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Jun 17 2022

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

Appeal From The
SOUTH CAROLINA WORKERS' COMPENSATION COMMISSION
WCC File No. 1908703
Appellate Case No. 2022-000067

KYLE R. BAGLEY, Employee.....
Appellant,

v.

JN FIBERS, INC., D/B/A SUN FIBER, LLC, Employer, and
GREAT AMERICAN INSURANCE COMPANY, Carrier.....
Respondents.

**DESIGNATION OF MATTERS
TO BE INCLUDED IN THE RECORD ON APPEAL**

Appellant proposes that the following be included in the Record on Appeal:

The APA submission of the Claimant p.1-379 and of Respondents p.353-461 as setout herein below:

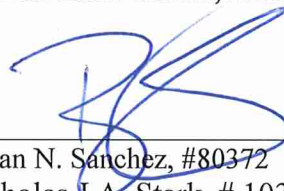
1. Medical Records and Notes: MUSC Health – Chester Regional Medical Center
2. Medical Records and Notes: Chester Chiropractic
3. Medical Records and Notes: Lowry's Family Medicine
4. Medical Records and Notes: Riverview Medical/Occumed
5. Medical Records and Notes: Dr. Brown, Midlands Ortho & Neurosurgery
6. WC Form 50 – Employee's Notice of Claim, dated July 19, 2019
7. WC Form 14B – Physician's Statement by Dr. Brown, dated August 28, 2019
8. Medical Records and Notes: Your Life Wellness Physical Therapy
9. WC Form 21 – Employer's Request for Hearing, dated September 9, 2019
10. Claimant's Response to Form 21
11. Transcript of Deposition of Claimant, taken September 30, 2019
12. Medical Records and Notes: Dr. Jarrell, Carolina Neurosurgery & Spine
13. Medical Records and Notes: Dr. DuPuy, OrthoCarolina

14. WC Form 50 – Employee’s Request for Hearing, dated October 16, 2019
15. WC Form 51 – Employer’s Response to Request for Hearing, dated November 15, 2019
16. Medical Records and Notes: Dr. Rao, Neurological Institute
17. Medical Records and Notes: Dr. Gunter, Lexington Brain and Spine
18. Transcript of Deposition of Dr. Brown, taken December 12, 2019
19. Transcript of Deposition of Dr. Rao, taken February 14, 2020
20. Transcript of Deposition of Dr. DuPuy, taken April 29, 2020
21. Transcript of Deposition of Dr. Gunter, taken September 8, 2020
22. WC Form 58 – Claimant’s Pre-Hearing Brief, dated September 2, 2020
23. WC Form 58 - Employer’s Pre-Hearing Brief, dated September 4, 2020
24. Transcript of Hearing on September 28, 2020
25. Decision and Order of the Single Commissioner Filed May 13, 2021
26. WC Form 30 – Request for Commission Review dated May 25, 2021
27. Defendants’ Brief to the Appellate Panel
28. Claimant’s Brief to the Appellate Panel
29. Defendants’ Reply Brief to the Appellate Panel
30. Transcript of Virtual Appellate Panel Hearing on August 30, 2021
31. Decision and Order of the Appellate Panel filed December 21, 2021

I certify that this Designation contains no matter which is irrelevant to this appeal.

June 17th, 2022

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W.C.C. FILE NO.: 19-08703
Appellate Case No.: 2022-000067

KYLE R. BAGLEY, Employee-Claimant, Appellant,

v.

JN FIBERS INC D/B/A SUN FIBER, LLC, Employer-Defendant, Respondent,

AND

GREAT AMERICAN INSURANCE COMPANY, Defendant-Carrier, Respondent(s).

PROOF OF SERVICE

I certify that I have served the "Appellant's Initial Brief" and "Designation of Matters to be Included in the Record on Appeal" by emailing a copy of such, on the below date, to:

Barrett Burley, Esq.,
Holder Padgett Littlejohn & Prickett, LLC
bburley@hplplaw.com
Attorney for Respondents

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Rock Hill, South Carolina
June 17, 2022.

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E. Stacy Lewis
Grady E. McMehan
Bryan N. Sanchez (SC,NC)
Attorneys-at-Law

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VIA US-MAIL AND EMAIL TO:

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

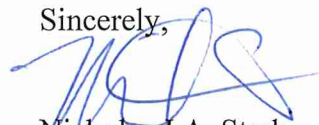
**RE: Kyle Bagley, Employee, Claimant, Appellant v. JN Fibers, Inc., Employer;
Great American Alliance Insurance Company, Carrier, Respondents.
SCWCC FILE No.: 1908703**

Dear Ms. Kitchings:

Please find enclosed for filing the "Initial Brief of Appellant" as well as "Designation of Matter to be included in the Record on Appeal" in connection herewith, along with our Proof of Service for such.

Please advise if there is anything further required of Appellant in connection herewith. Should you have any questions or concerns, please do not hesitate to contact me. Thank you in advance for your time and assistance with this matter.

Sincerely,



Nicholas J.A. Stark,
Attorney

NS/jl

Enclosures (as stated)

CC: C. Barrett Burley, Esq., Holder Padgett Littlejohn & Prickett, LLC
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