

THE STATE OF SOUTH CAROLINA  
In the Supreme Court

APPEAL FROM THE SOUTH CAROLINA COURT OF APPEALS

James Lockemy, Court of Appeals Judge  
Thomas Huff, Court of Appeals Judge  
Blake A. Hewitt, Court of Appeals Judge

Appellate Case No. 2021-001242

**RECEIVED**

**Nov 16 2021**

**SC Court of Appeals**

Calvin Felder, Claimant,

v.

Central Masonry Inc. & Arnold Construction Co.,  
Employer, and AmGuard Insurance Co./Old Republic  
Insurance Co., and South Carolina Uninsured Employers Fund,  
Carriers, Defendants,

Of which AmGuard Insurance Co. is the Appellant and  
Central Masonry Inc. and South Carolina Uninsured  
Employers Fund are the Respondents.

MOTION TO WITHDRAW PETITION FOR WRIT OF CERTIORARI

George D. Gallagher  
Speed, Seta, Martin, Trivett & Stubley  
Post Office Box 11669  
Columbia, SC 29211  
803-748-2259  
[ggallagher@speed-seta.com](mailto:ggallagher@speed-seta.com)  
Attorney for Appellant

Lisa C. Glover  
SC Uninsured Employers' Fund  
P:O Box 1815  
Lexington SC 29071  
[lglover@saf.sc.gov](mailto:lglover@saf.sc.gov)  
Attorney for Respondent

Jonathan R. Hendrix  
Hendrix & Steigner  
PO Box 6398  
West Columbia SC 29171  
[jhendrix@hendrixsteigner.com](mailto:jhendrix@hendrixsteigner.com)  
Attorney for Respondent

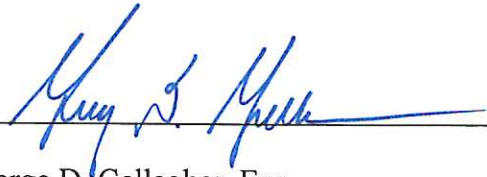
**MOTION TO WITHDRAW PETITION FOR WRIT OF CERTIORARI**

Appellant AmGuard Insurance Company (“Guard”) desires to withdraw its Petition for *Certiorari* dated October 28, 2021 in the above-reference matter based on the following grounds:

- 1) Guard and Respondent South Carolina Uninsured Employers Fund (“UEF”) have reached an agreement to resolve the underlying matter thereby rendering the need for further appeal moot.
- 2) Guard and UEF will submit their written agreement to the South Carolina Workers Compensation Commission for filing in accordance with S.C. Code § 42-9-390.

WHEREFORE Guard prays for an Order from this Court granting this Motion to Withdraw their Petition.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "George D. Gallagher", is written over a horizontal line.

George D. Gallagher, Esq.  
Bar No. 12149  
Speed, Seta, Martin, Trivett & Stublely  
Post Office Box 11669  
Columbia, SC 29211  
803.748.2259  
[ggallagher@speed-seta.com](mailto:ggallagher@speed-seta.com)

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PROOF OF SERVICE

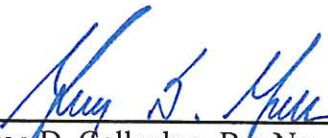
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I certify that I have served the Motion for Withdrawal of the Petition for Writ of Certiorari on Central Masonry Inc and South Carolina Uninsured Employers Fund by depositing a copy of it in the United States Mail, postage prepaid, and/or via electronic mail on November 16, 2021, addressed to their respective attorneys as follows:

Lisa C. Glover  
SC Uninsured Employers' Fund  
P:O Box 1815  
Lexington SC 29071  
[lglover@saf.sc.gov](mailto:lglover@saf.sc.gov)  
Attorney for Respondent

Jonathan R. Hendrix  
Hendrix & Steigner  
PO Box 6398  
West Columbia SC 29171  
[jhendrix@hendrixsteigner.com](mailto:jhendrix@hendrixsteigner.com)  
Attorney for Respondent

November 16, 2021

  
George D. Gallagher, Bar No. 12149  
Speed, Seta, Martin, Trivett & Stubley  
Post Office Box 11669  
Columbia, South Carolina 29211  
Attorney for Appellant

SPEED, SETA, MARTIN, TRIVETT & STUBLEY, LLC  
ATTORNEYS AT LAW

WALLACE SPEED (1940-2020)  
LESLI R. SETA (GA & FL)  
SETH C. MARTIN (GA & FL)  
ERIC L. TRIVETT (GA)  
M. STEPHEN STUBLEY (SC)  
STEPHANIE A. ROCKWELL (GA & TN)  
JAMES E.L. FICKLING (SC & NC)  
ANDREA S. OWEN (GA)  
HUNTER CHANDLER (GA & TN)

REPLY TO  
P.O. BOX 11669  
COLUMBIA, SOUTH CAROLINA 29211  
PHONE (803) 748-2919  
FAX (803) 748-2735  
www.Speed-Seta.com

ALEXANDER ADKINS (GA & TN)  
SCOTT H. ANDREWS (GA)  
MELISSA CRUZ (GA & TN)  
JEREMY T. ENGLAND (AL & MS)  
C. BENTON HILBURN (GA)  
SARA P. MORRIS (SC & NC)  
CALEY A. PITTS (GA)  
KELSIE L. QUEEN (SC & NC)  
JENNIFER S. RAY (GA)  
SARAH V. SNIPES (GA)  
LINDSEY R. STEWART (GA)  
MARK M. STUBLEY, JR. (AL, NC & SC)  
BRIGGS P. TUCKER (SC)  
BRITTANY BELL TURNER (GA & FL)  
LILY D. WILKERSON (GA & FL)

November 15, 2021

∞  
GEORGE D. GALLAGHER (SC)  
CHARLES A. KINNEY (GA, NC & SC)

VIA EMAIL: [suptcfilings@sccourts.org](mailto:suptcfilings@sccourts.org)  
The Honorable Daniel E. Shearouse  
Clerk, Supreme Court of South Carolina  
P.O. Box 11330  
Columbia, SC 29211

**RE:** *Calvin Felder v. Central Masonry, Inc. et al.*  
*WCC No.: 1521141*  
*Our File No.: 1700-0555*  
*Appellate Case Number: 2021-001242*

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**SC Court of Appeals**

Dear Mr. Shearouse:

Please find enclosed our Motion to Withdraw Petition for Writ of Certiorari for filing in the above-referenced matter. Our firm's check in the amount of \$50 for the filing fee has been placed in the mail to your office.

By copy of this letter to Lisa Glover and Jonathan Hendrix, attorneys for Respondents, and The Honorable Jenny Abbott Kitchings, I am serving them a copy of this Motion.

Sincerely,

  
George D. Gallagher

GDG/kgf  
Enclosures

cc: Lisa C. Glover, Esq.  
Jonathan R. Hendrix, Esq.  
The Honorable Jenny Abbott Kitchings (w/encl)  
The Honorable Amy Bracy (w/encl)  
Kristie Ozark