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SC Court of Appeals

IN THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM THE FULL COMMISSION
SOUTH CAROLINA WORKERS' COMPENSATION COMMISSION

Appellate Case No. 2024-000822

Sonya Parks, Claimant and Appellant,

v.

Cintas Corporation, Employer and Respondent,

and

Farmington Casualty Company, Carrier and Respondent.

AMENDED RECORD ON APPEAL

Respectfully submitted,

By: s/ Lola Stradford Richey

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Attorney for Claimant/Appellant

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May 20 2024
SC Court of Appeals

State of South Carolina
Workers' Compensation Commission

DECISION AND ORDER

THE HONORABLE AISHA TAYLOR

SCWCC File No.: 2207846

SONYA PARKS,

Claimant,

v.

CINTAS CORPORATION,

Employer,

and

FARMINGTON CASUALTY COMPANY,

Carrier,

Defendants.

Hearing held in Richland County, South Carolina,
on October 25, 2022

Per notice timely and properly served upon all Parties of Interest.

Appearances:	Lola S. Richey, Esquire, of Richey and Richey, PA, appeared on behalf of Claimant.
	Matthew C. LaFave, of Crowe LaFave Garfield & Bagley, LLC, appeared on behalf of Defendants.
Purpose of Hearing:	To determine issues set forth on the Forms 50 and 51.
Court Reporter:	Shelly M. Jones, Bishop Reporting Services, LLC, P.O. Box 1207, Greenville, SC 29602, (864) 640-1634, jill@bishopreporting.com.
Filed:	April 15, 2023

I. STATEMENT OF THE CASE

The above case came on to be heard before the undersigned Commissioner in Greenville, South Carolina, on October 25, 2022, pursuant to notice timely and properly given to all parties of record. The Claimant was represented by Lola S. Richey, Esquire. Defendants Cintas Corporation and Farmington Casualty Company were represented by Matthew C. LaFave, Esquire, Esquire. Claimant sought benefits due to an alleged injury by accident she contends occurred on June 15, 2022, whereby Claimant contends that while lifting heavy and long garments at work she heard a "pop" in her left shoulder. Claimant initially refused medical treatment offered by her employer but instead opted to go home to rest. However, she subsequently contacted Kami Phillips, Human Resource Manager, and asked to be seen by a doctor. Claimant was already undergoing treatment for a right shoulder injury with Dr. Stephen Geoffrey Pill thus efforts were made to have her seen by him for her left shoulder. As scheduling would not permit a visit to Dr. Pill Claimant was taken to Dr. Joel Anderson Smithwick of Prisma Health Occupational Health. Her last follow up was on September 19, 2022, after which time Defendants denied the claim.

Claimant filed her Form 50, Notice of Claim on July 9, 2022, requesting a hearing. Defendants filed a Form 51, Answer to Request for Hearing on August 3, 2022, denying this claim.

II. STIPULATIONS

At the call of the case, the parties stipulated as follows:

1. All parties to this proceeding are subject to and bound by the terms and provisions of the South Carolina Workers' Compensation Act.

2. Notice of the hearing was properly and timely served upon all parties in interest.

3. The Claimant had an average weekly wage of $708.54 and a corresponding workers' compensation rate of $472.39.

4. The South Carolina Workers' Compensation Commission has jurisdiction over this proceeding and venue in Greenville County, South Carolina is proper.

III. APA SUBMISSIONS

The following APA submissions were submitted on behalf of the Employee/Claimant:

APA	Name of Provider/Other	Date of Report	No. Pages
(1)	Prisma Health Occupational Health Dr. Joel Anderson Smithwick, MD	6/17/22-9/19/22	1-10
(2)	Prior Workers' Compensation Injury to Left Upper Extremity	2/24/11-4/20/11	11-16
(3)	Prior Workers' Compensation Injury to Left Upper Extremity Prisma Health Occupational Health Dr. Joel Anderson Smithwick, MD	4/26/19-6/17/19	17-32
(4)	Prior Workers' Compensation Injury to Right and Left Shoulders	9/1/21-9/13/21	33-37
(5)	MB360 Urgent Care Dr. Rebecca Alsip Iskandar, DO	11/1/21	38-47
(6)	Steadman Hawkins of the Carolinas Dr. Stephan Geoffrey Pill, MD	11/16/21-7/4/22	48-60
(7)	SC Workers' Compensation Commission Consent Order	7/13/22	61-63
(8)	Accident Report and Investigation Left Shoulder and Left Arm	6/15/22-7/13/22	64-74
(9)	Dr. Stephen Geoffrey Pill, MD Deposition Transcript Authorized Treating Physician	6/1/22	75-132
(10)	Via Deposition Transcript Gerrit Kurticz (Safety Manager) Kami Phillips (Human Resources) Tanner Burton (Production Manager) Linda (QA Supervisor) Wanda Jefferson (Co-worker)	9/23/22	133

The following APA submissions were submitted on behalf of the Employer/Carrier:

APA Name of Provider/Other	Date of Report	No. Pages
(1) Jonathan York, PA-C	2/10/21-2/22/21	134-151
(2) Dr. Gabriella Elameyi Ode	3/9/2021	152-174

Exhibit	No. Pages
(1) Form 20, Statement of Earnings of Injured Employee	175

CLAIMANT BIOGRAPHICAL

AGE:	53 Years of Age, Date of Birth: 2/4/1970
SEX:	Female
MARITAL STATUS:	Married but legally separated
WORK HISTORY:	The claimant began working at Cintas through Kelly Staffing in 1998 before being hired full time on July 31, 2010, in the folding room.

IV. EVIDENCE OF THE CASE

The case was called to begin at 1:21 p.m. and Claimant was called as the first and only witness for her case. Defendants called Human Resource Manager Kami Phillips as their only witness. The Claimant offered into evidence an APA containing the reports of Dr. Joel Anderson Smithwick from Prisma Health Occupational Health. Dr. Smithwick first saw the Claimant on June 17, 2022. In this first visit Claimant was noted to have reported having had bilateral torn rotator cuffs which need surgery. No diagnostic testing was performed but Claimant was noted to have a left shoulder strain. Claimant was seen by Dr. Smithwick for one (1) additional visit on June 29, 2022. Thereafter, he was provided with, and signed, a questionnaire on or about September 15, 2022, wherein he stated in the affirmative that he believed Claimant had a "left shoulder injuries causally and directly related and/or

directly aggravated by her June 15, 2022, lifting injuries with Cintas of Greenville." Dr. Smithwick did; however, explain that "for left shoulder, causality based on patient history."

The Employer/Carrier offered into evidence an APA submission containing medical records from Blue Ridge Orthopedics-Powdersville and Blue Ridge Ortho Easley. The aforementioned records highlight a very clear pre-existing history of a "nontraumatic complete tear of the left rotator cuff" for which surgery was recommended. Claimant did not, despite attempts at scheduling on three (3) different occasions, undergo the recommended surgery. The role she stated requires her to perform physical activities such as lifting, pulling, and reaching overhead.

Claimant was the first witness called to testify and stated that she began working for Cintas in 1998 where she has primarily worked in the folding room folding coveralls, frocks, pants, and shirts thereafter sealing them for the pack-out room. During her testimony Claimant described numerous claimed injuries that she contends occurred while employed by Cintas. In 2010 she injured both shoulders when pulling out wet clothes. *See Hearing Transcript*, P. 19, ll. 16-21. Claimant described a second incident from 2019 where her left arm and shoulder were injured when her arm was pinned between a cart and table. Initially, Claimant attempted to testify June 15, 2022, incident giving rise to this hearing was her next claimed injury though she subsequently discussed an accident in September of 2021. Claimant testified that in September she injured her right shoulder when she picked up a tub and attempted to put it under the table. The injury to her right shoulder arose in large part due to issues with Claimant's left shoulder as she noted she "was trying to keep -- because my left shoulder always bothered me. Like, I didn't want to -- and I knew I had an injury over there. I didn't want to put all my weight when I took a tub." *See Hearing Transcript*, P. 21, ll. 8-11. Following the September incident Claimant indicated that her left shoulder became more of an issue because she "couldn't

work with her right arm, [she] had to do more with [her] left arm." *See Hearing Transcript*, P. 22, ll. 6-7.

As to the June 15, 2022, incident Claimant testified that she had to work with coveralls for a new company, Baxter. She noted the coveralls for this group varied greatly in their sizes ranging from 2X to as large as 8X. Claimant testified that she pulled a set of coveralls up toward the table real high. While raising her arm she "got far enough over [her] shoulder and [her] arm popped." *See Hearing Transcript*, P. 23, ll. 13-14. After the incident she reported what occurred to the production manager, Tanner. The event was related to Kami Phillips with Claimant thereafter being told she needed to see a doctor, which she rejected. *See Hearing Transcript*, P. 28, ll. 12-14. Claimant contacted Kami Phillips later by text message advising that she was "going to stay out today and see how I feel on Monday." *See Hearing Transcript*, P. 30, l. 21.

After the episode of June 15, 2022, Claimant reported that she felt her arm has gotten worse. Specifically, she claimed she cannot do her job and cannot work overtime because of her arm. Prior to June 15, 2022, Claimant testified to having been working without restrictions though it was noted that this decision was made after she explained to her doctor, Dr. Pill, that the light duty work she had been doing was "more harsh that the work that I do, the folding." *See Hearing Transcript*, P. 33, ll. 12-17. In fact, Claimant testified that while on light duty on November 16, 2021, she was having issues with both arms. The issues became so severe Claimant testified to having to receive a cortisone shot in her left shoulder right before returning to regular duty work. *See Hearing Transcript*, P. 36, ll. 8-19.

On cross-examination Claimant acknowledged that she had an incident in 2019 that resulted in her beginning to have issues in 2020. The left shoulder issues eventually prompted an MRI in 2021, which she noted revealed a "complete tear … of my left shoulder." *See Hearing Transcript*, P. 41, ll.

1-15. Claimant testified she was recommended for surgery but did not pursue that treatment because of the location as they wanted to perform the procedure in Easley and she preferred to stay in Greenville. *See Hearing Transcript*, P. 41, ll. 16-20. Based on her location preference she was referred to Dr. Pill. Prior to the right shoulder injury in September of 2021, she testified to having attempted to schedule the left shoulder surgery "three times or two times with Dr. Pill. And then the one time with her, but I already told them before I left the office that I didn't want to have surgery down at Easley Baptist -- Hospital." *See Hearing Transcript*, P. 42, ll. 1-11. During the Hearing Claimant was presented with a document from page 37 Claimant's APA, which noted "left shoulder was already hurting from non-Cintas-related injury." While Claimant refuted writing that statement or telling the author of the form anything about her left shoulder hurting, she did have an opportunity to read the statement before signing.

Claimant further testified that she had, prior to June 15, 2022, mostly stopped doing activities that required overhead lifting because her arm would be bothering her. It was due to this issue that she "would try to stay out of that range of my arm bothering me." *See Hearing Transcript*, P. 44-45, ll. 16-25, 1-3. In fact, Claimant admitted that after being diagnosed with the rotator cuff tear she would generally have problems reaching overhead. Finally, Claimant acknowledged that the form at page 65 of Claimant's APA referenced, only "lifting above head" as the description of injury, which Claimant corrected as being lifting "over my shoulder." Despite not having personally written the form herself she admitted she had a chance to review the form for accuracy and/or make changes before signing but did not make any. *See Hearing Transcript*, P. 48-49, ll. 24-25, 1-21.

Based upon the evidence received and produced at the hearing, the undersigned Commissioner finds the following facts based upon the preponderance of the evidence:

V. FINDINGS OF FACT

IT IS FOUND AS A FACT:

1. That all parties to this proceeding are subject to and bound by the terms and provisions of the South Carolina Workers' Compensation Act.

2. That at the time of the alleged accident on June 15, 2022, the Claimant was employed as a folder for Cintas Corporation;

3. That at the time of the alleged accident on June 15, 2022, Claimant had an average weekly wage of $708.54, thereby entitling her to a compensation rate of $472.39;

4. That Claimant did not have medical treatment on June 15, 2022, the date of her alleged injury.

5. That Claimant refused to be taken for medical treatment on June 15, 2022, despite being same offered.

6. That Claimant, on June 15, 2022, was actively treating for a right shoulder injury sustained during her employment with Cintas Corporation.

7. That the Claimant is right hand dominant.

8. Claimant failed to meet her burden of proving an aggravation of a pre-existing condition resulting from the June 15, 2022, work incident.

9. Specifically, although Dr. Smithwick's medical opinion regarding causation is not directly refuted in the record, I find Dr. Smithwick's opinions are limited based on the "patient history." Neither the questionnaire nor Dr. Smithwick's answers address whether Claimant's pre-existing left shoulder condition was dormant, which is required by South Carolina case law.

10. I find the greater weight of the evidence, including medical evidence, show Claimant had already been recommended for, and scheduled, surgery for her left shoulder three (3) times prior

to her June 15, 2022, work incident. In fact, Claimant had been referred for a follow-up MRI on her left shoulder in November of 2021, which she never obtained.

11. Claimant testified that she was able to perform her job prior to June 15, 2022; however, she admitted her left shoulder problems started in 2020. Claimant also testified that she knew her left shoulder was always bothering her. Claimant's supervisor testified that Claimant never complained about her left shoulder at work.

12. I find the testimony regarding the ability to work and lack of complaints does not outweigh the prior medical evidence in the record.

13. I also find Claimant's perceived ability to work does not necessarily mean her prior full-thickness rotator cuff tear from November of 2021 was dormant.

14. I find Claimant's pre-existing left shoulder condition was not dormant and that she fails to satisfy the requirements of S.C. Code Ann. § 42-9-25.

15. All claims for benefits related to the June 15, 2022, work injury are denied.

16. That these findings of fact are based on the preponderant evidence of record, including the greater weight of the evidence and the testimony of record.

Based upon the above Statement of the Case, Evidence of the Case, and the Findings of Fact, the following Conclusions of Law are made:

VI. CONCLUSIONS OF LAW

1. Where applicable, these Conclusions of Law are to also be construed as Findings of Fact.

2. The parties to this proceeding are subject to and bound by the provisions of the South Carolina Workers' Compensation Act, as amended. S.C. Code Ann. § 42-1-130 and § 42-1-140.

3. The Claimant failed to satisfy the requirements of S.C. Code Ann. § 42-9-35 in that she failed to establish her pre-existing condition was dormant prior to the June 15, 2022, work incident. *See Murphy v. Owens Corning*, 393 S.C. 77, 710 S.E.2d 454 (Ct. App. 2011); *Frampton v. S.C. Department of Natural Resources*, 432 S.C. 247, 851 S.E.2d 714.

4. Claimant has fourteen (14) days from the date of this order to appeal the ruling to the full Commission.

Based upon the above Statement of Case, Evidence of the Case, Findings of Fact, and Conclusions of Law, the following Order is made:

ORDER

Based on the foregoing, it is hereby:

IT IS, THEREFORE, ORDERED that Claimant's claim for injuries to her left shoulder and left arm is denied.

IT IS FURTHER ORDERED that Defendants are not responsible for payment of any temporary total disability compensation or medical treatment associated with the June 15, 2022 work incident.

No hearing costs or penalties are assessed in this matter.

AND SO IT IS ORDERED.

Commissioner Aisha Taylor

CERTIFICATE OF SERVICE

This is to certify the undersigned has this date served this order in the above entitled action upon all parties to this cause by sending an electronic copy hereof by electronic mail addressed to the attorney or attorneys for said parties or by depositing a copy hereof, postage paid, in the United States certified mail addressed to any unrepresented party.

April 18, 2023

By: Renee Smith, Administrative Assistant to Commissioner Taylor

Order Served via Email 4-18-23:

Lola S. Richey lolarichey@bellsouth.net

Matthew C. LaFave matt@crowelafave.com

State of South Carolina

Workers' Compensation Commission

APPELLATE PANEL DECISION AND ORDER

COMMISSION PANEL: Melody L. James (Chair); Gene McCaskill; R. Michael Campbell, II

SCWCC File No.: 2207846

SONYA PARKS,

Claimant,

v.

CINTAS CORPORATION,

Employer,

and

FARMINGTON CASUALTY COMPANY,

Carrier,

Defendants.

AFFIRMED

Hearing held in Richland, South Carolina,
on November 21, 2023
Per notice timely and properly served upon all Parties of Interest.

Appearances:	Lola S. Richey, of Richey and Richey, P.A. Attorneys at Law, appeared on behalf of Claimant/Appellant.
	Matthew C. LaFave, of Crowe LaFave Garfield and Bagley, LLC, appeared on behalf of Defendants/Respondents.
Court Reporter:	Amber Scarborough, 803.252.3445.
Filed:	May 8, 2024

I. STATEMENT OF THE CASE

The above case came on to be heard before the undersigned Commissioner in Greenville, South Carolina, on October 25, 2022, pursuant to notice timely and properly given to all parties of record. The Claimant was represented by Lola S. Richey, Esquire. Defendants Cintas Corporation and Farmington Casualty Company were represented by Matthew C. LaFave, Esquire, Esquire. Claimant sought benefits due to an alleged injury by accident she contends occurred on June 15, 2022, whereby Claimant contends that while lifting heavy and long garments at work she heard a "pop" in her left shoulder. Claimant initially refused medical treatment offered by her employer but instead opted to go home to rest. However, she subsequently contacted Kami Phillips, Human Resource Manager, and asked to be seen by a doctor. Claimant was already undergoing treatment for a right shoulder injury with Dr. Stephen Geoffrey Pill thus efforts were made to have her seen by him for her left shoulder. As scheduling would not permit a visit to Dr. Pill Claimant was taken to Dr. Joel Anderson Smithwick of Prisma Health Occupational Health. Her last follow up was on September 19, 2022, after which time Defendants denied the claim.

Claimant filed her Form 50, Notice of Claim on July 9, 2022, requesting a hearing. Defendants filed a Form 51, Answer to Request for Hearing on August 3, 2022, denying this claim.

II. SINGLE COMMISSIONER FINDINGS OF FACT AND CONCLUSIONS OF LAW

IT IS FOUND AS A FACT:

1. That all parties to this proceeding are subject to and bound by the terms and provisions of the South Carolina Workers' Compensation Act.

2. That at the time of the alleged accident on June 15, 2022, the Claimant was employed as a folder for Cintas Corporation;

3. That at the time of the alleged accident on June 15, 2022, Claimant had an average weekly wage of $708.54, thereby entitling her to a compensation rate of $472.39;

4. That Claimant did not have medical treatment on June 15, 2022, the date of her alleged injury.

5. That Claimant refused to be taken for medical treatment on June 15, 2022, despite being same offered.

6. That Claimant, on June 15, 2022, was actively treating for a right shoulder injury sustained during her employment with Cintas Corporation.

7. That the Claimant is right hand dominant.

8. Claimant failed to meet her burden of proving an aggravation of a pre-existing condition resulting from the June 15, 2022, work incident.

9. Specifically, although Dr. Smithwick's medical opinion regarding causation is not directly refuted in the record, I find Dr. Smithwick's opinions are limited based on the "patient history." Neither the questionnaire nor Dr. Smithwick's answers address whether Claimant's pre-existing left shoulder condition was dormant, which is required by South Carolina case law.

10. I find the greater weight of the evidence, including medical evidence, show Claimant had already been recommended for, and scheduled, surgery for her left shoulder three (3) times prior to her June 15, 2022, work incident. In fact, Claimant had been referred for a follow-up MRI on her left shoulder in November of 2021, which she never obtained.

11. Claimant testified that she was able to perform her job prior to June 15, 2022; however, she admitted her left shoulder problems started in 2020. Claimant also testified that she knew her left shoulder was always bothering her. Claimant's supervisor testified that Claimant never complained about her left shoulder at work.

12. I find the testimony regarding the ability to work and lack of complaints does not outweigh the prior medical evidence in the record.

13. I also find Claimant's perceived ability to work does not necessarily mean her prior full-thickness rotator cuff tear from November of 2021 was dormant.

14. I find Claimant's pre-existing left shoulder condition was not dormant and that she fails to satisfy the requirements of S.C. Code Ann. § 42-9-25.

15. All claims for benefits related to the June 15, 2022, work injury are denied.

16. That these findings of fact are based on the preponderant evidence of record, including the greater weight of the evidence and the testimony of record.

IT IS CONCLUDED AS A MATTER OF LAW:

1. Where applicable, these Conclusions of Law are to also be construed as Findings of Fact.

2. The parties to this proceeding are subject to and bound by the provisions of the South Carolina Workers' Compensation Act, as amended. S.C. Code Ann. § 42-1-130 and § 42-1-140.

3. The Claimant failed to satisfy the requirements of S.C. Code Ann. § 42-9-35 in that she failed to establish her pre-existing condition was dormant prior to the June 15, 2022, work incident. *See Murphy v. Owens Corning*, 393 S.C. 77, 710 S.E.2d 454 (Ct. App. 2011); *Frampton v. S.C. Department of Natural Resources*, 432 S.C. 247, 851 S.E.2d 714.

4. Claimant has fourteen (14) days from the date of this order to appeal the ruling to the full Commission.

III. ISSUES ON APPEAL

1. Claimant, separate from the issues on appeal, presented a Motion to Admit Newly Discovered Evidence, which included a March 17, 2023 MRI report for the left shoulder, medical records from Steadman Hawkins of the Carolinas dated July 26, 2022 – July 7, 2023, and a Medical Questionnaire from Dr. Stephen Geoffrey Pill dated July 7, 2023.

2. Did the Single Commissioner err by disregarding the Claimant's hearing testimony and the testimony of her co-workers and management witnesses, and evidence that the Claimant was not complaining of any significant problems with her left shoulder and left arm until lifting a very heavy garment overhead at work?

3. Did the Single Commissioner err by disregarding the expert medical testimony of the defendant-employer's authorized treating doctor that the Claimant's June 15, 2022, lifting injuries at work aggravated and worsened her left shoulder and arm to a reasonable degree of medical certainty under South Carolina Code Annotated § 42-9-35?

4. Did the Single Commissioner err by failing to consider the greater weight of evidence by disregarding the Claimant's testimony and the deposition of her coworkers, and the defendant-employer's management deposition.

IV. DECISION OF THE APPELLATE PANEL

IT IS FOUND AS FACT:

1. Claimant's Form 50, Request for Hearing, from which the Decision and Order that is the subject of this appeal was issued was filed July 9, 2022 with the hearing occurring on October 25, 2022.

2. The Decision and Order following the aforementioned hearing was filed on April 15, 2023.

3. Claimant's Motion to Admit Newly Discovered Evidence was filed July 20, 2023.

4. Claimant's Motion to Admit Newly Discovered Evidence was timely submitted for the Appellate Panel to consider in advance of the issues raised on appeal.

5. Claimant's affidavit, submitted with the Motion to Admit Newly Discovered Evidence was unsigned.

6. The evidence Claimant sought admission for was created after her Form 50, Request for Hearing filed on July 9, 2022 and as such is not newly discovered evidence.

7. Claimant did not exercise reasonable diligence in securing the evidence she sought to have admitted in her July 20, 2023 Motion to Admit Newly Discovered Evidence.

8. Claimant presented nothing on appeal that indicated the single commissioner disregarded testimony of co-workers', managers, or medical experts.

9. It is found, by the greater weight of the evidence, including medical evidence, that Claimant had been recommended for, and scheduled, surgery for her left shoulder three (3) times prior to her June 15, 2022, work incident.

10. It is found that Claimant's testimony was consistent with a condition that was not dormant.

11. There is substantial evidence in the record to support the findings of the single commissioner that Claimant failed to meet her burden of proving an aggravation of a pre-existing condition.

IT IS CONCLUDED AS A MATTER OF LAW:

1. Claimant failed to comply with S.C. Reg. 67-707(B) in submitted the motion with an unsigned affidavit.

2. Claimant failed to comply with S.C. Reg. 67-707(C)(1) as she failed to establish the exercise of due diligence in attempting to secure the evidence prior to the time of the first hearing.

3. The Claimant failed to satisfy the requirements of S.C. Code Ann. § 42-9-35 in that she failed to establish her pre-existing condition was dormant prior to the June 15, 2022, work incident. *See Murphy v. Owens Corning*, 393 S.C. 77, 710 S.E.2d 454 (Ct. App. 2011); *Frampton v. S.C. Department of Natural Resources*, 432 S.C. 247, 851 S.E.2d 714.

ORDER

Based on the foregoing, it is hereby:

IT IS, THEREFORE, ORDERED that Claimant's Motion to Admit Newly Discovered Evidence is denied.

IT IS FURTHER ORDERED that the Decision and Order of the single commissioner, filed on April 15, 2023 is affirmed.

No hearing costs or penalties are assessed in this matter.

AND SO IT IS ORDERED.

_____(date)
Columbia, SC

Gene McCaskill, Commissioner

Melody L. James, Commissioner

R. Michael Campbell, II, Commissioner

Order Served via email:

Matthew C. LaFave Crowe LaFave Garfield & Bagley matt@crowelafave.com	Lola S. Richey Richey & Richey Lolarichey@bellsouth.net

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 May 8, 2024

Richey and
Richey, P.A.
Attorneys at Law

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Greenville, South Carolina 29607

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Workers' Compensation
Personal Injury
Criminal Law

July 9, 2022

Amy A. Bracy, Judicial Director
Judicial Department
South Carolina Workers' Compensation Commission
Post Office Box 1715
Columbia, South Carolina 29202-1715

Re: *Sonya Parks -vs- Cintas Corporation*
Date of Accident: June 15, 2022
WCC File Number: 2207846
Claim Number: 4A2206J38QD-0001

4/4

Dear Madam:

Enclosed please find the original and two copies of a Form 50, Employee's Notice of Claim and/or Request for Hearing, and a check in the amount of $50.00 for the filing fee in the above-referenced claim. Please file the enclosed Form 50 with your office and return any excess copies in the enclosed envelope. Thank you for your assistance. If you should have any additional or concerns questions, please do not hesitate to contact our law office.

With best wishes and warmest regards, I am

Truly yours,

Lola S. Richey

Lola S. Richey
Attorney at Law

9421

SCWCC
JUL 14 2022
JUDICIAL

Enclosures
Copy: Sonya Parks
Cintas Corporation
Matthew LaFave, Esquire
Farmington Casualty

501383

South Carolina Workers' Compensation Commission
1333 Main Street, Suite 500 • Post Office Box 1715
Columbia, South Carolina 29202-1715
(803) 737-5723 www.wcc.sc.gov

WCC File #: 2207846
Carrier File #: 4A2206J38QD-0001
Carrier Code #:
Employer FEIN #:

Claimant's Name: Sonya Parks SSN: 249-21-6696 Employer's Name: Cintas Corporation

Address: 132 Pine Creek Court Extension Address: 140 Old Mill Road

City: Greenville State: SC Zip: 29605 City: Greenville State: SC Zip: 29607

Home Phone: (864) 346 - 2962 Work Phone: ( ) - Insurance Carrier: Farmington Casualty Company

Preparer's Name: Lola Stradford Richey Law Firm: Richey and Richey PA Preparer's Phone #: 864-467-0503

A claim for workers' compensation benefits is made based on the following grounds:
☒Injury ☐ Illness ☒ Repetitive Trauma ☐Occupational Disease ☐Physical Brain Injury ☐Concurrent Jurisdiction

1. The claimant sustained an injury Left Shoulder and Arm (Part(s) of Body Injured) on 06/15/2022 (Month/Day/Year) in Greenville County, state of SC.
2. Body part(s) affected are: Left Shoulder, Left Arm, and Left Hand.
   Briefly describe how the accident occurred. Claimant was lifting a heavy and long garment at work when she heard a "pop" in her left shoulder
3. Both the claimant and the employer were subject to the South Carolina Workers' Compensation Act at the time of injury.
4. The relationship of employer and employee existed at the time of injury.
5. At the time of the injury the claimant was performing services arising out of and in the course of employment.
6. Notice of the accidental injury was given to the Employer on 06/15/2022 (Month/Day/Year) in the following manner:
   Notice given to Supervisor and Safety Director

☒7. Due to injury, the claimant is in need of (check one):

☒(a) medical examination and treatment for: Left Shoulder, Left Arm, and Hand

☒(b) additional medical examination and treatment for: Left Shoulder, Left Arm, and Hand

☒8. Due to injury, the claimant requests temporary total disability benefits because of lost compensable time from work and wages for the period of:
The claimant respectfully requests an accounting.

☒9. Due to the injury, the Claimant has permanent disability of the following nature and extent (check one):

☐(1) General Disability: ☐Total ☐ Partial ☐(2) Specific Disability: ☐Total ☐ Partial ☐ (3) Wage Loss

9a. Claimant at MMI: ☐ Yes ☒ No

☐10. Due to the injury, the Claimant has a serious bodily disfigurement consisting of:
Not applicable – N/A

10a. At the time of the injury, the Claimant was paid weekly wages of $TBD, and demands accounting of days worked and wages earned as provided by law.

10b. Give names and addresses of all employers for whom the Claimant has worked since the date of the accident:
Cintas Cleanroom Services 140 Old Mill Road Greenville, South Carolina 29607

11. Further grounds or unusual aspects of claim:
All benefits and rights under the SC Workers' Compensation Act and Sections 42-9-10, -20, -30. 42-9-90, 42-15-10, -20, -40, -60, -65, and 42-9-301.

11a. List names and addresses of all physicians or other medical specialists who have seen or treated the Claimant as a result of the accident:
Center for Occupational Health, Greenville, SC

11b. To the best of your knowledge, did you have any prior permanent disability? YES
If yes, describe: Claimant previously injured left shoulder at work due to repetitive trauma injuries, injured left arm in 2019 and in 2021 with employer-defendant.

12. Appropriate benefits as provided in the Act for the above grounds and other relief as the Workers' Compensation Commission may direct as just and proper.

☐13. **I am filing a claim. I am not requesting a hearing at this time.** Estimated time needed for hearing: 1.0 Hour(s)

☒14. **I am requesting a hearing. A $50 fee is required.**

☐ **Mediation**

☐a. Mediation is requested to be ordered pursuant to Reg. 67-1801 B.
☐b. Mediation is required pursuant to Reg. 67-1802.
☐c. Mediation is requested by consent of the Parties pursuant to Reg. 67-1803.
☐d. Mediation has been conducted by a duly qualified mediator and resulted in an impasse.

Questions regarding mediation may be submitted to **mediation@wcc.sc.gov.**

I certify I have served this document pursuant to Reg. 67-211 by delivering a copy to Farmington Casualty Company
Address: PO Box 1614, Buffalo NY on the 9 day of July 2022, by ☒ first class postage ☐certified mail ☐personal service ☐electronic service

I verify the contents of this form are accurate and true to the best of my knowledge.

Preparer's Signature	Attorney	lawfirm@richeyandrichey.com	July 9, 2022
	Title	Email	Date

Questions about the use of this form should be directed to the Claims Department at 803.737.5723. Refer to Regulations 67-204 through 67-211 and Regulations 67-601 through 67-615 as well as Reg. 67-1801.

SOUTH CAROLINA WORKERS' COMPENSATION COMMISSION
Post Office Box 1715
Columbia, South Carolina 29202-1715

SONYA MELISSA PARKS, Claimant vs CINTAS CORPORATION, Employer, and FARMINGTON CASUALTY COMPANY, Carrier.	WCC File Number: 2207846

CERTIFICATE OF MAILING

The undersigned hereby certifies that she served Form 50 in this action upon the Individuals named below by enclosing the same in envelopes with the postage prepaid by first class mail. The envelopes were addressed as follows:

Cintas Corporation
One Marcus Drive Suite 204
Greenville, South Carolina 29615

Farmington Casualty Company
Post Office Box 4614
Buffalo, New York 14240

Matthew LaFave, Attorney
Crowe and LaFave
2019 Park Street
Post Office Box 1149
Columbia, South Carolina 29202

Sonya Melissa Parks
132 Pine Creek Court Extension
Greenville, South Carolina 29605

Dated: Saturday, July 9, 2022

Lola S. Richey

Lola S. Richey
RICHEY AND RICHEY, PA
Attorneys at Law
Post Office Box 10916
Greenville, South Carolina 29603
(864) 467-0503

Danny C. Crowe+
Matthew C. LaFave+
Mary D. LaFave+
Robert D. Garfield
Lee Ellen Bagley*

CROWE LAFAVE LLC
ATTORNEYS AT LAW

Steven R. Spreeuwers
Alexander P. Zuraff*
Jonathan M. Riddle
Laura R. Baer
Douglas E. Leadbitter

+ Certified Mediator
* Also Licensed in NC

August 3, 2022

S.C. Workers' Compensation Commission
Attn: Judicial Department
P.O. Box 1715
Columbia, SC 29202-1715

NH 8-8

Re: Employee: Sonya Parks
Employer: Cintas Corporation
Carrier: Farmington Casualty Company
SCWCC No.: ~~2118724~~
Claim No.: 4A21098863F
D/O/A: 06/15/2022

2 207846

Dear Sir or Madam:

Please find enclosed for filing an original and one copy of Form 51 – Employer's Answer to Request for Hearing with regards to the above-referenced claim. Once filing is complete, please return a clocked copy to us in the enclosed self-addressed, stamped envelope. By copy of this letter to Claimant's attorney, I am hereby serving the Form 51 upon Ms. Richey.

Should you have any questions or concerns, please do not hesitate to contact us.

Sincerely,

Denise M. Brockwell

Denise M. Brockwell
Paralegal

/dmb
Enclosure

SCWCC
AUG 05 2022
JUDICIAL

cc: Lola S. Richey, Esquire
Melissa Crum, Sedgwick Claims Management Services (via email)

South Carolina Workers' Compensation Commission
1333 Main Street, Suite 500 • Post Office Box 1715
Columbia, South Carolina 29202-1715
(803) 737-5675 www.wcc.sc.gov

WCC File #: **2118724**
Carrier File #: **4A21098863F**
Carrier Code #:
Employer FEIN #:

Claimant's Name: Sonya Parks SSN: 249-21-6696
Address: 132 Pine Creek Court Extension
City: Greenville State: SC Zip: 29605
Home Phone: (864) 346-2962 Work Phone: ( )
Date of Injury: June 15, 2022

Employer's Name: Cintas Corporation
Address: 140 Old Mill Road
City: Greenville State: SC Zip: 29607
Insurance Carrier: Farmington Casualty Company

Preparer's Name: Matthew C. LaFave Law Firm: Crowe LaFave, LLC Preparer's Phone #: (803) 724-5727

Date of Injury or Illness: 6/15/2022 **Estimated time for hearing: 1 hr**

Complete each information blank. Clearly specify when contentions are admitted in part and denied in part. The Employer/Carrier in answer to the claim, respectfully shows:

1. It is **Denied** the employee sustained an injury or illness on or about the date set forth in the Form 50. The reasons for denial are:
Defendants deny on the grounds that Claimant's alleged injury did not arise out of her employment. Defendants also deny Claimant sustained an injury by or by repetitive trauma pursuant to the applicable statutes.

2. It is **Admitted / Denied** both the employer and employee were subject to the Workers' Compensation Act at the time in question. The reasons for denial are:
Defendants admit only that the employer and employee were subject to the Act on the date of the alleged injury but denies any injury

3. It is **Admitted / Denied** the relationship of employer and employee existed at the time in question. The reasons for denial are:
Defendants admit only that there was an employer and employee between the parties on the date of the alleged injury but denies any injury.

4. It is **Admitted / Denied** at the time in question the employee was performing services arising out of and in the course of employment. The reasons for denial are:
Defendants admit only that the employer was working in her position of employment on the date of the alleged injury but denies any injury.

5. It is **Admitted / Denied** notice of injury was given the employer. The reasons for denial are:
Defendants admit only that Claimant reported her shoulder hurting but deny that she gave notice of an on-the-job accident or injury.

6. It is **Denied** the employee **Needs / Is Entitled to Additional** medical care as a result of injury or illness. The reasons for denial are:
Defendants deny on the grounds that Claimant sustained an injury by or by repetitive trauma pursuant to the applicable statutes.

7. It is **Denied** the employee is entitled to temporary total disability for the period(s) of :
Claimant has presented no medical evidence of her inability to work.

8. It is **Denied** the employee is permanently disabled. The reasons for denial are:
Claimant has presented no evidence to establish permanent disability.

9. It is **Denied** the employee has serious disfigurement.

10. It is contended that an average weekly wage of **$** _____ applies, according to attached Form 20 as provided by law.

11. Further contentions, grounds of defense, or unusual aspects are:
S.C. Code Ann. §§ 42-1-160, 42-1-172, 42-9-10, 42-9-20, 42-9-30, 42-9-35, 42-9-60, 42-9-200, 42-15-60, and independent and intervening accident.

☐ **Mediation**
- ☐ a. Mediation is requested to be ordered pursuant to Reg. 67-1801 B.
- ☐ b. Mediation is required pursuant to Reg. 67-1802.
- ☐ c. Mediation is requested by consent of the Parties pursuant to Reg. 67-1803.
- ☐ d. Mediation has been conducted by a duly qualified mediator and resulted in an impasse.

Questions regarding mediation may be submitted to **mediation@wcc.sc.gov**.

I certify I have served this document pursuant to Reg. 67-211 by delivering a copy to Lola S. Richey, Esq., Richey and Richey, P.A. Address 33 Market Point Drive, Greenville, SC 29607 on the 3rd day of August 2022, by: ☒ first class postage ☐ certified mail ☐ personal service ☐ electronic service

I verify the contents of this form are accurate and true to the best of my knowledge.

Matt LaFave BY DEZ — **Attorney for Defendants** — matt@crowelafave.com — **August 3, 2022**

Preparer's Signature | Title | Email | Date

Refer to R.67-204 through R.67-210 and R.67-601 through R.67-615. Refer to R. 67-1801 for mediation. Questions about the use of this form may be directed to the Commission's Judicial Department at 803-737-5675 or judicial@wcc.sc.gov or mediation@wcc.sc.gov. Pursuant to R.67-606, a Form 20 must be filed with the Claims Department at least 30 days from the date of filing this form.

BEFORE THE SOUTH CAROLINA
WORKERS' COMPENSATION COMMISSION
W.C.C. File No. 2118724

Sonya Parks, Claimant, v. Cintas Corporation, Employer, and Farmington Casualty Company, Carrier, Defendants.	)	**CERTIFICATE OF SERVICE**

I, Denise M. Brockwell, paralegal for Crowe LaFave, LLC, do hereby certify that I have served the **WCC Form #51, Employer's Answer to Request for Hearing,** by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows:

Lola S. Richey, Esquire
Richey and Rickey, P.A.
P.O. Box 10916
Greenville, SC 29603

Denise M. Brockwell
Paralegal

August 3, 2022

SOUTH CAROLINA WORKERS' COMPENSATION COMMISSION
COLUMBIA, SOUTH CAROLINA
WCC FILE NO. 2207846

EMPLOYEE/CLAIMANT: SONYA PARKS

EMPLOYER: CINTAS CORPORATION

INSURER: FARMINGTON CASUALTY COMPANY

SOUTH CAROLINA WORKERS' COMPENSATION HEARING

PURSUANT TO NOTICE OF WORKERS' COMPENSATION HEARING, THE WITHIN HEARING WAS TAKEN ON THE 25TH DAY OF OCTOBER, 2022, COMMENCING AT THE HOUR OF 1:21 P.M., IN GREENVILLE, SOUTH CAROLINA, BEFORE THE HONORABLE AISHA TAYLOR, ATTENDED BY COUNSEL, AS FOLLOWS:

REPORTED BY
SHELLY M. JONES

APPEARANCES

FOR THE CLAIMANT
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MATTHEW C. LAFAVE, ESQUIRE
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REPORTED BY
SHELLY M. JONES
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*DIGITALLY RECORDED AUDIO RETAINED FOR TWELVE (12) MONTHS FROM DATE OF CERTIFICATION.

PURSUANT TO NOTICE OF HEARING, THE WITHIN HEARING WAS TAKEN BY THE ABOVE-NAMED COURT REPORTER, A NOTARY PUBLIC FOR THE STATE OF SOUTH CAROLINA, IN GREENVILLE, SOUTH CAROLINA.

COMMISSIONER TAYLOR: Today is Tuesday October 25, 2022. We are here on workers' compensation file number 2207846.

This is the claim of Ms. Sonya Parks, who is present here today and represented by Attorney Lola Richey.

The employer is Cintas Corporation and the carrier is Farmington Casualty Company. Both the employer and carrier are represented today by Mr. Matthew LaFave.

We are here today on the Claimant's Form 50 Request for Hearing. I did have a relatively lengthy pre-hearing conference with the parties where we did review some of the proposed APA submissions as well as some procedural issues with the case.

At this time, are there any objections to proposed APAs, jurisdiction, venue or any other items?

Ms. Richey?

MS. RICHEY: Yes, ma'am. Your Honor, if it may please the court. I do have some objections to the defense's APAs that was just untimely submitted. Those

APAs were submitted on this past Friday. We just received them.

And so, Your Honor, it's our position that pursuant to the regulations that they were submitted untimely. They were not submitted within ten days of the hearing.

COMMISSIONER TAYLOR: Okay, thank you.

Mr. LaFave?

MR. LAFAVE: Commissioner, as I explained earlier, Ms. Parks deposition in this case was taken on September 22nd. It was only at that time that we learned of these two particular providers whom she treated with in 2021 unrelated to the claim that we're here about today.

My office immediately sent subpoenas on 9/23, obtained these records just last week on October 18th for those from Powdersville and October 17th from Easley Bone and Joint. And we thereafter supplemented our APA submissions and sent them by email to Ms. Richey.

COMMISSIONER TAYLOR: Okay. All right. And as we discussed, because these are the claimant's treating physicians, I do not believe there's any surprise. And so, therefore, pursuant to my discretion in the regulations, I will admit these records into evidence.

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MS. RICHEY: Yes, ma'am, Your Honor.
COMMISSIONER TAYLOR: All right. Any further objection, Ms. Richey?
MS. RICHEY: No, ma'am, Your Honor. Just one last thing, it doesn't look like a Form 20 has been submitted in this matter.
COMMISSIONER TAYLOR: Okay. And I will review the commission's file for that. Thank you.
MS. RICHEY: Yes, ma'am, Your Honor.
COMMISSIONER TAYLOR: All right. Any objections, Mr. LaFave?
MR. LAFAVE: The only objections that I would have, Your Honor, are based on relevance. There's a lot of previous medicals in there related to the right shoulder.
As we discussed in pre-hearing conference, Ms. Parks has a compensable right shoulder injury for which she's treating. I don't believe that those bear any relevance to the June 15, 2022, claim that she's presented for her left shoulder. And for those reasons, we would ask that those be removed from the record.
COMMISSIONER TAYLOR: All right. With regard to the medical records regarding the right shoulder, I do find that since there is likely some overlap in the

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medical records, it's possible that they do contain some admissible evidence or at least some relevant evidence. And so, for that reason, I'll admit them pursuant to my discretion to do so. All right.
MR. LAFAVE: All right. Thank you.
COMMISSIONER TAYLOR: Thank you. All right. Without further objection, the commission file becomes a part of the record with the exception of self-serving declarations and unstipulated medical reports.
Ms. Richey, your position statement for the record, please.
MS. RICHEY: Yes, ma'am, Your Honor. If it may please the Court, my name is Lola Richey. I represent the claimant in this matter, Ms. Sonya Parks.
Ms. Sonya Parks started working for Cintas Corporation in 1998 as a loader and a unloader and a folder.
And since that time, she has had multiple work-related injuries to her left and right shoulders. The first injury, particularly with regard to her left shoulder, dates back to 2010 when she was loading -- unloading some heavy laundry at work when she injured both her left and right shoulders.
And then she injured her left arm again April of 2019 and Dr. Joel Smithwick with Occupational Health

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has been treating her. And he has opined, I think in his statements, that the April 2019 injuries did cause some acute injuries to her left arm.
We have taken Sonya Parks' deposition in this matter in September of 2022. And she stated in her deposition that, right after her April 2019 injury, she started having trouble with her left shoulders. And it appears the admitted left arm injuries that happened when a 150-pound tub of large clothing basically ran into -- was slammed and pinned her left arm and left elbow against the table at work.
And it was after that injury she started noticing -- she would testify in her deposition that she started noticing problems with regard to her left arm and left shoulder.
And that since that time, she continued to work full duty. After she was released off light duty with regard to her April 2019 injury, she returned back to full duty for Cintas. And when she returned back to full duty, she noticed that her left shoulder was hurting.
At that time, she did go to see Blue Ridge Orthopedic. Blue Ridge Orthopedic did note that she does a very heavy job at work and that her job requires a lot of heavy lifting, a lot of heavy pushing.

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And they did, at that time, diagnose her with a left shoulder rotator cuff tear.
It doesn't look like there was any other events within the medical notes that's been presented by my office nor by the defense counsel that says that her injuries to her left shoulder was caused by anything else other than that dates back to the 2010 to 2019.
And then, fast-forward, she had a September 2021 lifting injury where she was lifting a tub of clothes at work and putting it underneath the table when she tore a rotator cuff in her right shoulder.
As you can see, she just had right rotator cuff surgery that also injured again and aggravated the underlying conditions in her left shoulder.
She continued to work, and then around in November of 2021, while on light duty, she was lifting, pulling some file cabinets and doing some pulling of some goggles on light duty and looks like she had further injuries to her left shoulders. But even after that time, she continued to work.
Mr. Kurtzy, in this matter, testified that she never complained about any problems with her left shoulder. She was working full duty without her left shoulder without any complications. But then, on June 15th of 2022, she was working full duty without

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any restrictions.
As Dr. Pill, the authorized treating physician on her right shoulder had noted, he had released her back to work and, Your Honor, if it may please the Commission one moment, I'll give you that page number where she was released back to full duty without restrictions.
One moment, Your Honor, I'm sorry.
It looks like that's Page 55 of the APAs. So she was working on June 15th without any complications of 2022 when she was -- her supervisor had assigned her to work some heavy Baxter coveralls, which were 5XLs and 4XLs, which are very heavy garments.
And as she was pulling those garments across the table in awkward motion, that's when she heard a loud pop in her right -- in her left shoulder. And that was witnessed and corroborated by various co-workers at work, including Mr. Tanner Burton, Linda Jefferson, Linda Saniewski, Kami Phillips, as well as Mr. Kurtzy, Garrett Kurtzy.
Kami Phillips, in this matter, did refer her over to Occupational Health, Dr. Joel Smithwick. He noted that she was lifting in an awkward motion and aggravated the underlying conditions in left shoulder. He stated that, to a reasonable degree of medical

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certainty, and that opinion is unrefuted. And that is stated at Page 8, 9, 10 of the APAs. And he stated to a reasonable degree of medical certainty that the awkward lifting injury of the heavy coveralls did cause some injuries to her left shoulder.
And, Your Honor, we're here today asking for additional -- to find that there was a compensable injury to her left shoulder and that the additional medical treatment that Dr. Smithwick, the authorized treating physician in this case, has opined that she needs to have an orthopedic referral.
Your Honor, we do bring to the Court's attention that, yes, she did have some underlying rotator cuff issues in the left shoulder, but my client has already testified and will testify in her deposition that, if it originated basically from the April 2019 injury, that was further aggravated by the September 2021 injury, further aggravated by the November 2021 injury, and now is a new aggravation of the June 15, 2022, injury.
So, Your Honor, we're asking that this -- based on the statute, that this injury be found compensable and there was a compensable aggravation to her left shoulder.
COMMISSIONER TAYLOR: All right. Thank you.

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Mr. LaFave.
MR. LAFAVE: Thank you, Your Honor. I will do my best to be brief. I know we covered a lot of this in the pre-hearing conference.
But, again, it's the position of Cintas that there are two bases upon which this Commission should deny the claim that's being brought by Ms. Parks for her left shoulder injury.
Again, I will -- just so the record is complete -- reiterate the fact that we are here today to litigate one claim and one claim only. We're not here today to talk about something in 2019 or something from 2021.
But I will reference to the court that, in her own deposition, Ms. Parks indicated that her left shoulder started bothering her in 2020 after she was discharged for whatever happened in 2019.
When asked about her injuries in 2019, she never once pointed or referenced any problems with her shoulder. She said they started after she was discharged in 2019, they started in 2020.
In our exhibits, the two bases, Your Honor, for our denial, we're not here today to dispute whether or not Ms. Parks was in the cleaning room and, at some point during the day of June 15th, felt a pop in her shoulder. Nobody heard the pop. She simply reported

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that to some of the other co-workers that were in the room. But it's a loud, noisy room and they've all testified that they didn't hear anything; they just reacted to her reaction.
But it's not a contention of whether or not she was in the course and scope of her employment, Your Honor; it's whether she had an accident that arose out of her employment. And as we've discussed, in Douglas versus Spartan Mills 245-SC-265, which is a Supreme Court case, says the cause of danger must be peculiar to the work and not common to the neighborhood.
The evidence that Ms. Richey just cited to reference Dr. Smithwick, as he said, she had an awkward lifting motion.
On Page 65 of the Plaintiff's APAs, when she completed an incident report -- and this was her opportunity to write down specifically what happened -- it says, "What happened? Tell us how the injury occurred." All Ms. Parks wrote was, "Lifting above shoulder."
MS. PARKS: I didn't write -- sorry.
MR. LAFAVE: Did not mention anything about the coveralls. She just simply said she was lifting above her shoulder. That's simply a motion. That motion can occur whether you're reaching over your head at the

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grocery store, reaching above your head to dust the ceiling fan, whatever it is. That motion is not unique to her employment with Cintas.

I'd be remiss if I didn't, again, address the new assertion that she aggravated it in September of '21. In her investigative report that she, again -- if she didn't write it, she signed it -- that referenced the left shoulder was already hurting from a non-Cintas-related injury. These are not Cintas's words; these are Ms. Parks' words, Your Honor.

So we believe that the incident itself, while occurring in the course of the employment, did not arise out of the employment. Secondarily, as we've established, Ms. Parks, in 2021 -- and this is on Page 159 of APA 2 for the Defendant's -- was diagnosed with chronic left shoulder pain and a non-traumatic complete tear of her left rotator cuff. The MRI was reviewed and found it demonstrated a full thickness tear of the supraspinatus and the infraspinatus. And she was, at that point in time, recommended for surgical intervention.

She attempted, based on her testimony in her deposition, to schedule at three separate times, the third time coming approximately when the September of 2021 right shoulder incident occurred.

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So we do not believe, under 42-9-35, in Murphy versus Owens Corning, that this was a dormant condition that became disabled. Certainly understand that she was working full duty, but that doesn't mean that the condition itself was dormant.

And, obviously, if it was a condition that warranted surgery by her own belief and belief of her doctors, then certainly it was not a dormant condition. And there's no diagnostics that have been done relative to June 15th to establish that she has had an aggravation of her already torn rotator cuff.

And so, for those reasons, we believe it's proper for the Commission to deny the claim.

COMMISSIONER TAYLOR: Okay. All right.

MS. RICHEY: Your Honor, just to be very brief -- and I'll be very brief. Just to bring you to attention, South Carolina Code Annotated Section 42-1-160 is very clear. It must arise out of and in the course and scope of her employment. This is -- she clearly stated on her accident report that she was lifting a garment. The garment caused her to lift high when she was lifting the garment, and that's when her shoulder popped.

So, Your Honor, she was actually lifting in the course and scope for employment. This is on Page 65,

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66, and 67 of the claimant's APAs. It clearly shows that she was lifting a garment above. So this is not something that, you know, that could have happened at home. She was actually in the course and scope of lifting the garment at work when her left shoulder popped.

As far as whether or not there was an aggravation, Your Honor, if it may please the Court, their treating doctor in this case, Dr. Smithwick, Dr. Joel Anderson Smithwick at Prisma Health Occupational Health has opined that it did to a reasonable degree of medical certainty, and that is unrefuted. He clearly marked out it did happen to her arm, but to her left shoulder. He did state that it did cause aggravation and he referred her to an orthopedic, Your Honor.

So, Your Honor, we believe that there was an acute aggravation, per their treating doctor, Your Honor, to a reasonable degree of medical certainty.

COMMISSIONER TAYLOR: All right. Thank you. Madam Court Reporter, will you please place Ms. Parks under oath.

THE WITNESS WAS DULY SWORN TO TELL THE TRUTH, THE WHOLE TRUTH, AND NOTHING BUT THE TRUTH CONCERNING THE MATTER HEREIN:

SONYA PARKS,

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BEING FIRST DULY SWORN, TESTIFIED ON HER OATH AS FOLLOWS:

COMMISSIONER TAYLOR: Okay. Ms. Richey.

DIRECT EXAMINATION

BY MS. RICHEY:

Q Ms. Parks, just to let you know, this nice lady is going to be writing down every word you say. I know you speak kind of low, so, if you could, speak loudly and clearly; okay?

A Uh-huh.

Q And although you're nodding your head, she has to get a verbal response; okay, Sonya?

A Yes.

Q I mean, Ms. Parks, excuse me. Can I get your full legal name for the record just one more time.

A Sonya Melissa Parks.

Q And where do you currently work?

A At Cintas clean room.

Q And how long have you been working at Cintas?

A Since 1998.

Q Okay. Can you tell us, just for the Court, what do you essentially do at Cintas? What's the essential functions of your job? I realize you're in a sling, but, if you could, just let the court know what do you do.

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A We fold coveralls and frocks and pants and shirts. And we do goggles, clean goggles, and do hoods and boots and pack them in a plastic bag. And then they seal them for the pack-out room.
Q Okay. And do your job involve any heavy lifting?
A Well, we have to push, like, when we -- we push it down a table when we stack our garments stuff after we fold them.
Q All right.
A And it gets kind of heavy.
Q Okay. And is there any pulling or overhead reaching or handling?
A Yeah, but right now, while my arm has been bothering me, I try not to stack them up that high.
Q Okay. All right.
MS. RICHEY: And I know that -- Your Honor, I know you're going to be going back through her deposition.
BY MS. RICHEY:
Q But can you tell us, how many injuries have you had at Cintas before? Can you tell us your first injury that you had at Cintas?
MR. LAFAVE: Objection.
MS. RICHEY: I think it goes to relevancy since we are here for about an aggravation.
COMMISSIONER TAYLOR: And I'll just make this

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note. I'll allow limited evidence regarding the prior injuries into the record just because it's an aggravation claim.
MS. RICHEY: It is an aggravation.
COMMISSIONER TAYLOR: And so, it is relevant. But we don't need to go into every detail about every past injury.
MS. RICHEY: Yes, ma'am.
COMMISSIONER TAYLOR: That's fair. And I do have all the medical records.
MS. RICHEY: Yes, ma'am.
BY MS. RICHEY:
Q Sonya -- I mean -- excuse me -- Ms. Parks, if you could be brief, just briefly tell us your first time that you got injured at Cintas to your shoulders?
A In 2010, I was pulling out these wet clothes. It's like 150 pounds in each machine, and pulling out the clothes into, like, the carts, these big old carts. You've got to do them hand by hand. They didn't have any, kind of like, stick that you could pull them out with. And both of my shoulders, they got aggravated.
Q Okay. All right.
MS. RICHEY: And, Your Honor, I know you're going to be reading her deposition transcript, but this is Page 28 of her deposition transcript.

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COMMISSIONER TAYLOR: Okay.
BY MS. RICHEY:
Q And then did you have another injury there at Cintas?
A It was in 2019 when I was training a lady named Fran.
Q Yes, ma'am.
A And I reached down to get a tub and the lady at the table next to me, she tried to get some more room --
Q Yes, ma'am.
A -- from what I did, and she just pushed a heavy cart of 150 garments towards the table while I was lifting down at --
Q Yes, ma'am.
A -- and pinned my arm in between the cart and the table.
Q Okay. And what body part did you hurt back in 2019?
A It was right below my shoulder and all this area (indicating) up to my fingers.
Q Okay.
COMMISSIONER TAYLOR: And that was your left shoulder?
THE WITNESS: My left shoulder.
BY MS. RICHEY:
Q Okay. And then, again, when is your --
MS. RICHEY: And, Your Honor, I think I want to bring to your Court's attention, it looks like --
BY MS. RICHEY:

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Q Well, can you tell us the next injury that you had at Cintas?
A My next injury?
Q Yes, ma'am, to your shoulders.
A June 15th.
Q Okay. And I know that you've got your sling there. It looks like you had another one in September?
A Yeah, I was trying to keep -- because my left shoulder always bothered me. Like, I didn't want to -- and I knew I had an injury over there. I didn't want to put all my weight when I took a tub. When I picked the tub up to put it down on the table --
Q Yes, ma'am.
A -- under the table because we had a new guy that was training and things was kind of slow in the room with him.
Q Yes, ma'am.
A And I had a lot of stuff stacked up on my table. So I took some garments and put them up under my table --
Q Yes, ma'am.
A -- and I leaned them on my right side and it popped.
Q Okay. Alrighty then.
MS. RICHEY: And, Your Honor, may it please the Commission. I know you're going to be reading the record, but the reference in her deposition

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transcript to the 2019 injury is Page 20 and 21.
BY MS. RICHEY:
Q And then, tell us, what about -- did you have any more injuries to your left arm there briefly at Cintas?
A When I went on light duty -- well, when I went on light duty and I couldn't work my right arm, I had to do more with my left arm.
Q Yes, ma'am.
A And then, when they sent me to the other building for light duty because their file cabinet that I was pushing was kind of heavy, and I mentioned it to them. So they sent me away to the other building.
And I was doing goggles and they're like -- you got to put, like, these rubber things in between these little bitty strings --
Q Yes, ma'am.
A -- with a tube -- well, they have, like, these little metal tubes and they're real hard to string in through there.
Q Yes, ma'am.
A And both from my arm started bothering me at that time.
Q Okay. All righty then. And did you ever injure your arm again -- your left arm again? When was your last time you had your left arm injured?
A That was on June the 15th.

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Q Can you tell us what happened on June 15h?
A Well, when we be working, we have to pull these carts into the room to our table.
Q Yes, ma'am.
A And we had some new Baxter, a new Baxter company, come in. And they had like, in that particular batch, it had a lot of 4Xs, 3Xs, 2X, 5X. They went all the way up to a 8X.
Q Yes, ma'am.
A Or 6X.
Q Yes, ma'am.
A And I pulled it up towards the table real high. We was talking and laughing and I got far enough over my shoulder and my arm popped.
Q Which arm popped?
A The left one.
Q Okay, your left. And it looks like you completed an accident report.
MS. RICHEY: And, Your Honor, if it may please the Commission, this is Page 65, 66, 67, and 68 of the APAs, and Page 70.
BY MS. RICHEY:
Q It looks like -- is this your handwriting?
A No. Garrett wrote it down.
Q Garrett wrote it down?

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A Uh-huh.
Q Okay. Did you sign this?
A Yeah, that's my handwriting.
Q Okay. And it looks like it was dated June 20th of 2022.
A Yes.
Q And do you remember, what did you tell him?
A About?
Q Do you remember? It looks like you said, "What were you doing before the injury occurred?"
A Yeah, I was the one who picked the garment, I lifted it up to -- it was high because I had to lift it up high because I couldn't -- we can't let the legs and stuff hit the floor because molecules and stuff to get on it --
Q Yes, ma'am.
A -- and dust and stuff. So I had to lift it up high enough on the table, and then that's when my arm popped.
Q Okay. And so, can you tell us, how much did you feel like those garments weighted?
A Those are one -- are heavier garments that we do. I know BMW garments are heavy, their paint department, but Baxter has a lot of heavy garments.
Q Yes, ma'am.

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A When we finish doing them at the end of the day, I be tired.
Q Okay. All right.
A That's how heavy they be.
Q And did you tell anybody at work that you injured your left shoulder again?
A When it popped?
Q Yes, ma'am.
A Yeah, I screamed out loud. And see, it was hot in that room. It was like close to 92 degrees. It was real hot in there.
So they was already complaining about it being hot in the room that they would be in when I was left. And I was talking, I was looking back, it fell over. And I pulled a garment up because she asked me a question.
And then, I turned around, I pulled the garment up, my arm popped, and I screamed.
Q Okay.
A And everybody heard me because they come running over there to me.
Q Yes, ma'am.
A But they thought I was fainting because it was hot.
Q Yes, ma'am.
A And I told them that my arm had popped.
Q Okay. And so, when your arm popped, tell us, how did

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that left arm feel?
A It felt -- it was, like, tightening, like --
Q Yes.
A -- it just hurt.
Q Okay.
A And then they ran and got -- we went out of the room to the ironing room.
Q Yes, ma'am.
A And then they went and got my quality manager.
Q Who's your quality manager?
A Linda.
Q Okay.
A And she came in and then I told her what happened because she thought I was about to faint because the girls, they thought I was fainting.
Q Yes, ma'am.
Q And then she went and got Tanner and I told him.
Q Who is Tanner?
A My production manager.
Q Yes, ma'am.
A And so he told me -- first, he told us to sit down in the room, then he come back and told everybody to go out. And I told him I really didn't feel like taking off my garment.
Q Why not?

