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JUN 23 2017

SC Court of Appeals

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM THE SOUTH CAROLINA  
WORKERS' COMPENSATION COMMISSION

WCC File No. 1208234

Kimberly Odom, ..... Appellant,

vs.

Carolinas Hospital System, Employer, and  
Indemnity Insurance Company of NA, Carrier, ..... Respondents.

**APPELLANT'S MOTION TO STRIKE PORTIONS OF RESPONDENTS' PETITION FOR  
REHEARING AND PORTIONS OF RESPONDENTS' MOTION TO DISMISS**

Pursuant to Rule 240 of the South Carolina Appellate Court Rules, The Appellant hereby moves to strike page 7 and Exhibit C of the Respondent's Petition for Rehearing along with pages 6-7 and Exhibit A of Respondent's Motion to Dismiss Appeal.

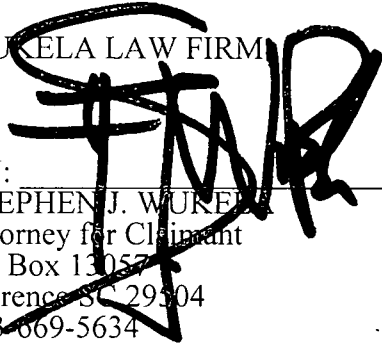
S.C. Code §1-23-380 (A)(5) provides that judicial review of agency decisions shall be confined to the record. Respondents's Motion to Dismiss attaches, as Exhibit A, documents outside of the record of the agency decision below, and pages 6-7 of that Motion discuss those documents. Similarly, Respondent's Petition for Rehearing attaches, as Exhibit C, documents outside the record of the agency decision below, and Page 7 of that Petition discusses Exhibit C.

The Respondents' Motion, their Petition, and their Exhibits represent improper attempts by the Respondents to insert before this Court, by way of their Motion and Petition and Exhibits thereto, documents that are outside of the record, in violation of S.C. Code §1-23-380.

As such pages 6-7 of Respondent's Motion to Dismiss Appeal and Exhibit A thereto, along with page 7 of Respondent's Petition for Rehearing and Exhibit C to same should be stricken.

Respectfully Submitted,

WUKELA LAW FIRM



BY: \_\_\_\_\_  
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June 22 2017

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**PROOF OF SERVICE**

I certify that I have served the Appellant's Motion to Strike Portions of Respondents' Petition for Rehearing and Portions of Respondents' Motion to Dismiss on Respondents, by depositing a copy of it in the United States Mail, postage prepaid, on June 22, 2017, addressed to their attorney of record, Christian Stegmaier, at his office at Collins and Lacy, PO Box 12487, Columbia, SC 29211.

WUKELA LAW FIRM



BY: \_\_\_\_\_  
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