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Jun 20 2022

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM THE SOUTH CAROLINA
WORKERS' COMPENSATION COMMISSION

Appellate Case No.: 2021-000778

Vasile Florin Craus, Employee,.....Appellant,

vs.

NUTRA Manufacturing, Inc., Employer, and
Sentry Casualty Company, Carrier Respondents.


**RESPONDENTS' MOTION TO COMPEL APPELLANT TO
COMPLY WITH RULES 201(C) AND 209, SCACR**

Pursuant to Rule 240, SCACR, Respondents respectfully submit this motion to compel Appellant to comply with Rules 201(C) and 209, SCACR, controlling the filling of the Record on Appeal in the above captioned case. In support of this motion, Respondents submit that after Appellant's repeated failures to comply with the South Carolina Appellate Court Rules, this Court sent correspondence to Appellant on May 6, 2022, specifically instructing Appellant to file the Record on Appeal pursuant to Rule 210, SCACR, within 30 days. According to C-Track, Appellant filed proof of service with this Court, but Appellant failed to file the Record on Appeal as instructed.

Although Appellant failed to file the Record on Appeal with this Court as instructed, Appellant emailed Respondents a document titled "Record on Appeal" on June 3, 2022— however, the document emailed to Respondents failed to comply with Rule 210(C) and 209, SCACR, in that it did not include all matter designated to be included by any party. Specifically, Appellant failed to include any and all matter set forth in Respondents' designation of matter

dated March 17, 2022.

Accordingly, Respondents request this Court compel Appellant to cure the deficiencies described above. Further, Respondents respectfully request this Court toll Respondents' deadline for any additional filings, including, but not limited to, Respondents' Final Brief, which would require a complete Record on Appeal in accordance with the South Carolina Appellate Court Rules



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Attorney for Respondents NUTRA Manufacturing,
Inc. and Sentry Casualty Company

June 20, 2022
Columbia, South Carolina

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PROOF OF SERVICE

I certify that I have served **Respondents Motion to Compel Appellant to Comply with Rules 201(C) AND 209, SCACR** by electronic mail on the Honorable Jenny Abbott Kitchings, Clerk of Court of the South Carolina Court of Appeals at ctappfilings@sccourts.org, and Appellant Vasile Florin Craus at floriano_craus@yahoo.it.

WILLSON JONES CARTER & BAXLEY, P.A.



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June 20, 2022
Columbia, South Carolina



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Sent Via Email (ctappfilings@sccourts.org)

The Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals
P.O. Box 11629
1220 Senate Street, Columbia, SC 29201
Columbia, SC 29211

Re: Vasile Florin Craus v. NUTRA Manufacturing, Inc., et al.
Appellate Case No. 2021-000778

Dear the Honorable Ms. Kitchings:

Pursuant to Rule 240, SCACR, enclosed please find Respondents' Motion to Compel Appellant to Comply with Rules 210(C) and 209, SCACR, along with proof of service for the same. Please note that Respondents will hand deliver the required Fifty and 00/100 Dollar (\$50.00) filing fee for this motion on June 21, 2022.

If you have any questions or concerns, please do not hesitate to contact me. Thank you for your attention to this matter.

With kindest regards,

WILLSON JONES CARTER & BAXLEY, P.A.

John Gabriel Coggiola

JGC/jgc

Enclosures: Motion to Compel
Proof of Service

cc: Mr. Vasile Florin Craus (via email)