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**THE STATE OF SOUTH CAROLINA
In the Court of Appeals**

**Appeal from the South Carolina Workers'
Compensation Commission Appellate Panel
WCC File No. 1522045**

Randy Davis

Respondent

v.

Senn Freight Lines, Inc.

Appellant

AND

Guarantee Insurance Company/Entera Holdings, LLC

Respondent

AND

SC Uninsured Employers' Fund

Respondent.

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MAY 31 2018
SC Court of Appeals

NOTICE OF APPEAL

Appellant Senn Freight Lines, Inc. appeals the decision and order of the Appellate Panel of the South Carolina Workers' Compensation Commission dated and filed on May 1, 2018. Written notice of the order being appealed was received by Appellant's counsel on May 1, 2018.

The grounds for this appeal include, but are not limited to, the following:

- 1) The Appellate Panel erred in finding that SC Reg. 67-405 is not applicable to the facts of this case;
- 2) The Appellate Panel erred in finding that Respondents Entera Holdings, LLC (Entera) and Guarantee Insurance were not responsible for the claim since the substantial

evidence showed Entera remained the statutory employer of Claimant at the time of his accident and was thereby bound by the Workers' Compensation Act to provide coverage;

3) The Appellate Panel erred in finding Respondent Entera effectively terminated its contractual duties as statutory employer of Claimant prior to Claimant's injury; and,

4) The Appellate Panel erred in its interpretation of the provisions of the contract which rendered Respondent Entera as the Claimant's statutory employer which relieved Entera from its duties under the Workers' Compensation Act in violation of SC Code Ann., § 42-1-160, and other law which defines the obligations of statutory employment in South Carolina.

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Appeal from the South Carolina
Workers' Compensation Commission
WCC File No. 1522045

Randy Davis Respondent

v.

Senn Freight Lines, Inc. Appellant

AND

Guarantee Insurance Company/Entera Holdings, LLC Respondent

AND

SC Uninsured Employers' Fund Respondent

PROOF OF SERVICE

I certify that I have served the Notice of Appeal to the attorney for the Respondent, by placing it in the US postal mail, postage pre-paid on May 31, 2018, addressed to all counsel of record and The South Carolina Workers' Compensation Commission, as follows:

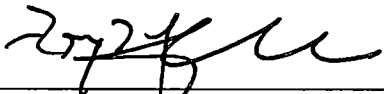
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SC Court of Appeals

Via Hand Delivery

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Calhoun State Office Building
1220 Senate Street
Columbia, South Carolina 29201

Re: Randy Davis, Respondent v. Senn Freight Lines, Inc., Appellant, Guarantee Insurance Company/Entera Holdings, LLC, Respondent and SC Uninsured Employers' Fund, Respondent
Appeal from SC Workers' Compensation Commission
WCC No. 1522045

Dear Sir or Madam:

Enclosed please find an original and one copy of Appellant, Senn Freight Lines, Inc.'s Notice of Appeal and Proof of Service, along with my firm's check in the amount of \$100 for filing. I am also enclosing a copy of the decision and order dated May 1, 2018 which is being appealed.

By copy of this letter to all counsel of record and the South Carolina Workers' Compensation Commission, I am enclosing a copy of same to them, as evidenced by the Proof of Service.

If you have any questions, please do not hesitate to let me know.

Yours truly,

McDONALD PATRICK POSTON
HEMPHILL & ROPER, LLC


Roy R. Hemphill

RRH/mc
Enclosures

Cc: Roy N. Trammell, Esq.
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SC Workers' Compensation Commission