

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM SPARTANBURG COUNTY  
Workers' Compensation Commission

W.C.C. File No.: 1207113

72473

Brian O. Wofford, deceased  
employee, by and through Boisha  
Wofford, surviving spouse,

Appellant,

v.

City of Spartanburg,

Employer and Self-Insurer,

and

South Carolina Municipal Insurance Trust Carrier,

Respondents.

NOTICE OF APPEAL

**RECEIVED**

JUN 12 2014

**SC Court of Appeals**

Kenneth C. Anthony, Jr.  
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**ATTORNEYS FOR APPELLANT**

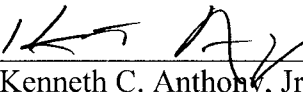
**ATTORNEYS FOR RESPONDENT**

Brian O. Wofford, by and through Boisha Wofford, his surviving spouse, hereby appeals the decision of the Workers' Compensation Commission, dated May 12, 2014. Appellant received written notice of entry of this decision on May 12, 2014. Appellant appeals on the following grounds:

- I. The Full Commission erred in finding that the death of Brian Wofford did not arise out of and in the course of his employment as Appellant's claim falls within an exception to the "going and coming" rule.
- II. The Full Commission erred in finding that, given Brian Wofford's cell phone and other electronic communications on the morning of his death, he was acting in the course and scope of his employment at the time of his death.

Respectfully submitted,

**ANTHONY LAW FIRM, P.A.**



Kenneth C. Anthony, Jr., S.C. Bar No.: 00404

P.O. Box 3565

Spartanburg, S.C. 29304

Telephone: 864.582.2355

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**ATTORNEYS FOR APPELLANT**

Dated: June 9, 2014  
Spartanburg, South Carolina

**RECEIVED**

JUN 12 2014

**SC Court of Appeals**

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CERTIFICATE OF SERVICE

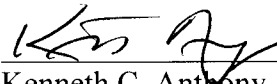
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I, Kenneth C. Anthony, Jr., counsel for Appellant, certify that I have served the Notice of Appeal of Appellant on the following persons and entities by depositing copies of the same in the United States mail, postage prepaid, at the following addresses:

South Carolina Workers' Compensation  
Commission  
P.O. Box 1715  
Columbia, S.C. 29202-1715

Stephanie Lamb Pugh  
McAngus Goudelock & Courie, LLC  
P.O. Box 2980  
Greenville, S.C. 29602-2980  
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**ANTHONY LAW FIRM, P.A.**



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**ATTORNEYS FOR APPELLANT**

Dated: June 9, 2014  
Spartanburg, South Carolina

LAW ANTHONY

June 9, 2014

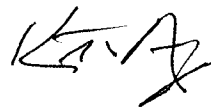
The Honorable Kenneth A. Richstad  
**South Carolina Court of Appeals**  
Post Office Box 11629  
Columbia, SC 29211

***RE: Brian O. Wofford, deceased employee, by and through Boisha Wofford,  
surviving spouse vs. City of Spartanburg and South Carolina Muicipal  
Insurance Trust Carrier  
WCC File Number: 1207113***

Dear Mr. Richstad:

Enclosed for filing is a Notice of Appeal along with a Proof of Service as to  
opposing counsel in the above matter. I am also enclosing your filing fee of \$100.00.

Very truly yours,



Kenneth C. Anthony, Jr.

KCAjr:akl  
Enclosures

cc: Stephanie Lamb Pugh, Esq.

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**SC Court of Appeals**

LAW ANTHONY

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**SC Court of Appeals**

The Honorable Kenneth A. Richstad  
South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, SC 29211

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