

THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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APPEAL FROM GREENVILLE COUNTY  
Court of Common Pleas

G. EDWARD WELMAKER, Circuit Court Judge

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Case No. 2009-CP-23-7978

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Maria E. McGaha.....Respondent

vs.

Honeywell International, Inc., Employer,  
and Zurich North America, Carrier.....Appellants

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**APPENDIX TO RECORD ON APPEAL**

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9x 17/07

# Honeywell

Appendix A

## FAMILY/MEDICAL LEAVE REQUEST FORM (FMLA)

### TO BE COMPLETED BY THE EMPLOYEE

Employee name: Maria E. Magallo  
 Home address: 312 Hazelwood cr  
San Jose, CA 95128  
 Home Phone #: [REDACTED]  
 Social Security #: [REDACTED]  
 Badge #: [REDACTED]  
 Supervisor: Eddei  
 Phone #: [REDACTED]  
 Department/Division: 5300 / pup & finick

I am requesting FMLA leave for:

- the birth of a child, or the placement of a child with me for adoption or foster care.  
 a serious health condition that makes me unable to perform the essential functions of my job.  
 a serious health condition affecting my \_\_\_ spouse, \_\_\_ child, \_\_\_ parent, for which I am needed to provide care.

Date leave begins: 8/4/03  
 Date of anticipated return to work: 8/22/03

*Health Care Provider Certification: If you have requested a FMLA Leave due to your own serious health condition or the serious health condition of your spouse, child or parent for whom you are needed to provide care, Honeywell may require that a Health Care Certification Form be completed by the health care provider.*

Employee's signature: Maria E. Magallo Date: 8/4/03

### TO BE COMPLETED BY HONEYWELL

Received by: Magallo R Date: 8/8/03

Leave qualifies as FMLA:  Yes  No (circle one).

Health Care Provider Certification Form received on: 8/8/03 mag

FMLA Leave approved/denied (circle one) by: \_\_\_\_\_  
 Date: \_\_\_\_\_

# COPY

received  
8/8/03

to 02/8/03

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Robert G. Schwartz, M.D.

McGAHA, MARIA

#4061

DATE: 3/4/05

### Diagnostic Musculoskeletal Ultrasonography

Musculoskeletal ultrasonography is a diagnostic procedure that utilizes reflections of sound waves (echoes) to generate an image of the area studied. B-mode imaging generates a tomographic image in two dimension form from a single scanning plane. M-mode imaging generates an image which displays variation of echo depth over time while the transducer probe is in a fixed position.

Diagnostic musculoskeletal ultrasonography was performed over the cervical/interscapular multifidus and related paraspinal soft tissues as well as left shoulder.

A 7.5 MHz wand was used.

Diagnostic Ultrasound Impression: There is a marginal hypoechoic signal at C3/4. The shoulder capsule and supraspinatus tendon are poorly visualized. The rest of the area studied showed a normal echogenic pattern.

Clinical Impression: Results reviewed. Options discussed. Mrs. McGaha says she does not recall having been seen in this office for five visits in 1990. She does recall the motor vehicle accident and coming to this building, however. She does not recall what body parts were injured in that accident. This was brought up because she asked how did she injure her neck to begin with. She is a very poor historian. I believe her cervical findings are probably old. They may very well be contributing to some of her current shoulder complaint. It is possible that she has some mild associated supraspinatus tendinitis that is new. Authorization for therapeutic as well as differential diagnostic injection to each locale requested. It should be noted that Mrs. McGaha says that she thinks her shoulder problem is more probably related to work because "everybody at work complains of the problem". She really has no other obvious event, source, or explanation for this than the belief as described above.

Robert G. Schwartz, MD/No/PM.S

cc: wc/Mary Gilboy

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**CERTIFICATE OF COUNSEL AND COMPLIANCE**

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The undersigned hereby certifies that this Appendix to the Record on Appeal complies with Rule 211(b), SCACR.

The undersigned also certifies that this Appendix to the Record on Appeal complies with the South Carolina Supreme Court's Order dated April 20, 2011, concerning personal data identifiers and other sensitive information.

Turner, Padgett Graham & Laney, P.A.



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Greenville, South Carolina  
December 15, 2011

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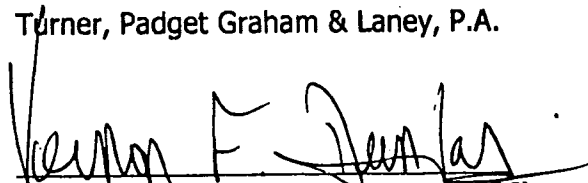
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**CERTIFICATE OF SERVICE**

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I certify that I have served the ***Appendix to Record on Appeal, Index to Appendix to Record on Appeal and Certificate of Service*** on Maria E. McGaha, Respondent, by depositing a copy of it in the United States Mail, postage prepaid, on December 19, 2011, addressed to the attorney of record, Kathryn L. Williams, Esquire, and Donald E. Kamb, Jr., Esquire. Post Office Box 10693, Greenville, SC 29603.

Turner, Padgett Graham & Laney, P.A.



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