

THE STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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AUG 11 2014

Appeal from the South Carolina Workers' Compensation Commission

**S.C. Supreme Court**

Opinion No. 5020 (S.C. Ct. App. filed August 8, 2012)

Ricky Rhame,

Petitioner,

v.

Charleston County School District,

Respondent,

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**SUPPLEMENTAL APPENDIX**

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John S. Nichols  
Blake A. Hewitt  
BLUESTEIN, NICHOLS,  
THOMPSON & DELGADO, LLC  
Post Office Box 7965  
Columbia, SC 29202  
(803) 779-7599  
(803) 799-8995 (facsimile)

Kenneth W. Harrell  
Patrick L. Jennings  
JOYE LAW FIRM, LLP  
5861 Rivers Avenue  
North Charleston, SC 29406  
(843) 554-3100  
(843) 554-6539 (facsimile)

Attorneys for Petitioner

Stephen L. Brown  
Catherine H. Chase  
Leslie M. Whitten  
YOUNG CLEMENT RIVERS, LLP  
25 Calhoun Street, Suite 400 (29401)  
P.O. Box 993  
Charleston, South Carolina 29402  
(843) 577-4000  
(843) 579-2983 (facsimile)  
SBrown@yrcrlaw.com  
CChase@yrcrlaw.com  
LWhitten@yrcrlaw.com

Attorneys for Respondent

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PHASE 2

*Wachler*

LASEGUE: (POS) FOR (RIGHT) (LEFT) LEG (NEG)  
 BRAGGARD: (POS) FOR (RIGHT) (LEFT) LEG (NEG)  
 FABERE-PATRICK (POS) FOR (RIGHT) (LEFT) LEG (NEG)  
 BILATERAL STRAIGHT LEG RAISE: (POS) (NEG) *LS* Leg  
 LEG LOWERING: (POS) (NEG)  
 GOLDWAITE: (POS) FOR (SI) (LUMBAR) (RIGHT) (LEFT) (NEG)  
 HOOVER: (POS) (NEG)

*U-7LS*

HEART: \_\_\_\_\_

LUNGS: \_\_\_\_\_

ABDOMEN: \_\_\_\_\_

PHASE 3

SPINOUS PERCUSSION: \_\_\_\_\_  
 ELYS TEST: (POS) (RIGHT)(LEFT) (HUNCHING) (PAIN) (NEG)

PHASE 4

ROMBERG SHOWED (NO) (SOME) (MUCH) BODY SWAYING  
 FINGER TO NOSE: \_\_\_\_\_

BODY FLEXION 90: *2* *LS* EXTENSION 30: *LS*  
 BODY LATERAL FLEXION 35: RIGHT *LS* LEFT *LS*  
 BODY ROTATION 20: RIGHT *LS* LEFT *LS*

ADAMS: (POS) (NEG)  
 KEMP: (POS) (NEG)  
 TRENDLENBERG: SHOWED (NO) HIP WEAKNESS ON THE (RIGHT) (LEFT)

GAIT: (EVEN) (RIGHT LIMP) (LEFT LIMP)

HEAL WALK: (POS) (NEG) *CS*  
 TOE WALK: (POS) (NEG)

