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THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM ORANGEBURG COUNTY  
Circuit Court  
The Honorable Maite Murphy

**RECEIVED**

MAY 06 2016

**SC Court of Appeals**

Civil Action No. 2014-CP-38-01164

Rebecca McCutcheon,.....Appellant,

v.

United Parcel Service, Inc. and John Doe,.....Defendants,

Of Whom United Parcel Service, Inc. is the.....Respondent.

APPELLANT’S MOTION TO CONSOLIDATE

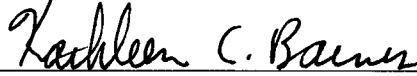
Appellant Rebecca McCutcheon petitions this Court for an order consolidating the above-referenced case with the appeal of Civil Case No. 2015-CP-38-00354, *Cortland James Eggleston v. United Parcel Service, Inc.*, pursuant to Rules 214 and 240, SCACR.

The cases arise out of the same injury-causing event. One is brought on behalf of the injured husband, and one is brought by his wife. Consolidation is appropriate because the issues in the appeals are identical, as evidenced by the fact that the orders appealed from in the cases are identical and contain the same findings. (See Orders attached to Notices of Appeal). The issues raised in the motions to reconsider on these cases are also the same. See attached Mots. to Recon. Therefore, “the same question is involved in two or more appeals in different cases” and the cases are appropriate for consolidation. Rule 214, SCACR. Appellant requests this Court exercise its

discretion to consolidate the appeals. In the alternative, Appellant request the same panel of judges hear both appeals to avoid the possibility of inconsistent rulings.

May 4, 2016

Respectfully submitted,



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*Attorneys for Appellant*

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM ORANGEBURG COUNTY  
Court of Common Pleas

The Honorable Maite Murphy

Case No. 2014-CP-38-01164

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**SC Court of Appeals**

Rebecca McCutcheon, ..... Appellant,

v.

United Parcel Service, Inc. and John Doe, ..... Defendants,

Of Whom, United Parcel Service, Inc. is ..... Respondent.

PROOF OF SERVICE

The undersigned certifies that a copy of the Notice of Appeal and Appellant's Motion to Consolidate has been served upon G. Troy Thames and Ryan R. Corkery, counsel of record for Respondent in the lower court, by mailing a copy of the same, postage prepaid, in the United States Mail, addressed as shown below this 4<sup>th</sup> day of May, 2016.

G. Troy Thames  
421 Wando Park Blvd., Suite 100  
Mount Pleasant, SC 29464  
(843) 284-0832

Ryan R. Corkery  
Ansa Assunacao, LLP  
1600 JFK Blvd.  
Four Penn Center, Suite 900  
Philadelphia, PA 19103  
(267) 528-0733

[Signature block appears on the following page.]

Dated: May 4, 2016

BARNES LAW FIRM, LLC

By: Kathleen C. Barnes

Kathleen C. Barnes  
Post Office Box 897  
Hampton, SC 29924  
803-943-4529

# BARNES

LAW FIRM | LLC

Kathleen C. Barnes

Admitted: Georgia | South Carolina

May 4, 2016

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

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**SC Court of Appeals**

Re: *Rebecca McCutcheon v. United Parcel Service, Inc. and John Doe*, Civil Action No. 2014-CP-38-01164

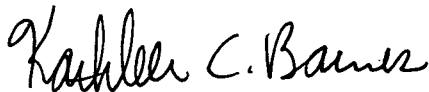
Dear Mrs. Kitchings:

Enclosed for filing please find the original and one copy of the Notice of Appeal in the above-referenced case, proof of service of the Notice of Appeal, a copy of the Orders challenged on appeal, and a check in the amount of \$100.00 for the filing fee. Also enclosed is a Motion to Consolidate this appeal with an appeal simultaneously filed for *Cortland James Eggleston v. United Parcel Service, Inc. and Rick Fogle*, Civil Action No. 2015-CP-38-00354, and a \$25.00 motion filing fee. Please file these documents and return the file-stamped copies to me in the enclosed self-addressed, stamped envelope.

By copy of this letter, I am serving all counsel of record and the circuit court Clerk of Court with a copy of the same. If you have any questions, please do not hesitate to contact me. Thank you.

With kind regards, I am,

BARNES LAW FIRM, LLC



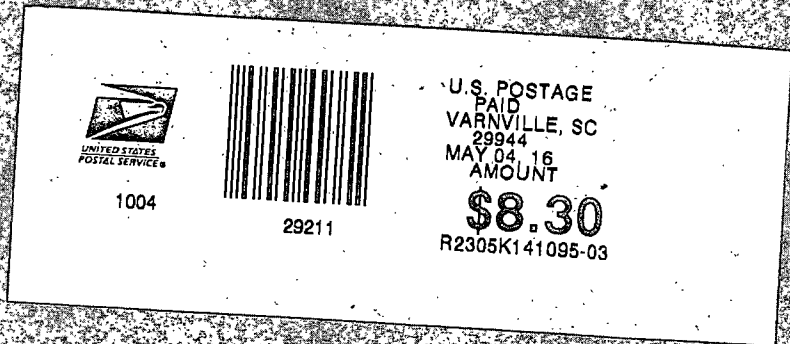
Kathleen C. Barnes

cc: G. Troy Thames, Esquire  
Ryan R. Corkery, Esquire  
The Honorable Winnifa B. Clark  
Shane Burroughs, Esquire (via email)  
Justin T. Bamberg (via email)

Post Office Box 897  
Hampton, SC 29924



The Honorable Jenny Abbott Kitchings  
Clerk of Court for the Court of Appeals  
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