

THE STATE OF SOUTH CAROLINA

In the Court of Appeals

APPEAL FROM CHESTERFIELD COUNTY
Court of Common Pleas

Paul M. Burch, Circuit Court Judge

Appellate Case No.: 2012-213511

RECEIVED
JUN 07 2013
SC Court of Appeals

South Carolina Second Injury Fund,..... Appellant,

v.

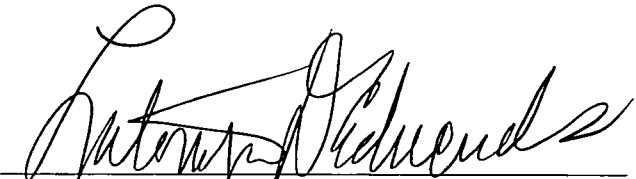
American Home Assurance Co.,.....Respondent.

(In Re: John Stroud v. John F. Stroud & Sons, Inc.)

**APPELLANT’S RETURN TO RESPONDENT’S
MOTION FOR A LIMITED REMAND**

The Appellant, South Carolina Second Injury Fund, by and through their undersigned counsel, hereby moves the Court to dismiss Respondent’s Request for a Limited Remand in Circuit Court Rule 58 of the South Carolina Rules of Civil Procedure (SCRCP) reads in part, “[when a judgment rendered by the appellate court is remitted to the trial court the clerk shall adjust the costs and disbursements in the appellate court to which any party may be entitled upon due notice” If Respondents receive a favorable judgment at the appellate level, the appellate court has the power and jurisdiction to grant the relief sought pursuant to Rule 58(b) without resort to a motion in the Circuit Court.

By:



Latonya Dilligard Edwards, Esquire
Dilligard Edwards, LLC
3790 Fernandina Road Suite 103
Columbia, South Carolina 29210
SC Bar No. 14593
(803) 750-2214 (phone)
(803) 750-2377 (fax)

ATTORNEY FOR APPELLANT

June 7, 2013
Columbia, South Carolina

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PROOF OF SERVICE

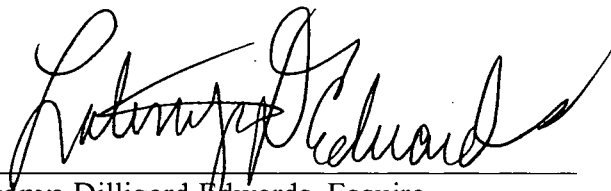
The undersigned employee of Dilligard Edwards, LLC, Attorney for the Respondent, does hereby certify that service of the **Appellant's Return to Respondent's Motion for a Limited Remand** to the South Carolina Court of Appeals in the above-captioned matter was made upon counsel of record for Respondent John F. Stroud & Sons, Inc., Employer and American Home Assurance, Carrier, and the South Carolina Workers' Compensation Commission, by placing same in the United States Mail, first class postage prepaid, at the below listed address clearly indicated on said envelope on this 7th day of June, 2013, addressed as follows:

Jared M. Pretulak, Esquire
Gallivan, White & Boyd, P.A.
Post Office Box 10589
Greenville, South Carolina 29601

The Honorable Virginia Crocker, Judicial Director
South Carolina Workers' Compensation Commission
Post Office Box 1715
Columbia, South Carolina 29202-1715

The Honorable Faye Sellers
Chesterfield County Clerk of Court
200 W. Main Street
Chesterfield, South Carolina 29709

By: _____


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Dilligard Edwards, LLC
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S.C. Bar #: 14593
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