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A Because it was hurting at the time and I just wanted to sit in there because we were going -- only going to take a ten-minute break.
Q Can you tell us, just so that I can be clear for the court. We've already established it looks like a 2010, 2011, 2019, 2022, 2021, that you were having left shoulder problems. What was the difference with this pain you were having in your left shoulder on June 15th of 2022? What was different about it?
A It's never -- my arm, left arm never popped before.
Q Okay.
A It never did that kind of pop. Because doctor says it's going to pop sometime when you move, but there was a -- it was a real -- it was like a pop.
Q Okay. And what else did you notice after you heard that pop?
A It started hurting down from my shoulder down to my elbow.
Q Okay. All righty. Had it done that before?
A Not for a while. Because for a while, my arm wasn't bothering me because I usually use the most -- the right arm.
Q Yes, ma'am.
A And I was trying to stay with my right arm since that one hurting, you know, before. So, after this injury,

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my left arm just started bothering me because I had to use it more.
Q Yes, ma'am. Okay. And so, specifically, on June 15th of 2022, after you heard that pop, did you tell Kami in human resources?
A I told -- well, Tanner told Kami. And I can't remember if Kami called me or I called her. I think she called me and asked me was I all right. And I said, "Kind of -- the girls kind of exaggerated when they was yelling and screaming because they thought I was fainting."
Q Yes, ma'am.
A And then she told me that I need to see a doctor. And I told them I'm going to rest for that day or something like that. And then, when I rested, you know, like when you sleep on it, it was paining. And I called -- told her the next day I need to see the doctor.
Q When it was paining, can you tell us what was different about this?
A It's like a aching.
Q Okay. Has it ever ached or --
A Like a spasm.
Q Okay.
A Like a spasm.
Q Have you had those kinds of spasms before?
A Not before; it's just been dull ache.

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Q Okay, but this time you had the spasm.
A The spasms, like --
Q And it was going down your arm.
A Uh-huh.
Q Okay.
COMMISSIONER TAYLOR: Is that a yes?
THE WITNESS: Yes. Yes. Yes.
BY MS. RICHEY:
Q Okay. And I'm sorry. It looks like --
MS. RICHEY: And this is -- Your Honor, if it may please the Commission. It looks like on Page 71, 72 of the APAs.
BY MS. RICHEY:
Q It looks like you texted Kami, Kami Phillips?
A Yes.
Q And tell me, again, who is Kami Phillips?
A My HR.
Q Okay. Are these your texts to her?
A Yes.
Q Okay. And do you remember what did you tell her or what was said?
A I told her that I really didn't feel like coming in Friday morning. Because before the day I got hurt, Tanner came back in the room, came back and told me that -- just to go home for the rest of the day.

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And I told him it's like 20 minutes to 1:00.
I said, "Well, okay then." I just told him, "Okay, I'll just go home." And he told me to stay out all day Thursday and see how my arm feel.
Q And how did it feel when you stayed out on the --
A It was like that spasm.
Q That spasm.
A Uh-huh.
Q And this was new.
A Yes.
Q Okay. And it looks like, again, there were some -- looks like -- is this what you told Kami?
A Uh-huh.
Q What were you telling her? This is on Page 71.
A I've got to get my glasses.
Q Oh, okay. I'm sorry, I'm sorry. And I'm so sorry, Ms. Parks.
A Okay.
Q So do you remember what you told Kami?
A Yeah. (As read) "Kami, my arm's still sore and I'm going to stay out today and see how I feel Monday. I can't sleep good at night unless I take a p.m. pill because it's sore."
Q Okay. Alrighty then. And can you just -- just so that I'm clear. And it looks like you texted her again on

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Page 72. Do you remember?
A Uh-huh.
Q What did that say?
A (As read) "Hi Kami, Health Occupation sent me a referral for me to see my orthopedic doctor for follow-up, but I haven't heard anything yet."
Q Okay. All right. So you told Kami Phillips, the HR, that Dr. Smithwick, which is Cintas' doctor, wanted you to see an orthopedic?
A Yes.
Q Okay. Alrighty then. And just so that I'm clear, on the day that you got hurt on June 15th, were you still working full duty? Were you working without restrictions?
A I wasn't working with restrictions.
Q Okay. All right. You were working -- I mean, on June 15th of 2022, did you have any --
A Moderate duty --
Q Yeah.
A -- for my right arm.
Q Right. Did you have any restrictions?
A Not with the left arm. I just did the moderate on both of them since this right one was hurting.
Q Okay. Alrighty then. And so, after this happened -- I think I'm almost done.

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Can you tell us, just in your own words, do you feel like your left arm has gotten worse since this June 15, 2022, injury?
A Well, I have because I have to use it more because of the right one.
Q Okay. Alrighty. But tell us in particularly after you were lifting those coveralls, how has the -- what's the difference?
A There's a difference. I can't do a lot of stuff I was doing before then.
Q Okay.
A And I can't work my job. I couldn't do any overtime because of my arm and --
Q Okay.
A -- it's because of the arm injury. And it just done changed a lot because of my injury.
Q Okay. Alrighty then. Now, just help me understand this because it looks like you've got a doctor that said early on that you had needed right ro- -- or you needed left rotator cuff surgery; is that correct?
A Uh-huh.
Q So --
COMMISSIONER TAYLOR: Is that a yes?
THE WITNESS: Yes. Yes, ma'am.
BY MS. RICHEY:

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Q Okay. Yes, ma'am. And I am so sorry.
Do you remember --
MS. RICHEY: This is Page 55 of claimant's APAs.
BY MS. RICHEY:
Q Do you remember getting this note from Dr. Pill?
A Yes.
Q And this note, it basically returned you to work without restriction.
A Yes.
Q So, on June 15th of 2022, were you working with any restrictions?
A Not on June the 15th.
Q When you had your June 15, 2022 --
A No, because he told me that what I was doing with the other end -- with the other work with my first time, they told me to go to the other building. It was more harsh than the work that I do, the folding.
Q Okay.
A Just when I come back, I can't do any, like, a lot of pushing and a lot of pulling.
Q Okay. All right.
A And I didn't pull much. I mostly scooted up with my belly when I had to pull a cart. So I didn't use most my arms at that time.
Q Okay.

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COMMISSIONER TAYLOR: I have a question because I am not clear. Is that because you were already in this -- dealing with your right shoulder injury?
THE WITNESS: When I dealt with my right shoulder injury, when they sent me to light duty over to the other building, the work that I was doing over there was more harsh than my regular duty. He said my arms was used to doing what I did in my regular duty.
COMMISSIONER TAYLOR: Okay.
THE WITNESS: So it helped me to heal a little bit on my right arm.
COMMISSIONER TAYLOR: To go back to the --
THE WITNESS: To go back to my regular duty.
COMMISSIONER TAYLOR: Okay.
MS. RICHEY: Okay.
THE WITNESS: Because of light duty, it was real hard to do.
COMMISSIONER TAYLOR: Okay.
BY MS. RICHEY:
Q All right. And just so -- it looks like -- just so that I'm clear.
MS. RICHEY: Your Honor, if it may please the Commission. This is on Page 49, 50, and 51 of the claimant's APAs.
BY MS. RICHEY:

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Q It looks like when you came back November of 2021, when you were on light duty for your shoulder injuries, particularly your right shoulder, it looks like -- it says that, (as read) "She reports to pulling goggles and making them tight with the jerking motion."
A Uh-huh.
Q And that was making your shoulders hurt.
A Yes.
MR. LAFAVE: Objection, Your Honor.
MS. RICHEY: I'm sorry. I can let her read it. I'm sorry.
MR. LAFAVE: Well, the records speak for themselves and Ms. Richey is not asking a question; she's testifying.
COMMISSIONER TAYLOR: Correct, yes.
MS. RICHEY: Okay. Okay, I'll rephrase.
BY MS. RICHEY:
Q So, when you were on light duty back in November 16th of 2021, what was happening to your shoulders?
MS. RICHEY: And this is Page 49 and 50.
THE WITNESS: Both my arms, they start bothering me. So I had to -- I had what they call a angry bicep muscle injury --
BY MS. RICHEY:
Q Yes, ma'am.

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A -- during the time of light duty because of the goggles.
Q Uh-huh.
COMMISSIONER TAYLOR: And was that on the right or on the left?
THE WITNESS: On the right.
COMMISSIONER TAYLOR: Okay.
THE WITNESS: And then I also had to go get a cortisone shot on my left one because I was pulling for both of them the strings through the goggles.
COMMISSIONER TAYLOR: Okay. And then that was in November of 2021?
THE WITNESS: That was shortly after November of 2020. No, no. You're on November 2021?
BY MS. RICHEY:
Q Yeah, so this was after your September 2021 injuries, was the lifting the totes.
A Yeah, that was right before I went back to my regular duty in November.
Q Okay.
MS. RICHEY: And this is Page 53 of the APAs.
COMMISSIONER TAYLOR: Okay.
MS. RICHEY: Modified duties actually causing more symptoms that was noted by Dr. Pill.
Your Honor, I think I'm almost done. Just let me

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look through one more thing.
BY MS. RICHEY:
Q So just so that I'm clear, do you think you need more additional treatment to your left shoulder? That was -- why do you believe from this June 15, 2022, lifting injury with the coveralls, why do you believe there's been any differences or why are you asking the Commission to provide additional treatment?
A Because my doctor already said that I needed surgery on that arm to repair it.
Q Okay.
A But if I keep this one like this one (indicating throughout), I'm going to keep on using, you know --
Q This one
A -- this one and it's just going to get worse. I'm just going to keep injuring it if I go back to work with it like that; so...
Q Okay. All righty. And it looks like you're kind of pulling or motioning down to your left.
A Uh-huh.
Q Is that right?
A In my left arm.
Q Okay. Alrighty then. And so what are you asking Commission today?
A I'm asking to get help with my arm because I was

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injured at work.
Q Which arm is that?
A The left arm.
Q And is that particularly your left shoulder?
A My left shoulder.
Q Okay. Alrighty, ma'am. And I'm going to probably come back once we get the deposition on the transcript. And we're going to -- well, before then, let me ask just so that I understand this.
It looks like April of 2021, you had went to Dr. Pill for surgery. And then there was another note based on his deposition.
MS. RICHEY: This is Page 83 of our APAs.
BY MS. RICHEY:
Q Why was there a gap? From April of 2021, it looks like Dr. Pill recommended surgery. And then September of 2021 after your lifting injuries with the tote, why was there a gap? What happened?
A Okay. In April -- I don't know how to say this, but I had told Matt that my fiancé has -- had fell off the porch and got hurt at my house. But it wasn't that he got hurt twice. It was when he was at a bar and these guys got to fighting and this 300-pound guy fell on him and broke both of his wrists, that was at that time. I had to remember it because he got -- then, shortly

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after that. That's when he fell off the porch. Soon as he healed, he had to have surgery on his right wrist. And then on the left one, he had physical therapy for a long time.
They did not release him for a while. And so, I had to take care of him at that time. So, and then they got my other surgery date up and he was still hurt from the falling off the porch --
Q Okay.
A -- so I had to help him then.
Q Okay. And so it looks like you got called back to Dr. Pill's office after your September 2021 injury; is that right?
A Uh-huh.
Q And I think, are you still seeing Dr. Pill with regard to your injuries to --
A Yes.
Q Okay. All right. Okay.
A Cortisone shots at the time.
Q Okay. Alrighty then.
MS. RICHEY: Okay. I don't think I have any additional questions, but I may have some in follow-up. Okay.
COMMISSIONER TAYLOR: Okay. All right. Mr. LaFave.

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MR. LAFAVE: Thank you, Your Honor.
CROSS EXAMINATION
BY MR. LAFAVE:
Q Ms. Parks, good afternoon.
A Hey.
Q To be clear, you were just asked a number of questions about a number of things that have happened prior to June 15 of the '22.
A Yes.
Q And you had an incident in 2019 where the cart hit your arm; is that right?
A Yes.
Q Okay. Are you claiming here today that that incident injured your shoulder, too?
A Shortly after the doctor -- well, he has sent me to another doctor, an orthopedic doctor, Dr. Smithwick, at the end of my -- before they released me. And I told the doctor that I was still feeling pain, but he still released me and I don't -- I can't remember who that doctor was, but I remember it was on Augusta Road. And now that place now is Harris Teeter at the time.
Q Okay. But my question to you is, are you claiming that your left shoulder was originally injured in 2019 --
A My shoulder --
Q -- when the incident --

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A Shortly after that, it started bothering me. My shoulder.
Q Okay. And it started bothering you in 2020; is that right?
A Yeah.
Q Okay.
A Yes, shortly.
Q And then you eventually started getting treatment and had an MRI done in 2021; is that correct?
A Uh-huh, yes.
Q Do you recall what the doctors found wrong with your shoulder in 2021?
A Just a complete tear.
Q Of?
A Of my left shoulder.
Q Okay. Did you pursue surgery for that?
A They wanted -- that first time, they wanted me to have surgery in Easley. And I told him I didn't want to go all the way to Easley to have surgery because I stay in Greenville.
Could you get me a doctor in Greenville? And then that's when they get me Dr. Pill at Steadman Hawkins.
Q Okay. So you were recommended surgery once before you first started seeing Dr. Pill.
A Yes.

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Q How many times did you try and get the surgery scheduled on your left shoulder before September of 2021?
A Before?
Q Before the incident with your right shoulder.
A Oh, it was three times or two times with Dr. Pill. And then that one time with her, but I already had told them before I left the office that I didn't want to have surgery down at Easley Baptist --
Q Okay.
A -- Hospital.
Q But prior to September '21, do you know you had a complete tear of your left rotator cuff?
A Yes.
Q All right. And I'm going to show you --
MR. LAFAVE: This is Page 37 of claimant's APAs, Commissioner.
BY MR. LAFAVE:
Q Is this a form that you completed?
A I didn't complete -- yeah, he wrote it down.
Q Who is he?
A Garrett.
Q Okay.
A The safety manager.
Q All right. And Garrett wrote the language that's in

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that form.
A Yes.
Q Okay. And do you see in that form where it asks about what happened?
A Yes.
Q All right. And do you see where it says the left shoulder was already hurting from non-Cintas-related injury?
A Where?
Q Under Number 2.
MS. RICHEY: Right here (indicating).
THE WITNESS: I didn't tell him nothing about my left shoulder was hurting me.
BY MR. LAFAVE:
Q Okay. But does that form say the left shoulder was --
A Yes.
Q -- hurting from a non-Cintas-related injury?
A Yes.
Q Okay. Was that form completed before you signed it?
A Yes.
Q Did you have an opportunity to read it before you signed it?
A Well, he wrote it down as I was talking, but I did not say anything about I had to lift -- my arms already hurting me.

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I don't recall saying that.
Q Okay. But my question to you is, was the form completed before you signed it?
A Yes.
Q Did you have an opportunity to look over it to make sure that it was accurate before you signed it?
A I didn't read all of it. I just signed it.
Q But did you have an opportunity to read it before you sign it?
A I had an opportunity, but he wrote it down as I was talking and then he told me to sign it.
Q Okay. All right. And as you were working at Cintas, after September, did you have problems at Cintas and outside of Cintas doing overhead activities?
A Not outside of Cintas. What do you mean?
Q Did you have problems doing activities that required you to lift over your head or reach over your head?
A Yes, I did. I stopped doing stuff that mostly had to lift over my head at the time.
Q Okay. Was that before June 15th?
A Before June 15th? Well, I try to stop doing it, but I had -- I was on regular duty, so I had to do things that's done for regular duty.
Q Why did you stop doing things that required overhead lifting before June 15th?

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A Well, most of the time, my arm would be bothering me. And I would try to stay out of that range of my arm bothering me.
Q All right. Did folks at Cintas know that you've had issues, difficulties doing things overhead?
A Yes.
Q Did you ask for help?
A I can't ask for help when we're on production.
Q You can't ask for help?
A No, we own different tables. I can't get anybody help me from -- with my production.
Q All right. Do you recall giving a deposition in this case? You and I sat down --
A Yes.
Q -- at Ms. Richey's office. And do you recall me asking you about getting help from Cintas employees?
A Like, what help?
Q Hold on. Let me finish --
A Okay.
Q -- my question real quick. To prevent you from having to do overhead activities?
A Yes.
Q And do you recall telling me that most of the time you did?
A Yes. When it comes to moving the buggies but not

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folding or moving stuff on my table. If I need them to move a cart for me, I ask them to move a cart up to the table for me if it's heavy.
Q Okay. But I'm talking specifically about overhead activities.
A They can't help me with my overhead activity. I got to do my folding on my own.
Q Okay. Is there folding jobs that you can do within the clean room that don't require overhead activities?
A I was -- at the time, I was on regular duty, so I had to do regular things.
Q My question to you is, in the clean room, are there folding jobs that you can do that don't require you to lift overhead?
A Okay. Let me -- I'm going to ask you this. Well, most -- some days, we have all coveralls or we have boots or we have hoods. And sometimes we do not have anything that I could do. You know, like, doing overhead. And that day of June the 15th, we had a room full of Baxter coveralls.
Q Okay.
A They were brand new.
Q But before June 15th, you were having problems with your left shoulder lifting overhead; is that right?
A No, not really. It would -- it depends on what I was

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working on.
Q I'm talking generally speaking with your left shoulder.
A On anything.
MS. RICHEY: Objection. That's already been asked and answered. You've already asked this five different times. She's already answered.
THE WITNESS: I'm not understanding what you --
COMMISSIONER TAYLOR: Because I feel like it has been asked, but there's a different answer every time. So I don't know what the consistency is.
THE WITNESS: I don't understand what -- let me ask you this question. What duties are you talking about? My job duties or at home or work duties?
BY MR. LAFAVE:
Q Let me ask you the question this way. When you were diagnosed with a traumatic tear of your left -- or non-traumatic tear of your left shoulder --
A Yes.
Q -- your rotator cuff.
After that, did you have problems lifting overhead or reaching overhead using your left arm? I'm not talking about just Cintas; I'm talking about generally.
A Generally, yes.
Q You had problems reaching overhead --
A Yes.

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Q -- with your left shoulder?
Okay. Has any doctor that you've seen since June 15th, told you that there is any difference in the tear of your left rotator cuff?
A Well, I didn't get to get an MRI, so I don't know. They just told me that my arm was related to my rotator cuff injury.
Q They told you it was related to your rotator cuff injury?
A They told me that the injury that I had on June 15th was related to my rotator cuff injury because of the lifting. Overhead lifting.
Q Okay.
A But Dr. Smithwick ordered an MRI and Sedgewick wouldn't request the MRI for Dr. Pill's to get done. So, I really don't know how bad the injury is without the MRI.
Q Okay. And I'm going to show you just this.
MR. LAFAVE: Which is marked as Page 65 of claimant's APA.
BY MR. LAFAVE:
Q And this, again, is this Garrett's handwriting?
A Yes.
Q Okay. And Number 2, where you were asked what happened, do you see there, it says "lifting above

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head"?
A It was over my shoulder.
Q Okay. Is that your signature at the bottom of that page?
A Yes.
Q Was that form completed in your presence?
A Yes.
Q Did you have a chance to review this for accuracy before you signed it?
A Yes.
Q And you didn't make any changes or request any changes in the description of how the incident happened, did you?
A He took off. I couldn't make any changes. He was writing for me.
Q But you had it in your possession when you signed it.
A Yes.
Q And you could, at that time, have made changes yourself.
A Yes.
A And you didn't.
A I didn't -- he didn't -- I didn't know I had to make changes on it. All I know is he wrote down everything.
Q How high are the tables?
A Well, we got the new tables. They are like right at my

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waist.
But the old tables were up above my waist because I had to use two mats.
Q How high is the table that you were using working at in 2022?
A On when?
Q June 15th of 2022.
A That was the long table. We don't have those anymore. They got short tables, and they're shorter. Now, the one that I used on June the 15th, it was a little higher than my waist because I had to use two mats to stand on.
Q Okay. And you were using those two mats so that you could work at waist level.
A Yes.
Q Okay.
MR. LAFAVE: All right. I don't have any other questions.
THE WITNESS: All right. Thank you.
Ms. Richey.
MS. RICHEY: Very briefly. So I'm assuming you're not going to submit her deposition into testimony.
MR. LAFAVE: (Shakes head.)
MS. RICHEY: Okay. All right.
RE-DIRECT EXAMINATION

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BY MS. RICHEY:
Q Just one last thing. I just want to be very clear. So it appears here that Dr. Smithwick, he referred you to an orthopedic; is that right?
A Yes.
MS. RICHEY: And I'm looking at Page 8 and 9 of the APA submissions.
BY MS. RICHEY:
Q And just one last thing, he wanted you to get a new MRI --
A Yes.
Q -- because of that June 15th injury?
A Yes.
Q Okay. And I think you testified in your deposition, although it's not in the record here, but I think you already testified earlier it started going down your arm more.
A Yes.
Q Since this June 15, 2022, injury; is that correct?
A Yes.
MS. RICHEY: Okay. I don't think I have any additional questions, Your Honor.
THE WITNESS: Thank you.
MR. LAFAVE: Just one.
RE-CROSS EXAMINATION

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BY MR. LAFAVE:
Q Despite the fact that Cintas did not send you for the MRI, you haven't sought out or obtained an MRI that's indicated anything further is wrong with your left shoulder than was in 2021; correct?
A This year? When?
Q Since the time this claim was denied after you were referred for an orthopedic evaluation, have you yourself obtained any MRI that indicates your shoulder is any worse than it was in 2021 when you needed a surgery?
A Well, Melissa Crum, she -- I kept leaving her messages to let her know that Dr. Smithwick wanted me to have an MRI and she never did respond to me.
Dr. Pill was out of the country at the time. And she supposed to got back with me to let me know that if they was going to send me for MRI because Dr. Smithwick had referred me to get an MRI.
When I finally got in touch with her, she told me that I had a lawyer about my left shoulder.
So that's who I had -- that's who she needed to talk to at the time, not me.
Q Okay. But I need to ask you my question again because you didn't answer.
A Okay, go ahead.

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Q My question is, since June 15th of 2022, you have not gotten an MRI, you, yourself --
A No.
Q -- that indicates your shoulder is any worse than it was in 2021?
A No.
Q Okay.
MR. LAFAVE: All right.
RE-DIRECT EXAMINATION
BY MS. RICHEY:
Q And just to be clear, Dr. Smithwick, he has referred you for an MRI.
A (Nods head.)
Q I saw you nodding your head.
A Yes, yes.
Q Because of this June 15, 2022, injury; is that correct?
A Yes, twice. He did it twice.
Q Okay. And he has sent that to Cintas.
A Yes.
MS. RICHEY: Okay. All righty then. I have no further --
COMMISSIONER TAYLOR: When you say he did twice -- because he had already referred you even before the June 15th.
THE WITNESS: June the 15th. When I went that

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Monday after the 15th, he referred me. Then when I came back from my post visit --
COMMISSIONER TAYLOR: Okay.
THE WITNESS: -- two weeks after that, I told him that they haven't gotten in touch with me for an MRI. And he reached out to him again, and he said he was going to do it personally.
COMMISSIONER TAYLOR: Okay. Had you already been recommended for an MRI even before the June incident?
THE WITNESS: I've already -- no.
COMMISSIONER TAYLOR: No. Okay.
THE WITNESS: Before June 15th? No.
COMMISSIONER TAYLOR: You had not been recommended for one --
THE WITNESS: I've been had --
COMMISSIONER TAYLOR: -- in 2021?
THE WITNESS: In 2021?
COMMISSIONER TAYLOR: Yes, ma'am.
THE WITNESS: No, I don't remember -- recalling I had one done.
COMMISSIONER TAYLOR: Okay. So that was just the surgery recommendations in 2021.
THE WITNESS: MRI. I done had so many -- I mean, on my right one. It was on my right.
I don't know if Dr. Pill -- I can't remember Dr.

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Pill did an MRI. I think he did an X-ray on it --
COMMISSIONER TAYLOR: Okay.
THE WITNESS: -- before he gave me a cortisone shot.
COMMISSIONER TAYLOR: In the left shoulder.
THE WITNESS: Yes. I done got that about four times since my -- since this injury been bothering -- my left injury.
COMMISSIONER TAYLOR: Since the --
THE WITNESS: Right injury.
COMMISSIONER TAYLOR: And this is the right shoulder injury.
THE WITNESS: Yes. I done got three shot -- three or four shots on my left arm.
COMMISSIONER TAYLOR: On your left shoulder?
THE WITNESS: My left shoulder.
COMMISSIONER TAYLOR: Okay. All right.
COMMISSIONER TAYLOR: Okay. Any other questions for Ms. Parks?
MS. RICHEY: No.
BY MS. RICHEY:
Q And just so I'm clear. It looks like you told Kami that Dr. Smithwick, their doctor, wanted you to go see an orthopedic and get the MRI.
MR. LAFAVE: Objection

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THE WITNESS: Yes.
MS. RICHEY: I'm sorry. I can show you --
MR. LAFAVE: You've asked that question seven times.
MS. RICHEY: I'm sorry. I'm just...
COMMISSIONER TAYLOR: Yeah. Okay. It is in the record.
MS. RICHEY: Okay. All right. And, Your Honor, I just want to bring your attention to Page 64. I think particularly, I think it's 72, 73, 74 with Kami's communication.
COMMISSIONER TAYLOR: Okay. Thank you very much.
MS. RICHEY: Okay. Thank you.
COMMISSIONER TAYLOR: All right. Any other witnesses for the claimant?
MS. RICHEY: No, ma'am, Your Honor.
COMMISSIONER TAYLOR: All right. Any witnesses for the defendant?
MR. LAFAVE: Just one, briefly.
COMMISSIONER TAYLOR: Okay. All right. Ms. Phillips?
MS. PHILLIPS: Yes, ma'am.
COMMISSIONER TAYLOR: Thank you for being here today. We just took some testimony. And so, now, they've called you as a witness.

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And Madam Court Reporter, will you please place Ms. Phillips under oath.
THE WITNESS WAS DULY SWORN TO TELL THE TRUTH, THE WHOLE TRUTH, AND NOTHING BUT THE TRUTH CONCERNING THE MATTER HEREIN:
KAMI PHILLIPS,
BEING FIRST DULY SWORN, TESTIFIED ON HER OATH AS FOLLOWS:
DIRECT EXAMINATION
BY MR. LAFAVE:
Q Ms. Phillips, good afternoon. Where are you currently employed?
A Cintas.
Q And which Cintas facility are you at now?
A 99K, Charlotte.
Q Okay. And at one point, you were at the facility in Greenville; correct?
A Correct.
Q How long were you there?
A Since February of 2021.
Q And what was your role while you were there?
A HR manager.
Q How long have you been in HR with Cintas?
A When I came to Greenville last February.
Q We're here today about a June 15, 2022, incident

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involving Sonya Parks where she claims to have been injured on the job. Are you aware of that?
A Yes.
Q Okay. Are you aware of a previous incident involving Ms. Parks from 2021?
A Yes.
Q Okay. In September of 2021; is that right?
A Correct.
Q What body part did Ms. Parks report to you that she injured in September of 2021?
A Her shoulder.
Q Which shoulder?
A Her right shoulder.
Q Okay. Did she ever say anything to you in 2021 about her left shoulder?
A I remember when I first came, she told me that she had a surgery that was scheduled when I first met her, but I don't know which shoulder it was.
Q Okay. All right. And you said "when you first met her." Would that have been back when you started in February of 2021?
A Yes. So, in February, she was telling -- when I was walking around meeting the partners, she was telling me that she had -- that she was going out and she was going to need my help with what she needed to do as far

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as leave for her shoulder surgery.
Q Okay. All right. What is your role as the HR manager with regards to handling workers' comp claims?
A So I, initially, will call the partner and see, kind of, what happened. But we have a safety -- our M-team is kind of our safety partner that kind of handle that.
So he did all the investigation as far as talk to witnesses and getting with partners to see actually what happened.
Q And who is that?
A Garrett.
Q Okay. And is it Garrett that fills out the Partner Injury Investigation Report?
A Correct.
Q Okay. Are you present when that's filled out?
A Not all the time.
Q Okay. Do you recall if you were present June 20th of 2022 when this form was filled out for Ms. Parks?
A No, I was not with Garrett when he filled out the form.
Q Okay. Did you speak to Ms. Parks between June 15th and June 20th when this form was filled out?
A Of 2021?
Q 2022, excuse me.
A Ask me the question again.
Q Sure. Did you speak to Ms. Parks about whatever

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Q happened on June 15th? Did you speak to her between June 15th of 2022 and June 20th of 2022 when the form was filled out?
A Yes.
Q Okay. What is your understanding of what happened on June 15th of 2022 from your discussion with Ms. Parks?
A That she was working on coveralls in the clean room. And I'm assuming they were tangled, and she was trying to untangle the garments out of the cart. And she reached above her head to, like, pull them apart.
Q Okay. Did she ever tell you that they were tangled?
A I can't say that she told me they were tangled.
Q Okay. All right. Did she say anything else about the incident as far as the motion or movement as to what preceded the issue with her shoulder?
A She just told me that she was working on the coveralls and she reached up too high above her head, trying to pull them apart. But that's when she told me she realized it was on her, she should have called Brent or production lead. And that was pretty much all we said.
Q Who is Brent?
A Brent is the production supervisor.
Q What's his last name?
A Privatte.
Q Okay. And would he have been able to assist in

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limiting the amount of overhead lifting that Ms. Parks had to do?
A Yes.
Q Okay. Did Cintas, based on her history, take an active role in trying to keep her from working in areas that required overhead lifting?
A Yes, I think she did some filing of papers. I think she worked on some goggles as well. But outside of that, I'm not sure what else they had her doing in the clean room.
Q Okay.
MR. LAFAVE: All right. Those are all the questions I have.
CROSS EXAMINATION
BY MS. RICHEY:
Q Ms. Phillips, do you remember we took your deposition earlier this year in September?
A Uh-huh.
Q Do you remember, I think September 23rd, we took your 30(b)(6) deposition; do you recall that?
A Yes, ma'am.
Q Okay. And I think in your 30(b)(6) deposition, I think you said that Sonya Parks reported an injury to you on June 15th.
A Yes.

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Q To her left shoulder; is that correct?
A I did not know it was her left shoulder until that Friday when we went to the doctor.
Q Okay. And that Friday when she went to the doctor, why did she tell you? Did she tell you that she needed to go to the doctor?
A Yeah. So she texts me -- this happened on a Wednesday.
Q Okay.
A She texts me that Wednesday and told me that she had changed her mind that she wanted to see a doctor.
Q Okay. And why did she tell you that she needed to see a doctor after this June 15, 2022, injury; do you recall that?
A Why did she want to see a doctor?
Q Yes, do you -- I've got your text. I've got some text messages here.
MS. RICHEY: This is Page 71 and 72 of the APA.
BY MS. RICHEY:
Q Do you remember these --
A Yeah.
Q -- text messages? Do you need me to give them to you to refresh your memory?
A You can.
Q Okay. Yes, ma'am
A Yeah, I remember this.

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Q Okay. And can you tell us what happened?
A With?
Q Those testimonies. I think she had reported to you she was having problems sleeping?
A Yeah. So she -- so this happened on Wednesday. We were going to --
Q June 15th of 2022.
A June 15, 2022.
Q On Wednesday.
A It was a Wednesday.
Q Yes, ma'am.
A So Thursday, she did not come in, so we didn't go Thursday. And then that Friday is when we ended up taking her to the doctor. We couldn't see Dr. Pill.
Q Okay.
A If I'm not mistaken, I think he was out of the country.
Q And why did you want her to go see Dr. Pill?
A That is the doctor that she had seen previously.
Q Okay. And so you felt like she needed to go back to see Dr. Pill at that point?
A At this point, when we have a safety injury, we reach out to our regional safety.
Q Yes, ma'am. And who is your regional safety?
A Shannon.
Q And what did regional safety tell you? She advised you

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to send her back to Dr. Pill or...
A Yeah. She said if I couldn't get Dr. Pill, that's when she told me to take her to Occupational Health.
Q Okay.
A I think that's what it's called.
Q Yes, ma'am.
A And then I met her there Friday morning.
Q Okay. And so what happened next after that?
A So I was filling out the paperwork --
Q Yes, ma'am.
A -- and I asked her, I said, "It's your right shoulder; correct?" And that's when she told me, "No, it's my other shoulder. It's my left shoulder."
Q Okay. And it looks like, based on this text message, she said, "My arm is still hurting" that morning; is that correct?
A Is that what the text message say?
Q Yeah.
A So what's the question?
Q Yeah. My question is she was saying that her arm was hurting? Her left arm was hurting?
A Yes.
Q Okay. And then is it fair to say that, on June 15th of 2022, was she working without any restrictions to her left shoulder? I've gone through your -- all the

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records for Cintas.
A Not sure on that one.
Q Okay. Was she working full duty without any problems with her left shoulder; do you recall?
A Yes, I think she was full duty.
Q Okay. So, on June 15th of 2022, had she came to you and say, "Hey, my left arm is hurting"? I mean, before then, had she came to you to say, "Hey, my left arm is hurting. I don't think I need to go see a doctor"? Does she come to you with that about that before June 15th of 2022?
A You asked a whole lot of questions at once. I'm sorry.
Q And I'm sorry. And I'll rephrase.
So, before June 15th --
A Uh-huh.
Q -- or prior to June 15th of 2022, did Ms. Parks report to you that she was having any problems with her left shoulder?
A No, she did not.
Q Okay. So, on June 15th of 2022, was Sonya Parks working without restrictions to her left shoulder on that day?
A Again, I'm not sure on that.
Q Okay. And I understand on June 15th of 2022, I think you testified earlier, she was working -- and I think

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she was working on the -- she was pulling some garments out of the bin --
A Uh-huh.
Q -- out of the cart, and that's when she had that big pop to her left shoulder; is that correct?
A Don't know if it was a pop. I don't -- I can't say that she told me it popped.
Q Okay. You remember doing an investigation?
A Yep.
Q Okay.
MS. RICHEY: And, Your Honor, this is Page 73 and 74 of the APAs.
BY MS. RICHEY:
Q Do you remember completing this report?
A Yep.
Q Is this your report?
A It is.
Q Okay. And it looks like you said that, on June 15th of 2022, Sonya Parks was reaching too high trying to pull a coverall out of one of the bins in the clean room. And it looks like Linda Saniewski, the quality supervisor, notified Tanner Burton of the production manager that Sonya had hurt her shoulder. And she was pulled out of the clean room and report that to HR. Do you recall that?

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A Yes, ma'am.
Q Okay. And it looks like -- I think it goes on to say she was pulling coveralls out of the room. And when she lifted her arm up overhead, that's when she had the injury; is that correct?
A Yes.
Q And it looks like she was going home to ice her shoulder at that point.
A Uh-huh.
Q Okay. And to get some pain pills. And it looks like it goes on to say, she was lifting these coveralls above her head.
A Correct.
Q Okay. And it looks like, do you know -- one last thing. Based on -- get your text message. So that I'm clear, it looks like she told you at this point, she wasn't -- she he was having trouble sleeping; is that fair to say?
A Correct.
Q Okay. And that's because the pain in her left shoulder had gotten worse.
A That is what she said.
Q Oh, that's what she told you.
A Yeah.
Q And so, at that point, you felt like she either needed

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to go back to see the doctor or go see the orthopedic; is that fair, based on the text messages she told you?
A She asked to see a doctor.
Q Okay. And why did she ask to see a doctor?
MR. LAFAVE: Objection.
MS. RICHEY: I'm sorry.
COMMISSIONER TAYLOR: Sustained.
MS. RICHEY: Okay.
COMMISSIONER TAYLOR: We kind of went backwards.
MS. RICHEY: Okay. All right. And I'm almost done, and I just want to be very clear, because -- and I think I'm almost done.
BY MS. RICHEY:
Q But I want to be very clear. So the morning that she came here on Wednesday, June the 15th --
A Uh-huh.
Q -- of 2022, did she complain to you or any of the supervisors there about having any problems with her left shoulder?
A She did not.
Q Okay. But then after this lifting injury on June 15th of 2022, she complained of having injuries to her left shoulder; is that correct?
A Correct.
Q Okay. And is it fair to say after that point, she

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requested to go see a doctor on June 15th of 2022; is that correct?
A Correct.
Q Okay. And is it fair to say then that there was a worsening or aggravation of something that she requested for additional treatment; is that fair?
MR. LAFAVE: Objection.
THE WITNESS: I can't answer that.
COMMISSIONER TAYLOR: Sustained.
MS. RICHEY: Okay.
COMMISSIONER TAYLOR: That calls for speculation.
MS. RICHEY: Okay. All right.
COMMISSIONER TAYLOR: Giving a medical opinion.
BY MS. RICHEY:
Q Okay. But as an HR, and it looks like here, (As read) "Hey, Kami." Do you remember that she sent you a text message? And, basically, do you remember getting that text message from her -- from Ms. Parks?
A Yes, I responded to it.
Q And what does she request in that text message?
A To see a orthopedic doctor.
Q Okay. And it looks like it says here that, (As read) "Hey Kami, health occupational sent a referral to see my orthopedic doctor."
So it looks like, I'm assuming, Occupational

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Health, which is the doctor you had sent her to?
A What's the question?
Q My question is she told you at this point that the text message that the occupational doctor wanted her to see an orthopedic doctor; do you remember getting that text message from her?
A My response is under it.
Q Okay. (As read) "Hey, Sonya. You'll need to call Sedgwick, Melissa." Is that right?
A Correct.
MS. RICHEY: Okay. All right. Okay. I have no further questions, Your Honor.
COMMISSIONER TAYLOR: All right. Mr. LaFave, anything further?
MR. LAFAVE: Just briefly. And this is, again, Page 73 of claimant's APAs.
RE-DIRECT EXAMINATION
BY MR. LAFAVE:
Q And I'm going to show this to you because I didn't print out a copy of it.
A Uh-huh.
Q You have Section A Sonya Parks-folder. Is the information that you've included in that paragraph -- well, let me ask you the question this way.
Where did you get the information that you

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included in that paragraph?
A I called Sonya on the 15th after speaking with Tanner.
Q Okay.
Q And does this paragraph say anything about garments being tangled?
A No.
Q Does this paragraph saying anything about the garments being heavy?
A No.
Q Does this paragraph say anything about the garments being too long?
A No.
Q Okay. What does it say that she did immediately before she felt the pain in that first sentence?
A (As read) "Pulling the coveralls from a bin in the clean room, she lifted her arm above her head."
Q Okay. And then it goes on where you've already talked about that she said it was her fault. She should have asked for help.
A (Nods head.)
Q Is that yes?
A Yes. She should have called Brent or production lead.
Q Okay. And what does that say about her being told on that day to go home?
A So she -- when we were on the phone, she mentioned that

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she didn't ask to leave, that Tanner had told her to go home. And I did ask Tanner about that and he said it was maybe 45 minutes to an hour left in her shift, and he did go ahead and send her home for the rest of the day.
Q Okay. And just so we're clear, you were asked a question by Ms. Richey about sending Ms. Parks to Dr. Pill.
A Uh-huh.
Q What was the reason you all were trying to get her an appointment with Dr. Pill?
A Well, originally, I was under the impression that it was still the same shoulder that he had seen her for. I didn't realize until that Friday when we actually went to the doctor that it was her other shoulder.
Q Okay. And you were also asked some questions by Ms. Richey about whether or not Ms. Parks had complained to you of any left shoulder pain.
A Uh-huh.
Q Would that be a complaint that you would normally receive if it was not work-related?
A No.
Q Okay. But you were aware, I think you testified from the time he started --
A Uh-huh.

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Q -- that she was a surgical candidate, you just didn't know which shoulder; correct?
A I did not know which shoulder. No.
Q Okay. Who made you aware that she needed surgery on one of her shoulders?
A She did.
Q Okay. And if the records would indicate that in 2021, she was recommended for left shoulder surgery, any reason to dispute or refute those records?
A No.
MR. LAFAVE: Okay. That's it.
RE-CROSS EXAMINATION
BY MS. RICHEY:
Q All right. And I'll try to be very brief. So this accident report --
MS. RICHEY: This is Page 65 through 68 of the APAs.
BY MS. RICHEY:
Q And I think your attorney had asked you about this.
Do you remember seeing this as a HR manager? Did you remember seeing that, the accident report, from June 15th?
A I only put this in her personnel file.
Q Okay. And can you read that top line as far as the XLs as to the accident?

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A Read "What were you doing just before the incident?"
Q Yes, ma'am.
A (As read) "Folding. Lifted a 5X or 4XL coverall above table."
Q Okay. Is it fair to say those are the larger 5XLs --
A I would --
Q Is that fair to say?
A I would assume 5XL is a larger size.
Q Okay. And I've got one more question. So, after this injury, she was -- I think in your report that she had to go home and ice her arm; is that right?
A Yes.
Q Okay. All right.
A You want this back?
Q Yes, ma'am. Yes, ma'am. And just so that I am clear, this says on this report left shoulder.
I think you had testified earlier, you wasn't sure what shoulder it was?
A So Garrett was actually out of -- I took her to the doctor because Garrett was actually on vacation that day.
Q Yes, ma'am.
A So this whole left shoulder, this was done after we went on that Friday.
Q Okay.

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A So we did not know going into it Friday that it was the other shoulder.
Q I'm just curious, though. Why did you not know it was the left shoulder? I mean, I'm just curious.
A One, because I don't work in the clean room. And when I originally called her, she never said it was her left shoulder. She just said her shoulder and she said she was going to ice and she would be back Thursday, the 16th.
Q Okay.
A And then it never came up that it was the left shoulder until I was filling out the paperwork.
Q Okay. All righty then. So, I guess, is it the reason why you were -- and I'm speculating here.
But is it fair to say then, she just really never complained about her left shoulder; is that fair to say? That you weren't sure what shoulder was hurting?
A Again, you asked me multiple questions at once.
Q Okay. All right.
MS. RICHEY: I have no further questions, Your Honor.
COMMISSIONER TAYLOR: All right. Anything further?
MR. LAFAVE: Nothing further.
COMMISSIONER TAYLOR: Any other witnesses on

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behalf of the defendants?
MR. LAFAVE: No.
COMMISSIONER TAYLOR: All right. For the record, I do want to read the APA submissions into the record.
For the claimant, I have APA Numbers 1 through 10, which are Pages 1 through 133. And then, for -- oh, well, wait a minute because then I also have exhibits for the deposition?
MS. RICHEY: Yes, ma'am, Your Honor.
COMMISSIONER TAYLOR: Okay. But those aren't listed on the --
MS. RICHEY: No, ma'am.
COMMISSIONER TAYLOR: Okay.
MS. RICHEY: I just handed them up. I've listed them on there as my APAs.
COMMISSIONER TAYLOR: Okay.
MS. RICHEY: On my Form 58, that I'll be handing them up.
COMMISSIONER TAYLOR: Okay. For the defendants, I have APA Numbers 1 and 2, which are Pages 134 through 174.
And then, do I have the Form 20? I do. Okay. So then I had Defendants' Exhibit 1, which is the Form 20.
And then we did not introduce the claimant's deposition.

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The claimant has also produced here at the hearing today, deposition testimony transcripts of Kami Phillips, which she just testified. So I don't know, do we need the deposition --
MS. RICHEY: It's her 30(b)(6).
COMMISSIONER TAYLOR: Oh, it's the 30(b)(6). I'm sorry.
MS. RICHEY: Yes, ma'am.
COMMISSIONER TAYLOR: The deposition transcript or Tanner Burton, Linda Saniewski, Wanda Jefferson, and then Garrett Curtis and Dr. Pill. And those matters will be marked as Claimant's Exhibit A, B, C, D, E, and F, and admitted into evidence at this time. That concludes this matter.
(THERE BEING NO FURTHER QUESTIONS, THIS HEARING WAS CONCLUDED AT THE HOUR OF 2:35 P.M.)

CERTIFICATE

I, Shelly M. Jones, a notary public for the State of South Carolina, duly commissioned and qualified as such do hereby certify that the foregoing 77 pages represents a true and accurate transcript of the foregoing hearing of Sonya Parks, taken on the 25th day of October, 2022.

That the witness was duly placed under oath and admonished to speak the whole truth. That the oral hearing was duly taken and transcribed as to the questions propounded and the answers given.

That all the offered exhibits, stipulations and objections, if any, involved in this case are duly attached or included herein.

IN WITNESS WHEREOF I have hereunto set my hand and seal this 8th day of December, 2022.

_____

SHELLY M. JONES
Verbatim Reporter

Notary in and for the State of South Carolina
My Commission Expires: November 7, 2023

Richey and
Richey, P.A.
Attorneys at Law

33 Market Point Drive
Greenville, South Carolina 29607

(864) 467-0503 Office
(888) 882-4878 Toll-Free
(864) 467-0646 Facsimile
lawfirm@richeyandrichey.com Email

Workers' Compensation
Personal Injury
Criminal Law

September 27, 2022

VIA e-CASE
The Honorable Aisha Taylor, Esquire
SC WORKERS' COMPENSATION COMMISSION
Post Office Box 1715
Columbia, South Carolina 29202-1715

Re: *Sonya Parks -vs- Cintas Corporation*
Date of Accident: June 15, 2022
WCC File Number: 2207846
Claim Number: 4A2206J38QD-0001

Dear Commissioner:

Please find attached the Form 58, Pre-Hearing Brief, and the Notice of Witnesses and Written Medical Reports To Be Introduced as Direct Evidence on Behalf of the Claimant. Copies of supporting medical records and evidence will be presented to you at the hearing.

The claimant reserves the right to add additional records and medical evidence upon receipt pursuant to *Morgan v. JPS Automotives*, 467 S.E.2d 457 (S.C. Ct. App. 1996) and South Carolina Regulation Section 67-613.

Truly yours,

Lola S. Richey

Lola S. Richey
Attorney at Law

Enclosures

Copied: Sonya M. Parks
Matthew LaFave, Esq. (with evidence enclosure)

South Carolina Workers' Compensation Commission
1333 Main Street, Suite 500
P.O. BOX 1715
Columbia, SC 29202-1715
(803) 737-5675 www.wcc.sc.gov

PRE-HEARING BRIEF
WCC File No: 2207846

Claimant's Name	Sonya Parks	Employer's Name	Cintas Corporation
Address	132 Pine Creek Court Extension	Address	One Marcus Drive, Suite 204
City	Greenville State SC Zip 29605	City	Greenville State SC Zip 29615
Home Phone	864-346-2962 Work Phone:	Carrier	Farmington Casualty Company c/o Sedgwick CMS
Preparer's Name	Lola S. Richey	Preparer's Phone #	(864) 467-0503

A claim for workers' compensation benefits is made based on the following grounds:
☑ Injury ☐ Illness ☑ Repetitive Trauma

1. Compensation Rate: $400.20 2. AWW: $600.00 **Date of Injury:** June 15, 2022
3. Type of injury and body part(s): Left Shoulder and Left Arm
4. Facts in controversy:
   1. Whether Claimant sustained injuries in Number 3 above arising out of and in course of employment? 2. Whether Claimant is entitle to additional temporary and permanent benefits, compensation, reimbursement, and medical treatment? Dr. Joel Anderson Smithwick, MD, the authorized treating physician, has opined to a reasonable degree that the claimant sustained an acute and aggravating injuries to left shoulder at work on June 15, 2022
5. Legal issues involved:
   S.C. Code Ann. Sec. 42-1-20 to 42-1-160; 42-9-35; 42-9-170; 42-9-400; 42-9-10 to 42-9-30; 42-15-60; 42-9-260; 42-15-20; and 42-17-30. S.C. Regulations 67-605, 67-1101. On June 15, 2022, the claimant was lifting heavy coverall garmets at work when she heard a "pop" and acute sever left shoulder pain. Claimant was working full-duty without restrictions on June 15, 2022 when she aggravated and worsened her left shoulder and arm.
6. Unusual aspects: Claimant has prior left shoulder and arm injuries with Cintas in 2011, April 2019, September 2021 lifting heavy tote & November 2021.
7. Witnesses (designate if expert):*
   Claimant, Gerrit (Safety Manager), Kami Phillips (Human Resources), Tanner (Production Manager), Linda (QA Supervisor), and Wanda Jefferson
8. Exhibits:
   As listed on Notice of Witnesses and Claimant's deposition. Deposition transcripts of Dr. Stephan G. Pill, MD., Gerrit (Safety Manager), Kami Phillips (Human Resources), Tanner (Production Manager), Linda (QA Supervisor), and Wanda Jefferson.
9. Medical evidence (indicate report pursuant to R.67-612; deposition or appearance):
   See attached Notice of Witnesses and Medical Reports. Claimant reserves the right to submit additional records upon receipt pursuant to Morgan v. JPS. Regulations 67-612, 67-613. The claimant continues to need ongoing medical treatment for the work-related injuries.
10. Name, address, and specialty, if any, of the treating physician:
    See attached Notice of Witnesses and Medical Reports. Claimant reserves the right to submit additional records upon receipt pursuant to Morgan v. JPS. Regulations 67-612, 67-613.
11. Impairment rating(s); body part(s); physician and date of opinion: Claimant continues to need ongoing medical treatment for the work-related injuries
12. I am amending my Form 50/51 in the following manner: None.

☐ **Mediation**
- ☐ a. Mediation is requested to be ordered pursuant to Reg. 67-1801 B.
- ☐ b. Mediation is required pursuant to Reg. 67-1802.
- ☐ c. Mediation is requested by consent of the Parties pursuant to Reg. 67-1803.
- ☐ d. Mediation has been conducted by a duly qualified mediator and resulted in an impasse.

Questions regarding mediation may be submitted to **mediation@wcc.sc.gov.**

I certify I have served this document pursuant to Reg. 67-211 by delivering a copy to Matthew LaFave, Esq., Crowe and LaFave **address** Post Office Box 1149, Columbia, South Carolina 29202 **on the** 27 **day of** September **20**22,
by ☑ **first class postage** ☐ **certified mail** ☐ **personal service** ☑ **electronic service**

I verify the contents of this form are accurate and true to the best of my knowledge.

Signature: Email: lawfirm@richeyandrichey.com

Date of hearing: October 11, 2022 at 12:30 PM Time needed for hearing: 1.0 Hour

Questions about the use of this form should be directed to the Jurisdictional Commissioner. Refer to Regulations 67-204 through 67-211 and Regulations 67-601 through 67-615; as well as Regulation 67- 1801. File this form and proof of service on the opposing party according to R.67-611 and R.67-212. Do not send medical reports. * Commissioners reserve the right to admit expert witnesses at hearings.

SOUTH CAROLINA WORKERS' COMPENSATION COMMISSION

Post Office Box 1715
Columbia, South Carolina 29202-1715
WCC File Number: 2207846

SONYA M. PARKS,
Employee,.....Claimant

vs.

CINTAS CORPORATION,
Employer,.....Defendant

and

FARMINGTON CASUALTY COMPANY,
Carrier(s),.....Defendant

NOTICE OF WITNESSES AND WRITTEN MEDICAL REPORTS TO BE INTRODUCED AS DIRECT EVIDENCE ON BEHALF OF CLAIMANT

TO: THE HONORABLE AISHA TAYLOR, COMMISSIONER
SOUTH CAROLINA WORKERS' COMPENSATION COMMISSION, AND
MATTHEW C. LaFAVE, ATTORNEY FOR THE DEFENDANTS

YOU ARE HEREBY NOTIFIED THAT THE Claimant, pursuant to the provisions of the South Carolina Workers' Compensation Act and South Carolina Code §1-23-330, (1976, as amended), herewith submits the following medical reports and other documents as direct evidence on behalf of the Claimant, to-wit:

	NAME OF PHYSICIAN/OTHER	DATE OF REPORT	PAGES
1.	Prisma Health Occupational Health Dr. Joel Anderson Smithwick, MD	06/17/2022 – 09/19/2022	1 – 10
2.	Prior Workers' Compensation Injury to Left Upper Extremity	02/24/2011 – 04/20/2011	11 – 16

3.	Prior Workers' Compensation Injury to Left Upper Extremity Prisma Health Occupational Health Dr. Joel Anderson Smithwick, MD	04/26/2019 – 06/17/2019	17 – 32
4.	Prior Workers' Compensation Injury to Right and Left Shoulders	09/01/2021 – 09/13/2021	33 – 37
5.	MB360 Urgent Care Dr. Rebecca Alsip Iskandar, DO	11/01/2021	38 – 47
6.	Steadman Hawkins of the Carolinas Dr. Stephan Geoffrey Pill, M.D.	11/16/2021 – 07/04/2022	48 – 60
7.	SC Workers' Compensation Commission Consent Order	07/13/2022	61 – 63
8.	Accident Report and Investigation Left Shoulder and Left Arm	06/15/2022 – 07/13/2022	64 – 74
9.	Dr. Stephan Geoffrey Pill, M.D. Deposition Transcript Authorized Treating Physician	06/01/2022	75 – 132
10.	Via Deposition Transcript Gerrit Kurticz (Safety Manager) Kami Phillips (Human Resources) Tanner Burton (Production Manager) Linda (QA Supervisor) Wanda Jefferson (Co-worker)	09/23/2022	133

YOU ARE FURTHER HEREBY NOTIFIED that you have the right to cross-examine or otherwise oppose this evidence and, should you desire to exercise said right, you are to forthwith schedule the depositions of any provider whose records are submitted, for the purposes of cross-examination, or otherwise promptly submit opposing medical records into evidence.

YOU ARE FURTHER NOTIFIED that the originals of the documents referred to herein, or photocopies received from said physicians/others, are being herewith forwarded to the South

Carolina Workers' Compensation Commission, for insertion into the file of the South Carolina Workers' Compensation Commission an inclusion into evidence on behalf of the Claimant.

YOU ARE FURTHER NOTIFIED that the following witnesses may be called on behalf of the Claimant: **Claimant, Gerrit Kurticz (Safety Manager), Kami Phillips (Human Resources), Tanner Burton (Production Manager), Linda (QA Supervisor), Wanda Jefferson (Co-worker), and any other witnesses listed by the defendants as witnesses**.

CLAIMANT HEREBY **RESERVES** THE RIGHT TO SUPPLEMENT UPON ADDITIONAL EVIDENCE.

RICHEY AND RICHEY, P.A.

Lola S. Richey

Lola S. Richey, Esquire
Post Office Box 10916
Greenville, South Carolina 29603
(864) 467-0503

Dated: September 27, 2022

ATTORNEY FOR CLAIMANT

SOUTH CAROLINA WORKERS' COMPENSATION COMMISSION

Post Office Box 1715
Columbia, South Carolina 29202-1715

SONYA M. PARKS,
Claimant

vs

CINTAS CORPORATION,
Employer,

and

FARMINGTON CASUALTY COMPANY,
Carrier.

WCC File Number: 2207846

CERTIFICATE OF MAILING

The undersigned hereby certifies that she served Form 58 (Pre-Hearing Brief) and Notice of Witness in this action upon the Individuals named below by enclosing the same in envelopes with the postage prepaid by first class mail. The envelopes were addressed as follows:

VIA e-CASE
The Honorable Aisha Taylor, Esquire
SC Workers' Compensation Commission
Post Office BOX 1715
Columbia, South Carolina 29202-1715

Sonya Melissa Parks
132 Pine Creek Court Extension
Greenville, South Carolina 29605

Matthew C. LaFave, Attorney
Crowe LaFave, LLC
2019 Park Street
Post Office Box 1149
Columbia, South Carolina 29202

Dated: Tuesday, September 27, 2022

Lola S. Richey

Lola S. Richey
RICHEY AND RICHEY, PA
Attorneys at Law
Post Office Box 10916
Greenville, South Carolina 29603
(864) 467-0503

Re: *Sonya Parks -vs- Cintas Corporation*
Date of Accident: June 15, 2022
WCC File Number: 2207846
Claim Number: 4A2206J38QD-0001

Sonya Parks

-vs-

Cintas Corporation

Date of Accident: June 15, 2022
WCC File Number: 2207846
Claim Number: 4A2206J38QD-0001

Sonya Parks -vs- Cintas Corporation
Date of Accident: June 15, 2022
WCC File Number: 2207846

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	NAME	DATE	PAGES
1.	Prisma Health Occupational Health Dr. Joel Anderson Smithwick, MD	06/17/2022 – 09/19/2022	
2.	Prior Workers' Compensation Injury to Left Upper Extremity	02/24/2011 – 04/20/2011	
3.	Prior Workers' Compensation Injury to Left Upper Extremity Prisma Health Occupational Health Dr. Joel Anderson Smithwick, MD	04/26/2019 – 06/17/2019	
4.	Prior Workers' Compensation Injury to Right and Left Shoulders	09/01/2021 – 09/13/2021	
5.	MB360 Urgent Care Dr. Rebecca Alsip Iskandar, DO	11/01/2021	
6.	Steadman Hawkins of the Carolinas Dr. Stephan Geoffrey Pill, M.D.	11/16/2021 – 07/04/2022	
7.	SC Workers' Compensation Commission Consent Order	07/13/2022	
8.	Accident Report and Investigation Left Shoulder and Arm	06/15/2022 – 07/13/2022	
9.	Dr. Stephan Geoffrey Pill, M.D. Deposition Transcript Authorized Treating Physician	06/01/2022	
10.	Via Deposition Transcript Gerrit Kurticz (Safety Manager) Kami Phillips (Human Resources) Tanner Burton (Production Manager) Linda (QA Supervisor) Wanda Jefferson (Co-worker)	09/23/2022	

Re: *Sonyo Parks -vs- Cintas Corporation*
Date of Accident: June 15, 2022
WCC File Number: 2207846
Claim Number: 4A2206J38QD-0001

APA 1

06/17/2022 - Office Visit in Occupational Services-Grove (continued)

Medication List (continued)

Stopped in Visit

None

Clinical Notes

Progress Notes

Achenbach, Trevor, RN at 6/17/2022 1000

Author: Achenbach, Trevor, RN | Service: — | Author Type: Registered Nurse
Filed: 6/17/2022 11:47 AM | Encounter Date: 6/17/2022 | Status: Signed
Editor: Achenbach, Trevor, RN (Registered Nurse)

Pt here from Cintas post accident left shoulder injury. Pt stated she was moving a part across the table and heard a pop in left shoulder. Pt states she has torn rotator cuffs bilateral which need surgery. Pt states pain is 8/10 achy. Pt taking aleve for pain. Pt able to move left arm at this time

Electronically signed by Achenbach, Trevor, RN at 6/17/2022 11:47 AM

Smithwick, Joel Anderson, MD at 6/17/2022 1000

Author: Smithwick, Joel Anderson, MD | Service: — | Author Type: Physician
Filed: 6/17/2022 11:47 AM | Encounter Date: 6/17/2022 | Status: Signed
Editor: Smithwick, Joel Anderson, MD (Physician)

Date of Injury: 15 JUN 2022

Provider: I concur with the history description below--awkward lift movement causing lateral pain to the left shoulder. Location: left lateral shoulder. Severity: 6/10. Quality: aching. Duration: over the past 2 days. Modifying Factors: Self-care efforts with Motrin dosing, joint rest, and use of an ice pack to the area have moderately improved symptoms

Review of Systems: Constitutional—No recent history of unusual weight change, fever, or significant fatigue, able to sleep as usual, tolerating a usual diet, no history of headache or visual changes
Skin—No report of chronic dermatitis, atrophy, inflammation, or recurrent infection, no history of eczema
Neuro—No history of problems with alertness, verbal communication, ambulation or balance, numbness, or tingling sensations
Musculoskeletal—she has a long history of bilateral shoulder pain, rotator cuff injury and is followed by an Orthopedist

General: worker was alert, oriented, and did not appear to be in distress

Physical Exam of the Left Shoulder: SKIN: Inspection revealed intact musculature without atrophy, deformity, or sign of trauma. MUSCULOSKELETAL: Palpation of shoulder revealed no significant tenderness over the acromio-clavicular joint, clavicle, bicipital groove, subacromial area, or scapula, however the deltoid insertion and anterior capsule areas were tender. Range of motion was limited to about 90 degrees globally. Exam of the biceps showed mild pain with resisted flexion and extension. A resisted "lift-off" test of the hand at the area of the lumbar spine was intact suggesting subscapularis integrity. No joint laxity or apprehension for dislocation were observed. Supraspinatus impingement symptoms were not demonstrated with resisted, anterior rotation of the arm in the extended, internally rotated and thumb-down position. Modified rotator cuff integrity testing showed tenderness which was consistent with prior exams. Axially-loaded, internal rotation of the humeral head was smooth and without crepitus. NEURO: Grip, light touch throughout dermatomes, and capillary refill of hands were intact. VASCULAR: benign radial pulses

06/17/2022 - Office Visit in Occupational Services-Grove (continued)

Clinical Notes (continued)

Assessment: Left shoulder strain injury from lifting mishap on 15 JUN 20120, exam today without findings of instability, for conservative management.

Plan: Return to modified work activities today, 17 JUN 2022.

