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Dec 11 2024

SC Court of Appeals

STATE OF SOUTH CAROLINA

In The Court of Appeals
In The Supreme Court

WORKERS COMPENSATION COMMISSION PANEL:

Cynthia C. Dooley, Chair
T. Scott Beck
Melody L. James

WCC No. 1923480

Appellate Case No. 2023-001264

Takara L Stewart

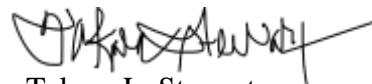
Claimant/Appellant,

South Carolina CVS Pharmacy, LLC,
Employer and
XL Insurance America Inc.,
Carrier

Defendants/Respondents

Motion
Designation of Matter Specified

December 10, 2024



Takara L. Stewart
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Pursuant to the SCACR 209, the Designation of Matter submitted on November 20, 2024 is being respectfully specified as the Designation of Matter on behalf of The South Carolina Appellate Case No. 2023 – 001264. It was brought to my attention by the Chief Deputy Clerk that a Designation of Matter is not required to be submitted with the Final Brief. To properly specify, I am requesting and may it please the Workers Compensation Commission Panel to consider this motion requesting the November 20, 2024 Designation of Matter/Designation of Record specification on behalf of the aforementioned Record on Appeal.

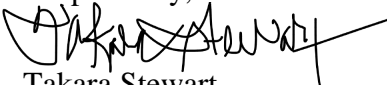
The August 1, 2024 Designation of Matter is relevant as it designated the actual brief itself. The August 11, 2024 Table of Contents details the August 1, 2024 Designation of Matter, numbered and or designated contents, within the corresponding brief. The November 20, 2024 is concisely comprised of the exact same detailed, relevant material. The November 20, 2024 Designation of Matter sets forth the specificity of transcripts, pleadings, orders, exhibits and or other materials on behalf of the Record on Appeal (Appellate Case No. 2023 – 001264); in due course specifically and formally designating what should be presented to and considered by the Appellate Court. The Designation of Matter submitted on August 1, 2024 and the Table of Contents submitted on August 11, 2024 are an accumulation of what is being designated and made part of this specification request.

This is not an effort to change the Designation of Matter or mand the Appellate Panel. There has not been any change in issues being appealed on behalf of the Record on Appeal: transcripts, pleadings, orders, exhibits, and or other materials ordered and accepted as of the October 1, 2024 Appellate Court Order. This submission is conclusive, concise, accumulative as it materially coincides as cited on the November 20, 2024 Designation of Matter baring no matter which is irrelevant to the record on appeal and or has not been presented to the lower

courts. Please allow this specification to be accepted as to provide appellate solidarity per the issues presented on behalf of the record on appeal.

The following documents have been attached to this Motion; Designation of Matter specification as reference and or comparison: August 01, 2024 Designation of Matter (Pg. 3), August 11, 2024 Table of Contents (Pg. 4) and November 20, 2024 Designation of Matter (Pg. 5) as presented to the South Carolina Court of Appeals.

December 10, 2024

Respectfully,

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

THE STATE OF SOUTH CAROLINA

In The Court of Appeals In
The Supreme Court

WORKERS COMPENSATION COMMISSION PANEL:

Cynthia C Dooley, Chair

T. Scott Beck

Melody L James

Appellate Case No. 2023-CP-001264

Takara L Stewart

Claimant/Appellant,

v.

South Carolina CVS Pharmacy, LLC Employer and

XL Insurance America Inc., Carrier

Defendants/Respondents

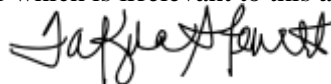
**DESIGNATION OF MATTER TO BE
INCLUDED IN THE RECORD ON APPEAL**

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

1. Single Commissioner Decision and Order of January 19, 2023;
2. Statements of the Case/Arguments (I-VI)
3. Issues on Appeal

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

August 01, 2024



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THE STATE OF SOUTH CAROLINA

In The Court of Appeals
[In The Supreme Court]

WORKERS COMPENSATION COMMISSON PANEL:

Cynthia C Dooley, Chair
T Scott Beck
Melody L James

Case No. 2023-001264

Takara Stewart, Claimant/Appellant,
v.

South Carolina CVS Pharmacy, LLC, Employer Defendants/Respondents.
XL Insurance America Inc., Carrier

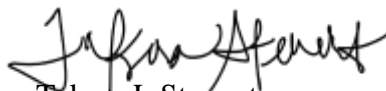
TABLE OF CONTENTS

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

1. Single Commissioned Order/Rulings of Law of January 19, 2023;
2. Appellant Panel Order of July 10, 2023;
3. Appellants Initial Brief/ Answer;
4. APA #11 Depo P. 17; APA #1, #2, #3 #9, #6, #7 #11; APA #5 Pgs. 19-24, APA #12 Pgs. 37-44
5. Transcript of Proceedings: S. C. Tr. P. 17-31; F.C Hearing Tr. Pg. 3:1-25, Pg.4:1-25; F.C. Hearing Pg. 4:17-25; F.C. Tr. Pg. 4:11-12; F. C. Hearing Tr. Pg. 11:10-25; F. C. Hearing Tr. Pg. 10:1-25; F.C Tr. Pg. 8:3-25; F.C. Tr. Pg. 12:12-18; F. C. Hearing Tr. Pg. 17:5; F. C. Hearing Tr. Pg. 6:1-25
6. CVS Employee Handbook, Sexual harassment/assault policy;
7. Defendants' APA #13 Pg. 45-55

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

August 11, 2024



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THE STATE OF SOUTH CAROLINA
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[In The Supreme Court]

WORKERS COMPENSATION COMMISSON PANEL:

Cynthia C Dooley, Chair
T Scott Beck
Melody L James

Case No. 2023-001264

Takara Stewart, Claimant/Appellant,

v.

South Carolina CVS Pharmacy, LLC, Employer Defendants/Respondents.
XL Insurance America Inc., Carrier

Designation of Matter

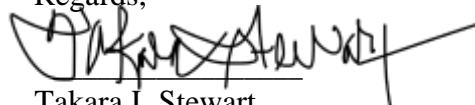
Appellant proposes the following be included in the Record on Appeal:

1. Single Commissioned Order/Rulings of Law of January 19, 2023;
2. Appellant Panel Order of July 10, 2023;
3. Appellants Initial/Reply Brief;
4. APA #11 Depo P. 17; APA #1, #2, #3 #9, #6, #7 #11; APA #5 Pgs. 19-24, APA #12 Pgs. 37-44
5. Transcript of Proceedings: S. C. Tr. P. 17-31; F.C Hearing Tr. Pg. 3:1-25, Pg.4:1-25; F.C. Hearing Pg. 4:17-25; F.C. Tr. Pg. 4:11-12; F. C. Hearing Tr. Pg. 11:10-25; F. C. Hearing Tr. Pg. 10:1-25; F.C Tr. Pg. 8:3-25; F.C. Tr. Pg. 12:12-18; F. C. Hearing Tr. Pg. 17:5; F. C. Hearing Tr. Pg. 6:1-25
6. CVS Employee Handbook, Sexual harassment/assault policy;
7. Defendants' APA #13 Pg. 45-55

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

November 20, 2024

Regards,



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