

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

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Appeal from Spartanburg County  
Court of Common Pleas

Grace Gilchrist Knie, Circuit Court Judge

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Case No. 2019-CP-42-03236

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**RECEIVED**

**Oct 12 2020**

**SC Court of Appeals**

Rita St. Aubin,  
as Personal Representative of the Estate of Irene Ramsey,

Respondent,

v.

THI of South Carolina at Camp Care, LLC,  
d/b/a Lake Emory Post Acute Care; THI of South Carolina, LLC;  
Hunt Valley Holdings, LLC; THI of Baltimore, Inc.; and Casey Caddell,  
as Officer/Manager of THI of South Carolina at Camp Care, LLC,  
d/b/a Lake Emory Post Acute Care,

Appellants.

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**APPELLANTS' MOTION TO FILE RECORD ON APPEAL OUT OF TIME  
AND FOR ACCEPTANCE OF RECORD AND FINAL BRIEF**

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YOUNG CLEMENT RIVERS, LLP  
Stephen L. Brown (SC Bar No. 66468)  
D. Jay Davis, Jr. (SC Bar No. 12084)  
Matthew O. Riddle (SC Bar No. 76650)  
Russell G. Hines (SC Bar No. 72100)  
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 Appellants*

COME NOW Appellants, by and through their undersigned counsel, and respectfully move for leave to file the record on appeal out of time. This motion is based on the fact that, through inadvertence, Appellants did not properly calendar the deadline. Appellants respectfully submit that good cause exists to grant the relief requested in this motion, as the oversight was indeed inadvertent and not occasioned by any bad faith or lack of respect toward the Court, Respondent will not suffer any undue prejudice by the Court's grant of the relief, and the Court's grant of the relief is in the interests of justice. Moreover, in the interest of avoiding delay in the progress of this appeal, Appellant is conditionally filing/serving the **Record on Appeal** and the **Final Brief of Appellant** herewith, and Appellant asks that the Court accept these as duly filed/served and allow Respondent an appropriate amount of time to submit her final brief.

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)

Matthew O. Riddle (SC Bar No. 76650)

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*Attorneys for Appellants*

Charleston, South Carolina

October 12, 2020

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Appellants.

**PROOF OF SERVICE**

YOUNG CLEMENT RIVERS, LLP  
Stephen L. Brown (SC Bar No. 66468)  
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*Attorneys for Appellants*

I, Russell G. Hines, of Young Clement Rivers, LLP, attorneys for Appellants, hereby certify that the **MOTION TO FILE RECORD ON APPEAL OUT OF TIME** were served on all other parties to this appeal on October 12, 2020, via email (see attached) to the following counsel of record:

Eric M. Poulin, Esquire  
Roy T. Willey, IV, Esquire  
Stefan B. Feidler, Esquire  
Anastopoulo Law Firm, LLC  
32 Ann Street  
Charleston, SC 29403  
*Attorneys for Respondent*

Respectfully submitted,  
YOUNG CLEMENT RIVERS, LLP

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

Charleston, South Carolina

October 12, 2020

**Bell, Pollyana (Polly)**

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**From:** Bell, Pollyana (Polly)  
**Sent:** Monday, October 12, 2020 4:29 PM  
**To:** 'eric@akimlawfirm.com'; 'stefan@akimlawfirm.com'; 'TeamFeidler@googlegroups.com'; 'molly@akimlawfirm.com'; 'roy@akimlawfirm.com'  
**Cc:** Hines, Russell; Justman, Aimee  
**Subject:** St. Aubin v. THI Appeal  
**Attachments:** Appeal 2020-000357, St. Aubin v. THI of SC -- Motion for Leave.pdf; Appeal 2020-000357, St. Aubin v. THI of SC -- Proof of Service - Motion for Leave.pdf; Appeal 2020-000357, St. Aubin v. THI of SC -- Record on Appeal.pdf; Appeal 2020-000357, St. Aubin v. THI of SC -- Proof of Service for Record on Appeal.pdf; Appeal 2020-000357, St. Aubin v. THI of SC -- Final Brief of Appellants.pdf; Appeal 2020-000357, St. Aubin v. THI of SC --Certification for Final Brief.pdf; Appeal 2020-000357, St. Aubin v. THI of SC -- Proof of Service - Final Brief and Certification.pdf

Please see the attached which is being filed today.

Thank you,  
Pollyana Bell  
Project Assistant  
Commercial Litigation Practice Group  
Phone:(843)720-5488 | Fax:(843)579-1369



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**Oct 12 2020**  
**SC Court of Appeals**