



The South Carolina Court of Appeals

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April 03, 2025

The Honorable Amy Bracy
Worker's Compensation Commission
Post Office Box 1715
Columbia SC 29202

REMITTITUR

Re: Vasile Florin Craus v. NUTRA Manufacturing, Inc., et al.
Lower Court Case No. 1708689
Appellate Case No. 2021-000778

Dear Clerk of Court:

The above referenced matter is hereby remitted to the lower court or tribunal. A copy of the judgment of this Court is enclosed.

Very truly yours,

A handwritten signature in blue ink that reads "Catherine Harrison, deputy". The signature is written in a cursive style.

CLERK

Enclosure

cc: Vasile Florin Craus
Jeffrey Scott Jones, Esquire
Christopher Michael Cato, Esquire

The Supreme Court of South Carolina

Vasile Florin Craus, Employee, Petitioner,

v.

NUTRA Manufacturing, Inc., Employer, and Sentry
Casualty Company, Carrier, Respondents.

Appellate Case No. 2025-000336

RECEIVED

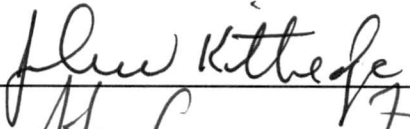
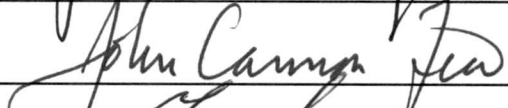
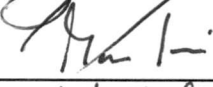
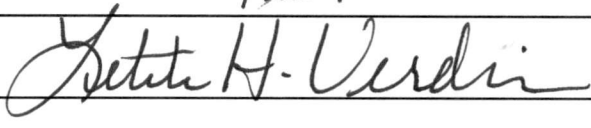
Apr 02 2025

SC Court of Appeals

ORDER

By order dated February 26, 2025, this matter was dismissed based on Petitioner's failure to provide proof of service of the petition for a writ of certiorari and to comply with the content requirements set forth in Rule 242, SCARC.

Petitioner has now filed another petition for a writ of certiorari, which we construe as a motion to reinstate. The motion is denied.

	C.J.
	J.
	J.
	J.
	J.

Columbia, South Carolina
April 2, 2025

cc:

Jeffrey Scott Jones

Christopher Michael Cato

Vasile Florin Craus

The South Carolina Court of Appeals

Vasile Florin Craus, Employee, Appellant,

v.

NUTRA Manufacturing, Inc., Employer, and Sentry
Casualty Company, Carrier, Respondents.

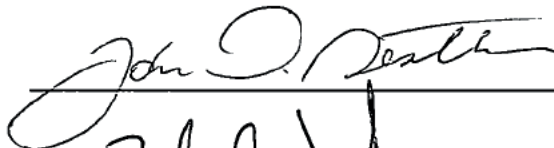
Appellate Case No. 2021-000778

ORDER

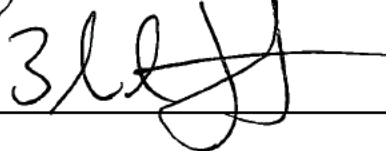
After careful consideration of the petition for rehearing, the court is unable to discover that any material fact or principle of law has been either overlooked or disregarded, and hence, there is no basis for granting a rehearing. Accordingly, the petition for rehearing is denied.



J.



J.



J.

Columbia, South Carolina

cc:

Vasile Florin Craus

Jeffrey Scott Jones, Esquire

Christopher Michael Cato, Esquire

Amy Bracy

FILED
Jan 31 2025

**THIS OPINION HAS NO PRECEDENTIAL VALUE. IT SHOULD NOT BE
CITED OR RELIED ON AS PRECEDENT IN ANY PROCEEDING
EXCEPT AS PROVIDED BY RULE 268(d)(2), SCACR.**

**THE STATE OF SOUTH CAROLINA
In The Court of Appeals**

Vasile Florin Craus, Employee, Appellant,

v.

