

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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APPEAL FROM RICHLAND COUNTY  
Court of Common Pleas

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AUG 29 2017  
SC Court of Appeals

Case No: 2015-CP-40-07178

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Clarence B. Jenkins, Jr.....Appellant,

v.

South Carolina Workers' Compensation Commission,.....Respondent.

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**MOTION TO DISMISS APPEAL**

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Pursuant to Rules 211, 240, and 260, SCACR, Respondent moves this Court to Dismiss Appellant's Appeal on the following grounds:

Rule 211 requires Appellant to file and serve a Final Brief of Appellants. Appellant has refused to so, despite numerous notices from the Court.

**CONCLUSION**

Based on Appellant's refusal to file a Final Brief of Appellants, Respondent moves the Court to dismiss this Appeal.

Respectfully submitted,

THE SOUTH CAROLINA WORKERS' COMPENSATION  
COMMISSION



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J. Keith Roberts  
SC Bar No. 100735  
1333 Main Street, Suite 500,  
P.O. Box 1715  
Columbia, South Carolina 29202-1715  
(803) 737-5701

*Attorney for Respondent South Carolina Workers' Compensation  
Commission*

08/29/2017

DATE

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THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY  
Court of Common Pleas  
Casey L. Manning, Circuit Court Judge

Case No. 2015-CP-40-07178

Clarence B. Jenkins, Jr.,.....Appellant,

v.

South Carolina Workers' Compensation Commission,.....Respondent.

PROOF OF SERVICE

I, the undersigned counsel for Respondents, hereby certify that I have served a copy of the RESPONDENT'S MOTION TO DISMISS by causing a copy of the same to be deposited in the United States mail, first class postage, prepaid, address to the *pro se* Appellant on this the 29<sup>th</sup> day of AUGUST, 2017:

Clarence B. Jenkins, Jr.  
945 Wire Road  
Neeses, SC 29107

08/29/, 2017



J. Keith Roberts  
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Carolina Workers' Compensation  
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Workers' Compensation Commission

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August 29<sup>th</sup>, 2017

South Carolina Court of Appeals  
The Hon. Jenny Abbott Kitchings, Clerk of Court  
1220 Senate St.  
P.O. Box 11629  
Columbia, SC 29211

AUG 29 2017  
SC Court of Appeals

Re: Clarence B. Jenkins, Jr., Appellant v. S.C. Workers' Compensation Commission,  
Respondent.  
Appellate Case No.: 2016-001382

Dear Ms. Kitchings:

Enclosed please find the original and six (6) copies of Respondent the South Carolina Workers' Compensation Commission's Motion to Dismiss, which I would appreciate your filing with the court. Respondent understands that, as an agency of the State of South Carolina, it is exempt from paying a filing fee pursuant to Rule 240(d), SCACR. If a filing fee is required for this motion, please notify my office immediately and it will be promptly remitted.

By copy of this letter to the last known address for Mr. Clarence B. Jenkins, Jr., Appellant *pro se*, I am hereby serving him with a copy of our Motion. Please see the attached Certificate of Service.

If there is anything further the court requires from the Respondent at this time, please do not hesitate to ask.

With warmest regards,

Sincerely,

A handwritten signature in cursive script that reads "J. Keith Roberts".

J. Keith Roberts, Esquire  
S.C. Workers' Compensation Commission

Enclosure

Cc: Mr. Clarence B. Jenkins, Jr.  
945 Wire Rd.  
Neeses, SC 29107