

BEFORE THE SOUTH CAROLINA WORKERS' COMPENSATION COMMISSION

WCC FILE NO. 1614988

DEBRA WILSON)
)
 Claimant,)
)
 v.)
)
 NHC HOMECARE MIDLANDS)
)
 Employer, and)
)
 PREMIER GROUP INSURANCE CO.)
)
 Carrier,)
)
 Defendants.)

ADMINISTRATIVE ORDER
(Re: Motion to Reconsider)


RECEIVED
JAN 10 2024
SC Court of Appeals

The South Carolina Workers' Compensation Commission Appellate Panel issued an appellate order, dated June 9, 2023, vacating and remanding the claim back to the hearing commissioner for a determination of disability to the back based upon the admitted lower back injury because it was unable to determine whether the single commissioner relied upon facts relating to Claimant's alleged neck injury in making the award to the back.

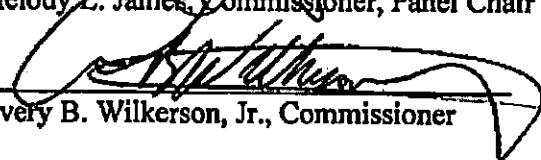
Thereafter, on June 14, 2023, Claimant filed a motion to reconsider, alleging that because Defendants failed to raise the issue of bifurcation of the back in their form 30 request for commission review, it is improper to consider the issue on appeal. Whereas a final decision in this case has not yet been reached, this motion is interlocutory and is therefore denied.

THEREFORE IT IS ORDERED that Claimant's motion to reconsider is denied and the instant case is remanded to the single commissioner to issue a ruling consistent with the full commission's order dated June 9, 2023.

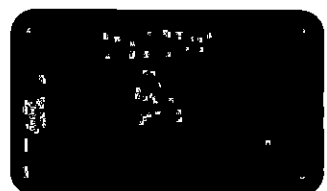
IT IS SO ORDERED!



Melody L. James, Commissioner, Panel Chair



Avery B. Wilkerson, Jr., Commissioner





Gene McCaskill, Commissioner

12/6/23 (Date)

Columbia, South Carolina

Order Served via email:

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CERTIFICATE OF SERVICE

This is to certify that the undersigned has on this date served a copy of this order in the above entitled action upon all parties to this case by sending an electronic copy hereof by electronic mail addressed to the attorneys for said parties; or if there is an unrepresented party(ies), by depositing a copy hereof, postage paid in the United States mail, first class, addressed to the unrepresented party(ies) and to the attorney(s) for the represented party(ies).

By Eugenia Hollmon on December 7, 2023