Activity limitations from today to 1 JUL 2022: --Keep left hand and arm activities at waist level and limit shoulder movements (but may continue to do usual activities with clothing packages on work tables following this guidance) --avoid forceful grasping with the left hand, for example, squeezing a plier

Care instructions: Local ice in a bag wrapped in a towel and applied for 10 minutes at a time as needed advised to limit swelling. Active range of motion exercises (particularly circular movements of the shoulder joint) and gradual shoulder side movement recommended as tolerated. Medications for pain: Ibuprofen (Motrin), up to 400 mg every 8 hours with food as needed. Also, may add Tylenol (acetaminophen), 500 mg tab, 1-2 by mouth every 6 hours as needed for pain, over-the-counter

Follow-up for re-check in 2 weeks to allow time for natural healing and recovery. Also follow-up as scheduled with treating Orthopedist. I also urged follow-up with usual provider for a BP assessment

Electronically signed by Smithwick, Joel Anderson, MD at 6/17/2022 11:47 AM

06/17/2022 - Office Visit in Occupational Services-Grove
IP Code Doc Timeline

Patient Care Timeline

No data selected in time range

06/17/2022 - Office Visit in Occupational Services-Grove (continued)

Flowsheets

Custom Formula Data

Row Name	06/17/22 1014
Height and Weight	
BMI (Calculated)	25.58
BSA (Calculated - sq m)	1.59 sq meters
Dubois BSA Formula (Calculated - sq m)	1.56 sq meters
IBW/KG (calculated)	45.5
Weight in (lb) to have BMI = 25	127.7
Adjusted Body Weight (kg)	51.07 kg
BMI (Calculated)	25.6
OTHER	
Target weight	128 lbs
Unitless Weight	50.42
Unitless Height	1.52
BMI (Calculated)	25.6

06/17/2022 - Office Visit in Occupational Services-Grove (continued)

Documents

Auth/Precert - Scan on 6/17/2022 9:59 AM: Occ Med Auth form

Scan (below)

PRISMA HEALTH

Center for Health and Occupational Services
Phone (864) 455-2300 Fax (864) 455-2369

Select Location: ☐ 1020 Grove Road, Greenville, SC 29605
☐ 165 Omni Drive, Seneca, SC 29672 (Seneca location by appointment only)

Medical Treatment Authorization Form

Employee Name: Sonya Parks Date of Birth: 2-4-70
Employer Name: Cintas Treatment Authorized by: Kami Phillips
Employer Phone: 864-627-1624 Employer Fax: _____
Appointment Date/Time: _____

Payment Options: ☐ Employee Pay ☒ Bill Employer ☐ Bill Workers' Comp Carrier

☑ **Injury Treatment**
Date of Injury: 6/15/22 Time: 1:00 am/pm
List body part injured: Left Shoulder
Does employee work for temp staffing company? Yes/No
If Yes, Who _____
Company Contact: Kami Phillips
Company Phone: 864-627-1624

☐ **Non-DOT Drug and/or Alcohol Testing**
___ Breath Alcohol Test
☑ 5 Panel Urine Drug Screen
___ 10 Panel Urine Drug Screen
___ Drug Screen Collection (Employer COC)

☐ **DOT Drug and/or Alcohol Testing**
___ DOT Breath Alcohol Test
___ DOT Urine Drug Screen
___ Drug Screen Collection (Employer COC)

☐ **Reason for Drug Screen and/or Alcohol Testing**
___ Pre-Placement
☑ Random
___ Post-Accident
___ Return-to-Duty
___ Follow-up
___ Jobsite Requirement
___ Reasonable Suspicion Cause
___ Other _____

*Federal Law requires that a DER be available by telephone for up to three hours during all drug screening and breath alcohol testing. *

Designated Employer Representative
Name: Kami Phillips
Phone: 864-627-1624

☐ **Physical Exam**
___ Basic (Non-DOT)
___ New Hire DOT Physical
___ DOT Recertification
___ Other _____

☐ **Immunization**
___ TB Skin Test ☐ One-Step ☐ Two-Step
___ MMR
___ Hepatitis B
___ Varicella
___ TD
___ TDap
___ Flu
___ Other _____

☐ **Titers**
___ Varicella
___ MMR
___ Hepatitis B

☐ **Respirator Services**
___ Respirator Clearance
___ Respirator Physical
___ Spirometry

☐ **Return-to-Work Evaluation**
Release from patient's treating physician required

☐ **Audiogram**

☐ **Other** _____

Children are not permitted in the medical treatment areas of our facility. Individuals who bring a child to our facility without another adult to supervise the child will not be seen and will have to reschedule.

PRISMA HEALTH

OCCUPATIONAL SERVICES-GROVE
1020 GROVE RD
GREENVILLE SC 29605-4649
Phone: 864-455-2300
Fax. 864-455-2399

Date: 6/17/2022

Work Status Summary

Employer:
Cintas Old-mill

CINTAS OLD-MILL

Employee:
Sonya M Parks
132 Pinecreek Ct Ext
Greenville SC 29605

Provider: Joel Anderson Smithwick, MD

Insurance Information:
CINTAS
140 OLD MILL RD
GREENVILLE, SC 29607

Left shoulder strain injury from lifting mishap on 15 JUN 20120, exam today without findings of instability, for conservative management.

Return to modified work activities today, 17 JUN 2022.

Activity limitations from today to 1 JUL 2022: --Keep left hand and arm activities at waist level and limit shoulder movements (but may continue to do usual activities with clothing packages on work tables following this guidance)
--avoid forceful grasping with the left hand, for example, squeezing a plier

Care instructions: Local ice in a bag wrapped in a towel and applied for 10 minutes at a time as needed advised to limit swelling. Active range of motion exercises (particularly circular movements of the shoulder joint) and gradual shoulder side movement recommended as tolerated. Medications for pain: Ibuprofen (Motrin), up to 400 mg every 8 hours with food as needed. Also, may add Tylenol (acetaminophen), 500 mg tab, 1-2 by mouth every 6 hours as needed for pain, over-the-counter.

Follow-up for re-check in 2 weeks to allow time for natural healing and recovery. Also follow-up as scheduled with treating Orthopedist. If you have any questions or concerns, please don't hesitate to call.

Sincerely,

Joel Anderson Smithwick, MD
OCCUPATIONAL SERVICES-GROVE
1020 GROVE RD
GREENVILLE SC 29605-4649
864-455-2300

06/29/2022 - Office Visit in Occupational Services-Grove (continued)

Medication List (continued)

Stopped in Visit

None

Clinical Notes

Progress Notes

Nicholson, Christy, RN at 6/29/2022 1300

Author: Nicholson, Christy, RN | Service: — | Author Type: Registered Nurse
Filed: 6/29/2022 1:34 PM | Encounter Date: 6/29/2022 | Status: Signed
Editor: Nicholson, Christy, RN (Registered Nurse)

Pt here for follow up visit regarding the pain to her left shoulder from a work related injury. Pt ranks her pain a 7/10 today and says it feels "like a toothache." Pt says she is alternating Tylenol and Advil as needed for pain. Pt is currently at work and following prescribed work duty restrictions. Pt is doing home exercises and range of motion type stretches at home. Pt says her pain is about the same as her initial visit here. Pt says if she tries to use her right arm all the time, then her right arm starts working so she says, "it's very aggravating because it goes back and forth." Pt says "I'm going to have to get some melatonin because I can't even sleep at night." CCN, RN

Electronically signed by Nicholson, Christy, RN at 6/29/2022 1:34 PM

Smithwick, Joel Anderson, MD at 6/29/2022 1300

Author: Smithwick, Joel Anderson, MD | Service: — | Author Type: Physician
Filed: 7/12/2022 8:55 AM | Encounter Date: 6/29/2022 | Status: Addendum
Editor: Smithwick, Joel Anderson, MD (Physician)

Date of Injury: 15 JUN 2022

Provider: I concur with the history description below--awkward lift movement causing lateral pain to the left shoulder. Location: left lateral shoulder. Severity: 6/10. Quality: aching. Duration: over the past 13 days. Modifying Factors: Self-care efforts with Motrin dosing, joint rest, and use of an ice pack to the area have slightly improved symptoms, but they remain significant and limiting for her, and she reports limited sleep due to the condition.

Review of Systems: Constitutional—No recent history of unusual weight change, fever, or significant fatigue, tolerating a usual diet, no history of headache or visual changes
Skin—No report of chronic dermatitis, atrophy, inflammation, or recurrent infection, no history of eczema
Neuro—No history of problems with alertness, verbal communication, ambulation or balance, numbness, or tingling sensations
Musculoskeletal—she has a long history of bilateral shoulder pain, rotator cuff injury and is followed by an Orthopedist, Dr. S. Pill

General: worker was alert, oriented, and did not appear to be in distress.

Physical Exam of the Left Shoulder: SKIN: Inspection revealed intact musculature without atrophy, deformity, or sign of trauma. MUSCULOSKELETAL: Palpation of shoulder revealed no significant tenderness over the acromio-clavicular joint, clavicle, bicipital groove, subacromial area, or scapula, however the deltoid insertion and anterior capsule areas were tender. Range of motion was limited to about 90 degrees globally. Exam of the biceps showed mild pain with resisted flexion and extension. A resisted "lift-off" test of the hand at the area of the lumbar spine was intact suggesting subscapularis integrity. No joint laxity or apprehension for dislocation were observed. Supraspinatus impingement symptoms were not demonstrated with resisted, anterior rotation of the arm in the

06/29/2022 - Office Visit in Occupational Services-Grove (continued)

Clinical Notes (continued)

extended, internally rotated and thumb-down position. Modified rotator cuff integrity testing showed tenderness which was consistent with prior exams. NEURO: Grip, light touch throughout dermatomes, and capillary refill of hands were intact. VASCULAR: benign radial pulses

Assessment: Persistent pain from left shoulder strain injury from lifting mishap on 15 JUN 2022, similar pattern of injury to prior rotator cuff injury from last year for which she is followed by Dr. Pill in Orthopedics, further orthopedic care recommended

Plan: **Return to modified work activities today, 29 JUN 2022.**

Activity limitations from today to Orthopedic appointment: --Keep left hand and arm activities at waist level and limit shoulder movements (but may continue to do usual activities with clothing packages on work tables following this guidance)
--avoid forceful grasping with the left hand

Care instructions: Local ice in a bag wrapped in a towel and applied for 10 minutes at a time as needed advised to limit swelling. Active range of motion exercises (particularly circular movements of the shoulder joint) and gradual shoulder side movement recommended as tolerated. Medications for pain: Ibuprofen (Motrin), up to 400 mg every 8 hours with food as needed. Also, may add Tylenol (acetaminophen), 500 mg tab, 1-2 by mouth every 6 hours as needed for pain, over-the-counter

Follow-up with orthopedic referral as arranged by your Workers Compensation Case Adjuster

Addendum 12 JUL 2022: Case Adjuster reported that worker's claim for this condition was denied

Electronically signed by Smithwick, Joel Anderson, MD at 7/12/2022 8:55 AM

06/29/2022 - Office Visit in Occupational Services-Grove
IP Code Doc Timeline

Patient Care Timeline

No data selected in time range

06/29/2022 - Office Visit in Occupational Services-Grove (continued)

Other Orders

Outpatient Referral

Ambulatory Referral to Orthopedics/Orthopedic Surger - Greenville (Active)

Electronically signed by: **Smithwick, Joel Anderson, MD on 06/29/22 1332** Status: Active
Ordering user: Smithwick, Joel Anderson, MD 06/29/22 1332 Authorized by: Smithwick, Joel Anderson, MD
Ordering mode: Standard
Frequency: Routine 06/29/22 - Class: External Referral
Quantity: 1
Diagnoses:
Traumatic incomplete tear of left rotator cuff, subsequent encounter [S46.012D]
Order comments: Work-related left shoulder strain from awkward lifting on 15 JUN 2022. She has a history of a left rotator cuff injury noted on a FEB 2021 MRI showing full thickness tear of the supraspinatus and infraspinatus, and current symptoms are essentially the same as with the shoulder injury noted in 2021. She is followed by Dr. S. Pill in Orthopedics. I request further orthopedic care via Dr. Pill for this condition.

Indications

Traumatic incomplete tear of left rotator cuff, subsequent encounter [S46.012D (ICD-10-CM)]

MEDICAL QUESTIONNAIRE

Re: Patient: Sonya Melissa Parks
Social Security No.: 249-21-6696
Date of Birth: February 4, 1970
Date of Injury: June 15, 2022

1. Based on your office notes, patient history, and personal patient evaluations, has Sonya Melissa Parks complained of left shoulder and arm pain and injuries causally related, directly caused, and/or aggravated by her lifting and moving heavy clothing at work with Cintas of Greenville occurring on or about June 15, 2022?

✓ Yes ✗ No

Explain, if necessary:
* Reported symptoms were in left shoulder, not left arm

2. Based on your office notes, patient history, and personal patient evaluations, has Sonya Melissa Parks complained of worsening left shoulder and arm pain and injuries causally related, directly caused, and/or aggravated after lifting heavy clothing at work with Cintas of Greenville occurring on or about June 15, 2022?

✓ Yes _____ No

Explain, if necessary: for left shoulder - based on patient history

3. Does Sonya Melissa Parks have left shoulder and arm pain and injuries causally and directly related and/or directly aggravated by her June 15, 2022, lifting injuries with Cintas of Greenville?

✓ Yes No

Explain, if necessary: for left shoulder, causality based on patient history

4. Due to Sonya Melissa Parks' continued left shoulder and arm pain and injuries, will Sonya Melissa Parks continue to need additional and future medical treatment causally and directly related and directly aggravated by her June 15, 2022, work-related lifting injuries?

_____ Yes _____ No

Explain, if necessary:

I recommended orthopedic referral on 29 JUN '22

5. After reviewing your medical records and patient evaluations, does Sonya Melissa Parks have left shoulder and arm pain and injuries causally, proximately, and directly related and/or aggravated by her lifting at work with Cintas of Greenville on June 15, 2022?

_____ Yes _____ No

Explain, if necessary: causality based on patient history

I, Dr. Joel Anderson Smithwick, MD Occupational-Environmental Medicine with Business Health Onsite Occupational Clinic, certify that the above medical opinions expressed in this medical statement are provided most probably and are true to a reasonable degree of medical certainty (greater than 50% probability). These comments are based on Professional Medical Standards as well as review of the patient's medical records pertinent to their care thus far.

Dated: 15 SEP '22

Dr. Joel Anderson Smithwick, MD
Occupational-Environmental Medicine

PRISMA HEALTH

CENTER FOR HEALTH AND OCCUPATIONAL SERVICES
1020 GROVE ROAD
GREENVILLE, SC 29605

PHONE: 864-455-2300 FAX: 864-455-2399

FACSIMILE TRANSMITTAL SHEET

TO: Lola Richey
COMPANY: Richey & Richey
FAX NUMBER:

FROM: Sandra Long/slong@ghs.org
DATE: 9/19/22
TOTAL NO. OF PAGES INCLUDING COVER:

PHONE NUMBER:
SENDER'S PHONE NUMBER: 864-455-2303

RE: Questionnaire
YOUR REFERENCE NUMBER:

☐ URGENT ☐ FOR REVIEW ☒ PER REQUEST ☐ PLEASE REPLY ☐ PLEASE COMMENT

NOTES/COMMENTS:

THIS FACSIMILE IS PRVILEGED AND CONFIDENTIAL. IT IS INTENDED FOR THE USE OF THE INDIVIDUAL NAMED ABOVE. IF YOU ARE NOT THE INTENDED RECIPIENT, YOU ARE HEREBY ADVISED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATON IS PROHIBITED

Re: *Sonya Parks -vs- Cintas Corporation*
Date of Accident: June 15, 2022
WCC File Number: 2207846
Claim Number: 4A2206J38QD-0001

APA 2

PATIENT:	**Parks, Sonya**
DOB:	**2/4/1970**
MRN:	**755690**
PATIENT PHONE:	**864-325-1329**
PHYSICIAN:	**Stacey Newsom, MD**
DATE:	**2/24/2011**

EXAM: TWO VIEW LEFT FOREARM

HISTORY: Pain

COMPARISON: None.

TECHNIQUE: Two views provided.

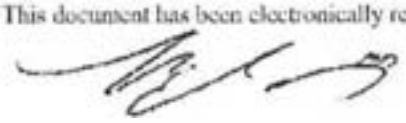
FINDINGS: The bones and soft tissue structures are unremarkable. There are no acute fractures. There are no lytic or blastic lesions.

IMPRESSION: Negative left forearm.

Mark Harshany, M.D.
MH / lb

DD: 2/24/2011
DT: 2/24/2011
Job: 12337407

This document has been electronically reviewed and signed.



PATIENT: Parks, Sonya
DOB: 2/4/1970
MRN: 755690
PATIENT PHONE: 864-325-1329
PHYSICIAN: Stacey Newsom, MD
DATE: 2/24/2011

EXAM: THREE VIEW LEFT WRIST

HISTORY: Pain.

COMPARISON: None.

TECHNIQUE: Three views obtained.

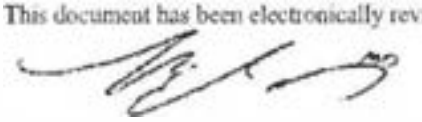
FINDINGS: The bones and soft tissue structures are unremarkable. There are no acute fractures. There are no lytic or blastic lesions.

IMPRESSION: Negative left wrist.

Mark Harshany, M.D.
MH / lb

DD: 2/24/2011
DT: 2/24/2011
Job: 12337396

This document has been electronically reviewed and signed.



PATIENT: Parks, Sonya
DOB: 2/4/1970
MRN: 755690
PATIENT PHONE: 864-325-1329
PHYSICIAN: John Evans, MD
DATE: 4/20/2011

EXAM: MRI OF THE LEFT FOREARM WITHOUT CONTRAST

HISTORY: Chronic left forearm pain.

TECHNIQUE: Multisequential, multiplanar MRI of the left forearm performed without contrast.

COMPARISON: No previous available for comparison.

FINDINGS: No effusion is appreciated in the imaged elbow. No muscular atrophy is appreciated. Normal signal intensity is appreciated in the subcutaneous fat and muscular tissues. Marrow signal in the imaged bones is normal.

IMPRESSION: Normal imaging appearance of the left forearm.

Christopher Sidden, M.D.
CS / LB

DD: 4/20/2011
DT: 4/20/2011
Job: 12668998

This document has been electronically reviewed and signed by Christopher Sidden, M.D.

MEMORY TRANSMISSION REPORT

TIME : 04-04-'11 15:27
FAX NO.1 : 18646271625
NAME : Cintas Loc. 236

FILE NO. : 058
DATE : 04.04 15:18
TO : 86430538
DOCUMENT PAGES : 1
START TIME : 04.04 15:26
END TIME : 04.04 15:27
PAGES SENT : 0
STATUS : 0050

*** TX FAILURE NOTICE ***

4/4/11

I give Cintas permission to send documents to share for my last day of employment 2/22 and information to state that I will be on workers comp until medical leave of absence releases me.

Sincerely

CINTAS

Cintas Cleanroom Resources
Location #236
140 Old Mill Rd.
Greenville, SC 29607

5 APR 11

This letter is to confirm that Sonya Parks went out on a medical leave of absence on 2/25/2011 and will not be back to work until her doctor releases her.

If you have any questions please call 864-627-1624.

Regards,

Andre Dickerson
Plant Manager
Cintas Corporation

Re: *Sonya Parks -vs- Cintas Corporation*
Date of Accident: June 15, 2022
WCC File Number: 2207846
Claim Number: 4A2206J38QD-0001

APA 3

Date: 05/09/2022 Center for Health and Occupational Servi Page: 1

Patient Visit Charting Notes

Sonya M Parks , DOB: 2/04/1970

Date	Charting Summary	Provider	Clinician
4/26/2019	WC - Injury, New Date of Injury: 4/26/2019	Smithwick, Joel, MD	FLETCHER, PATRICIA ABETH

Subjective:

HISTORY OF PRESENT ILLNESS:

The patient is a 49 year old female, presenting for a new patient visit with the following condition(s):

PRESENTING PROBLEM: Injury, Injury - Upper Extremity and Pain. Pt states that she was working along side another employee. Pt states she went to push her finished work work down the table as she was returning to her work position another worker pushed a cart into her left arm. No skin was broken, but pt is complaining of pain on certain movements and states she is feeling a constant throb. This happened at about 10:30AM. LEF

SIGNS / SYMPTOMS: Pain.

LOCATION: Left Arm.

QUALITY: Constant and Throbbing.

SEVERITY: Patient rates their pain as 7 on a scale of 0 to 10.

DURATION: 4 Hours.

TIMING: Constant.

Provider: I concur with the history description above. Location: Pain symptoms around the left forearm, proximal-lateral aspect; Severity: 7/10 with arm extension at elbow, less sore with slight flexion; Quality: aching; Duration: over the past 4 hours; Modifying Factors: Self-care efforts with joint rest have minimally improved symptoms.

PAST MEDICAL HISTORY:

ALLERGIES / ADVERSE REACTIONS: Penicillins, reacted with Hives (Urticaria)

MEDICATIONS: A Rx for her menstural cycle--also motrin as needed

SOCIAL: Pt denies use of tobacco, or drugs. She will occass drink socially

WORK HISTORY: Patient currently employed. Length of employment 21 years. Current position held: Folder.

REVIEW OF SYSTEMS:

Constitutional—No recent history of unusual weight change, fever, or significant fatigue, able to sleep as usual, tolerating a usual diet
Skin—No report of chronic dermatitis, atrophy, inflammation, or recurrent infection; no history of eczema
Neuro—No history of problems with alertness, verbal communication, ambulation or balance, numbness, or tingling sensations
Musculoskeletal—No other, significant history of arthritis, joint swelling, limited movement, or bone problems

Objective:

EXAMINATION:

Height: 60 inches. Weight: 127 pounds. BMI: 24.8. Temperature: 98.3°F. Blood Pressure: 143/84. Pulse: 77.

Patient Visit Charting Notes

Sonya M Parks , DOB: 2/04/1970

Date	Charting Summary	Provider	Clinician

BP was taken from the Right arm while Sitting. Respiration: 16. (Entered by FLETCHER, LAURA ELIZABETH 4/26/2019 at 2:18PM).

Left forearm: SKIN: Inspection of left arm revealed no significant sign of trauma, proximal forearm circumferences were equal bilaterally. MUSCULOSKELETAL: Palpation of the area of injury was significantly tender consistent with a contusion, and the elbow revealed mild tenderness over the epicondyles and olecranon. Range of motion was intace but moderately tender for flexion, extension, pronation, and supination. Grip was mildly tender. Shoulder function was benign. NEURO: Grip, light touch, and capillary refill of hands also were normal.

Assessment:

ASSESSMENT:

Forearm - Contusion - Left - Initial, acute. Condition uncomplicated. No additional work-up required. Significant local tenderness without notable functional impairment, for tramadol treatment of pain.

Plan:

TREATMENT PLAN / ORDERS:

WORK RELATEDNESS: Work-Related Injury

Left Forearm Restrictions Include:
- Lifting, pushing, or pulling limitations: up to 10 Lbs
- limit forceful grasp with left hand, protect injured area from contact.

Prescribed TraMADol, 50 mg 1/2 to 1 tablets orally every 6 hours as needed PRN pain. try to limit to evening use due to possible drowsiness. #30 tablets. No refills. (Smithwick, Joel MD, 4/26/19 at 2:47PM).

Signature: Date: 4/26/2019 2:57PM

Medical History

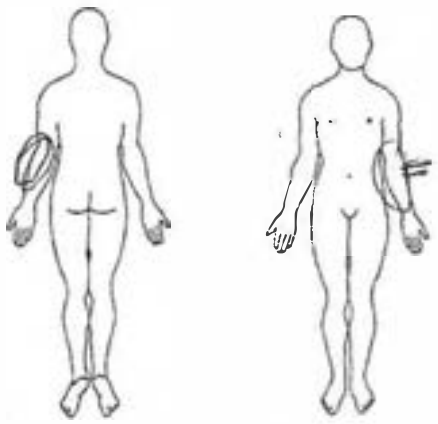
Today's Date Patient Name:

Current Episode of Care

1. What is your main goal for physical or occupational therapy? To get my back in the shape it was
2. Have you had these symptoms previously? ☐Yes ☒No
3. Date of injury / symptom onset: ____/____/20____ ; _____
4. Have you received physical or occupational therapy previously for this same condition? ☒No ☐Yes
   a. If yes, when and where? _____
5. Please mark the areas where you feel symptoms on the body diagram below:

Height: 5'

Weight: 125



6. Please check the boxes that best describe what you are feeling: (Check all that apply)
   ☐ Sharp pain ☑ Dull/aching pain ☐ Numbness ☐ Tingling
7. Do your symptoms:
   ☐ Come and Go ☑ constantly bother you
8. When do you feel best (have the least symptoms)?
   ☐ Morning ☑ Afternoon ☐ Evening/Night ☐ After exercise
9. When do you feel worst (have the most symptoms)?
   ☑ Morning ☐ Afternoon ☑ Evening/Night ☐ After exercise
10. How are you currently able to sleep due to your symptoms? (Check all that apply)
    ☐ No problem sleeping ☐ Difficulty falling asleep
    ☐ Awakened by pain ☑ Can only sleep with medication
11. What position or activities make your symptoms better? Sleep on my back
12. What position or activities make your symptoms worse? Pulling to get out of room
13. Does coughing, sneezing, or taking a deep breath make your pain worse? ☐Yes ☑No
14. Do activities like bending, sitting, lifting, twisting, and/or turning in bed make your pain worse? ☑Yes ☐No
15. Do you have pain with bowel, bladder, or sexually related activities/functions? ☐Yes ☑No
16. On a scale from 0 to 10, with 0 being "no pain" and 10 being "worst pain imaginable", please rate:

Pain Rating	No Pain 0	1	2	3	4	5	6	7	8	9	Worst Pain Imaginable 10
Currently while completing this survey:	☐	☐	☐	☐	☐	☐	☑	☐	☐	☐	☐
Best your pain has been during the past 24 hrs:	☐	☐	☐	☐	☐	☐	☑	☑	☐	☐	☐
Worst your pain has been during the past 24 hrs:	☐	☐	☐	☐	☐	☐	☑	☐	☐	☐	☐

Patient Visit Charting Notes

Sonya M Parks , DOB: 2/04/1970

Date Charting Summary Provider Clinician

5/03/2019 WC/Injury Followup Smith, Joel MD WOOLF, BARBARA GAIL
Date Of Injury: 4/26/2019

Subjective:

CHIEF COMPLAINT:

05-03-19 Patient here for FUP on left arm injury and states she is about 25% improved. Able to move arm away from body a little more but has pain doing so . The only comfortable position is holding her left arm at right angles across her chest or over her heart. Pain today is 7/10. Tramadol isn't really helping the pain and gives her a headache and makes her itch. No numbness/tingling in hand. Was not given a sling but she feels she would benefit from wearing one. When she makes a fist with left hand she feels pressure in left wrist.---BGW

HISTORY OF PRESENT ILLNESS:

Provider: I concur with the history description above. Location: 1-week follow-up for left forearm blunt injury with local pain in proximal-lateral area; Severity: reports up to 7/10, but does not appear in distress; Quality: aching. Duration: over the past 7 days; Modifying Factors: Self-care efforts with ultram dosing, joint rest, and use of an ice pack to the area have moderately improved symptoms.

PAST MEDICAL HISTORY:

ALLERGIES / ADVERSE REACTIONS: Penicillins, reacted with Hives (Urticaria).

MEDICATIONS: A Rx for her menstural cycle also motrin as needed

SOCIAL: Pt denies use of tobacco, or drugs. She will occass drink socially

WORK HISTORY: Patient currently employed. Length of employment 21 years. Current position held: Folder.

REVIEW OF SYSTEMS:

Constitutional—No recent history of unusual weight change, fever, or significant fatigue, able to sleep as usual, tolerating a usual diet
Skin—No report of chronic dermatitis, atrophy, inflammation, or recurrent infection; no history of eczema
Neuro—No history of problems with alertness, verbal communication, ambulation or balance, numbness, or tingling sensations
Musculoskeletal—No other, significant history of arthritis, joint swelling, limited movement, or bone problems

Objective:

EXAMINATION:

Temperature: 98.9°F. Blood Pressure: 147/90. Pulse: 88. BP was taken from the Right arm while Sitting. Respiration: 16. (Entered by WOOLF, BARBARA GAIL 5/03/2019 at 4:04PM).

Left arm and elbow SKIN: Inspection of this area revealed no sign of trauma, arm circumferences at area of injury were equivalent bilaterally. MUSCULOSKELETAL: Holds arm in 90 degrees of flexion, reports injury site tenderness with extension, apparently due to stretching the injured area. Palpation of elbow revealed benign epicondyles and olecranon. The cubital tunnel and ulnar nerve were benign to palpation. There was some limitation with extension due to local tenderness. Resisted pronation and supination were moderately tender. Grip was non-tender. Shoulder function was benign. NEURO: Grip and capillary refill of hands were normal with some mild ulnar distribution paresthesias.

Date: 05/09/2022 **Center for Health and Occupational Servi** Page: 4

Patient Visit Charting Notes

Sonya M Parks , DOB: 2/04/1970

Date Charting Summary Provider Clinician

Assessment:

ASSESSMENT:

Forearm - Contusion - Left - Subsq, acute. Condition complicated, improved. Slight improvement with continued local tenderness and limitation in grip. Continued modified activities for another week and use tylenol along with mobic for pain control.

Plan:

TREATMENT PLAN / ORDERS:

Left Forearm Restrictions Include:
- Lifting, pushing, or pulling limitations: up to 10 Lbs, No Pushing and No Pulling
- limit forceful grasp with the left hand.

Signature: Date: 5/06/2019 8:22AM

Date: 05/09/2022 **Center for Health and Occupational Servi** Page: 5

Patient Visit Charting Notes

Sonya M Parks , DOB: 2/04/1970

Date	Charting Summary	Provider	Clinician
5/10/2019	WC Injury Follow-up Date of Injury: 4/26/2019	Smith MD, Jodi MD	WOOLF, BARBARA GAIL

Subjective:

CHIEF COMPLAINT:

05-03-19 Patient here for FUP on left arm injury and states she is about 25% improved. Able to move arm away from body a little more but has pain doing so. The only comfortable position is holding her left arm at right angles across her chest or over her heart. Pain today is 7/10. Tramadol isn't really helping the pain and gives her a headache and makes her itch. No numbness/tingling in hand. Was not given a sling but she feels she would benefit from wearing one. When she makes a fist with left hand she feels pressure in left wrist.---BGW

05-10-19 Patient here for FUP on left arm injury and states she is still about 30 % improved. Pain is 7/10 and is described as a constant "tooth ache". Taking Aleve but not getting much relief. The Meloxicam helps more. Able to make a fist more easily without discomfort.—BGW

HISTORY OF PRESENT ILLNESS:

Provider: I concur with the history description above--improved symptoms over 2 weeks since injury. Location: Pain symptoms around the injury site at the left proximal-lateral forearm; Severity: reports up to 7/10, but benign at rest; Quality: aching; Duration: over the past 2 weeks; Modifying Factors: Self-care efforts with Mobic dosing, joint rest, and use of an ice pack to the area have moderately improved symptoms.

PAST MEDICAL HISTORY:

ALLERGIES / ADVERSE REACTIONS: Penicillins, reacted with Hives (Urticaria).

MEDICATIONS: A Rx for her menstural cycle--also motrin as needed

SOCIAL: Pt denies use of tobacco, or drugs. She will occass drink socially

WORK HISTORY: Patient currently employed. Length of employment 21 years. Current position held: Folder

REVIEW OF SYSTEMS:

Constitutional—No recent history of unusual weight change, fever, or significant fatigue, able to sleep as usual, tolerating a usual diet
Skin—No report of chronic dermatitis, atrophy, inflammation, or recurrent infection; no history of eczema
Neuro—No history of problems with alertness, verbal communication, ambulation or balance, numbness, or tingling sensations
Musculoskeletal—No other, significant history of arthritis, joint swelling, limited movement, or bone problems

Objective:

EXAMINATION:

Temperature: 981°F. Blood Pressure: 143/86. Pulse: 79. BP was taken from the Right arm while Sitting. Respiration: 16. (Entered by WOOLF, BARBARA GAIL 5/10/2019 at 2:27PM)

Left arm SKIN: Inspection of left forearm revealed no visible sign of trauma. MUSCULOSKELETAL: Palpation of injury area was moderately tender, but improved over last week's exam. The elbow joint was non-tender. The cubital tunnel and ulnar nerve were benign to palpation. Full range of motion was noted for

Patient Visit Charting Notes

Sonya M Parks , DOB: 2/04/1970

Date Charting Summary Provider Clinician

flexion, extension, pronation, and supination. Resisted pronation was slightly more tender than supination. Grip was slightly tender. Shoulder function was benign. NEURO: Grip, light touch, and capillary refill of hands also were normal.

Assessment:

ASSESSMENT:

Contusion of left forearm, subsequent encounter, chronic. Condition complicated, improved. Slow improvement in condition--would benefit from physical therapy of the left forearm (wrist pronation and supination).

Plan:

TREATMENT PLAN / ORDERS:

WORK RELATEDNESS: Work-Related Injury

Left Forearm Restrictions Include:
- lift up to 10 pounds, push/pull up to 20 pounds.

Prescribed Meloxicam 15 mg oral tablet 1 tablet orally once a day, for pain relief, take with food. #50 tablets. No refills. (Smithwick, Joel MD, 5/10/19 at 3:07PM).

REQUEST FOR PHYSICAL THERAPY AUTHORIZATION:
I recommended physical therapy:
two times weekly for four weeks

PT MEDICAL NECESSITY:
Treatment Goals: Increased ROM / Flexibility and Increase Function
Patient Problems: Stiffness and Pain
Body Parts: Left - Upper Extremity Work-related contusion injury to the proximal-lateral area of the left forearm. Request grip, pronation, and supination exercises to improve function and local soreness. (Smithwick, Joel MD, 5/10/19 at 3:11PM).

Signature: Date: 5/10/2019 3:29PM

5/17/2019 Addendum for 5/10/19 visit Smithwick, Joel MD
Date of Injury: 4/26/2019

SPECIAL IST REFERRAL:
I recommended a consultation with a Occupational Therapy (upper extremity) specialist.
Referral Reason: left forearm contusion injury and subsequent local pain
Referral Status: STAT Work-related contusion injury to the proximal-lateral area of the left forearm. Request grip, pronation, and supination exercises to improve function and local soreness. (Smithwick, Joel MD, 5/17/19 at 4:55PM).

NOTE: this is an edited update of the prior, 10 MAY Physical Therapy request.

Signature: Date: 5/17/2019 4:56PM

Patient Visit Charting Notes

Sonya M Parks , DOB: 2/04/1970

Date	Charting Summary	Provider	Clinician
5/24/2019	WC Injury Follow Up	Smithwick, Joel, MD	FLETCHER, LAURA ELIZABETH

Date of Injury: 4/26/2019

Subjective:

CHIEF COMPLAINT:

05-03-19 Patient here for FUP on left arm injury and states she is about 25% improved. Able to move arm away from body a little more but has pain doing so . The only comfortable position is holding her left arm at right angles across her chest or over her heart. Pain today is 7/10. Tramadol isn't really helping the pain and gives her a headache and makes her itch. No numbness/tingling in hand. Was not given a sling but she feels she would benefit from wearing one. When she makes a fist with left hand she feels pressure in left wrist.---BGW

05-10-19 Patient here for FUP on left arm injury and states she is still about 30 % improved. Pain is 7/10 and is described as a constant "tooth ache". Taking Aleve but not getting much relief. The Meloxicam helps more. Able to make a fist more easily without discomfort.---BGW

05-21-19 1:50PM Pt here for f/u to left arm injury. She rates her pain a 5 on a scale of 0-10. Pt describes her pain as a dull pain. Pt stes she is still on work restrictions. Pt states she is still taking her meds as prescribed. Pt denies any new symptoms since last vst. LEF

HISTORY OF PRESENT ILLNESS:

Provider: I concur with the history description above. Location: improved contusion pain symptoms at the left proxomal forearm; Severity: 5/10; Quality: aching; Duration: over the past 4 weeks; Modifying Factors: Self-care efforts with Motrin dosing, modified activities, joint rest, and use of an ice pack to the area have improved symptoms.

PAST MEDICAL HISTORY:

ALLERGIES / ADVERSE REACTIONS: Penicillins, reacted with Hives (Urticaria).

MEDICATIONS: A Rx for her menstural cycle--also motrin as needed

SOCIAL: Pt denies use of tobacco, or drugs. She will occass drink socially

WORK HISTORY: Patient currently employed. Length of employment 21 years. Current position held: Folder.

REVIEW OF SYSTEMS:

Constitutional—No recent history of unusual weight change, fever, or significant fatigue, able to sleep as usual, tolerating a usual diet
Skin—No report of chronic dermatitis, atrophy, inflammation, or recurrent infection; no history of eczema
Neuro No history of problems with alertness, verbal communication, ambulation or balance, numbness, or tingling sensations
Musculoskeletal No other, significant history of arthritis, joint swelling, limited movement, or bone problems

Objective:

EXAMINATION:

Temperature: 98.2°F. Blood Pressure: 148/83. Pulse: 83. BP was taken from the Right arm while Sitting. Respiration: 18. (Entered by FLETCHER, LAURA ELIZABETH 5/24/2019 at 1:51PM).

Patient Visit Charting Notes

Sonya M Parks , DOB: 2/04/1970

Date Charting Summary Provider Clinician

Left forearm SKIN: Inspection revealed no deformities, external skin changes, atrophy, or signs of trauma. MUSCULOSKELETAL: Full range of motion of the wrist and arm was noted for flexion, extension, radial and ulnar deviation, pronation, and supination. Palpation of carpals (including scaphoid) and metacarpals was non-tender. Grip was intact and non-tender. Tap of the ulnar nerve at the elbow was mildly sensitive. NEURO: Light touch sensation and motor function in the radial and ulnar nerve distributions were normal bilaterally. Radial pulse and finger capillary refill were normal. Resisted wrist pronation and supination revealed normal strength with mild pronation discomfort.

Assessment:

ASSESSMENT:

Contusion of left forearm, subsequent encounter, chronic. Condition complicated, improved. No Occupational therapy sessions yet (for next week) but feeling better today, will expand duty guidelines.

Plan:

TREATMENT PLAN / ORDERS:

Left Arm Restrictions Include:
- relax limitations: lift limit of 20 lbs, push/pull limit of 25 lbs.

Signature: Date: 5/24/2019 2:57PM

Patient Visit Charting Notes

Sonya M Parks , DOB: 2/04/1970

Date Charting Summary Provider Clinician

6/7/2019 WC - Injury - Follow Up Smith, Jodi MD Nicholson, Chrissy
Date of Injury 4/26/2019

Subjective:

CHIEF COMPLAINT:

05-03-19 Patient here for FUP on left arm injury and states she is about 25% improved. Able to move arm away from body a little more but has pain doing so . The only comfortable position is holding her left arm at right angles across her chest or over her heart. Pain today is 7/10. Tramadol isn't really helping the pain and gives her a headache and makes her itch. No numbness/tingling in hand. Was not given a sling but she feels she would benefit from wearing one. When she makes a fist with left hand she feels pressure in left wrist.---BGW

05-10-19 Patient here for FUP on left arm injury and states she is still about 30 % improved. Pain is 7/10 and is described as a constant "tooth ache". Taking Aleve but not getting much relief. The Meloxicam helps more. Able to make a fist more easily without discomfort.—BGW

05-24-19 1:50PM Pt here for f/u to left arm injury. She rates her pain a 5 on a scale of 0-10. Pt describes her pain as a dull pain. Pt stes she is still on work restrictions. Pt states she is still taking her meds as prescribed. Pt denies any new symptoms since last vst. LEF

6/7/19 @ 2:06pm Pt here for f/u visit re: initial injury to left forearm. Pt ranks her pain a 5/10 today and describes it as "aching". Pt says the pain is not constant like it was. She says now the pain "comes and goes." Pt is taking meloxicam for pain and says she still has plenty left in her bottle. Pt has been placed on some lighter duty type restrictions but the company has been able to accomodate these and she is still at work. Pt says she started her PT visits yesterday. Pt ranks her improvement at 40% since her initial visit here. CCN, RN

HISTORY OF PRESENT ILLNESS:

Provider: I concur with the history description above. Location: strain symptoms around the left proximal forearm; Severity: up to 5/10 with repetitive gripping; Quality: aching; Duration: gradually improving over the past 6 weeks; Modifying Factors: Self-care efforts with Mobic dosing, joint rest, and beginning PT yesterday have improved symptoms.

PAST MEDICAL HISTORY:

ALLERGIES / ADVERSE REACTIONS: Penicillins, reacted with Hives (Urticaria).

MEDICATIONS: A Rx for her menstural cycle--also motrin as needed

SOCIAL: Pt denies use of tobacco, or drugs. She will occass drink socially

WORK HISTORY: Patient currently employed. Length of employment 21 years. Current position held: Folder.

REVIEW OF SYSTEMS:

Constitutional—No recent history of unusual weight change, fever, or significant fatigue, able to sleep as usual, tolerating a usual diet
Skin—No report of chronic dermatitis, atrophy, inflammation, or recurrent infection; no history of eczema
Neuro—No history of problems with alertness, verbal communication, ambulation or balance, numbness, or tingling sensations
Musculoskeletal—No other, significant history of arthritis, joint swelling, limited movement, or bone problems

Objective:

Date: 05/09/2022 **Center for Health and Occupational Servi** Page: 10

Patient Visit Charting Notes

Sonya M Parks , DOB: 2/04/1970

Date Charting Summary Provider Clinician

EXAMINATION:

Temperature: 98.4°F. Blood Pressure: 123/73. Pulse: 81. BP was taken from the Right arm while Sitting. Respiration: 16. (Entered by Nicholson, Christy 6/07/2019 at 2:06PM)

Left arm and elbow SKIN: Inspection revealed normal bony and soft tissue features without sign of trauma. She is wearing external athletic tape over the injured area as recommended by PT. MUSCULOSKELETAL: Palpation of elbow was benign, while the proximal forearm contusion site was mildly tender. The cubital tunnel and ulnar nerve were benign to palpation. Full range of motion was noted for flexion, extension, pronation, and supination. Resisted supination and pronation caused mild tenderness. Grip was slightly tender and intact for strength. Shoulder and wrist function were benign. NEURO: Grip, light touch, and capillary refill o Hands also were normal.

Assessment:

ASSESSMENT:

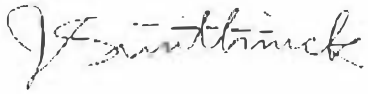
Contusion of left forearm, subsequent encounter. Condition complicated, improved. Physical therapy began yesterday (6 JUN), and she is slowly improving her left arm function. She is having minimal discomfort at rest now, which also is progress.

Plan:

TREATMENT PLAN / ORDERS:

WORK RELATEDNESS: Work-Related Injury

Left Arm Restrictions Include:
Improving symptoms and start of physical therapy (yesterday): Recommend continued, gradual phasing in of lifting and gripping duties over the next 2 weeks building upon the 20 pound lifting limit and 25 pound pushing limit of this week.

Signature:  Date: 6/07/2019 3:11PM

Sedgwick Claims Management Services, Inc.
P O Box 14436
Lexington, KY 40512-4436

sedgwick

Phone: (954)247-6730
Fax: (859)264-4371

June 11, 2019

Dr. Smithwick
Fax# 864-455-2399
Pages 2

Insured	Cintas Corporation
Claimant Name	PARKS, SONYA
DOB:	02/04/1971
Date of Loss:	04/26/2019
Claim Number:	301925061B3-0001

Dear Dr. Smithwick:

We are the workers compensation claims administrator for the Insured. Thank you for seeing this patient. Upon completion of your evaluation please answer the questions below so we can confirm the primary cause of her ongoing forearm pain.

PARTNER WAS STRUCK BY A METAL CART AS SHE PUT HER ARMS UP SO IT WOULD NOT HIT HER HIP REPORTING LEFT FOREARM INJURY

1. Current diagnosis: Left forearm contusion
   S 50.12 X D
2. **In your expert medical opinion, taking into account this patient's pre-existing conditions, prior health conditions, prior accidents or injuries, as well as extra-curricular activities did this injury in question, and any and all other information you feel to be germane, is the above diagnosis directly related to the described work injury/accident of 4/26/2019?**

   YES ✓ NO _____

   If yes, please explain:
   Wanbee reported client injury to the left forearm from "a garment cart corner running into" her arm. Symptoms were temporally associated with the mechanism and physical exam findings of subjective tenderness

FAXED 6-12-19 RT

Additional Comments:
were consistent with a (L) arm contusion.

Dr Signature

12 JUN 2019
Date

Thank you for your attention in this matter. Please fax your response back to us at 704-723-6210.

Sincerely,

Melissa Crum
Claims Examiner

CC: Sonya Parks 132 Pine Creek Court Extension Greenville SC 29605

Patient Visit Charting Notes

Sonya M Parks , DOB: 2/04/1970

Date	Charting Summary	Provider	Clinician
6/17/2019	WC - Injury Follow-Up Date of Injury: 1/26/2019	Smilowski, Joel, MD	WOOLF, BARBARA GAIL

Subjective:

CHIEF COMPLAINT:

05-03-19 Patient here for FUP on left arm injury and states she is about 25% improved. Able to move arm away from body a little more but has pain doing so. The only comfortable position is holding her left arm at right angles across her chest or over her heart. Pain today is 7/10. Tramadol isn't really helping the pain and gives her a headache and makes her itch. No numbness/tingling in hand. Was not given a sling but she feels she would benefit from wearing one. When she makes a fist with left hand she feels pressure in left wrist.---BGW

05-10-19 Patient here for FUP on left arm injury and states she is still about 30 % improved. Pain is 7/10 and is described as a constant "tooth ache". Taking Aleve but not getting much relief. The Meloxicam helps more. Able to make a fist more easily without discomfort.---BGW

05-21-19 1:50PM Pt here for f/u to left arm injury. She rates her pain a 5 on a scale of 0-10. Pt describes her pain as a dull pain. Pt stes she is still on work restrictions. Pt states she is still taking her meds as prescribed. Pt denies any new symptoms since last vst. LEF

6/7/19 @ 2:06pm Pt here for f/u visit re: initial injury to left forearm. Pt ranks her pain a 5/10 today and describes it as "aching". Pt says the pain is not constant like it was. She says now the pain "comes and goes." Pt is taking meloxicam for pain and says she still has plenty left in her bottle. Pt has been placed on some lighter duty type restrictions but the company has been able to accomodate these and she is still at work. Pt says she started her PT visits yesterday. Pt ranks her improvement at 40% since her initial visit here. CCN, RN

06-17-19 Patient here for FUP on left arm injury and states she is 65-70 % improved and states PT is helping. Pain is 2-3/10 at rest and increases with activity to 4/10. Patient remains on light duty and continues to take the Meloxicam as needed.---BGW

HISTORY OF PRESENT ILLNESS:

Provider: I concur with the history description above--just over 7 weeks following contusion injury to left proximal arm. Location: improved local tenderness symptoms around the left proximal forearm; Severity: occasionally up to 4/10, but she reports this is improving and tolerable; Quality: aching; Duration: over the past ~7 weeks; Modifying Factors: Physical Therapy and self-care efforts with prn meloxicam dosing, joint rest, and use of an elastic sleeve to the area have improved symptoms.

PAST MEDICAL HISTORY:

ALLERGIES / ADVERSE REACTIONS: Penicillins, reacted with Hives (Urticaria).

MEDICATIONS: A Rx for her menstrual cycle--also motrin as needed

SOCIAL: Pt denies use of tobacco, or drugs. She will occass drink socially

WORK HISTORY: Patient currently employed. Length of employment 21 years. Current position held: Folder

REVIEW OF SYSTEMS:

Constitutional—No recent history of unusual weight change, fever, or significant fatigue, able to sleep as usual, tolerating a usual diet
Skin—No report of chronic dermatitis, atrophy, inflammation, or recurrent infection; no history of eczema

Patient Visit Charting Notes

Sonya M Parks , DOB: 2/04/1970

Date Charting Summary Provider Clinician

Neuro—No history of problems with alertness, verbal communication, ambulation or balance, numbness, or tingling sensations
Musculoskeletal—No other, significant history of arthritis, joint swelling, limited movement, or bone problems

Objective:

EXAMINATION:

Temperature: 98.4°F. Blood Pressure: 125/80. Pulse: 74. BP was taken from the Right arm while Sitting. Respiration: 16. (Entered by WOOLF, BARBARA GAIL 6/17/2019 at 9:02AM).

Left elbow and forearm SKIN: Inspection revealed normal bony and soft tissue features without sign of trauma. MUSCULOSKELETAL: Palpation of elbow revealed mild tenderness distal to the olecranon area, with a benign epicondyles. The cubital tunnel and ulnar nerve were benign to palpation. Full range of motion was noted for flexion, extension, pronation, and supination. Strength is intact. Grip was benign. Shoulder and wrist function were benign. NEURO: Grip, light touch, and capillary refill of hands also were normal.

Assessment:

ASSESSMENT:

Contusion of left forearm, subsequent encounter, chronic. Condition improved. Condition improved today at over 7 weeks post-injury with essentially benign exam (minor point tenderness just distal to the left elbow olecranon area only), ready to resume usual activities including work.

Plan:

TREATMENT PLAN / ORDERS:

WORK RELATEDNESS: Work-Related Injury

Full Duty: Return to work without restrictions.

Signature: Date: 6/17/2019 9:40AM

Re: *Sonya Parks -vs- Cintas Corporation*
Date of Accident: June 15, 2022
WCC File Number: 2207846
Claim Number: 4A2206J38QD-0001

APA 4

Section 2 – Incident Information

Incident #: _____

A. WHAT Happened?

☒ Work-related Injury ☐ Work-related Illness ☐ Auto Property Damage

☐ Tier II Vehicle Accident ☐ Other (Explain)

Please record Near Miss incidents on the Near Miss Made Simple form

B. WHERE did it occur?

Loc # 236 Business Unit: ☐ Corporate ☒ Rental ☐ FAS ☐ Fire ☐ DSSM ☐ Sales ☐ GSC ☐ Manufacturing

City & State: Greenville, SC

01. Department Where Incident Occurred: ☐ Service ☐ Sales ☒ Plant ☐ Warehouse

02. Describe Exact Location of Incident: ☒ Cintas location ☐ Customer location ☐ Roadway

C. WHEN did it occur?

03. Date of Incident: 09-01-2021

04. Time of Incident: Between 1 & 2 ☐ a.m. ☒ p.m.

05. Incident Reported By: Sonya Parks

06. Incident Reported To: Will

D. WHO was injured?

07. Last Name: Parks

08. First Name: Sony

09. Employee Number: C1011534

10. Job Title: Folder

11. Dept.: Folding

12. Shift: 1st

13. Supervisor's Name: Will Arender

14. Length of time in position: 7hrs

15. How many hours worked since start of shift? 7hrs Work another job? yes - Family dollar

E. WHAT Was Being Done Before the Incident?

16. What task was the partner attempting to perform at the time of the incident? Be specific. Describe the task, as well as the tools, equipment, or material involved.

She was attempting to put Garments under the table

17. Why did the action make sense to you at the time? Table was full and Sealer was backed up

F. What Type of Event

☐ Work-related Injury – Sections 2 and 3

☒ Musculoskeletal Disorder (MSD) – include Section 6

☐ Slip, Trip, and Fall – include Section 7

☐ Fire – Section 8

G. HOP Learning Team Members

18.	19.
20.	21.
22.	23.

Date of Location HOP Learning Team Certification?

12 hrs a week at Family Dollar as Cashier

Section 6 – Musculoskeletal Disorder (MSD)

Incident #: _____

A. Physical Evidence

Yes	No	N/A		Notes
			01 Take pictures of the layout of the work area, equipment and tools at the time of the incident.	☐ Photo

B. Task

EK - 09-13-2021

Yes	No	N/A	Questions	Notes
X	X		02. Were the equipment and tools used working properly?	Sealer was not working Properly
X			03. Did any issues put you behind schedule? (equipment down)	Sealer backed the room up
			04 How much product had you handled during the day? Was there a change in work volume today or this week? Explain.	Sealer was still learning so it backed up the room.
	X		05. Had any recent changes been made to the task or work area?	
X			06. Was the station adjusted to the partner's height and reach?	
			07. When did the Partner last receive job task or Industrial Athlete training?	N/A
			08. What did the Partner have to grasp? How did they grasp it?	
			09 Date of last CSOP on partner performing this task?	Last Quarter
			10. Does the JSA cover the issues that caused the incident? (Please attach the JSA)	
			11. When did the Partner last receive job or task training or review the JSA?	

C. Material

To seek out possible causes resulting from the equipment and materials used, investigators might ask:

Yes	No	N/A	Questions	Notes
			Production Questions	
		X	12. Were the appropriate carts being used for the product?	
		X	13. Were the carts filled to an acceptable height for the partner? (below shoulder height)	
X			14 Did you have to reach or pull forcefully to get the product?	Tote was heavy
		X	15. Other production material handling issues?	
			Service Questions	
		X	16 What was the partner handling on that route?	
		X	17 Were mats stacked for easy access to the size and color you needed?	
		X	18. Was the soiled bulk wet? How much did it weigh?	
		X	19. Was the load heavier or lighter than expected?	

			20. If the load was being lifted, what height did the load start and end? (measure height at feet at floor or truck bed)	
			21. How far were loads being carried?	

E. Environment

The physical environment, and especially sudden changes to that environment, are factors that need to be identified. The situation at the time of the accident is what is important, not what the "usual" conditions were.

Yes	No	N/A	Questions	Notes
	X		22. Was lighting sufficient to view the task?	
	X		23. Were there objects on the floor the partner had to work around or caused them to use a narrow stance?	
X			23. Were there obstructions the partner had to reach over or around?	Roll around pallet Jacks
	X		24. Was the environment hot or cold?	

PARTNER INJURY INVESTIGATION REPORT

Name Sonya Parks Position Folder

Date of Injury or Illness 09-01-2021 Time of Injury or Illness 2pm

1 What were you doing just before the incident occurred? Describe the activity, as well as the tools, equipment, or material you were using. Placing folded garments in totes.

2 What happened? Tell us how the injury occurred. Picked up the totes with arms. The left arm was already hurting from non cintas related injury. She put most of weight in right arm resulting in injury.

3 What was the injury or illness? Tell us the part of the body that was affected and how it was affected. Right arm/bicep it hurts in pain

4 What object or substance directly harmed you? Weight of the tote

5 Where did the accident happen? Cleanroom

6 When did you first notice the pain? (If the exact date is unknown, please be as accurate as possible)

☒ Suddenly ☐ After a few hours ☐ The next day ☐ Other

7 Did you tell anyone?

☒ Yes Who? will When? 2pm ☐ No

8 Were there any witnesses? If so who? Does not know

9 If the pain developed gradually, do you recall anything unusual, unexpected, or abnormal that happened? It gradually progressed overnight

10 If the pain developed gradually and nothing unusual happened, what do you think caused the pain? N/A

11 Do you want to see a doctor? ☒ Yes ☐ No

Partner Signature [signature] Date 09-13-2021

Do not write below line. For HRM use only

HRM or SUPERVISOR USE ONLY:

Date Received From Partner _____ Location # _____

OSHA LOG 300 _____ First Aid _____ No Action Needed _____

Re: *Sonya Parks -vs- Cintas Corporation*
Date of Accident: June 15, 2022
WCC File Number: 2207846
Claim Number: 4A2206J38QD-0001

APA 5

Clinical Notes (continued)

WEAR THE SLING UNTIL PAIN IMPROVES
CONTINUE YOUR CELEBREX
TAKE THE MUSCLE RELAXANT AS NEEDED
DO NOT TAKE TRAMADOL WITH THE MUSCLE RELAXANT
NO LIFTING OR WORKING WITH ANYTHING OVER 5 POUNDS. INCLUDING FILE CABINETS
FOLLOW UP WITH ORTHOPEDICS

Electronically signed by Iskandar, Rebecca Alsip, DO at 11/1/2021 1:31 PM

Attribution Key

Attribution information is not available for this note

UC Provider Note

Iskandar, Rebecca Alsip, DO at 11/1/2021 1308

Author: Iskandar, Rebecca Alsip, DO | Service: — | Author Type: Physician
Filed: 11/1/2021 1:50 PM | Date of Service: 11/1/2021 1:08 PM | Status: Signed
Editor: Iskandar, Rebecca Alsip, DO (Physician)

Prisma Health Urgent Care
Greenville Health System
PHYSICIAN: Rebecca Alsip Iskandar, DO

Date of Encounter:[RI 1T] **11/1/2021**[RI 2T]

PATIENT INFORMATION:
Name:[RI 1T] **Sonya M Parks**[RI 2T], **DOB:**[RI 1T] **2/4/1970**[RI 2T]
MRN:[RI 1T] **970044925**[RI 2T] **PCP:**[RI 1T] **Pcp, Declined**[RI 2T]

CHIEF COMPLAINT:[RI 1T]

Chief Complaint
Patient presents with
- Shoulder Pain

WORKERS COMP est pt presents w/ c/o pain in R shoulder-just under the deltoid & radiating down the upper part of the RUE-x 5-6 days, reports that "a knot has developed" in the area pt reports she had workers comp R shoulder injury 9/2/21 and seen by ortho.[RI 2T]

HPI:[RI 1T] 51 y.o. female[RI 2T] presents to Prisma Health Urgent Care[RI 1T] complaining of right shoulder pain. States that she initially injured her shoulders in early September 2 months ago while at work. States that she has seen orthopedics and has been treated with tramadol, diclofenac and Celebrex. Notes that she is also received steroid injections as well. Notes that about a week ago she started noticing pain in her right upper arm, states that she feels a knot in her arm and notes it is worse with movement. Has been using her sling. Notes that at work she is not allowed to lift more than 5 pounds. Believes that last week when the pain started she was pulling a file cabinet, notes that it was on wheels but states it was heavier than 5 pounds. Denies numbness or tingling in her hand. Has been taking tramadol and Celebrex without relief. Notes that she has an appointment in 2 weeks for follow-up with the orthopedic physician for her shoulder pain. Has been in physical therapy, sent here due to worsening pain.[RI 3M]

PAST MEDICAL HISTORY:[RI 1T]

Past Medical History

Diagnosis	Date

Clinical Notes (continued)

- Fibroid[R] [2]

PAST SURGICAL HISTORY:[R] [1]

Past Surgical History:

Procedure	Laterality	Date
• TUBAL LIGATION[R] [2]		

FAMILY HISTORY:[R] [1]

No family history on file.[R] [2]

SOCIAL HISTORY:[R] [1]

Social History

Socioeconomic History

- Marital status: Divorced
  - Spouse name: Not on file
- Number of children: Not on file
- Years of education: Not on file
- Highest education level: Not on file

Occupational History

- Not on file

Tobacco Use

- Smoking status: Never Smoker
- Smokeless tobacco: Never Used

Substance and Sexual Activity

- Alcohol use: Yes
  - *Comment: rare*
- Drug use: No
- Sexual activity: Not on file

Other Topics — Concern

- Not on file

Social History Narrative

- Not on file

Social Determinants of Health

Financial Resource Strain

- Difficulty Paying Living Expenses: Not on file
- Difficulty Paying Medical Expenses: Not on

Food Insecurity

- Worried about Running Out of Food in the Last Year: Not on file
- Ran Out of Food in the Last Year: Not on file

Transportation Needs

- Lack of Transportation: Not on file

Physical Activity

- Days of Exercise per Week: Not on file
- Minutes of Exercise per Session: Not on file
- Total Minutes of Exercise per Week: Not on file

Stress

- Feeling of Stress : Not on file

Social Connections: Unknown

- Frequency of Communication with Friends and Family: Not asked
- Frequency of Social Gatherings with Friends and Family: Not asked

Intimate Partner Violence: Unknown

Clinical Notes (continued)

- Fear of Current or Ex-Partner: Not asked
- Emotionally Abused: Not asked
- Physically Abused: Not asked
- Sexually Abused: Not asked

Housing Stability

- Was there a time when you did not have a steady place to sleep: Not on file
- Worried that the place you are staying is making you sick: Not on file[RI 2T]

MEDICATIONS:[RI 1T]
No current facility-administered medications for this encounter.

