as I used to, and that I am feeling tired and rundown during the day.

My pacemaker is not healing as the doctor anticipated so I am on a lifting restriction from my doctor, to items that are under 3 pounds, and to keeping under two pounds as much as possible. I am to do lighter lifting with my left arm and to not raise it above my head as it could tear the pacemaker incision.

To complicate things further my digestive system is in a constant irritative state.

My ability is being interrupted mainly by the no REM sleep, and hours of my time was taken up by my COPD as I must take medicine, do two inhalers and a nose spray twice a day. I am also on anxiety medication which contributes.

I also need additional time to get further verification of my conditions from my treating doctors and the Trilogy 100 machine.

The action of the Court has the effect of dismissing or finally deciding a party's appeal, and thus under Appellate Court Rule 240 an extension should be granted.

Respectfully Submitted,

June 11, 2020

s/ John E. Cheatham

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