

THE STATE OF SOUTH CAROLINA
In The Supreme Court

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APPEAL FROM THE SOUTH CAROLINA
WORKERS COMPENSATION COMMISSION

DEC 12 2017
S.C. SUPREME COURT

Unpublished Opinion No. 2017-UP-0388
(SC Ct. App. Heard December 6, 2017; Filed August 2, 2017)

Clarence Winfrey Petitioner,

v.

Archway Services Inc, Employer, and
American Fire & Casualty Insurance Company, and
Liberty Mutual Group, Carrier, Respondents,

RESPONDENTS' MOTION TO EXCEED PAGE LIMIT

Pursuant to Rule 240, Respondent hereby moves the Court for leave to exceed the page limit permitted under SCACR for Respondents' Return to Petition for Certiorari which has already been filed with the Court. The Court will find on review that the Statement of the Case, Facts of the Case, and responsive legal arguments are within the 25 page limit set out by SCACR. The pages which exceed the rule include the cover letter, caption, table of contents, and the constitutionality issue. This case has a long history which has spawned 4 appeals, 1 circuit court case, and 1 federal court case (with a federal appeal pending). In addition, Petitioner's Petition exceeded the SCACR page limit and counsel was mistakenly under the impression leave had been granted to exceed the page limit(s) for the filings.

Wherefore, the Respondent respectfully moves for an Order of the Court allowing the Return to exceed the page limit or to file an amended Return to comply with the Rules.

McANGUS GOUDELOCK & COURIE, L.L.C.

A handwritten signature in black ink, appearing to read "B. Wayne", written over a horizontal line.

Brett H. Wayne
Meridian 10th Floor
1320 Main Street
P.O. Box 12519
Columbia, South Carolina 29211-2519
(803) 779-2300

*Attorneys for Respondents Archway Services Inc.,
American Fire & Casualty Insurance Company, and
Liberty Mutual Group*

Reply To

BRETT H. BAYNE
Direct Dial: (803) 227-2281
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December 12, 2017

HAND DELIVERED

The Honorable Daniel E. Shearouse
Clerk of Court
South Carolina Supreme Court
1231 Gervais Street
Columbia, South Carolina 29211

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DEC 12 2017

S.C. SUPREME COURT

RE: Clarence B. Winfrey, Jr. v. Archway Services, Inc.
and American Fire & Casualty Insurance Co.
SC Court of Appeals Case No. 2014-001815

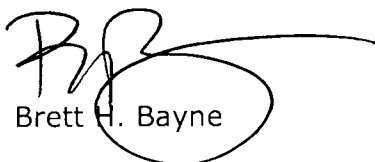
Dear Mr. Shearouse;

Please find enclosed for filing the original and six (6) copies of Respondents' Motion to Exceed Page Limit in the above-captioned case. I would appreciate your returning the clocked-in copies to the courier.

By copy of this letter, I am serving the Court of Appeals and counsel on record with the Respondents' Motion to Exceed Page Limit on the above referenced matter.

Thanking you in advance for your assistance, I am

Very truly yours,


Brett H. Bayne

BHB/_cla
Enclosures

cc: Preston F. McDaniel, Esquire