

STATE OF SOUTH CAROLINA
In The Supreme Court

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NOV 01 2016

RETURN TO WRIT FOR CERTIORARI

S.C. SUPREME COURT

Hector G. Fragosa,)
Employee,)
Petitioner,)
vs.)
Kade Construction, LLC,)
Employer,)
and)
Key Risk Management Services,)
Carrier,)
Defendants/)
Respondents.

MOTION TO ALLOW LATE FILING OF
RETURN TO PETITION FOR WRIT OF
CERTIORARI

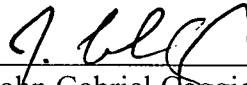
Respondents Kade Construction, LLC and Key Risk Management Services (“Respondents”), hereby moves to serve and file Respondents Return to Petition for Writ of Certiorari out of time. This Motion is based on the following:

1. The Return to Petition for Writ of Certiorari was due to be served and filed on October 19, 2016.
2. Respondents’ Return was completed and filed at the Court on October 21, 2016.
3. The undersigned consulted with Counsel for Petitioner, and as evidenced by the signatures below, Petitioner consents to the requested allowance to file the Return to Petition for Writ of Certiorari on October 21, 2016, and requested relief.
4. Based on the foregoing, counsel for the Respondents’ respectfully requests that this Court grant the Motion to Allow Late Filing of Return to Petition For Writ of Certiorari, hold all deadlines in abeyance pending resolution of the Motion, and accept Respondents’ Return to Petition for Writ of Certiorari.

[Signature Blocks on Separate Pages]

Respectfully submitted,

WILLSON JONES CARTER & BAXLEY, P.A.



John Gabriel Coggiola, Esquire
4500 Fort Jackson Boulevard
Columbia, SC 29209
Attorney for Respondents

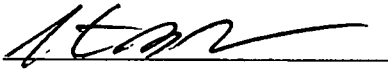
Date: October 26, 2016

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S.C. SUPREME COURT

I CONSENT:



Attorney for Petitioner
Stephen B. Samuels
Samuels Law Firm
1320 Richland Street
Columbia, SC 29201

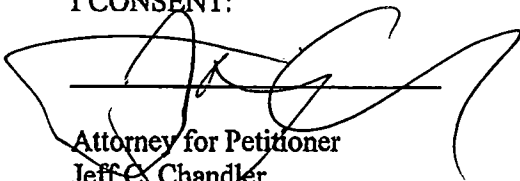
October 20, 2016

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S.C. SUPREME COURT

I CONSENT:

A large, stylized handwritten signature in black ink, written over a horizontal line. The signature is highly cursive and loops around the line.

Attorney for Petitioner
Jeff C. Chandler
Chandler Law Firm
2501 Oak Street
Myrtle Beach, SC 29578

October 24, 2016

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S.C. SUPREME COURT

BEFORE THE SOUTH CAROLINA
WORKERS' COMPENSATION COMMISSION

WCC FILE NO. 0717624

Hector G. Fragosa,)
Employee,)
Claimant,)
vs.)
Kade Construction, LLC,)
Employer,)
and)
Key Risk Management Services,)
Carrier,)
Defendants.)

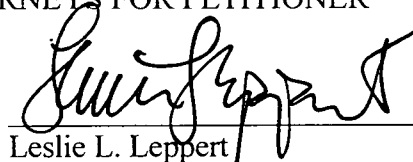
CERTIFICATE OF SERVICE

I, Leslie L. Leppert, do hereby certify that I am the Paralegal for John Gabriel Coggiola, Esquire, attorney for the defendants with **WILLSON JONES CARTER & BAXLEY, P.A.** in Columbia, South Carolina, and that on the 26th day of October, 2016, I mailed the foregoing MOTION TO ALLOW LATE FILING OF RETURN TO PETITION FOR WRIT OF CERTIORARI to the following by placing a copy thereof in the United States mail, first class, proper postage affixed thereto:

Stephen B. Samuels, Esquire
Samuels Law Firm, LLC
1320 Richland Street
Columbia, SC 29201

Jeff C. Chandler
Chandler Law Firm
2501 Oak Street
Myrtle Beach, SC 29578

ATTORNEYS FOR PETITIONER



Leslie L. Leppert
Paralegal to John Gabriel Coggiola, Esquire
WILLSON JONES CARTER & BAXLEY, P.A.
4500 Fort Jackson Boulevard
Columbia, SC 29209

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S.C. SUPREME COURT

THE STATE OF SOUTH CAROLINA
In The Supreme Court

APPEAL FROM SOUTH CAROLINA
Court of Appeals

Appellate Case No. 2016-001941

Hector G. Fragosa, (Employee/Claimant),Appellant,
v.
Kade Construction, LLC (Employer) and
Key Risk Management Services, Inc. (Carrier), Respondents.

PROOF OF SERVICE

The undersigned certifies that on the date indicated below he served counsel for Appellant with a copy of **Respondents' Motion to Allow Late Filing of Return to Petition for Writ of Certiorari** by mailing copies of the same by United States Mail postage prepaid on October 31, 2016 to the following addresses:

Stephen B. Samuels
Samuels Law Firm, LLC
1320 Richland Street
Columbia, SC 29201
Attorney for the Petitioner

Jeff. C. Chandler
Chandler Law
Bank of America Building
2501 Oak Street
Myrtle Beach, SC 29578
(843) 448 – 4357
Attorney for Petitioner

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S.C. SUPREME COURT



Leslie Leppert, Paralegal
Willson Jones Carter & Baxley, P.A.
4500 Fort Jackson Boulevard
Columbia, South Carolina 29209

October 31, 2016
Columbia, South Carolina