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**THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS**

Appeal From The South Carolina
Workers' Compensation Commission

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NOV 07 2014
SC Court of Appeal

Aisha Taylor, Commissioner
T. Scott Beck, Commissioner
Andrea C. Roche, Commissioner

WCC File No. 0622032

Patricia Marzett,

Appellant,

v.

Charleston County School District,

Respondent,

**MOTION TO HOLD DEADLINES IN ABEYANCE, OR IN THE
ALTERNATIVE, FOR AN EXTENSION OF TIME
TO FILE/SERVE INITIAL BRIEF OF RESPONDENT AND
DESIGNATION OF MATTER**

YOUNG CLEMENT RIVERS LLP
Stephen L. Brown
Catherine H. Chase
Leslie M. Whitten
25 Calhoun Street, Suite 400 (29401)
P.O. Box 993
Charleston, South Carolina 29402
(843) 720-5488
Attorneys for the Respondent

TO: THE HONORABLE JUDGES OF THE SOUTH CAROLINA
COURT OF APPEALS:

COMES NOW the Respondent Charleston County School District, by and through its undersigned counsel, pursuant to Rule 263(b), SCACR, and moves this Honorable Court to hold all deadlines in abeyance due to the settlement which has been reached by the parties. As evidenced by Appellant's counsel's letter to the South Carolina Workers' Compensation Commission with a Petition for Approval of Compromise Settlement, attached as Exhibit A, the parties have reached a settlement, Appellant has agreed to the settlement, and the parties are merely waiting on the Commission to return the Order Approving Settlement. Once the Order Approving Settlement is returned, Appellant will dismiss her appeal.

As such, Respondent respectfully requests that all pending deadlines be held in abeyance until Appellant receives the signed Order Approving Settlement.

In the alternative, Respondent respectfully requests a thirty (30) day extension of time to serve and file its initial brief and corresponding designation of matter to be included in the record on appeal.

The Appellant served her initial brief on August 7, 2014; thereby, making the Respondent's initial briefing deadline September 8, 2014, according to Rule 208(a)(2), SCACR. Previously, via letter request, the

Respondent sought a 30-day extension of its briefing deadline, which the Court granted by order filed September 10, 2014, extending such deadline through October 8, 2014. A second motion for 30-day extension of time was filed by Respondent on October 10, 2014. This Court granted the second motion and provided Respondent until November 7, 2014 to file its initial brief and designation of matter on October 15, 2014.

In light of the extraordinary circumstance of this matter being settled during the pendency of the appeal, the undersigned respectfully requests that all deadlines be held in abeyance until Appellant receives the signed Order Approving Settlement, after which she can dismiss her appeal. In the alternative, the undersigned respectfully requests that Respondent's deadline for serving/filing its initial brief and corresponding designation of matter to be included in the record on appeal be extended by 30 days from November 7, 2014, i.e., through December 8, 2014. Respectfully, Respondent believes that this relief is consistent with the interests of justice and will not work any undue prejudice upon Appellant.

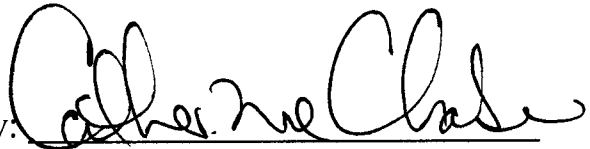
The undersigned counsel for Respondent has communicated with counsel for Appellant, and he has no objection to this motion.

WHEREFORE, Respondent respectfully requests that this Honorable Court grant an order holding all deadlines be held in abeyance until

Appellant receives the signed Order Approving Settlement, or in the alternative, grants a 30 day extension of time to serve and file the Initial Brief of Respondent and corresponding designation of matter to be included in the record on appeal.

Respectfully submitted,

YOUNG CLEMENT RIVERS, LLP

By: 

Stephen L. Brown
Catherine H. Chase
Leslie M. Whitten
25 Calhoun Street, Suite 400 (29401)
P.O. Box 993
Charleston, South Carolina 29402
(843) 720-5488
Attorneys for the Respondent

Charleston, South Carolina

Dated: November 5, 2014

LAW OFFICES OF DONALD H. HOWE, LLC

Attorneys at Law

November 4, 2014

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SC Workers' Compensation Commission
Attention: Judicial Administrator
PO Box 1715
Columbia, SC 29202-1715

SC Court of Appeals

RE: Patricia Marzett v. Charleston County School District
WCC File#0622032

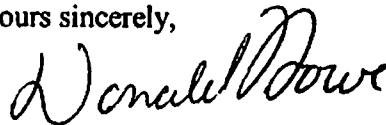
Dear Sir or Madam:

The above case was appealed by the Claimant regarding issues concerning her right hip. Claimant's attorney filed an initial brief with the S.C. Court of Appeals. Prior to the appeal brief of the Employer, the parties agreed to settle the issues that were on appeal for \$15,000.00. The original award is, as a practical matter, unaffected.

I am enclosing three copies of the Petition for Approval of Compromise Settlement along with the proposed Order Approving Settlement. Please send a certified copy of the Order to me and to Ms. Leslie Whitten in the envelopes provided.

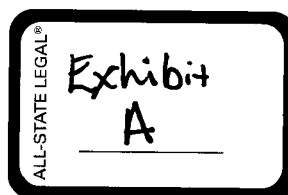
With kindest regards, I am

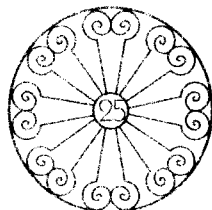
Yours sincerely,



Donald H. Howe

DHH/gbh
Enclosure
cc: Leslie Whitten, Esquire





YCR LAW
Young Clement Rivers, LLP

Catherine H. Chase

Direct Dial: (843) 720-5488
Direct Fax: (843) 579-2983
E-mail: cchase@ycrlaw.com

November 5, 2014

Jenny Abbott Kitchings, Clerk of Court
South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

Re: Patricia Marzett v Charleston County School District
Appellate Case No. 2014-000943
Case No.: 2014-000943
YCR File: 6959-20071389

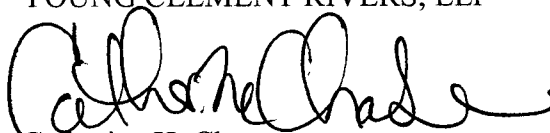
Dear Ms. Kitchings:

Enclosed for filing in the above-referenced matter, please find the original and seven (7) copies of a **Motion to Hold Deadlines in Abeyance, or in the Alternative, For An Extension of Time to File/Serve Initial Brief of Respondent and Designation of Matter**. Also enclosed is the original and two (2) copies of a **Proof of Service** regarding the same as well as our firm's check in the amount of \$25.00 to cover the cost of filing this motion.

Kindly return one (1) stamped copy to us in the envelope provided. With best wishes and kindest regards, I am

Sincerely,

YOUNG CLEMENT RIVERS, LLP



Catherine H. Chase

CHC/amj

Enclosures

cc: Donald H. Howe, Esquire, Law Offices of Donald H. Howe, LLC

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SC Court of Appeals

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25 Calhoun Street, Suite 400
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Charleston, SC 29402-0993

Jenny Abbott Kitchings, Clerk of Court
South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

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SC Court of Appeals

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