

Vinesign Document ID: 9426DCA0-62C5-4D2E-82E7-EB3DF5954AB1



61 Broad Street | P.O. Box 9 | Charleston | SC | 29401 | (843) 720-2800 | (843) 266-1700 fax | www.steinberglawfirm.com

June 27, 2023

RECEIVED

Jun 27 2023

SC Court of Appeals

Via Facsimile: (803) 734-1839
 The Honorable Jenny Abbot Kitchings
 SC Court of Appeals
 Clerk of Court
 P.O. Box 11629
 Columbia, SC 29211

Re: *Ryan Cook v. Condustrail, Inc.*
 Appellate Case No.: 2020-001236

Dear Ms. Kitchings:

At the conclusion of oral arguments before the court on June 7, 2023, the Court suggested the parties attempt to mediate the above-referenced claim. The parties participated in mediation on June 23, 2023, and, unfortunately, mediation resulted in an impasse, as indicated on the enclosed South Carolina Workers' Compensation Commission Form 70, Mediator's Report. As a result of the impasse, the parties will await the ruling of the Court.

If there is anything additional the Court needs, please contact me.

With kindest regards, I am

Sincerely,

Malcolm M. Crosland
 Email: mcrosland@steinberglawfirm.com
 Direct Fax: (843) 266-1700

MMC/sg
 Enclosures
 cc: Ryan Cook
 George D. Gallagher, Esquire
 J. Kevin Holmes, Esquire

South Carolina Workers' Compensation Commission
1333 Main Street, Suite 500
Post Office Box 1715
Columbia, South Carolina 29202-1715
(803) 737.5675 www.wcc.sc.gov



WCC File #: 1714378
Carrier File #: BN1700005085
Carrier Code #: _____
Employer FEIN #: _____

Claimant's Name: Ryan Cook x-0980 Employer's Name: Condustrial, Inc.
Address: 34 Elmore Avenue Address: 3125 Ashley Phosphate Rd., Ste 128
City: Goose Creek State: SC Zip: 29445 City: North Charleston State: SC Zip: 29418
Home Phone: _____ Work Phone: _____ Insurance Carrier: Benchmark Insurance

Claimant's Attorney: Malcolm M. Crosland, Jr. Employer Carrier Attorney: George Gallagher
Phone: (843) 720-2800 Email: mcrosland@steinberglawfirm.com Phone: (803) 748-2919 Email: ggallagher@speed-seta.com

Allison M. Carter

Preparer's Signature _____ Mediator Title _____ amcarter@wicblaw.com Email _____ 06/23/2023 Date _____

Pursuant to Reg. 67-1803 A. and 67-1809, the undersigned duly qualified Mediator reports the following results of the mediation held on : June 23, 2023

The following issues mediated and are settled or contested as indicated below:

ISSUE	SETTLED	CONTESTED
Benefits due under the Act		XX (impasse) Case is pending with Court of Appeals

Per agreement of the Parties the matter is to be:

- Rescheduled pursuant to Reg. 67-1804 C. on _____.
- Set for hearing to determine all issues.
- Set for hearing to determine remaining issues pursuant to the Forms 58.
- Returned to General Files pending request for hearing from either Party.

The _____ Claimant _____ Defendants shall submit the Final Agreement & Release, Consent Order, Form 16A, or other appropriate documentation regarding the agreement to the Commission.

The costs of the mediation is : \$2,015.00 .

XX The cost was shared equally by the Parties.

The total cost was paid by the Claimant Defense.

The cost was paid pursuant to an Order of the Commission pursuant to Reg. 67-1807.

Mediator: Allison M. Carter Address: 4922 O'Hear Ave., Suite 301, North Charleston, SC, 29405 Phone: (843) 284-1083 Email: amcarter@wicblaw.com

This report is to be returned to the Commission in all cases, whatever the mediation results. This form is used solely for tracking purposes and does not become a part of the Commission file.

Questions about the use of this form should be directed to the Judicial Department at 803-737-5675, or mediation@wcc.sc.gov. Refer to Regulation 67-1801.