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Feb 18 2022

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM YORK COUNTY
Daniel D. Hall, Circuit Court Judge

Appellate Case No. 2020-000838
Case No. 2016-CP-46-3181

Rita Pratt, Individually and as the Personal Representative of
the Estate of William Pratt, Deceased, Respondent,

v.

Amisub of South Carolina, Inc. d/b/a Piedmont Medical Center;
Jaleesa Heyward, RN; South Carolina Emergency Physicians,
LLC; Jonas Varaly, DO; Rock Hill Radiology Associates, LLC;
and Geoffrey T. Gilleland, MD,..... Defendants,

Of Which, Rock Hill Radiology Associates, LLC, and Geoffrey
T. Gilleland, MD are Appellants.

**MOTION FOR EXTENSION OF TIME TO FILE
INITIAL BRIEF OF APPELLANTS**

The Appellants Rock Hill Radiology Associates, LLC, and Geoffrey T.
Gilleland, M.D. respectfully move this Court for an additional ten day extension of

time until February 28, 2022, by which to file and serve their Initial Brief and Designation of Matter to be Included in the Record on Appeal.

The Appellants' motion is based on the following grounds:

1. The Appellants' Initial Brief is currently due to be filed and served on February 18, 2022.

2. The undersigned counsel requires additional time to complete the Appellants' Initial Brief due to other court appearances, obligations, and court deadlines, including another appellate brief that was filed in the South Carolina Supreme Court on the evening of February 17, 2022. In addition, the undersigned counsel has cases on two trial dockets for the week of February 21, 2022, which require preparation time.

3. The undersigned has consulted with counsel for the Respondent who has consented to the requested extension by email (copy attached).

WHEREFORE, the Appellants Rock Hill Radiology Associates, LLC, and Geoffrey T. Gilleland, M.D. respectfully request that they be allowed until February 28, 2022, by which to file and serve their Initial Brief and Designation of Matter to be Included in the Record on Appeal.

LINDEMANN & DAVIS, P.A.

BY: s/ Andrew F. Lindemann
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HENRIKSON LAW FIRM, LLC

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*Counsel for Appellants Rock Hill
Radiology Associates, LLC
and Geoffrey T. Gilleland, M.D.*

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Respondent,

v.

Amisub of South Carolina, Inc. d/b/a Piedmont Medical Center;
Jaleesa Heyward, RN; South Carolina Emergency Physicians,
LLC; Jonas Varaly, DO; Rock Hill Radiology Associates, LLC;
and Geoffrey T. Gilleland, MD,.....

Defendants,

Of Which, Rock Hill Radiology Associates, LLC, and Geoffrey
T. Gilleland, MD are

Appellants.

CERTIFICATE OF SERVICE

Pursuant to Section (d)(1) of the Supreme Court’s Order RE: Methods of Electronic Filing and Service Under Rule 262 of the South Carolina Appellate Court Rules, the undersigned employee of Lindemann & Davis, P.A., counsel for the Appellants Rock Hill Radiology Associates, LLC and Geoffrey T. Gilleland, M.D., does hereby certify that service of the **Motion for Extension of Time to Filw Initial Brief of Appellants** was made upon all counsel of record by email only this the 28th day of February 2022:

Via Email Only

Chad A. McGowan, Esquire
Ashley White Creech, Esquire
Eve S. Goodstein, Esquire
McGowan, Hood & Felder, LLC
Email: cmcgowan@mcgowanhood.com
Email: acreech@mcgowanhood.com
Email: egoodstein@mcgowanhood.com

Via Email Only

Matthew H. Henrikson, Esquire
Henrikson Law Firm, LLC
Email: mhenrikson@henriksonlaw.com

