



HEDRICK GARDNER

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September 13, 2012

Via regular mail

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

Reply to:
R. DANIEL ADDISON
Partner
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RE: Mario Cabral v. LKQ A&R Auto Parts, Inc.
Case Tracking No.: 2012209246

Dear Ms. Kitchings:

I hope this letter finds you well. Please accept this correspondence as an update regarding the above-referenced appeal. As you are aware, the parties elected to voluntarily mediate this case as part of the Court's new workers' compensation pilot mediation program. We conducted the mediation on May 23, 2012, but were unable to reach a full resolution of the case at that time. The parties agreed that we needed additional information related to Claimant's medical prognosis and agreed that he will be returned to his authorized treating physician, Dr. Ibars, for an additional evaluation at Defendants' expense. The parties further agreed to reconvene mediation after this visit is accomplished to see whether we will be able to resolve the case. The parties have scheduled Claimant's return visit to Dr. Ibars on September 26, 2012.

As indicated in our June 19, 2012 update, Defendants would like to hold all of the issues raised in its appeal in abeyance pending reconvening the mediation after Claimant's visit to Dr. Ibars. Please advise whether Defendants should provide a formal Motion to hold the appeal in abeyance or how this issue should be addressed procedurally. If you have any questions, do not hesitate to contact my office.

Very sincerely yours,

R. Daniel Addison

RDA/df1

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cc: Linda Bowers McKenzie (via regular mail)
Sharon Hinson, Sedgwick (via email only)
Greg Bowyer, LKQ (via email only)

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