Current Outpatient Medications

Medication	Sig	Dispense	Refill
• celecoxib (CeleBREX) 200 mg capsule	Take 1 capsule (200 mg) daily	30 capsule	0
• methocarbamoL (ROBAXIN) 500 mg tablet	Take 1 tablet (500 mg) by mouth 2 (two) times a day as needed for muscle spasms	20 tablet	0
• traMADoL (Ultram) 50 mg tablet	Take 1 tablet (50 mg) by mouth every 6 (six) hours as needed for breakthrough pain (may cause drowsiness, try to limit to bedtime use--do not take with other prescription pain relievers like Norco)	30 tablet	0[RI 2T]

ALLERGIES:[RI 1T]
Codeine, Tramadol, and Latex[RI 2T]

REVIEW OF SYSTEMS:[RI 1T]
Review of Systems
Constitutional: Negative for[RI 3T] fever[RI 3M].
Gastrointestinal: Negative for[RI 3T] diarrhea[RI 3M] [RI 3T] nausea[RI 3M] and[RI 3T] vomiting[RI 3M].
Musculoskeletal: Positive for[RI 3T] arthralgias[RI 3M] and[RI 3T] myalgias[RI 3M].
Neurological: Negative for[RI 3T] numbness[RI 3M] [RI 3T].

PHYSICAL EXAMINATION:[RI 1T]
BP (!) 149/96 (BP Location: Left arm, Patient Position: Sitting) | Pulse (!) 93 | Temp 98.5 °F (36.9 °C) (Oral) | Resp 15 | Ht 152.4 cm (60") | Wt 57.2 kg (126 lb) | LMP 10/25/2021 (Approximate) | SpO2 100% | Breastfeeding No | BMI 24.61 kg/m²[RI 2T]

Physical Exam[RI 3T] Vitals[RI 3M] and[RI 3T] nursing note[RI 3M] reviewed.

Constitutional: She appears[RI 3T] well-developed[RI 3M] and[RI 3T] well-nourished[RI 3M].
HENT:
Head:[RI 3T] Normocephalic[RI 3M] and[RI 3T] atraumatic[RI 3M].
Right Ear:[RI 3T] External ear[RI 3M] normal.
Left Ear:[RI 3T] External ear[RI 3M] normal.

Clinical Notes (continued)

Nose:[RI 3T] Nose normal[RI 3M].
Eyes:[RI 3T] Conjunctivae[RI 3M] and[RI 3T] EOM[RI 3M] are normal.
Pulmonary/Chest:[RI 3T] Effort normal[RI 3M]. No[RI 3T] respiratory distress[RI 3M].
Neurological: She is[RI 3T] alert[RI 3M].
Skin: Skin is[RI 3T] warm[RI 3M] and[RI 3T] dry[RI 3M].
Psychiatric: She has a[RI 3T] normal mood and affect[RI 3M]. Her[RI 3T] behavior is normal[RI 3M] [RI 3T]
Nursing note:[RI 3M] and[RI 3T] vitals[RI 3M] reviewed.Left Shoulder Exam

Range of Motion
Active abduction:[RI 3T] abnormal[RI 3M]
Passive abduction:[RI 3T] abnormal[RI 3M]
Extension:[RI 3T] abnormal[RI 3M]
External rotation:[RI 3T] abnormal[RI 3M]
Forward flexion:[RI 3T] abnormal[RI 3M]

Right Shoulder Exam

Tenderness
The patient is experiencing tenderness in the[RI 3T] biceps tendon[RI 3M].

Range of Motion
Active abduction:[RI 3T] abnormal[RI 3M]
Passive abduction:[RI 3T] abnormal[RI 3M]
Extension:[RI 3T] abnormal[RI 3M]
External rotation:[RI 3T] abnormal[RI 3M]
Forward flexion:[RI 3T] abnormal[RI 3M]

Other
Erythema:[RI 3T] absent[RI 3M]
Sensation:[RI 3T] normal[RI 3M]
Pulse:[RI 3T] present[RI 3M]

Comments:[RI 3T] Tenderness and palpable muscle hypertonicity of right bicep with tenderness extending into right bicipital groove, as well as to right elbow, Limited range of motion of both shoulders[RI 3M]

Musculoskeletal:
Cervical back:[RI 3T] Normal range of motion[RI 3M] [RI 3T]

ED Results:[RI 1T]

Recent Labs

Procedure	Component	Value	Units	Date/Time
XR Shoulder 2+ Vw Right [341390864]				Collected: 11/01/21 1332 Updated: 11/01/21 1334

Narrative
XR SHOULDER 2+ VW RIGHT

COMPARISON: None

INDICATION: S49.91XA Unspecified injury of right shoulder and upper arm, initial encounter [10]

Clinical Notes (continued)

Procedure	Component	Value	Units	Date/Time

TECHNICAL: 3 views right shoulder

FINDINGS/
Impression:
No acute fracture or malalignment.
No radiopaque soft tissue foreign body.

Signed by: 11/1/2021 1:32 PM: Terry, Adrian[RI.2T]

MDM

Number of Diagnoses or Management Options[RI.3T]
Biceps strain, right, initial encounter
Right shoulder injury, initial encounter[RI.3M]
Diagnosis management comments:[RI.3T] 51-year-old female presents to urgent care complaining of right shoulder and upper arm pain with palpable knot since last week. States that she injured both shoulders at work 2 months ago, has seen orthopedics, has been treated with multiple medications and is in physical therapy. States that she has an appointment for follow-up with them in 2 weeks. Notes that last week she was moving a file cabinet, which was on wheels but heavier than the 5 pound lifting limit she was given by orthopedics, when she started noticing pain in her right upper arm. Denies bruising, redness or numbness. Has been taking Celebrex and tramadol without relief. Vitals as above, exam as above. X-ray of right shoulder without acute abnormalities, noted to have decreased space in her right AC joint as read by me but nothing acute per radiology. Discussed with patient I believe her pain is related to a biceps strain, which she obtained while moving the file cabinet. Discussed alternating ice and heat to help with spasm. Will treat with methocarbamol as she reports this is helped in the past. Discussed continuing her Celebrex and following up with orthopedics as scheduled. Given repeat work note with the restriction of no lifting over 5 pounds. Patient verbalizes understanding agrees with plan.[RI.3M]

Amount and/or Complexity of Data Reviewed
Tests in the radiology section of CPT®:[RI.3T] ordered[RI.3M]
Tests in the medicine section of CPT®:[RI.3T] ordered[RI.3M]
Decide to obtain previous medical records or to obtain history from someone other than the patient:[RI.3T] yes[RI.3M]
Review and summarize past medical records:[RI.3T] yes[RI.3M]
Independent visualization of images, tracings, or specimens:[RI.3T] yes[RI.3M]

Patient Progress
Patient progress:[RI.3T] stable[RI.3M]

Assessment/Plan:[RI.1T]

Problem List Items Addressed This Visit

None

Visit Diagnoses

Biceps strain, right, initial encounter - Primary

Relevant Medications
methocarbamol (ROBAXIN) 500 mg tablet
celecoxib (CeleBREX) 200 mg capsule

Clinical Notes (continued)

Right shoulder injury, initial encounter

Relevant Medications

celecoxib (CeleBREX) 200 mg capsule

Other Relevant Orders

XR Shoulder 2+ Vw Right (Completed)

Discharge Medication List as of 11/1/2021 1:32 PM

START taking these medications

	Details
methocarbamoL (ROBAXIN) 500 mg tablet	Take 1 tablet (500 mg) by mouth 2 (two) times a day as needed for muscle spasms, Starting Mon 11/1/2021, Normal[RI.2T]

See full discharge instructions documented in discharge subsection of chart

Follow Up:[RI.1T]
Urgent Care-Verdae
905 Verdae Blvd. Suite 101
Greenville South Carolina 29607-4032
864-522-1050

As needed[RI.2T]

Note: Patient is to continue all medications as directed by prescribing physicians. Continuations on today's visit are made based on the patient's report of current medications.

Note: Please forgive punctuation, typographic/voice recognition errors, as portions of this document were created with Dragon Dictation, a voice recognition software.[RI.1T]

Iskandar, Rebecca Alsip, DO
11/01/21 1350
[RI.4T]

Electronically signed by Iskandar, Rebecca Alsip, DO at 11/1/2021 1:50 PM

Attribution Key

RI.1 - Iskandar, Rebecca Alsip, DO on 11/1/2021 1:08 PM
RI.2 - Iskandar, Rebecca Alsip, DO on 11/1/2021 1:48 PM
RI.3 - Iskandar, Rebecca Alsip, DO on 11/1/2021 1:43 PM
RI.4 - Iskandar, Rebecca Alsip, DO on 11/1/2021 1:50 PM
M - Manual, T - Template

Imaging

Imaging

XR Shoulder 2+ Vw Right (Final result)

Electronically signed by: **Zusmer, Todd Russell, DO on 11/01/21 1243** Status: **Completed**

11/01/2021 - Ancillary Procedure in Urgent Care-Verdae Radiology (continued)

Imaging (continued)

	Answer	Comment
If patient is wearing a continuous glucose monitor, glucose monitoring sensor or insulin pump infusion device has it been removed prior to exam? Reminder: these CANNOT be shielded from exposure.	Acknowledge	

End Exam Questions

	Answer	Comment
What charge modifier does this procedure require?		
Fluoro time in minutes:		
Was this procedure performed in a DR room?	Yes	

XR Shoulder 2+ Vw Right Resulted: 11/01/21 1332, Result status: Final result

Ordering provider: Zusmer, Todd Russell, DO 11/01/21 1243
Resulted by: Terry, Adrian Conroy, MD
Performed: 11/01/21 1256 - 11/01/21 1310
Resulting lab: POWERPH
Order status: Completed
Filed by: Interface, Radiology Results In 11/01/21 1334
Accession number: VMD206383242

Narrative:
XR SHOULDER 2+ VW RIGHT

COMPARISON: None.

INDICATION: S49.91XA Unspecified injury of right shoulder and upper arm, initial encounter I10;

TECHNICAL: 3 views right shoulder

FINDINGS/
Impression:
No acute fracture or malalignment.
No radiopaque soft tissue foreign body.

Signed by: 11/1/2021 1:32 PM: Terry, Adrian

Acknowledged by: Zusmer, Todd Russell, DO on 11/01/21 1410

Testing Performed By

Lab - Abbreviation	Name	Director	Address	Valid Date Range
820 - POWERPH	POWERPH	Unknown	Unknown	09/28/20 1605 - Present

XR Shoulder 2+ Vw Right Resulted: 11/01/21 1257, Result status: In process

Ordering provider: Zusmer, Todd Russell, DO 11/01/21 1243
Resulted by: Terry, Adrian Conroy, MD
Performed: 11/01/21 1256 - 11/01/21 1310
Resulting lab: RIS PACS BROKER
Order status: Completed
Filed by: Sabo, Richard L, RT 11/01/21 1257
Accession number: VMD206383242

Reviewed by
Zusmer, Todd Russell, DO on 11/01/21 1410

Testing Performed By

Lab - Abbreviation	Name	Director	Address	Valid Date Range

Documents

After Visit Summary - Document on 11/1/2021 1:32 PM: MD360 Employer Discharge Summary

Document (below)

PRISMA HEALTH.

Patient Information

Patient Name: Sonya M Parks | Legal Sex: F | DOB: 2/4/1970

Date & Time: 11/1/2021 1207 | Provider: [illegible] Rebecca Anne, DO | Location: Urgent Care-Verdae | Encounter #: [illegible]

Employer Discharge Summary
Complaint: Clinical Description
Date of Injury: 9/2/21
Chief Complaint: Encounter for right shoulder pain
Diagnosis: Right biceps strain
Treatment: Activity as tolerated. No lifting over 5 pounds

Physician Signature: _____

300 Scuffletown Rd Simpsonville, SC 29681 (864) 329-2825 Fax (864) 329-8125	905 Verdae Blvd Suite 101 Greenville, SC 29607 (864) 522-1050 Fax (864) 522-1055	305 S Suber Road Greer, SC 29650 (864) 989-8606 Fax (864) 989-4810	1110 Antreon Rd Suite A Greenville, SC 29611 (864) 631-2799 Fax (864) 522-1215	2400 Boiling Springs Road Boiling Springs, SC 29316 (864) 699-8731 Fax (864) 599-8731

Medication List (continued)

None

ED Notes

ED Notes by Thompson, Wescina at 11/1/2021 1219

Author: Thompson, Wescina
Filed: 11/1/2021 12:27 PM
Editor: Thompson, Wescina (Technician)

Service: —
Date of Service: 11/1/2021 12:19 PM

Author Type: Technician
Status: Signed

Patient is here for Worker's Comp Drug Screen for[WT.1T] Cintas Corporation[WT.1M]. Contact person for is[WT.1T] Kami Phillips[WT.1M]. Phone number[WT.1T] 8646271624[WT.1M] secure fax or e-mail[WT.1T] phillipsle2@cintas.com[WT.1M] Consent and Chain of Custody forms have been filled out, signed, scanned into the patient's chart, and placed in specimen bag pocket. Negative results will be forwarded to the patient's employer once results are verified. Positive results will be forwarded to Dr. Liptak for further evaluation.[WT.1T] Wescina Thompson[WT.2T]

Electronically signed by Thompson, Wescina at 11/1/2021 12:27 PM

Attribution Key

WT.1 - Thompson, Wescina on 11/1/2021 12:19 PM
WT.2 - Thompson, Wescina on 11/1/2021 12:20 PM
M - Manual, T - Template

ED Care Timeline

Patient Care Timeline (11/1/2021 12:07 to 11/1/2021 12:36)

11/1/2021	Event	Details	User
12:07	Patient arrived in UC		Underwood, Emma
12:07	Travel and Exposure Screening	**Travel Screening** Traveled outside the U.S. in the last month?: No **Exposure Screening** Contact with someone with a communicable disease in the last month such as Measles, Influenza, etc.?: No	Underwood, Emma
12:07:23	Emergency encounter created		Underwood, Emma
12:07:31	Patient arrived in ED		Underwood, Emma
12:08:01	Trigger for Triage Start		Underwood, Emma
12:08:01	Triage Started		Underwood, Emma
12:08:01	NPN - Lab ONLY		Underwood, Emma
12:08:01	Chief Complaints Updated	Labs Only (5 panel drug screen w/c)	Underwood, Emma
12:09:29	Registration Completed		Underwood, Emma
12:15	Collect Urine Drug Screen 5 with Confirmations Completed	*Urine Drug Screen 5 with Confirmations* - Type: Urine; Source: Urine, Voided	Thompson, Wescina

Re: *Sonya Parks -vs- Cintas Corporation*
Date of Accident: June 15, 2022
WCC File Number: 2207846
Claim Number: 4A2206J38QD-0001

APA 6

PRISMA HEALTH

Steadman Hawkins Clinic of the Carolinas-Patewood
200 PATEWOOD DR
STE C100
Greenville SC 29615-6322

Parks, Sonya M
MRN: 970044925, DOB: 2/4/1970, Sex: F
Visit date: 11/16/2021

Parks, Sonya M

MRN: 970044925

Office Visit 11/16/2021
Steadman Hawkins Clinic of the Carolinas-Patewood

Provider: Pill, Stephan Geoffrey, MD (Orthopaedic Surgery - Sports Medicine)
Primary diagnosis: Traumatic incomplete tear of right rotator cuff, subsequent encounter
Reason for Visit: Right Shoulder - Follow-up

Progress Notes

Pill, Stephan Geoffrey, MD (Physician) • Orthopaedic Surgery - Sports Medicine

ORTHO/NEURO PATEWOOD C-100
STEADMAN HAWKINS CLINIC OF THE CAROLINAS-PATEWOOD
200 PATEWOOD DR STE C100
GREENVILLE SC 29615-6322
864-454-7422

Stephan G. Pill, MD, MSPT
Orthopaedic Surgeon/Sports Medicine

Date of Encounter: 11/16/2021

PATIENT INFORMATION:
Name: Sonya M Parks Age: 51 y.o. Sex: female
DOB: 2/4/1970
MRN: 970044925 PCP: Pcp, Declined

Chief Complaint:
Chief Complaint
Patient presents with
- Right Shoulder - Follow-up
  Patient presents for work comp follow up on right shoulder, states cortisone injection at last visit gave minimal relief. Seen at UC on 11/1/21 for right biceps strain due to compensating with shoulder. UC prescribed muscle relaxer with minimal relief

HPI:
Sonya M Parks 2/4/1970
51 y.o. female presents today for follow-up of a work-related injury to both shoulders. Patient states the right shoulder is worse today. She has a 50 to 75% tear of that shoulder that was confirmed by previous MRI. She has been doing some modified duty

at work. However, the pain is worse now with this modified duty. She reports having to pull goggle straps through a tight space with a jerking motion. This is because the right shoulder to hurt more. The left shoulder is better since having an injection.

Medical History:

Past Medical History:

Diagnosis	Date
• Fibroid	

Social History:

Social History

Socioeconomic History

• Marital status:	Divorced
Spouse name:	Not on file
• Number of children:	Not on file
• Years of education:	Not on file
• Highest education level:	Not on file

Occupational History
- Not on file

Tobacco Use

• Smoking status:	Never Smoker
• Smokeless tobacco:	Never Used

Substance and Sexual Activity

• Alcohol use:	Yes
Comment: rare	
• Drug use:	No
• Sexual activity:	Not on file

Other Topics	Concern

- Not on file

Social History Narrative
- Not on file

Social Determinants of Health

Financial Resource Strain:
- Difficulty Paying Living Expenses: Not on file
- Difficulty Paying Medical Expenses: Not on file

Food Insecurity:
- Worried about Running Out of Food in the Last Year: Not on file
- Ran Out of Food in the Last Year: Not on file

Transportation Needs:
- Lack of Transportation: Not on file

Physical Activity:
- Days of Exercise per Week: Not on file
- Minutes of Exercise per Session: Not on file
- Total Minutes of Exercise per Week: Not on file

Stress:
- Feeling of Stress : Not on file

Social Connections: Unknown
- Frequency of Communication with Friends and Family: Not asked
- Frequency of Social Gatherings with Friends and Family: Not asked

Intimate Partner Violence: Unknown
- Fear of Current or Ex-Partner: Not asked
- Emotionally Abused: Not asked
- Physically Abused: Not asked
- Sexually Abused: Not asked

Housing Stability:
- Was there a time when you did not have a steady place to sleep: Not on file
- Worried that the place you are staying is making you sick: Not on file

Family History:

History reviewed. No pertinent family history.

Medications:

Current Outpatient Medications

Medication	Sig	Dispense	Refill
• celecoxib (CeleBREX) 200 mg capsule	Take 1 capsule (200 mg) daily	30 capsule	0
• methocarbamoL (ROBAXIN) 500 mg tablet	Take 1 tablet (500 mg) by mouth 2 (two) times a day as needed for muscle spasms	20 tablet	0
• traMADoL (Ultram) 50 mg tablet	Take 1 tablet (50 mg) by mouth every 6 (six) hours as needed for breakthrough pain (may cause drowsiness, try to limit to bedtime use--do not take with other prescription pain relievers like Norco)	30 tablet	0

No current facility-administered medications for this visit.

Allergies
Codeine, Tramadol, and Latex

REVIEW OF SYSTEMS:
Review of Systems
Constitutional: Negative for activity change, appetite change, chills, diaphoresis, fatigue, fever and unexpected weight change.
HENT: Negative for ear pain and sinus pressure.
Eyes: Negative for pain and visual disturbance.

Respiratory: Negative for cough, chest tightness, shortness of breath, wheezing and stridor.
Cardiovascular: Negative for chest pain, palpitations and leg swelling.
Gastrointestinal: Negative for abdominal pain, diarrhea, nausea, rectal pain and vomiting.
Endocrine: Negative for cold intolerance and heat intolerance.
Genitourinary: Negative for difficulty urinating, flank pain and hematuria.
Musculoskeletal: Positive for arthralgias and myalgias.
Skin: Negative for rash.
Allergic/Immunologic: Negative for immunocompromised state.
Neurological: Negative for tremors, seizures, syncope, speech difficulty, weakness and headaches.
Hematological: Negative for adenopathy. Does not bruise/bleed easily.
Psychiatric/Behavioral: Negative for behavioral problems and sleep disturbance.

Physical Examination
There were no vitals filed for this visit.

Vitals:

11/16/21 1026
Weight: 58.8 kg (129 lb 9.6 oz)
Height: 152.4 cm (60")

Patient well developed, well nourished. Awake, alert, oriented x 3. Appropriate mood. Normal gait. Cardiac exam reveals regular rate. Breathing comfortably. Cervical spine ROM WNL. Negative Spurlings sign and normoreflexive.
Shoulder A/PROM WNL. Shoulder strength: 4+/5 abduction, 5/5 ER, 5/5 IR. Normal elbow strength.
Positive Speeds and O'briens test. Positive Hawkins and Neers tests. Positive empty can test secondary to pain. Negative belly press test. Negative Hornblowers test.
No atrophy, rashes, skin lesions, or lymphadenopathy. Sensation intact to light touch in axillary, median, ulnar, and radial distributions.
Brisk capillary refill. 2+ radial pulse.

DIAGNOSTIC IMAGING:
No results found for any visits on 11/16/21.

ASSESSMENT:

		ICD-9-CM	ICD-10-CM
1.	**Traumatic incomplete tear of right rotator cuff, subsequent encounter**	**V58.89** **840.4**	**S46.011D**
2	Subacromial impingement of right shoulder	726.19	M75.41
3	Encounter related to worker's compensation claim	V70.3	Z02.6

Right shoulder 50 to 75% partial thickness tear. Left shoulder impingement which is improving.

LABS: No results found for: HGBA1C

RX:

Medications

as of November 16, 2021 11:09 AM

No changes were made to your prescriptions during this visit.

ORDERS:
No orders of the defined types were placed in this encounter.

Plan:
She is doing overall okay. However, there is still significant inflammation and pain in the right shoulder in particular. I think an injection today to solve her current pains would help. This allow her 6 more weeks of therapy. I also think going back to her previous line of work would be better for her. The modified duties are actually causing more symptoms. We will see her back in 6 weeks after therapy to see if she is doing better. Ultimately, arthroscopic intervention could be needed if she continues to have this pain.

After the patient encounter, I had the nurse case manager present for review of care and consultation. All questions were answered. I spent approximately 15 minutes discussing the patient's care.

Procedures
Injection
Based on the severity of symptoms, I feel an injection would be most appropriate today. The risks, benefits, and alternatives of a corticosteroid and anesthetic injection were discussed. The patient consented. The risks of post-injection flare, allergic response, and blood sugar elevation were specifically mentioned. A sterile prep of the right shoulder was performed. The shoulder was injected with 2cc 1% plain Lidocaine, 2cc 0.5% plain Marcaine, and 1 cc/40mg Kenalog into the subacromial space from a posterior approach. The patient tolerated the procedure well without complication. Five minutes following the injection, the patient had less pain and a reduction in impingement signs.

Next appointment:
No follow-ups on file.

Stephan G. Pill, MD, MSPT

Notes: Patient is to continue all medications as directed by prescribing physicians.
Continuations on today's visit are made based on the patient's report of current medications.

Current Meds Verified: Current meds/immunizations reviewed, including purpose with pt. Med Recon list given to pt/family. Pt advised to discard old med lists and provide all providers with current list at each visit and carry list with them in case of emergency.

Instructions

Return in about 6 weeks (around 12/28/2021) for Recheck.

Steroid Injections

What to expect:

- Typically steroid injections are given with a local anesthetic, usually Lidocaine, to help control an inflammatory reaction in joints, bursa, and around tendons or ligaments. The local anesthetic will usually numb the area for several hours. If a long-acting anesthetic, such as Marcaine, is used, it may remain numb up to 6-8 hours.

- The steroid in the injection will usually become effective in 2-3 days and may last for several weeks or months, or may resolve the problem completely.

- The effectiveness for relief of pain and inflammation in steroid injections is not always predictable. Sometimes they will help the pain and inflammation, and in other cases, they are not that effective.

Following the steroid injection:

- You should be cautious and protective of that joint or area of the body, particularly for the period of time that the local anesthetic has made the joint pain free.

Possible side effects.

- In some cases there will be local bleeding and you may experience some discomfort or pain for 12-24 hours.

- In other cases there can occasionally occur what is called a "flare reaction" which is a reaction to the steroid itself. This reaction may cause increased local redness and rather severe pain for 12-24 hours.

- If an injection has been given around a nerve, you may find that the local anesthetic will cause numbness in the area of the nerve distribution.

- If you receive a superficial injection, you may experience hypo pigmentation or a small area of lightened skin.

- If you are diabetic, you may notice a transient elevation of blood sugar for 1-2 days following a steroid injection. Please monitor and reach out to your primary care physician with any concerns.

- After an injection, particularly if you experience any swelling, local redness, increased heat, or increased pain, it is appropriate to use ice directly on that area of the skin for a short period of time. (If you use ice directly to the skin for longer than 15 minutes, you may

PRISMA HEALTH

Steadman Hawkins Clinic of the Carolinas

200 Patewood Dr., Suite C100, Greenville SC, 29615
Phone: 864.454.7422 Fax: 864.454.8265

727 SE Main St. STE 220, Simpsonville, SC 29681
Phone864.454.7422 Fax: 864.454.6605

___ Michael J. Kissenberth, MD ___ Jason Folk, MD ✓ Stephan Pill, MD

___ Michelle Wilson, MD ___ Kyle Cassas, MD ___ Martha B. Shepard, PAC

___ WORKER'S COMPENSATION WORK STATUS
___ RETURN TO WORK STATUS

Patient name: Sonya Parks was seen in our office on 11/10/2021

DOB: 2/4/70 Date of injury: _____ Date of surgery: _____

Out of work until next appt: _____

Out of work for (duration) _____

__ May return to work on _____

✓ May return to work with NO RESTRICTIONS

__ May return to work with RESTRICTIONS AS NOTED BELOW:

Restrictions to last _____

1. Limit standing to no more than _____ hr/day
2. Limit sitting to no more than _____ hr/day.
3. Limit walking to no more than _____ hr/day.
4. Limit lifting objects with 2 hands to no greater than:
   _____ lbs floor-waist _____ lbs waist-chest _____ lbs chest-overhead
5. No single arm lifting with RIGHT / LEFT
6. No overhead lifting with RIGHT / LEFT / BILATERAL
7. No pushing objects > _____ lbs, no pulling objects > _____ lbs
8. No repetitive _____ motion.
9. No climbing LADDERS or STAIRS
10. No crawling.
11. No squatting / bending / stooping
12. No driving mobile equipment at work.
13. No working on or with moving machinery.
14. No use of RIGHT LEFT BILATERAL hands.
15. Other restrictions: _____

__ MMI has been dictated, MMI rating is _____ from AMA 6th edition.

Follow up appointment date: 12/28/2021

_____ MD 11/23/2021

Physician's signature Date

MEDICAL QUESTIONNAIRE

Re: Patient: Sonya Melissa Parks
Social Security No.: 249-21-6696
Date of Birth: February 4, 1970
Date of Injury: On or about September 2, 2021

1. Based on your office notes, patient history, and personal patient evaluations, has Sonya Melissa Parks complained of right shoulder and arm pain and injuries causally related, directly caused, and/or aggravated by her lifting a tub full of heavy laundry off a table at work and placing the heavy tub under the table with Cintas of Greenville occurring on or about September 2, 2021?

✓ Yes _____ No

Explain, if necessary:

_____

_____

2. Based on your office notes, patient history, and personal patient evaluations, has Sonya Melissa Parks complained of worsening left shoulder and arm pain and injuries causally related, directly caused, and/or aggravated by her overuse and overcompensating of her left shoulder and arm due to her acute right shoulder and arm pain and injuries after lifting a tub full of heavy laundry off a table at work with Cintas of Greenville occurring on or about September 2, 2021?

✓ Yes _____ No

Explain, if necessary:

_____

_____

3. Does Sonya Melissa Parks have right and left shoulder and arm pain and injuries causally and directly related and/or directly aggravated by her September 2, 2021 lifting injuries with Cintas of Greenville?

✓ Yes _____ No

Explain, if necessary:

_____

_____

4. Due to Sonya Melissa Parks's continued right and left shoulder and arm pain and injuries, will Sonya Melissa Parks continue to need additional and future medical treatment causally and directly related and directly aggravated by her September 2, 2021, work-related injuries?

✓ Yes _____ No

Explain, if necessary:

_____

_____

5. After reviewing your medical records and patient evaluations, does Sonya Melissa Parks have significant right and left shoulder and arm pain and injuries causally, proximately, and directly related and/or aggravated by her lifting a tub full of heavy laundry off a table at work and placing the heavy tub under the table at work with Cintas of Greenville occurring on or about September 2, 2021?

✓ Yes _____ No

Explain, if necessary:

_____

_____

I, Dr. Stephan Geoffrey Pill, MD of Steadman Hawkins Clinic of the Carolinas, certify that the above medical opinions expressed in this medical statement are provided most probably and are true to a reasonable degree of medical certainty (greater than 50% probability). These comments are based on Professional Medical Standards as well as review of the patient's medical records pertinent to their care thus far.

Dated: 2/4/22

Dr. Stephan Geoffrey Pill, MD
Steadman Hawkins Clinic of the Carolinas

Richey and
Richey, P.A.
Attorneys at Law

33 Market Point Drive
Greenville, South Carolina 29607

(864) 467-0503 Office
(888) 882-4878 Toll-Free
(864) 467-0646 Facsimile
lawfirm@richeyandrichey.com Email

Workers' Compensation
Personal Injury
Criminal Law

June 10, 2022

Attn: Dr. Stephan Geoffrey Pill, MD
Steadman Hawkins Clinic of the Carolinas
200 Patewood Drive, Suite C100
Greenville, South Carolina 29615

Re: Patient: Sonya Melissa Parks
[redacted] [redacted]
Date of Birth: February 4, 1970
Date of Injury: On or about September 2, 2021

Dear Sir:

Please be advised that this law firm has been retained to represent Sonya Melissa Parks for an upcoming workers' compensation hearing. Our law firm would greatly appreciate your medical assistance in helping our client by completing the enclosed medical questionnaire before July 5th for Sonya Melissa Parks's hearing.

Sonya Parks is a folder at Cintas of Greenville, and the essential function of Sonya Parks' job is lifting tubs full of laundry. On or about September 2, 2021, Sonya Parks was lifting a tub full of heavy laundry off a table at work and placing the heavy tub under the table when she felt a sharp and acute pain in her right shoulder and right arm. In the days following her work-related lifting injuries, Sonya Parks used her left shoulder and arm while her right shoulder and arm were in a sling. Furthermore, while working modified duty with Cintas, Sonya Parks was pulling goggle straps through a tight space with a jerking motion and aggravated and made her work-related bilateral shoulder injuries and pain worse. Sonya Parks returned to working full duty with Cintas as her modified duty assignment with Cintas aggravated her shoulders and arms worse.

While on full duty, Sonya Parks returned to the essential functions of her job with Cintas of heavy lifting, loading, and packing laundry at work with her arms and shoulders. The everyday intensive lifting, loading, and packing laundry at work with Cintas had made her bilateral shoulder pains increasingly worse and painful.

Our office has enclosed the $150.00 medical fee for completing the enclosed medical questionnaire as required by the South Carolina Workers' Compensation Commission. If you have any questions, please do not hesitate to contact our law office. Thank you so much for helping this patient.

Sincerely,

Lola S. Richey

Lola S. Richey
Attorney at Law

Enclosure

Copy: Sonya Melissa Parks

Steadman Hawkins Clinic
of the Carolinas
200 Patewood Drive, Suite C
Greenville, SC 29615

-60-

Richey and Richey, PA
Attorneys at Law
Post Office Box 10916
Greenville, South Carolina 29603

29 FROUMP 29603

Re: *Sonya Parks -vs- Cintas Corporation*
Date of Accident: June 15, 2022
WCC File Number: 2207846
Claim Number: 4A2206J38QD-0001

APA 7

BEFORE THE SOUTH CAROLINA
WORKERS' COMPENSATION COMMISSION
W.C.C. File No. 2118724

Sonya Parks, Claimant, v. Cintas Corporation, Employer, and Farmington Casualty Company, Carrier, Defendants.	)	**CONSENT ORDER**

This matter was presented to the Commission by way of a Form 50, Request for Hearing filed by and on behalf of the above Claimant on April 6, 2022. Thereafter, Defendants filed a timely Form 51, Employer's Answer to Request for Hearing. A Hearing was scheduled before the undersigned Commissioner to be convened on July 19, 2022. Prior to the Hearing the parties engaged in efforts to resolve the issues to be addressed in Employee's Request for Hearing.

The primary issues to be addressed in the Employee's Request for Hearing were the compensability of an alleged right shoulder injury and her entitlement to treatment, specifically arthroscopic surgery, associated therewith.

The parties freely and voluntarily agree to the following:

1. Claimant sustained a compensable injury by accident on September 2, 2021, to her right shoulder while in the course and scope of her employment.

2. Claimant underwent treatment with, and at the direction of, Dr. Stephane Geoffrey Pill, MD of Steadman Hawkins Clinic of the Carolinas.

3. Dr. Pill ultimately recommended Claimant undergo an arthroscopic surgery to address her right shoulder injury.

4. Defendants agree to authorize the recommended right shoulder arthroscopy and any causally related treatment associated with this procedure at the direction of Dr. Pill, the authorized treating provider.

5. The Parties further agree that additional discovery is needed to address the remaining issue(s).

6. All issues not addressed herein are being held in abeyance.

7. This file shall be returned to general files until such time as either party requests a hearing.

THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED, that the above referenced agreement of the parties shall be approved and that the file shall be returned to the General Files of Commission.

IT IS SO ORDERED!

Mike Campbell

Commissioner Mike Campbell

This *July 13, 2022*
Columbia, South Carolina

WE SO CONSENT:

s Lola S. Richey
Lola S. Richey, Esquire
RICHEY AND RICHEY, P.A.
Post Office Box 10916
Greenville, South Carolina 29603
Phone: 864.467.0503
lawfirm@richeyandrichey.com

ATTORNEY FOR CLAIMANT

s Matthew C. LaFave
Matthew C. LaFave, Esquire
CROWE LAFAVE, LLC
Post Office Box 1149
Columbia, South Carolina 29202
Phone: 803.724.5727
matt@crowelafave.com

ATTORNEY FOR DEFENDANTS

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 Barbara Cheeseboro on July 13, 2022

Re: *Sonya Parks -vs- Cintas Corporation*
Date of Accident: June 15, 2022
WCC File Number: 2207846
Claim Number: 4A2206J38QD-0001

APA 8

PARTNER INJURY INCIDENT REPORT

Name Sonya Parks Position Folder

Date of Injury or Illness 06-15-2022 Time of Injury or Illness 12:50pm

1. **What were you doing just before the incident occurred?** Describe the activity, as well as the tools, equipment, or material you were using.
Folding, lifted a 5x or 4xL Coverall above of table

2. **What happened?** Tell us how the injury occurred.
lifting above shoulder

3. **What was the injury or illness?** Tell us the part of the body that was affected and how it was affected.
left Shoulder, Rotator Cuff

4. **What object or substance directly harmed you?**
The garment caused her to lift too high

5. **Where did the accident happen?** Folding room

6. **When did you first notice the pain?** (If the exact date is unknown, please be as accurate as possible).

X Suddenly ☐ After a few hours ☐ The next day ☐ Other: _____

7. **Did you tell anyone?**

X Yes Who? Linda & Tammi When? 5 min after ☐ No

8. **Were there any witnesses? If so who?** Felibert

9. **If the pain developed gradually, do you recall anything unusual, unexpected, or abnormal that happened?**
N/A

10. **If the pain developed gradually and nothing unusual happened, what do you think caused the pain?**
N/A

11. **Do you want to see a doctor?** X Yes ☐ No

Partner Signature Sonya M Parks Date 06-20-2022

Do not write below line. For HRM use only

HRM or SUPERVISOR USE ONLY:

Date Received From Partner _____ Location # _____

OSHA LOG 300 _____ First Aid _____ No Action Needed _____

Supervisors Injury Incident Report

Case or file number

Employee Information

Employee Name
Employee Address Sonya Park

Employee Phone
Employee ID
Date of Birth
Job Title Folder

Date Hired

Company Name

Establishment Name
Establishment Address

Establishment Phone

Date 06/15/2022 Hour of onset of Work Time
began work 6:00 am
Time of injury 12:30 pm
Where the event occurred (Example: loading dock North end)
Folding room

Cintas General Information

Supervisor Shift ☑ 1 ☐ 2 ☐ 3

Cintas Injury Information

Did injury occur at a Cintas Location? ☑ Yes ☐ No

Business Unit

☐ Distribution
- ☐ Direct Embroidery
- ☐ Maintenance
- ☐ Picking
- ☐ Warehouse
- ☐ Emblem Sewing
- ☐ Office
- ☐ Special Operation

☐ Document Management
- ☐ Copier/Baling
- ☐ Route
- ☐ Unloading
- ☐ Loading
- ☐ Shredding
- ☐ Other

☐ Fire
- ☐ Admin
- ☐ Warehouse
- ☐ Route

☐ Route
- ☐ Blue Area
- ☐ Rinse
- ☐ Shakeout
- ☐ Soils
- ☐ Wastewater Treatment
- ☑ Other Folding
- ☐ Maintenance
- ☐ Sales Soil
- ☐ Bay
- ☐ Stockroom
- ☐ Wash Alley

☐ First Aid & Safety
- ☐ Admin
- ☐ Service
- ☐ Warehouse
- ☐ Sales

☐ Manufacturing
- ☐ Direct Embroidery
- ☐ Maintenance
- ☐ Picking
- ☐ Warehouse
- ☐ Emblem Sewing
- ☐ Office
- ☐ Special Operation

Department
- ☐ Administration
- ☐ Production
- ☐ Sales
- ☐ Service
- ☐ Service - FS
- ☐ Service - Sales
- ☐ Service - Uniform

Supervisors Injury Incident Report

Incident Type ☒ Injury/Illness ☐ Near Miss ☐ 1st Aid Only

Describe exactly what happened:
Shoulder popped while lifting garment above head

Were there witnesses? ☒ Yes ☐ No
(1) Witness Name Robert
(1) Witness Interviewed By Brett
(1) Witness Written Statements
Did not see anything out of ordinary

(2) Witness Name _____
(2) Witness Interviewed By _____
(2) Witness Written Statements

(3) Witness Name _____
(3) Witness Interviewed By _____
(3) Witness Written Statements

(4) Witness Name _____
(4) Witness Interviewed By _____
(4) Witness Written Statements

Supervisors Injury Incident Report

Results - Basic Type of Injury

- [ ] Burn, Acid or other Chemical
- [ ] Thermal Burn
- [ ] Caught In/Under or Between
- [ ] Contusion, Bruise
- [ ] Dermatitis
- [ ] Chemical Exposure
- [ ] Fall Or Slip Injury, From Different Level
- [ ] Fall or Slip Injury, From Ladder or Scaffolding
- [ ] Fall or Slip Injury, From Ladder or Ground Spills
- [ ] Fall or Slip Injury, On Same Level
- [ ] Laceration
- [ ] Fall or Slip Injury, On Stairs
- [ ] Hearing Loss
- [ ] Concussion
- [ ] Crushing
- [ ] Dislocation
- [ ] Foreign Body in Eye
- [ ] Fracture
- [ ] Hernia
- [ ] Infection
- [ ] Inflammation
- [ ] Mental Illness
- [ ] Puncture
- [ ] Respiratory Disorders (Gases, Fumes,Chemicals, Etc.)
- [ ] Strain or Injury By, Holding or Carrying
- [x] Strain or Injury By, Lifting
- [ ] Strain or Injury By, Pushing or Pulling
- [ ] Strain or Injury By, Reaching
- [ ] Strain or Injury By, Repetitive Motion
- [ ] Strain or Injury By, Twisting
- [ ] Striking Against Or Stepping On
- [ ] Struck by Object Being Lifted or Handled
- [ ] Struck Or Injured By, Animal Or Insect
- [ ] Struck or Injured By, Falling or Flying Object
- [ ] Struck Or Injured By, Motor Vehicle
- [ ] Other (please describe)

Body Parts

- [ ] Head
- [ ] Face
- [ ] Left Eye
- [ ] Right Eye
- [ ] Nose
- [x] Left Shoulder
- [ ] Right Shoulder
- [ ] Left Upper Arm
- [ ] Right Upper Arm
- [ ] Left Elbow
- [ ] Right Elbow
- [ ] Left Forearm
- [ ] Right Forearm
- [ ] Left Wrist
- [ ] Right Wrist
- [ ] Left Hand
- [ ] Right Hand
- [ ] Left Finger
- [ ] Right Finger
- [ ] Chest
- [ ] Back, Cervical (upper)
- [ ] Back, Thoracic (middle)
- [ ] Back, Lumbar (lower)
- [ ] Abdomen
- [ ] Groin
- [ ] Left Thigh
- [ ] Right Thigh
- [ ] Left Knee
- [ ] Right Knee
- [ ] Left Shin
- [ ] Right Shin
- [ ] Left Foot
- [ ] Right Foot
- [ ] Left Toe
- [ ] Right Toe

Were there any unusual conditions present when partner was performing this job/task?

Extremely hot

How long has partner been working in this position?

- [ ] 0-6 months
- [ ] 7-12 months
- [ ] 1-3 years
- [ ] 3-5 years
- [x] 5+ years

How many hours on shift had the partner been working when the injury/incident occurred?

- [ ] 0-1 hr
- [ ] 1-5 hrs
- [x] 5-10 hrs
- [ ] > 10 hrs

Was partner working overtime?

- [ ] Yes
- [x] No

Supervisors Injury Incident Report

What type of PPE is required by JSA?

- [ ] Chemical Apron
- [ ] Chemical Boots
- [ ] Chemical Gloves
- [ ] Chemical Goggles
- [ ] Disposable Dust Mask
- [ ] Disposable Nitrile Gloves
- [ ] Faceshield
- [ ] Fall Protection Outfit
- [ ] Gloves
- [ ] None
- [ ] Safety Glasses
- [ ] Slip Resistant Shoes
- [ ] Steel toed Shoes
- [ ] Other (please describe)

Was partner wearing the PPE properly? [ ] Yes [ ] No

Were there any tools or mechanical devices involved? [ ] Yes [ ] No

If yes, what type?

Was partner using the tools or mechanical devices properly? [ ] Yes [ ] No

Was partner trained on proper use of tools or device? [ ] Yes [ ] No

---

Direct Cause

- [ ] Congestion or inadequate work space
- [ ] Defective equipment or material
- [ ] Failure to lock out
- [ ] Failure to use personal protective equipment
- [ ] Fire & explosive hazards
- [ ] Environmental conditions
- [ ] Hazardous placement or storage
- [ ] Horseplay
- [ ] Improper lifting
- [ ] Improper loading or placement
- [ ] Inadequate policies or procedure
- [ ] Failure to follow existing policies or procedure
- [ ] Lack of Training Nullifying
- [ ] safety devices Operating at
- [ ] unsafe speed Operating
- [ ] without authority
- [ ] Poor housekeeping
- [ ] Projection hazards
- [ ] Servicing equipment or systems
- [ ] Unexpected movements hazards
- [ ] Unsafe personal attire
- [ ] Lack of electrical safety training
- [ ] Using equipment improperly
- [ ] Inadequate ventilation

Indirect Causes

- [ ] Abnormal wear and tear
- [ ] Inadequate design
- [ ] Inadequate maintenance
- [ ] Inadequate purchasing standards
- [ ] Lack of knowledge or skill
- [ ] Normal wear and tear
- [ ] Other (please describe)

Root Cause

- [ ] Inadequate program
- [ ] Inadequate standard/procedures
- [ ] Ineffective training
- [ ] Intentional unsafe act
- [ ] Lack of knowledge or standard/procedures
- [ ] Lack of management systems
- [ ] Lack of enforcement or standard/procedures
- [ ] Other (please describe)

Corrective Actions Implemented

Probability of Incident Reoccurrence [x] Low [ ] Medium [ ] High

Supervisor Name (Print and Sign)

06/20/2022
Date

Incident Summary

Partner Name: Sonya Parks

Case Number: 4A2206I380D0001

Date of Injury: 06/15/2022

Lost Time and Restrictions Timeline

(Do not count the date of injury or illness)

Dates:	Notes:	Days:
Dates:	Notes:	Days:
Dates:	Notes:	Days:
Dates:	Notes:	Days:

Total Number of Restricted Days:

Total Number of Lost Time Days:

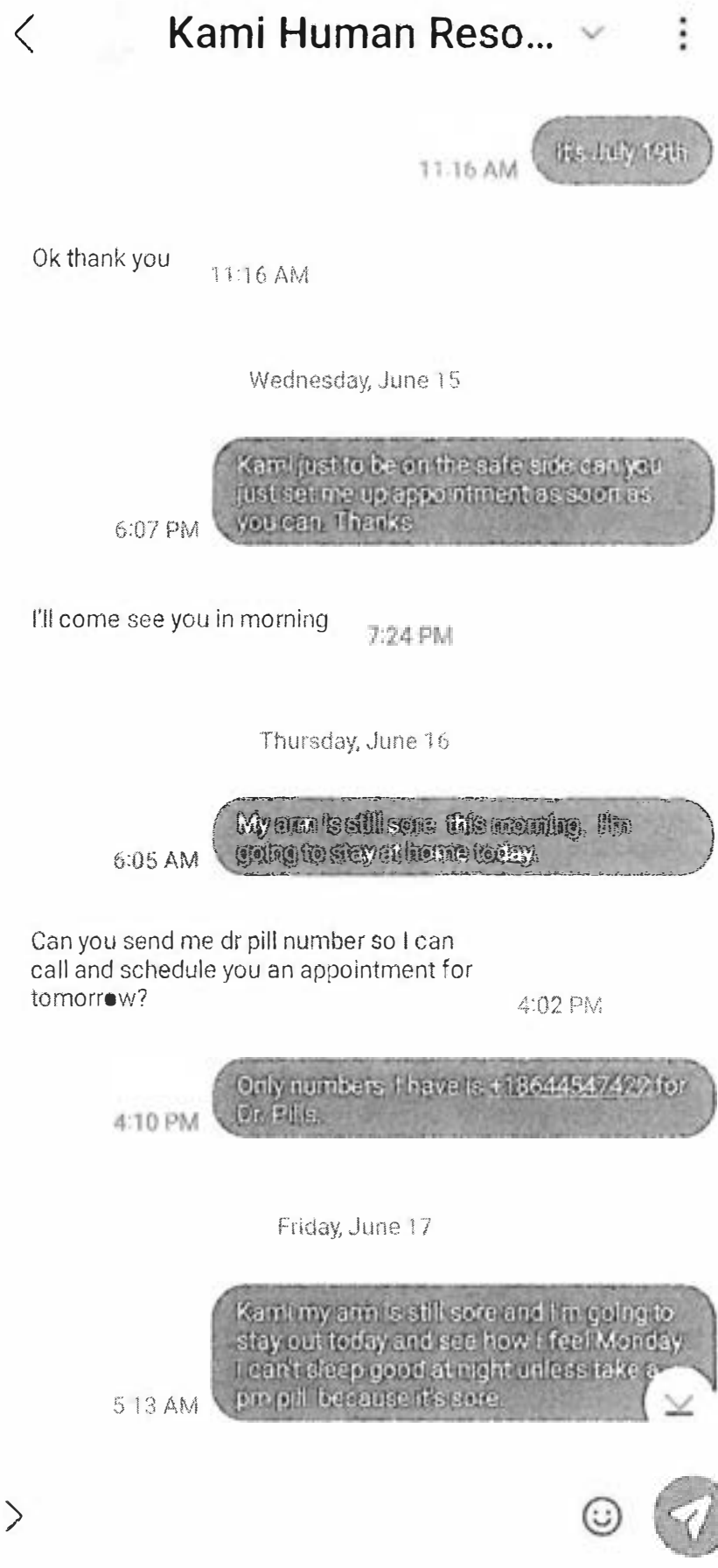
Is this incident OSHA Recordable?

■ **Yes Why?** ☑ Medical Treatment ☐ Prescriptions ☐ Restrictions ☐ Lost Time

■ **No Why?** ☐ First Aid Only ☐ Not Work Related

Other Notes: Left Shoulder

4:41
5GUC 57%


Kami Human Reso...
11:16 AM
It's July 19th
Ok thank you
11:16 AM
Wednesday, June 15
6:07 PM
Kami just to be on the safe side can you just set me up appointment as soon as you can. Thanks
I'll come see you in morning
7:24 PM
Thursday, June 16
6:05 AM
My arm is still sore this morning. I'm going to stay at home today.
Can you send me dr pill number so I can call and schedule you an appointment for tomorrow?
4:02 PM
4:10 PM
Only numbers I have is +18644547422 for Dr. Pills.
Friday, June 17
5:13 AM
Kami my arm is still sore and I'm going to stay out today and see how I feel Monday I can't sleep good at night unless take a pm pill because it's sore.

Kami Human Reso...

Friday, June 17

5:13 AM — Kami my arm is still sore and I'm going to stay out today and see how I feel Monday I can't sleep good at night unless take a pm pill because it's sore

8:53 AM — When you get a chance . Please call me

8:57 AM — The Nurse Evelynn call me back, I told her you was trying to reach Dr. Pill's. She said, he is out of the country on vacation until June 27th. That I would probably need to go to urgent care because he is only one can see me right now.

Wednesday, July 6

8:19 AM — Kami I left the Doctors paper on the Brent desk. Brent not here today and I didn't see him

Ok 9:38 AM

4:13 PM — Hi Kami, Health Occupational sent a referral for me to see my orthopedic Dr. for a follow-up but I haven't heard anything yet. He did it on last Wednesday

Hi Sonya. You will need to call Sedgwick/ Melissa 4:14 PM

4:15 PM — Ok, I did. I thought I had to let you know also. Ok thanks

CINTAS

INVESTIGATION MEMORANDUM

TO: Tela Hill, HR Director

FROM: Kami Phillips, HR Manager

DATE: 7/13/2022

RE: Safety Incident- Sonya Parks, Folder

I. Complaint

On Wednesday, June 15, 2022, Sonya Parks, Folder, allegedly aggravated her left shoulder while reaching too high trying to pull a coverall out of one of the bins in the Cleanroom. Linda Saniewski, Quality Supervisor, notified Tanner Burton, Production Manager, that Sonya said she hurt her shoulder. Tanner pulled Sonya out of the Cleanroom and sent her home for the day. Tanner Burton called and reported the complaint to HR Manager, Kami Phillips on June 15, 2022.

II. General Information

Sonya Parks is a Folder, and her hire date is 07/31/200[redacted].

III. Interviews

Sonya Parks (Folder), Linda Saniewski (Quality Supervisor), Tanner Burton (Production Manager) were interviewed by Kami Phillips on June 15, 2022.

a. Sonya Parks – Folder

After talking with Sonya Parks, Sonya Parks stated that she was pulling coveralls from a bin in the Cleanroom when she lifted her arm above her head. She immediately said it was her fault and she should have called Brent Privatte, Production Supervisor, or a Production Lead to assist. Sonya also stated she did not understand why Tanner told me to call her, because she was fine and didn't ask to go home, Tanner Burton, sent her home. She said that she didn't need to go the doctor. She was going to go home, ice her shoulder, and take a pain pill and that she would be in on Thursday, June 16, 2022, at 6am.

b. Linda Saniewski – Quality Supervisor (Witness)

After talking with Linda Saniewski, Linda Saniewski stated that she was in the quality office when Felibert Hernandez, waved her down from the Cleanroom by knocking on the window. Linda stated she immediately got dressed and went into the gowning room where she saw Sonya

Parks. Linda stated that Sonya asked her to go get Tanner Burton and that she had hurt her shoulder. Linda then left the gowning room and immediately went to find Tanner.

c. Tanner Burton – Production Manager

After talking with Tanner Burton, Tanner stated that Sonya said she was pulling coveralls out of the bin when she lifted her arm above her head. Tanner then advised Sonya to go into the breakroom, rest, and then sent her home for the remainder of the day.

IV. Conclusion

After speaking with Sonya Parks, she admitted that the injury was her fault. She understands the restrictions that has been set forth and that she should not lift her arm above her head. Sonya originally said that she was fine and did not want to see a doctor. She then texts me on the same day 6/15/22 and stated, "Kami just to be on the safe side can you just set me up an appointment as soon as you can."

Sonya did not report to work on 6/16/22.

On 6/17/22 Sonya sent a text to me "Kami my arm is still sore, and I'm going to stay out today and see how I feel Monday. I can't sleep good at night unless I take a pm pill because it's sore." I attempted to get her an appointment with Dr. Pill, but he was out of the office until 6/27/22. Shannon St. Jacques advised that I needed to take her to Center for Health and Occupational Services. While completing the patient paperwork, Sonya stated this is a new injury to her left shoulder, not the right shoulder that she has an open Workers Comp Case. This claim has been denied and called into Sedgwick as a report only.

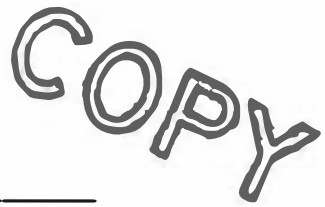
Re: *Sonya Parks -vs- Cintas Corporation*
Date of Accident: June 15, 2022
WCC File Number: 2207846
Claim Number: 4A2206J38QD-0001

APA 9

SOUTH CAROLINA WORKERS' COMPENSATION COMMISSION
COLUMBIA, SOUTH CAROLINA
W.C.C. FILE NO. 2118724

SONYA MELISSA PARKS, CLAIMANT, VS. CINTAS CORPORATION, EMPLOYER, AND FARMINGTON CASUALTY COMPANY, CARRIER, DEFENDANTS.	**DEPOSITION** **OF** **STEPHAN GEOFFREY PILL, M.D.**

PURSUANT TO NOTICE, THE DEPOSITION OF STEPHAN GEOFFREY PILL, M.D., WAS TAKEN ON WEDNESDAY, JUNE 1, 2022, COMMENCING AT THE HOUR OF 12:12 P.M. AT THE MEDICAL OFFICES OF STEADMAN HAWKINS CLINIC OF THE CAROLINAS, 200 PATEWOOD DRIVE, C100, GREENVILLE, SOUTH CAROLINA.



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RE-EXAMINATION BY MS. RICHEY..... 54

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EXHIBITS

CLAIMANT'S EXHIBIT NUMBER 1,
MEDICAL RECORDS, ATTACHED.....
(MARKED PRIOR TO DEPOSITION)

CLAIMANT'S EXHIBIT NUMBER 2,
DR. PILL'S CV, ATTACHED.....
(MARKED FOLLOWING DEPOSITION)

CLAIMANT'S EXHIBIT NUMBER 3, MARKED,
COLOR PHOTOGRAPHS, ATTACHED..... 12

CLAIMANT'S EXHIBIT NUMBER 4, MARKED,
MRI REPORTS, ATTACHED..... 55

CLAIMANT'S EXHIBIT NUMBER 5, MARKED,
DR. PILL'S QUESTIONNAIRE, ATTACHED..... 55

*DIGITAL RECORDING RETAINED FOR SIX (6) MONTHS FROM DATE OF CERTIFICATION.

STIPULATIONS

IT IS AGREED BY AND BETWEEN COUNSEL FOR THE PARTIES THAT THIS DEPOSITION IS BEING TAKEN PURSUANT TO THE SOUTH CAROLINA RULES OF CIVIL PROCEDURE.

THE READING AND SIGNING OF THIS DEPOSITION IS **WAIVED** BY THE DEPONENT AND COUNSEL FOR THE RESPECTIVE PARTIES.

BEING DULY SWORN TO TELL THE TRUTH, THE WHOLE TRUTH, AND NOTHING BUT THE TRUTH, STEPHAN GEOFFREY PILL, M.D., TESTIFIED AS FOLLOWS:

EXAMINATION

BY MS. RICHEY:

Q Hi, Doctor.

A Hi.

Q Thank you for allowing us to take your deposition this afternoon. I know that you have a surgery at 1:30, so we're going to try to go through these exhibits as quickly --

A Okay.

Q -- as we can. I know we've had your deposition before. This nice lady is writing down every word you say, and so if you can give a good, verbal response, I do appreciate that. All right?

A All right. Will do.

Q All right. Can I get your full legal name for the

record?
A Yeah. It's Stephan Geoffrey Pill, P-i-l-l.
Q And Dr. Pill, can you have Tina to maybe give us your CV and I'm going to mark that --
A Sure.
Q -- as Plaintiff -- or Claimant exhibit number two.
A Sure.
Q Can you just briefly go over just a little bit of your background?
A Yeah, certainly. I was -- started my career as a physical therapist, and did that for a few years and then went to medical school in Philadelphia, University of Pennsylvania. And then I did my orthopedic training there too, so it was a five-year program in orthopedic surgery.
Q Yes, sir.
A And then I did a one-year fellowship program in sports medicine and shoulder reconstruction surgery --
Q Okay.
A -- under the mentorship of Dr. Hawkins here. And then I was in private practice in Winston-Salem for seven years as a sport-medicine practicing orthopedic surgeon, board-certified.
Q Yes, sir.
A And then I've been here since 2018 as the associate

fellowship director where I have a full-time practice in mostly just shoulder surgery and shoulder care.

Q Okay. So, is it fair to say that you're board certified and fellowship training in shoulders --

A Yes.

Q -- and upper extremities?

A Yes.

Q Okay. And -- I was going to go ahead and --

MS. RICHEY: Would you stipulate that he's an expert --

MR. LAFAVE: I would.

MS. RICHEY: -- in orthopedic --

CONTINUED BY MS. RICHEY:

Q All right. Dr. Pill, I know that -- and I'm going to be referring to those notes. And so --

A Sure.

Q -- it looks like you first saw -- started seeing Ms. Sonya Parks, is that my understanding? It looks like -- and just to kind of let you know -- did she tell you exactly what she did there for Cintas?

A Oh, like her job role there?

Q Uh-huh.

A I don't remember exactly.

Q Okay. All right then. And we'll go through that.

A Okay.

Q So, it looks like your first note that I have for you is April 4th of 2021; is that fair to say?
A April 1st.
Q April 1st --
A Yeah.
Q -- of 2021.
A Yes.
Q And I think at that visit, she came to you, she was complaining of some shoulder -- left shoulder pain?
A That is correct.
Q And she wasn't complaining at that time of any right shoulder pain, based on these notes I'm looking at?
A Correct.
Q Okay. And I think at that point you recommended, at that April 1st, 2021, visit, that she go ahead and have left shoulder surgery. It looks like you recommended left shoulder arthroscopy, rotator cuff repair, subacromial decompression, bicep -- and some other surgical procedures at that time?
A That's correct.
Q Okay. And then it looks like after that you didn't see her again until this particular injury that we're about -- that we're here about today here, which is September 30th of 2021?
A That is correct.

Q And so, it looks like I've got a note here dated September 16th of 2021, that basically, because you had not seen her since April of 2021, I think at that point she had contacted your office about her left shoulder. And I think there's a note here that says "Dr. Pill hasn't seen the patient since April," and I think you didn't want to make a comment about that left shoulder at that point. Is that fair to say? I've got that note here too.

A Yeah, that would be great. Yeah. So, you said that office visit was on --

Q It looks like she had called in.

A Okay. Got it.

Q Okay.

A Yeah, yeah.

Q Okay.

A So, John Handley is my medical assistant, so she called into him --

Q Okay.

A -- that day.

Q All right. And so, is it fair to say then that from April 1st of 2021, until, it looks like this call here at September 16th of 2021, she hadn't complained to you or any complaints about the left shoulder? Is that --

A Correct.

Q -- fair to say?
A Yes.
Q All right. And I'm going to refer to -- now I'm going to start looking at these exhibits. It looks like she's had prior injuries to her left arm, left forearm, left wrist. And if you look at exhibit one, it looks like she had a work-related injury to her left shoulder -- excuse me, her left arm back in 2011, a workers' comp claim. And it looks like she had some x-rays to her left arm, left wrist, left forearm back in 2011 from working at Cintas. And then if you look at page seven of those exhibits, it looks like she had another injury to her left upper extremity from working at Cintas. It looks like someone had pushed a metal rack or a cart into her left arm, and that's page seven of Plaintiff's exhibit number one. Is that fair to say?
A Correct.
Q Okay. And so, it looks like based on -- it looks like -- and I'm going to take you to -- and so, Doctor, I'm going to take you to page seventeen --
A Okay.
Q -- of Plaintiff's exhibit number one. It looks like at that point, based on her June -- excuse me, April 26th, 2019, it looks like the doctor at the -- it looks like Sedgwick Insurance had a question for the treating

doctor, it looks like Melissa Crum in this case had a question for the doctor, and I think that's -- in that case, the doctor had opined that she did have a left forearm or contusion injury that was work related to the April 26, 2019, accident at Cintas. Is that fair to say --

A Yes.

Q -- based on these notes? Okay. All right, Doctor. So now, let's kind of -- I'm going to kind of fast forward this and we're basically -- one of the -- one reason why we're here -- so, if you look at page twenty-one of Plaintiff exhibit, it looks like she had a low impact, low speed accident. And it looks like she was going about -- it looks like the car that --

A Thirty miles an hour.

Q -- hit her was going about --

A Yeah.

Q -- it was going about five miles per hour.

A Oh, okay.

Q Yeah, five miles.

A Oh, that's the speed limit, yeah.

