

McDANIEL LAW FIRM
ATTORNEYS AND COUNSELORS AT LAW
1315 ELMWOOD AVENUE
COLUMBIA, SOUTH CAROLINA 29201

RECEIVED

MAY 22 2015

SC Court of Appeals

Proudly representing injured workers
for over 30 years.

Preston F. McDaniel

Telephone (803) 771-7211

Matthew Robertson

Facsimile (803) 252-0709

May 22, 2015

MOST RESPECTFULLY,
IMMEDIATE ATTENTION
REQUESTED, PLEASE

VIA EMAIL - jkitchings@sccourts.org
VIA FACSIMILE - 734-1839
AND US MAIL.

Honorable Jenny Abbott Kitchings
Clerk of Court, SC Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

RE: Clarence Winfrey, Employee, Appellant, v. Archway
Services, Inc., Employer, and American Fire &
Casualty Insurance Co., Carrier, Respondents.
Appellate Case No.: 2014-001815

Clarence Winfrey, Employee, Appellant, v. Archway
Services, Inc., Employer, and American Fire &
Casualty Insurance Co., Carrier, Respondents.
Appellate Case No.: 2014-001816

Clarence Winfrey, Employee, Respondent, v. Archway
Services, Inc., Employer, and American Fire &
Casualty Insurance Co., Carrier, Appellants.
Appellate Case No. 2014-001788

Dear Ms. Kitchings:

In follow up to my letter of May 20th, first I would appreciate it if you would confirm whether or not you received the Form 70 from the mediator noting we had reached an impasse at the mediation. It was and is Mr. Bayne's and my understanding that under the Court's voluntary mediation program that the briefing schedule would be set after notification concerning the results of the mediation.

Second, I thought quite frankly that the Court had granted our joint motion filed March 11, 2015 (attached) but upon review I find that the Motion that had been granted was a previous joint motion filed February 20, 2015. Apparently the second March 11th

The Honorable Jenny Abbott Kitchings
May 22, 2015
Page 2 of 2

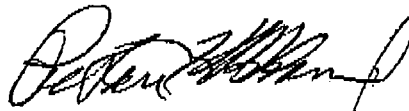
motion was never addressed by formal order of the Court. This lead to confusion on our behalf about the Order of the Court dated April 7, 2015 concerning the filing deadline which we thought would be reset after the mediation.

Our understanding of the voluntary mediation program and the setting of the briefing schedule after notification about an impasse lead to our confusion and misunderstanding as to when the briefs would be due.

Mr. Bayne and I are prepared to file a joint motion today asking for an extension but would sincerely appreciate it if the Court could review this and let us know as to whether or not that will be necessary so that we can avoid that expense for our clients. I stand ready to provide the Court any information it needs in case there is something missing in the file.

I am forwarding a copy of this to our assigned Deputy Clerk, Ms. Allen, and again would respectfully request a response from the Court today.

Sincerely yours,



Preston F. McDaniel

PFM/kth
Enclosure

cc: Brett H. Bayne, Esquire (via email only - brett.bayne@mgclaw.com)
V. Claire Allen, Deputy Clerk (via email only - callen@sccourts.org)

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March 11, 2015

COPY

Honorable Jenny Abbott Kitchings
Clerk of Court, SC Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

RE: REQUEST AND CONFIRMATION FOR EXTENSION TO CONDUCT
MEDIATION

Clarence Winfrey, Employee, Appellant, v. Archway
Services, Inc., Employer, and American Fire &
Casualty Insurance Co., Carrier, Respondents.
Appellate Case No.: 2014-001815

Clarence Winfrey, Employee, Appellant, v. Archway
Services, Inc., Employer, and American Fire &
Casualty Insurance Co., Carrier, Respondents.
Appellate Case No.: 2014-001816

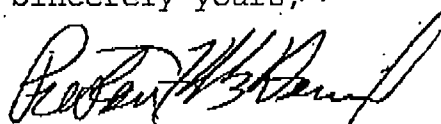
Clarence Winfrey, Employee, Respondent, v. Archway
Services, Inc., Employer, and American Fire &
Casualty Insurance Co., Carrier, Appellants.
Appellate Case No. 001788

Dear Ms. Kitchings:

This will confirm our conversation wherein the parties are mutually requesting an extension to conduct the mediation in the above-referenced matter. For the reasons stated in my previous letter, we rescheduled the matter for May 1st but to ensure that the mediation is conducted in a timely fashion, we have are requesting an extension until June 1st which would allow for any rescheduling necessitated by sickness and/or other unforeseen circumstances during May.

By copy of this letter, I am confirming with defense counsel, Mr. Brett Bayne, our mutual agreement to request this extension and I am enclosing the required \$25.00 filing fee.

Sincerely yours,


Preston F. McDaniel

PFM/kth
Enclosure

cc: Brett H. Bayne, Esquire

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Matthew C. Robertson

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FAX TRANSMISSION COVER SHEET

Date: 5/22/15
From: Preston & McDaniel
To: Hon. Jeremy Abbott Kitchings
Fax Number Called: 734-1839
Regarding: _____

Urgent

Comments: Please see attached letter
& Request.
Thank you in advance.

We are transmitting 4 pages, including face sheet.

If you have any problems with this transmission, please call me at 803-771-7211.

Transmitted from Fax Number 803-252-0709

Transmitted by: Kmm

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