

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM THE SOUTH CAROLINA WORKERS' COMPENSATION
COMMISSION

WCC File No: 0917785

71511

 Paula Russell,

Appellant,

v.

Walmart Associates
Incorporated and Illinois
National Insurance Company,

Respondents.

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MAR 10 2014

SC Court of Appeals

NOTICE OF APPEAL

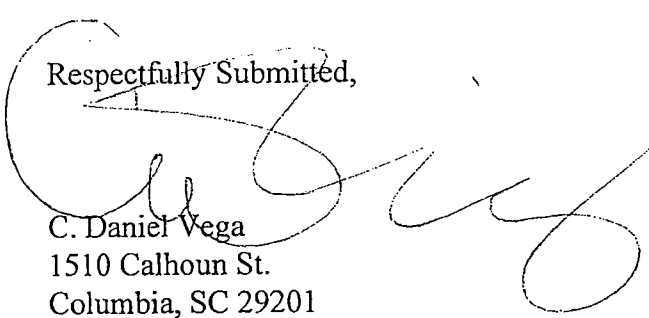
Paula Russell appeals the decision of the Workers' Compensation Commission dated January 30, 2014. Appellant received an electronic copy of this decision on January 30, 2014.

Pursuant to S.C. Code Ann. section 42-17-60, Appellant hereby petitions this Court for review based on the following grounds for appeal and alleged errors of law:

1. Did the Full Commission err in determining Claimant did not suffer a change of condition for the worse by relying on a standard requiring an "objective" change of condition, where no such standard is required by law or statute?
2. Did the Full Commission err in its conclusion a change of condition had not occurred because no "objective" evidence supported such a finding, when the greater weight and preponderance of the evidence demonstrates Claimant suffered a change of condition for the worse?
3. Did the Full Commission err in determining Claimant did not suffer a change of condition for the worse where both authorized treating physicians testified under oath that a change of condition occurred; and where no contrary opinion exists in the record?

4. Did the Full Commission err in determining Claimant's statements were "self-serving" and "conclusory," when defendants stipulated Claimant was credible, and where the Full Commission had no evidence and made no findings that the Claimant lacked credibility?

Respectfully Submitted,



C. Daniel Vega
1510 Calhoun St.
Columbia, SC 29201
(803) 929-3600
Attorney for Appellant

February 28, 2014

Other Counsel of Record:
Johnnie W. Baxley, III
421 Wando Park Boulevard, Suite 100
Mount Pleasant, South Carolina 29464
(843) 284-1080
Attorney for Respondent

The State of South Carolina
In The Court of Appeals

Appeal from the South Carolina
Workers' Compensation Commission

WCC No. 1002408

Paula Russell,

Claimant/Appellant,

v.

Wal-Mart Stores, Inc.

Employer,

and

Illinois National Insurance Company,

Carrier,

Defendants/Respondent

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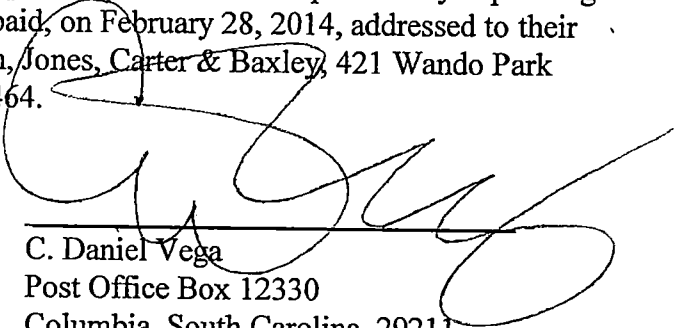
MAR 10 2014

SC Court of Appeals

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on Defendants/Respondent by depositing a copy of it in the United States Mail, postage prepaid, on February 28, 2014, addressed to their attorney of record, Johnnie W. Baxley, III, Willson, Jones, Carter & Baxley, 421 Wando Park Blvd., Suite 100, Mt. Pleasant, South Carolina 29464.

February 28, 2014


C. Daniel Vega
Post Office Box 12330
Columbia, South Carolina 29211
(803) 929-360
Attorney for Appellant

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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM THE SOUTH CAROLINA WORKERS' COMPENSATION
COMMISSION

WCC File No: 0917785

Paula Russell,

Appellant,

v.

Walmart Associates
Incorporated and Illinois
National Insurance Company,

Respondents.

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on the South Carolina Workers' Compensation Commission by depositing a copy of it in the United States Mail, postage prepaid, on February 28, 2014, addressed to Ginger Crocker, Judicial Director, South Carolina Workers' Compensation Commission, 1333 Main St # 500, Columbia, South Carolina 29201.

February 28, 2014



William A. Jordan, III
622 Wade Hampton Boulevard
Greenville, S.C. 29601
(864) 235-0147
Attorney for Appellant

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SC Court of Appeals



Jordan Law Center

Attorney William Jordan

Attorney William A. Jordan, III Attorney Brian T. Smith*

March 3, 2014

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

RE: Paula Russell, Appellant, v. Walmart Associates Incorporated and Illinois National Insurance Company, Respondents, WCC File No: 0917785

Dear Ms. Kitchings:

Enclosed for filing is a notice of appeal in the above case. Please note that William A. Jordan, III is now counsel of record in the case as an attorney for the Appellant. Also enclosed are the following:

- (1) Proof of service of the notice of appeal on the respondents and on the administrative agency involved, the South Carolina Workers' Compensation Commission.
- (2) A copy of the order which is to be challenged on appeal.
- (3) A filing fee of \$100.

Sincerely,

William A. Jordan, III
622 Wade Hampton Boulevard
Greenville, S.C. 29609
(864) 235-0147
Attorney for Appellant

cc: Johnnie W. Baxley, III
421 Wando Park Boulevard, Suite 100
Mount Pleasant, South Carolina 29464
(843) 284-1080
Attorney for Respondent

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SC Court of Appeals





Jordan Law Center

622 Wade Hampton Boulevard Greenville, SC.29609

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, SC 29211



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