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THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM THE SOUTH CAROLINA
WORKERS' COMPENSATION COMMISSION
Commissioner Gene McCaskill

RECEIVED

FEB 24 2017

SC Court of Appeals

WCC File No. 1410083
Appellate Case No. 2016-001709

Terry McCall #233236,.....Appellant.

v.

Hire Quest, LLC d/b/a Trojan Labor,Respondent.

**MOTION TO FILE RETURN
OUT OF TIME**

To: THE HONORABLE JUDGES OF THE SOUTH CAROLINA COURT
OF APPEALS:

The Respondent moves this Court for an Order granting Respondent leave to file Respondent's Return to Appellant McCall's Motion to Recall Remittitur in the above captioned matter, which was filed on January 20, 2017. Appellant never served his Motion to Recall Remittitur on Respondent. Appellant did attach a Certificate of Service to his Motion; however, neither Respondent nor its counsel are listed on the Certificate of Service.

[SIGNATURE PAGE TO FOLLOW]

Respectfully submitted,

COLLINS & LACY, P.C.



Kerri A. Rupert

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Kelsey J. Brudvig

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Post Office Box 12487

Columbia, South Carolina 29211

(803) 256-2660 (voice)

ATTORNEYS FOR RESPONDENT

**RESPONDENT'S MOTION TO FILE
RETURN OUT OF TIME**

Columbia, South Carolina
February 20, 2017

THE STATE OF SOUTH CAROLINA
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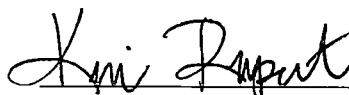
PROOF OF SERVICE

I hereby certify that I served **RESPONDENT'S MOTION TO FILE RETURN OUT OF TIME** upon all parties, by placing a copy in the United States mail, postage prepaid, to all parties on February 24, 2017, addressed to the following:

PARTY SERVED:

Terry McCall, #233236
Goodman Correctional Institution
G.C.I. Dorm 3-B-25-BB
4556 Broad River Road
Columbia, SC 29210

COLLINS & LACY, P.C.



Kerri A. Rupert
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ATTORNEYS FOR RESPONDENT



Kerri A. Rupert | D: 803.255.0421 | E: krupert@collinsandlacy.com

February 24, 2017

Via Hand Delivery

The Honorable Jenny A. Kitchings
South Carolina Court of Appeals
Post Office Box 11629
Columbia, SC 29211

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FEB 24 2017

SC Court of Appeals

Re: McCall v. Hire Quest, LLC
Appellate Case Number: 2016-001709
C&L File No. 001840-00804

Dear Ms. Kitchings:

Please find enclosed for filing the original and seven (7) copies of the Motion to File Return Out of Time and the original and seven (7) copies of Respondent's Return to Appellant's Motion to Recall the Remittitur in the above-referenced appellate case. I am also enclosing a check in the amount of \$25.00 for the required filing fee for the Motion to File Return Out of Time. Please return a clocked copy of each filing with our courier.

By copy of this letter, I am serving a copy of the enclosed upon Mr. McCall.

Thank you for your time and attention. Should you have any questions, please do not hesitate to contact me.

With warmest regards, I am,

Very truly yours,

A handwritten signature in black ink that reads "Kerri Rupert". The signature is written in a cursive, flowing style.

Kerri A. Rupert

cc: Terry Edward McCall, #233236



1330 Lady Street, Sixth Floor (29201) Post Office Box 12487 | Columbia, SC 29211

Via Hand Delivery

The Honorable Jenny A. Kitchings
South Carolina Court of Appeals
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