

The South Carolina Court of Appeals

Antonio Lazaro, by and through his GAL Decidora
Lazaro, Employee, Respondent,

v.

Burriss Electrical, Inc., Employer, and CompTrust AGC
of the Carolinas, Carrier, Appellants.

Appellate Case No. 2011-192272

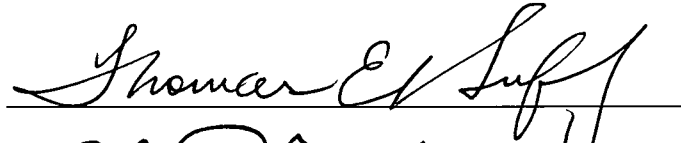
ORDER

On October 3, 2013, this court held the above-captioned appeal in abeyance and remanded the case to the South Carolina Workers' Compensation Commission to determine whether there exists a binding agreement between the parties to settle Respondent's claim. We ordered the Commission to make a written determination and report its findings to this court within thirty days. Subsequently, this court granted the Commission's request for an extension of time to comply with the order by November 18, 2013.

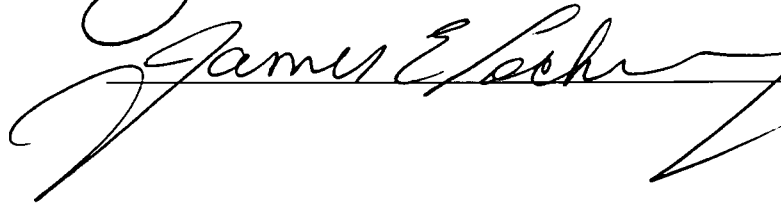
The Commission failed to meet the revised deadline, necessitating another order from this court on December 12, 2013, requiring the Commission to set a hearing date with thirty days' notice to the parties and to submit its findings and conclusions to this court within forty-five days. Rather than comply with the court's order, the Commission submitted a letter near the end of the day on which its finding and conclusions were due, informing this court that the Commission would wait until February 28, 2014 to conduct a hearing and take as long as two weeks after the hearing to submit its findings and conclusions to this court.

We admonish the Commission that we find unacceptable its repeated failures to comply with this court's orders and its recent attempt to revise this court's deadline without prior approval. Accordingly, so that this six-year-old case may proceed without further delay, we revoke our order of October 3, 2013 holding this appeal in abeyance and remanding the case to the

Commission. We further revoke our December 12, 2013 order and proceed to issue the attached opinion dispensing with the merits of the appeal.¹

 J.

 J.

 J.

Columbia, South Carolina

cc:

Virginia Crocker
Preston F. McDaniel
John Earl Duncan
Helen Faith Hiser
Landon L. Hughey
Weston Adams, III

FILED

February 6, 2014

¹ To the extent any party still seeks to hold this appeal in abeyance, we deny the motion. Should any party desire to be heard on the question of the existence and possible enforcement of a settlement agreement, such party will have an opportunity to file the appropriate motion with the Commission after the remittitur is sent to the Commission.