

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM FLORENCE COUNTY
Court of Common Pleas

William H. Seals, Jr., Circuit Court Judge

Civil Action No. 2020-CP-21-00755
S.C.W.C.C. Claim No. 1222136

Appellate Case No. 2020-000880

RECEIVED

Jun 30 2020

SC Court of Appeals

Otis Nero,

Plaintiff,

v.

South Carolina Department of
Transportation and the South Carolina
State Accident Fund,

Appellants.

NOTICE OF APPEAL

The South Carolina Department of Transportation and the South Carolina State Accident Fund appeal the Order of the Honorable Williams H. Seals, Jr., dated June 30, 2020, which was received by the Appellants on June 30, 2020. This appeal on the June 30, 2020 Order is a companion to the previous appeal of the Orders of the Honorable William H. Seals, Jr., dated March 11, 2020 and March 19, 2020.

The Appellants received written notice of entry of Judgment on March 17, 2020 and written notice of Execution on March 19, 2020. The Motion to Alter or Amend Judgment pursuant to Rule 59 and Rule 60(b), S.C.R.C.P., and the Motion to Stay

Execution of Judgment pursuant to Rule 62, S.C.R.C.P. were denied on June 4, 2020.
The June 30, 2020 Order is Circuit Court's formal Order on the denial of the Rule 59,
Rule 60, and Rule 62 Motions.

June 30, 2020

Respectfully submitted,

/s/ Kirsten L. Barr

Kirsten L. Barr
S.C. Bar #15525
Trask & Howell, LLC
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ATTORNEYS FOR THE APPELLANTS

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Otis Nero,

Plaintiff,

v.

South Carolina Department of
Transportation and the South Carolina
State Accident Fund,

Appellants.

PROOF OF SERVICE

The undersigned hereby certifies that the above-named Plaintiff, Otis Nero, the S.C. Workers' Compensation Commission, and the Clerk of Court for Florence County were served with a copies of the attached Notice of Appeal this 30th day of June 2020, by emailing, C-Track, and depositing a copy of the same in the United States Mail, first class postage prepaid, addressed to the parties of record, as follows:

Stephen J. Wukela, Esq
P.O. Box 13057
Florence, SC 29504
Stephen@wukelalaw.com

Ms. Amy Bracy
Judicial Director
S, C. Workers' Compensation Commission
P. O. Box 1715
Columbia, SC 29202-1715
abracy@wcc.sc.gov

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SC Court of Appeals

The Honorable Doris Poulos O'Hara
Clerk of Court, Florence County
180 North Irby Street, 9th Floor
Florence, SC 29501
C-Track Upload

June 30, 2020

Respectfully submitted,

s/Kirsten L. Barr

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TRASK
HOWELL
WORKERS' COMPENSATION DEFENSE

Reply to
Kirsten L. Barr
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June 30, 2020

Via Email to ctappfilings@sccourts.org/Regular Mail

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
P. O. Box 11629
Columbia, SC 29211

Re: Otis Nero v. SCDOT
W.C.C. File No.: 1222136
Civil Action No.: 2020-CP-21-00755
Appellate Case No.: 2020-000880
Carrier File No.: 2012-4525
Date of Accident: 6/20/12

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Jun 30 2020

SC Court of Appeals

Dear Ms. Kitchings:

Enclosed for filing, please find a Notice of Appeal in the above-referenced case. Also enclosed are the following:

1. Proof of Service of the Notice of Appeal on the Respondents
2. A copy of the Orders that are being challenged on appeal
3. Filing fee in the amount of \$250.00

Thank you for your time and attention to this matter. Should you have any questions or concerns, please do not hesitate to contact me.

Yours very truly,

s/Kirsten L. Barr
Kirsten L. Barr

KLB/ebw/les
Enc.



The Honorable Jenny Abbott Kitchings

June 30, 2020

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cc Hanna Bourne, South Carolina State Accident Fund (w/enc.) (email only)
Amy Cofield, Esq., Director, State Accident Fund, (w/enc.) (email only)
Linda McDonald, Esq., Chief Counsel, S.C.D.O.T. (w/enc.) (email only)
Dennis Copeland, S.C.D.O.T. (w/enc.) (email only)
Stephen J. Wukela, Esq. (w/enc.) (email Stephen@wukelalaw.com/mail)
Amy Bracy, Judicial Director, S.C.W.C.C. (email abracy@wcc.sc.gov/mail)
Honorable Doris P. O'Hara, Clerk of Court-Florence County (w/enc.) (C-Track upload)