

THE STATE OF SOUTH CAROLINA
In the Supreme Court

Appeal from the South Carolina Workers' Compensation Commission

Appellate Case No. 2019-000647
WCC #0912295

RECEIVED

JUN 07 2019

Nikolay GulClaimant, Appellant S.C. SUPREME COURT

v.

Kohler CompanyRespondent

MOTION TO REINSTATE

Pursuant to Rule 240 of the South Carolina Appellate Court Rules, Appellant Gul, by and through his undersigned counsel, respectfully moves this Court for an Order granting his Motion to Reinstate the above-captioned action and providing time for Appellant Gul to file a Writ of Certiorari, *pro se*. This Motion to Reinstate is being filed concurrently with a separate Motion to be Relieved as Counsel to effectuate Appellant Gul's opportunity to file, *pro se*, accordingly.

By way of background, the undersigned counsel previously requested an extension to file a Writ of Certiorari on behalf of Appellant Gul, who was the undersigned counsel's client, and which extension request was granted by this Court on May 2, 2019. The deadline to file the Writ of Certiorari was May 23, 2019. Appellant Gul timely attempted to file the Writ of Certiorari, *pro se*, by the May 23, 2019 deadline. However, the attempted filing was rejected by this Court as

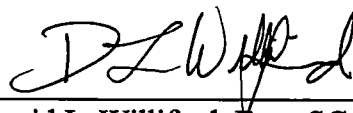
reflected by the Court's May 29, 2019 Order, and which consequently caused this case to initially be dismissed.

For reasons Appellant Gul and the undersigned counsel (as his attorney) discussed, mutually agreed upon and consented to within the context of the attorney-client relationship, the undersigned counsel withdrew as Appellant Gul's counsel in this matter and encouraged him to timely file his Writ of Certiorari, if he still desired to do so. He still desired to file it (and attempted to, but was rejected as described above). In this regard, the undersigned counsel was and is fully supportive of Appellant Gul filing a Writ of Certiorari, *pro se*.

Therefore, it is fair and just for this Court to consider and grant this Motion to Reinstate this case, to grant the undersigned counsel's concurrent Motion to be Relieved as Counsel for Appellant Gul, and to allow Appellant Gul to file a Writ of Certiorari, *pro se*.

WHEREFORE, Appellant Gul respectfully requests that this Court grant his Motion to Reinstate, accordingly.

Respectfully submitted,



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June 5, 2019

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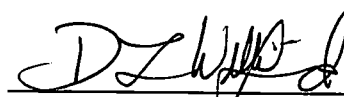
v.

Kohler Company, Respondent.

PROOF OF SERVICE

I certify that I served the **Appellant's Motion to Reinstate** on Kohler Company and the Workers' Compensation Commission by depositing a copy of same in the United States Mail, postage prepaid, on June 5, 2019, addressed to Kohler Company's attorneys of record, Grady L. Beard, Nicholas L. Haigler, and Jasmine D. Smith, P.O. Box 11449, Columbia, SC 29211, and to Ms. Amy A. Bracy, Judicial Director, South Carolina Workers' Compensation Commission, P.O. Box 1715, Columbia, SC 29202-1715. I also certify that I served the same on the South Carolina Court of Appeals by depositing a copy of same in the United States Mail, postage prepaid, on June 5, 2019, addressed to the Honorable Jenny Abbott Kitchings, Clerk of Court, South Carolina Court of Appeals, P.O. Box 11629, Columbia, SC 29211.

Greenville, South Carolina
June 5, 2019



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