AREA OF COMPLAINT  
*Cough* → *Antalgic forward on right*  
 PINWHEEL

REMARKS: *Sacrospinous, lumbar extension, left gluteal,*  
*quadrate lumborum.*

DR. JOHN J. GOELDI, D.C.  
 8988 UNIVERSITY BLVD., SUITE 104  
 NORTH CHARLESTON, SC 29406

*Ricky Rhame 8/27/01*

ADULTS

INITIAL CONSULTATION	PATIENT	DATE:
Trauma - Auto accident: 1	Ricky Rhame	8/27/01
Auto accident: 2		
Falls:		
Work:	1) <sup>at - injecting</sup> lifting compressors - felt burning pain.	
Sports/recreational activities:		
Sports injuries:	2) fishing - 2 yrs ago - stepping of deck -	
Home or elsewhere:	3) <del>at</del> lost breakfast lifting at at home	
Other:		
Present complaint #1:	UBP	
Started when:	2 1/2 yrs. but lifting at unit - 1 last weekend	
How often:	daily	
Describe pain:	burning, pulling in my back L5.	
Radiate:	L gluteal -> left -> right	
Ever before:		
Better/worse/same:	Worse! - 1 1/2 months settling in left!	
Other treatment:		
Notes:	beds, pain walking	
Complaint #2:	at - previous disc accident - lower back better	
Started when:	2 1/2 - 7 months ago - 2 1/2	
How often:		
Describe pain:	tender!	
Radiate:		
Ever before:		
Better/worse/same:		
Other treatment:		
Notes:		
Other complaints/notes:	MA - BP? - pressure - 3-4 months.	

## CNC Chiropractic Treatment Plan Request

To : CIGNA HealthCare/Healthsource Health Services Department  
Fax (843) 884-6067

Request Date : September 5, 2001

Request From : John J. Goeldi, D.C. Telephone (843) 764-3200  
Fax (843) 764-0220

Name : Ricky Rhame ID # 118400-01 Group # CignaHealthCare

Authorization # 460262 PCP: Request Date: 09/05/2001

New Patient X

Chief Complaint: Patient is complaining of back and left leg pain after lifting an air conditioner unit at home 1 week ago. Patient reports interference with activities of daily living including loss of sleep and difficulty in walking. The remainder of his past medical history is non-contributory.

Working Diagnosis: 722.10 Acute Severe Lumbar IVD Syndrome, resulting in 724.3 Severe Sciatic Neuralgia, complicated by 722.52 Moderate Disc Degeneration

Diagnosis Severity: Mild Moderate Severe

Condition Classification : Acute Chronic

Patient's current status (positive exam findings, ROM, etc) Positive straight leg raise, anatalgic sign, nachlas, lesagues, valsalva, kemp's and heal/toe walk. Decreased range of motion on lumbar flexion, extension, right and left lateral flexion and right and left rotation. Guarding and splinting of the para spinal, sacrospinalis, lumbar extensor, gluteal, quadratus lumborum musclea. Point tenderness of L5 and bilateral SI joints. Segmental dysfunction and aberrant motion of L5 and bilateral SI joints. X-ray examination of the spine with lumbar hyperlordosis, negative obliques for spondylolisthesis.

Patient current pain level: (Visual Analog Scale 1 2 3 4 5 6 7 8 9 10)

Recommended modalities/procedures : Chiropractic manipulation and ice for home use.

Treatment plan goals: Relief care Therapeutic care Rehabilitative care Palliative care

Requested number of visits/timeframe: 24 visits 10 weeks

authorization #  
460262  
24 total visits

rx 12

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Page 2 : Ricky Rhame

Comments : Patient will be given recommendations for use of ice packs and proper sleeping positions. Lumbar exercises will be prescribed and instructed as patient improves to prevent recurrence.

Health Services Reply:

Case Notes For: Ricky Rhame

Diagnosis:

**CSD**  
 C. Spondyl w/ mye  
 Displ. Of CIVD w/o mye  
 Degen. of CIVD  
 C/Cranial Syn.  
 C/Brachial Syn.  
 Post Laminectomy Syn.  
 Torticollis  
 C. Sprain  
 Brachial neuralgia  
 Migraine  
 Cluster H/A

**TSD**  
 T. spond. W/mye  
 Displ. of T. IVD w/o mye  
 Degen. of TIVD  
 T. sprain  
 T. neuritis  
 T. pain  
**LSD**  
 Degen. of L. IVD  
 Lumbago  
 L. Spondyl w/mye  
 Post Lam. Syn L  
 Displ. Of L. IVD w/o mye

Lumbosacral sprain  
 L. sprain  
 Sciatica  
 Spondylolisthesis  
 Sacroiliac sprain  
**SSD**  
**PSD**  
 Osteopor  
 Kyphosis  
 Lordosis  
 Scoliosis  
 Unequal Leg length  
 TMJ Disorder

Carpal Tunnel Syn  
 Osteoarthritis  
 Vertigo  
 Paresthesia  
 Sleep disturbance  
 Fasciitis  
 Myositis/myalgia  
 Paresthesia  
 Muscle Spasm  
 SD Lower Extremity  
 SD Upper Extremity

