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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM THE SOUTH CAROLINA WORKERS'
COMPENSATION COMMISSION

WCC File No. 1514359

Appellate Case No. 2021-000633

Supreme Court Appellate Case No. 2024-001255

Rachel J. Turner, Employee.....Appellant-Respondent,

v.

Medustrial Healthcare Staffing Service and Condustrual, Inc.; Guarantee Insurance Company; Countrywide Staffing Solutions Group, Inc.; South Carolina Department of Corrections; State Accident Fund; and South Carolina Uninsured Employer’s Fund Respondents,

of which Condustrual, Inc. f/k/a Medustrial Healthcare Staffing Service, Employer, is the Respondent-Appellant.

**RESPONDENT SOUTH CAROLINA PROPERTY AND
CASUALTY INSURANCE GUARANTY ASSOCIATION ON BEHALF OF
GUARANTEE INSURANCE COMPANY’S
MOTION FOR COSTS ON APPEAL**

Pursuant to Rule 222 and Rule 240, SCACR, Respondent South Carolina Property and Casualty Insurance Guaranty Association on behalf of Guarantee Insurance Company, by and through the undersigned counsel, hereby submits this motion for costs on appeal. For the reasons set forth below, the Court should grant this motion and award costs.

Appellant-Respondent Rachel Turner (“Turner”) filed her Notice of Appeal of the South Carolina Workers’ Compensation Commission Decision and Orders dated April 6, 2021 and May

17, 2021. Respondent-Appellant Condustrual, Inc. (“Condustrual”) filed its Notice of Appeal of the same Orders on June 16, 2021. After full briefing and oral arguments, this Court issued an Unpublished Opinion on March 27, 2024. *See* No. 2024-UP-110. Turner and Condustrual filed Petitions for Writ with the Supreme Court of South Carolina. Those petitions have since been denied and the Court issued the remittitur to the lower court on December 11, 2024. Respondent hereby moves the Court for fees and costs as permitted by Rule 222, SCACR.

As required by subsection (d) of Rule 222, SCACR, this motion is “accompanied by a sworn itemized statement of costs incurred in the form prescribed by the Appendix to these rules.” Per the enclosed sworn statement of itemized costs, Respondent is seeking \$2,642.88 in costs on appeal from Appellant Condustrual, Inc. f/k/a Medustrial Healthcare Staffing Service.

Respectfully submitted,



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**Attorneys for Respondent South Carolina Property and
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Guarantee Insurance Company**

December 20, 2024

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PROOF OF SERVICE

I certify that I have served **Respondents South Carolina Property and Casualty Insurance Guaranty Association on behalf of Guarantee Insurance Company’s Motion for Costs on Appeal** on the following by electronically mailing a copy to counsel of record on **December 20, 2024**, at the addresses shown below:

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December 20, 2024