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Mar 07 2025

SC Court of Appeals

**THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS**

Appeal from The South Carolina
Workers' Compensation Commission

Cynthia C. Dooley, Commissioner
Gene McCaskill, Commissioner
R. Michael Campbell, Commissioner

Appellate Case No. 2025-000026
WCC File No. 1921668

Evaristo Verdugo Morales,

Employee/Claimant/Respondent,

v.

Insulation By Cohen's & Sprayfoam by Cohen's, LLC,

Employer/Appellant,

and

Builders Premier Insurance Company,

Carrier/Appellant.

CONSENT MOTION TO CONSOLIDATE APPEALS

CLEMENT RIVERS, LLP

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Attorneys for Appellant

Pursuant to Rule 214 of the South Carolina Appellate Court Rules, Appellant Insulation By Cohen's & Sprayfoam by Cohen's, LLC (“Cohen’s”) moves this Court to consolidate this case with *Evaristo Verdugo Morales, Claimant, Appellant, v. Insulation by Cohen, LLC, Employer, and Builders Premier Insurance Co., Carrier, Respondents*, Appellate Case No. 2025-000264 “Where there is more than one appeal from the same order, judgment, decision or decree, . . . the appellate court may, in its discretion, order the appeal to be consolidated.” Rule 214, SCACR.

These cases present appeals from the same Appellate Panel Decision and Order of the SC Workers’ Compensation Commission and the Orders denying the parties’ Motions for Reconsideration of that order. While the parties’ notices of appeal were filed separately on January 2, 2025 and February 12, 2025, the two appeals present identical fact patterns and the same counsel of record. This Court would preserve judicial resources and promote efficiency by answering the issues on appeal in one matter.

Additionally, counsel notes that opposing counsel has consented to the consolidation of these appeals. Accordingly, counsel respectfully request that this Court consolidate the appeals and provide at least thirty days following the Court’s decision for the parties to file their appellants’ briefs.

(signature on following page)

WE SO MOVE:

WE SO MOVE AND CONSENT:

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By: s/Stephen L. Brown

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Charleston, South Carolina

March 7, 2025

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Morales

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PROOF OF SERVICE

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Attorneys for Appellants

I, Stephen L. Brown, of Clement Rivers, LLP, attorneys for Appellants, hereby certify that a **CONSENT MOTION TO CONSOLIDATE APPEALS** was served on all other parties to this appeal on March 7, 2025, via email (see attached) to their following counsel of record:

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By: s/Stephen L. Brown
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Attorney for Appellants

Charleston, South Carolina

March 7, 2025

From: [Bell, Pollyana \(Polly\)](#)
To: preston@pfmcdlaw.com; kim@pfmcdlaw.com; dgibson@dgibsonlaw.com; law2@dgibsonlaw.com
Cc: [Olive, IV, Graydon](#); [Brown, Stephen L.](#); [Justman, Aimee](#); [Hines, Russell](#); [Gruber, Robert](#)
Subject: Morales v. Insulation by Cohen's; Appellate Case No. 2025-000026 (CR 20200118)
Date: Friday, March 7, 2025 10:02:42 AM
Attachments: [Consent Mot. to Consolidate Appeals.pdf](#)
[image001.png](#)

Enclosed please find a Consent Motion to Consolidate Appeals for service upon you in the above-referenced matter.

Thank you,

Pollyana Bell
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