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Mar 14 2022
SC Court of Appeals

IN THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM NEWBERRY COUNTY
Court of Common Pleas

G.D. Morgan, Jr., Circuit Court Judge

Appellate Case No.: 2021-001463

Anthony Wise,Appellant,

-v-

Kenneth W. Leap, Newberry Hospital, LLC d/b/a
Newberry County Memorial Hospital, and
West Fraser, Inc.,

Of Whom, West Fraser, Inc. is Respondent.

RESPONDENT’S UNOPPOSED MOTION TO EXTEND DEADLINE FOR FILING
RESPONDENT’S INITIAL BRIEF AND DESIGNATION OF MATTER

Respondent West Fraser, Inc. (“West Fraser”) files this Motion to request that the deadline to file West Fraser’s Initial Brief and Designation of Matter be extended by fourteen (14) days. As grounds, West Fraser respectfully submits as follows:

1. Appellant requested and received two extensions to file his Initial Brief and Designation of Matter. Pursuant to the Court’s most recent Order granting Appellant’s request for extension, West Fraser’s Initial Brief and Designation of Matter are due on March 28, 2022. (February 25, 2022 Order).

2. Due to the undersigned counsel's scheduling conflicts and deadlines in other matters, including a trial that is expected to last one week, that fall on or around the existing March 28, 2022 filing deadline, additional time is needed to file West Fraser's Initial Brief and Designation of Matter.

3. This Motion is not filed to cause delay. West Fraser had no control over when Appellant's Initial Brief would be filed, triggering the filing deadline for West Fraser's Initial Brief, and could not avoid or manage the above-mentioned conflicts. Moreover, counsel for the Appellant has confirmed Appellant does not oppose a 14-day extension. Therefore, no prejudice will result if the requested extension is granted.

4. This is West Fraser's first request for an extension, and West Fraser seeks only a brief 14-day extension. As such, granting this Motion also will not result in extraordinary delay.

Based on the foregoing, Respondent West Fraser respectfully requests that the deadline to file Respondent's Initial Brief and Designation of Matter be extended until April 11, 2022.

Respectfully submitted,

/s/ Anne Laurie McClurkin

Anne Laurie McClurkin, Esq. (appearing *pro hac vice*)

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ATTORNEYS FOR RESPONDENT

CERTIFICATE OF SERVICE

I hereby certify that on March 14, 2022, a true and correct copy of the foregoing pleading was served via electronic mail on the following counsel for Appellant:

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