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VIA HAND-DELIVERY

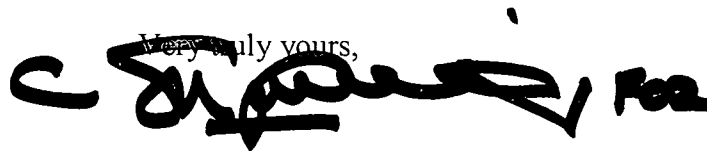
The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1015 Sumter Street
Columbia, South Carolina 29211

RE: *Bobby Baker v. Hilton Hotels Corporation & ACE American Insurance*
WCC File No.: 0810190
Claim No.: YTE01212C
Date of Accident: 05/05/2008
C&L File No.: 444-803

Dear Ms. Kitchings:

The South Carolina Supreme Court recently issued opinions in Sparks v. Palmetto Hardwood, Inc., Appellate Case No. 2011-186526 and Crisp, Jr. v. SouthCo, Inc., Appellate Case No. 2010-180906. Respondents Hilton Hotels Corporation and ACE American Insurance Company aver Sparks is directly applicable to several of the issues raised by Appellant Bobby Baker in the above-referenced appeal. Specifically, Sparks is pertinent to the issue of the SC Workers' Compensation Commission's finding the Appellant did not suffer a permanent physical brain injury entitling him to lifetime indemnity benefits. Also, the Commission's Order was based in part on Crisp, which was reversed by the Supreme Court. Accordingly, pursuant to Rule 208(b)(7), SCACR, Hilton Hotels Corporation and ACE American Insurance Company request the Court consider the Sparks and Crisp decisions when examining the issues presented by the instant appeal.

Thank you for your time and attention. Should you have any questions or concerns, please do not hesitate to contact me.

Very truly yours,


William Thomas Bacon, IV

WTB

cc: Luke A. Rankin, Esquire
Jim Thomas
Ray Davis