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May 05 2022

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM THE SOUTH CAROLINA WORKERS'
COMPENSATION COMMISSION

Appellate Case Number 2021-000633

Rachel J. Turner, Employee, Appellant-Respondent,

v.

Medustrial Healthcare Staffing Service and Condustrual, Inc.; Guarantee Insurance Company;
Countrywide Staffing Solutions Group, Inc.; South Carolina Department of Corrections; State
Accident Fund; and South Carolina Uninsured Employer's Fund, Respondents

of which Condustrual, Inc. f/k/a Medustrial Healthcare Staffing Service, Employer, is the
Respondent-Appellant.

**RESPONDENT-APPELLANT CONDUSTRUAL'S MOTION FOR EXTENSION TO
FILE A CONSOLIDATED INITIAL REPLY BRIEF**

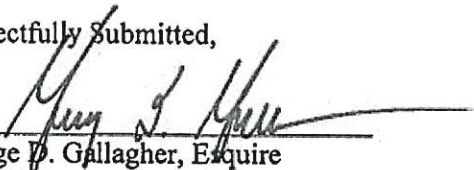
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Speed, Seta, Martin, Trivett, Stubley &
Fickling, LLC
P.O. Box 11669
Columbia, SC 29211
(803) 748-2919
Attorney for Respondents

**RESPONDENT-APPELLANT'S MOTION FOR EXTENSION IS BASED ON THE
FOLLOWING GROUNDS:**

1. By Order dated March 18, 2022 the Court previously granted Respondent-Appellant Condustrial, Inc's. f/k/a Medustrial Healthcare Staffing's ("Condustrial") Motion to file its consolidated Reply Brief to ALL Respondents' Briefs. The date for filing was extended until April 18, 2022.
2. Subsequently, Appellant-Respondent filed another Motion to Extension to file her Initial Respondent's Brief, which was granted via Order of the Court dated April 12, 2022. The date for that filing was extended until April 22, 2022.
3. The Court thereafter advised via correspondence to counsel dated April 25, 2022 that Condustrial's Reply Brief would be due ten (10) days from the date of filing of the last Respondent's Brief, which the Court indicated in that correspondence had not yet been served yet. Thus, no action was taken by the Court on Condustrial's Motion.
4. Appellant-Respondent then filed her Respondent's Brief on April 25, 2022 along with a Motion for Leave to file her Respondents Brief and Designation of Matter to be included in the Record on Appeal out of time. If Appellant-Respondent's filing of her Initial Brief had been timely as of April 25, 2022, then Condustrial's Reply Brief would have been due on or before May 5, 2022. However, as of the date of this filing, the Court has not yet ruled on Appellant-Respondent's request for leave to file her Initial Respondent's Brief out of time; thus, Condustrial is left in the predicament of not knowing the entirety of the issues its consolidated Reply Brief needs to address.
5. To be clear, Condustrial does not oppose Appellant-Respondent's request for leave to make her filings out of time. Rather, Condustrial merely requests an extension to file its consolidated Reply Brief within ten (10) days after the Court rules on Appellant-Respondent's Motion for Leave to file out of time.

Therefore, by operation of SCACR 208 (a) (3) Condustrial prays for an extension for filing its Reply Brief until ten (10) days following the Court's ruling on Appellant-Respondent's Motion.

Respectfully Submitted,


George D. Gallagher, Esquire
Counsel for Respondent-Appellant Condustrial, Inc.
f/k/a Medustrial Healthcare Staffing
S.C. Bar # 12149

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PROOF OF SERVICE

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of which Condustrual, Inc. f/k/a Medustrial Healthcare Staffing Service, Employer, is the Respondent-Appellant.

PROOF OF SERVICE

I certify that I have served the Motion for Extension of Time to File Respondent-Appellant Condustrual, Inc.'s Consolidated Initial Reply Brief to all Respondents Briefs by electronic mail and/or by depositing a copy of it in the United States Mail, postage prepaid, on May 5, 2022, addressed to all attorneys of record at the addresses below:

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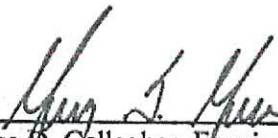
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May 5, 2022


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May 5, 2022

VIA EMAIL: CTAPPFILINGS@SCCOURTS.ORG

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

RE: Rachel Turner v. SC Department of Corrections – Kirkland, et al
Appellate Case No.: 2021-000633
WCC No.: 1514359
DOA: 9/5/2015
Our File No.: 8400-0101

Dear Ms. Kitchings:

Please find enclosed Respondent-Appellant Condustrial's Motion for Extension to file a Consolidated Initial Reply Brief in the above-referenced matter. Our firm's check in the amount of \$50.00 for the filing fee has been placed in the mail to your office.

By copy of this letter to all counsel of the involved parties, I am serving them with this Motion.

Sincerely,


George D. Gallagher, Esquire

GDG/rs
Enclosure

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SC Court of Appeals

cc: The Hon. Amy Bracy
Stephen B. Samuels, Esq.
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