Q Yeah, it looks like she was going --

A Five miles --

Q -- five --

A -- an hour.

Q And it looks like she was at a park at --
A Yeah.
Q -- zero.
A Correct.
Q And so, it looks like this was a low -- is it fair to say this was a low impact type accident --
A Yes.
Q -- is that fair to say?

MR. LAFAVE: Object to the form.

MS. RICHEY: Okay. He can object, but I just -- based on your observation.

CONTINUED BY MS. RICHEY:

Q And Doctor, I'm going to show you some pictures of this accident. And this is actually page twenty-five, twenty-six, twenty-seven of our exhibit. Those are black and white, so I'm going to show you some color pictures.
A Okay.
Q So, these are the pictures from this five -- low impact accident.

MS. RICHEY: And Madam Court Reporter, I'm going to mark that as Plaintiff exhibit number three.

CONTINUED BY MS. RICHEY:

Q Is it fair to say, Doctor, based on those pictures, this was just some scratches to her vehicle, it was low

impact?

MR. LAFAVE: Object to the form.

MS. RICHEY: He can object, but --

THE WITNESS: It appears to be.

CONTINUED BY MS. RICHEY:

Q Okay. And so, there's no structural damage, no significant hardware; is that fair to say?

MR. LAFAVE: Object to the form.

MS. RICHEY: Again, he can object, but based on your observation, Doctor, looking at those pictures.

THE WITNESS: Yeah, I see a few cracks in the bumper and some chipped paint.

CONTINUED BY MS. RICHEY:

Q Okay. All right then. All right. So what we're going to do now is we're going to go to page twenty-nine of the exhibit.

MS. RICHEY: We'll go ahead and mark these, Madam Court Reporter.

(MARKED FOR IDENTIFICATION, CLAIMANT'S EXHIBIT NUMBER 3, COLOR PHOTOGRAPHS, ATTACHED)

CONTINUED BY MS. RICHEY:

Q And so, from this motor vehicle accident, it looks like she went to Doctors Care. And is it fair to say that she was complaining of maybe mid back or low back pain, no radiating symptoms, and she was complaining of no

shoulder pain at all from this accident?
A Correct.
Q Okay. All right. And I'm noting that's on page twenty-nine of Plaintiff's exhibit. And then, Doctor, I'm going to show you basically page thirty-seven of the Plaintiff's exhibit, and this looks like this was her hand. Is it fair to say then that she circled just her low back and no other body parts?
A Correct.
Q Okay. All right then, Doctor. So now we're going to basically go to this injury that we're here about today. And this is on page thirty-nine of Plaintiff's exhibit. It's -- and I think you had September 2nd in your notes, but based on the accident report, Doctor, it looks like on September 1st of 2021, it says that Ms. Parks was attempting to lift some garments off the table and the table was full, and that's when basically she injured her right shoulder. Is that fair to say?
A Yes.
Q Okay.

MR. LAFAVE: Object to the form.

MS. RICHEY: Okay.

CONTINUED BY MS. RICHEY:

Q All right then. And Doctor, I'm not putting words in your mouth, but I'm -- if you want to take a look at,

this is the actual accident report, page thirty-nine --
A Okay.
Q -- forty, forty-one. And then forty-two of there, it says that, it looks like the sealer at the job wasn't working and this tote was heavy. And that's on page forty-two. Is that fair to say?
A Yes.
Q Okay. And then, Doctor, it looks like at -- on page forty-six of the Plaintiff's exhibit, this is -- it looks like this is a partner injury accident -- investigation. And it looks like based on that investigation from Cintas, from this September 1st, 2021, accident, it says she was placing folded garments into the tote, picking up the totes with her arms. The left was already injured -- was already hurting and that's when she was having some pain in her right arm and right bicep. Is that fair to say?
A Yes.
Q Okay. And so, Doctor, on page forty-eight of the exhibit, it looks like this is her first visit to Occupational Health on Grove Road. And it looks like the doctor there who had saw her also noted that Ms. Sonya Parks was lifting a tub full of laundry off the table when she was having some sharp pain in her right bicep area, and that's that -- when they also mention

she has a history of left shoulder injury as well. Is that fair to say, Doctor?

A Yes.

Q Okay. And so, Doctor, I'm going to take you to page fifty-one of the Plaintiff exhibits. It looks like at that point on the September 14th, '21, accident [sic], under assessment, the doctor there noted a -- diagnosed her with acute right AC sprain. And at that point, he recommended an MRI to her right shoulder, and also recommended the patient to have a follow-up visit with her left shoulder with the orthopedics. Does that seem like what the doctor's saying there?

A Yes.

Q And so, that -- is it fair to say then at that point, that's consistent with this phone call that she had to your office on the 16th when it looks like she called in, on September 16th of 2021, that she recommended that -- and I think at this point you hadn't saw her since April.

A Right.

Q So, is it fair to say then that the orthopedic at Occupational Health felt like she needed to also have a follow-up visit on her left shoulder? And it looks like it -- he also recommended she gets an MRI. And Doctor, I'm going to go ahead and fast forward this a

little bit because it looks like he did order an MRI in this case, and it looks like -- and this is on page fifty-nine of the Plaintiff's exhibit.

A Okay.

Q So, have you had a chance to take a look at this MRI?

A I did.

Q And Doctor, can you tell us in layman's terms, what does this -- from this -- it looks like she was having chief complaint of right shoulder pain post lifting injury at work. Can you tell us what this MRI says in your estimation or in your expertise, Doctor, as a shoulder specialist?

A Sure. This is an MRI of the right shoulder. The date of the exam was, let's see, 9-23, so this would have been a couple weeks after --

Q Yes, sir.

A -- or three weeks after the injury. There was some regions of partial thickness tearing of the rotator cuff. So what --

Q Okay.

A -- that means, there's sort of four different tendons, muscles, that wrap around the ball and socket, or deep in the shoulder that sort of hold it together and allow one to not only rotate the arm, but lift it upwards.

Q Yes, sir.

A And they found that there were two of the tendons that were sort of half torn, fifty to seventy-five percent of the depth tendons. They said that there may have been a full-thickness perforation or small area of full-thickness tearing that may be sort of hard to see, obscured so to speak. They also commented that there was some impingement which typically implies that they -- that the bone surrounding the ball and socket may be encroaching upon the space available for the tendons and may be potentially contributing to some impingement.

Q Okay.

A And there was some fraying of what's called the labrum, which is a supportive softer kind of an absorptive cartilage that's in the middle of the ball and socket joint.

Q Okay. All right. So it looks like then she had multiple tears from this lifting injury; is that fair to say?

MR. LAFAVE: Object to the form.

THE WITNESS: I would say that the labrum tear -- so, fraying, that can often be sort of more degenerative.

CONTINUED BY MS. RICHEY:

Q Okay.

A But the partial-thickness tearing and the potential full-thickness perforation could be consistent with a traumatic injury.
Q Okay. And so, kind of based on the -- and we're going to talk a little bit about this, but I think we've showed you some records so far.
A Yeah.
Q Is it fair to say then that this lifting injury that happened September 1 of 2021, aggravated or caused these injuries or this partial-thickness tearing and fraying?
A Yes, it could.
Q Okay. All right then, Doctor. So, is it -- on page sixty-one, it looks like there's a diagram. It looks like she had circled that basically she was having some pain in right forearm up into her right shoulder, all that right side of her body. Is that fair to say?
A I wouldn't say as much forearm, but it is sort of right shoulder and right upper arm.
Q Okay. All right then. All right, Doctor. And we're going to come back to the September -- to the March 2021 -- 2022 MRI, and I'm going to talk -- well, in actuality, while we're here, did you have a chance to take a look at this March 2nd, 2022, MRI?
A I did.

Q Okay.
A Yeah.
Q And Doctor, in layman's terms, can you tell us, is there any differences with the MRI that was taken on September 1st -- excuse me, on September 3rd of 2021, and it looks like the MRI, it looks like that you ordered on March 2nd and that was done on March 2nd, 2022? Can you tell us, is there any differences or changes or -- can you tell us about that?
A Yeah. The MRI on the right shoulder dated March 2nd, 2022, shows a lot of swelling within the right shoulder and a more obvious full-thickness tear of the supraspinatus, which was one of the tendons that was involved on the previous. The infraspinatus seemed similar though, and sort of like a higher-grade partial tear. There was also a high-grade tear noted in the upper portion of the subscapularis which is the --
Q Okay.
A -- an additional rotator cuff tendon. And then similar changes, I would say, to the labrum.
Q Okay. So in other words, there's a difference with the September 2021 MRI and now the March 2022; there's a difference there, in your opinion?
A I would say based on this that the tear has probably gotten a little bigger.

Q Okay.
A Gotten a little bigger in that it's starting to encroach into neighboring tendons.
Q Okay.
A And it's a little bit more obvious and easier to see.
Q Okay. All right. All right, Doctor. So, we're going to talk -- so, obviously there's a difference in the September and the March --
A Yes.
Q -- MRIs; is that fair?
A Yes, I would say that.
Q Okay.
A Yeah.
Q All right then. So let's talk about this. So, Doctor, it looks like when she came to see you November 16th of 2021 -- do you have those notes?
A Yes.
Q And it -- I think at that point she was having some worsening pain in both shoulders. Is that fair?
A Yes.
Q Okay. And then on page sixty-seven, or the next page, it says that she has been doing some modified duty. And it looks like at your first visit that you had with her on September 30th of 2021, you had put her on a five-pound lifting restriction. And so, on that

November 16th, 2021, note, it says under HPI, or I'm assuming history of patient, it says that she has been doing modified duty at work. "However, the pain is worse now with this modified duty. She reports having to pull goggle straps through a tight space with a jerking motion." And this is because the right shoulder is -- and "this is because the right shoulder --

A Yeah, sorry.

Q -- to hurt more."

A This has caused. Yeah, sorry --

Q Okay.

A -- for the typo. But, yeah.

Q Okay. Is it fair to say then that this jerking and pulling motion -- because it looks like on your notes she was supposed to be doing no lifting, pushing, and pulling more than five pounds with the right arm, and no overhead work at the September 30th, 2021, note. Is it fair to say then that this pulling and goggle straps through the tight motion with the jerking motion [sic], that that made her right shoulder hurt worse or aggravated --

A Yes.

Q -- it?

A I would say it aggravated it.

Q It aggravated that. And Doctor, and I'm assuming aggravated, is that to a reasonable degree of medical certainty?
A Yes.
Q Okay. And then it goes on to say then that when you did some -- because it looks like you personally examine your patients.
A Yes.
Q Because it looks like you did -- she had positive Speeds test, positive O'Briens test, positive Hawkins and Neers test, positive empty can test. So, is it fair to say then she was having some pretty ongoing pain to that right upper extremity?
A Yes.
Q Okay. And this if after this jerking injury to the -- this jerking motion to the right arm and right shoulder. And it looks like at -- I think she said at that point the left shoulder was better since she -- it looks like you gave her an injection. So it goes on in the next page, it says "there is still significant inflammation and pain in the right shoulder in particular. I think an injection today" is going to help solve that pain. And then it looks like you gave her some more physical therapy. "I also think going back to her previous line of work --" and just to kind

of let you know, Doctor, her line of previous work was lifting -- the essential functions of her tote [sic] was lifting heavy totes. But it says "I think going back to her previous line of work would be better for her. The modified duties are actually causing her more symptoms." Is that what your opinion was --

A Yes.

Q -- Doctor? So, is it fair to say then that the modified duty of her doing this goggling -- the goggles, was actually making her right shoulder worse?

A Correct.

Q And I -- and so I think at that point, you had a note here that ultimately an arthroscopic intervention will be needed. Is that --

A Correct.

Q -- fair? Okay. And so, one of the things -- because I noticed that you indicated on the March 2nd, 2022, MRI, she was having quite a bit of inflammation. So -- and I notice here on this November note, she was having significant inflammation as well. Okay. Is that fair?

A Correct.

Q I see you nodding.

A Yes.

Q All right.

A Sorry, yes.

Q Okay. And then it looks like we have two work notes. I have one note --
A Okay.
Q -- where it looks like it's dated -- she -- you put her back on the five-pound.
A Okay.
Q And then I have another note that basically put her back on regular duty. Is that -- I was just trying to understand that. Is that your handwriting?
A Yeah. Yes, so that one's dated 11-16-2021.
Q Okay.
A And what's the other -- the other one's date is the same.
Q Yeah.
A So I think, you know, some of the confusion is, you know, she was interesting in that it's a little bit of a -- normally, if somebody has a known full-thickness rotator cuff tear --
Q Yes, sir.
A -- we advise patients not to lift anything heavy. And you know --
Q Okay.
A -- five pounds is considered that. You know, you consider a gallon of milk is eight pounds.
Q Yes, sir.

A So we wouldn't want folks lifting that up and down all day. So we typically recommend that.
Q Okay.
A I think she was concerned because we had -- with those restrictions, I mean, I guess --
Q Yes, sir.
A -- technically goggle straps weigh next to nothing. So, it depends on, I guess, what you're doing with the -- in the actual -- so she was thinking that she knew her previous job well. I think she had, you know, said that's what her body was used to. And comparing the two, she said the light duty actually made her hurt more.
Q Okay.
A So I think it was more like -- our suggestion is always five-pounds lift restriction for anyone with a known full-thickness tear.
Q Yes, sir.
A I think she was -- kind of chose just to avoid that light duty in fear that she would be stuck doing the thing that was really bothering her shoulder.
Q Okay.
A So there's a little bit of discrepancy there.
Q Okay.
A And I don't know which note was -- so we probably wrote

this thing down. I don't know what actually got put forth into her file --

Q Okay.

A -- unfortunately.

Q Okay. And that's okay.

A Yeah.

Q And I just saw both and I just wanted to make sure. And so -- but ultimately, it looks like -- and this is probably a little bit more important. So, it looks like you completed a medical questionnaire, and this is page seventy-five --

A Okay.

Q -- of the Plaintiff's exhibit -- or Claimant's exhibit.

A Okay.

Q And so, Doctor, it looks like the next page of that --

A Yeah.

Q Is that your signature?

A Yes.

Q Okay.

A Yeah.

Q And so, Doctor, it looks like the adjuster in this case, Melissa Crum, sent you a special questionnaire to your attention.

A Uh-huh.

Q And this is regarding, it looks like, the September

1st, September 2nd injury. And in that question, it says that -- from Sedgwick Claims Management, Sonya Parks has filed a workers' compensation claim for right shoulder and right -- upper arm pain which she reported after picking up a tub of garments to place it underneath the table when her right -- when she had right arm pain. And it goes on to say, that was crafted by the adjuster, "In your medical opinion, did the diagnosis of traumatic incomplete tear of the right rotator cuff arise as a result of the described accident," and you marked "yes."

A Correct.

Q Is that still your opinion, Doctor, to a reasonable degree of medical certainty?

A Yes.

Q Okay. And then on page two, or number two, it says, in your medical opinion, did the diagnosed injury of the traumatic incomplete tear of the right rotator cuff result from any other contributing injuries or accidents prior to that, and there's a "no." Is that -- -

A Correct.

Q -- fair? Okay. And I think -- is this patient released back to full duty, and it looks like she was -- you released her back to full duty?

A Yes.
Q Okay. And I think she had no restriction too on her left shoulder?
A Correct.
Q Okay. So -- and I think we've already looked at -- we've already established that her -- the essential functions of her job is basically heavy lifting. She's lifting --
A Yeah.
Q -- these heavy totes of garments. But at that point, because it looks like the light duty was making her worse, you released her to go back to work on these injuries. Is that fair?
A Correct.
Q Okay. All right then. And Doctor, I'm going to take you -- because it looks like -- and I'm going to take you to basically page eighty-one of the Plaintiff's exhibits --
A Okay.
Q -- or the Claimant's exhibit, excuse me. So -- and I don't mean to go back and forth on this, but she was at -- basically she had another work-related injury work -- on light duty. If you look under the HPI, it looks like she was moving a file cabinet at work.
A Okay.

Q She was already on lifting restrictions and she was using a sling, and note that the work had not allowed her -- I believe last week, she was pulling a file cabinet at work and looks like she was having some increased shoulder -- right shoulder pain. Is that fair to say?
A Yes.
Q Okay. And so, Doctor -- and I'm going to turn you to page eighty-four, those same notes. It's from Urgent Care-Verdae --
A Okay.
Q -- which is through Prisma Health.
A Yes.
Q And under comments, it looks like they examined her left shoulder as well, but then under comments from urgent care, after pulling that file cabinet at work with Cintas, it noted that at that point she was having some tenderness and palpable muscle atro -- I'm sorry.
A Hypertonicity.
Q Okay. And what does that mean?
A Basically a spasm.
Q Okay.
A Uh-huh.
Q And she was having some -- with right bicep -- with tenderness extending into her right bicubital [sic]

grove -- groove, as well as --
A Uh-huh.
Q -- the right shoulder, and she was having limited range of motion in both shoulders. Is that fair?
A Correct.
Q Okay. And so, is it fair to say then that, it looks like on light duty -- and this is from Cintas, by the way, because it looks like Cintas had sent her over --
A Okay.
Q -- to urgent care --
A Okay.
Q -- through Prisma Health --
A Okay.
Q -- from this -- for this new injury.
A Yeah.
Q It looks like she was lifting -- pulling a file cabinet.
A Okay.
Q So is it fair to say then, is this kind of like worsening or aggravating symptoms to the right shoulder or right arm, based on this?

MR. LAFAVE: Object to the form.

MS. RICHEY: And I'm sorry, you can read through. I'm not trying to put words in your mouth.

THE WITNESS: Yeah, no, it's fine. I was just

trying to get the date of all that. So that was on November 1st?

CONTINUED BY MS. RICHEY:

Q Uh-huh. Yes, sir. Yes, sir.

A Yeah, it seems like an aggravation of it.

Q Okay. And that's to a reasonable degree of medical certainty --

A Yes.

Q -- based on these notes?

A Yes.

Q Okay. And so -- and then it goes on, on that next page, on page eighty-five --

A Yes.

Q -- of that same note from urgent care --

A Uh-huh.

Q -- November the 1st, Prisma Health, it goes on where they were talking about she was having -- complaining of right shoulder and upper pain [sic] with palpable knots since last week. States injured both shoulders at work two weeks ago. And it looks like they gave her repeated restrictions of no lifting over five-pounds. Is that fair to say?

A Yes.

Q Okay. And again, this is from November 1st.

A Yeah.

Q And this is actually before. So, it looks like -- is it fair to say then -- and I'm not meaning to go back and forth. I tell you -- let's -- we're going to talk -- just actually, she told the nurse case manager something else and I want to show this to you as well. And just to kind of let you know -- because I think you had sent her to physical therapy, Doctor. So, it looks like -- and this is page ninety-five --

A Okay.

Q -- of the exhibits, of the Plaintiff's exhibits. It looks like this is an ATI Physical Therapy note.

A Yes.

Q And it looks -- and this is dated October 26 of 2021. "Patient is not having a good day. She was using her right arm to pull a file cabinet in and out." And then where she was having the pain at the level of seven out of ten. So, is that fair to say, and not putting words in your mouth, this was worsening or aggravating symptoms to her right shoulder that she told ATI Physical Therapy --

MR. LAFAVE: Object to the form.

MS. RICHEY: -- on October 26th of 2021?

THE WITNESS: Yes.

CONTINUED BY MS. RICHEY:

Q Okay. And then, Doctor, one of the issues in this case

-- because my client is hardworking. She was working -- - and that's -- it was an issue of whether or not this was -- had been related to maybe some other symptoms. So -- because she was working a part-time job at Family Dollar. And this is page 101 of Plaintiff's exhibits, it looks like she took a leave of absence. Let's see, it looks like this is dated October 21st of 2021. It looks like she took a leave of absence from her second job at Family Dollar.

A Okay.

Q And then it looks like, on the next page, her leave of absence started about October the 11th. So, is it fair to say that she stopped her part-time job with Family Dollar and took a leave of absence as of, at least, October 11th of 2021?

MR. LAFAVE: Object to the form.

MS. RICHEY: I'm sorry, you can look through the notes. I'm not trying to put words in your mouth.

THE WITNESS: October --

CONTINUED BY MS. RICHEY:

Q 11th.

A -- 11th, 2021, yeah.

Q Yeah.

A Yeah.

Q And eventually, it looks like she was terminated as

well from her job. Let's see if we got that note in here. I don't think I have it. But it looks -- well, either way though -- yeah, she was eventually terminated --

A Okay.

Q -- from her job --

A Okay.

Q -- because she was on a leave of absence. And it looks like as of 12-14 --

A 14th, okay.

Q -- of 2021, she was eventually terminated from her part-time job. Is that fair?

A Yes.

MR. LAFAVE: Object to the form.

MS. RICHEY: Okay. I'm sorry. All right.

CONTINUED BY MS. RICHEY:

Q Let's -- and now, I'm almost done here with these exhibits. This is actually on page 105, and this is from the nurse case manager's notes.

A Okay.

Q And it looks like on page 105, under visits -- and it looks like under the visit outcome --

A Sure.

Q -- it says the injured worker feels her current light duties are aggravating the pain in her right shoulder.

And then it says, Dr. Pill states injured worker had a partial tear of the right shoulder. And it goes on to state that, he states that due to injured worker complaints of her current duties aggravating her right shoulder -- it looks like this was a note here dated December 29 of 2021, that it looks like the nurse case manager was noting for her records for Cintas that her light duties jobs was basically aggravating the pain in her shoulder. Is that fair?

MR. LAFAVE: Object to the form.

MS. RICHEY: Okay.

THE WITNESS: Yeah. But it looks like that was -- yeah.

CONTINUED BY MS. RICHEY:

Q Okay.

A The report date was 12-29, and that was in reflection of the --

Q Yeah.

A -- date visit November 16.

Q Uh-huh.

A Okay, yeah.

Q Yes, sir.

A Yeah.

Q And this is a -- this is part of the nurse case manager's notes. And there's a note here dated October

29th of 2021.
A Okay.
Q It basically says goggle -- she's doing this goggle stripping [sic] --
A Yeah.
Q -- and barcoding. And so, it looks like back in October of -- 29, and mind you, being -- this is after she had left -- she was on light -- she had left her job, was on leave of absence, so she was only working Cintas at this point. And they -- it looks like they put her on a light duty job of basically goggle stripping [sic] and barcoding. Is -- to basically, to meet the accommodations. But is it fair to say then that this goggie stripping [sic] was actually making her right shoulder worse?

MR. LAFAVE: Object to form.

THE WITNESS: It was aggravating her symptoms.

CONTINUED BY MS. RICHEY:
Q It was aggravating her symptoms?
A Yeah.
Q All right, Doctor. And I think the last note on here is just a note basically, it looks like the -- I have a note here -- I think we've already gone through this. So, Doctor, let's now go back to your note.
A Okay.

Q And I know I've thrown a lot of dates at you. And so that I'm clear -- because I think we've got two MRIs and there's some difference in these MRIs. So, Doctor, is it fair to say then, based on the notes that we've shown, that she's had -- after her September 1st or 2nd accident where she was lifting these heavy totes at work, I think it was noted, based on your notes, she had a partial-thickness tear, fifty to seventy-five percent, and some fraying.

A Yes.

Q And then she had this, basically, impact, this low impact where she's not complaining of any problems to her shoulders to Doctors Care. Then, Doctor, it looks like she had two injuries, two additional injuries, that happened at Cintas. One where she was pulling a file cabinet outside of her work restrictions and that her -- Cintas, her job, sent her to urgent care. And then she complained to you that also on light duty with those jerking motion of the goggles, that was making her right arm and right shoulder worse. Is it fair to say then, Doctor, to a reasonable degree of medical certainty, that the two injuries that was described here with the file cabinet and the goggle stripping [sic], that that basically made her right shoulder and right arm worse?

MR. LAFAVE: Object to the form.

THE WITNESS: It certainly made her symptoms more bothersome.

CONTINUED BY MS. RICHEY:

Q More bothersome. And I think we've already noted on your November 16th of 2021, note, she was having some basically swelling or significant inflammation at that point. Is that fair?

A Correct.

Q Okay. And that's when, after that November 16th, 2021, note, you put her back to work on full duty. And it looks like when she came -- it looks like at that office visit here on March 16th of 2022, is it -- and it says that basically at that point when she came back to you March 16th of 2022, she was having moderate to severe pain and was made worse with lifting, pushing, and pulling. And so -- which is basically the essential functions of her job. So, Doctor, after looking at all of these documents, is it fair to say then we've got this goggling, and then we've got this file cabinet, then now she's back to her full-duty work of lifting, pushing, and pulling, that basically, is it fair to say that that would explain why she's got this increase or additional tearing in the shoulders?

A It --

MR. LAFAVE: Object to the form.

THE WITNESS: -- could.

CONTINUED BY MS. RICHEY:

Q Okay. In your opinion, could, is that to a reasonable degree of medical certainty?

A Yes.

Q Okay. And so, Doctor, it looks like you've now recommended surgery; is that correct?

A Correct.

Q And do you believe, to a reasonable degree of medical certainty, that her current need for surgery to her right shoulder, and possibly her left shoulder as well, is related to the lifting, pushing, and pulling, particularly to the September 1st, 2021, lifting injury where she was basically having to compensate with her left and put more on her right, that now her current need for surgery is because it's causally related to the September 1st, 2021, lifting injury at Cintas?

MR. LAFAVE: I need to object real quick. And just so that we're all clear, the claim that we're here about today is just the right shoulder.

MS. RICHEY: Well, we're here about the lifting injury that happened at work.

MR. LAFAVE: Right. But we're here about the right shoulder and what you've just done is ask a question

about whether or not now the left shoulder surgery is somehow related to her job, and that's not -- that's -- left shoulder surgery is not a part of this same claim.

MS. RICHEY: Well, I mean --

MR. LAFAVE: The left shoulder surgery was recommended in April --

MS. RICHEY: It was.

MR. LAFAVE: -- before the claim that we're even here about.

MS. RICHEY: Right.

MR. LAFAVE: So, I don't think it's proper to be asking a question now about a shoulder surgery from something that happened previously that's not a part of this claim.

MS. RICHEY: Well, I mean, I think we pled it on the 50. If I need to pull my 50, my pleadings, I'll be more than happy to. It's a question of aggravation.

CONTINUED BY MS. RICHEY:

Q And Doctor, if need be, we can put the left shoulder in abeyance because the -- it looks like the right shoulder, based on these MRIs, she's got -- look at my notes here, she's got swelling in the right shoulder, which is inflammation, correct? An increased high-grade tear -- high-grade tearing, so --

A Yeah. I mean, I would say from all that you just said,

I would say that's all true for the right shoulder.
Q Okay.
A And that this -- I -- we can causally relate the symptoms that she's having most likely to the injury she sustained back in September --
Q Okay.
A -- to the right shoulder.
Q And that's to a reasonable degree of medical certainty, Doctor?
A Yes.
Q And this is based on all the evidence that we've presented here today. Is that --
A Correct.
Q -- correct? All right. And so, Doctor, and I'm now going to show you your questionnaire, and I think you've already looked at it. And I think you've already presented this to Cintas. So, Doctor, based on the evidence that's been presented here today, is that still your opinion -- that you gave to Melissa Crum at Sedgwick, is that still your opinion to a reasonable degree of medical certainty?
A Yes.
Q Okay. All right. And so, is it fair to say then, her current need for surgery to her right shoulder and right upper extremity is causally related to the

September lifting injury with Cintas, September 2021 injury with Cintas?

A More likely --

Q Okay.

A -- than not --

Q All right.

A -- yes.

Q All right. Doctor, I don't think I have any additional questions.

A Great.

EXAMINATION BY MR. LAFAVE:

Q Dr. Pill --

A Yes.

Q -- I'm Matt LaFave. I'm here --

A Hi, Matt.

Q -- as the attorney for Cintas. Good to see you.

A You too.

Q Just for point of clarification, and maybe I misheard this, have you given a deposition relative to Ms. Parks's claim before?

A I think it might have been just this -- the November 29th form, is this considered part of a deposition?

Q No. Okay.

A Okay.

Q All right. This, what we're doing here today --

A Okay.
Q -- is the deposition.
A Okay. Okay.
Q Any -- if you haven't been in this type of an environment before. I thought I heard Ms. Richey ask you about having given a deposition before, and I wasn't sure if it was relative to Ms. Parks.
A Yeah, I've done depositions before. I don't recall if --

MS. RICHEY: No, we haven't done one on this one.

THE WITNESS: No.

MS. RICHEY: No, no sir.

THE WITNESS: Yeah.

CONTINUED BY MR. LAFAVE:

Q Okay. But have you done a deposition with -- where Ms. Richey's been involved before?
A Yes, and I can't remember the --
Q Okay. I don't need to go into any detail.
A Yeah.
Q I just wanted to make sure that I understood what that was all about. I'm going to try to be as brief as I can. I know I'm keeping an eye on the clock too, so --
A Yeah.
Q -- I want to be mindful of your time. Ms. Parks, as I understand it, throughout the medical records described

her initial pain as being located in the right biceps area; is that right?

A Correct.

Q Okay. Is that consistent with someone who would have sustained the types of injuries that we see on the September 23rd, 2021, examination?

A Yeah. I mean, we often see referred pain, we call it. So it's often down, sort of middle of the upper arm is a common location for rotator cuff pain.

Q Okay. All right. Were you aware that she completed her shift that day and then worked also the very next day?

A No.

Q Okay. Were you aware that after her working the next day, she went on vacation and actually didn't receive treatment until she returned on September 10th of 2021?

A No.

Q Okay. Does that do anything with regards to your opinion about what happened at work September 1st? I've seen somewhere in the records September 2nd. Does her ability to continue doing her regular duties the next day, go on vacation, and not require any treatment, does that do anything with regards to impacting your opinion of causation?

A No.

Q So it's not unusual for someone to sustain a rotator cuff tear and then not require treatment for eight or nine days?
A Yeah. I -- we see often that people just assume it's going to go away and unfortunately sometimes it doesn't.
Q Okay. Ms. Richey had asked you, you saw Ms. Parks on April 1st of 2021, relative to her right shoulder, and made a surgical recommendation at that point. Do you know why she didn't have that surgery?
A Tell me the date on that. I'm sorry.
Q April 1st of 2021.
A Okay, yeah. I don't -- I do not know.
Q Okay. But so we're clear, you did not see her again until she returned to your office in September 2021; is that right?
A Correct.
Q Okay. Would someone with a left shoulder injury at work, outside work, with the type of injury that she had in April that you recommended surgery for, routinely be overcompensating for that injury with the other arm?
A Yes. It would put more demand on the other side, sure.
Q Okay. And is it possible that that overcompensation could have led to or at least resulted in some of the

injuries that are noted in the -- or the findings, I should say, that are noted in the September 23rd MRI?

A I would assume they would, you know, lead to some overuse and some symptoms. I don't think it would be as common for it to result in traumatic tearing of the tendon though.

Q Okay. Did you do an independent review of those films? I know you were asked today about --

A Yes.

Q -- the radiologist's report. Do you recall or have any independent recollection of your interpretation of those films?

A Not today, no.

Q Okay.

A I remember looking at the time.

Q Okay. But you mentioned a traumatic tear of the rotator cuff?

A Correct.

Q Is that -- was that your conclusion that you made from the films?

A Yes.

Q And I've asked a million doctors the same question, but you can't date a traumatic tear, correct?

A No.

Q You can't determine if it --

A Correct.
Q -- happened within this period of time?
A Correct.
Q Okay. Have you seen occasions where someone has a traumatic tear for an extended period of time before it becomes asymptomatic -- or I mean, before it becomes symptomatic? Excuse me.
A That's much less common. There are certain types of tears that I think in someone that's low demand, it may occasionally be relatively asymptomatic. This particular MRI didn't appear to be that type though.
Q And what do you mean by that?
A Within the rotator cuff, there's this element of this crescent area and cable portion of the attachment. And not to get too much in the weeds, but there are parts of the rotator cuff that are much more dependent on, you know, the strength of the tendon, so basically some reinforced areas of the attachment. And sometimes you can get tears that are in between the major reinforced areas where those can start to peel away and you can get some -- sort of some chronic attritional sort of tears in it, in that location. As long as you have those strong reinforced areas adjacent to that tear, I think those can do okay with conservative care as long as the tear has happened over a long period of time.

Her tear looked a little bit more irregular, if you will, and looked a little bit more, you know, not protected and shielded by that cable attachment. So I wouldn't have -- I wouldn't think that her MRI was the type that would have been asymptomatic for a period of time, for example.

Q Okay. All right. What is the importance or significance, if there is any, from -- and I'm just looking again --

A Sure.

Q -- at the MRI report --

A Right.

Q -- where it notes that there is scarring present.

A Yeah, I mean, I don't -- scarring to me is kind of almost a garbage can term. I mean, that's not even a medical word. I think that's just implying that when tendons tear, you know, the body reacts as best it can, it lays down some fibrinous material and, you know, they just commented on the fact that there was some additional tissue in the area. But you know, the clinical significance of that is unclear.

Q Okay. And then the March 2nd, 2022, MRI, you've noted yourself that there was some serious difference between that and --

A Yes.

Q -- the September MRI. What do you attribute those differences to?
A We know the natural history of a full-thickness rotator cuff tear is to, you know, propagate and get bigger, just naturally over time. Of course, you know, anything due to, you know, stimulate that process like heavy lifting can put that at risk. And so, you know, for younger folks with full-thickness -- potentially full-thickness rotator cuff tears, or even high-grade partial thickness tears, if someone elects not to have it repaired, I like to get an MRI every six months to a year just to make sure it's not, you know, getting much worse. Because you can get tears beyond the point of a good repair if you allow them to deteriorate.
Q Okay. The MRI also indicated that there was evidence of a SLAP injury.
A Yes.
Q And --
A And that's the labral tear, yeah.
Q Okay. So that's the labral tear?
A Yes.
Q Okay. What is your opinion then as to what led to the tears that we now see in March, in comparison to what we were seeing in September?
A So it's hard to say specifically what could have made

that worse because we know that even if you do absolutely nothing and just, you know, sit around and don't do anything, the natural tendency for rotator cuff tears, once they're beyond a certain involvement of high grade or full thickness, they tend to get bigger over time. So it's hard to say whether it was, you know, just life or whether there was new injury that maybe propagated that. So that's the thing I can't really say with -- you know, what would have prompted that worsening.

Q Okay. At what point was it that you actually made the recommendation for her to have a right shoulder surgery?

A Once I saw that the tear had increased in size, that would have been my formal recommendation.

Q Okay. When did you first become aware that she was involved in a motor vehicle accident?

A I think it was -- let me see, I think I had mentioned in my notes. So, it was a bit later on, if I remember right. November -- my recollection is it's sort of, I had posed her to have surgery and I was trying to figure out sort of where had gone off to, basically. And then is -- I found out later it was because there an accident and there was sort of -- like, that was having to get worked out and sort of -- so it was a bit

after the fact, I think.
Q Do you know if it was before or after you filled out that questionnaire for Melissa Crum?
A Let me see, I'm wondering if I have it in my -- sorry. Let me see if I can -- just a couple more minutes here. No, I mean, at some point I just commented that she had had a car accident during the course of her conservative care, I called it. So, I don't -- unfortunately, I don't have like a specific date to know like when I would have placed this in relation to filling out that form.
Q Okay. Is that referenced in a particular office note?
A Yes.
Q What's the date of the office note?
A I know I mentioned it -- I just saw her yesterday, so I talked to her about that then. I was trying to -- essentially, trying to just figure out where we were in the course of treatment. And so, it seems that Ms. Parks is thinking that some of the delay has been that, you know, it's being sorted through what this car accident has meant in terms of what treatment she can be offered. And so, that was in part of my questioning, I just sort of said -- let me just read through my note here. I just saw it; let me see where I put it. Yeah, because you may not even have this

note then I guess because this was just -- this is kind of fresh. I just said "presented back today with bilateral shoulder pain, right shoulder is worse than the left. She has rotator cuff tears. She's been working through the pain without restriction. She was transiently placed on light duty but found this did not alleviate her pain any more than just her usual job, therefore she preferred her regular job. She's trying anti-inflammatories to work through the pain. She did have a minor car accident during the course of her conservative care. She states this induced some mild back pain without worsening of the shoulder pain. She did get an injection in her right shoulder and this gave good relief for three weeks." That was my HPI, and that's the only time I sort of mention it.

Q Okay. Do you know if she has made a claim relative to that car injury -- or the car accident?

A No, I don't know.

Q How much of your practice is workers' comp related?

A I don't know the exact percentage. I would say maybe ten, fifteen percent.

Q Do you ever get involved in any other personal injury lines?

A Not usually.

Q Okay.

A I mean, it's a small percentage of my practice, I would say.
Q Okay. Have you ever had occasion to treat somebody who because there's one body part affecting them more than another, omits complaints of a different body part?
A Yeah, I could see that. Like a distraction -- distracting injury, we call it.
Q Okay. And just so we're clear, and I hate to belabor this point, your testimony, if I understood, the difference between September 23rd and March 2nd, you can't state whether that was a natural progression of the tears versus some other traumatic event; is that right?
A Correct.
Q Okay. Do you know, sitting here today, how much the crate weighed that she had that she was working with on September 1st?
A No.
Q Do you know how much the file cabinet weighed that she was talking about moving?
A No.
Q Do you know what amount of force is required to pull the straps through the goggles?
A No.
Q Okay. And do you have anything other than the

subjective complaints by her of increased symptoms, any other objective findings to corroborate the increase in subjective symptoms?

A No.

Q Okay. All right. I don't have any other questions for you, Doctor. I appreciate your time.

RE-EXAMINATION BY MS. RICHEY:

Q Doctor, I just want to be very clear. I understand this and we've kind of belabored the point --

A Yeah.

Q -- and after going through all the patient history, going through the evidence, the defense comments, and looking through her various MRIs -- and I'm going to go ahead and mark the MRIs as Claimant exhibit number four, and then I'm going to mark this questionnaire as Claimant exhibit number five.

A Okay.

Q Is this still your opinion to a reasonable degree of medical certainty, Doctor?

A Yes.

Q Okay. And that's still your opinion that she still needs to have surgery that was aggravated by the lifting of the heavy totes, and now that we know about subsequent forcing of the goggles, and then the moving of the file cabinet, is it still your opinion to a

reasonable degree of medical certainty that her need for medical treatment to the right shoulder is from this September 2021 lifting injury of these heavy totes?

A Yes.

Q Okay. All right, Doctor. I don't have any additional questions.

MS. RICHEY: Madam Court Reporter, here's these exhibits.

(MARKED FOR IDENTIFICATION, CLAIMANT'S EXHIBIT NUMBER FOUR, MRI REPORTS, ATTACHED)

(MARKED FOR IDENTIFICATION, CLAIMANT'S EXHIBIT NUMBER FIVE, DR. PILL'S QUESTIONNAIRE, ATTACHED)

RE-EXAMINATION BY MR. LAFAVE:

Q Have -- I just have one follow up, I think, Doctor. Have you done anything to exclude the worsening of her condition, have you done anything to exclude the car accident as being a possible cause of the worsening of her condition?

A No, other than taking -- you know, she has described the nature of the accident. It seems consistent with what the police record was, and it was a low energy mechanism. And then she said there was just some scratches to the car and that she was just complaining of some back pain at that time.

Q Okay.
A So that didn't prompt me to do any additional workup.
Q Okay. All right. I don't have any other questions.

MS. RICHEY: No additional questions, Doctor.

THE WITNESS: All right. Thank you.

(THIS DEPOSITION WAS CONCLUDED AT 1:10 P.M.)

CERTIFICATE

This is to certify that the foregoing deposition of **STEPHAN GEOFFREY PILL, M.D.**, consisting of **56** pages, represents a true and accurate transcript of the testimony given by said deponent after first being placed under oath and sworn to speak the whole truth.

This transcript may contain quoted material. Such material is reproduced as read or quoted by the speaker. This deposition transcript has been transcribed as to the questions set forth and answers provided.

Any and all offered exhibits, stipulations, and objections, if any, involved in the referenced matter are attached or included herein.

IN WITNESS WHEREOF, I have set my hand this 3rd day of June, 2022.

Kira L. Ferguson

Kira L. Ferguson

Notary Public for the State of South Carolina
My Commission Expires: May 25, 2027

South Carolina Workers' Compensation Commission
1333 Main Street, Suite 500
P.O. BOX 1715
Columbia, SC 29202-1715
(803) 737-5739 www.wcc.sc.gov

PRE-HEARING BRIEF
WCC File No: 2207846

Claimant's Name: Sonya Parks
Address: 132 Pine Creek Court Extension
City: Greenville State: SC Zip: 29605
Home Phone: (864) 364-2962 Work Phone: ( ) -

Employer's Name: Cintas Corporation
Address: 140 Old Mill Road
City: Greenville State: SC Zip: 29607
Carrier: Farmington Casualty Company

Preparer's Name: Matthew C. LaFave
Preparer's Phone #: (803) 724-5727

A claim for workers' compensation benefits is made based on the following grounds:
☒ Injury ☐ Illness ☐ Repetitive Trauma

1. Compensation Rate: _____ 2. AWW: $ _____ **Date of Injury:** June 15, 2022
3. Type of injury and body part(s): Left Shoulder
4. Facts in controversy: Whether Claimant sustained an injury arising out of her employment as contemplated by S.C. Code Ann. § 42-1-160. Whether Claimant has satisfied the requirements of S.C. Code Ann. § 42-9-35. If Claimant sustained a compensable injury whether she is entitled to medical treatment and or temporary total disability compensation.
5. Legal issues involved: S.C. Code Ann. §§ 42-1-160, 42-1-172, 42-9-20, 42-9-30, 42-9-35, 42-9-200, and 42-15-60.
6. Unusual aspects: Claimant sustained a previous tear of her left rotator cuff and was recommended for surgery in April of 2021.
7. Witnesses (designate if expert):* Please see attached Notice of Witnesses and Exhibits to be Introduced as Direct Evidence on Behalf of Defendants.
8. Exhibits: Please see attached Notice of Witnesses and Exhibits to be Introduced as Direct Evidence on Behalf of Defendants.
9. Medical evidence (indicate report pursuant to R.67-612; deposition or appearance): Please see attached Notice of Witnesses and Exhibits to be Introduced as Direct Evidence on Behalf of Defendants.
10. Name, address, and specialty, if any, of the treating physician: Dr. Joel Anderson Smithwick, Prisma Health Occupational Health, 1020 Grove Road, Greenville, SC 29605, Occupational Medicine; Dr. Stephan Geoffrey Pill, Steadman Hawkins Clinic of the Carolinas-Patewood, 200 Patewood Drive, Suite C100, Greenville, SC 29615-6322, Orthopedic Surgery and Sports Medicine.
11. Impairment rating(s); body part(s); physician and date of opinion: N/A
12. I am amending my Form 50/51 in the following manner: N/A

☐ **Mediation**

☐a. Mediation is requested to be ordered pursuant to Reg. 67-1801 B.
☐b. Mediation is required pursuant to Reg. 67-1802.
☐c. Mediation is requested by consent of the Parties pursuant to Reg. 67-1803.
☐d. Mediation has been conducted by a duly qualified mediator and resulted in an impasse.

Questions regarding mediation may be submitted to **mediation@wcc.sc.gov.**

I verify the contents of this form are accurate and true to the best of my knowledge.
I certify I have served this document pursuant to Reg. 67-211 by delivering a copy to Lola S. Richey, Esq., Richey and Richey, P.A. address 33 Market Point Dr., Greenville, SC 29607 on the 5th day of October 2022 by; ☒ first class postage ☐ certified mail ☐ personal service.

Signature: _____ Email: matt@crowelafave.com
Date of hearing: October 11, 2022 Time needed for hearing: 1 hour

Questions about the use of this form should be directed to the Jurisdictional Commissioner. Refer to Regulations 67-204 through 67-211 and Regulations 67-601 through 67-615; as well as Regulation 67- 1801. File this form and proof of service on the opposing party according to R.67-611 and R.67-212. Do not send medical reports. * Commissioners reserve the right to admit expert witnesses at hearings.

BEFORE THE SOUTH CAROLINA
WORKERS COMPENSATION COMMISSION
WCC No.: 2207846

Sonya Parks, Employee, Claimant, v. Cintas Corporation, Employer, and Farmington Casualty Company, Carrier. Defendants.	**NOTICE OF WITNESSES AND EXHIBITS TO BE INTRODUCED AS DIRECT EVIDENCE ON BEHALF OF THE DEFENDANTS**

TO: THE HONORABLE AISHA TAYLOR SOUTH CAROLINA WORKERS' COMPENSATION COMMISSION AND LOLA S. RICHEY, CLAIMANT'S COUNSEL.

YOU ARE HEREBY NOTIFIED THAT the Defendants, pursuant to the provisions of the South Carolina Workers' Compensation Act and South Carolina Code Section 1-23-330, (1976, as amended), herewith submit the following medical reports and exhibits as direct evidence on behalf of the Defendants, to wit:

	Exhibits	**Pages**
#1	**Transcript of Claimant's Deposition (taken September 22, 2022) if needed for impeachment purposes.**	**To be Supplemented**

YOU ARE FURTHER HEREBY NOTIFIED that you have the right of cross-examination; and, should you desire to exercise said right, you are to forthwith schedule the depositions of any witness for the purposes of cross-examination.

YOU ARE FURTHER NOTIFIED that the following witnesses may be called on behalf of the Defendants:

Kami Phillips – Human Resources Manager
Kyle McClure – General Manager – Company Representative

Any and all witnesses named by the Claimant.

RESPECTFULLY SUBMITTED,

Matthew C. LaFave
CROWE LAFAVE GARFIELD & BAGLEY, LLC
2019 Park Street
Columbia, SC 29201
Phone: 803.724.5727
Facsimile: 803.724.5728
matt@crowelafave.com

ATTORNEY FOR DEFENDANTS

This 5th Day of October 2022
Columbia, South Carolina

BEFORE THE SOUTH CAROLINA
WORKERS' COMPENSATION COMMISSION
W.C.C. File No. 2207846

Sonya Parks, Claimant, v. Cintas Corporation, Employer, and Farmington Casualty Company, Carrier, Defendants.	)	**CERTIFICATE OF SERVICE**

I, Denise M. Brockwell, paralegal for Crowe LaFave, LLC, do hereby certify that I have served the **WCC Form #58 - Pre-Hearing Brief,** by electronic mail and by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows:

Lola S. Richey, Esquire
Richey and Richey, P.A.
P.O. Box 10916
Greenville, SC 29603
lawfirm@richeyandrichey.com

Denise M. Brockwell
Paralegal

October 5, 2022

South Carolina Workers' Compensation Commission
1333 Main Street, Suite 500
P.O. BOX 1715
Columbia, SC 29202-1715
(803) 737-5739 www.wcc.sc.gov

PRE-HEARING BRIEF
WCC File No: 2207846

Claimant's Name: Sonya Parks
Address: 132 Pine Creek Court Extension
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Address: 140 Old Mill Road
City: Greenville State: SC Zip: 29607
Carrier: Farmington Casualty Company

Preparer's Name: Matthew C. LaFave
Preparer's Phone #: (803) 724-5727

A claim for workers' compensation benefits is made based on the following grounds:
☒ Injury ☐ Illness ☐ Repetitive Trauma

1. Compensation Rate: $472.39 2. AWW: $708 54 **Date of Injury:** June 15, 2022
3. Type of injury and body part(s): Left Shoulder
4. Facts in controversy: Whether Claimant sustained an injury arising out of her employment as contemplated by S.C. Code Ann. § 42-1-160. Whether Claimant has satisfied the requirements of S.C. Code Ann. § 42-9-35. If Claimant sustained a compensable injury whether she is entitled to medical treatment and or temporary total disability compensation.
5. Legal issues involved: S.C. Code Ann. §§ 42-1-160, 42-1-172, 42-9-20, 42-9-30, 42-9-35, 42-9-200, and 42-15-60.
6. Unusual aspects: Claimant sustained a previous tear of her left rotator cuff and was recommended for surgery in April of 2021.
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11. Impairment rating(s); body part(s); physician and date of opinion: N/A
12. I am amending my Form 50/51 in the following manner: N/A

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I verify the contents of this form are accurate and true to the best of my knowledge.

I certify I have served this document pursuant to Reg. 67-211 by delivering a copy to Lola S. Richey, Esq., Richey and Richey, P.A. address 33 Market Point Dr., Greenville, SC 29607 on the 21st day of October 2022 by; ☒ first class postage ☐ certified mail ☐ personal service.

Signature: DOUGLAS E. LONGSTRETH FOR MATT LAFAVE
Email: matt@crowelafave.com
Date of hearing: October 25, 2022
Time needed for hearing: 1 hour

Questions about the use of this form should be directed to the Jurisdictional Commissioner. Refer to Regulations 67-204 through 67-211 and Regulations 67-601 through 67-615; as well as Regulation 67- 1801. File this form and proof of service on the opposing party according to R.67-611 and R.67-212. Do not send medical reports. * Commissioners reserve the right to admit expert witnesses at hearings.

BEFORE THE SOUTH CAROLINA
WORKERS COMPENSATION COMMISSION
WCC No.: 2118724

Sonya Parks, Employee, Claimant, v. Cintas Corporation, Employer, and Farmington Casualty Company, Carrier. Defendants.	**NOTICE OF WITNESSES AND EXHIBITS TO BE INTRODUCED AS DIRECT EVIDENCE ON BEHALF OF THE DEFENDANTS**

TO: THE HONORABLE AISHA TAYLOR SOUTH CAROLINA WORKERS' COMPENSATION COMMISSION AND LOLA S. RICHEY, CLAIMANT'S COUNSEL.

YOU ARE HEREBY NOTIFIED THAT the Defendants, pursuant to the provisions of the South Carolina Workers' Compensation Act and South Carolina Code Section 1-23-330, (1976, as amended), herewith submit the following medical reports and exhibits as direct evidence on behalf of the Defendants, to wit:

	Doctor	Organization	Dates	Pages
APA(1)	Jonathan York, PA-C	Blue Ridge Ortho-Powdersville	February 10, 2021 – February 22, 2021	134-151
APA(2)	Dr. Gabriella Elameyi Ode	Blue Ridge Easley-Bone and Joint	March 9, 2021	152-174

	Exhibits	Pages
#1	Form 20, Statement of Earnings of Injured Employee	175
#2	Transcript of Claimant's Deposition (taken September 22, 2022) if needed for impeachment purposes.	To be Supplemented

YOU ARE FURTHER HEREBY NOTIFIED that you have the right of cross-examination; and, should you desire to exercise said right, you are to forthwith schedule the depositions of any witness for the purposes of cross-examination.

YOU ARE FURTHER NOTIFIED that the following witnesses may be called on behalf of the Defendants:

Kami Phillips – Human Resources Manager
Kyle McClure – General Manager – Company Representative

Any and all witnesses named by the Claimant.

RESPECTFULLY SUBMITTED,

Matthew C. LaFave
CROWE LAFAVE GARFIELD & BAGLEY, LLC
2019 Park Street
Columbia, SC 29201
Phone: 803.724.5727
Facsimile: 803.724.5728
matt@crowelafave.com

ATTORNEY FOR DEFENDANTS

This 21st Day of October 2022
Columbia, South Carolina

BEFORE THE SOUTH CAROLINA
WORKERS COMPENSATION COMMISSION
WCC No.: 2118724

Sonya Parks, Employee, Claimant, v. Cintas Corporation, Employer, and Farmington Casualty Company, Carrier. Defendants.	)	**CERTIFICATE OF SERVICE**

I, Ashley L. Baughman, paralegal for Crowe, LaFave, Garfield & Bagley, LLC, do hereby certify that I have served **WCC Form #58, Pre-Hearing Brief, and Notice of Witnesses and Exhibits To Be Introduced as Direct Evidence on Behalf of the Defendants** in the above-referenced matter, by mailing a copy of same to them in the United States mail with sufficient postage affixed thereto and return address clearly marked on the date indicated below.

Lola S. Richey, Esquire
Richey and Richey, P.A.
P.O. Box 10916
Greenville, SC 29603
lawfirm@richeyandrichey.com

Ashley L. Baughman
Litigation Paralegal

This 21st day of October 2022
Columbia, South Carolina

BEFORE THE SOUTH CAROLINA
WORKERS COMPENSATION COMMISSION
WCC No.: 2207846

Sonya Parks, Employee, Claimant, v. Cintas Corporation, Employer, and Farmington Casualty Company, Carrier. Defendants.	)	**NOTICE OF WITNESSES AND EXHIBITS TO BE INTRODUCED AS DIRECT EVIDENCE ON BEHALF OF THE DEFENDANTS**

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Any and all witnesses named by the Claimant.

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2019 Park Street
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Phone: 803.724.5727
Facsimile: 803.724.5728
matt@crowelafave.com

ATTORNEY FOR DEFENDANTS

This 21st Day of October 2022
Columbia, South Carolina

02/22/2021 - Office Visit in Blue Ridge Orthopedics - Powdersville

Reason for Visit

Chief Complaint *[last edited by Parton, Kathy Eula, RMA on 2/22/2021 1449]*

- Results - Left Shoulder (MRI)

Visit Diagnosis *[last edited by York, Jonathan Eugene, PA on 2/22/2021 1455]*

- **Tear of left rotator cuff, unspecified tear extent, unspecified whether traumatic (primary) [M75.102]**

Visit Information

Provider Information

Encounter Provider	Authorizing Provider
York, Jonathan Eugene, PA	York, Jonathan Eugene, PA

Department

Name	Address	Phone	Fax
Blue Ridge Orthopedics - Powdersville	11402 Anderson Road Greenville SC 29611-7502	864-631-2799	864-522-1245

Follow-up and Dispositions

- Return for with Ode

Level of Service

Level of Service
PR OFFICE/OUTPATIENT ESTABLISHED MOD MDM OR 30-39 MIN

Medication List

Medication List

ⓘ This report is for documentation purposes only. The patient should not follow medication instructions within. For accurate instructions regarding medications, the patient should instead consult their physician or after visit summary.

Active at the End of Visit

Medications last reviewed by York, Jonathan Eugene, PA on 2/22/2021 1501

diclofenac (VOLTAREN) 75 mg EC tablet

Discontinued by: Iskandar, Rebecca Alsip, DO
Instructions: Take 1 tablet (75 mg) by mouth 2 (two) times a day
Authorized by: York, Jonathan Eugene, PA
Start date: 2/22/2021
Refill: 1 refill by 2/22/2022

Discontinued on: 11/1/2021
Ordered on: 2/22/2021
Quantity: 60 tablet

Stopped in Visit

Medications last reviewed by York, Jonathan Eugene, PA on 2/22/2021 1501

methylPREDNISolone (MEDROL DOSEPACK) 4 mg tablet

Discontinued by: Parton, Kathy Eula, RMA
Reason for discontinuation: Therapy completed

Discontinued on: 2/22/2021
Action: Patient not taking

Progress Notes

Progress Notes

York, Jonathan Eugene, PA at 2/22/2021 1415

02/22/2021 - Office Visit in Blue Ridge Orthopedics - Powdersville (continued)

Progress Notes (continued)

Author: York, Jonathan Eugene, PA
Filed: 2/22/2021 3:01 PM
Editor: York, Jonathan Eugene, PA (Physician Assistant)
Service: —
Encounter Date: 2/22/2021
Author Type: Physician Assistant
Status: Signed

Medical Center of Powdersville
11402 Anderson Road
Suite C
Greenville, SC 29611

Phone: (864) 522-1235
Fax: (864) 522-1245

Jonathan York PA-C

Orthopedic Surgery and Sports Medicine

Date of Encounter: 2/22/2021

PATIENT INFORMATION:
Name: Sonya M Parks Age: 51 y.o. Sex: female
DOB: 2/4/1970
MRN: 970044925 PCP: Pcp, Declined

CHIEF COMPLAINT:
Chief Complaint
Patient presents with
- Left Shoulder - Results
  MRI

HPI: Sonya M Parks, 51 y.o., female,[JY.1T] she follows up in the office today for her left shoulder pain. She has had shoulder pain off and on for the last 4 to 5 months. She works 2 jobs one at a cleaning place where she does laundry and packing. She also works at Dollar General where she does stocking of shelves. She started having pain with no injury 6 months ago and received an injection to the subacromial space that gave her great relief for a few months. Pain then returned. Unfortunately she was unable to go to physical therapy. She was losing motion and having weakness so an MRI was ordered. She follows up today for the results.

HPI[JY.1M]

Pain Assessment
Verbal Pain Score: 7-severe
Pain Location: Shoulder
Pain Orientation: Left

PAST MEDICAL HISTORY:
Past Medical History:

Diagnosis	Date
• Fibroid	

PAST SURGICAL HISTORY:

Past Surgical History:

Procedure	Laterality	Date
• TUBAL LIGATION		

FAMILY HISTORY:

History reviewed. No pertinent family history.

SOCIAL HISTORY:

Social History

Socioeconomic History	
• Marital status:	Divorced
Spouse name:	Not on file
• Number of children:	Not on file
• Years of education:	Not on file
• Highest education level:	Not on file
Occupational History	
• Not on file	
Social Needs	
• Financial resource strain:	Not on file
• Food insecurity	
Worry:	Not on file
Inability:	Not on file
• Transportation needs	
Medical:	Not on file
Non-medical:	Not on file
Tobacco Use	
• Smoking status:	Never Smoker
• Smokeless tobacco:	Never Used
Substance and Sexual Activity	
• Alcohol use:	Yes
Comment: rare	
• Drug use:	No
• Sexual activity:	Not on file
Lifestyle	
• Physical activity	
Days per week:	Not on file
Minutes per session:	Not on file
• Stress:	Not on file
Relationships	
• Social connections	
Talks on phone:	Not on file
Gets together:	Not on file
Attends religious service:	Not on file
Active member of club or organization:	Not on file
Attends meetings of clubs or organizations:	Not on file
Relationship status:	Not on file

Progress Notes (continued)

- Intimate partner violence

Fear of current or ex partner:	Not on file
Emotionally abused:	Not on file
Physically abused:	Not on file
Forced sexual activity:	Not on file

Other Topics	Concern

- Not on file

Social History Narrative

- Not on file

MEDICATIONS:

Current Outpatient Medications

Medication	Sig	Dispense	Refill
• diclofenac (VOLTAREN) 75 mg EC tablet	Take 1 tablet (75 mg) by mouth 2 (two) times a day	60 tablet	1

No current facility-administered medications for this visit.

ALLERGIES:

Codeine and Tramadol

REVIEW OF SYSTEMS:

Review of Systems
Constitutional:[JY.1T] Negative[JY.1M]. Negative for[JY.1T] chills[JY.1M] and[JY.1T] fever[JY.1M].
HENT:[JY.1T] Negative[JY.1M].
Respiratory:[JY.1T] Negative[JY.1M]. Negative for[JY.1T] cough[JY.1M] and[JY.1T] shortness of breath[JY.1M].
Musculoskeletal:[JY.1T]
Left shoulder pain[JY.1M]

PHYSICAL EXAMINATION:

There were no vitals filed for this visit.[JY.1T]

Physical Exam[JY.1M]
General: No acute distress.
Cardiovascular: Regular rhythm by palpation of distal pulse, normal color and temperature, no concerning varicosities on symptomatic side.
Pulmonary: breathing comfortably.
Psychiatric: well oriented, normal mood and affect.
Skin: No rashes, lesions or ulcers.[JY.1T]
Ortho Exam exam of the left shoulder she has about 40 degrees of active abduction, passively I can take her to 140 degrees with pain. She has a positive drop test. She has weakness with resistance to abduction along with external rotation. She has pain with Neer's and Hawkins impingement testing. Speeds testing is negative. Pain with O'Brien's testing. She has normal motor and sensory function down the arm[JY.1M]

DIAGNOSTIC IMAGING:

Progress Notes (continued)

No results found for any visits on 02/22/21.[JY.1T]
MRI report and images independently reviewed today show tearing of the supraspinatus tendon with retraction to the glenoid rim[JY.1M]

Procedures:[JY.1T]
Procedures[JY.1M]

ASSESSMENT:
1. **Tear of left rotator cuff, unspecified tear extent, unspecified whether traumatic**

PLAN:[JY.1T]

She has a tear of the rotator cuff of the left shoulder. She is getting more symptomatic and weak. At this time we have made a referral to Dr. O'Day for surgical consultation. She will continue with her home therapy program. I written her prescription for diclofenac to help with the pain.[JY.1M]

Follow Up:
Return for with Ode.

Orders:
No orders of the defined types were placed in this encounter.

Jonathan York PA-C

Notes: Patient is to continue all medications as directed by prescribing physicians. Continuations on today's visit are made based on the patient's report of current medications.

