

The Supreme Court of South Carolina

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JUL 26 2016

Clarence Winfrey, Employee, Petitioner,

SC Court of Appeals

v.

Archway Services, Inc., Employer, and American Fire & Casualty Insurance Company c/o Liberty Mutual Group, Carrier, Respondents.

Appellate Case No. 2016-001426

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ORDER

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Petitioner has filed a request that this Court, in its original jurisdiction, issue a writ of mandamus to direct the Court of Appeals to enforce its order dated March 18, 2016. He subsequently filed a document entitled "Supplemental Emergent Motion to the July 7th Petition Including Writ of Mandamus (Taken Under Advisement), For an Ex Parte Order, or Order After Notice, Cancelling the Deposition Set for August 1, 2016; Ordering and Allowing Petitioner to File a Petition with the Court of Appeals to Enforce its Prior Order; and Staying or Dismissing the Writ of Mandamus Pending in this Court."

Because this matter is pending before the Court of Appeals, and there is no reason that court cannot rule on petitioner's requests, we deny both motions. As to petitioner's argument that there is insufficient time for a motion to enforce the March 18th order, it is unclear why petitioner cannot request an expedited decision by the Court of Appeals. We are confident that, upon petitioner's request, the Court of Appeals can and will address petitioner's issues in a timely manner so that the issues will not become moot.

  
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FOR THE COURT

A.C.J.

Columbia, South Carolina

July 26, 2016

cc:

Preston F. McDaniel, Esquire

Brett Harris Bayne, Esquire

The Honorable Jenny Abbott Kitchings