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THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM THE SOUTH CAROLINA
WORKERS' COMPENSATION COMMISSION

Appellate Case No. 2015-000808

RECEIVED
OCT 26 2015
SC Court of Appeals

James Osment.....Appellant,

v.

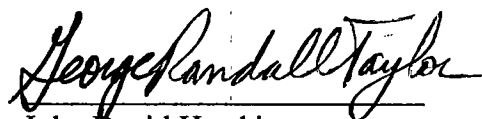
The Timken Company and Phoenix Insurance Company.....Respondents

**APPELLANT'S MOTION TO MODIFY RECORD ON APPEAL AND
FOR ADDITIONAL TIME TO FILE AND SERVE FINAL BRIEFS**

Appellant, James Osment, hereby moves the Court to allow modification of the Record on Appeal. The Record on Appeal was served on October 5, 2015. Counsel for Appellant asked Counsel for Respondents to advise of any suggested changes. Thereafter, Counsel for Respondents suggested via email (see attached copy) that certain attachments should be deleted to avoid duplication. The deletion of matters reflected in the attached email has resulted in the renumbering of pages which was completed on October 23rd, 2015. Counsel for Appellant is informed and believes that Court approval is necessary to file and serve the updated Record on Appeal. It is important to note that Counsel for Respondents consents to the filing and service of the updated Record on Appeal. In addition, Counsel for Appellant asks that an additional twenty (20) days be allowed from October 23rd, 2015 in order for the parties to file their final briefs.

[SIGNATURE PAGE FOLLOWS]

Respectfully submitted,

A handwritten signature in cursive script that reads "George Randall Taylor". The signature is written in black ink and is positioned above a horizontal line.

John David Hawkins
South Carolina Bar No. 5891
Charles Logan Rollins
South Carolina Bar No. 78395
George Randall Taylor
South Carolina Bar No. 10151
The Hawkins Law Firm
P.O. Box 5048
Spartanburg, SC 29304
(864) 574-8801

ATTORNEYS FOR APPELLANT

October 23, 2015

Chris Coleman

Subject: FW: WCC #1008356 James Osment vs. The Timken Company 026-CB-EHZ9292-A:
Osment vs Timken

From: Julie E. Harris [mailto:jeharris@wjlaw.net]

Sent: Thursday, October 15, 2015 4:15 PM

To: Randy Taylor

Cc: Logan Rollins; Chris Coleman

Subject: RE: WCC #1008356 James Osment vs. The Timken Company 026-CB-EHZ9292-A: Osment vs Timken

Good Afternoon,

South asked me to email you guys regarding the Record on Appeal we received. We found some duplicates and have had the Ct of Appeals return briefs for unnecessary duplications in the past. Just wanted to give you guys a heads up. The duplicates we found:

- 1) Barden's Order from 11/24/2014 – pp. 20-45 and pp. 52-77 (w/Form 30)
- 2) Appellate Panel Transcript – 2/25/2014 – pp. 80-102 (w/Notice of Appeal) and pp. 103-125

Have a great evening,
Julie

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The Timken Company and Phoenix Insurance Company.....Respondents.

PROOF OF SERVICE

I certify that I have served the Appellant's Motion to Modify Record on Appeal and for Additional Time to File and Serve Final Briefs on The Timken Company and Phoenix Insurance Company, by depositing a copy of the same in the United States Mail, Postage prepaid, on October 23, 2015, addressed to their attorney of record as follows:

J. South Lewis of
Willson Jones Carter & Baxley, PA,
872 Pleasantburg Drive,
Greenville, SC 29607
jslewis@wjlaw.net

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

Respectfully submitted,



John David Hawkins
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October 23, 2015