

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM THE SOUTH CAROLINA
WORKERS' COMPENSATION COMMISSION

WCC FILE NO: 0202022

Clifford Pasley,

Appellant,

v.

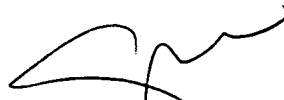
Leonard Enterprises, Inc., TransAgri, Inc.,
and S.C. Uninsured Employers' Fund,

Respondents.

MOTION TO DISMISS

S.C. Uninsured Employers' Fund hereby moves to dismiss this case for lack of jurisdiction. The date of the loss of this case is January 17, 2002. The Full Commission issued a Decision and Order on December 3, 2013. As this case was before §42-17-60 was amended, an appeal from the Full Commission should have been filed with the Court of Common Pleas. No appeal has been filed in Common Pleas. An appeal from the Full Commission to the Court of Appeals in this case is not appropriate and the Court of Appeals would not have jurisdiction until such time as the Circuit Court has ruled on this matter. Therefore, the S.C. Uninsured Employers' Fund hereby moves to have this case dismissed from the Court of Appeals for lack of jurisdiction.

CLAWSON AND STAUBES, LLC



Margaret M. Urbanic
126 Seven Farms Drive, Suite 200
Charleston, South Carolina 29492-8144
(843) 577-2026

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SC Court of Appeals

Attorney for the Respondent
S.C. Uninsured Employers' Fund

Charleston, South Carolina

January 30 2014

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Clifford Pasley,

Claimant-Appellant,

v.

Leonard Enterprises, Inc., TransAgri, Inc.,
and S.C. Uninsured Employers' Fund,

Respondents.

PROOF OF SERVICE

I, Margaret Urbanic, do hereby certify that I have served the Respondent S.C. Uninsured Employers' Fund's Motion to Dismiss this 20 day of July, 2014, by mailing the Notice, by regular U.S. mail, with proper postage affixed to the following:

Frank Barton
MULLIS LAW FIRM
P. O. Box 7757
Columbia, SC 29202

TransAgri, Inc.
371 W. Hill Street
Goldsboro, NC 27534-7307

Leonard Enterprises
230 Moonlight Drive
Columbia, SC 29212

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SC Court of Appeals

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AND
STAUBES
LLC**

126 Seven Farms Drive, Suite 200
Charleston, South Carolina 29492

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SC Court of Appeals

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