

McDANIEL LAW FIRM
ATTORNEYS AND COUNSELORS AT LAW
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Proudly representing injured workers
for over 30 years.

Preston F. McDaniel

Matthew Robertson

Telephone (803) 771-7211

Facsimile (803) 252-0709

January 31, 2019

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

RE: Clarence Winfrey v. American Fire & Casualty
Appellate Case Nos.: 2016-000788

RECEIVED

FEB 04 2019

SC Court of Appeals

Dear Ms. Kitchings:

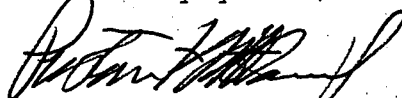
Pursuant to the Court's Order of January 14, 2019, please find attached an email we received from Mr. Brett Bayne representing Liberty Mutual Group in all of the State Court matters notifying us that he had been called into Court for a date certain two (2) week trial in February and thus we had to move the mediation date from February 19th to March 12th.

We have confirmed with Mr. Bayne's office that that date is good for him and his clients and barring for some unforeseen circumstance we should be going forward with mediation that date.

The Court had previously graciously granted our Motion to Stay the Appeal in abeyance. That request was based on the fact that if we are able to resolve the underlying workers' compensation and other matters we would dismiss the appeal. The Court had ordered that we notify the Court of a status update by March 1st. With the change in the mediation date, please let me know how to proceed. By copy of this email I am notifying all Counsel of Record of this communication and request.

As always, I appreciate all the assistance and all of the courtesies and kindnesses shown to me by the Court.

Sincerely yours,



Preston F. McDaniel

PFM/kth

cc: Brett H. Bayne, Esquire
T. Parkin C. Hunter, Esquire

Kim's Mailbox

From: Joy Edens <joy.edens@mgclaw.com>
Sent: Monday, January 28, 2019 3:26 PM
To: 'kim@pfmcdlaw.com'; Brett Bayne
Cc: 'Katherine S. Pitts'
Subject: RE: Clarence Winfrey v. Archway Services; WCC File No. 1306305

Yes. Brett confirmed with our adjuster earlier today.

Thanks!



Joy Edens, Litigation Support Assistant
joy.edens@mgclaw.com
1320 Main Street; 10th Floor
Columbia, SC 29201
Main: 803-779-2300 | Direct: 803-227-2297 | Fax: 803-748-0526
VCARD

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Please consider the environment before printing this email.

From: Kim's Mailbox [mailto:kim@pfmcdlaw.com]
Sent: Monday, January 28, 2019 3:14 PM
To: Brett Bayne
Cc: Joy Edens; 'Katherine S. Pitts'
Subject: FW: Clarence Winfrey v. Archway Services; WCC File No. 1306305

Brett:

Can your adjuster attend on this date?

Thanks, Kim

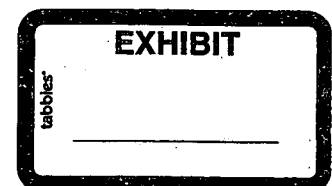
-----Original Message-----

From: Katherine S. Pitts <kpitts@collinsandlacy.com>
Sent: Monday, January 28, 2019 2:07 PM
To: kim@pfmcdlaw.com; Brett Bayne <brett.bayne@mgclaw.com>
Cc: Joy Edens <joy.edens@mgclaw.com>; aham@pfmcdlaw.com; Rose Thiekle <rose@pfmcdlaw.com>; Katherine S. Pitts <kpitts@collinsandlacy.com>
Subject: RE: Clarence Winfrey v. Archway Services; WCC File No. 1306305

That's great for Ellen. I've got it down for 3/12/19 at 10:00 at our office.

-----Original Message-----

From: Kim's Mailbox <kim@pfmcdlaw.com>



Sent: Monday, January 28, 2019 12:13 PM

To: Brett Bayne <brett.bayne@mgclaw.com>; Katherine S. Pitts <kpitts@collinsandlacy.com>

Cc: Joy Edens <joy.edens@mgclaw.com>; aham@pfmcdlaw.com; Rose Thiekle <rose@pfmcdlaw.com>

Subject: RE: Clarence Winfrey v. Archway Services; WCC File No. 1306305

Katie and Brett:

Let's reset it for March 12th.

Preston

-----Original Message-----

From: Brett Bayne <brett.bayne@mgclaw.com>

Sent: Monday, January 28, 2019 10:48 AM

To: Katherine S. Pitts <kpitts@collinsandlacy.com>

Cc: Joy Edens <joy.edens@mgclaw.com>; aham@pfmcdlaw.com; preston@pfmcdlaw.com; Kim Hinkle <kim@pfmcdlaw.com>

Subject: Re: Clarence Winfrey v. Archway Services; WCC File No. 1306305

Preston - will 3/12 or 3/18 work? Ill check with adjuster if so.

