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THE STATE OF SOUTH CAROLINA
In The Supreme Court

S.C. Supreme Court

APPEAL FROM RICHLAND COUNTY
APPELLATE PANEL, WORKERS' COMPENSATION COMMISSION

Opinion No. 5032 (S.C. Ct. App. filed Sept. 5, 2012)

LeAndra Lewis, Petitioner,

v.

L.B. Dynasty Inc., d/b/a
Boom Boom Room Studio 54, and
the S.C. Uninsured Employer's Fund, Defendants,

Of whom

The S.C. Uninsured Employer's Fund
is the Respondent.

REPLY IN SUPPORT OF CERTIORARI

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ARGUMENT

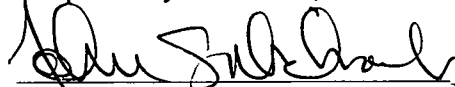
In its return, the South Carolina Uninsured Employer's Fund argues the merits of whether the Workers' Compensation Commission's decision was correct. (Return, pp.4-7). The Fund never takes a position on whether a grant of certiorari is appropriate.

Ms. Lewis's reply to the arguments on the merits can be found on pages 65 to 75 of the Appendix. As detailed in those pages, Ms. Lewis believes that the Fund's arguments do not faithfully apply the common law employment test, do not accurately describe certain pieces of evidence, and rely on an incorrect reading of the average weekly wage regulation.

The question presently before the Court is whether to grant certiorari and review the merits of this case, and as Ms. Lewis's petition acknowledged, this decision is ultimately a matter for this Court's discretion. Because the facts of this case are rather unusual, because the case appears to contain a novel issue, and because there was a dissent from the decision of the Court of Appeals, Ms. Lewis respectfully requests that the Court exercise its discretion and grant certiorari.

February 25, 2013

Respectfully submitted,



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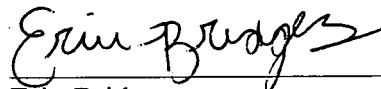
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PROOF OF SERVICE

The undersigned hereby certifies that on the date indicated below she served counsel for the Respondent with a copy of the *Reply in Support of Certiorari* by mailing copies of the same by United States Mail with first class postage prepaid to the following address:

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February 25, 2013
Columbia, South Carolina