

107204

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM THE SOUTH CAROLINA  
WORKERS' COMPENSATION COMMISSION

WCC File No. 2216315

Court of Appeals Case No. 2025-001178

RECEIVED  
FEB 09 2026  
SC Court of Appeals

Amos Mack, Employee,.....Appellant,

v.

Don's Car Crushing, Employer,  
and BusinessFirst Insurance Company, Carrier ..... Respondents.

**RESPONDENTS' MOTION TO REJECT APPELLANT'S AMENDED INTIAL BRIEF**

Pursuant to Rule 240, SCACR, and Rule 262, SCACR, Respondents move this Court to reject the admission of Appellant's Amended Initial Brief.

Appellant filed a motion to amend his Initial Brief, which was received by the Court on December 2, 2025, requesting leave to amend the Table of Contents of his Initial Brief. Respondents were put on notice of this request and did not have any objection to the amendment of the Table of Contents, and as such did not file a reply to the motion. On January 8, 2026, the Court granted the Appellant's motion to amend. On January 21, 2026, Respondents received Appellant's Amended Initial Brief via U.S. Mail. Appellant's Amended Initial Brief expanded the Appellant's motion to amend by not only amending the Table of Contents, but also by changing the table of authorities, the issues being raised on appeal, the statement of the case, and the

argument of the case. Appellant did not merely amend the Table of Contents, he filed an entirely new brief. Respondents contend this is procedurally improper under Rule 240 as they were only put on notice of Appellant requesting to amend the Table of Contents, not the substance of his appeal in its entirety.

Furthermore, Respondents request this Court to reject the admission of Appellant's Amended Initial Brief as it was never properly served upon Respondents, and it was provided to Respondents in an incomplete manner, in violation of Rule 207, SCACR. First, Respondents received Appellant's Amended Initial Brief by U.S. mail on January 21, 2026, without a proper certificate of service as is required under Rule 262, SCACR. The version filed with the Court reflects a certificate of service, while the version sent to Respondents was without a certificate of service. Second, the version of the Amended Initial Brief sent to Respondents did not include an argument section as is outlined under Rule 208, SCACR. The version filed with the Court reflects an argument section, on what would be considered page 8, but this was not the same version provided to Respondents. This again reinforces the improper service of this Amended Initial Brief, as the Respondents have not properly been put on notice of the version of the Amended Initial Brief filed with the Court. Respondents received the Amended Initial Brief without proper service, and without the complete section requirements outlined under Rule 208, SCACR, therefore Appellant's Amended Initial Brief should be rejected by the Court.

As such, based on the improper service and the improper amendment of substantive content of his Initial Brief, Respondents request that this Court reject the Appellant's Amended Initial Brief, and proceed with considering this appeal based upon the initial brief filed August 25, 2025.

Respectfully submitted,



---

Nicolas L. Haigler, Esquire  
S.C. Bar No.: 76684  
Robinson Gray Stepp & Laffitte, LLC  
2151 Pickens Street, Suite 500  
Columbia, South Carolina 29201  
(803) 231-7847

**ATTORNEY FOR RESPONDENTS**

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

RECEIVED

FEB 09 2026

SC Court of Appeals

APPEAL FROM SOUTH CAROLINA  
Workers' Compensation Commission

Appellate Case No. 2025-001178

SCWCC File No. 2216315

Amos Mack, Employee..... Appellant,

v.

Don's Car Crushing, Employer

and BusinessFirst Insurance Company, Carrier ..... Respondents.

**PROOF OF SERVICE**

I certify that I, Toni Wingard, legal assistant for Robinson, Gray, Stepp & Laffitte, LLC, have caused the **Respondents' Motion to Reject Appellant's Amended Initial Brief** to be served on the parties below addressed as follows:

**VIA E-MAIL**

The Honorable Jenny Abbott Kitchings  
Clerk of the SC Court of Appeals  
P.O. Box 11629  
Columbia, South Carolina 29211  
Via email: [ctappfilings@sccourts.org](mailto:ctappfilings@sccourts.org)

**VIA U.S. CERTIFIED RESTRICTED  
DELIVERY AND REGULAR U.S. MAIL**

Amos Mack  
Appellant  
1256 Tony Bay Road  
Holly Hill, South Carolina 29059



Toni Wingard  
Legal Assistant to Nicolas L. Haigler

February 9, 2026

February 9, 2026

*Via email: [ctappfilings@sccourts.org](mailto:ctappfilings@sccourts.org)*  
The Honorable Jenny Abbott Kitchings  
Clerk of the South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, South Carolina 29211

**RECEIVED**  
FEB 09 2026  
SC Court of Appeals

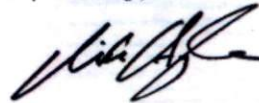
RE: Amos Mack v. Don's Car Crushing  
Appellate Case No.: 2025-001178

Dear Ms. Kitchings:

Enclosed for filing please find the **Respondents' Motion to Reject Appellant's Amended Initial Brief** regarding the above referenced matter. We have also enclosed our law firm's check made payable to SC Court of Appeal in the amount of \$50.00 as payment of the filing fee.

If you would kindly have your staff file the **Respondents' Motion to Reject Appellant's Amended Initial Brief** and **Proof of Service** and return a clocked copy to me.

Respectfully,



Nicolas L. Haigler, Esquire

Enclosure(s) as stated

cc: Amos Mack, Appellant (via U.S. Certified Restricted Delivery and Regular U.S. Mail)  
Jennifer Abel (via email)  
Kathy Berg (via email)