

THE STATE OF SOUTH CAROLINA
In The Court Of Appeals

APPEAL FROM SOUTH CAROLINA
Workers' Compensation Commission

Appellate Case No. 2015-002575

RECEIVED

JUL 13 2016

SC Court of Appeals

Johnny Tucker, Employee,Appellant,

v.

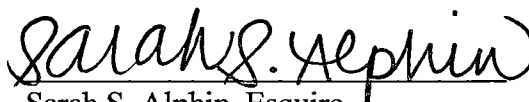
SC Department of Transportation, Employer, and
State Accident Fund, Carrier, Respondents.

**RESPONDENTS' MOTION TO ALLOW LATE FILING
OF RESPONDENTS' FINAL BRIEF**

Pursuant to Rule 224, SCACR, Respondents move before this Court to allow for late filing of Respondents' Final Brief, which was due June 27, 2016. A clerical error resulted in an incorrect due date being calculated and calendared. Respondents assert that granting this Motion results in no prejudice to Appellant. Respondents respectfully request this Court accept late filing of Respondents' Final Brief.

Respectfully submitted,

WILLSON JONES CARTER & BAXLEY, P.A.



Sarah S. Alphin, Esquire
John Paul Simkovich, Esquire
4500 Fort Jackson Boulevard
Columbia, SC 29209
Attorney for Respondents

Date: July 11, 2016

THE STATE OF SOUTH CAROLINA
In The Court Of Appeals

APPEAL FROM SOUTH CAROLINA
Workers' Compensation Commission

Appellate Case No. 2015-002575

RECEIVED
JUL 13 2016
SC Court of Appeals

Johnny Tucker, Employee,Appellant,

v.

SC Department of Transportation, Employer, and
State Accident Fund, Carrier, Respondents.

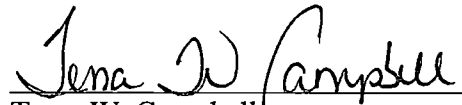
PROOF OF SERVICE

I, Tessa W. Campbell, do hereby certify that I am the legal assistant for Sarah A. Alphin, Esquire, attorney for the Respondents with **WILLSON JONES CARTER & BAXLEY, P.A.** in Columbia, South Carolina, and that on the 11th day of July, 2016, I mailed the foregoing Respondents' Motion to Allow for Late Filing of Final Brief to the following by placing a copy thereof in the United States mail, first class, proper postage affixed thereto:

Preston F. McDaniel, Esquire
McDaniel Law Firm
1315 Elmwood Avenue
Columbia, SC 29201
Attorney for Appellant

and

Gerald Malloy
P. O. Box 1200
Hartsville, SC 29551

A handwritten signature in cursive script that reads "Tessa W. Campbell". The signature is written in black ink and is positioned above a horizontal line.

Tessa W. Campbell

Legal Assistant to Sarah S. Alphin

WILLSON JONES CARTER & BAXLEY, P.A.

4500 Fort Jackson Boulevard

Columbia, SC 29209

WILLSON JONES CARTER & BAXLEY, P.A.

ATTORNEYS AT LAW

GREENVILLE CHARLESTON COLUMBIA CHARLOTTE RALEIGH

Sarah S. Alphin
Direct (803) 227-2885
Fax (803) 782-2527
ssalphin@wjlaw.net

4500 Fort Jackson Boulevard
Columbia, SC 29209
www.wjclaw.net

July 11, 2016

The Honorable Jenny Abbott Kitchings
The South Carolina Court of Appeals
P. O. Box 11629
Columbia, SC 29211

RECEIVED

JUL 13 2016

SC Court of Appeals

Re: Johnny Tucker, Employee, Appellant vs. SC Department of Transportation, Employer
and State Accident Fund, Carrier/Respondents
WCC File No.: 1106689
Appellate Case No. 2015-002575

Dear Ms. Kitchings:

Pursuant to Rules 208 and 209, SCACR, please find enclosed for filing the original and six copies of the Respondents' Motion to Allow Late Filing of Respondents' Final Brief, along with Proof of Service for the same. Pursuant to Rule 224(d), a filing fee is not required for this Motion.

By copy of this letter, I am also serving a copy of the Respondents' Motion on the attorneys for the Appellant by United States Mail with first class postage prepaid.

With kindest regards,

WILLSON JONES CARTER & BAXLEY, P.A.

Sarah S. Alphin

Sarah S. Alphin

Enclosure

cc: Preston F. McDaniel, Esquire (w/enclosure)
Gerald Malloy, Esquire (w/enclosure)

twc
Willson, Jones, Carter & Baxley, PA
4500 Fort Jackson Boulevard
Columbia, SC 29209

RECEIVED

JUL 13 2016

SC Court of Appeals

The Honorable Jenny Abbott Kitchings
The South Carolina Court of Appeals
P. O. Box 11629
Columbia, SC 29211