NUTRA Manufacturing, Inc., Employer, and Sentry
Casualty Company, Carrier, Respondents.

Appellate Case No. 2021-000778

Appeal From The Workers' Compensation Commission

Unpublished Opinion No. 2024-UP-397
Submitted November 20, 2024 – Filed November 27, 2024

AFFIRMED

Vasile Florin Craus, of Anderson, pro se.

Jeffrey Scott Jones, of Willson Jones Carter & Baxley,
P.A., of Greenville; and Christopher Michael Cato, of
Willson Jones Carter & Baxley, P.A., of Columbia, both
for Respondents.

PER CURIAM: Vasile Florin Craus appeals an order from the Appellate Panel of the South Carolina Workers' Compensation Commission (Appellate Panel) affirming an order finding he reached maximum medical improvement and

suffered a 7% impairment to his right leg. On appeal, Craus argues the single commissioner and the Appellate Panel erred by (1) denying him legal representation during his hearings and (2) failing to follow the law during his hearings. We affirm pursuant to Rule 220(b), SCACR.

As to issue one, we hold Craus's argument that he was denied the right to legal representation during the single commissioner's hearing is not preserved for appellate review because he acknowledged he was given time to retain counsel and agreed to move forward with both hearings.¹ See *CFRE, LLC v. Greenville Cnty. Assessor*, 395 S.C. 67, 81, 716 S.E.2d 877, 885 (2011) ("A litigant cannot concede an issue at trial and then raise it on appeal."); *Kearse v. State Health & Hum. Servs. Fin. Comm'n*, 318 S.C. 198, 201, 456 S.E.2d 892, 894 (1995) (holding worker's compensation claimant had no constitutional right to counsel and was not denied counsel when she was advised she could represent herself and was given "ample opportunity to present [her] side of the case").

As to issue two, we hold Craus's allegations relating to misconduct, malpractice, fabrication of his medical records, fraud, perjury, and constitutional violations are not preserved for appellate review because they were not raised to and ruled upon by the single commissioner or the Appellate Panel. See *Rummage v. BGF Indus.*, 434 S.C. 441, 455, 865 S.E.2d 380, 388 (Ct. App. 2021) ("To successfully preserve an issue for appellate review, the issue must be: '(1) raised and ruled upon by the trial court; (2) raised by the appellant; (3) raised in a timely manner; and (4) raised to the trial court with sufficient specificity.'" (quoting *S.C. Dep't of Transp. v. First Carolina Corp. of S.C.*, 372 S.C. 295, 302, 641 S.E.2d 903, 907 (2007))); *Price v. Peachtree Elec. Servs., Inc.*, 396 S.C. 403, 409, 721 S.E.2d 461, 464 (Ct. App. 2011) ("Claims not affecting the employee's right to compensation are within the purview of the circuit court, not of the [Appellate Panel].").

To the extent Craus challenges the sufficiency of the evidence before the Appellate Panel, we hold sufficient evidence supports the Appellate Panel's findings. See *Hargrove v. Titan Textile Co.*, 360 S.C. 276, 288, 599 S.E.2d 604, 610 (Ct. App. 2004) (explaining an appellate court's review is limited to deciding "if the findings, inferences, conclusions or decisions of [the Appellate Panel] are 'clearly erroneous in view of the reliable, probative and substantial evidence on the whole record'" (quoting *Bursey v. S.C. Dep't of Health & Env't Control*, 360 S.C. 135, 141, 600 S.E.2d 80, 84 (Ct. App. 2004))); *Houston v. Deloach & Deloach*, 378 S.C. 543,

¹ We note Craus's first hearing was rescheduled to give him an opportunity to retain counsel, but he did not.

551, 663 S.E.2d 85, 89 (Ct. App. 2008) ("Where there are conflicts in the evidence over a factual issue, the findings of the [A]ppellate [P]anel are conclusive.").

AFFIRMED.²

KONDUROS, GEATHERS, and HEWITT, JJ., concur.

² We decide this case without oral argument pursuant to Rule 215, SCACR.