

IN THE STATE OF SOUTH CAROLINA  
In The Supreme Court

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SEP 06 2012  
S.C. Supreme Court

APPEAL FROM THE SOUTH CAROLINA  
WORKERS' COMPENSATION COMMISSION

Appellate Panel  
Commissioner T. Scott Beck  
Commissioner David W. Huffstetler  
Commissioner Derrick L. Williams

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Case No. 2012-212605

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Margaree Maple, ..... Petitioner,

v.

Heritage Healthcare of Ridgeway, Employer,  
and Phoenix Insurance Company, Carrier ..... Respondents.

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**MOTION TO FILE OUT OF TIME**

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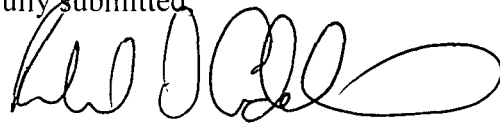
R. Daniel Addison  
Hedrick Gardner Kincheloe & Garofalo, LLP  
Post Office Box 11267  
Columbia, SC 29211  
(803) 727-1200  
S.C. Bar No. 06793  
Attorney for Respondents

Other Counsel of Record:  
Preston F. McDaniel  
McDaniel Law Firm  
1315 Elmwood Avenue  
Columbia, South Carolina 29201  
Attorney for Petitioner

Heritage Healthcare of Ridgeway and Phoenix Insurance Company (collectively “Respondents”) hereby respectfully request that the Court permit Respondents to submit and file their Return to Petitioner Margaree Maple’s Petition for Writ of Certiorari out of time.

Petitioner filed her Petition for Writ of Certiorari (“Petition”) on July 27, 2012. Respondents received the Petition on July 30, 2012. Pursuant to Rule 242(f), Respondents’ Return to the Petition was due August 27, 2012. Through inadvertence, however, Respondents did not properly calendar the due date for their Return to the Petition. Having discovered this error, Respondents now respectfully request that the Court permit Respondents to file their Return out of time. Respondents do not perceive any prejudice to Petitioner by the granting of this relief.

Respectfully submitted



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R. Daniel Addison  
Hedrick Gardner Kincheloe & Garofalo, LLP  
Post Office Box 11267  
Columbia, SC 29211  
(803) 727-1200

Attorney for Respondents

September 6, 2012

THE STATE OF SOUTH CAROLINA  
In the Supreme Court

APPEAL FROM THE SOUTH CAROLINA WORKERS'  
COMPENSATION COMMISSION APPELLATE PANEL

Opinion No. 2012-UP-302

RECEIVED

SEP 06 2012

S.C. Supreme Court

Margaree Maple, ..... Petitioner,

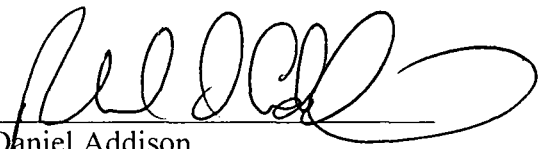
v.

Heritage Healthcare of Ridgeway,  
Employer and The Phoenix Insurance  
Company, Carrier, ..... Respondents.

PROOF OF SERVICE

I certify that I have served the *Return on Petition for Writ of Certiorari* and *Motion to File Out of Time* by depositing a copy of it in the United States Mail, postage prepaid, on September 6, 2012, addressed, **Preston McDaniel**, McDaniel Law Firm, 1315 Elmwood Ave, Columbia, SC 29201 and **SC Court of Appeals**, P.O. Box 11629, Columbia, SC 20299

September 6, 2012



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