
LenJarius Holmes, Deceased, et al.,.....Appellant,

v.

Lawson Trucking, LLC and Berkshire Hathaway Direct Insurance,.....Respondent.

NOTICE OF APPEAL

LenJarius Holmes appeals the August 29, 2025 Appellate Panel Decision and Order of the South Carolina Workers' Compensation Commission. On August 29, 2025, Appellant received a copy of the Appellate Panel Decision and Order.

As required by S.C. Code Ann. § 42-17-60, the grounds for appeal and the alleged errors of law are:

1. The Commission erred as a matter of law in failing to exclude the testimony of Dr. Timothy Osbon.
2. The Commission erred as a matter of law in failing to exclude the testimony of Dr. Ira Early.
3. The Commission erred as a matter of law by failing to exclude hearsay testimony introduced by Defendants during Dr. Ira Early's deposition.

RECEIVED
Sep 29 2025
SC Court of Appeals

4. The Commission erred as a matter of law by failing to exclude pages 276-286 and page 296 of Defendants APA/Brief when said pages were inadmissible hearsay and outside the field of expertise of Trooper KC Warlick.

Respectfully submitted,



Tyler Bathrick (S.C. Bar No. 74944)
Stewart Law Offices
1242 Ebenezer Road
PO Box 670
Rock Hill, SC 29708
803-328-5600 (o)
803-328-5876 (f)
tyler@stewartlawoffices.net
Attorney for Appellant

Rock Hill, South Carolina
September 29, 2025

Other Counsel of Record:

George D. Gallagher and M. Stephen Stublely
Speed, Seta, Martin, Trivett & Stublely & Fickling, LLC
PO Box 11669
Columbia, SC 29211
803-748-2919 (o)
sstublely@speed-seta.com
ggallagher@speed-seta.com
Attorneys for Respondent

APPEAL FROM SOUTH CAROLINA
Workers' Compensation Commission

Commissioners Cynthia C. Dooley, Michael Campbell, and Gabe Coggiola

WCC File No.:2024350

LenJarius Holmes, Deceased, et al.,.....Appellant,

v.

Lawson Trucking, LLC and Berkshire Hathaway Direct Insurance,.....Respondent.

PROOF OF SERVICE

I certify that I, Adelaide Allen, on the date and addresses indicated below, have served the Notice of Appeal upon the Respondents and the South Carolina Workers' Compensation Commission by email and by mailing a copy of the same in the United States mail, with sufficient postage affixed and a return address clearly marked.

Amy Bracy, Judicial Director
SC Workers' Compensation Commission
PO Box 1715
Columbia, SC 29202
abracey@wcc.sc.gov

George D. Gallagher and M. Stephen Stublely
Speed, Seta, Martin, Trivett & Stublely & Fickling, LLC
PO Box 11669
Columbia, SC 29211
ssublely@speed-seta.com
ggallagher@speed-seta.com

Adelaide Allen
Adelaide Allen

Spartanburg, SC
September 29, 2025

RECEIVED
Sep 29 2025
SC Court of Appeals



Reply To:

ROCK HILL I COLUMBIA I CHARLOTTE
SPARTANBURG I BEAUFORT

Tyler Bathrick
tyler@stewartlawoffices.net

Licensed in SC

September 22, 2025

BY E-MAIL: ctappfilings@sccourts.org

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
PO Box 11629
Columbia, South Carolina 29211

RECEIVED
Sep 29 2025
SC Court of Appeals

**RE: LenJarius Holmes, Deceased, et al., v. Lawson Trucking, LLC, and Berkshire
Hathaway Direct Insurance
WCC File No.: 2024350**

Dear Ms. Kitchings:

Enclosed for filing is a notice of appeal in the above case. Also enclosed are the following:

- (1) Proof of service of the notice of appeal on the respondent.
- (2) A copy of the order judgment which is true to be challenged on appeal.
- (3) A filing fee of \$100.

Sincerely,

A handwritten signature in blue ink that reads "Tyler Bathrick for". The signature is stylized and cursive.

Tyler Bathrick
Attorney at Law

CC: George D. Gallagher and M. Stephen Stublely, Attorney for Defendants

P.O. BOX 670 • ROCK HILL, SC 29731 • PHONE (803) 328-5600 • FAX (803) 328-5876

WWW.STEWARTLAWOFFICES.NET

1 • 866 • STEWART