

**THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS**

Appeal from Richland County
Court of Common Pleas

L. Casey Manning, Circuit Court Judge

Case No. 2019-CP-40-02295
Appellate Case No. 2020-000501

RECEIVED

Aug 17 2020

SC Court of Appeals

Vermell Daniels
as Personal Representative of the Estate of Annie Porter,

Respondent,

v.

THI of South Carolina at Columbia, LLC
d/b/a Midlands Health & Rehabilitation Center,

Appellant.

**MOTION FOR EXTENSION OF TIME
TO FILE/SERVE INITIAL BRIEF OF APPELLANT**

YOUNG CLEMENT RIVERS, LLP
Stephen L. Brown (SC Bar No. 66468)
D. Jay Davis, Jr. (SC Bar No. 12084)
Russell G. Hines (SC Bar No. 72100)
Kate C. Mettler (SC Bar No. 103762)
Gaillard T. Dotterer, III (SC Bar No. 103620)
25 Calhoun Street, Suite 400
Charleston, South Carolina 29401
P.O. Box 993 (29402)
(843) 720-5488

Attorneys for Appellant

COMES NOW Appellant, THI of South Carolina at Columbia, LLC d/b/a Midlands Health & Rehabilitation Center, by and through its undersigned counsel, pursuant to Rule 263(b), SCACR, and moves for a final extension of two (2) days' additional time to file/serve its initial brief and corresponding designation of matter to be included in the record on appeal.

Presently, by order of this Court filed July 20, 2020, the deadline for Appellant's initial brief and designation of matter is today, August 17, 2020. As it happened, August 17, 2020, coincided with an all-day mediation in another of the undersigned's cases as well as the briefing deadline in another of the undersigned's appeals. Though the undersigned attempted in good faith to complete Appellant's initial brief by today's deadline, he is in need of a small amount of additional time to do so and hopes that the Court will consider the confluence of the aforementioned deadlines to be sufficiently out of the ordinary to allow the relief requested herein, which relief, the undersigned humbly submits, is consistent with the interests of justice and will not work any undue prejudice upon Respondent.

WHEREFORE, Appellant moves this Honorable Court to grant it an additional extension of 2 days' time to file/serve its initial brief and corresponding designation of matter to be included in the record on appeal. With the extension requested herein, the new deadline for filing/serving its initial brief and designation of matter would be August 19, 2020. Further, Appellant respectfully requests that

the Court hold its present initial-briefing/designation-of-matter deadline in abeyance until it acts upon this motion.

Respectfully submitted,

YOUNG CLEMENT RIVERS, LLP

By: s/Russell G. Hines

Stephen L. Brown (SC Bar No. 66468)

D. Jay Davis, Jr. (SC Bar No. 12084)

Russell G. Hines (SC Bar No. 72100)

Kate C. Mettler (SC Bar No. 103762)

Gaillard T. Dotterer, III (SC Bar No. 103620)

25 Calhoun Street, Suite 400

Charleston, South Carolina 29401

P.O. Box 993 (29402)

(843) 720-5488

Attorneys for Appellant

Charleston, South Carolina

August 17, 2020

**THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS**

Appeal from Richland County
Court of Common Pleas

L. Casey Manning, Circuit Court Judge

Case No. 2019-CP-40-02295
Appellate Case No. 2020-000501

RECEIVED

Aug 17 2020

SC Court of Appeals

Vermell Daniels
as Personal Representative of the Estate of Annie Porter,

Respondent,

v.

THI of South Carolina at Columbia, LLC
d/b/a Midlands Health & Rehabilitation Center,

Appellant.

PROOF OF SERVICE

YOUNG CLEMENT RIVERS, LLP
Stephen L. Brown (SC Bar No. 66468)
D. Jay Davis, Jr. (SC Bar No. 12084)
Russell G. Hines (SC Bar No. 72100)
Kate C. Mettler (SC Bar No. 103762)
Gaillard T. Dotterer, III (SC Bar No. 103620)
25 Calhoun Street, Suite 400
Charleston, South Carolina 29401
P.O. Box 993 (29402)
(843) 720-5488

Attorneys for Appellant

I, Russell G. Hines, of Young Clement Rivers, LLP, attorneys for Appellant, hereby certify that the foregoing **MOTION FOR EXTENSION OF TIME TO FILE/SERVE INITIAL BRIEF OF APPELLANT** was served on all other parties to this matter by emailing the same (*see* attached copy of said email) to their counsel of record (identified below) on August 17, 2020:

D. Nathan Hughey, Esquire
A. Stuart Hudson, Esquire
Bradley H. Banyas, Esquire
Hughey Law Firm, LLC
1311 Chuck Dawley Boulevard, Suite 201
Mt. Pleasant, SC 29464
Attorneys for Respondent

Respectfully submitted,
YOUNG CLEMENT RIVERS, LLP

By: s/Russell G. Hines
Russell G. Hines (SC Bar No. 72100)
Attorneys for Appellant

Charleston, South Carolina

August 17, 2020

From: [Hines, Russell](#)
To: ["nate@hugheyfirm.com"](#); ["stuart@hugheyfirm.com"](#); ["Brad Banyas"](#)
Cc: [Brown, Stephen L.](#); [Justman, Aimee](#); [Bell, Pollyana \(Polly\)](#)
Subject: Daniels v. THI (Appellate Case No. 2020-000501) -- Appellant's Motion for Additional Briefing Extension
Date: Monday, August 17, 2020 10:27:15 PM
Attachments: [Daniels v. THI \(App. Case No. 2020-000501\) -- Appellant's Mot. for Briefing Ext. d. 8-17-20.pdf](#)
[image001.png](#)

Attached please find a motion for an additional extension of Appellant's initial briefing deadline in the above-referenced appeal. The motion will be filed with the Court of Appeals via separate email.

Russell G. Hines
YOUNG CLEMENT RIVERS, LLP
www.ycrlaw.com
25 Calhoun Street, Suite 400
Charleston, South Carolina 29401
P.O. Box 993 (29402)
Phone: (843) 720-5488
Fax: (843) 579-1327
Email: rhines@ycrlaw.com



RECEIVED
Aug 17 2020
SC Court of Appeals