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May 24, 2013

RECEIVED
MAY 24 2013
SC Court of Appeals

VIA FACSIMILE AND FIRST CLASS MAIL

Honorable Jenny Kitchings

Clerk of Court

South Carolina Court of Appeals

1015 Sumter Street

Post Office Box 11629

Columbia, South Carolina 29211

Re: Subrogation Partners, on behalf of Legion Insurance Co., in Liquidation, and South Carolina Property & Casualty Insurance Guaranty Association, Respondent, v. South Carolina Second Injury Fund, Appellant; In Re: Herman Webster, Claimant, v. Webster Plumbing & Gas, Employer, and Subrogation Partners on Behalf of Legion Insurance in Liquidation and South Carolina Property & Casualty Insurance Guaranty Association, Carriers;
Case No. 2009-CP-40-00484
Court of Appeals Case Tracking #: 2010-181727

Dear Ms. Kitchings:

Pursuant to this Court's March 27, 2013 Order in the above-referenced matter, the purpose of this letter is to update the Court as to the settlement status in this matter. The Appellant South Carolina Second Injury Fund ("SIF") has provided Respondents Subrogation Partners, on behalf of Legion Insurance Co., in Liquidation ("Legion") and South Carolina Property & Casualty Insurance Guaranty Association ("Guaranty Association") with separate proposed settlement agreements and releases of claims. Legion and the Guaranty Association have proposed various changes to the SIF's proposed agreements and releases and the parties are currently in the process of negotiating the specific language of the proposed agreements and releases. However, as of the date of this writing, the proposed agreements and releases have not been executed by the parties, and, therefore, the required stipulations of dismissal and approval

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from the Workers' Compensation Commission have not been obtained. The parties continue to work to finalize the settlement documents and will provide this Court an update as soon as the settlement is finalized, or, in no event later than thirty days from the date of this letter. By copy of this letter, I am serving counsel of record, R. Daniel Addison and Peter P. Leventis. If you have any questions or need additional information, please contact me at your convenience. With best regards, I am

Respectfully,

WILLOUGHBY & HOEFER, P.A.


ElizabethAnn Loadholt Carroll

ELC

cc: R. Daniel Addison, Esquire (via electronic mail)
Peter P. Leventis, IV, Esquire (via electronic mail)
Robert M. Cook, II, Esquire (via electronic mail)