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Proudly representing injured workers  
for over 25 years.

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SC Court of Appeals  
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February 19, 2014

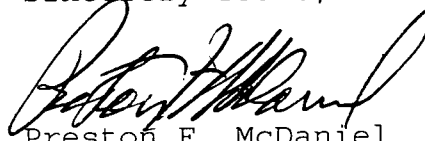
Honorable Jenny Abbott Kitchings  
Clerk of Court  
SC Court of Appeals  
1015 Sumter Street  
Columbia, South Carolina 29211

**RE: Antonio Lazaro v. Burriss Electrical Employer and Comp.  
Trust AGC of the Carolinas, Carrier.  
Appellate Case No. 2011-192272**

Dear Ms. Kitchings:

I do not see where defense counsel has notified you that one of their two clients the party listed in the pleadings as the insurance carrier has been declared insolvent; So that the Court may be properly notified, I am attaching a copy of a letter we received from Gary M. Cannon, Executive Director of the S.C. Workers Compensation Commission, notifying all interest parties concerning matters pending before the Commission. I am providing this for the Court's information and look forward to receiving the Remittitur so that I may file our Motion for Costs. By copy of this letter I am notifying Counsel of Record for the defendants of this communication, and as always I appreciate all the courtesies and kindnesses shown to me by the Court.

Sincerely Yours,



Preston F. McDaniel  
Attorney for the Respondent.

PFM/amc

cc: Jack E. Duncan, Esquire  
Weston Adams, III, Esquire  
Helen F. Hiser, Attorney at Law  
Landon L. Hughey, Esquire  
Virginia Crocker, Judicial Director

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## *Workers' Compensation Commission*

*February 11, 2014*

### In the Matter of Workers' Compensation Claims Arising Under CAGC Insurance Company Inc., Self-insured Program

On January 26, 2012, the General Court of Justice Superior Court Division, Wake County, North Carolina Court, entered a Rehabilitation and Injunction Order against CAGC Insurance Company. The court declared CAGC insolvent, appointed the Deputy Commissioner of the North Carolina Department of Insurance as Receiver, and gave exclusive possession of all CAGC's assets to the Receiver. With the Order of Liquidation, CAGC qualifies as an "insolvent insurer" as defined by § 38-31-20(7). The South Carolina Property and Casualty Insurance Guaranty Association Act (the Act) provides a remedy for certain obligations of an insolvent insurer. The South Carolina Guaranty Association is responsible for administration of the Act.

Pursuant to the Act,

[a]ll proceedings involving covered claims in which the insolvent insurer is a party or is obligated to defend a party in any court in this State must be stayed ninety days from the date insolvency is determined to permit proper defense by the association.

§ 38-31-160

In accordance with § 38-31-160, the Commission issued an Administrative Order instructing the Commission to stay all matters before the Commission in which CAGC is a party until **April 16, 2014**, which is 90 days after the entry of the Order of Liquidation. Once the statutory 90 day stay has expired, the Commission's Judicial Department will move forward with processing all pending matters in as expedient manner as possible.

The Commission will continue to provide updates as they become available.

Gary M. Cannon  
Executive Director  
803-737-5744  
[gcannon@wcc.sc.gov](mailto:gcannon@wcc.sc.gov)