

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM RICHLAND COUNTY  
Administrative Law Court  
The Honorable G. Thomas Cooper, Jr., Judge

Appellate Case No. 2016-000422

Clifford Pasley, Claimant/Appellant,

v.

TransAgri, Inc./Leonard Enterprises, Employer,

And

South Carolina Uninsured Employer's Fund, Insurer,  
Respondents.

Appellate Case No. 2016-000422

RECEIVED  
JUN 21 2017  
SC Court of Appeals

**APPELLANT'S MOTION TO ENLARGE TIME  
AND SUPPLEMENT RECORD**

TO: THE ATTORNEY FOR THE RESPONDENT:

YOU WILL PLEASE TAKE NOTICE Appellant pursuant to rule SCACR 263(b)  
does request an extension of time to file the Designation of Record and Initial Brief of  
Appellant in this matter. This Motion is made upon the following grounds:



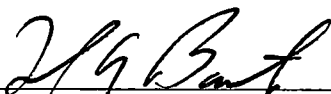
1. This appeal involves two separate hearings before Judge G. Thomas Cooper, Jr. in Richland County. Transcripts of both hearings were requested by Appellant. The transcript for the second hearing was received, but the transcript for the hearing held on November 13, 2014, was not received. The request for both transcripts was sent to one court reporter but counsel for Appellant has subsequently determined that reporter was not present for both hearings. Attached is a copy of a letter requesting the transcript of the initial hearing addressed to the correct court reporter. Appellant respectfully requests additional time to request this transcript.
2. Additionally, because of the date of this worker's compensation claim, the appeal was heard by the Circuit Court as opposed to the Court of Appeals. At the initial hearing before Judge Cooper, Appellant learned the record before the Worker's Commission Hearing had not been provided to the Circuit Court. Although this issue was raised at the initial hearing, Mr. Cooper elected to proceed with the hearing of appeal of Claimant. Subsequently, at the hearing of the Motion for Reconsideration Judge Cooper allowed the supplementing of the appeal record to include the appropriate documentation of the proceedings before the Workers Compensation Commission. A complete copy of the record before the Commission was ordered and upon receipt was forwarded for filing in the Circuit Court. Counsel for Appellant has subsequently learned the documentation received by the Commission did not contain all appropriate documents. For this reason Appellant requests permission to supplement the Record on Appeal for this

Court to include pertinent and relevant documents which were before the Workers Compensation Commission.

For all of the foregoing reasons, Appellant requests an extension of time to file the Designation of Record and Initial Brief in this matter; and does further request permission to supplement the Record on Appeal with pertinent information and documents from the Workers Compensation Commission.

Respectfully submitted,

West Columbia, South Carolina  
June 21, 2017

  
\_\_\_\_\_  
Frank A. Barton  
**ATTORNEY AT LAW**  
P.O. Box 3972  
West Columbia, SC 29171  
(803) 739-1824 / fax (803) 739-1888  
**ATTORNEY FOR THE APPELLANT**

**FRANK A. BARTON**  
Attorney at Law, P.A.  
P.O. Box 3972 / 1611 Augusta Highway  
West Columbia, South Carolina 29171  
Of Counsel: H. Wayne Floyd Law Office, P.A.  
(803) 739-1824 / fax (803) 739-1888

June 21, 2017

Keshia T. Reed  
Post Office Box 12190  
Florence, South Carolina 29504-2190

RE: Clifford Pasley v. TransAgri  
Appellate Care number: 2016-000422

Dear Ms. Reed:

I would like to request a copy of the transcript of hearing held before Judge G. Thomas Cooper, Jr. on November 13, 2014, in Richland County. Please advise of any deposit you may require and I will immediately forward that to you. Also, please advise of any problems with this request. By copy of this letter I am notifying opposing counsel and the Court of Appeals and the South Carolina Office of Court Administration the transcript has been requested.

Truly Yours,



Frank A. Barton

FAB/lfm

cc: Clerk Jenny Abbott Kitchings, Court of Appeals  
South Carolina Office of Court Administration  
Margaret Mary Urbanic, Esquire

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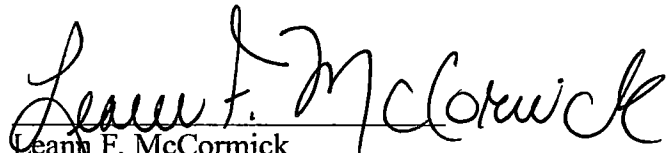
TransAgri, Inc./Leonard Enterprises, Employer, and South Carolina Uninsured  
Employer's Fund, Insurer, ..... Respondents.

**CERTIFICATE OF SERVICE**

The undersigned does hereby certify one copy of the **APPELLANT'S MOTION TO ENLARGE TIME AND SUPPLEMENT RECORD** was served in the foregoing action by regular mail on June 21, 2017, to the following address:

Margaret M. Urbanic, Esquire  
Clawson and Staubes  
126 Seven Farms Drive, Suite 200  
Charleston, South Carolina 29492-8144

June 21, 2017  
West Columbia, S.C.

  
Leah F. McCormick  
Legal Assistant to Frank A. Barton

**FRANK A. BARTON**  
Attorney at Law, P.A.  
P.O. Box 3972 / 1611 Augusta Highway  
West Columbia, South Carolina 29171  
Of Counsel: H. Wayne Floyd Law Office, P.A.  
(803) 739-1824 / fax (803) 739-1888

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SC Court of Appeals

June 21, 2017

**Via Hand Delivery**

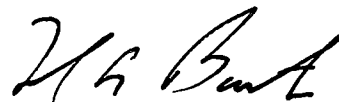
Clerk Jenny Abbott Kitchings  
The South Carolina Court of Appeals  
Post Office 11629  
Columbia, South Carolina 29211

RE: Clifford Pasley v. TransAgri, Inc./Leonard Enterprises, Employer, and  
South Carolina Uninsured Employer's Fund, Insurer  
Appellate Case No. 2016-000422

Dear Clerk Kitchings:

Enclosed please find Appellant's Motion to Enlarge Time and Supplement Record, with six (6) copies. By copy of this letter I am serving copies upon opposing counsel.

Truly Yours,



Frank A. Barton

FAB/lfm

cc: Margaret M. Urbanic, Esquire