Via Email Only

Jack G. Gresh, Esquire
Jonathan S. Arndt, Esquire
Hall Booth Smith, P.C.
Email: jgresh@hallboothsmith.com
Email: jarndt@hallboothsmith.com

s/ Andrew F. Lindemann

From: [Andrew Lindemann](mailto:Andrew.Lindemann@ldlawsc.com)
To: "Jordan Calloway"; Chad McGowan
Cc: mhenrikson@henriksonlaw.com
Subject: RE: Pratt v. Rock Hill Radiology
Date: Friday, February 18, 2022 8:56:11 AM

Thanks. Much appreciated. -- Andrew

From: Jordan Calloway <jordan@mcgowanhood.com>
Sent: Friday, February 18, 2022 8:54 AM
To: Andrew Lindemann <Andrew@ldlawsc.com>; Chad McGowan <cmcgowan@mcgowanhood.com>
Cc: mhenrikson@henriksonlaw.com
Subject: Re: Pratt v. Rock Hill Radiology

Andrew:

We consent to the extension.

Thanks,

Jordan Calloway

McGowan, Hood & Felder, LLC

1539 Health Care Drive

Rock Hill, SC 29732

(803) 327-7800

From: Andrew Lindemann <Andrew@ldlawsc.com>
Sent: Friday, February 18, 2022 8:08 AM
To: Chad McGowan <cmcgowan@mcgowanhood.com>; Jordan Calloway <jordan@mcgowanhood.com>
Cc: mhenrikson@henriksonlaw.com <mhenrikson@henriksonlaw.com>
Subject: Pratt v. Rock Hill Radiology

Chad and Jordan:

I hope you are doing well. I have a huge favor to ask. My initial brief in this appeal is due today. I need to ask the Court for a 10 day extension – to February 28th.

I had another brief due in the Supreme Court yesterday that took me longer than initially thought. I got it filed late last night. Plus I have two cases on trial rosters next week.

I would definitely appreciate it if you would consent to the additional 10 days. I want to get the motion filed this morning. If you can let me know, I would appreciate it. Obviously, I will return the favor.

Andrew

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Email: jim@ldlawsc.com

*Also Admitted in North Carolina
†Certified Mediator

February 18, 2022

Via Email Only

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
Email: ctappfilings@sccourts.org

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Feb 18 2022

SC Court of Appeals

RE: Rita Pratt, Individually and as the Personal Representative of the Estate of William Pratt, Deceased v. Amisub of South Carolina, Inc. d/b/a Piedmont Medical Center, Jaleesa Heyward, RN, South Carolina Emergency Physicians, LLC; Jonas Varaly, DO; Rock Hill Radiology Associates, LLC; and Geoffrey T. Gilleland, MD
Appellate Case Number: 2020-000838
Civil Action Number: 2016-CP-46-3181
Claim Number: CB168396M
Our File Number: 22.20277

Dear Ms. Kitchings:

Pursuant to Section (b)(2) of the Supreme Court's Order RE: Methods of Electronic Filing and Service Under Rule 262 of the South Carolina Appellate Court Rules, please find enclosed for filing the **Motion for Extension to File Initial Brief of Appellants** in the above referenced matter. In accordance with Section (d)(1) of this same Order, I am hereby serving copies on all counsel of record. The \$50.00 filing fee is being sent to the Court today via U.S. Mail.

If you have any questions, please advise.

Sincerely,

LINDEMANN & DAVIS, P.A.

Andrew F. Lindemann

AFL/jmb
Enclosure

The Honorable Jenny Abbott Kitchings
February 18, 2022
Page Two

cc: Chad A. McGowan, Esquire (*w/ Enclosure, Via U.S. Mail*)
Ashley White Creech, Esquire (*w/ Enclosure, Via U.S. Mail*)
Eve S. Goodstein, Esquire (*w/ Enclosure, Via U.S. Mail*)
Matthew H. Henrikson, Esquire (*w/ Enclosure, Via U.S. Mail*)
Jack G. Gresh, Esquire (*w/ Enclosure, Via U.S. Mail*)
Jonathan S. Arndt, Esquire (*w/ Enclosure, Via U.S. Mail*)