Current Meds Verified: Current meds/immunizations reviewed, including purpose with pt. Med Recon list given to pt/family. Pt advised to discard old med lists and provide all providers with current list at each visit and carry list with them in case of emergency[JY.1T]

Electronically signed by York, Jonathan Eugene, PA at 2/22/2021 3:01 PM

Attribution Key
JY.1 - York, Jonathan Eugene, PA on 2/22/2021 2:59 PM
M - Manual, T - Template

Other Orders

Medications

diclofenac (VOLTAREN) 75 mg EC tablet (Discontinued)

Electronically signed by: York, Jonathan Eugene, PA on 02/22/21 1459 — Status: Discontinued
Ordering user: York, Jonathan Eugene, PA 02/22/21 1459 — Authorized by: York, Jonathan Eugene, PA
Ordering mode: Standard
Frequency: Routine BID 02/22/21 - 11/01/21 — Class: Normal
Discontinued by: Iskandar, Rebecca Alsip, DO 11/01/21 1328

Other Orders (continued)

02/18/2021 - Ancillary Procedure in Medical Center Powdersville MRI

Reason for Visit

Visit Diagnosis *(last edited by SYSTEMGENERATED, DOCUMENTATION on 2/18/2021 150)*

- Chronic left shoulder pain [M25.512, G89.29]

Visit Information

Provider Information

Pr	

York, Jonathan Eugene, PA

Department

Name	Address
Medical Center Powdersville MRI	11402 Anderson Road Suite A Greenville SC 29611-7502

Imaging

Imaging

MRI Shoulder Left without Contrast (Final result)

Electronically signed by: York, Jonathan Eugene, PA on 02/10/21 1511 — Status: Completed
This order may be acted on in another encounter.
Ordering user: York, Jonathan Eugene, PA 02/10/21 1511 — Authorized by: York, Jonathan Eugene, PA
Ordering mode: Standard
Frequency: Routine 02/10/21 - — Class: Ancillary Performed
Quantity: 1 — Lab status: Final result
Indications of use: Shoulder pain, rotator cuff disorder suspected, xray done — Instance released by: Pagan, Dawn F, RT 2/18/2021 3:08 PM
Diagnoses
Chronic left shoulder pain [M25.512, G89.29]

Questionnaire

Question	Answer
Does patient require sedation?	No Sedation

Screening Form

General Information

Patient Name: Parks, Sonya M
Date of Birth: 2/4/1970
Legal Sex: Female

MRN: 970044925
Home Phone: 864-346-2962
Mobile: 864-346-2962

Procedure	Ordering Provider	Authorizing Provider	Appointment Information
MRI SHOULDER LEFT WO CONTRAST		York, Jonathan Eugene, PA 864-850-2663	2/18/2021 3:15 PM BE MRI MCP BE MRI-MCP

Screening Form Questions

	Answer	Comment
Information provided by:	Patient (Self)	
Please provide the name of the person completing this form.		
Reason for exam?		
Have you ever had a surgical operation/procedure of any kind?	yes	
If so, explain what kind.		
Do you have: Aneurysm clip(s)?Aneurysm coil(s)?	none	
If you have any implants in the previous question, please enter the hospital, city, month and year of the implantation		

Imaging (continued)

Do you have: Diflbrillator? Pacemaker? Swan-Ganz Catheter? Thermodilution catheter? Vena Cava Filter?	No
If yes, please indicate treatment type	
Do you have any ear implants or devices? Hearing aid? Cochlear Implants? Ear Implants?	none
If you have any implants in the previous question, please enter the hospital, city, month and year of the implantation	
Do you have: Infusion pump (such as Insulin pump)? Electronic implanted device? Magnetically activated implant/device?	none
If you have any implants in the previous question, please enter the hospital, city, month and year of the implantation	
Do you have: Neuro-Stimulator System? Bio-Stimulator System? Internal Wires or Electrodes?	none
If you have any implants in the previous question, please enter the hospital, city, month and year of the implantation	
Do you have: Sugical clips? Stents? Coils? Staples? Filter?	None
If you have any implants in the previous question, please enter the hospital, city, month and year of the implantation	
Do you have a vascular access port and/or catheter?	No
If you have any implants in the previous question, please enter the hospital, city, month and year of the implantation	
Any radiation seeds or implants?	No
If you have any implants in the previous question, please enter the hospital, city, month and year of the implantation	
Are you wearing any Medication patches?	No
Do you have a shunt?	No
Please enter date of last revision.	
Do you have any wire or mesh implants?	No
If you have any implants in the previous question, please enter the hospital, city, month and year of the implantation	
Do you have a tissue expander implanted (e.g. breast)?	No
If you have any implants in the previous question, please enter the hospital, city, month and year of the implantation	
Have you ever had a joint-replacement surgery or do you have any bone/joint hardware (screws, pins, plates, etc.)?	None
If you have any implants in the previous question, please enter the hospital, city, month and year of the implantation	
Do you have breathing problems or motion disorder?	No
Do you have an endotracheal or tracheotomy tubes?	No
If you have any implants in the previous question, please enter the hospital, city, month and year of the implantation	
Have you been hospitalized in the past 6	No

02/18/2021 - Ancillary Procedure in Medical Center Powdersville MRI (continued)

Imaging (continued)

weeks	
Is the patient claustrophobic?	No
Are you a diabetic?	No
Do you have a history of high blood pressure requiring Medication?	No
Do you have a history of: Renal failure? Kidney disease? Dialysis? Renal Tumor? Kidney Cancer? OR Abnormal Kidney?	No
If yes please indicate the type of renal/kidney ailment	
Do you have any history of allergic reaction to: Contrast? Drugs? Iodine?	None
Please indicate what test you were having when your reaction occured:	
Do you have a history of Cancer?	No
Which type of cancer treatment?	
Have you had an injury from a metal object in eye?	No
If you have any eye injury in the previous question, please enter any relevant details, esp. regarding x-ray clearance for MRI (may be entered by technologist as needed)	
Are you taking the drug Hydroxyurea (also called Droxia, Hydrea)?	No
Are you pregnant or suspect you may be pregnant?	no
Have you had a bonegrowth/bone fusion?	No
Do you have ANY prosthesis?	No
Do you have an eyelid spring or wire?	No
If you have any implants in the previous question, please enter the hospital, city, month and year of the implantation	
Have you ever had an injury under your skin involving a metallic object or fragment (e.g., Bullets, Metallic Slivers, Metal Shavings, Foreign body, etc.)?	No
Do you have an IUD, diaphragm, or pessary?	No
Do you have dentures, partial plate, or false teeth?	No
Do you have a tattoo or permanent makeup?	No
Do you have any body piercings?	No
Have you had prior imaging for the body part being imaged today?	X-ray
Please indicate where and when were they performed and of what body part?	md360
Do you use a continuous glucose monitor, glucose monitoring sensor or insulin pump infusion device?	No

Height and Weight

Weight	54.4 kg (120 lb)
Height	

LMP/OB Status

OB Status
Having periods

Form History

Status	None	User	Time
Created		N/A	02/10/2021 03:11 PM EST

Imaging (continued)

Accessed	Lenox, Jessica	02/15/2021 09:49 AM EST
Accessed	Lenox, Jessica	02/17/2021 10:43 AM EST
Accessed	Lenox, Jessica	02/17/2021 10:44 AM EST

Patient Signature	Date	Staff 1/Technologist Signature	Date
Responsible Party/Guardian Signature	Date	Relationship to patient	Date
Staff 2 Signature -if required	Date		

Orders Requiring a Screening Form

Procedure	Order Status	Form Status
MRI Shoulder Left without Contrast	Completed	In Progress

Begin Exam Questions

	Answer	Comment
If patient is wearing a continuous glucose monitor, glucose monitoring sensor or insulin pump infusion device has it been removed prior to exam? Reminder: these CANNOT be shielded from exposure.	Acknowledge	

End Exam Questions

	Answer	Comment
What charge modifier does this procedure require?		

MRI Shoulder Left without Contrast

Resulted: 02/18/21 1627, Result status: Final result

Order status: Completed
Filed by: Interface, Radiology Results In 02/18/21 1629
Accession number: MCP205006531
Resulted by: Wienke, Jeffrey Ryan, MD
Performed: 02/18/21 1508 - 02/18/21 1540
Resulting lab: POWERPH

Narrative:
EXAM: MRI shoulder, left

COMPARISON: None.

INDICATION: M25.512 Pain in left shoulder I10;G89.29 Other chronic pain I10;
Left shoulder pain
9 - Indicated

TECHNICAL: Axial PDFS, Coronal T2, Coronal PDFS, Sagittal T2, and Oblique Sagittal T2FS sequences performed.

FINDINGS:
Osseous Structures/Neurovascular:

Moderate to large glenohumeral joint effusion communicates with the subacromial subdeltoid bursa. Coracoacromial and coracoclavicular ligaments intact.
Humeral head is normally centered.

AC joint demonstrates mild degenerative change small volume fluid in the AC joint. There is a type II acromion with mild medial to lateral downward sloping.
Neurovascular bundle is unremarkable.

Rotator Cuff:
There is myositis of the supraspinatus and superior half the infraspinatus musculature associated moderate atrophy of the muscle bellies noted. This can be associated with the traumatic cuff tearing or acute degenerative tearing. Subscapularis and teres minor muscle bellies demonstrate no atrophy nor fatty infiltration.

Full-thickness full width supraspinatus and infraspinatus tendon tearing results in a large rotator cuff tear measuring greater than 5 cm AP. Supraspinatus and infraspinatus fibers are retracted to the glenoid rim. Subscapularis tendon fibers are intact without significant tearing nor prominent tendinopathy. Long head biceps tendon normally located in the groove. Teres minor inserts normally.

Labrum:
No labral tear nor paralabral cyst.

The intra-articular component of the long head biceps tendon is unremarkable.

Cartilage:
No high-grade chondromalacia in the humeral head nor glenoid.

Rotator interval:
No inflammatory changes suggestive of adhesive capsulitis in the interval or axillary recess.

Impression:
1. Full-thickness full width supraspinatus and infraspinatus tendon tearing present with fibers retracted to the glenoid rim, at least 4 cm from the lateral margin of the footplate. There is mild myositis and moderate to severe atrophy of the supraspinatus and infraspinatus muscle bellies. Long head biceps teres minor subscapularis unremarkable. Acromiohumeral distance less than 3 mm.
2. Advanced arthritic changes of the AC joint and prominent undersurface spurring with moderate medial to lateral downward sloping of the acromium present mild subacromial spurring present.

Signed by: 2/18/2021 4:27 PM: Wienke, Jeffrey

Acknowledged by: York, Jonathan Eugene, PA on 02/22/21 1033

Testing Performed By

Lab - Abbreviation	Name	Director	Address	Valid Date Range
820 - POWERPH	POWERPH	Unknown	Unknown	09/28/20 1605 - Present

MRI Shoulder Left without Contrast — Resulted: 02/18/21 1510, Result status: In process

Order status: Completed
Filed by: Pagan, Dawn F, RT 02/18/21 1510
Accession number: MCP205006531

Resulted by: Wienke, Jeffrey Ryan, MD
Performed: 02/18/21 1508 - 02/18/21 1540
Resulting lab: RIS PACS BROKER

Reviewed by

York, Jonathan Eugene, PA on 02/22/21 1033

Testing Performed By

Lab - Abbreviation	Name	Director	Address	Valid Date Range
105003 - RIS BROKER	RIS PACS BROKER	Unknown	Unknown	07/22/14 1821 - Present

02/18/2021 - Ancillary Procedure in Medical Center Powdersville MRI (continued)

Imaging (continued)

Indications

Chronic left shoulder pain [M25.512, G89.29 (ICD-10-CM)]

Signed

Electronically signed by Wienke, Jeffrey Ryan, MD on 2/18/21 at 1627 EST

All Reviewers List

York, Jonathan Eugene, PA on 2/22/2021 10:33

Coding Summary

Account Information

Hospital Account	Primary Payor	Affiliated Recurring Accounts	Combined from HAR
115000154992 - PARKS,SONYA M	BCBS OF SOUTH CAROLINA [800]	None	None

Admission Information

Arrival Date/Time:	02/18/2021 1508	Admit Date/Time:	02/18/2021 1508	IP Adm. Date/Time:	
Admission Type:	Elective	Point of Origin:	Non-healthcare Facility	Admit Category:	
Means of Arrival:		Primary Service:		Secondary Service:	
Transfer Source:		Service Area:		Unit:	
Admit Provider:	BE MRI MCP	Attending Provider:	York, Jonathan Eugene, PA	Referring Provider:	York, Jonathan Eugene, PA

Discharge Information

Discharge Date/Time	Discharge Disposition	Discharge Destination	Discharge Provider	Unit
02/18/2021 2359	Home Or Self Care	None	None	Medical Center Powdersville MRI

Admission Diagnoses / Reasons for Visit (ICD-10-CM)

Code	Description	Comments
M25.512	Pain in left shoulder	
G89.29	Other chronic pain	

Final Diagnoses (ICD-10-CM)

Code	Description	POA	CC	HAC	Affects DRG
M25.512 [Principal]	Pain in left shoulder				
G89.29	Other chronic pain				

02/10/2021 - Office Visit in Blue Ridge Orthopedics - Powdersville

Reason for Visit

Chief Complaint *[last edited by Parton, Kathy Eula, RMA on 2/10/2021 1501]*

- Follow-up - Left Shoulder (Feels like shoulder is worse, was unable to attend PT due to cost)

Visit Diagnosis *[last edited by York, Jonathan Eugene, PA on 2/10/2021 1511]*

- **Chronic left shoulder pain (primary) [M25.512, G89.29]**

Visit Information

Provider Information

Encounter Provider	Authorizing Provider
York, Jonathan Eugene, PA	York, Jonathan Eugene, PA

Department

Name	Address	Phone	Fax
Blue Ridge Orthopedics - Powdersville	11402 Anderson Road Greenville SC 29611-7502	864-631-2799	864-522-1245

Level of Service

Level of Service
PR OFFICE/OUTPATIENT ESTABLISHED MOD MDM OR 30-39 MIN

Medication List

Medication List

ⓘ This report is for documentation purposes only. The patient should not follow medication instructions within. For accurate instructions regarding medications, the patient should instead consult their physician or after visit summary.

Active at the End of Visit

Medications last reviewed by York, Jonathan Eugene, PA on 2/10/2021 1514

methylPREDNISolone (MEDROL DOSEPACK) 4 mg tablet

Discontinued by: Parton, Kathy Eula, RMA	Discontinued on: 2/22/2021
Reason for discontinuation: Therapy completed	
Instructions: follow package directions	
Authorized by: York, Jonathan Eugene, PA	Ordered on: 2/10/2021
Start date: 2/10/2021	Action: Patient not taking
Quantity: 1 Package	Refill: No refills remaining

Stopped in Visit

Medications last reviewed by York, Jonathan Eugene, PA on 2/10/2021 1514

naproxen (NAPROSYN) 500 mg tablet

Discontinued by: Parton, Kathy Eula, RMA	Discontinued on: 2/10/2021
Reason for discontinuation: Therapy completed	

Progress Notes

Progress Notes

York, Jonathan Eugene, PA at 2/10/2021 1445

Author: York, Jonathan Eugene, PA	Service: —	Author Type: Physician Assistant
Filed: 2/10/2021 3:19 PM	Encounter Date: 2/10/2021	Status: Signed
Editor: York, Jonathan Eugene, PA (Physician Assistant)		

Progress Notes (continued)

Medical Center of Powdersville
11402 Anderson Road
Suite C
Greenville, SC 29611

Phone: (864) 522-1235
Fax: (864) 522-1245

Jonathan York PA-C

Orthopedic Surgery and Sports Medicine

Date of Encounter:[JY.1T] **2/10/2021**[JY.2T]

PATIENT INFORMATION:
Name:[JY.1T] **Sonya M Parks**[JY.2T] **Age:**[JY.1T] **51 y.o.**[JY.2T] **Sex:**[JY.1T] **female**[JY.2T]
DOB:[JY.1T] **2/4/1970**[JY.2T]
MRN:[JY.1T] **970044925**[JY.2T] **PCP:**[JY.1T] **Pcp, No, MD**[JY.2T]

CHIEF COMPLAINT:[JY.1T]
Chief Complaint
Patient presents with
- Left Shoulder - Follow-up
  Feels like shoulder is worse, was unable to attend PT due to cost[JY.2T]

HPI:[JY.1T] Sonya M Parks[JY.2T],[JY.1T] 51 y.o.[JY.2T],[JY.1T] female[JY.2T],[JY.1T] she follows up in the office today complaining of pain in her left shoulder. She is evaluated in the clinic 3 months ago with an injection to the subacromial space which she states gave her great relief but unfortunately lasted for about 6 weeks. She works 2 jobs where she has to do a lot of heavy lifting and overhead activities. States the pain is back hurting worse than it was before. Pain with repetitive activities or overhead lifting. Pain wakes her from sleep at night. She has been doing a home therapy program because she was unable to afford physical therapy.

HPI[JY.1M]

Pain Assessment
Pain Assessment: 0-10
Verbal Pain Score: 7-severe
Pain Location: Shoulder
Pain Orientation: Left[JY.2T]

PAST MEDICAL HISTORY:[JY.1T]
Past Medical History:

Diagnosis	Date
• Fibroid[JY.2T]	

PAST SURGICAL HISTORY:[JY.1T]

Progress Notes (continued)

Past Surgical History:

Procedure	Laterality	Date
• TUBAL LIGATION[JY.2T]		

FAMILY HISTORY:[JY.1T]
History reviewed. No pertinent family history.[JY.2T]

SOCIAL HISTORY:[JY.1T]
Social History

Socioeconomic History	
• Marital status:	Divorced
Spouse name:	Not on file
• Number of children:	Not on file
• Years of education:	Not on file
• Highest education level:	Not on file
Occupational History	
• Not on file	
Social Needs	
• Financial resource strain:	Not on file
• Food insecurity	
Worry:	Not on file
Inability:	Not on file
• Transportation needs	
Medical:	Not on file
Non-medical:	Not on file
Tobacco Use	
• Smoking status:	Never Smoker
• Smokeless tobacco:	Never Used
Substance and Sexual Activity	
• Alcohol use:	Yes
Comment: rare	
• Drug use:	No
• Sexual activity:	Not on file
Lifestyle	
• Physical activity	
Days per week:	Not on file
Minutes per session:	Not on file
• Stress:	Not on file
Relationships	
• Social connections	
Talks on phone:	Not on file
Gets together:	Not on file
Attends religious service:	Not on file
Active member of club or organization:	Not on file
Attends meetings of clubs or organizations:	Not on file
Relationship status:	Not on file
• Intimate partner violence	
Fear of current or ex partner:	Not on file

Progress Notes (continued)

Emotionally abused:	Not on file
Physically abused:	Not on file
Forced sexual activity:	Not on file

Other Topics — Concern
- Not on file

Social History Narrative
- Not on file[JY.2T]

MEDICATIONS:[JY.1T]
No current outpatient medications on file.

No current facility-administered medications for this visit.[JY.2T]

ALLERGIES:[JY.1T]
Codeine and Tramadol[JY.2T]

REVIEW OF SYSTEMS:
Review of Systems
Constitutional:[JY.1T] Negative[JY.1M]. Negative for[JY.1T] chills[JY.1M] and[JY.1T] fever[JY.1M].
HENT:[JY.1T] Negative[JY.1M].
Respiratory:[JY.1T] Negative[JY.1M]. Negative for[JY.1T] cough[JY.1M] and[JY.1T] shortness of breath[JY.1M].
Musculoskeletal:[JY.1T]
Left shoulder pain[JY.1M]

PHYSICAL EXAMINATION:[JY.1T]
There were no vitals filed for this visit.[JY.2T]

Physical Exam[JY.1M]
General: No acute distress.
Cardiovascular: Regular rhythm by palpation of distal pulse, normal color and temperature, no concerning varicosities on symptomatic side.
Pulmonary: breathing comfortably.
Psychiatric: well oriented, normal mood and affect.
Skin: No rashes, lesions or ulcers.[JY.1T]
Ortho Exam exam of the left shoulder she has 90 degrees of active abduction and forward flexion. Passively I can take her to 130 with pain. She has pain with Neer's and Hawkins impingement testing pain with empty can testing. Weakness with resistance to abduction along with external rotation. Pain with speeds testing and O'Brien's testing. She has normal motor and sensory function distally down the arm.[JY.1M]

DIAGNOSTIC IMAGING:[JY.1T]
No results found for any visits on 02/10/21.[JY.2T]
X-rays from previous visit showed no bony abnormalities[JY.1M]

Procedures:[JY.1T]
Procedures[JY.1M]

02/10/2021 - Office Visit in Blue Ridge Orthopedics - Powdersville (continued)

Progress Notes (continued)

ASSESSMENT:[JY.1T]

1. **Chronic left shoulder pain**[JY.2T]

PLAN:[JY.1T]

She continues to have pain and weakness in the left shoulder despite a home therapy program and injection. At this time I have written a prescription for Medrol Dosepak to help with her flareup of pain. We will get an MRI of the left shoulder to evaluate her rotator cuff. She will return to the office after the MRIs been obtained.[JY.1M]

Follow Up:[JY.1T]
No follow-ups on file.[JY.2T]

Orders:[JY.1T]
Orders Placed This Encounter
Procedures

- MRI Shoulder Left without Contrast

Standing Status:	Future
Standing Expiration Date:	5/10/2022
Order Specific Question:	Does patient require sedation?
Answer:	No Sedation[JY.2T]

Jonathan York PA-C

Notes: Patient is to continue all medications as directed by prescribing physicians. Continuations on today's visit are made based on the patient's report of current medications.

Current Meds Verified: Current meds/immunizations reviewed, including purpose with pt. Med Recon list given to pt/family. Pt advised to discard old med lists and provide all providers with current list at each visit and carry list with them in case of emergency[JY.1T]

Electronically signed by York, Jonathan Eugene, PA at 2/10/2021 3:19 PM

Attribution Key
JY.1 - York, Jonathan Eugene, PA on 2/10/2021 3:10 PM
JY.2 - York, Jonathan Eugene, PA on 2/10/2021 3:11 PM
M - Manual, T - Template

Imaging

Imaging

MRI Shoulder Left without Contrast (Completed)

Electronically signed by: York, Jonathan Eugene, PA on 02/10/21 1511 Status: Completed
Ordering user: York, Jonathan Eugene, PA 02/10/21 1511 Authorized by: York, Jonathan Eugene, PA
Ordering mode: Standard
Frequency: Routine 02/10/21 - Class: Ancillary Performed
Quantity: 1 Indications of use: Shoulder pain, rotator cuff disorder suspected, xray done

Released by: York, Jonathan Eugene, PA 02/10/21 1511

Imaging (continued)

Diagnoses
Chronic left shoulder pain [M25.512, G89.29]

Questionnaire

Question	Answer
Does patient require sedation?	No Sedation

Indications

Chronic left shoulder pain [M25.512, G89.29 (ICD-10-CM)]

Other Orders

Medications

methylPREDNISolone (MEDROL DOSEPACK) 4 mg tablet (Discontinued)

Electronically signed by: York, Jonathan Eugene, PA on 02/10/21 1514 — Status: Discontinued
Ordering user: York, Jonathan Eugene, PA 02/10/21 1514 — Authorized by: York, Jonathan Eugene, PA
Ordering mode: Standard
Frequency: Routine 02/10/21 - 02/22/21 — Class: Normal
Discontinued by: Parton, Kathy Eula, RMA 02/22/21 1449 [Therapy completed]
Admin instructions: follow package directions

END OF REPORT

03/09/2021 - Ancillary Procedure in Blue Ridge Ortho Easley Radiology

Reason for Visit

Visit Diagnosis *[last edited by SYSTEMGENERATED, DOCUMENTATION on 3/9/2021 1429]*

- Chronic left shoulder pain [M25.512, G89.29]

Visit Information

Provider Information

Referring Provider
Ode, Gabriella Elameyi, MD

Department

Name
Blue Ridge Ortho Easley Radiology

Medication List

Medication List

ⓘ This report is for documentation purposes only. The patient should not follow medication instructions within. For accurate instructions regarding medications, the patient should instead consult their physician or after visit summary.

Active at the End of Visit

Medications last reviewed by Thompson, Kimberly, CMA on 3/9/2021 1431

diclofenac (VOLTAREN) 75 mg EC tablet

Discontinued by: Iskandar, Rebecca Alsip, DO — Discontinued on: 11/1/2021
Instructions: Take 1 tablet (75 mg) by mouth 2 (two) times a day
Authorized by: York, Jonathan Eugene, PA — Ordered on: 2/22/2021
Start date: 2/22/2021 — Quantity: 60 tablet
Refill: 1 refill by 2/22/2022

Stopped in Visit

None

Imaging

Imaging

XR Shoulder 2+ Vw Left [In process]

Electronically signed by: Thompson, Kimberly, CMA on 03/09/21 1428 — Status: Active
This order may be acted on in another encounter.
Ordering user: Thompson, Kimberly, CMA 03/09/21 1428 — Ordering provider: Ode, Gabriella Elameyi, MD
Authorized by: Ode, Gabriella Elameyi, MD — Ordering mode: Per office guidelines
Cosigning events
Electronically cosigned by Ode, Gabriella Elameyi, MD 03/09/21 1542 for Ordering
Frequency: Routine 03/09/21 - — Class: Clinic Performed
Quantity: 1 — Lab status: In process
Instance released by: Harper, Evelyn 3/9/2021 2:29 PM
Diagnoses
Chronic left shoulder pain [M25.512, G89.29]

Questionnaire

Question	Answer
Select reason for exam method:	Free Text Reason and Hx
Release to patient	Immediate

Order comments: TRUE AP/ SCAP Y LEFT ROOM 1 ODE

Screening Form

03/09/2021 - Ancillary Procedure in Blue Ridge Ortho Easley Radiology (continued)

Imaging (continued)

General Information

Patient Name: Parks, Sonya M
Date of Birth: 2/4/1970
Legal Sex: Female

MRN: 970044925
Home Phone: 864-346-2962
Mobile: 864-346-2962

Procedure	Ordering Provider	Authorizing Provider	Appointment Information
XR SHOULDER 2+ VW LEFT	Ode, Gabriella Elameyi, MD	Ode, Gabriella Elameyi, MD	3/9/2021 2:35 PM BRE XR BRO-EASLEY RAD

Screening Form Questions

No questions have been answered for this form.

Height and Weight

Weight
Height

LMP/OB Status

OB Status
Having periods

Form History

Status	None	User	Time
Created		N/A	03/09/2021 02:28 PM EST

Patient Signature	Date	Staff 1/Technologist Signature	Date
Responsible Party/Guardian Signature	Date	Relationship to patient	Date
Staff 2 Signature -if required	Date		

Orders Requiring a Screening Form

Procedure	Order Status	Form Status
XR Shoulder 2+ Vw Left	Exam Ended	Created

Begin Exam Questions

	Answer	Comment
If patient is wearing a continuous glucose monitor, glucose monitoring sensor or insulin pump infusion device has it been removed prior to exam? Reminder: these CANNOT be shielded from exposure.	Acknowledge	

End Exam Questions

	Answer	Comment
What charge modifier does this procedure require?		
Fluoro time in minutes:		

03/09/2021 - Ancillary Procedure in Blue Ridge Ortho Easley Radiology (continued)

Imaging (continued)

Was this procedure performed in a DR room? Yes

XR Shoulder 2+ Vw Left Resulted: 03/09/21 1429, Result status: In process

Ordering provider: Ode, Gabriella Elameyi, MD 03/09/21 1429
Filed by: Harper, Evelyn 03/09/21 1429
Accession number: BRE205087365

Order status: No result
Performed: 03/09/21 1429 - 03/09/21 1435
Resulting lab: RIS PACS BROKER

Testing Performed By

Lab - Abbreviation	Name	Director	Address	Valid Date Range
105003 - RIS BROKER	RIS PACS BROKER	Unknown	Unknown	07/22/14 1821 - Present

Indications

Chronic left shoulder pain [M25.512, G89.29 (ICD-10-CM)]

03/09/2021 - Ancillary Procedure in Blue Ridge Ortho Easley Radiology
IP Code Doc Timeline

Patient Care Timeline

No data selected in time range

03/09/2021 - Office Visit in Blue Ridge Orthopaedics-Easley

Reason for Visit

Chief Complaint *[last edited by Thompson, Kimberly, CMA on 3/9/2021 1431]*

- Pain - Left Shoulder

Visit Diagnoses *[last edited by Ode, Gabriella Elameyi, MD on 3/9/2021 1453]*

- **Chronic left shoulder pain (primary) [M25.512, G89.29]**
- Nontraumatic complete tear of left rotator cuff [M75.122]

Visit Information

Provider Information

Encounter Provider	Authorizing Provider
Ode, Gabriella Elameyi, MD	Ode, Gabriella Elameyi, MD

Department

Name	Address	Phone	Fax
Blue Ridge Orthopaedics-Easley	309 East 1st Ave Easley SC 29640-1406	864-850-2663	864-306-0012

Follow-up and Dispositions

- Return in about 3 weeks (around 3/30/2021) for F/U LEFT SHOULDER (PRE-OP).

Level of Service

Level of Service
PR OFFICE/OUTPATIENT ESTABLISHED MOD MDM OR 30-39 MIN

Medication List

Medication List

ⓘ This report is for documentation purposes only. The patient should not follow medication instructions within. For accurate instructions regarding medications, the patient should instead consult their physician or after visit summary.

Active at the End of Visit

Medications last reviewed by Thompson, Kimberly, CMA on 3/9/2021 1431

diclofenac [VOLTAREN] 75 mg EC tablet

Discontinued by: Iskandar, Rebecca Alsip, DO — Discontinued on: 11/1/2021
Instructions: Take 1 tablet (75 mg) by mouth 2 (two) times a day
Authorized by: York, Jonathan Eugene, PA — Ordered on: 2/22/2021
Start date: 2/22/2021 — Quantity: 60 tablet
Refill: 1 refill by 2/22/2022

Stopped In Visit

None

Clinical Notes

Progress Notes

Ode, Gabriella Elameyi, MD at 3/9/2021 1430

Author: Ode, Gabriella Elameyi, MD — Service: — — Author Type: Physician
Filed: 3/15/2021 8:33 PM — Encounter Date: 3/9/2021 — Status: Signed
Editor: Ode, Gabriella Elameyi, MD (Physician)

p[GO.1M]

[redacted] PRISMA HEALTH

Blue Ridge Orthopedics
Prisma Health
Gabriella Ode, MD
Sports Medicine and Shoulder Surgery

309 EAST 1ST AVENUE	8 JUSTICE LANE
EASLEY SC 29640	ANDERSON, SC 29621
Ph 864-850-2663	Ph 864-260-9910
Fax 864-306-0012	Fax 864-260-0209

Date of Encounter: 3/8/2021

PATIENT INFORMATION:
Name: Sonya M Parks **Age:** 51 y.o. **Sex:** female
DOB: 2/4/1970
MRN: 970044925
PCP:
Pcp, Declined
29605

Referring Physician:[TP.1T]
No referring provider defined for this encounter.[GO.2T]

CHIEF COMPLAINT:[TP.1T]
Chief Complaint
Patien[redacted]resents with:
- Left Shoulder - Pain[GO.2T]

HISTORY: Sonya M Parks is a 51 y.o. female new patient who presents to the office today for evaluation of[TP.1T] left shoulder pain.[GO.1M] She[GO.3T] states that pain started[GO.1T] About a year ago[GO.1M].[GO.1T] She attributes it to repetitive motion at work.[GO.1M] She[GO.3T] describes the pain as[GO.1T] like a toothach[GO.1M] that is localized to[GO.1T] lateral shoulder[GO.1M]. In general, symptoms have been[GO.1T] staying the same[GO.1M]. Aggravating factors include[GO.1T] any type of lifting[GO.1M].Pain does disrupt[GO.1T] her[GO.3T] sleep at night.
Previous treatments have included[GO.1T] OTC medications and a cortisone injection in October which did not significantly help long term[GO.1M].[GO.1T]
She[GO.3T] describes[GO.1T] her[GO.3T] shoulder as[GO.1T] 40[GO.1M]% of normal.[GO.1T]

The patient is not a diabetic. She does not smoke. She works at Cintas and also works at Family dollar. Loading shelves does cause her pain.[GO.1M]

PMH:
Past Medical History:

Diagnosis	Date

Clinical Notes (continued)

- Fibroid

PSH:

Past Surgical History:

Procedure	Laterality	Date
• TUBAL LIGATION		

FAM HX: No family history on file.

SOC HX:

- reports that she has never smoked. She has never used smokeless tobacco. She reports current alcohol use. She reports that she does not use drugs.
- EMPLOYMENT:[TP.1T] Cintas and Family Dollar[GO.1M]

ALLERGIES: is allergic to codeine and tramadol.

MEDS:

Current Outpatient Medications:

- diclofenac (VOLTAREN) 75 mg EC tablet, Take 1 tablet (75 mg) by mouth 2 (two) times a day, Disp: 60 tablet, Rfl: 1

REVIEW OF SYSTEMS:[TP.1T]

Review of Systems[TP.1M]

PHYSICAL EXAMINATION:

There were no vitals filed for this visit.
There is no height or weight on file to calculate BMI.
Nursing note and vitals reviewed.[TP.1T]
Constitutional: Oriented to person, place, and time and well-developed, well-nourished, and in no distress.
HENT:
- Head: Normocephalic. Atraumatic
- Eyes: Conjunctivae are normal. Eyes exhibit no discharge. No scleral icterus.
- Neck: Neck supple. No tracheal deviation present. No thyromegaly present.

Cardiovascular: Normal rate and intact distal pulses.
Pulmonary/Chest: Effort normal.No stridor. No respiratory distress.
Neurological:[GO.4T] She[GO.5T] is alert and oriented to person, place, and time.
Skin: Skin is warm and dry. No rash noted. No erythema.
Psychiatric: Mood, affect and judgment normal.[GO.4T]

Shoulder Exam

Examination of the[TP.1T] left[GO.4M] shoulder demonstrates:

Skin is intact, warm and dry.
No obvious deformity
No muscular atrophy
No scapular winging
Cervical motion is normal and pain free

Neurovascular Upper Extremity

Clinical Notes (continued)

Motor: 5/5 EPL, Finger Abduction, Grip, Pinch, Deltoid
Sensation: Intact to light touch median, ulnar, radial and axillary nerve
Circulation: Normal[TP.1T]
Negative[GO.4M] Spurling's maneuver

Palpation
Palpation:[TP.1T] no tenderness[GO.4M]

CONSTANT SCORE PE:	Active ROM	Measured ROM (Passive)	Contralateral Side
1. Forward Flexion:[TP.1T]	61-90 deg (4)	125[GO.4M]	
2. Abduction:[TP.1T]	61-90 deg (4)	120[GO.4M]	
3. External Rotation (Functional):[TP.1T]	Hand behind head & elbow back (4)[GO.4M]	ER@Side:[TP.1T] 60[GO.4M]	
4. Internal Rotation (Functional):[TP.1T]	Waist (6)[GO.4M]	ABER: ABIR:	

Rotator Cuff Strength:
Supraspinatus:[TP.1T] 4/5[GO.4M]
Infraspinatus:[TP.1T] 4+/5[GO.4M]
Subscapularis:[TP.1T] 5/5[GO.4M]
ER Lag Signs:[TP.1T] None[GO.4M]

Provocative Tests:
Neer/Jobe:[TP.1T] positive[GO.4M]
Lift-off/Belly press:[TP.1T] negative[GO.4M]
Speed's:[TP.1T] negative[GO.4M]
O'Brien's:[TP.1T] positive[GO.4M]
Cross body Adduction:[TP.1T] elicits pain in shoulder[GO.4M]
Posterior Jerk:[TP.1T] negative[GO.4M]
Apprehension:[TP.1T] N/A[GO.4M]
Relocation:[TP.1T] N/A[GO.4M]

Radiographic Examination/Diagnostics:
XR (true AP, axillary, scapular Y views):[TP.1T] X-rays of the shoulder are within normal limits. The head is well centered and the joint space is preserved.
The is a type II acromion; AC joint appears normal
Critical Shoulder Angle measures[GO.4T] 37 degrees[GO.4M]

** [Among patients whose CSA is greater than 35°, the proportion with rotator cuff tears ranges from 68-84%. The mean CSA among healthy controls ranges from 27-33 degrees. The mean CSA among osteoarthritis patients is 27-28 degrees.]
Cherchi et al. Orthop Traumatol Surg Res. 2016 Sep;102(5):559-62. doi:10.1016/j.otsr.2016.03.017. Epub 2016 May 26.[GO.4T]

Clinical Notes (continued)

MRI:[TP.1T] MRI reviewed demonstrates full-thickness tear of the supraspinatus and infraspinatus. Subscapularis and teres minor appear intact. Biceps is well located.[GO.1M]

ASSESSMENT:
Diagnosis:[TP.1T]
1. **Chronic left shoulder pain**
2. Nontraumatic complete tear of left rotator cuff[GO.6T]

PLAN:[TP.1T]
I have discussed the findings with the patient today as well as provided illustrations to explain[GO.1T] her[GO.7T] pathology.[GO.1T] She presents with rotator cuff tear and has failed conservative measures.
The patient symptoms are consistent with a symptomatic rotator cuff tear. Unfortunately she has developed some stiffness as well with an overlying adhesive capsulitis. Recommendation at this time is for surgical intervention to address her rotator cuff tear however prior to this I would like her to go to physical therapy to optimize her range of motion knowing that preoperative stiffness can contribute to postoperative stiffness and slow her recovery. We will see her back in 2 to 3 weeks for range of motion check and plan for surgery approximately 3 weeks if her range of motion has improved. Plan for surgery will be rotator cuff repair and possible biceps tenodesis.[GO.1M]

Follow Up:[TP.1T]
Return in about 3 weeks (around 3/30/2021) for F/U LEFT SHOULDER (PRE-OP).[GO.8T]

Orders:[TP.1T]
Orders Placed This Encounter
Procedures

- XR Shoulder 2+ Vw Left
  TRUE AP/ SCAP Y LEFT
  ROOM 1
  ODE

Standing Status:	Future
Number of Occurrences:	1
Standing Expiration Date:	6/9/2022
Order Specific Question:	Select reason for exam:
Answer:	Free Text Reason and Hx
Order Specific Question:	Release to patient
Answer:	Immediate

- Amb Referral to Physical Therapy -Greenville

Standing Status:	Future
Standing Expiration Date:	6/9/2022
Referral Priority:	Routine
Referral Type:	Physical Therapy
Referral Reason:	Specialty Services Required
Number of Visits Requested:	1[GO.8T]

Procedures:[TP.1T]
Procedures[TP.1M]

Clinical Notes (continued)

Gabriella Ode, MD

This note was dictated using Dragon software. While it was briefly proofread prior to completion, some grammatical, spelling, and word choice errors due to dictation may still occur.

PATIENT REPORTED OUTCOMES

Constant Score PQ

Pain Score (/15) (Average 1+2)	
1. Level of shoulder pain during normal activities in LAST 4 WEEKS[TP.1T]	Severe/Permanent (0)[TP.2M]
2. Level of shoulder pain in LAST 4 WEEKS (linear) *(pain rating inverse to pts (i.e. 0/15=15pt; 15/15=0 pts))*[TP.1T]	11[TP.2M]/15
ADL Score (/20) (Total (1+2+3+4)	
1. Sleep disturbed by shoulder[TP.1T]	Yes (0)[TP.2M]
2. Work or daily life limited by shoulder[TP.1T]	Significantly (1)[TP.2M]
3. Leisure/Recreation limited by shoulder[TP.1T]	Significantly (1)[TP.2M]
4. Highest comfortable level to use hand for activities[TP.1T]	Chest (4)[TP.2M]

ASES Score PQ

Pain Score	
Shoulder pain at night[TP.1T]	Yes[TP.2M]
Uses non-opioid pain killers (naproxen, APAP, Ibuprofen)[TP.1T]	Yes[TP.2M]
Uses opioid pain killers (Tramadol, codeine, hydrocodone, oxycodone)[TP.1T]	No[TP.2M]
# of pills taken on average day	
Intensity of pain TODAY[TP.1T]	6[TP.2M]
ADL Score	
Put on coat[TP.1T]	Very difficult to do[TP.2M]
Sleep on the affected side[TP.1T]	Unable to do[TP.2M]
Wash back/do up bra[TP.1T]	Somewhat difficult to do[TP.2M]
Manage toileting[TP.1T]	Not difficult[TP.2M]
Comb hair[TP.1T]	Somewhat difficult to do[TP.2M]
Reach a high shelf[TP.1T]	Very difficult to do[TP.2M]
Lift 10 lbs[TP.1T]	Very difficult to do[TP.2M]
Throw a ball overhand[TP.1T]	Somewhat difficult to do[TP.2M]
Do usual work[TP.1T]	Very difficult to do[TP.2M]
Do usual sport/leisure activity[TP.1T]	Very difficult to do[TP.2M]

Current view: Showing all answers
Legend:

Clinical Notes (continued)

Triggered a BPA Scoring question

Mychart Ort Sane Shoulder

Question	3/9/2021 2:51 PM EST - Filed by Teresa Pritchett, ATC
What percentage of normal is your shoulder today? Please indicate a number from 0 to 100 where 0 is Not Normal and 100 is Normal.	40
SANE Shoulder Score (range: 0 - 100)	40

Mychart Ort Vr12

Question	3/9/2021 2:52 PM EST - Filed by Teresa Pritchett, ATC
In general, would you say your health is:	Good
The following questions are about activities you might do during a typical day. Does your health now limit you in these activities? If so, how much?	
Moderate activities, such as moving a table, pushing a vacuum cleaner, bowling or playing golf?	Yes, limited a little
Climbing several flights of stairs?	No, not limited at all
During the past 4 weeks, have you had any of the following problems with your work or other regular daily activities as a result of your physical health?	
Accomplished less than you would like.	Yes, most of the time
Were limited in the kind of work or other activities.	Yes, most of the time
During the past 4 weeks, have you had any of the following problems with your work or other regular daily activities as a result of any emotional problems (such as feeling depressed or anxious)?	
Accomplished less than you would like.	Yes, most of the time
Didn't do work or other activities as carefully as usual	Yes, some of the time
During the past 4 weeks, how much did pain interfere with your normal work (including both work outside the home and housework)?	Quite a bit
These questions are about how you feel and how things have been with you during the past 4 weeks. For each question, please give the one answer that comes closest to the way you have been feeling.	
How much of the time during the past 4 weeks have you felt calm and peaceful?	A little of the time
How much of the time during the past 4 weeks did you have a lot of energy?	Some of the time
How much of the time during the past 4 weeks have you felt downhearted and blue?	Some of the time
During the past 4 weeks, how much of the time has your physical health or emotional problems interfered with your social activities (like visiting with friends, relatives, etc.)?	Some of the time
Now, we'd like to ask you some questions about how your health may have changed.	
Compared to one year ago, how would you rate your physical health in general now?	Much worse
Compared to one year ago, how would you rate your emotional problems (such as feeling anxious, depressed or irritable) now?	Slightly worse
VR12-Physical Component Score (range: 1 - 72)	37.8
VR12-Mental Component Score (range: -3 - 76)	32.38

Clinical Notes (continued)

Mychart Ort Brief Resilience Scale

Question	3/9/2021 2:52 PM EST - Filed by Teresa Pritchett, ATC
I tend to bounce back quickly after hard times.	Strongly Agree
I have a hard time making it through stressful events.	Disagree
It does not take me long to recover from a stressful event.	Agree
It is hard for me to snap back when something bad happens.	Agree
I usually come through difficult times with little trouble.	Neutral
I tend to take a long time to get over set-backs in my life.	Disagree
Brief Resilience Scale Score (range: 6 - 30)	3.33[GO.9T]

Electronically signed by Ode, Gabriella Elameyi, MD at 3/15/2021 8:33 PM

Attribution Key

GO.1 - Ode, Gabriella Elameyi, MD on 3/15/2021 7:57 PM
GO.2 - Ode, Gabriella Elameyi, MD on 3/15/2021 8:22 PM
GO.3 - Ode, Gabriella Elameyi, MD on 3/15/2021 8:28 PM
GO.4 - Ode, Gabriella Elameyi, MD on 3/9/2021 3:28 PM
GO.5 - Ode, Gabriella Elameyi, MD on 3/9/2021 3:30 PM
GO.6 - Ode, Gabriella Elameyi, MD on 3/15/2021 8:32 PM
GO.7 - Ode, Gabriella Elameyi, MD on 3/15/2021 8:31 PM
GO.8 - Ode, Gabriella Elameyi, MD on 3/15/2021 8:33 PM
GO.9 - Ode, Gabriella Elameyi, MD on 3/15/2021 8:29 PM
TP.1 - Pritchett, Teresa, ATC on 3/8/2021 2:38 PM
TP.2 - Pritchett, Teresa, ATC on 3/9/2021 2:52 PM
M - Manual, T - Template

Imaging

Imaging

XR Shoulder 2+ Vw Left (Expired)

Electronically signed by: Thompson, Kimberly, CMA on 03/09/21 1428 — Status: Expired
Ordering user: Thompson, Kimberly, CMA 03/09/21 1428 — Ordering provider: Ode, Gabriella Elameyi, MD
Authorized by: Ode, Gabriella Elameyi, MD — Ordering mode: Per office guidelines
Cosigning events
Electronically cosigned by Ode, Gabriella Elameyi, MD 03/09/21 1542 for Ordering
Frequency: Routine 03/09/21 - — Class: Clinic Performed
Quantity: 1
Diagnoses
Chronic left shoulder pain [M25.512, G89.29]

Questionnaire

Question	Answer
Select reason for exam method:	Free Text Reason and Hx
Release to patient	Immediate

Order comments: TRUE AP/ SCAP Y LEFT ROOM 1 ODE

Indications

Chronic left shoulder pain [M25.512, G89.29 (ICD-10-CM)]

03/09/2021 - Office Visit in Blue Ridge Orthopaedics-Easley (continued)

Imaging (continued)

03/09/2021 - Office Visit in Blue Ridge Orthopaedics-Easley
IP Code Doc Timeline

Patient Care Timeline

No data selected in time range

03/09/2021 - Office Visit in Blue Ridge Orthopaedics-Easley (continued)

Other Orders

Outpatient Referral

Amb Referral to Physical Therapy -Greenville (Discontinued)

Electronically signed by: Ode, Gabriella Elameyi, MD on 03/09/21 1527 — Status: Discontinued
Ordering user: Ode, Gabriella Elameyi, MD 03/09/21 1527 — Authorized by: Ode, Gabriella Elameyi, MD
Ordering mode: Standard
Frequency: Routine 03/09/21 - — Class: Internal Referral
Quantity: 1 — Released by: Ode, Gabriella Elameyi, MD 03/09/21 1527
Discontinued by: Epic, User 06/16/22 0107 [Order Expired]
Diagnoses
Chronic left shoulder pain [M25.512, G89.29]
Nontraumatic complete tear of left rotator cuff [M75.122]
Order comments: Therapy for left shoulder, rotator cuff tear with stiffness Prehab for ROM, anticipate cuff repair early April 2 x week for 4 weeks.

Indications

Chronic left shoulder pain [M25.512, G89.29 (ICD-10-CM)]
Nontraumatic complete tear of left rotator cuff [M75.122 (ICD-10-CM)]

Flowsheets

Custom Formula Data

Row Name	03/09/21 1431
Height and Weight	
BMI (Calculated)	23.44 -KT at 03/09/21 1431
BSA (Calculated - sq m)	1.52 sq meters -KT at 03/09/21 1431
Dubois BSA Formula (Calculated - sq m)	1.5 sq meters -KT at 03/09/21 1431
IBW/KG (calculated)	45.5 -KT at 03/09/21 1431
Weight in (lb) to have BMI = 25	127.7 -KT at 03/09/21 1431
Adjusted Body Weight (kg)	49.07 kg -KT at 03/09/21 1431
BMI (Calculated)	23.4 -KT at 03/09/21 1431
OTHER	
Target weight:	128 lbs -KT at 03/09/21 1431
Unitless Weight	54.43 -KT at 03/09/21 1431
Unitless Height	1.52 -KT at 03/09/21 1431
Ideal Body Weight [IBW]	83.6 -KT at 03/09/21 1431

Flowsheets (continued)

(lbs)	
~~Weight (lb) [Bariatrics Program]~~	120 -KT at 03/09/21 1431
~~Height (m2)~~	1.52 -KT at 03/09/21 1431
Weight Change from Last Bariatric Encounter (lbs)	0 -KT at 03/09/21 1431
IBW/kg (Calculated) Male	50 kg -KT at 03/09/21 1431
IBW/kg (Calculated) FEMALE	45.5 kg -KT at 03/09/21 1431

Adult IBW/VT Calculations

Low Range Vt 6mL/kg	273 mL/kg -KT at 03/09/21 1431
~~Adult Moderate Range Vt 8mL/kg~~	364 mL/kg -KT at 03/09/21 1431
Adult High Range Vt 10mL/kg	455 mL/kg -KT at 03/09/21 1431

Anthropometrics

BMI Classification	Normal -KT at 03/09/21 1431
Ideal Body Weight	45.5 kg -KT at 03/09/21 1431
~~Ideal Body~~ Weight	45.5 -KT at 03/09/21 1431

Encounter Vitals

Row Name	03/09/21 1431
Enc Vitals	
Resp	16 -KT at 03/09/21 1431
Weight	54.4 kg (120 lb) -KT at 03/09/21 1431
Height	152.4 cm (60") -KT at 03/09/21 1431

Travel and Exposure Screening

Row Name	03/09/21 1425
Travel Screening	
Traveled outside the U.S. in the last month?	No -KF at 03/09/21 1425
Exposure Screening	
Contact with someone with a communicable disease in the last month such as Measles, Influenza, etc.?	No -KF at 03/09/21 1425

User Key (r) = Recorded By, (t) = Taken By, (c) = Cosigned By

Initials	Name	Effective Dates	Provider Type	Discipline
KT	Thompson, Kimberly, CMA	09/28/18 -	Medical Assistant	Patient Care

Flowsheets (continued)

KF	Fogle, Karen	—	—	—

Messages

Questionnaire Submission

From	To	Sent
Sonya M Parks	Gabriella Elameyi Ode, MD	3/9/2021 2:52 PM

Patient Questionnaire Submission

Questionnaire: Brief Resilience Scale

Question: I tend to bounce back quickly after hard times.
Answer: Strongly Agree

Question: I have a hard time making it through stressful events.
Answer: Disagree

Question: It does not take me long to recover from a stressful event.
Answer: Agree

Question: It is hard for me to snap back when something bad happens.
Answer: Agree

Question: I usually come through difficult times with little trouble.
Answer: Neutral

Question: I tend to take a long time to get over set-backs in my life.
Answer: Disagree

Questionnaire Submission

From	To	Sent
Sonya M Parks	Gabriella Elameyi Ode, MD	3/9/2021 2:52 PM

Patient Questionnaire Submission

Questionnaire: THE VETERANS RAND 12 ITEM HEALTH SURVEY (VR-12)

Question: In general, would you say your health is:
Answer: Good

The following questions are about activities you might do during a typical day. Does your health now limit you in these activities? If so, how much?

Question: Moderate activities, such as moving a table, pushing a vacuum cleaner, bowling or playing golf?
Answer: Yes, limited a little

Question: Climbing several flights of stairs?
Answer: No, not limited at all

During the past 4 weeks, have you had any of the following problems with your work or other regular daily activities as a result of your physical health?

Question: Accomplished less than you would like.
Answer: Yes, most of the time

Question: Were limited in the kind of work or other activities.
Answer: Yes, most of the time

During the past 4 weeks, have you had any of the following problems with your work or other regular daily activities as a result of any emotional problems (such as feeling depressed or anxious)?

Question: Accomplished less than you would like.
Answer: Yes, most of the time

Question: Didn't do work or other activities as carefully as usual
Answer: Yes, some of the time

Question: During the past 4 weeks, how much did pain interfere with your normal work (including both work outside the home and housework)?
Answer: Quite a bit

These questions are about how you feel and how things have been with you during the past 4 weeks. For each question, please give the one answer that comes closest to the way you have been feeling.

Question: How much of the time during the past 4 weeks have you felt calm and peaceful?
Answer: A little of the time

Messages (continued)

Question: How much of the time during the past 4 weeks did you have a lot of energy?
Answer: Some of the time

Question: How much of the time during the past 4 weeks have you felt downhearted and blue?
Answer: Some of the time

Question: During the past 4 weeks, how much of the time has your physical health or emotional problems interfered with your social activities (like visiting with friends, relatives, etc.)?
Answer: Some of the time

~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~

Now, we'd like to ask you some questions about how your health may have changed.
Question: Compared to one year ago, how would you rate your physical health in general now?
Answer: Much worse

Question: Compared to one year ago, how would you rate your emotional problems (such as feeling anxious, depressed or irritable) now?
Answer: Slightly worse

Questionnaire Submission

From	To	Sent
Sonya M Parks	Gabriella Elamayi Ode, MD	3/9/2021 2:51 PM

Patient Questionnaire Submission

Questionnaire: Single Assessment Numeric Evaluation (SANE)

Question: What percentage of normal is your shoulder today? Please indicate a number from 0 to 100 where 0 is Not Normal and 100 is Normal.
Answer: 40

Questionnaires

Legend:
~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~

Questionnaires (continued)

Triggered a BPA Scoring question

Mychart Ort Sane Shoulder

Question	3/9/2021 2:51 PM EDT - Filed by Teresa Pritchett, ATC
What percentage of normal is your shoulder today? Please indicate a number from 0 to 100 where 0 is Not Normal and 100 is Normal.	40
SANE Shoulder Score (range: 0 - 100)	40

Mychart Ort Vr12

Question	3/9/2021 2:52 PM EDT - Filed by Teresa Pritchett, ATC
In general, would you say your health is:	Good
The following questions are about activities you might do during a typical day. Does your health now limit you in these activities? If so, how much?	
Moderate activities, such as moving a table, pushing a vacuum cleaner, bowling or playing golf?	Yes, limited a little
Climbing several flights of stairs?	No, not limited at all
During the past 4 weeks, have you had any of the following problems with your work or other regular daily activities as a result of your physical health?	
Accomplished less than you would like.	Yes, most of the time
Were limited in the kind of work or other activities.	Yes, most of the time
During the past 4 weeks, have you had any of the following problems with your work or other regular daily activities as a result of any emotional problems (such as feeling depressed or anxious)?	
Accomplished less than you would like.	Yes, most of the time
Didn't do work or other activities as carefully as usual	Yes, some of the time
During the past 4 weeks, how much did pain interfere with your normal work (including both work outside the home and housework)?	Quite a bit
These questions are about how you feel and how things have been with you during the past 4 weeks. For each question, please give the one answer that comes closest to the way you have been feeling.	
How much of the time during the past 4 weeks have you felt calm and peaceful?	A little of the time
How much of the time during the past 4 weeks did you have a lot of energy?	Some of the time
How much of the time during the past 4 weeks have you felt downhearted and blue?	Some of the time
During the past 4 weeks, how much of the time has your physical health or emotional problems interfered with your social activities (like visiting with friends, relatives, etc.)?	Some of the time
Now, we'd like to ask you some questions about how your health may have changed.	
Compared to one year ago, how would you rate your physical health in general now?	Much worse
Compared to one year ago, how would you rate your emotional problems (such as feeling anxious, depressed or irritable) now?	Slightly worse
VR12-Physical Component Score (range: 1 - 72)	37.8
VR12-Mental Component Score (range: -3 - 76)	32.38

Mychart Ort Brief Resilience Scale

Question	3/9/2021 2:52 PM EDT - Filed by Teresa Pritchett, ATC
I tend to bounce back quickly after hard times.	Strongly Agree
I have a hard time making it through stressful events.	Disagree
It does not take me long to recover from a stressful event.	Agree
It is hard for me to snap back when something bad happens.	Agree
I usually come through difficult times with little trouble.	Neutral
I tend to take a long time to get over set-backs in my life.	Disagree
Brief Resilience Scale Score (range: 6 - 30)	3.33

03/09/2021 - Office Visit in Blue Ridge Orthopaedics-Easley (continued)

Documents

Radiology Screening - Scan on 3/9/2021 3:18 PM; BROE 3/9/2021 PREGNANCY SCREENING FOR RADIOLOGY EXPOSURE

Scan (below)

PREGNANCY SCREENING FOR RADIOLOGY EXPOSURE (All females 10-55 years of age)

1. NAME Parks (Last) Sonya (First) (Middle) 2A-70 Date of Birth
2. AGE 51 year
3. EXAM ☐ Routine ☐ Urgent (needed in 1-24 hours) ☐ Emergency (life or death)
4. Last Menstrual Period (LMP) started none
Number of days since last LMP ____

PREGNANCY

☐ Less than 14 days since beginning of LMP, proceed with exam.
☐ Proceed with exam
☐ a) Known to be menopausal (no menses 1 year or greater)
☐ b) Known pre-puberty (no onset of menses)
☐ c) Has had hysterectomy
☐ d) Has had tubal ligation (for 1 year or more)
☐ e) Currently using a consistent, reliable contraceptive method
i.e.: oral contraceptives, intra uterine device (IUD), injectable hormone contraceptive, compliant prophylactic use, single male partner with vasectomy, abstinence

☐ More than 14 days since beginning of LMP, does not meet above criteria, and unable to determine:
☐ 1. Routine: Reschedule in first 13 days of menstrual cycle or pregnancy test
☐ 2. Urgent: Consult performing physician, patient may need pregnancy test
☐ 3. Emergent: Consult with performing physician and proceed with Exam with precautions

☐ Known to be pregnant: Consult performing physician

BREAST FEEDING

☐ Known to be breastfeeding and receiving IV medicines (i.e. Contrast or Nuclear medicine)
Consult performing physician

I have been informed and made aware of certain consequences and risks to the unborn baby that are associated with an X-ray exam when the patient is pregnant. By signing below, I agree that the above statements are true and hereby release the Greenville Hospital System and its directors, officers, employees and agents from any and all liability or claims that may result from exposure to ionizing radiation and assume responsibility for my decision to undergo the procedure listed.

Signature of Patient — Date 3-9-21 Time 2:30

Signature of Parent or Minor (Under Majority Age) — Date 3-9-21 Time 2:30

Witness Signature — Witness Name and Title: Evelyn Harper RT

Comments: ____

☐ Patient shielded
☐ Patient not shielded

PREGNANCY SCREENING FOR RADIOLOGY EXPOSURE (All females 10-55 years of age) M10520 (12/17) PAGE 1 OF

Documents (continued)

After Visit Summary - Document on 3/9/2021 3:30 PM: After Visit Summary

Document (below)

PRISMA HEALTH

AFTER VISIT SUMMARY

Sonya M. Parks

Instructions

Vendor: BE ATI Physical Therapy
Address: 112 John Street EASLEY SC 29640
Expires: 9/8/2022 (requested)

(around 3/30/2021) for F/U LEFT SHOULDER (PILE-OP).

What's Next

Tuesday March 30 1:45 PM (Arrive by 1:30 PM)

Blue Ridge Orthopaedics Easley

Please bring any insurance information and a copayment if required by your insurance company.

Today's Visit

You saw Gabrielle Ode, MD on Tuesday March 9, 2021 for:

- Pain of the Left Shoulder

The following issues were addressed:

- Chronic left shoulder pain
- Nontraumatic complete tear of left rotator cuff

Pain	Weight
23/44	120 lb
Height	Temperature
5'	16

Allergies

Codeine
Tramadol Nausea Only

Health Maintenance Overview

Performed

Due Next 3 Months

Overdue
Mammogram

MyChart Sign-Up

Send messages to your doctor, view your test results, renew your prescriptions, schedule appointments, and more.

Go to https://mychart.prismahealth.org/MyChart/, click "Sign Up Now", and enter your personal activation code: KW5V9-M47R-2C7PX. Activation code expires 6/8/2021.