Brett H. Bayne

Attorney

O: 803-227-2281

C: 214-405-8175

Sent from my iPad

Brett Bayne, Attorney

brett.bayne@mgclaw.com

1320 Main Street, 10th Floor

Columbia, SC 29201 US

Main: 803-779-2300 | Direct: 803-227-2281 | Fax: 803-748-0526 On Jan 25, 2019, at 2:37 PM, Katherine S. Pitts <kpitts@collinsandlacy.com<mailto:kpitts@collinsandlacy.com>> wrote:

I've removed mediation from the calendar for 2/19/19. Out the below dates you listed, Ellen is only available on 3/12 and 3/18. Let me know if either of those dates look good.

From: Brett Bayne <brett.bayne@mgclaw.com<mailto:brett.bayne@mgclaw.com>>

Sent: Friday, January 25, 2019 12:35 PM

To: Katherine S. Pitts <kpitts@collinsandlacy.com<mailto:kpitts@collinsandlacy.com>>; Joy Edens <joy.edens@mgclaw.com<mailto:joy.edens@mgclaw.com>>; aham@pfmcdlaw.com<mailto:aham@pfmcdlaw.com>; preston@pfmcdlaw.com<mailto:preston@pfmcdlaw.com>

Cc: 'Kim Hinkle' <kim@pfmcdlaw.com<mailto:kim@pfmcdlaw.com>>

Subject: RE: Clarence Winfrey v. Archway Services; WCC File No. 1306305

Preston and Katie,

I got word that I was placed #1 for a Day Certain trial in Lexington 2/18. The trial is expected to last up to 2 weeks (so 2/18-3/1). It won't start until 2/19 because 2/18 is a holiday. But it will definitely start that day because it won't be settling. I anticipate while it could take 2 weeks it likely will be over more like 2/25-2/26.

I am sorry for the inconvenience and having to find a new date. Joy is copied on this as well so she can help sort out a new date on it after that. I am supposed to be out of town 3/1 (pending trial) and 3/5-7.

I could do 2/28, 3/4, 3/8, 3/11, 3/12, 3/18. The 2/28 is on the back end of that trial so it could be a risk, but it will shock me if we make it to 2/28.

Brett

<image001.jpg>

Brett Bayne, Attorney
brett.bayne@mgclaw.com<mailto:brett.bayne@mgclaw.com>
1320 Main Street, 10th Floor
Columbia, SC 29201
Main:803-779-2300 | Direct:803-227-2281 | Fax:803-748-0526 VCARD<http://www.mgclaw.com/wp-content/uploads/2014/01/BrettBayne.vcf> | BIO<http://www.mgclaw.com/attorney/brett-h-bayne/>

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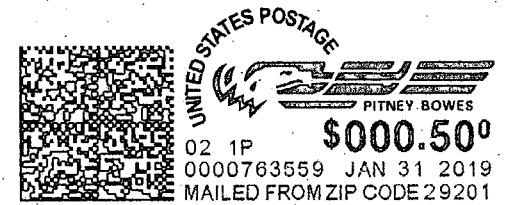
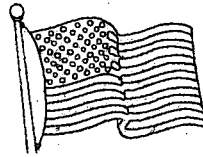
<image002.png>

From: Katherine S. Pitts [mailto:kpitts@collinsandlacy.com]
Sent: Wednesday, January 2, 2019 5:01 PM
To: Joy Edens; aham@pfmcdlaw.com<mailto:aham@pfmcdlaw.com>; Brett Bayne; preston@pfmcdlaw.com<mailto:preston@pfmcdlaw.com>
Cc: 'Kim Hinkle'; Katherine S. Pitts
Subject: RE: Clarence Winfrey v. Archway Services; WCC File No. 1306305

Confirmed for our office on 2/19/19 at 10:00.

From: Joy Edens <joy.edens@mgclaw.com<mailto:joy.edens@mgclaw.com>>
Sent: Wednesday, January 2, 2019 4:37 PM
To: Katherine S. Pitts <kpitts@collinsandlacy.com<mailto:kpitts@collinsandlacy.com>>; aham@pfmcdlaw.com<mailto:aham@pfmcdlaw.com>; Brett Bayne <brett.bayne@mgclaw.com<mailto:brett.bayne@mgclaw.com>>; preston@pfmcdlaw.com<mailto:preston@pfmcdlaw.com>
Cc: 'Kim Hinkle' <kim@pfmcdlaw.com<mailto:kim@pfmcdlaw.com>>

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