

The Supreme Court of South Carolina

Angela D. Keene, Individually and as Personal Representative of the Estate of Dennis Seay, Deceased, and Linda Seay, Respondents,

v.

CNA Holdings, LLC, Petitioner.

Appellate Case No. 2019-000816

ORDER






CNA Holdings, LLC, filed a petition for rehearing following the release of this Court's opinion on August 11, 2021. The parties are directed to brief the following issues:

- 1) CNA Holdings' factual point on what it calls "the undisputed facts that Mr. Seay and his family never pursued worker's compensation benefits, and thus did not receive any." At a minimum, Respondents must address the accuracy of CNA Holdings' point. If the point is acknowledged, no further discussion is necessary.
- 2) As addressed in Section II of the petition, "the rationale and consequences of the opinion's . . . analysis."
- 3) As addressed in Section V of the petition, whether "the opinion will produce negative outcomes in the marketplace and for subcontractor employees."

We grant the motions of the South Carolina Defense Trial Attorneys Association and the South Carolina Chamber of Commerce to file amicus curiae briefs. To the extent the proposed briefs already filed by these parties do not address the listed issues, the briefs may be supplemented. We grant the motion of The National Association of Manufacturers to file an amicus curiae brief. Any additional motions to file amicus curiae briefs should be filed promptly.

The brief of CNA Holdings and amicus curiae supporting its position are due November 8, 2021. The brief of Respondents is due December 6, 2021.

We reserve ruling on the petition for rehearing until the Court has a chance to consider the supplemental briefing.

	C.J.
	J.
	J.
	J.
	J.

Columbia, South Carolina

October 11, 2021

cc:

C. Mitchell Brown
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