

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

**RECEIVED**

APPEAL FROM THE APPELLATE PANEL OF THE  
SOUTH CAROLINA WORKERS' COMPENSATION COMMISSION FEB 22 2016

**SC Court of Appeals**

W.C.C. File No.: 1411717

Veronica Sullivan .....Claimant/Respondent,

v.

Richland County and South Carolina Association of Counties,.....Defendants/Appellants.

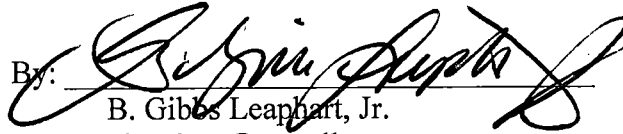
**AMENDED  
NOTICE OF APPEAL**

The Defendants, Richland County and South Carolina Association of Counties appeal the Decision and Order of the Full Commission Appellate Panel dated January 12, 2016. The Defendants filed a Motion to Reconsider with the Commission on January 22, 2016. A decision has not been rendered on the Defendants' Motion to Reconsider, but the South Carolina Workers' Compensation Commission instructed the undersigned the Motion to Reconsider did not stay the time for filing a Notice of Appeal. Defendants are aware of Rule 203(b)(1), SCACR, which stays the time for filing an appeal, but in light of the South Carolina Workers' Compensation Commission's directives, Defendants are filing this Notice of Appeal within thirty (30) days of the Full Commission Decision and Order dated January 12, 2016, out of an abundance of caution.

The Defendants would ask that if the Notice of Appeal is premature, that the appeal be held in abeyance pending a final decision from the South Carolina Workers' Compensation Commission on the Motion to Reconsider rather than dismiss the appeal. This confusion arises

from the Supreme Court's decision in Rhame v. Charleston County School District, 399 S.C. 477, 732 S.E.2d 202 (Ct. App. 2012), which recognized for the first time a right to file a Motion to Reconsider in workers' compensation cases but for which no procedure has been established by rule or regulation relating to appeals to the South Carolina Court of Appeals.

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February 22, 2016

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APPEAL FROM THE APPELLATE PANEL OF THE  
SOUTH CAROLINA WORKERS' COMPENSATION COMMISSION

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W.C.C. File No.: 1017656

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Veronica Sullivan .....Claimant/Respondent,

v.

Richland County and South Carolina Association of Counties,.....Defendants/Appellants.

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**PROOF OF SERVICE**

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I certify that I have served the Notice of Appeal on Veronica Sullivan, by depositing a copy of it in the United States Mail, postage prepaid, on February 11, 2016, addressed to his attorney of record, Daniel E. Peagler, Esquire, Michael Johnson, P.C. and Associates, 2001 Lincoln Street, Columbia, SC 29201 and Ms. Amy Bracy, The South Carolina Workers' Compensation Commission, 1333 Main Street, Suite 500, Columbia, South Carolina, 29202-1715, on February 22, 2016.

SOWELL GRAY STEPP & LAFFITTE, L.L.C.

February 22, 2016

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**SC Court of Appeals**

**VIA HAND-DELIVERY**

Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
1220 Senate Street  
Columbia, South Carolina 29201

RE: Veronica L. Sullivan v. Richland County  
WCC File No.: 1411717  
Date of Accident: 08/18/14  
Claim No.: 2014061872  
Our File No.: 5451/8274

Dear Ms. Kitchings:

Enclosed for filing are an original and one copy of an Amended Notice of Appeal in the above- referenced matter. Also enclosed is the Proof of Service of the Amended Notice of Appeal on the Respondent.

I would appreciate you filing the original as appropriate and returning a clocked- in copy to our courier.

By copy of this letter, we are hereby serving a copy of the attached document upon counsel for the claimant.

Very truly yours,



B. Gibbs Leaphart, Jr.

BGL:tss

Enclosures

cc: Daniel E. Peagler, Esquire (w/enclosure)  
Ms. Colleen D. Motley (Via E-mail)  
Ms. Brittney Hoyle (Via E-mail)