Documents (continued)

Patient Notes

Use the space below to write down any notes about today's visit:

Documents (continued)

Your Medication List

ⓘ If you have any questions, ask your nurse or doctor.

diclofenac 75 mg EC tablet (VOLTAREN)

Take 1 tablet (75 mg) by mouth 2 (two) times a day

03/09/2021 - Office Visit in Blue Ridge Orthopaedics-Easley (continued)

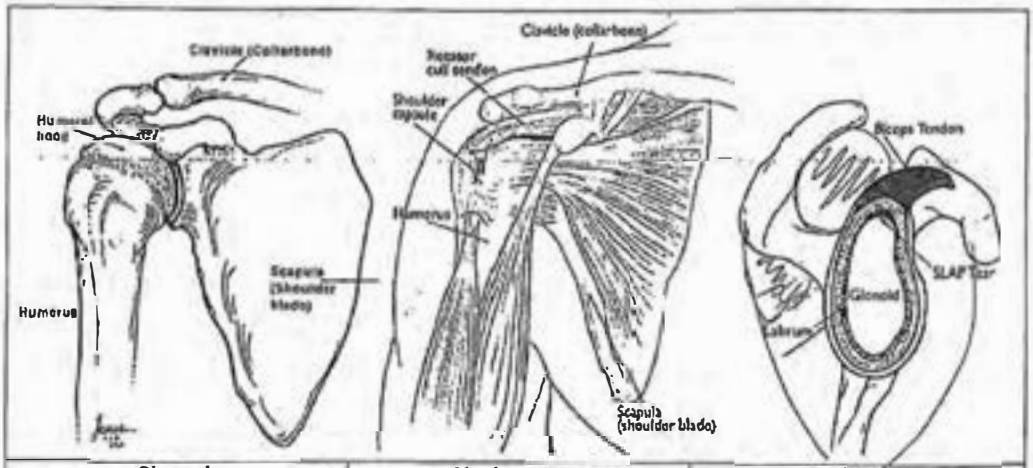
Documents (continued)

POC (Plan of Care) - Scan on 3/17/2021 3:25 PM: BROE 3/9/2021 SHOULDER DIAGRAM/INTAKE

Scan (below)

Sonya Parks

Prisma Health - Upstate Blue Ridge Orthopedics 309 East 1st Ave Easley, SC 29640 (864) 850-2563	Dr. Gabriella Ode Sports Medicine and Shoulder Surgery MY Right / Left SHOULDER Date: 3-9-2021	970044925 Prisma Health - Upstate Blue Ridge Orthopedics 8 Justice Ln Anderson, SC 29625 (864) 260-2930



Diagnosis	Plan/Next Steps	Follow-Up
Rotator cuff tear with adhesive capsulitis	Pre surgery PT for range of motion Rotator cuff repair, possible biceps tenodesis ~3 weeks	2-3 weeks - March 30 for range of motion check Surgery ~ 3 weeks if range of motion improved

Documents (continued)

NEW PATIENT INTAKE - SHOULDER

Date of Visit 3/9/21 MRN: 9700 44925 Name: Sonya Parks

General Information	
Preferred Contact: ☐ Phone	[redacted] ☐ Email: [redacted]
Hand Dominance	☐ Right-Handed ☐ Left-Handed ☐ Both
Occupation:	Certified Grammar Coach and Family Worker part time
Sports/Recreational Activities	no
Do you use tobacco products?	☐ No ☐ Yes How often per day?:
Are you diabetic (Type I or II)?	☐ No ☐ Yes

Injury Information - Shoulder	
Which shoulder is bothering you?	☐ Right ☐ Left ☐ Both
How long have you had this problem?	1 year
How would you describe the quality of your pain? *(e.g sharp, throbbing, stinging, dull ache, etc)*	like a tooth ache most of the time
In general, are your symptoms getting better, getting worse, or staying about the same?	staying the same
Did your shoulder pain start with a specific injury? - If "yes", what was the date of injury: - Mechanism of injury: - Is the injury work-related?	☐ Yes ☐ No repetitive motion ☐ Yes ☐ No
If there was no injury, did the pain start with a particular *activity (e.g. baseball, tennis, painting, etc.)*?	☐ Yes ☑ No List activity:
Have you had any previous surgery to your shoulder?	☐ Yes ☒ No List surgeries:

Check all previous treatments for your shoulder

☐ Pain medications (OTC or Rx) - List meds:	☑ Cortisone injections - How many? 1 - Date of last injection: 10/19 → 5 weeks	☐ Physical Therapy - When? - How many sessions?
☐ Home Exercises Since When?	☐ Other Treatments - Describe: N/A	

Notes Section (Completed by Physician):

Page 1 of 5

END OF REPORT

Re: *Sonya Parks -vs- Cintas Corporation*
Date of Accident: June 15, 2022
WCC File Number: 2207846
Claim Number: 4A2206I38QD-0001

APA 10

Deposition Transcripts
Gerrit Kurticz (Safety Manager)
Kami Phillips (Human Resources)
Tanner Burton (Production Manager)
Linda (QA Supervisor)
Wanda Jefferson (Co-worker)

SOUTH CAROLINA WORKERS' COMPENSATION COMMISSION
COLUMBIA, SOUTH CAROLINA
W.C.C. FILE NO. 2118724 and 2207846

SONYA MELISSA PARKS, CLAIMANT, VS. CINTAS CORPORATION, EMPLOYER, AND FARMINGTON CASUALTY COMPANY, CARRIER, DEFENDANTS.	**DEPOSITION** **OF** **GERRIT KURTYCZ**

PURSUANT TO NOTICE, THE VIDEOCONFERENCE DEPOSITION OF GERRIT KURTYCZ, WAS TAKEN ON FRIDAY, SEPTEMBER 23, 2022, COMMENCING AT THE HOUR OF 10:36 A.M. WITH ALL PARTIES APPEARING REMOTELY IN SOUTH CAROLINA.

SALLYE D. NELSON
VERBATIM REPORTER

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ALSO REMOTELY PRESENT
TANNER BURTON

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EXHIBITS

NONE MARKED

*DIGITAL RECORDING RETAINED FOR SIX (6) MONTHS FROM DATE OF CERTIFICATION.

STIPULATIONS

IT IS AGREED BY AND BETWEEN COUNSEL FOR THE PARTIES THAT THIS DEPOSITION IS BEING TAKEN PURSUANT TO THE SOUTH CAROLINA RULES OF CIVIL PROCEDURE.

THE READING AND SIGNING OF THIS DEPOSITION IS **WAIVED** BY THE DEPONENT AND COUNSEL FOR THE RESPECTIVE PARTIES.

BEING DULY SWORN TO TELL THE TRUTH, THE WHOLE TRUTH, AND NOTHING BUT THE TRUTH, GERRIT KURTYCZ, TESTIFIED AS FOLLOWS:

EXAMINATION

BY MS. RICHEY:

Q Hi. Mr. Kurtycz, my name is Lola Richey. I'm an attorney out of Greenville with Richey and Richey Law Firm. Good morning. How are you?

A Fine. How are you?

Q I'm doing fine. And I see you're in your vehicle driving. I don't anticipate we'll be here very long, okay?

A Okay.

Q All right. So although I'm from South Carolina, if I talk fast or talk a lot, just ask me to rephrase; I'll be happy to do so.

A Okay.

Q Okay. All right. Sounds good. Can I get your full

legal name for the record just one more time?
A Gerrit Jims Kurtycz.
Q And, Mr. Kurtycz, where do you currently work for?
A I work for Cintas.
Q And how long have you been working for Cintas?
A For one-year-and-three-months.
Q Okay. And what do you do there for Cintas, Mr. Kurtycz?
A I'm in management training.
Q Okay. All righty. Do you know Ms. Sonya Parks?
A I do know Ms. Sonya Parks.
Q You do know her. And what do you know and how -- do you know how long she's been working there?
A I do, yes.
Q Okay. And how long is that?
A Twenty-plus years.
Q Okay. All right. Sounds good. Do you know what Ms. Parks does?
A Folds.
Q Okay. And do you know what the central function of her job is as a folder?
A To fold garments.
Q Okay. Is it fair to say then have you been out to Ms. Parks' jobsite?
A Yes.

Q Okay. And so is it -- and I see we've got some delays with you being on the car phone. Is it fair to say that the essential functions of her job as a folder is to -- to lift and grab and reach and pull garments; is that correct?
A The job is to fold garments out of the cart.
Q Okay. And so with that folding, does that involve reaching, pulling, lifting, grabbing; is that fair to say?
A Yes.
Q Okay. And so did Ms. -- I think you completed an accident report for Sonya Parks; is that correct?
A Yes.
Q And what did Ms. Sonya Parks tell you for this --
A The left --
Q -- June 15th, 2022, accident?
A The left shoulder. I don't recall the exact verbiage on the accident report, but it was something along the lines of her left shoulder --
Q Okay.
A -- it was --
Q And did she tell you how?
A Yeah, I was -- (technical difficulty) -- so --
Q I'm sorry.
A What?

Q Did -- I'm sorry. You went out with the car. Tell me again now.
A I don't recall the --
Q Okay.
A -- exact verbiage, but it was something along the lines of --
Q Okay. Okay. Was it somewhere along the lines that she had lift -- she had hurt her left shoulder folding some garments for Cintas; is that correct?
A Yes.
Q Okay. All righty then. And so -- all righty. And then after she hurt her left shoulder, on June of 2022, it looks like she went to the doctor that -- that your office, Cintas, sent her to one of your doctors; is that correct?
A She went to the occupational therapist that our location sees for working in comp related injuries.
Q Okay. And it looks like from the accident report, she was folding some Baxter coveralls; is that correct, do you recall?
A If that's what's on the accident report, then that's what she's done.
Q Okay. All right. Then -- and did you complete that accident report?
A I did.

Q And that's your signature on the accident report?
A Yes.
Q Okay. All right. Sounds good. I don't think I have any additional questions, Mr. Kurtycz. Ask [sic] any questions that your attorney may have.

EXAMINATION BY MR. LAFAVE:

Q Gerrit, I'll be quick. Can you describe for me the setup for the folder, as far as the cart and the table?
A Say that again, Matt.
Q Sure. Can you describe for me the setup for a fold room as to the cart and the table?
A The cart is right beside her, and she pulls the coverall off the top and she folds it. And it's -- the coverall is pretty standard. It varies in sizes, as wouldn't consider anything out of the ordinary. It's -- I mean it's the most ergonomical setup we have.
Q Okay. How tall is the table, how high?
A Oh. It's about waist high. At waist high, I believe.
Q Okay. So if Ms. Parks is able to remove the item straight from the cart and bring it up to the table, would it still just be waist-high?
A The table?
Q When moving the -- the coveralls, if she's pulling them from the cart and sliding them up across the table, is that also just waist high?

A Yeah, the cart and the -- the cart and the table are, I believe, the same height.
Q Okay. In the time that you have interacted with her and dealt with her since she injured her right shoulder in September, had she ever complained to you that she was having left shoulder problems?
A Not once.
Q Were you aware that she had a history of a left shoulder problem?
A No.
Q Okay. All right. If Ms. Parks has testified in this case that prior to June 15th of 2022, she had a torn rotator cuff, do you have any reason to dispute her own testimony about that?
A And can you say that again in different verbiage?
Q Sure. If Ms. Parks has indicated before June 15th she had a torn rotator cuff in her left shoulder, do you have any reason to dispute Ms. Parks testimony?
A Yeah. She doesn't. She never said anything -- that to us.
Q But if she said she had that tear in her shoulder, you don't have a reason to dispute that, do you?
A Like from -- like she's never said anything about that to me, I guess.
Q Okay. All right. And if she testified that after the

September incident with her right shoulder, that her left shoulder started to bother her, do you have any reason to dispute Ms. Parks testimony about that?

A Yeah. She never said anything to me about that either.

Q Okay. All right. Those are all the questions I have.

RE-EXAMINATION BY MS. RICHEY:

Q I just -- Mr. Kurtycz, I just have something, and very quick. Do you know how tall Ms. Parks is?

A I do not know the height of Ms. Parks.

Q Okay. Have you ever met her before?

A Yes.

Q Okay. Is she shorter than you?

A Yes.

Q And how tall are you, if you don't mind me asking?

A Six-foot.

Q Six-foot. Does she come to basically your chin?

A I -- I don’t know how tall she is compared --

Q Okay. And that's --

A -- to myself.

Q And that's okay. The -- the Baxter coveralls, they are various sizes; is that correct?

A Yes, there are various sizes.

Q Okay. And from my understanding those coveralls go anywhere between a small up until an 8XL; is that correct?

A Correct.
Q And so the ones, the Baxter coveralls that are like the 4XLs and the 5XLs, they will be taller with more fabric; is that fair so say?
A Yes. I -- I mean any clothing you have, the more bigger the size, the more fabric there's going to be.
Q Is -- okay. Okay. And so, the Baxter coveralls that Ms. Parks was working on that day, that was the 4XLs and the 5XLs, it's fair to say they will be heavier garments; is that fair to say?
A I wouldn't -- I wouldn't say heavy. They -- I mean, heavy's I guess a term depending on the person that's -
-
Q Okay.
A -- it's a garment.
Q Okay. And that's fair. But it will be more fabric than, say, a smaller garment; is that fair?
A Yes. I -- I mean --
Q Okay.
A -- it's just where it's a small, it's going to have less fabric than something --
Q Okay.
A -- that's large.
Q And I just -- and I just have one more question for you. So Ms. Parks, before June 15th of 2022, she was

doing her job full duty without any problems; is that correct? She was working for Cintas without any problems before --

A I'd --

Q -- June --

A -- never heard --

Q -- 15 --

A -- of any problems.

Q And she was --

A Other than the -- the -- other (technical difficulty) --

Q I'm sorry?

A Other than the other shoulder incident before.

Q Okay. But she --

A But --

Q -- wasn't --

A -- the --

Q That morning, so the day of June 15th of 2022, and before then, she was -- she'd -- she was working with Cintas doing her regular job at full duty; is that -- is that fair to say?

A I believe so.

Q Okay. All right. Sounds good. I don't think I have any questions, Mr. Clark -- Mr. Kurtycz. I think that's it.

MR. LAFAVE: That's it.

(THIS DEPOSITION WAS CONCLUDED AT 10:45 A.M.)

CERTIFICATE

This is to certify that the foregoing deposition of **GERRIT KURTYCZ**, consisting of **13** pages, represents a true and accurate transcript of the testimony given by said deponent after first being placed under oath and sworn to speak the whole truth.

This transcript may contain quoted material. Such material is reproduced as read or quoted by the speaker. This deposition transcript has been transcribed as to the questions set forth and answers provided.

Any and all offered exhibits, stipulations, and objections, if any, involved in the referenced matter are attached or included herein.

IN WITNESS WHEREOF, I have set my hand this 9th day of October, 2022.

Sallye Deanne Nelson

_____
Sallye D. Nelson

Notary Public for the State of South Carolina
My Commission Expires: May 5, 2032

SOUTH CAROLINA WORKERS' COMPENSATION COMMISSION
COLUMBIA, SOUTH CAROLINA
W.C.C. FILE NO. 2118724 and 2207846

SONYA MELISSA PARKS,	)	
	)	
CLAIMANT,	)	**30(B)(6) DEPOSITION**
	)	
VS.	)	**OF**
	)	
CINTAS CORPORATION,	)	**KAMI PHILLIPS**
	)	
EMPLOYER,	)	
	)	
AND	)	
	)	
FARMINGTON CASUALTY COMPANY,	)	
	)	
CARRIER,	)	
	)	
DEFENDANTS.	)	

PURSUANT TO NOTICE, THE VIDEOCONFERENCE 30(B)(6) DEPOSITION OF KAMI PHILLIPS, WAS TAKEN ON FRIDAY, SEPTEMBER 23, 2022, COMMENCING AT THE HOUR OF 9:49 A.M. WITH ALL PARTIES APPEARING REMOTELY IN SOUTH CAROLINA.

SALLYE D. NELSON
VERBATIM REPORTER

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ALSO REMOTELY PRESENT
TANNER BURTON
GERRIT KURTYCZ

INDEX

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EXHIBITS

CLAIMANT'S EXHIBIT NUMBER 1, MARKED, JOB DESCRIPTION, ATTACHED.....
(marked following deposition)

*DIGITAL RECORDING RETAINED FOR SIX (6) MONTHS FROM DATE OF CERTIFICATION.

STIPULATIONS

IT IS AGREED BY AND BETWEEN COUNSEL FOR THE PARTIES THAT THIS DEPOSITION IS BEING TAKEN PURSUANT TO THE SOUTH CAROLINA RULES OF CIVIL PROCEDURE.

THE READING AND SIGNING OF THIS DEPOSITION IS **WAIVED** BY THE DEPONENT AND COUNSEL FOR THE RESPECTIVE PARTIES.

BEING DULY SWORN TO TELL THE TRUTH, THE WHOLE TRUTH, AND NOTHING BUT THE TRUTH, KAMI PHILLIPS, TESTIFIED AS FOLLOWS:

EXAMINATION

BY MS. RICHEY:

Q Good morning. My name is Attorney Lola Richey. I am with the Richey and Richey Law Firm here in Greenville, South Carolina. Thank you for allowing us to take your deposition this morning.

A No problem.

Q I -- although I'm from South Carolina, sometimes I talk fast, sometimes I talk a lot. If I ask a question, if you're not clear about something, just ask me to rephrase. I'll be happy to rephrase, okay?

A Sounds good.

Q And I don't anticipate we'll be here very long, but if at any -- any time you need to stand up, walk around, take a break, please, do so, okay?

A Okay.
Q Have you ever had your deposition taken before?
A No, ma'am.
Q Okay. Just -- I know your attorney has probably gone over this with you, but this nice lady that's just swore you in, she's a court reporter. So if you can give us a good verbal response, I'd appreciate that, okay?
A Okay.
Q So if you do an “uh-huh” or nodding your head, she -- she's can't write that down. So if you can give us a good response, I'd appreciate that.
A Got it.
Q Can I -- all right. Can I get your full legal name for the record?
A Kami Phillips.
Q And, Ms. Phillips, exactly what is your job title?
A H.R. Manager.
Q And as H.R. Manager, how long have -- and I'm assuming that's with Cintas?
A I’m sorry?
Q I'm assuming you are the H.R. Manager for Cintas Corporation?
A For location 2 -- 236.
Q Okay. Location 236. So is how many locations are

there here in Greenville County?
A I'm only the H.R. Manager for this location.
Q Okay, 236. Okay. And how long have you been the H.R. Manager for location 236, for Cintas?
A February of 2021.
Q All right. Exactly what does Cintas do; what do they, what's -- what's their job function?
A Cintas provides uniform and different products for different businesses.
Q Okay. And I'm assuming you know Ms. Sonya Parks; is that correct?
A Correct.
Q And in her personnel file, can you specify, as H.R. Manager, has she ever had any type disciplinary issues are any problems to that effect?
A Has she had disciplinary on --
Q Any --
A -- what?
Q -- occasion.
A Yes, she has.
Q Okay. All righty. And but overall though, what type of worker has she been?
A She's one of our production partners. She works in the cleaning room as a folder.
Q Okay. Alright, as a folder. And how long has she been

working for Cintas Corporation?
A I don't have the exact date of her hire.
Q Okay. All righty then. Ms. Phillips, I -- is it fair to say that -- I've got your telephone number as area code 706-726-6885; does that --
A Correct.
Q -- sound correct? All right.
A That’s correct.
Q And I'm assuming, when Ms. Parks contact you, does she contact you via email, or does she send you a text message, or does she call you?
A Most times she sends a text message.
Q Okay. And did she send a text message to you on June -- - Wednesday, June 15th of 2022?
A She did.
Q And do -- can you tell us what that text message was?

MR. LAFAVE: Well, Lola --

MS. RICHEY: Yes, ma'am [sic]. Yes. Yes, sir.

MR. LAFAVE: Before we started, you had indicated that you were going to be taking her deposition solely as a 30(b)(6) deponent on behalf of Cintas, limited --

MS. RICHEY: Right.

MR. LAFAVE: -- to the items in her personnel file.

MS. RICHEY: Right.

MR. LAFAVE: This -- this line of questioning is

more in line with Kami Phillips as a fact witness.

MS. RICHEY: No.

MR. LAFAVE: These text messages are not in her personnel file.

MS. RICHEY: Okay. Well, first of all, just to be clear, she is the Human Resource Manager, and we've already clarified that, she's already testified to that. And as a human resource manager she's already testified that when Ms. Parks contacts, she contacts her in the capacity of a human resource manager via text. And I've already established and laid for the foundation her cell phone number. So I'm not sure why we are --

MR. LAFAVE: Well --

MS. RICHEY: -- having a problem with that.

MR. LAFAVE: My -- my point is --

MS. RICHEY: As to her --

MR. LAFAVE: -- these are --

MS. RICHEY: -- medical --

MR. LAFAVE: These are questions that you would ask her as a fact witness.

MS. RICHEY: Okay.

MR. LAFAVE: That -- that's the difference between a fact witness and a 30(b)(6) is -- if you're asking her as a 30(b)(6) she's testifying as Cintas. You and

I went back and forth. Your 30(b)(6) notice is confined specifically to the records in her personnel file, not --

MS. RICHEY: Right.

MR. LAFAVE: This is not --

MS. RICHEY: Right.

MR. LAFAVE: -- in her personnel file.

MS. RICHEY: But don't -- okay. All right. The accident report is in her personnel file. I am talking about the accident report, which is in her personnel file, which --

MR. LAFAVE: But -- but --

MS. RICHEY: -- Ms. Kami --

MR. LAFAVE: -- ask her about the accident report, not text messages.

MS. RICHEY: All right. Sounds good.

MR. LAFAVE: But you and --

MS. RICHEY: Back on the record. We're back. Matt, back on the record. Let's -- let's get to it -- stick to it.

MS. RICHEY: Madam Court Reporter, we're back on the record. I'm not going to go over semantics.

EXAMINATION RESUMED BY MS. RICHEY:

Q Ms. Phillips, you're the H.R. manager; is that correct?

A Correct.

Q Has Ms. Parks reported to you a job injury?
A I'm sorry?
Q Did Ms. Sonya Parks report to you a job injury on June 15th of 2022?
A On June 15, 2022, I called her.
Q Okay.
A And she -- and she told me that she had hurt her shoulder.
Q Did she tell you what shoulder that she hurt?
A She did not.
Q Okay. Did she tell why she hurt her shoulder, as the personnel manager?
A She told me she was pulling some garments out of a bin, out of a cart.
Q Okay. And so as the H.R. manager, what -- what's -- what happened next?
A I say, "Ms. Sonya, we talked about this, if you needed some help --" She said, "I know. That's my fault. I should have called Brent or my production lead."
Q Yes, ma'am.
A And then she said, "But I didn't ask to go home; Tanner sent me home." She said, "I'm [technical interruption] --
Q Yes.
A -- accident, take a pain pill and I'll be back

tomorrow."
Q Okay.
A And --
Q And then what happened next?
A Then she text me later on that afternoon, and that's when she said, "To be on the safe side, I think I want to see a doctor," or something along those lines.
Q Okay. And then what happened next?
A She -- we were going to take her Thursday, and then she didn't come in. She ended up texting me Thursday morning --
Q Yes.
A -- and telling me she was still in pain, so she wasn't going to be able to make it in.
Q Yes, ma'am.
A But then Dr. Pill was either on vacation or out of the company or something, and we couldn't get her in Thursday, and then she wanted to go to the urgent care on Friday.
Q Yes, ma'am.
A And when I called our state -- regional safety, that's when she told me to take her to occupational -- occupational health or services or something like that.
Q Okay. All right. Sounds good. Now, as an employee of Cintas, was -- do -- were you aware if Ms. -- was it

documented in her personnel file of any work restrictions?

A That would be a safety question. I'm not -- I'm not sure.

Q Okay. All right. Sounds good. One moment. One moment. Yes. Did -- in her personnel file is there a job description for Ms. Sonya Parks?

A I would have to look. I would have to look in her personnel file.

MR. LAFAVE: Lola, do you want to take a quick break and have her grab it?

MS. RICHEY: Yes. Yes, ma'am.

(OFF THE RECORD)

EXAMINATION RESUMED BY MS. RICHEY:

Q As the personnel, human resource, do you report to anyone else, Ms. Phillips, or you were the point person for location two six -- 236 for Cintas?

A No. I do report to someone.

Q Okay. All righty then. Now, if there is -- do you know if Cintas does have job descriptions, written job descriptions?

A Yes.

Q Okay. And so can I go ahead -- as the personnel direct or human resource manager, and I'm going to go ahead and mark this as Plaintiff Exhibit Number 1, Ms. Parks'

job description. Do you mind providing that to your defense attorney, and I think that's in her personnel file, which you testified it exists, but if you wouldn't mind providing that to your attorney. I'm going to mark as Claimant Exhibit Number 1, the job description.

And, Ms. Phillips, I think that's -- that's all the questions I have for you. Answer any questions that Mr. LaFave may have. (Technical difficulty)

(OFF THE RECORD)

MR. LAFAVE: Sorry. Sorry. I thought she had muted the other one.

MS. RICHEY: Okay. I asked Ms. Phillips if she had any other questions, to ask any questions that her attorney had [sic].

MR. LAFAVE: Yeah, and I said I didn't have any questions. Sorry.

MS. RICHEY: Okay. All right. Sounds good. I don't have any -- any additional questions for Ms. Phillips.

(THIS DEPOSITION WAS CONCLUDED AT 9:58 A.M.)

CERTIFICATE

This is to certify that the foregoing deposition of **KAMI PHILLIPS**, consisting of **13** pages, represents a true and accurate transcript of the testimony given by said deponent after first being placed under oath and sworn to speak the whole truth.

This transcript may contain quoted material. Such material is reproduced as read or quoted by the speaker. This deposition transcript has been transcribed as to the questions set forth and answers provided.

Any and all offered exhibits, stipulations, and objections, if any, involved in the referenced matter are attached or included herein.

IN WITNESS WHEREOF, I have set my hand this 9th day of October, 2022.

Sallye Nelson

Sallye D. Nelson

Notary Public for the State of South Carolina
My Commission Expires: May 5, 2032

Folder (incentive)

Job Code: 323

Job Purpose

Prepare bundles for delivery as required by the customer. Product folding is done manually by hand. Daily accuracy and productivity of work is necessary for inventory control and accountability. Cleanroom observes adherence to
the Cintas Cleanroom location's quality management system and compliance to ISO 9001 requirements by following internal policies and procedures to provide quality products to all customers.

Responsibilities

- Prepare bundles for delivery as required by the customer. Fold by hand.
- Consistently meet or exceed the departments quality requirements.
- Operates basic equipment and completes routine tasks by following strict, detailed instructions.
- Operates in accordance with policies and rules, while performing routine safety checks on own equipment and workspace.
- Accepts changes at work.
- Uses facilities respectfully.
- Perform all other duties as assigned, including carrying out responsibilities, performing duties, using skills, and working in conditions necessary to perform all assigned tasks.

Performs all other duties as assigned, including carrying out responsibilities, performing duties, using skills, and working in conditions necessary to perform all assigned tasks.

Behavioral Skills

- Customer Focus
  - Identifies and meets the needs of internal and external customers, being continually focused on outcomes for customers.
- Listening with Respect
  - Shows respect for others by seeking to understand their perspectives. Demonstrates positive regard for others. Embraces diversity.
- Responsibility for Safety
  - Focuses on safety, strives for high standards in safety, health, environmental performance and sets a new standard. Immediately reports any safety infractions or unsafe behaviors to the

EXHIBIT
Phillips 1
SDN 9-23-22

Production Supervisor.
- Teamwork and Collaboration
  - Works cooperatively as part of a team and collaboratively with peers, internally and externally. Specifically, cooperates; for example, supporting team decisions.
- Organizational Commitment
  - Aligning one's own behavior with the organization's needs and acting in a way that promotes the organization's goals.
- Attention to Detail
  - Manages, tracks and attends to multiple pieces of information, immediately reporting any issues to the Production Supervisor.

Technical Skills

- Numerical Skills
  - Uses an elementary understanding of numerical concepts to perform mathematical operations.
- Production
  - Works without supervision and provides technical guidance when required on ensuring that products are produced on time and meet all necessary standards.
- Equipment Utilization
  - Works under supervision at an elementary level to optimize the utilization of production plant, equipment and materials.
- Health and Safety
  - Manages and applies safe systems of work with guidance (but not constant supervision).
- Policy and procedures
  - Works under supervision at an elementary level to understand policies and procedures.
- Verbal Communication
  - Uses clear and effective elementary verbal communications skills under supervision. Basic minimum language communication skills in speaking and understanding English.

Education

- High School diploma or GED preferred.

Experience

- Production and teamwork environment preferred.

Additional Information

- Attendance is an essential function of the job.

SOUTH CAROLINA WORKERS' COMPENSATION COMMISSION
COLUMBIA, SOUTH CAROLINA
W.C.C. FILE NO. 2118724 and 2207846

SONYA MELISSA PARKS,	)	
	)	
CLAIMANT,	)	**DEPOSITION**
	)	
VS.	)	**OF**
	)	
CINTAS CORPORATION,	)	**TANNER BURTON**
	)	
EMPLOYER,	)	
	)	
AND	)	
	)	
FARMINGTON CASUALTY COMPANY,	)	
	)	
CARRIER,	)	
	)	
DEFENDANTS.	)	

PURSUANT TO NOTICE, THE VIDEOCONFERENCE DEPOSITION OF TANNER BURTON, WAS TAKEN ON FRIDAY, SEPTEMBER 23, 2022, COMMENCING AT THE HOUR OF 10:07 A.M. WITH ALL PARTIES APPEARING REMOTELY IN SOUTH CAROLINA.

SALLYE D. NELSON
VERBATIM REPORTER

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ALSO REMOTELY PRESENT
GERRIT KURTYCZ

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EXHIBITS

NONE MARKED

*DIGITAL RECORDING RETAINED FOR SIX (6) MONTHS FROM DATE OF CERTIFICATION.

STIPULATIONS

IT IS AGREED BY AND BETWEEN COUNSEL FOR THE PARTIES THAT THIS DEPOSITION IS BEING TAKEN PURSUANT TO THE SOUTH CAROLINA RULES OF CIVIL PROCEDURE.

THE READING AND SIGNING OF THIS DEPOSITION IS **WAIVED** BY THE DEPONENT AND COUNSEL FOR THE RESPECTIVE PARTIES.

BEING DULY SWORN TO TELL THE TRUTH, THE WHOLE TRUTH, AND NOTHING BUT THE TRUTH, TANNER BURTON, TESTIFIED AS FOLLOWS:

EXAMINATION

BY MS. RICHEY:

Q Hi, Mr. Burton. My name is Lola Richey. I'm an attorney our of Greenville, South Carolina, with Richey and Richey Law Firm. Good morning. How are you?

A I'm doing well. How are you doing?

Q I'm doing fine. Thank you for allowing us to take your deposition this morning. I don't anticipate we'll be here very long, but if you could -- if you do -- do need to stand up, walk around, or take a break, just let me know, okay?

A Okay.

Q And the nice lady that had just sworn you in, she's a court reporter. If you can give us a good verbal response, if I ask you a question, if you nod your head

and go "uh-uh," she doesn't -- she's not able to write that down. So if you --

A Okay.

Q -- could give us a good verbal response.

A Okay.

Q And if at any time you need to walk around, take a break, or if you need me to re-ask a question again, I'll be happy to do so, alright?

A All right.

Q All right. Can I get your full legal name for the record?

A Yes, it's Tanner Martin Burton.

Q And, Mr. Burton, how long have you -- where do you currently work at?

A I work at Cintas.

Q And how long have you been working at Cintas?

A Seven years.

Q And what exactly does Cintas do?

A We specialize in uniforms.

Q Okay. And do you know Ms. Sonya Parks?

A I do.

Q And how long have you known Ms. Parks?

A Seven months.

Q Seven months?

A Yes.

Q Okay. And is there a reason why? It looks like she's been there for almost 20 years. Is there a reason why you've only known her seven months?
A Yes. I've worked at several Cintas locations.
Q Okay. All righty. Do you know what Ms. Parks' job is, job duties; what is her job?
A Yes, ma'am. She is a folder.
Q Okay. And what does that entail?
A Folding garments inside of the room.
Q Okay. And what are the physical dimensions? Is it -- what are the physical activities of folding of her job, is it lifting?
A Pulling garments from a cart onto a table, and folding them appropriately.
Q Okay. So there's -- so there's pulling; is that fair, grabbing?
A Pulling, lifting, yeah.
Q Okay. So it's pulling. So -- so the essential functions of her job is pulling, lifting, grabbing, handling; is that correct?
A Yes.
Q Okay. And what kind of worker is Ms. Parks, during the time that you've known her?
A She's been a partner of Cintas for quite some time. In my brief relationship with Ms. Parks, she's been very

kind to me.
Q Okay.
A I feel like we have a pretty good business relationship.
Q Now, are you her supervisor?
A So I'm not her direct supervisor.
Q Who's her direct supervisor?
A Brent Privet.
Q Okay. And do you have to provide -- who -- who assigns jobs?
A That is done when they apply for any position within --
Q Okay.
A -- Cintas.
Q All right. What about on a given day, so when the workday starts, how -- or how -- who -- when -- when -- I think her workday starts at 6:00 A.M. So when she comes into work, how is work assigned the morning of?
A Folding partners do the same job that they are assigned to every day from their job description.
Q Okay. Do you know what job that Ms. Parks was assigned to on June 15th of 2022?
A The fold.
Q Okay. And who assigned her to fold?
A That's her job when she comes in every day.
Q Oh, okay. And do they tell her what type of garments

that she's assigned to fold? Like, I know there's --
A Yeah.
Q -- various types of garments.
A No. At that time, no.
Q Okay. All righty. So do you know what happened? Do you know what type of garments Ms. Sonya Parks was folding on June 15th of 2022?
A From what I recall, I was told coveralls.
Q And what type of coveralls was she folding?
A I -- typical coveralls.
Q Okay. Can you tell us what the Baxter coveralls are?
A Navy coveralls.
Q Okay.
A Very lightweight.
Q Okay. I think -- I think there's various sizes of coveralls; is that fair to say?
A Yes.
Q Okay. And it's my understanding, from listening to the witnesses, some of the coveralls are small and some coveralls go up to XL, 4XL, 5XL, up to 8XL; is that correct?
A Yes.
Q Okay. And so the X -- the Baxter coveralls are, I'm assuming they're fairly long; is that correct?
A Depending on size.

Q Okay. All right. So if -- if the coveralls that she's being assigned to, which is like the 4XL or the 5XL, which are the larger garments; is that correct?
A Yes.
Q I see you nodding. Okay. Those would be quite heavy; is that fair to say?
A It's the partner's discretion if it feels heavy or not.
Q Okay. All right. Just in your observation as working for Cintas, when you're looking at those garments that are 5XLs and 4XLs, are they large when you look at them, are they heavy, the color --
A Large -- large, yes.
Q So they are heavy; is that -- is that fair?
A To me, they are not.
Q Okay. But to a woman?
A Potentially I can see that.
Q Okay. And how much do they weigh, the 4XLs and the 5 -- - 5XLs, do you know how much --
A I --
Q -- they would approximately weigh?
A I couldn't tell you that. I'm not sure.
Q Okay. Would they be over 15 pounds or 20 pounds, or you're not sure?
A No.
Q Okay. All righty. So did Ms. Sonya Parks, did she

tell you what happened on June 15th of 2022?
A She did not.
Q Okay. All righty. What was -- did you know what was reported?
A Yes.
Q Okay. Can you tell us for the record what happened? Or can you tell us, your -- you're -- you're in management; is that correct?
A Correct.
Q Okay. And as a management team member for Cintas, do you recall what happened or what was reported to you by Sonya Parks on June 15th of 2022?
A Yes.
Q Yes, ma'am -- yes, sir. Do you mind telling us what happened?
A Yes. From what I recall, I was in the office. Ms. Linda Saniewski, our quality supervisor, came to me and said, "Sonya is hurt."
Q What did she --
A So --
Q How -- did she say what body part was hurt?
A She did not.
Q Okay. All right. So when --
A So --
Q -- Linda came to you -- continue.

A Yes.
Q I'm sorry.
A So I went out to where Sonya was. She was in the anteroom as we call it.
Q Yes, sir.
A That's the gowning area. And I asked Sonya what happened. And she said she had hurt her shoulder.
Q But did she say --
A So I --
Q -- which shoulder?
A She did not.
Q Okay. Go ahead, continue.
A She came into the break room. I told her, "Hey, take a break, get some ice." And then I immediately called Kami Phillips.
Q Yes, sir. So I know that you're in management and you've known Ms. Parks. On that day or before June 15th of 2022, was Ms. Parks doing her job without any problems?
A Yes.
Q Okay. So on that day, was she working her -- her job full duty without any difficulties?
A Yes.
Q Okay. And so on June 15th of 2022, when Ms. Linda reported to you that Sonya had hurt her shoulder or her

arm, she did she say how she hurt it?
A No. She did not.
Q Okay. And so what happened next once -- Linda reported and then you went out to the anteroom; is that correct?
A Correct. And asked --
Q Okay.
A -- Sonya to look -- to take a break and to get some ice.
Q Okay. And was that done?
A Yes, she came out and came to the --
Q Okay.
A -- break room.
Q And what happened next after she took a break?
A Called -- called Kami and explained to her the situation.
Q Yes, sir.
A And we were close to the end of shift, and we thought it was best for Sonya to -- to go home and rest.
Q Okay. All righty then. And then did the -- and did the next day did she come back to work?
A No. She did not.
Q Okay. And do you know when she would return to work?
A I do not recall when she came back.
Q Okay. All right. Sounds good. Mr. Burton, I don't think I have any additional questions. Ask [sic]

questions that your attorney may have.
A Okay.
EXAMINATION BY MR. LAFAVE:
Q And I think I just have one quick follow-up. You were asked about Ms. Parks doing her job without any problems before June 15th, '22. Your testimony earlier was that you are not her direct supervisor.
A Correct.
Q Okay. Was your testimony about her doing her job without problems based on her not having complained to you directly?
A Correct.
Q Okay. So if Ms. Parks has already testified in this case that after her right shoulder injury in September of last year that her left shoulder was bothering her, would you have any reason to dispute Ms. Parks' testimony about her left shoulder?
A I had no -- she's never said anything to me about left shoulder issues prior to that day.
Q Okay. All right. That's all I have. Thank you.
A All right.
MS. RICHEY: That's it.
(THIS DEPOSITION WAS CONCLUDED AT 10:16 A.M.)

CERTIFICATE

This is to certify that the foregoing deposition of **TANNER BURTON**, consisting of **13** pages, represents a true and accurate transcript of the testimony given by said deponent after first being placed under oath and sworn to speak the whole truth.

This transcript may contain quoted material. Such material is reproduced as read or quoted by the speaker. This deposition transcript has been transcribed as to the questions set forth and answers provided.

Any and all offered exhibits, stipulations, and objections, if any, involved in the referenced matter are attached or included herein.

IN WITNESS WHEREOF, I have set my hand this 9th day of October, 2022.

_____
Sallye D. Nelson

Notary Public for the State of South Carolina
My Commission Expires: May 5, 2032

SOUTH CAROLINA WORKERS' COMPENSATION COMMISSION
COLUMBIA, SOUTH CAROLINA
W.C.C. FILE NO. 2118724 and 2207846

SONYA MELISSA PARKS, CLAIMANT, VS. CINTAS CORPORATION, EMPLOYER, AND FARMINGTON CASUALTY COMPANY, CARRIER, DEFENDANTS.	**DEPOSITION** **OF** **LINDA SANIEWSKI**

PURSUANT TO NOTICE, THE VIDEOCONFERENCE DEPOSITION OF LINDA SANIEWSKI, WAS TAKEN ON FRIDAY, SEPTEMBER 23, 2022, COMMENCING AT THE HOUR OF 10:18 A.M. WITH ALL PARTIES APPEARING REMOTELY IN SOUTH CAROLINA.

SALLYE D. NELSON
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ALSO REMOTELY PRESENT
TANNER BURTON
GERRIT KURTYCZ

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EXHIBITS

NONE MARKED

*DIGITAL RECORDING RETAINED FOR SIX (6) MONTHS FROM DATE OF CERTIFICATION.

STIPULATIONS

IT IS AGREED BY AND BETWEEN COUNSEL FOR THE PARTIES THAT THIS DEPOSITION IS BEING TAKEN PURSUANT TO THE SOUTH CAROLINA RULES OF CIVIL PROCEDURE.

THE READING AND SIGNING OF THIS DEPOSITION IS **WAIVED** BY THE DEPONENT AND COUNSEL FOR THE RESPECTIVE PARTIES.

BEING DULY SWORN TO TELL THE TRUTH, THE WHOLE TRUTH, AND NOTHING BUT THE TRUTH, LINDA SANIEWSKI, TESTIFIED AS FOLLOWS:

EXAMINATION

BY MS. RICHEY:

Q Hi. Do you mind if I call you Ms. Linda?

A Go right ahead.

Q All right. Sounds good. Thank you. Ms. Linda, my name is Lola Richey. I'm an attorney out of Greenville with the Richey and Richey Law Firm. Good morning.

A Good morning.

Q We've already been sworn in. And I don't anticipate we'll be here very long, but -- but if at any time you need to stand up, walk around, and take a break, please do so, okay?

A Okay.

Q And although I'm from South Carolina, sometimes I talk fast. And if I ask a question, if you're not clear

about something, just ask me to rephrase. I'll be happy do so, okay?

A All right. Thank you.

Q All right. Can I get your full legal name for the record again?

A Linda Lee Saniewski.

Q And, Ms. Saniewski, where do you currently work for?

A Cintas.

Q And how long have you been working for Cintas?

A About a-year-and-ten months.

Q Okay. Can you tell us briefly, what does Cintas do --

A They're --

Q -- particularly at your location? I think you're at location 236.

A Yes. We are a clean room, so we launder the garments for some of our pharmaceuticals and automotive customers.

Q Okay. And can you tell me just a little bit about the Baxter coveralls?

A Baxter coveralls?

Q Uh-huh.

A They're navy-blue garments, we get quite a few of them into the facility; they come in dirty. We do an inspection, put them in the wash, fold -- dry, fold, and then repack them.

Q And it's my understanding these Baxter coveralls, they go anywhere from small up to as high as 8XL; is that correct, or is that accurate?
A I -- I believe that's the highest we do, yes.
Q Okay. And so the -- the coveralls, the Baxter ones that are a little bit more heavy -- excuse me -- that go up into the 4XLs to 5XLs, up into the 8XLs, how big are those heavier ones, those larger coveralls, do you know --
A Right.
Q -- how much they weigh, maybe like the --
A I --
Q -- 5XLs?
A No. I don’t know how much they weigh.
Q Okay. But they -- is it fair to say the -- they're more heavier because of the size?
A I would say there's, you know, more fabric, so they would be heavier.
Q More fabric, okay. All righty. And before June 15th of 2022, did Ms. Sonya Parks have any problems doing her job? Was she -- was she able to work full duty without any problems folding?
A I'm -- I’m in the quality department, and she is not under my production. I'm not in production.
Q Okay. All righty. So are you her supervisor?

A No. I am not.
Q Who is her supervisor?
A Brent.
Q Okay.
A Brent.
Q Okay, Brent.
A Yeah. Yes.
Q All right.
A Uh-huh.
Q Okay, sounds good. And can you tell us what happened to -- to -- to Sonya Parks on June 15th, 2022; do you recall if anything happened to her that day?
A I do recall it was out of the ordinary. So I -- my office space is the clean room. So a partner, a Feli Hernandez was banging on the window to get my attention. So I -- once I saw her, I went over to the clean room area, and she was pointing to our, what we call the anteroom. I went in there, anteroom, and I saw Sonya sitting down. And she said she had injured herself. And at that point, I went and got Tanner Burton --
Q Okay.
A -- who's the --
Q Did she say --
A -- plant manager.

Q Did she say how she injured herself?
A I believe she said she pulled her arms up to lift up a coverall.
Q Yes, ma'am.
A And that was it.
Q Okay. All right. Sounds good. And I think I'm almost done, Ms. Linda. Before that, did that -- I'm assuming -- do you come in at 6:00 A.M. in the morning?
A No. I don't.
Q Okay. What's that?
A I come in at 8:00. I’m sorry.
Q Okay. All righty. In -- in -- but in the days and weeks leading up to June 15th of 2022, did you see Ms. Parks ever holding her arm or her arms or shoulder or complaining to you or any of her coworkers about any problem?
A She had mentioned her shoulder was had some pain in her shoulder and that was it.
Q All righty. All right. But -- but -- but was she continuing to work full duty or full time that you know of?
A I did see her on a regular basis so, yes.
Q Okay. All right. Sounds good. Ms. Linda, I don't think I have any additional questions. Answer any questions that Mr. LaFave may have.

MR. LAFAVE: Okay.

THE WITNESS: Okay. Thank you.

EXAMINATION BY MR. LAFAVE:

Q Linda, I only have one question for you. When you talked to Ms. Parks, did she ever tell you that she felt a pop in her shoulder?

A I believe she said she felt a pop or a pain, because she lifted her shoulder up high, so that was -- that's the only comment, and then I went and got Tanner.

Q All right. And you don't know whether she said a pop or pain?

A I don't recall.

Q Okay. No problem. Thank you.

A Okay.

MS. RICHEY: All right.

MR. LAFAVE: Okay.

MS. RICHEY: Sounds good.

THE WITNESS: All right.

MS. RICHEY: Ms. Linda, I think I don't have any additional questions.

(THIS DEPOSITION WAS CONCLUDED AT 10:24 A.M.)

CERTIFICATE

This is to certify that the foregoing deposition of **LINDA SANIEWSKI**, consisting of **9** pages, represents a true and accurate transcript of the testimony given by said deponent after first being placed under oath and sworn to speak the whole truth.

This transcript may contain quoted material. Such material is reproduced as read or quoted by the speaker. This deposition transcript has been transcribed as to the questions set forth and answers provided.

Any and all offered exhibits, stipulations, and objections, if any, involved in the referenced matter are attached or included herein.

IN WITNESS WHEREOF, I have set my hand this 9th day of October, 2022.

Sallye Deanne Nelson

_____
Sallye D. Nelson

Notary Public for the State of South Carolina
My Commission Expires: May 5, 2032

SOUTH CAROLINA WORKERS' COMPENSATION COMMISSION
COLUMBIA, SOUTH CAROLINA
W.C.C. FILE NO. 2118724 and 2207846

SONYA MELISSA PARKS,	)	
	)	
CLAIMANT,	)	**DEPOSITION**
	)	
VS.	)	**OF**
	)	
CINTAS CORPORATION,	)	**WANDA JEFFERSON**
	)	
EMPLOYER,	)	
	)	
AND	)	
	)	
FARMINGTON CASUALTY COMPANY,	)	
	)	
CARRIER,	)	
	)	
DEFENDANTS.	)	

PURSUANT TO NOTICE, THE VIDEOCONFERENCE DEPOSITION OF WANDA JEFFERSON, WAS TAKEN ON FRIDAY, SEPTEMBER 23, 2022, COMMENCING AT THE HOUR OF 10:27 A.M. WITH ALL PARTIES APPEARING REMOTELY IN SOUTH CAROLINA.

SALLYE D. NELSON
VERBATIM REPORTER

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FOR THE DEFENDANTS
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COLUMBIA, SOUTH CAROLINA 29202

ALSO REMOTELY PRESENT
TANNER BURTON
GERRIT KURTYCZ

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EXHIBITS

NONE MARKED

*DIGITAL RECORDING RETAINED FOR SIX (6) MONTHS FROM DATE OF CERTIFICATION.

STIPULATIONS

IT IS AGREED BY AND BETWEEN COUNSEL FOR THE PARTIES THAT THIS DEPOSITION IS BEING TAKEN PURSUANT TO THE SOUTH CAROLINA RULES OF CIVIL PROCEDURE.

THE READING AND SIGNING OF THIS DEPOSITION IS **WAIVED** BY THE DEPONENT AND COUNSEL FOR THE RESPECTIVE PARTIES.

BEING DULY SWORN TO TELL THE TRUTH, THE WHOLE TRUTH, AND NOTHING BUT THE TRUTH, WANDA JEFFERSON, TESTIFIED AS FOLLOWS:

EXAMINATION

BY MS. RICHEY:

Q Good morning. Ms. Jefferson, my name is Lola Richey. I'm an attorney out of Greenville, South Carolina, with Richey and Richey Law Firm. How are you doing this morning?

A I'm okay.

Q Thank you for allowing us to take your deposition today. I don't anticipate we'll be here very long, but if you need to stand up, walk around, take a break, please do so, okay?

A Okay.

Q And although I am from South Carolina, sometimes I talk fast. So if I ask a question, if you're not clear about something, just ask me to rephrase. I'll be

happy to do so. I'm not trying to trick you. I'm just trying to get some information, alright? Okay?

A Okay.

Q All righty. I know that you are very soft-spoken. So if you can give us a good verbal response, I'd appreciate it, alright?

A Okay.

Q All right. Sounds good. And this nice lady's writing down every word you say. So if you "uh-huh," do a nod, she may not be able to understand that. Can I --

A Right.

Q -- get your full legal name for the record again?

A Wanda Gayle Jefferson.

Q And, Ms. Jefferson, where do you currently work at?

A At Cintas.

Q And how long have you been working at Cintas?

A Been about 28 years.

Q And do you know Ms. Sonya Parks?

A Yes.

Q How long have you been working with Ms. Parks?

A About 20-something years. I know --

Q Okay.

A -- been there the same --

Q And you, I'm assuming, have y'all all worked at the same location, location 236 for Cintas; is that

correct?
A Yes.
Q And can you tell us, what exactly does Cintas do?
A Mostly uniforms and stuff like that.
Q Okay. Can you tell us what happened on the day of June 15th of 2022, to Ms. Sonya Parks?
A We was folding.
Q What -- what were y'all folding?
A I think coveralls. Coveralls.
Q And what -- what type coveralls? Were they Basket -- Baxler (phonetic) --
Q Baxter coveralls?
A Yes. Yes.
Q And what sizes were those Baxter coveralls?
A Oh. They were mostly different sizes, so medium, large, extra-large, and it's --
Q Okay. And who assigned you to do those Baxter coveralls?
A Well, we what -- the lead person. We've -- we have to go by what they tell us to deal with, in the order on the numbers, so that was --
Q Okay.
A -- next in line. So, yes.
Q Okay. And who was the lead person who instructed you and Sonya to fold those coveralls, those Baxter

coveralls?
A I think it was Kenya. Kenya.
Q Kenya?
A Yes.
Q Okay. So Kenya had instructed you and Sonya Parks to fold those Baxter coveralls; is that correct?
A Yes.
Q Okay. And so tell me, so what happened on June 15th of 2022, when Sonya Parks was folding those Baxter coveralls?
A Where everyone was working and folding. And then all of a sudden, she screamed. And --
Q Ms. Parks?
A -- everybody said, well -- yes, Sonya. And we -- we asked what was wrong. And she said she had popped her arm when she was pulling up the coverall.
Q Okay. Did she say which arm she had popped?
A I don't -- I don't -- the right, left.
Q Okay. That's --
A It's the other -- well --
Q You can't look to your attorney. But --
A Oh. Now -- now -- now, the other one was already hurting, so she said the other one. Then I don't -- which, I don’t know.
Q Okay.

A She said she popped out when, yes.
Q Okay. And -- and so she was folding. She -- tell us what happened when she heard that big pop, Sonya Parks heard the pop in there?
A She just screamed.
Q I'm sorry.

MR. LAFAVE: Go ahead.

EXAMINATION RESUMED BY MS. RICHEY:

Q I'm sorry.
A She just screamed, and she said she popped her arm, and she stopped. And everybody ran, came to her, like what was wrong because they thought was she was getting ready to faint or something. But she said she hurt her arm, and that's when our supervisor --
Q Yes, ma'am.
A -- her asked too. They went and get -- to get help, and they told her to come out and --
Q Yes. Okay. So before that morning of -- I'm assuming you come to work at 6:00 A.M.; is that correct?
A Yes.
Q And so that morning that she came in, was she able to do her job; was she having any problems doing her job that morning or that day?
A No. She was okay and --
Q And was she working full duty at the time when you guys

were working in the room? Were y'all -- were y'all all working full duty without any problems?

A Yes. Uh-huh.

Q Okay. And so -- so Ms. Parks, she was using her arms and shoulders without any difficulty before this lifting injury?

A Yes. Uh-huh.

Q Okay. All right. Sounds -- I think I'm almost done. One moment. Let me just look through my notes. I think I'm done, Ms. Jefferson. If you want to ask [sic] --

A Okay.

Q -- any questions that the defense attorney may have.

A Okay.

EXAMINATION BY MR. LAFAVE:

Q Ms. Jefferson, I just have a few. When was the last time you talked to Ms. Parks specifically about what happened on June 15th?

A The last time?

Q Yes, ma'am.

A I don't know. When she had -- after it happened, she was talking about it every -- you know, every-other-day. Not like, you know, not -- not no everything thing, but the area is because she said was hurting real bad, her arm.

Q How closely do you work with her, like --
A The table's in the room be most right in front of each other, yeah.
Q Okay. Okay. Did you see specifically what she was doing at the time she screamed out?
A Well, she was folding the coveralls.
Q But did you --
A Oh.
Q Did you see her performing a specific action at the time she screamed out?
A No. Uh-uh.
Q Okay. So you don't -- you didn't personally observe what she was doing when she screamed out.
A Well, she was doing the coveralls, so I guess, you know, but --
Q Okay. But you -- were you also folding that day?
A Yes.
Q Okay.
A Uh-huh.
Q So you were paying attention to your folding assignment when you heard her scream?
A Yes.
Q Okay. Were you looking at her when she screamed?
A No, but everybody heard it. You could just hear her scream out, and everybody looked the -- so, I mean --

Q Okay.
A Yeah.
Q Got it. So you had after she had screamed out?
A Yeah.
Q Okay. How -- how close are you and Ms. Parks having worked together for as many years as you have?
A Oh. We're pretty close.
Q Okay. Do you -- do you talk or socialize outside of work?
A No.
Q No, okay. During the time that you have worked with her, were you here in September when she claimed her other injury with the right arm?
A Yes, I was here.
Q Were you working with her then?
A Yes. Uh-huh.
Q Okay. Between that date and June 15th, did Ms. Parks ever complain to you that her left arm was starting to bother her again?
A I can’t remember but, yeah.
Q Okay. Did you know that Ms. Parks had previous issues with her left shoulder before June 15th?
A I don’t -- I don’t know. I can’t remember.
Q Okay. Those are the only questions I have for you. Thank you.

A Okay.

MS. RICHEY: Ms. Jefferson, I don't have any questions.

(THIS DEPOSITION WAS CONCLUDED AT 10:34 A.M.)

CERTIFICATE

This is to certify that the foregoing deposition of **WANDA JEFFERSON,** consisting of **12** pages, represents a true and accurate transcript of the testimony given by said deponent after first being placed under oath and sworn to speak the whole truth.

This transcript may contain quoted material. Such material is reproduced as read or quoted by the speaker. This deposition transcript has been transcribed as to the questions set forth and answers provided.

Any and all offered exhibits, stipulations, and objections, if any, involved in the referenced matter are attached or included herein.

IN WITNESS WHEREOF, I have set my hand this 9th day of October, 2022.

Sallye Deanne Nelson

_____
Sallye D. Nelson

Notary Public for the State of South Carolina
My Commission Expires: May 5, 2032

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SONYA MELISSA PARKS

September 22, 2022

Sonya Parks

VS

Cintas Corporation, et. al.

WCC File No.: 2118724

REPORTER: Sheila Smith

SOUTH CAROLINA
WORKERS' COMPENSATION COMMISSION
W.C.C. FILE NO. 2118724

Sonya Parks,	)
	)
Employee-Claimant,	)
	)
vs.	)
	)
Cintas Corporation,	)
	)
Employer,	)
	)
and	)
	)
Farmington Casualty Company,	)
	)
Carrier.	)

DEPOSITION OF SONYA MELISSA PARKS

Pursuant to Notice of Deposition and/or agreements in the above entitled case, the deposition of Sonya Melissa Parks was taken at the offices of Richey & Richey, P.A., 33 Market Point Drive, Greenville, South Carolina, on Thursday, September 22, 2022, commencing at 10:04 A.M.

REPORTED BY: Sheila B. Smith, CVR-CM-M
Certified Verbatim Reporter
Certificate of Merit

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ALSO ATTENDING: Kyle McClure (via telephone)

* * * * *

STIPULATIONS: The within deposition was taken in accordance with the South Carolina Workers' Compensation Commission and the Administrative Procedures Act.

WAIVER: Examination and reading of the deposition are waived by the witness and by the parties.

I N D E X

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EXHIBITS:

(No exhibits introduced.)

SONYA MELISSA PARKS, being duly sworn, testified as follows:

EXAMINATION BY MR. LAFAVE:

Q. Ms. Parks, good morning. My name is Matt LaFave. I'm here today as the attorney for Cintas to take your deposition on connection with a workers' comp claim that you have brought. The first thing I will say is this is relative to something that happened June 15th of 2022. I know you have got another active workers' comp claim going. We're not here today to deal with that one, we're here today specifically to address the one that you filed from June 15th of 2022. Okay?

A. Uh-huh.

Q. And that is in reference to your left shoulder?

A. Yes.

Q. Okay. I'm here today -- well, have you ever had your deposition taken before?

A. Yes.

Q. You have; okay. So you understand what we're here to do today, but I've got to cover some quick ground rules with you. My job today is to ask you questions. Your job today is just to answer those questions as truthfully and as accurately as you can. Okay?

A. Yes.
Q. If I ask you a question that you don't understand, I need you to let me know you don't understand it and I'll try my best to rephrase it so you do. Okay?
A. Yes.
Q. If you answer the question without asking me to clarify it, I'm going to assume you understood the question and that's what you're answering. Is that fair?
A. Yes.
Q. If I ask you a long question and you need it repeated, just let me know. All right?
A. Yes.
Q. You cannot look to your attorney for any instruction or guidance on what I'm asking --
A. Yes.
Q. -- or how to answer the question. Okay?
A. Okay.
Q. So the answers have to be your own. If I ask you a yes or no question, and I'm bound to over the course of the deposition, I'll need a verbal response, a yes or a no. Okay?
A. Yes.
Q. If you say uh-huh or huh-uh, you may nod or shake

your head. I'll ask you is it yes or no. I'm not trying to pick on you, I just need it for the benefit of the court reporter who's trying to take down everything that we say. Okay?

A. Yes.

Q. All right. If I ask you a question, and I will at some point where you know the answer before I'm done with the question, if you would, please let me finish the question before you start your answer. Okay?

A. Yes.

Q. If I ever interrupt you in the middle of an answer, please stop me and tell me you haven't finished the answer. I'll stop my question and then I'll let you finish. Okay?

A. Yes.

Q. If you need to take a break, we can take as many breaks as you need. I don't plan to take too terribly long today, but if you do need a break, just let me know. All right?

A. Yes.

Q. My rule about breaks, a couple of things to know. Number one, if I have asked you a question and you need a break, I would ask that you answer the question. Once your answer is complete, we'll

take the break. Is that fair?
A. Yes.
Q. All right. Now that we have started your deposition -- and that began by you swearing an oath to tell the truth. You understand what that means, obviously, correct?
A. Yes.
Q. That oath carries the same penalties as it would if we were over at a courthouse. All right?
A. Yes.
Q. If we do take a break, now that your deposition has started, you don't want to talk to your lawyer. And the reason for that is your attorney-client privilege is essentially suspended from the time your deposition starts until the time it ends. Okay?
A. Yes.
Q. If you two talk, when you come back in the room, rest assured I will ask you what you talked about and you have to answer the question. Okay?
A. Yes.
Q. All right. The final thing is, is there may be an objection at some point by your attorney. If she objects, you will still have to answer the question unless she tells you not to. Okay?

A. Yes.
Q. Do you have any questions for me before we get started?
A. No.
Q. My first question is just to make sure that we're all set to move forward this morning. Are you under the influence of any medication, any alcohol, or other substances, or is there anything going on in your life that would affect your ability to understand and answer questions truthfully today?
A. No.
Q. And you said earlier that you have given a deposition before?
A. Yes.
Q. What was that for?
A. It was a accident at my home. Someone fell.
Q. So were you being sued in connection with a fall at your home?
A. No. The owners was.
Q. Was the only time that you've ever been deposed?
A. Yes.
Q. And you gave us your full name before we got started. Have you ever been known by any other names or do you have any nicknames that you go by?

A. Just Sonya Melissa Cruell, my maiden name.
Q. Can you spell your maiden name?
A. C-R-U-E-L-L.
Q. What is your date of birth?
A. 2/4/70.
Q. So you are 52?
A. Yes.
Q. Where were you born?
A. Greenville, South Carolina.
Q. Have you lived in Greenville your whole life?
A. Yes.
Q. What's your current address?
A. 132 Pine Creek Court Extension, Greenville, South Carolina, 29605. That's my mailing address that I use, and I stay at 19 11th Street, Greenville.
Q. You stay at 19 11th --
A. 11th Street, Greenville, 29611.
Q. All right. How long have you lived at 19 11th Street?
A. Since 2016.
Q. What is the mailing address?
A. I'm over my mom's disability. So I have to use the mailing address for all -- her current situation, so I have to use the address. I use it as a mailing address because we got crossed up

about them sending me information.
Q. Okay. So that's the mailing address you use for your mom's disability?
A. Yes. I have to use it. I'm over her, so her disability goes Sonya Parks, for Evelyn Cruell.
Q. I understand. Who lives there with you at the 19 11th Street address?
A. It's just me.
Q. So you don't go by your maiden name. Are you still married?
A. I'm -- yeah. We've been legally separated a long time, since 1998.
Q. But never formally divorced?
A. No.
Q. And what is his name?
A. Tony Shelton Parks, Jr.
Q. Does he live in Greenville as well?
A. Yes.
Q. Do you all have any children?
A. We have three.
Q. What are your children's names and ages?
A. It's Brittney Cruell. She's 36. Tony Parks, Tony Shelton Parks, III, and -- oh -- and Devin Parks.
Q. Devin?
A. Yes.

