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SC COURT OF APPEALS

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

**APPEAL FROM SOUTH CAROLINA WORKERS' COMPENSATION
COMMISSION
SOUTH CAROLINA WORKERS' COMPENSATION COMMISSION**

FULL COMMISSION REVIEW

Commissioner Melody James
Commissioner Andrea Roche
Commissioner T. Scott Beck

Appellate Case No.: 2013-000764
WCC File No.: 1113278

Gary Jeter, Jr., Employee.....Respondent

vs.

All My Sons Moving & Storage, Inc., Employer.....Respondent

- and -

Hartford Insurance Company
of the Midwest, Carrier.....Appellant

**APPELLANT'S NOTICE OF MOTION AND MOTION FOR EXTENSION OF
TIME IN WHICH TO FILE APPELLANT'S FINAL BRIEF AND RECORD ON
APPEAL**

TO: Jenny Abbott Kitchings, Clerk of Court for the South Carolina Court
of Appeals; Linda McKenzie, Esquire, Attorney for Respondent, Gary
Jeter; and Peter Dworjany, Attorney for ULLICO Insurance
Company, Carrier:

YOU WILL PLEASE TAKE NOTICE THAT pursuant to Appellate Court Rule 240,
Appellants, All My Sons Moving & Storage, and its worker's compensation carrier,


Hartford Insurance Company of the Midwest, hereby move for an extension of time in which to file Appellants' Final Brief and Record on Appeal in the above referenced matter which is referenced by Appellate Case No.: 2013-000764. The undersigned attorney for Appellant inadvertently juxtaposed the date upon which matters were due to the Court by virtue of an October 5, 2013 date referenced in an Order of this Court designated by Appellate Case No.: 2013-000599. Accordingly, the undersigned failed to timely file the Record on Appeal and Final Brief as was referenced by the Court's Order regarding appellate Case No.: 2013-000764.

Appellant respectfully requests a fifteen (15) day extension of time in which to file the Record on Appeal and Final Brief. The delay for not filing such earlier was due to continued settlement negotiations between the parties and the undersigned mistaken belief that the finalized documents had to be submitted to the Court on or before October 5, 2013. The undersigned also requests the extension due to a heavy trial and appellate court schedule during the month of September.

Last, in conjunction with the request for an extension of time, Appellant also respectfully moves before this Court for permission to file the Record on Appeal and Final Brief out of time. Because the above-referenced matters involving the merits and coverage issues are intertwined, it is asserted that Respondent will not suffer any prejudice if Appellant is permitted to file the aforesaid documents out of time. Moreover, the undersigned has communicated its request for an

extension of time and to file the documents out of time with Linda McKenzie, Attorney for Respondent on the merits matter. Ms. McKenzie does not object to Appellant's request.

Respectfully submitted,

By: 
Vernon F. Dunbar, Bar No. 7836
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Greenville, South Carolina

October 3, 2013

FILED
OCT 03 2013
SC COURT OF APPEALS

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM SOUTH CAROLINA
WORKERS' COMPENSATION COMMISSION

W.C.C. File No. 1113278
Appellate Case No.: 2013-000764

Gary Jeter, Jr., Employee..... Respondent,

v.

All My Sons Moving & Storage, Inc., Employer,
and Hartford Insurance Company of the Midwest, Carrier Appellant.

CERTIFICATE OF SERVICE

The undersigned certifies that he is an employee at TURNER, PADGET, GRAHAM & LANEY, P.A., and that the attached *Notice of Motion and Motion for Extension of Time in Which to file Appellants' Final Brief and Record on Appeal and Certificate of Service* were served upon Linda McKenzie, Esquire, attorney for Respondent, and Peter H. Dworjanyn, Esquire, attorney for ULLICO, this 3rd day of October 2013, in accordance with Regulations 67-210, 67-211, 67-213, 67-214, and 67-215 and such other law as may be applicable by U.S. mail, addressed to:

Linda McKenzie, Esquire
Bowen McKenzie & Bowen
Post Office Box 2547
Greenville, SC 29602

- and -

Pete Dworjanyn, Esquire
Collins & Lacy
1330 Lady Street, 6th Floor
Columbia, SC 29201

October 3, 2013

By:

A handwritten signature in black ink, appearing to read "Vernon F. Dunbar", written over a horizontal line.

Vernon F. Dunbar

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