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SC Court of Appeals

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM THE SOUTH CAROLINA  
WORKERS' COMPENSATION COMMISSION

W.C.C. File No. 1120778

Lettie Spencer,

Appellant,

v.

NHC Parklane,

Employer/Respondent,

and

Premier Group Insurance Co., Inc.,

Carrier/Respondent.

MOTION REQUESTING PERMISSION TO FILE OUT-OF-TIME


Appellant, by and through undersigned counsel, hereby moves this Court for permission to file her transcript request out-of-time.

Appellant Lettie Spencer received an unfavorable decision from the South Carolina Workers' Compensation Commission on September 11, 2015. On October 9, 2015, she filed a Notice of Appeal with the South Carolina Court of Appeals. On October 28, 2015, Ms. Spencer received a letter from The SC Court of Appeals indicating that the transcript request should have been filed with the Court.

Contemporaneously with the filing of this motion, Ms. Spencer is requesting a full transcript of the hearing before the Workers' Compensation Commission. Pursuant to Rule 207, SCACR, both the Court of Appeals and defense counsel are being copied on this

correspondence. Appellant respectfully requests that she be granted permission to file this transcript request out-of-time with the Court.

Respectfully submitted,



Andrew W. Creech  
Garrett B. Johnson  
ELROD POPE LAW FIRM  
P.O. Box 11091  
Rock Hill, SC 29731  
(803) 324-7574  
Attorneys for Appellant

November 3, 2015

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SC Court of Appeals

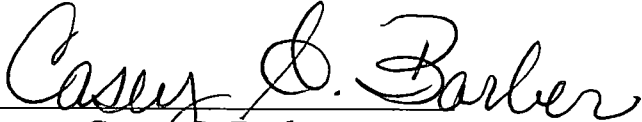
**CERTIFICATE OF MAILING**

The undersigned hereby certifies that she is a secretary to the attorney for the Employee-Claimant in the above-entitled action and that the foregoing **MOTION REQUESTING PERMISSION TO FILE OUT-OF-TIME** served by depositing same in the United States Mail with the proper postage affixed thereto, to the following addresses:

Ms. Jenny Abbott Kitchings, Clerk  
**The South Carolina Court of Appeals**  
PO Box 11629  
Columbia, SC 29211

Clarke W. McCants, III, Esquire  
**Nance, McCants & Massey**  
Attorneys & Counselors at Law  
PO Box 2881  
Aiken, SC 29802-2881

Attn: Judicial Department  
**SC Workers' Compensation Commission**  
PO Box 1715  
Columbia, SC 29202

  
Casey S. Barber

Rock Hill, South Carolina

November 3, 2015



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SC Court of Appeals

November 3, 2015

Thomas E. Pope

Jack G. Leader

David Vance Benson  
*Circuit Court Mediator*

Harold C. Staley, Jr.  
*Licensed in SC & NC*

Andrew W. Creech

Garrett B. Johnson

Ben P. Leader  
*Licensed in SC & NC*

Luther C. Elrod, III  
*Founding Member 1980-2013*

Ms. Jenny Abbott Kitchings, Clerk  
**The South Carolina Court of Appeals**  
PO Box 11629  
Columbia, SC 29211

Re: Lettie L. Spencer vs.  
NHC Parklane, Inc.  
WCC File No. 1120778  
Appellate Case No. 2015-002112

Dear Ms. Kitchings:

Please be advised this firm represents Ms. Lettie Spencer in the above entitled workers' compensation appeal.

Enclosed are an original and one copy of our Motion Requesting Permission to File Out-of-Time with Certificate of Service. I have also enclosed a copy of our transcript request and a check in the amount of \$25.00 for the filing fee.

Yours very truly,

**ELROD POPE LAW FIRM**

By: Andrew W. Creech  
Andrew W. Creech

*AWC*

AWC/csb  
Enclosures

cc: Attn: Judicial Department  
SC Workers' Compensation Commission (w/encl.)  
Clarke W. McCants III, Esquire (w/encl.)  
Ms. Lettie L. Spencer (w/encl.)

*Helping Injured People*



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Luther C. Elrod, III  
*Founding Member 1930-2013*

Ms. Jennifer Nottle  
Court Reporter  
**Creel Court Reporting, Inc.**  
1230 Richland Street  
Columbia, SC 29045

RE: Lettie L. Spencer vs.  
NHC Parklane  
WCC File No. 1120778  
Appellate Case No. 2015-002112

Dear Jennifer:

Please be advised this firm represents Ms. Lettie Spencer in the above-captioned workers' compensation appeal.

I am requesting a copy of the transcript for the hearing before the SC Workers' Compensation Commission on June 15, 2015. If you will send me an invoice for the costs of printing, I will arrange for payment immediately.

I am by copy of this letter serving the SC Workers' Compensation Commission, defendants and Ms. Jenny Abbott Kitchings, Clerk of The South Carolina Court of Appeals.

*Helping Injured People*

Page 2  
Ms. Jennifer Nottle  
Court Reporter  
**Creel Court Reporting, Inc.**  
November 3, 2015

Yours very truly,

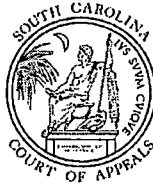
**ELROD POPE LAW FIRM**

By: Andrew W. Creech  
Andrew W. Creech

*CBZ*

AWC/csb  
Enclosure

cc: Attn: Judicial Department  
SC Workers' Compensation Commission (w/ encl.)  
Ms. Jenny Abbott Kitchings, Clerk  
The SC Court of Appeals (w/ encl.)  
Clarke W. McCants III, Esquire (w/ encl.)  
Ms. Lettie L. Spencer (w/ encl.)



# The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS  
CLERK

V. CLAIRE ALLEN  
DEPUTY CLERK

POST OFFICE BOX 11629  
COLUMBIA, SOUTH CAROLINA 29211  
1220 SENATE STREET  
COLUMBIA, SOUTH CAROLINA 29201  
TELEPHONE: (803) 734-1890  
FAX: (803) 734-1839  
[www.sccourts.org](http://www.sccourts.org)

October 28, 2015

Mr. Andrew Wade Creech, Esquire  
PO Box 11091  
Rock Hill SC 29731-1091

Re: Lettie Spencer v. NHC Parklane  
Appellate Case No. 2015-002112

Dear Counsel:

Our records reflect your transcript request to the court reporter pursuant to Rule 207, SCACR, should have been filed with the Court. Within ten days of the date of this letter, you must file your transcript request along with a motion requesting permission to file the request out-of-time. Your appeal will be dismissed if no motion is made within ten days of the date of this letter.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Jenny Abbott Kitchings".

CLERK

cc: Clarke W. McCants, III, Esquire



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SC Court of Appeals

Ms. Jenny Abbott Kitchings, Clerk  
**The South Carolina Court of Appeals**  
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Columbia, SC 29211



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