

Jared M. Pretulak
A member of the South Carolina Bar
Direct 864.271.5354
JPretulak@GWBlawfirm.com



Gallivan, White & Boyd, P.A.
ATTORNEYS AT LAW

55 Beattie Place, Suite 1200
Post Office Box 10589 (29603)
Greenville, South Carolina 29601
Telephone 864.271.9580
Facsimile 864.271.7502
www.GWBlawfirm.com

September 19, 2013

Latonya D. Edwards; Esq.
Dilligard Edwards, LLC
3790 Fernandina Road, Ste. 103
Columbia, SC 29210

**Re: South Carolina Second Injury Fund v. Spartanburg Regional Healthcare System
and PHTS Risk Management Services**
[IN RE: Sarah Jones v. Spartanburg Regional Healthcare System]
Appellate Case No. 2013-000634

Dear Latonya:

Enclosed is a copy of the excerpt from the Second Injury Fund's Guidebook that was listed as Item 14 on the Respondents' Designation of Matter To Be Included in the Record On Appeal dated September 19, 2013. Since the pages in the Guidebook are not numbered and descriptions can cause confusion, it seemed more practical to simply provide you with the material for this particular item. The Guidebook was presented to the circuit court in our brief and during oral arguments, and I ask that you include the enclosed excerpt in the Record On Appeal when you prepare and file it with the Court of Appeals.

It is my understanding that you have copies of all other materials referenced in the Respondents' Designation of Matter; however, if you need me to provide you with any other documentation itemized therein, I will be happy to do so upon request.

With kind regards,

Very truly yours,

GALLIVAN, WHITE & BOYD, P.A.

Jared M. Pretulak
Direct Dial: (864) 271-5354
Email: jpretulak@gwblawfirm.com

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SC Court of Appeals

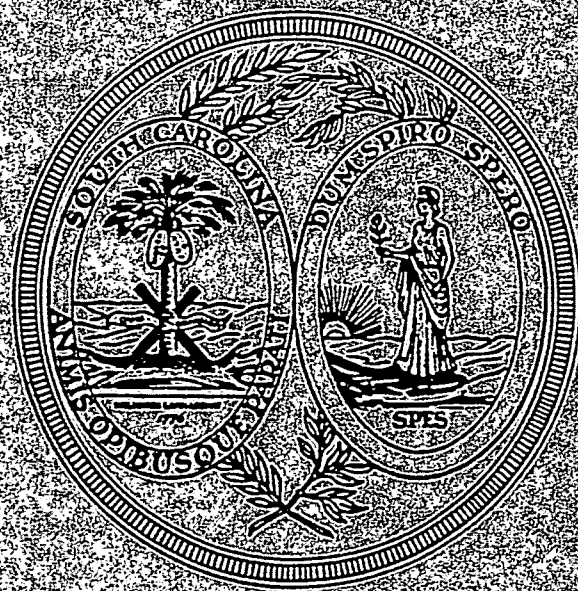
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Enclosure

cc: The Honorable Jenny Abbott Kitchings, S. C. Clerk of Court
The Honorable Hope Blackley, Spartanburg County Clerk of Court
Ms. Virginia L. Crocker, Judicial Director, S. C. Workers' Compensation Commission

IN THE
COURT OF
COMMON PLEAS

Case No. 03-00000000

SOUTH CAROLINA SECOND INJURY FUND



A STEP-BY-STEP APPROACH FOR HANDLING SECOND INJURY FUND CLAIMS

July 2002



INTRODUCTION

The mission of the South Carolina Second Injury Fund is to protect employers by limiting the cost of a workers' compensation claim when a disabled employee is injured on the job and encourage employment of the disabled. The degree of the Fund's utilization attests to its success.

While there has always been a great deal of interest in the perfection of Second Injury Fund claims by carriers and self-insured employers, the passage of Americans With Disabilities Act in 1990 has placed renewed emphasis on Second Injury Fund claims. We are providing this manual to people who are responsible for the administration of Second Injury Fund files. This is a "how to" manual. It attempts to break down the basic elements of the claims handling process and outline the major factors to consider as you go from first notice of a claim to final reimbursement, but we must emphasize there are no shortcuts. Each claim stands on its own merits.

This written material and oral presentation are intended to provide those involved in administering workers' compensation general information regarding the South Carolina Second Injury Fund. They are provided with the understanding that the presenters are not engaged in rendering legal, accounting, or other professional services. The material, written and oral, should not be used as a substitute for professional service in specific circumstances dealing with a specific claim, client or legal matter. Users should research original sources of authority and/or obtain the services of a professional.

CONTENTS

SECTION I -- CLAIM PROCEDURES

SECTION II -- ASSESSMENT AND REIMBURSEMENT PROCEDURES

SECTION III -- LEGAL PROCEDURES

CLAIM PROCEDURES

This section contains procedures and examples of the requirements needed in the processing of your Second Injury Fund claims.

Notice to the Second Injury Fund and a sample letter.

Explanation of the notice of possible Second Injury Fund claim and sample of form.

How to meet the knowledge requirement and examples.

Medical questionnaire and examples.

Acceptance package with examples.

Examples of denials.

Second Injury Fund adjuster and county information list.

RE:

1. Did the patient have _____ prior to _____?

YES _____ NO _____

COMMENT:

2. Is the _____ permanent?

YES _____ NO _____

3. Was the _____ serious enough to constitute a hindrance or obstacle to employment before the injury of _____?

YES _____ NO _____

If yes, please explain!

4. Did the injury of _____ aggravate or combine with the pre-existing _____?

YES _____ NO _____

COMMENT:

5. Did the fact that the patient had _____ cause him/her to lose substantially more time from work than he/she would have had from the _____ injury alone?

YES _____ NO _____

COMMENT:

6. Did the fact that the patient had _____ cause him/her to have a substantially higher percentage of permanent disability than he/she would have had from the _____ injury alone?

YES _____ NO _____

COMMENT:

7. Have the medical costs in this case been substantially increased due to the existence of _____?

YES _____ NO _____

COMMENT:

Physician Signature

Date