

THE STATE OF SOUTH CAROLINA
In the Supreme Court

APPEAL FROM THE APPELLATE PANEL
SOUTH CAROLINA WORKERS' COMPENSATION COMMISSION

RECEIVED

Opinion No. 2012-UP-302
(SC Ct. App. filed May 16, 2012;
Withdrawn, Substituted and Refiled June 20, 2012)

OCT 01 2014

S.C. SUPREME COURT

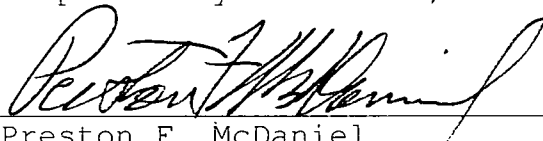
Margaree Maple, Employee,Petitioner,
v.
Heritage Healthcare of Ridgeway,
Employer, and Phoenix Insurance
Company, Carrier,Respondents.

MOTION TO ARGUE AGAINST PRECEDENCE

YOU WILL PLEASE TAKE NOTICE that pursuant to SC Rules of Appellate Procedure Rule 240 and Rule 217 at the upcoming oral argument, Counsel for the Petitioner will respond to any inquiries by the Court and will seek to argue against precedent as to the Case of Pollock vs. Southern Wine and Spirits, 205 S.C. 9, 747 S.E.2d, 430 (2013) on the same basis as set out in the Brief of Petitioner at pages 22-27. Since Petitioner noticed in Brief the intention to argue against this precedent, Petitioner would request that the time limit for filing this Motion be shortened pursuant to SC Rules of Appellate Procedure 263(B).

I so move.

Respectfully submitted,



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September 26, 2014

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In the Supreme Court

APPEAL FROM THE APPELLATE PANEL
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Opinion No. 2012-UP-302
(SC Ct. App. filed May 16, 2012;
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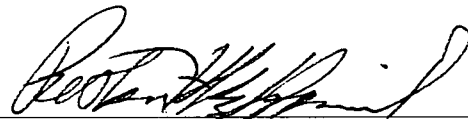
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v.

Heritage Healthcare of Ridgeway,
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Company, Carrier,Respondents.

PROOF OF SERVICE

I certify that I have had the **MOTION TO ARGUE AGAINST PRECEDENCE** served by depositing a copy of it in the United States Mail, postage prepaid, on September 29, 2014 addressed to its attorney of record, R. Daniel Addison, Esquire, Hedrick, Eatman, Gardner & Kincheloe, Post Office Box 11267, Columbia, South Carolina 29211.



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September 29, 2014