

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM SOUTH CAROLINA  
Workers' Compensation Commission  
Andrea C. Roche, Commissioner

174701

WCC File No. 1023143

Case Tracking No: 2013-001896

George Ferguson..... Claimant/Appellant.

v.

New Hampshire Insurance Company,  
Carrier for AMERCO/U-HAUL International,  
Sean Unterkoefer d/b/a United Stand Moving,  
Employer, and the S.C. Workers' Compensation  
Uninsured Employers' Fund .....Defendants/Respondents.

**RESPONDENTS' MOTION FOR SUBSTITUTION OF COUNSEL,  
OR IN THE ALTERNATIVE, CONTINUANCE**

Pursuant to Rule 240, SCACR, Respondents New Hampshire Insurance  
Company and AMERCO/U-HAUL International respectfully move this  
Honorable Court for an order granting substitution of counsel, or in the

alternative, a continuance of 30 days with regard to oral argument in the instant case.

Oral argument is scheduled in this matter; specifically, the Court has placed the argument on its calendar for Tuesday, January 13, 2015 at 11:20 a.m. Counsel for Respondents recognize that: (1) Respondents' former counsel (Kristian Cross Bell) was advised of the argument date by the Clerk of Court and that counsel provided written acknowledgement to the Clerk of her availability to appear at argument at the designated date and time; and (2) a delay of argument after scheduling is both unusual and disfavored. However, former counsel of record, Kristian Cross Bell, left the employ of Collins & Lacy in late December. Consequently, new counsel of record (Stanford E. Lacy, Peter H. Dworjanyn, and Christian Stegmaier) have assumed responsibility for the matter and are now undertaking learning the record and sharpening their command of the briefing in order to present meaningful argument to the Court. Because of the importance of the case to Respondents, as well as the complex issues extant in the matter, new counsel of record seek an order granting their substitution (which would operate as a temporary abeyance), or in the alternative, a continuance in order to best represent the interests of their clients.

New counsel for Respondents conferred with counsel for Appellant by telephone on Monday, January 5, 2015, to advise of the need for substitution of counsel in light of the circumstances, or in the alternative, a continuance and to elicit Appellant's counsel's response to the same. Counsel for Respondents represents to this Court that counsel for Appellant: (1) does not object to Respondents' pursuit of the desired relief; and (2) understands that it may be up to 60 days before the case is placed on a new roster (based on Respondents' supposition that the February roster may already be prepared).

Respondents greatly appreciate the Court's time and attention, as well as that accommodation the Court may be able to provide new counsel of record in this admittedly unusual request for relief and assistance.

[SIGNATURE PAGE ATTACHED]

Respectfully Submitted,  
COLLINS & LACY, P.C.

A handwritten signature in black ink, appearing to read 'Stanford E. Lacy', written over a horizontal line.

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ATTORNEYS FOR RESPONDENTS

Columbia, South Carolina  
January 6, 2015

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**PROOF OF SERVICE**

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Counsel for Respondents certifies that he has served Respondents' Motion for Substitution of Counsel, or in the Alternative, Continuance on all parties by depositing a copy of it in the United States Mail, postage prepaid, on January 6, 2015, addressed to the following attorneys of record:



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**VIA HAND DELIVERY**

The Honorable Jenny A. Kitchings  
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Respectfully Submitted,  
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