Q. D-E-V-I-N?
A. Yes. Devin Octavius Parks.
Q. How old are Tony and Devin?
A. Tony is 30, and Devin is -- he'll -- Saturday he'll be 27.
Q. All right. And I'm going to ask the court reporter just to take down the last four, but can you give me your Social Security number?
A. XXX-XX-6696.
Q. Do you know your driver's license number by chance?
A. It's 004017990.
Q. Have you driving privileges ever been suspended or revoked?
A. It was back in like 2000.
Q. Suspended?
A. Yes.
Q. What were they suspended for in 2000?
A. I didn't know I had -- my address was -- I moved, and my address was changed. And when they sent me my ticket or something, it went to the old address.
Q. So you had an outstanding ticket that didn't get paid?
A. Yes.

Q. All right. Where did you live before the 19 11th Street?
A. I stayed at 114 Pine Creek Court Extension, Greenville, 29605.
Q. Okay. So down the road from the mailing address that you use?
A. Yes.
Q. Your current residence, are you renting that? Do you own it?
A. No. I'm renting.
Q. How far did you go in school?
A. I took nursing for about a year and a half.
Q. So you graduated high school?
A. Yes.
Q. Where did you graduate from?
A. Southside High School.
Q. What year?
A. '89.
Q. All right. And took one year of nursing?
A. Yes.
Q. Where did you take that?
A. Greenville Tech.
Q. No degree was earned, though?
A. No.
Q. Did you get any certifications?

A. No.
Q. What year did you do the nursing -- did you start the nursing program?
A. It was in '90.
Q. Did you ever do anything with nursing?
A. Yes. I was working at nursing homes and like -- that was it, nursing homes. I did some things at the hospital, at Greenville Memorial Hospital, with the pediatric unit and the neonatal unit. It was more like a internship.
Q. Okay. What did you do at the nursing homes?
A. Just took care of patients.
Q. How long did you do that?
A. It was about six months.
Q. All right. Aside from Cintas, where else have you worked?
A. I worked at Kemet.
Q. Kemet?
A. Yes.
Q. What did you do at Kemet?
A. It was -- I did inspections for like the chips for the motor boards.
Q. So inspections of microchips?
A. Uh-huh.
Q. Yes?

A. Yes. Okay, yes.
Q. How long did you do that?
A. It was two years.
Q. How long ago was it?
A. It's been years. It was back in the '90s, probably about '91, '91 or something like that.
Q. What was the reason you left there?
A. It was third shift, and I had --
Q. Where did you go to work after Kemet?
A. It was -- it was called Digital at first.
Q. Just Digital?
A. Yeah, Digital.
Q. What was it eventually?
A. Oh, I can't even remember. I can't remember.
Q. What did you do for them?
A. We made the motor boards; machine operator.
Q. How long did you do that?
A. It was two years.
Q. Why did you leave that job?
A. Well, when I was getting ready to get off third shift, it was a guy came and shot his wife or something in the head, and it scared me. I didn't want to work there anymore. He like did it literally in front of us.
Q. So the individual came into the facility and --

A. He worked there, she worked there. He started on second. We was starting on third, she started on third. She pulled up. He told the guy that he needed to give her some Pampers for the baby because they just had a newborn baby. It was about four months old. She found out he was dating somebody on his shift, so she started dating. And when we all pulled up for our first day on third shift, her car was like two cars from me. And he got out the car, the guy car, and shot her in the head like five times. So I got scared and didn't want to go there anymore.

Q. I understand. Where did you go after that?

A. I started working here for Kelly Staffing in '98. So --

Q. You started at Cintas through Kelly Staffing?

A. Yes, and I was working at TeleTech -- not TeleTech but -- what's the name of it? It turned out to be TeleTech, but I was doing customer service there for part-time in the evening, and I started working here.

Q. How do you spell TeleTech; do you know?

A. It's T-E-L-T-E-C-H (as spelled by the witness). It was WorldCom.

Q. How long did you do the customer service job at

TeleTech?

A. It was -- I was doing it -- I was really doing it when I was doing the rest of the jobs just like part-time, and it's telemarketing.

Q. All right. So you started at Cintas through Kelly Staffing you said -- was that '98? Did I hear that?

A. Uh-huh.

Q. Yes?

A. Yes.

Q. What was your job when you started?

A. Folding and -- we did folding. Then when we was doing folding, we had to do sealing and we had to unload the washers and load the dryers. Everybody had to take turns doing it.

Q. How long did you do all those different roles?

A. Everything changed I think like in 2010 or something like that. They had started just giving -- it was 2010, 2011. They had start hiring just sealers and just washer operators, washer and dryer operators, but each partner did that. We took turns every day or like -- yeah, every other day or something like that somebody will switch and do sealing, and we'd do the washers and the dryers while the rest of them fold.

Q. So if I understand you right, between '98 and 2010, you were doing all of those activities?
A. Yes. Like we had to take turns doing it. We had like four folders on one table and like four folders on the other table, and we took turns.
Q. When did you switch from Kelly Staffing to a permanent Cintas employee?
A. It was in 2000 when I got hired, July 31st of 2000.
Q. All right. In 2010, what was your job then?
A. 2010? I --
Q. When they started hiring --
A. I just been -- well, we did multiple things, you know. We did -- went to the back and did inspection and sorting, and we did a lot of things. So back then, they -- I did some pack-out.
Q. What is pack-out?
A. Pack-out. Like we pack the things that they seal from our room, from the folding room.
Q. Okay. So you load the garments after they've been placed in the bags and sealed?
A. Yes. We pack it out for it to be shipped.
Q. Did you have any one job that you did more often than the other?

A. It was folding and sealing. It was -- yes.
Q. But your area that you worked would change during a week?
A. Yes.
Q. How many employees work in that area?
A. Now or then?
Q. Well, how many were working then in 2010?
A. It was four folders and -- yeah, it was like four people in the room. Yes, and we was in the smaller room, real small. It's -- we was in the room where the washers and dryers are now. It was only two tables.
Q. Okay. How many employees work in that area now?
A. In our big room? It's only one work now. It's only one person do washes and dryers now.
Q. How many people work in the room where you do the folding?
A. It's up to eight, or seven.
Q. So you were working at Cintas and then TeleTech --
A. I worked at Family Dollar also for six years part-time while I was working here at Cintas. I worked -- I started there in July. I've been there -- it would have been six years July the 29th of this year.
Q. Okay. So you started there then in 2016?

A. Uh-huh. Yes.
Q. What was your job when you started there?
A. Just a cashier.
Q. What location did you work at?
A. Mills Avenue.
Q. How often did you work?
A. Just like three days a week.
Q. Was it always three days per week?
A. It was four days at first. And then I got hurt and then I took it down to three days. And then I went down to two when I started -- my arm start hurting me more, so I just stopped working there.
Q. Give me an idea then. You said you started at four days until you got hurt. Got hurt where?
A. At Cintas.
Q. So you're saying when you were hired July of 2016, you started working four days?
A. Yes.
Q. What were the hours that you worked?
A. It was only five to nine.
Q. So you were working 16 hours a week?
A. Yes.
Q. What was your pay?
A. Starting off I think it was like 8.25 or something like that.

Q. Who was your supervisor?
A. Oh, I can't remember who hired me. But my regional manager was Henry, and I don't know Henry's last name.
Q. You said four days until you got hurt at Cintas. When did you switch from four to three?
A. It was when I got -- my left arm start hurting me.
Q. When was that?
A. 2019. And then I went down to two days after I got -- my right arm got hurt -- start hurting.
Q. Okay. So you switched to three days in 2019, when your left arm started hurting?
A. Uh-huh.
Q. Yes?
A. Yes.
Q. What caused your left arm to start hurting in 2019?
A. It just started hurting right after I -- my arm got hurt right here (indicating) when this lady -- I was reaching down for a tote to put on the table. And I was training someone. This lady named Frances Guy, I was training her. And I reached down to get her a tub to help her and I pushed my tub down that I was helping -- showing her how to fold. If -- I lifted up a little

faster because if not, she would have smashed my head instead of my arm. This lady named Alba, she pushed her tub towards my table, and she just -- it just went -- she hit my arm between the table and the cart, the big gray cart full of clothes, a gray cart that we pull the clothes out to fold. She pushed it towards -- she like needed some room I guess for her, and she just pushed it and it ran into -- it fell and hit my arm (indicating). It pinned my arm between the table and the cart.

Q. All right. Just so that the record is clear, you were pointing to your forearm area?

A. She hit this. I had a big knot right here (indicating), but the whole -- most of my arm and elbow got hit like -- I don't know how to show you, but --

MS. RICHEY: Well, that's okay. Matt, if you want to describe it or I can describe it.

MR. LAFAVE: No, that's fine.

EXAMINATION RESUMED BY MR. LAFAVE:

Q. So you're saying --

A. It was my elbow and this part (indicating). And I had a knot, and it's still bothering me to this day, but it's -- it was right here (indicating).

Q. So your elbow and then the outside of your left

arm?
A. Uh-huh.
Q. Yes?
A. No -- yeah. It -- well, it went up to my thumb, too, because I had -- my thumb be numb right now. I go to the doctor --
Q. Okay. Hold your arm up for me and point to it so that we can -- your left arm where you were pointing to.
A. This right here (indicating).
Q. So the outside of your left arm?
A. Yeah. All this was pinned between the -- all of this was pinned between -- because my arm was straight when I pulled the -- trying to pull the -- pick the tub up, the little gray tubs we use to fold -- when we fold the garments, we put them in the tub. And I reached down to get that, and before I reached down to get it, she pushed the cart toward the -- me. And I lifted my head up high enough for that not to get hit, but she just pushed it because she liked a lot of room to fold with. I don't know why, but she always did that.
Q. All right. So the outside of your left arm, your elbow, and then you said your thumb?
A. Yeah. Sometime it be numb. Well, it's --

Q. Did you bring a workers' comp claim for that?
A. No. I was like on light duty for a long time. I mostly trained when people come in. I didn't do that much work.
Q. What do you mean?
A. I was on light duty, so I mostly trained people when they came in.
Q. So after the 2019 incident, you were on light duty and did primarily training?
A. For -- I was on light duty for about I think it was -- it had to be three to five months or something like that. It was a while because I went to Occupational Health a while and I went to physical therapy. It was about five months.
Q. Did Cintas provide you with that treatment?
A. Yes.
Q. Okay. So after that, you went to three days. When did you go down to two days?
A. After -- it was October. Well, I quit -- October I quit because I couldn't do it anymore. But before then, I can't think, but I went two days. It had to be about a few weeks or something.
Q. So you went down to two days before you quit?
A. Uh-huh.
Q. Yes?

A. I didn't quit, but they put me on -- what you call it, associate disability leave.
Q. Who did?
A. Family Dollar did because the doctor -- it was -- I couldn't lift. I couldn't lift my arm up to do stock. So I stocked like little jewelry and I stocked like makeup and just little light stuff and hung the clothes up, and I couldn't do it anymore. My arm was hurting too bad.
Q. Okay. Do you remember how much you were making per hour during the time you were working three days a week?
A. It was 10.10 or 10.15, something like that.
Q. How many hours were you working per day when you were working three days a week?
A. How many hours? It was like five to nine.
Q. Still the same shift?
A. Yes, but before, we had went to hours like from five to ten. And I -- sometime I didn't get home till like 15 minutes till 11, but the store closed up at ten. And then we had to do -- like clean our station area and stuff like that.
Q. All right. So when you were working three days a week, do you know how many hours you were working per week?

A. Well, sometime our hours varied, from five to nine to five to ten. And we -- I didn't get home -- I mean, I didn't clock out until like 10:45 or ten minutes to 11. It depends on how fast the manager counted the money.

Q. Okay. Were you still making the 10.10 to 10.15 in --

A. Well, that was close to Covid, so they had upped our pay like two dollars more. So before then -- they upped it because of Covid. So that year -- most of the year of Covid last year, from I think February or something -- I can't remember. We was making like 12 something. I was making like 12.10 a hour.

Q. And that started February of when?

A. It started like -- with Covid, when they started giving business the Covid help or something like that. I can't remember. It was -- maybe been February of -- between February and March.

Q. Of last year?

A. Yes.

Q. And how many hours were you working when you were making 12.10?

A. That was three hours three days a week.

Q. Three days?

A. Yes. And it was from five to ten. When Covid started getting bad, we went down to five to nine.
Q. Do you know how much you were making in an average week with Family Dollar?
A. I can't -- I really can't remember. It's been almost a year since I've been gone from there.
Q. All right. And then you said your employment ended in October. Was that last year?
A. Yes. Well, that's when I went on associate disability leave.
Q. Did you get any compensation while you were on associate disability leave?
A. No.
Q. Who was your supervisor at the time you went on associate disability?
A. Wendy.
Q. What's Wendy's last name?
A. I don't know Wendy's last name. We always call each other by the first name.
Q. How long had she been your supervisor?
A. We worked together -- we'd been together at the store about six years.
Q. Okay. And does she still work at that store?
A. She was the -- she became the manager of the store. She was a assistant manager before she

came the manager.

Q. Is she still there?

A. No.

Q. No?

A. No.

Q. Do you know where she went?

A. No. I haven't talked to her since -- well, I talked to her a few times. I might message her a happy Mother's Day or something like that, and I talked to them about my taxes -- tax forms, but that was about it.

Q. Did you get your tax form from them for last year?

A. It took a while because I was on associate disability leave. I didn't know how to get in the system to find my tax forms because it changed over to Dollar Tree. Yeah, they became our corporate office about the year before, so everything changed in the system.

Q. All right. Other than the claim that you filed from October of last year and then the one that's now been filed for June 15th of this year, have you ever filed any other workers' comp claims?

A. No. I mean, I haven't filed any -- I mean, I had got hurt years ago in Cintas.

Q. When was that?

A. About 2010, 2011.
Q. Tell me what happened.
A. I was pulling out some -- a load of garments out the big washer and my arms -- I got -- both of my arms was hurt and my shoulders.
Q. Did you require medical treatment?
A. Yes. I was out of work for like five months or -- it was a long time, four to five months.
Q. Where all did you go for medical treatment?
A. I went to physical therapist. I can't remember the physical therapist I went to.
Q. Well, where did the treatment start?
A. Where?
Q. What doctor did you see first?
A. I had to go to the occ doctor.
Q. The occupational --
A. Cintas -- yes, occupational therapy.
Q. So you went to the occupational medicine doc and then did some physical therapy. You don't remember where the therapy was?
A. No. It was -- was it Progressive? I can't remember.
Q. Did you see any other doctors?
A. I seen a doctor after him, but I can't remember because he the one released me.

Q. Do you remember the practice, what the name of the practice was?
A. He -- I know it was off Augusta Road.
Q. Augusta Road?
A. Uh-huh. Now it's a Harris-Teeter where he was.
Q. Okay. And you don't remember that doctor's name?
A. No.
Q. Was he an orthopaedic doctor?
A. I think so.
Q. Other than the physical therapy, what kind of medical treatment did you get for that?
A. Just the physical therapy.
Q. Did you have any tests done, any MRIs?
A. I had MRIs -- no, I don't think I got -- I don't remember. That's been so long ago, I'll just say I don't remember. But I think I did get some x-rays done.
Q. Other than that incident, any other on-the-job injuries?
A. No, not other than the arm getting pinned between the cart.
Q. No on-the-job accidents at any of your other positions --
A. No.
Q. -- before Cintas?

A. No.
Q. Have you ever been in any motor vehicle accidents where you've been injured?
A. Yes.
Q. How many?
A. I guess three -- two. Two.
Q. Two; okay. When was the first one?
A. Oh, it's been a while. It's been a while since I've been in -- it was -- my kids was small, but the recent one was the one last year with -- yes, last year.
Q. And that was the one in October?
A. Yes.
Q. Okay. The first one, I know you don't remember when it was, but tell me what happened in the accident and what your injuries were.
A. I was at the stoplight -- the stop sign. And this little lady, she rear -- she reared in the back of me.
Q. What were you --
A. It was like a yield sign, and I guess she thought I was pulling forward and she just ran back into me. I think my daughter was like six years old when that happened, and she's 36, so that's been a while.

Q. What were your injuries?
A. Just back, my lower back.
Q. In the 2022 accident, what happened in that?
A. I was at the traffic light on Augusta Road. Me -- I just had brought my son back from Doctors Care because he was in a wreck the day before. We'd just come back from Doctors Care and -- on Butler here in Mauldin, Butler. And we was sitting at the light, waiting on it to change. We were talking about the Panthers game because it was getting ready to come on, and she just rear-ended us.
Q. All right. What were your injuries from that?
A. It was my lower back.
Q. Where did you go for medical treatment?
A. To Doctors Care and physical -- ATI Physical Therapy -- not -- Progressive.
Q. Which Doctors Care did you go to?
A. The one on Butler Road. I had to go back.
Q. Okay. Any other doctors that you saw for your injuries in that accident?
A. No, just that and the physical therapist.
Q. Prior to the incident last year and in 2019, have you ever had any other medical doctors that treated you for your shoulders?

A. You said what?
Q. Have you ever had any other medical doctors besides in 2019 and last year that have treated you for your shoulders?
A. Since 2019?
Q. Before 2019.
A. Before 2019, no. I was just going to the occupational --
Q. Other than Dr. Pill, have you ever seen any other orthopedists for your shoulders?
A. Oh, I went to -- before, I went to -- what is it, MD360.
Q. When did you go to MD360?
A. For my left shoulder.
Q. When was that?
A. It was sometime last year, early part of last year.
Q. Early part of last year?
A. Or the year -- or the end of the year before, when my arm start bothering me. It was 2020.
Q. Okay. But you said you went to MD360 for your left shoulder?
A. Yeah, to get my left shoulder seen because it start bothering me a little while after 2019 injury, and my arm start bothering me.

Q. When specifically did your left shoulder become an issue?
A. It was like in 2020, like a little while after they released me from the 2019 accident. I just worked and it'd start bothering me.
Q. Do you remember when you were released for the 2019 incident?
A. No, I can't remember.
Q. When your left shoulder started bothering you, tell me what the problem was.
A. It -- I couldn't lift my arm. When I lift my arm up high enough, it started just hurting. When I start folding like garments or something, it just started bothering me. So I had to go to the doctor, see what was wrong, so I went to MD360.
Q. Where is MD360?
A. I went to the one in Powdersville.
Q. Powdersville?
A. Yes.
Q. Okay. What did they do for you for your left shoulder?
A. They sent me to a doctor in Easley, a orthopaedic doctor in Easley.
Q. Do you remember that doctor's name?
A. It was a lady doctor. She had a funny name. I

can't remember her name. I didn't see her but like one time. And I told her -- I told them I stay in Greenville, so I would like to see a doctor here in Greenville because it was just too far for me to go to Easley, so they sent me to Dr. Pills.

Q. Do you remember when you first saw Dr. Pill for your left shoulder?

A. I done been to the doctor so many time, I can't remember my doctors' appointments.

Q. Did you eventually have an MRI or --

A. Yes, I did.

Q. -- any other diagnostics?

A. Yes. That was done at -- down near -- at MD360, but it was done somewhere behind their building or something. It belonged to MD360 when I went in Powdersville.

Q. So when you went to MD360, they did an MRI?

A. Yeah, shortly after the -- shortly after that. I think the other doctor from Easley, she had wanted me to get the MRI done.

Q. What were the results of the MRI?

A. A complete tear.

Q. Of?

A. Of my rotatory cuff.

Q. And this was diagnosed in 2019 or 2020?
A. It was 2020.
Q. But you said you started noticing it you thought the end of 2019?
A. No. It was like 2020 when I start noticing it. It was like shortly after -- it was like beginning of 2020, when I start noticing my arm start bothering me. And I just brushed it off, like -- but it started getting worse.
Q. Do you remember when the MRI was done?
A. No, I can't remember.
Q. Do you remember when you were diagnosed with the torn rotator cuff?
A. It was in 2020, end of -- end of the year like, but I can't remember. I can't remember all these dates. I done been to so many doctors since then -- I mean, doctors' appointments. I can't remember the exact doctors' appointments.
Q. What was the treatment that was recommended for you for the rotator cuff?
A. They wanted me to have surgery.
Q. Who was it that recommended surgery?
A. The first doctor, the lady doctor.
Q. In Easley?
A. Uh-huh. Yes.

Q. Did you have the surgery?
A. No.
Q. Why not?
A. Because something happened. Something happened. My mom -- or something had happened, so I couldn't get it done. But I had caught -- I had Covid also.
Q. And you're not sure what it was that happened that prevented you from getting the surgery?
A. I can't remember. But the second one -- the second one that happened, the surgery they wanted me to have, that's when my fiance got hurt at my house.
Q. What second one?
A. The second -- when they -- they canceled the first one, but they gave me another date for me to have surgery. And that's when he got hurt.
Q. Okay. So the rotator cuff surgery for your left shoulder was scheduled at some point?
A. Yes, it was.
Q. And then it was rescheduled?
A. It was -- yeah. I had to get it rescheduled because every time I was getting ready to have surgery, something happened. But the third time they -- that I was getting ready to have surgery,

that's when I hurt my right arm.
Q. Okay. Let's back up just a quick second. You said it was scheduled once, then something happened. And it was set again?
A. Uh-huh.
Q. When it was set the second time, your fiance had a fall?
A. Yes.
Q. What's your fiance's name?
A. Well, he's not my fiance anymore.
Q. Well, what was his name?
A. Derrick Hill.
Q. D-E-R --
A. Hill. D-E-R-R-I-C-K.
Q. There's so many different ways to spell it. So he had a fall at your house?
A. Yes.
Q. And because he had that fall, you couldn't have the surgery?
A. No. I had to see about him some, so I couldn't have it done.
Q. What do you mean you had to see about him?
A. Take him back and forth to the doctor and all that.
Q. Do you remember when the second surgery was

scheduled for?
A. It was June. I think it was sometime close to that time when that happened. I can't remember. But my third one was done when I got my arm hurt. It was supposed to been September the 10th.
Q. Let's stick with the left shoulder.
A. Yeah. It was the left shoulder.
Q. So the left shoulder --
A. That's when the left shoulder was -- when I really was going in to get my surgery done was September the 10th. I had hurt my right arm.
Q. Okay. Let me make sure I'm tracking it. Surgery was scheduled once. Then something happened, right?
A. Uh-huh.
Q. Yes?
A. Yes.
Q. Scheduled a second time. Then your ex-fiance fell?
A. Yes.
Q. And then are you saying it was scheduled a third time?
A. It was either -- I can't remember. It's been a lot of things going on. But I know when I was getting ready to go in to get my surgery, I had

already got everything for me to go in, it was September the 10th.

Q. We're still talking about your left shoulder?

A. Yes, my left shoulder. And I hurt my right shoulder on September the 2nd.

Q. So you were supposed to have the left shoulder surgery --

A. On that --

Q. -- when you injured your right shoulder?

A. Yes.

Q. When the right shoulder injury happened, didn't you go on vacation after that?

A. Yes. And I had to shorten my vacation because my arm was bothering me bad.

Q. Okay. How would you have had surgery scheduled if you were going on vacation?

A. Because when I hurt my arm, we had -- we just went on vacation because I wasn't -- I wasn't going to have to have -- I couldn't have my surgery.

Q. Who was supposed to do the left shoulder surgery in September?

A. Dr. Pills. But my vacation would have been over before I had my surgery. That's the reason why I was going to have my surgery right after I went on vacation, because I know I wouldn't have been able

to have vacation till a long time from then.
Q. Okay. So you were supposed to be back in time for the second surgery?
A. Before my -- yes. Uh-huh.
Q. All right. Did you ever reschedule the left shoulder surgery?
A. I just canceled it because of my right arm.
Q. So the left shoulder surgery was something you still needed as of September?
A. It still -- I still needed my left shoulder. But I want my -- my right shoulder is what I work with, so I want that up before I have surgery on my left shoulder because this the arm I work with all the time. And my right shoulder is -- it used to be stronger than the left one.
Q. What do you mean your right shoulder is the one you work with all the time?
A. This is my main -- this my arm -- I'm right-handed, so I work with my right arm a lot.
Q. Okay. Explain to me what you do in your job activity and how you do it.
A. In my job activity?
Q. Yes.
A. Like from beginning to -- like folding?
Q. Is that your primary job?

A. Yes.
Q. Okay. So tell me what that entails, what physical activities.
A. We got to pull the garments out a big cart and we fold it on the table.
Q. The big cart, is that the gray cart?
A. The big cart, the one that hurt my left arm. We have to pull the garments out of that -- you know, it be like 150 pounds worth of garments in there, something like that. We got to pull it out and straighten it up across the table and reach it up and bring it across the table and fold it.
Q. How tall is the cart?
A. The cart is, oh, probably about my waist.
Q. How tall is the table that you use to fold the garments on?
A. It's a little bit like -- probably about right here to me (indicating).
Q. About your chest?
A. About my -- both of them about -- both of them same length, about my waist length.
Q. So the table and the --
A. But the table just a little bit higher than the cart is because sometime we can push the cart up under the table.

Q. Do you have to use both hands to pull the garments out of the cart?
A. I usually use my right arm because that's the side -- that's my working arm. I mean, that's the arm -- I'm right-handed so I usually work with my right arm. And I take the left arm -- we got to hold both of them up together. I have to hold the coverall up together and lift it up and bring it across the table. But the right arm the one pull the garments out, and I grab it with my left arm.
Q. So you pull the garment out with your right arm and then use your left arm to lay it --
A. Yeah. Both of them --
Q. -- over the table?
A. Literally this one, the main one I grab down into the cart. My left arm be like right on the table. And I grab the arms, both arms to bring it across the table because we can't let the legs hit the floor. So I have to bring it up across the table and then we fold from there. It's got to be -- the whole coverall got to be across the table. That's the way I was taught to do it. Some people do them different, but that's the way the old school was taught, to -- we have to bring it across the table, the whole entire coverall so we

can inspect for holes, tears, or missing zippers or something that's on the garment that don't supposed to be there. That's how we was taught, so I have to bring it across there. And then I fold the legs up with the right arm and I use my right arm to take the right side up and the left arm to take the left side up, and then we fold over with both arms.

Q. When you say you use your left to fold the left, are you talking the left arm?

A. Yeah, the left -- the left sleeve.

Q. The left sleeve?

A. I have to pull the -- yeah, the left sleeve.

Q. How tall are the -- or how long are the garments?

A. They -- well, the garment that I got hurt on, those are big garments and they are long. They like -- the one I got hurt on, it was a pink one. I think that's either 4XL or 5XL.

Q. All right. And we'll get to the specifics of what happened on June 15th in just a second. I just want to make sure I've got all my details down here before we move on. Do you have a primary care doctor?

A. Yeah. Dr. Bennett.

Q. What does Dr. Bennett see you for?

A. He had seen me for -- because the last time I went to occupational therapy, my blood pressure been high because I haven't got any sleep since my arms been bothering me. I have to sleep in a recliner or I have to sleep with a lot of pillows on the bed. And most the time I sleep on a recliner, but my rotatory cuffs, they be -- my arms be bothering me, so I don't get that much sleep at night. And I had a lot of anxiety and my blood pressure been up. So Dr. Sedwick (phonetic), he recommended me to go to a doctor, a primary so I can see about my blood pressure.

Q. Who is Dr. Sedwick?

A. He is from the Occupational Health.

Q. Okay. And that's when you got to Dr. Bennett?

A. Yeah. He recommended me to go to a primary doctor, so I looked over one.

Q. Did you have a primary care doctor before Dr. Bennett?

A. No, because I'd really not had any problems. Only doctors I really went to was a GYN doctor.

Q. So the only doctor -- or the only times you've seen Dr. Bennett is after the September of 2021 incident?

A. Yes. He -- I only had a first visit, and I got to

get a recheck in October, the 27th, for my blood pressure.

Q. Did Dr. Bennett prescribe you any medication?

A. Yes.

Q. What did he prescribe you?

A. Like low dose of blood pressure pills.

Q. Anything else?

A. No.

Q. Okay. Other than what we've talked about in I think you said 2010 with both arms and then 2019 and then obviously June, have you ever had any other left shoulder problems?

A. No.

Q. Ever had any medical treatment for your left shoulder before 2010?

A. No.

Q. Have you ever filed for disability?

A. No.

Q. And I don't mean the associate disability you were getting --

A. No.

Q. -- from Family Dollar. You never applied for short-term or long-term disability?

A. With the injuries I had -- no, huh-uh. I -- no.

Q. Have you ever been a party to any other lawsuits

where you have sued someone or somebody has sued you?

A. Like the car wrecks?

Q. Any.

A. No one -- no. No one sued me. No, just the car wrecks.

Q. Have you ever made any other personal injury or bodily injury claims?

A. No.

Q. You never had a slip and fall or trip --

A. No.

Q. -- and fall, nothing like that?

A. No.

Q. I ask these questions in all my depositions, so I would ask you not be offended by any of them. Okay?

A. Okay.

Q. Have you ever been arrested?

A. Yes. It was because of that traffic ticket.

Q. So the unpaid traffic ticket?

A. Yes.

Q. Anything other than that?

A. No.

Q. Have you ever had to have any substance abuse treatment?

A. No.
Q. Have you ever had to have any psychological treatment for depression, anxiety, any other conditions like that?
A. No.
Q. All right. So we're here, as I mentioned right at the outset, to talk specifically about June 15th of this year.
A. Yes.
Q. What is your normal shift?
A. From six to two.
Q. And that's six P.M. -- or six A.M. to two P.M., correct?
A. Yes.
Q. Yes?
A. Yes.
Q. What is your hourly rate of pay?
A. Well, the starting pay for hourly is 15, but we can go up to like 18, 18.25 with our production.
Q. So your base is 15?
A. Yes.
Q. And then if you meet certain production goals, it can go up to --
A. Like 131 percent. We get -- we go up to 18.25.
Q. How is that measured?

A. By how many garments we do, how many coveralls we do. It's got -- I'll be sitting here explaining a lot, but it depends on how much we do a hour for our coveralls, for our frocks and boots and hoods and all that, and they average it up from there.

Q. All right. How often do you hit that 131 percent goal?

A. Well, before I got hurt, I was at 151 percent, so I was hitting it all the time. It kind of went down when my left shoulder started bothering me. Then when Dr. Pills started giving me the Cortisone shots, my arm stayed good for a little while. And then my average start going down when I -- my arm start bothering me a lot.

Q. And when was that?

A. It was in like 2020, when my arm -- when my left arm start bothering me. But it was -- it varies. It's like when I go to the doctor and they give me Cortisone shots, I come up with my average. And then I start going down when it start hurting me, bothering me.

Q. Given that you were recommended and actually had surgery scheduled, were you on any sort of restrictions or limitations as to what you could or couldn't do with your left arm?

A. My left arm? I think he had put me on light duty for some time, but it wasn't -- I had -- I just slacked down on the way I work. I don't --

Q. What do you mean?

A. I just slacked down on the way I work. He put me on just regular duty, but he told me to work at my -- a lower pace.

Q. Were you told anything with regards to reaching or lifting overhead or anything?

A. No, because mostly I reach -- most of the time I work with my right arm. That be my main arm I work with, so my left arm -- I kind of work mostly with my right arm to keep this one from hurting.

Q. How often since 2020 do you deal with your left arm hurting?

A. Well, when this -- like my right arm stopped -- my left arm stopped hurting for a while because I mostly use my right arm. But then when I got hurt with my right arm, I had to lean on my left arm a lot, and it just started bothering me again.

Q. All right. When did your left arm stop bothering you?

A. It hurts today.

Q. Well, I know, but I'm saying in relation to your testimony. You just said your left arm stopped

bothering you because you were primarily using your right?

A. Yeah, it slacked down on bothering me because I -- I trained myself to work with my right arm a lot.

Q. My question to you is, when did that happen?

A. It was in like 2021, like between 2020 when I started getting Cortisone -- when I got the Cortisone shot the first time it stopped. MD360 had gave it to me, and it just start -- I just started working with my right arm more.

Q. MD360 gave you a Cortisone shot in your left --

A. One of the doctors did, yes.

Q. When was that?

A. Because I had to go back twice there when my left arm was bothering me.

Q. When was the Cortisone shot?

A. I can't remember. It was in 2020, maybe 2020, 2021, beginning or something.

Q. And was that, again, the Powdersville location?

A. Yes. That was -- a male doctor gave it to me that time.

Q. Between September 2nd of last year, when you had the incident with your right arm and June 15th, did you have any other injuries or issues with your left arm?

A. Yeah, it start bothering me. And I told my manager, my production manager at the time, Mitch, that my left arm had start bothering me. So I had to go to Dr. Pills to see about my left arm because I was working more with my left arm.

Q. When was this conversation with Mitch?

A. It was like two weeks after I got hurt with my right arm. So they just started me to working with the files, with paperwork.

Q. Did something specifically happen with your left arm?

A. It just -- it was hurting me. It just started, because after -- when I got hurt, I -- my left arm, it started bothering me, too, because I was -- when I picked up the tub, I was trying to lean more to my right arm and -- but I still had weight on my left arm. So it start bothering me after I got the right arm hurt, and I had -- my left arm hadn't bothered me because I lean more on my right arm.

Q. Okay. The vacation that you took, where did you go?

A. We went to Gatlinburg.

Q. Who is we?

A. Me and my fiance at the time.

Q. How long were you there?
A. It was about three days. And we had a five-day stay, but I couldn't -- I text Kami, my human resource manager. She was on vacation at the time, and I told her I had to shorten it because I really need to see the doctor.
Q. And you didn't see a doctor before you left on vacation, right?
A. No, because she had went on vacation. And it -- they couldn't get a doctor in time enough. And I had to -- we would have lost my vacation time if I would have went before then. She wanted to go the same day we was leaving.
Q. But you didn't go the day of the incident in September, right?
A. No, because Mitch and Kami was at BMW for some kind of -- it was a conference or something. I forgot. I told Will, my supervisor at the time, and the next day they was -- they was up there at BMW for some reason. I don't know why. But that's what he told me, and then the next day I told Mitch when they came back, and then Kami went on vacation.
Q. So when your shift starts at six, what time do you typically arrive at the facility?

A. About -- well, we can clock in before 6:07 and we won't be late, but most the time I clock in like 6:03. It be six or 6:03.

Q. And what do you do right after you clock in?

A. We have a little meeting in the conference area. And then we get dressed in the anti room, in another room. We have to get -- we put some -- our coveralls over for the cleaning room.

Q. How long does the meeting last?

A. It don't be but like a minute or two. She just go over what we need to do.

Q. Okay. Anything unusual about the meeting that day?

A. Unusual? No, I don't think so. I can't remember. The day I got hurt?

Q. Yes, ma'am.

A. No, I don't think so.

Q. And then you went and got dressed and then went into the cleaning room?

A. Yes.

Q. Were you folding that day?

A. Yes. You talking about the June 15th incident?

Q. June 15th, yes.

A. Yeah.

Q. Who all worked on the six to two shift in the

folding room?

A. It's Filderberg (phonetic); it's Wanda; Fabiana. Then it was a lady name -- a girl -- a lady name -- no, not Maria, but -- let me see who else was in there. Will was in there. Who else was in there? Anna. I can't remember nobody else. Anna, Maria, Fabiana. And Shasten (phonetic), he be in there, but he be in the washout. He's just like right -- it's in the same cleaning room. Shasten, and I can't remember nobody else.

Q. Okay. Tell me in your words what happened.

A. I pulled out the coverall. And we was sitting there, we were laughing and talking, and I had to pull it up high enough over my shoulder because it was a very big garment. And when I pulled it up high enough over my shoulder, my arm popped and I screamed, and everybody come running over. And we went outside to the -- they went and got Linda, our QT -- QC manager, the quality manager, and then she went and got Tanner. And then Tanner -- it was already hot that day. It was like real hot. And they asked to go out the room for -- to get some water and to cool off, so Tanner gave everybody a break to go out. But I was sitting in the anti room because I didn't want to take my

clothes off because my arm was hurting. I really didn't want to take them off, and I told him I was going to sit in there, in the anti room. But he told me to come outside and ice it. So I iced it for about ten minutes and then I went back in the room. And I just started folding like hoods, and then Tanner told me to come -- about ten minutes after that, Tanner come back and told me to go home for that day. It was like one or 1:30, something like that, 1:35 when he told me to go home. And then he told me to stay out that Thursday, and my arm -- I called -- I text Kami and told -- Kami text -- called me and asked me why didn't I let her know that I got hurt. And I told her -- I told Tanner and he reached out to her. And then she asked me what happened and then my arm start hurting me a little worse when I sleep at night. So I called -- I text them the next day and told them I wasn't coming in. I told Kami I wanted to see a doctor, so she made me a appointment around like -- she wanted me to go to Dr. Pills, but Dr. Pills was out of the country or something. He was unavailable, something like that. And I texted -- I text them on MyChart and told them that my human resources was trying to

reach him, and that's when the nurse messaged me back and told me he was unavailable. And then Kami called me back and said that they wanted me to go Occupational Health, said Melissa Crum said go to Occupational Health.

Q. The garment that you were pulling, you said it was -- did you say earlier it was pink?

A. The little label was pink, so I can't remember the pink was 5X or 4X. I think the 4X is gray and 5XL is pink. It's either/or.

Q. And you had to -- you said you had to lift it up over your head?

A. Uh-huh. We look at -- we take it and we take -- like I grab -- lift it and then I take my arm, my right arm and grab the right side. I take my left arm and grab that side, the left side of the arms at the top, like the shoulders. I wish I had a garment in here so I could show you.

MS. RICHEY: That's okay.

WITNESS CONTINUES:

A. And then when I lifted it up real high because it was long -- it's a long garment. 5X and 4X's, they are real big. And Baxter, that's mostly what they had was the real big garments and they thick. And when I lifted up, I was just laughing, talking

to Wanda, and we were -- everybody was laughing about something, about us being hot in the room. And then when I lifted it up, I lifted up too far because I had to because the table. It had to go across the table long enough, and my arm, it just popped. It popped, like it really hurt, and I grabbed hold to it. And this going to be funny, because the girls thought I was fainting. So that's why they went and got the QC manager, because it was hot in there, and they thought I was fainting when I screamed, but I wasn't. So they all come running over there to me, and I don't really like a lot of affection, but they grabbed me and took me outside to the anti room.

EXAMINATION RESUMED BY MR. LAFAVE:

Q. How far is the cart placed from the edge of the table?

A. It's like right -- it's right there (indicating).

Q. So they're right side by side?

A. Yes, but -- yeah, they side by side. And I had mine kind of like under the table because some people walk by or push they carts by and kind of hit mine, so I keep mine up under the table.

Q. Okay. So can you pull the garments straight from the cart and drag them onto the table where your

cart's positioned?
A. Can I what?
Q. Can you pull the garment from the cart, pulling it up, straight onto the table to drag it across?
A. I have to do it that way because I'm short, and I can't do it like the other -- some people do. But we was taught not to let the legs hit the floor, so I can't let the legs hit the floor. So I had to lift it up high enough for the legs not to hit the floor.
Q. How heavy are the garments?
A. Them Baxter garments are pretty heavy. I can't tell you the pounds on them, but they much heavier than the other garments that we used besides BMW.
Q. Had you ever had any problems lifting over your head before?
A. No, because most the time it's lighter garments.
Q. Did your hand actually have to go above your shoulder?
A. Uh-huh.
Q. Yes?
A. Yes. Yes.
Q. Okay. Where did you feel the pop?
A. It was right here in this area (indicating).
Q. And you're pointing to the upper part of your arm

towards your shoulder?
A. Yes, right in this area (indicating).
Q. Did you have to give a statement or anything like that?
A. Yes. That Monday, I gave it to the safety manager, Garrett. I gave it to Kami, too, that Thursday on the phone when she was talking to me. And then I gave -- Garrett filled out the incident report on that Monday.
Q. Okay. What day of the week was June 15th?
A. I think it was on Wednesday because he asked me to stay out that Thursday.
Q. All right. Did you ever tell Tanner that you were fine?
A. I told him I was fine because I didn't want to go out the room and take my garment off. He told me to come outside the room, but I said, I'm fine, I'm going to sit right here.
Q. Did anybody on June 15th ask you if you needed to go see a doctor?
A. On June the 15th? No, he just told me to go home. I can't remember nobody asking me to go to the doctor.
Q. Did you tell them you wanted to go see a doctor?
A. No, I don't think so. I --

Q. Not on June 15th you didn't?
A. No, not on June 15th.
Q. All right. If I understood you earlier, you said you texted Kami the next day?
A. That next -- that Thursday because when I was trying to lay down on my arm, it just start bothering me and was hurting.
Q. And in that text, did you ask her to go see the doctor?
A. When I text her that -- yeah, when I text her, I said, I need to go see a doctor.
Q. Do you still have your text exchanges with Kami?
A. I think. Let me see. (Reviewing phone.)
Q. And you don't have to look and see right now.
A. Okay.
Q. I'm just wanting to --
A. Yeah, I still got them.
Q. You do still have them. Do you know how far back your text exchanges with her go?
A. As far as all of the incident with my right arm.
Q. So they go all the way back to September?
A. Uh-huh.
Q. And that's a yes?
A. I think so. Not on this phone, but I got another phone, but this phone is new. I just got this

phone about five months ago, something like that. I'm going to look and see how far it -- this go back. Yeah, September the 3rd.

Q. So the phone that you have in your possession now, texts go all the way back to September 3rd?

A. Friday, September the 3rd, 2021.

MS. RICHEY: Let's go off the record for a second.

(DISCUSSION OFF THE RECORD)

EXAMINATION RESUMED BY MR. LAFAVE:

Q. Ms. Parks, when was it that you went to see a doctor after that for your left shoulder?

A. That Friday, the Occupational Health?

Q. So the 17th?

A. Yes.

Q. What did the Occupational Health doctor do?

A. He checked my arm, checked my blood pressure, and then he put me on moderate duty. And he recommended that I go see Dr. Pills for a MRI, but I kept trying to get in touch with -- after a while, when I went to him next time he said, have you had -- went to Dr. Pills? And I said no. He said I recommended you go to Dr. Pills. I said Dr. Pills was out for a little while. And then I said he was out of the country or something like

that. And he recommended me go there, but I kept calling Melissa. She didn't respond back until -- then I called her during work time and she said something about I have to ask my lawyer. She had to talk to my lawyer or something.

Q. Okay. How many times did you see Occupational Health?

A. It was twice.

Q. When was the second visit?

A. I can't remember.

Q. Did you ever see Dr. Pill for your left shoulder?

A. Yes. It was a while because he had put in a form for me to see him. So I seen him like -- I can't remember either when I seen him, but it was like two weeks, a week or so after that. No, it was a month. It was a while because he was out of the country. It was a while. And he -- they couldn't see me for a while.

Q. Did you ever tell anybody during the investigation into the June 15th incident that you knew you shouldn't have done what you were doing?

A. No. I have to fold, like --

Q. Who is Brent Privatte?

A. Brent Privatte?

Q. Yeah. Who is Brent?

A. That's my supervisor.
Q. So if there's a note that said you immediately said it was your fault and that you should have called Brent, did you ever say that?
A. No.
Q. Any idea why --
A. When she asked me why I haven't got -- who did I call in the room, who they get, it was Linda because it was nobody else around at the time. And Linda went and got Tanner, my manager, because Brent, he wasn't around at the time.
Q. What do you mean he wasn't around?
A. He wasn't there when I got hurt. I don't know where he was, but that's the reason why I said -- when Kami asked me why didn't I reach out to her, I -- I didn't know I was supposed to reach out to my HR after I get hurt. I just got -- they went and got Linda and Linda went and got Tanner.
Q. Have you had an MRI of your left shoulder since?
A. No, because when it was shortly after that they wrote me a letter and said that they wasn't going to pay for it. And so I had to wait a little while to make my own appointment with Dr. Pills on my own. And I don't think he recommended no MRI because he said something -- I done forgot what he

said. He said he was going to reach out to Dr. Sedwick or something about it because Dr. Sedwick wanted to put in the order.

Q. Okay. But Dr. Pill hasn't recommended a left shoulder MRI?

A. I don't -- I didn't -- no, I don't think so.

Q. How many times have you seen him for your left shoulder?

A. They put -- he gave me a Cortisone shot for it the last time I seen him.

Q. So since June, you've gotten another Cortisone shot?

A. Yes.

Q. When was that?

A. About two months ago.

Q. Did it help?

A. It helped somewhat. It don't -- it's not a permanent relief. It starts hurting me like after two or three months or something.

Q. Are you still working moderate duty?

A. Yes.

Q. What are the limitations that Dr. --

A. He just told me to work on -- work by my waist side and don't lift over my head.

Q. And you had never been told to work at that level

before?
A. It was light duty. Then they put me at -- because of my right shoulder that time, I was on light duty. But he said -- what they had me doing on light duty, it was hurting me worse than the regular duty. And my arms are used to working like that, so I went to doing moderate -- I mean, you know, like my regular duty.
Q. Okay. But did anybody tell you in working your regular duty that you should avoid lifting overhead and work by your waist side?
A. No.
Q. So this is a new limitation that --
A. When I -- when my left arm got hurt, that was my new limitation.
Q. When was the last time you saw a doctor for your left shoulder?
A. About -- when I got the Cortisone shot.
Q. Are you still actively receiving treatment for your right shoulder?
A. Yes. When it's bothering me, yes.
Q. Have you had the surgery?
A. I have it on October the 10th.
Q. Have you reached out to Dr. Pill to set any new appointments for your left shoulder?

A. No, because I hadn't too long got the Cortisone shot. But it hasn't -- it hasn't been bothering me that bad since the Cortisone shot, but it wears off.

Q. In your visit to Dr. Pill about your left shoulder, has the issue of your prior surgery that you were supposed to have come up?

A. He said that he wanted to do the right shoulder first and then in three months after that do my left shoulder.

Q. So he's already talked to you about the left shoulder surgery again?

A. Yes.

Q. Any indication that the surgery he's talking about is any different than what had previously been scheduled?

A. He said mostly when he go -- when he go in, he'll know if it's been damaged more, if he'd have to do more to my -- if it tears -- if my tendons are teared more when he go in to do surgery.

Q. Okay. But to your knowledge, he's not discussing a different type of surgery?

A. No, because it's a complete tear. I don't think you can do more than a complete tear.

Q. Is the pain or problem that you're having in your

left shoulder since June 15th any different than what you had been having before you hurt your right shoulder?

A. Is it any different?

Q. Yeah.

A. Yeah, because the pain is down here now (indicating). It moved down some.

Q. So other than the location, is it any different?

A. My location?

Q. Other than the pain being down lower in your arm.

A. It was up higher before I got hurt. It's down now here (indicating).

Q. Any other ways that the pain is different?

A. It hurts.

Q. But is there any other way aside from being further down in your arm that it's different than it was back in 2020?

A. You talking about -- I don't understand. Say it again.

Q. Sure. Is there any other difference in your pain other than the location since June 15th as there was back in 2020, when you first started having left shoulder problems?

A. It hurt worse then. But I can deal with the pain now mostly because it -- it just pains. It hurts.

I have to work with it, so that's it.
Q. When you say it hurt worse then, are you talking it hurt worse back in 2020?
A. It was a rotatory cuff tear and it hurt. I never had -- I never been hurt like that before. So it was -- in the beginning it was worse, but when I hurt my right shoulder, it started back -- the day I told Mitch about it, it -- that same pain, it started back hurting again. So that's when I start back seeing Dr. Pills again. I haven't went to Dr. Pills for a while because my shoulder pain, it was hurting for a while. Then I seen Dr. Pills. He was giving me Cortisone shots, and then he told me to try to work moderate with that arm, so I start working more with my right arm so the pain kind of reside. But I couldn't -- I still couldn't sleep at night because of both of my -- because of my arms.
Q. But you're saying your left shoulder started hurting again right after you injured your right?
A. Yes.
Q. And that's when you told Mitch?
A. Uh-huh.
Q. Yes?
A. Yes.

Q. And there was no discussion at that point about limiting the type of work that you were doing?
A. Well, see, they was already putting me on light duty for the right one. So it was a light duty -- I think he put me on light duty for my left one also. That's when I went to the other building.
Q. Who is he?
A. Dr. Pills put me on light duty for both of them.
Q. All right. Do you do any overhead activities at your house?
A. Well, I got a stepladder to put my stuff in. Right now, I can't hardly do anything. I have to get my sons or my daughter to come over. A lot of activities I was doing, I can't do it no more.
Q. Let's say before June 15th.
A. June the 15th?
Q. Were there overhead activities that you had to do at your house?
A. With my right arm I could a little bit.
Q. What about your left?
A. Huh? No, I kind of swayed from that left arm.
Q. Before June 15th?
A. Yeah. I kind of like -- when they told -- before June the 15th? Yeah, because when my right arm was bothering me, my left arm start bothering me,

so I couldn't do much with either one of them.
Q. Okay. So before June 15th, though, you were staying away from overhead activities at your house?
A. Yes, because Dr. Pills told me to.
Q. How long had it been prior to June 15th that you would do overhead activities?
A. Not -- I didn't have too much to do overhead. But like my cabinets is up a little higher, but I got a step stool in my kitchen to put my -- you know, my cans up and stuff, and I usually use my right arm for that.
Q. Did you ever tell anybody at Cintas or ask anybody at Cintas for help to try and prevent you from having to do things overhead?
A. Most of the time I did.
Q. Most of the time you did what?
A. Asked them to help me, like even if I had to open up a bag. When the sealer go through and the bag is not right, I ask them to open up the bags for me. I ask them to get -- in the canteen we don't have spoons anything down on the thing. I ask Jenny -- Jennifer or any of them to get the spoons down for me so I can get them out. Yes, I mostly ask people to help me.

Q. Okay. Who would you ask for help with overhead activities at Cintas?
A. Well, now -- I was on -- doing waist activities. I mean, I supposed to waist activities.
Q. Before June 15th.
A. Before June 15th? Well, before June 15th it was just like regular work. But I don't -- I didn't mostly -- I had light clothes. I did shirts, pants, and hoods and boots and stuff like that.
Q. What had you -- what led to you doing coveralls on June 15th?
A. We were doing Baxter. I do -- I did -- we did -- I did do coveralls, but Baxter is like a -- it's a heavy coverall and they big. Most the coveralls are not big like that.
Q. How often do you do Baxter's coveralls?
A. Every week, and it was like twice a week.
Q. Ever have any other issues before June 15th doing Baxter's coveralls?
A. No, because it was like the extra large -- that day they had brought in some new coveralls, and most of them was big. They was the big garments.
Q. So am I understanding right that the coveralls on June 15th for Baxter were different than coveralls you did for them before?

A. Yeah, because the tub I had was 4X, 5X. They was 3X and 2X, because they came in new that day I think. And most of us had -- me and Wanda, I think we had the large coveralls because I think the rest of the girls had grabbed some of the smaller coveralls.

Q. Other than the coverall being big, was there anything else that was wrong with it or that caused you to do something different from your normal mechanics?

A. No. It was just a big size, because the bigger they is, the higher we got to bring them across the table. I do anyway because I'm short.

Q. But if the table is just slightly above the cart and you can bring it --

A. But my table is long and I have to bring my -- the way -- I wish I had one of them coveralls or either a coverall so I can show you because we -- me and Wanda, we bring our coveralls across the table. The rest of them when they fold, they -- they taller than us most the time. They lift theirs up higher. They don't bring theirs across the table before they fold it back. They use they -- I can't explain it, but the old way, we have to bring them across the table and look at the

garments.

Q. Do you have to lift it up any higher than the top of the table before you start bringing it across?

A. No. When I bring it across the table, I had to lift it up because it was big. I can't let the legs hit the floor because most the time -- with the big ones, when I had -- when I got hurt, I left a little space between there.

Q. Between where?

A. The table and the cart, because they were big. So I just bring it across there so I wouldn't hit the floor -- so it wouldn't hit the floor, the legs, because sometime we take them out the cart, the legs will hit the floor. And we don't supposed to let them hit the floor. That's a quality issue. So --

Q. But are the legs not still in the cart as you're pulling the garment across the table?

A. Not when I had a little space between the cart.

Q. How much space did you have between the cart?

A. It was about like this (indicating).

Q. I mean, are we talking a couple of inches?

A. Uh-huh.

Q. Yes?

A. Yes, and that garment was long.

Q. How long is the table?
A. About -- my table was long. We got short tables now. We just got those. It was about --
MR. LAFAVE: Let's take a break real quick.
MS. RICHEY: I'm sorry. One second.
(BREAK; OFF THE RECORD)
EXAMINATION RESUMED BY MR. LAFAVE:
Q. Who was the first Cintas employee that came to you?
A. Filderberg ran up to me, and Anna and Fabiana.
Q. Okay. And did you tell all three of those ladies what was wrong?
A. At first they thought I was fainting. And I told -- because I yelled out loud, my arm popped, and I screamed. And then that's -- they thought I was -- Wanda the only one really heard me when I said my arm popped, but they ran up when I grabbed my arm and I screamed, and then they took me outside. They walked me outside.
Q. Who was it that you said heard you say your arm popped?
A. I said, my arm popped real loud and Wanda heard me when I said my arm popped real loud.
Q. So Wanda is the only one that --
A. She was in front of me. She's like where you are.

Q. You got to let me finish my question. Okay?
A. Okay. Okay. Go ahead.
Q. You're trying to anticipate where I'm going, but I want to make sure that you understand the question before you start answering it. Okay?
A. Okay. Go ahead.
Q. Did I hear your testimony correctly that Wanda was the only one that heard you say your arm popped?
A. Well, when I went in the room I told them my arm had popped because they thought I was fainting.
Q. Did all of the ladies hear you say you arm popped?
A. I don't think so because the room was kind of loud. We was laughing.
Q. Where was Wanda when you said your arm popped?
A. About where you are.
Q. So you and Wanda were about maybe four or five feet apart?
A. About right here (indicating).
Q. How do you know that Wanda heard you say your arm popped?
A. Because I said it out loud when I screamed.
Q. I know, but how do you know she heard it?
A. I don't know, but she responded to it.
Q. What was her response?
A. She just looked at me, because Wanda is not a

person that -- she's real quiet. The other girls -- Filderberg heard me also and she ran up to me.

Q. Did they hear you scream?

A. Yes, everybody did.

Q. So you know that that's what they heard?

A. Yes.

Q. You don't know --

A. Even -- I forgot to put Lilliana name on there. She was in the back. She even heard me scream.

Q. Okay. But you don't know that anybody specifically heard you say your arm popped?

A. I told them in the anti room my arm had popped again when they asked me, because they thought I had fainted -- I was fainting.

Q. Who all was in the anti room?

A. Who was all in -- everybody.

Q. When you said your --

A. Everybody had to go in there.

Q. When you said your arm popped, all those ladies were in there?

A. Everybody was in there.

Q. Who is everybody?

A. Everybody that I named because all of us had to come out the room.

Q. So when you went in the anti room, you said that

your arm popped again?
A. Uh-huh. They asked me -- I said, y'all -- they thought I had fainted. And they was sitting up there, had these little things we had in the room and they was -- one of them was fanning me. I couldn't remember -- it was in the back -- they was in the back of me. And I said, I'm not fainting, my arm had popped.
Q. So you said it a second time once you were outside of the folding room?
A. In the anti room, and they heard me when I told -- they told -- they heard me when I -- Linda came in there. And then when Tanner came in there, I told him what happened.
Q. And since June 15th, am I right that you have been subject to discipline for working outside of your limitations?
A. Well, I didn't work outside my limitations. What you mean limitations?
Q. The modified-duty work that you've been given.
A. No, because I -- it said work on my -- work to my waist side.
Q. Were you not limited to folding certain items?
A. No. They didn't tell me not to fold certain items because I was training people and folding all the

items. Tanner came several times and told me not to fold coveralls, and I didn't fold coveralls. I was folding shirts, pants, and frocks. I didn't fold anymore coveralls after he told me, but until -- I had to train someone. I trained several people after -- during that time he told me not to fold coveralls. But I have to train them and fold coveralls.

Q. Okay. Were you given a verbal warning by Brent for working outside of your restrictions?

A. Yes. And that same day, I was training somebody and helping them fold coveralls.

Q. So your testimony is the reason you were working outside of your restrictions is because you were training someone?

A. Yes, but my restrictions was -- my restrictions is fold by my waist side. So I wasn't folding coveralls, I was folding frocks and shirts and pants. And these are the shirts and pants that I fold (indicating), what we got on. That's what I couldn't understand, why I got wrote up because my limitations said fold by my waist side. They didn't give me a -- the doctor didn't give me no specific -- but Tanner did tell me twice, but I -- only time I folded coveralls is when I had to

train people, but other than that I folded frocks and pants and shirts and hoods and did goggles and did boots.

Q. Okay. Who was it that assigned you to do the training which involved folding coveralls?

A. Well, they come and bring -- they come and say our name and we go out there. I mean, my lead person will usually come out there and get me and tell me a certain person told me that I need to train someone.

Q. Did anybody with Cintas -- I know it might not have been the doctor that said it. But did anybody with Cintas tell you to avoid folding certain items?

A. Tanner did, but I didn't fold coveralls when he told me not to fold coveralls. I folded shirts, pants, frocks, hoods, and boots.

Q. Okay. Until you were training an employee, you --

A. Till I was training an employee. And that was -- the same day I got verbal warning, I was training an employee that day doing coveralls because we have to train them everything we do. And everything everybody else was doing, I had to train them what we was doing because they fold the same thing everybody else is doing.

Q. Was there not somebody back there that could have taken that role of training that person to fold coveralls?

A. I don't think they would come over there. They was on production. I don't think they would want to do that because they got to get they money. They on production. And that was -- most of the other girls speak Spanish. And they had brung somebody in that didn't know Spanish, so I had to train her.

Q. Do you speak any Spanish?

A. No. I have never trained anybody that speak Spanish either except Francisca. They had stopped because the communication was bad and she speak -- she knows some of it. That's when I got my left arm hurt. I did -- I was training Spanish people then, but they changed it. Most the time they bring the Spanish in for -- to train the Spanish. But if some Spanish people know English real good, we do train them.

Q. You just said that was when you got your left arm hurt?

A. I was training a Spanish person then. It was Francisca.

Q. When was that?

A. That was in 2019.
Q. Okay. So the incident with the cart, where the cart hit your arm?
A. Yes. And the lady that hit me, she was Spanish, with the cart, and she was nonverbal.
Q. All right, Ms. Parks. I don't have any other questions for you. Thank you.
A. Okay.
MS. RICHEY: I don't have anything in follow-up.
WITNESS: Okay.
(DEPOSITION CONCLUDED AT 11:49 A.M.)

C E R T I F I C A T E

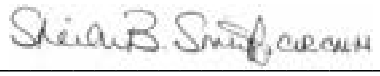
I, the undersigned, Sheila B. Smith, CVR-CM-M, Notary Public in and for the State of South Carolina, do hereby certify that the foregoing deposition of SONYA MELISSA PARKS was taken on September 22, 2022;

That the within deponent was sworn to tell the truth, and that the foregoing is an accurate transcription of the testimony taken under oath;

That all exhibits entered herein are attached hereto (if requested by counsel) and made a part of this deposition.

I further certify that I am neither counsel nor solicitor to any of the parties in said suit, nor interested in the event of the cause.

In witness whereof, I have hereunto set my hand and seal this 5th day of October, 2022.



Sheila B. Smith, CVR-CM-M
Notary Public for South Carolina
My Commission Expires: 2/25/2024

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Workers' Compensation
Personal Injury
Criminal Law

June 10, 2022

Attn: Dr. Stephan Geoffrey Pill, MD
Steadman Hawkins Clinic of the Carolinas
200 Patewood Drive, Suite C100
Greenville, South Carolina 29615

Re: Patient: Sonya Melissa Parks
[redacted] [redacted]
Date of Birth: February 4, 1970
Date of Injury: On or about September 2, 2021

Dear Sir:

Please be advised that this law firm has been retained to represent Sonya Melissa Parks for an upcoming workers' compensation hearing. Our law firm would greatly appreciate your medical assistance in helping our client by completing the enclosed medical questionnaire before July 5th for Sonya Melissa Parks's hearing.

Sonya Parks is a folder at Cintas of Greenville, and the essential function of Sonya Parks' job is lifting tubs full of laundry. On or about September 2, 2021, Sonya Parks was lifting a tub full of heavy laundry off a table at work and placing the heavy tub under the table when she felt a sharp and acute pain in her right shoulder and right arm. In the days following her work-related lifting injuries, Sonya Parks used her left shoulder and arm while her right shoulder and arm were in a sling. Furthermore, while working modified duty with Cintas, Sonya Parks was pulling goggle straps through a tight space with a jerking motion and aggravated and made her work-related bilateral shoulder injuries and pain worse. Sonya Parks returned to working full duty with Cintas as her modified duty assignment with Cintas aggravated her shoulders and arms worse.