X-Ray Listings

8-27-01

C7/8LS  
 T4/OLLS  
 T8/PLS  
 T12/PLT  
 Spine  
 CO-106  
 SASH 8/5 INE

HA- Headache  
 NP- Neck Pain  
 MP- Middle Back Pain  
 LB- Low back Pain  
 (R-L) AP- Arm Pain  
 (R-L) LP- Leg Pain

RM- Restricted Motion (C, T, L, SI)  
 HE- Hypermobility (C, T, L, SI)  
 AM- Aberrant Motion (C, T, L, SI)  
 TP- Trigger points  
 SP- Spasm/taut fibers  
 E- Edema  
 Ho- Hypomobile (C, T, L, SI)  
 C- Crepitus  
 IP- Instrumentation/palpation  
 PT- Point tender

Date	Subjective	Objective	Assessment	PA
7/1				
27/01	Full spine AP/lateral exam			1
28/01	LB & IP	W/OL x C7 CCOSS	C7/5 4	2
29/01		W/OL x C7 CCOSS	C7/5 4	3
30/01		W/OL x C7 CCOSS	C6 T9 4	4
31/01		W/OL x C7 CCOSS	C7 T5 4	5
1/4/01		W/OL x C7 CCOSS	C7 T5 4	6
1/5/01		W/OL x C7 CCOSS	C7 T5 4	7
1/6/01		W/OL x C7 CCOSS	C6 T5 4	8
1/7/01		W/OL x C7 CCOSS	C7 T5 4	9

Case Notes For: Ricky Rhame

Diagnosis:

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 C. Spondyl w/ mye  
 Displ. Of CIVD w/o mye.  
 Degen. of CIVD  
 C/Cranial Syn.  
 C/Brachial Syn.  
 Post Laminectomy Syn.  
 Torticollis  
 C. Sprain  
 Brachial neuralgia  
 Migraine  
 Cluster H/A

**TSD**  
 T. spond. W/mye  
 Displ of T. TVD w/o mye  
 Degen. of TVD  
 T. sprain  
 T. neuritis  
 T. pain  
**LSD**  
 Degen. of L. TVD  
**Lumbago**  
 L. Spondyl w/mye  
 Post Lam. Syn L  
 Displ. Of L. TVD w/o mye

Lumbosacral sprain  
 L. sprain  
 Sciatica  
 Spondylolisthesis  
 Sacroiliac sprain.  
**SSD**  
**PSD**  
 Osteopor  
 Kyphosis  
 Lordosis  
 Scoliosis  
 Unequal leg length  
 Incontinence

Carpal Tunnel Syn.  
 Osteoarthritis  
 Vertigo  
 Paresthesia  
 Sleep disturbance  
 Fasciitis  
 Myositis/myalgia  
 Paresthesia  
 Muscle Spasm  
 SD Lower Extremity  
 SD Upper Extremity

X-ray Listine  
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HA- Headache  
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 C- Crepitus  
 IP- Instrumentation/palpation  
 PT- Point tender

C7 PLS  
 T4 PLS  
 T8 PLS  
 T12 PLI-T  
 Spondylo  
 60-66  
 SASSIN  
 ASSINS

Date	Subjective	Objective	Assessment	Pl:
7/12/01	LB	father LSP	C7 T7 L1 SD	1
7/14/01			C6 T7 L1 SD	1
7/17/01			C7 T7 L1 SD	1
7/19/2001			C7 T7 L1 SD	1
7/21/01			C7 T7 L1 SD	1
7/24/01			C6 T6 L2 SD	1
7/26/01			C7 T6 L2 SD	1
7/28/01			C6 T7 SP L5	1
10/13/01			C7 T6 SP L5	1
10/18/01		mother	C7 T7 SP L5	2

Case Notes For: Ricky Rhame

Diagnosis:

**CSD**  
 C. Spndyl w/ mye  
 Displ. Of CIVD w/o mye.  
 Degen. of CIVD  
 C/Cranial Syn.  
 C/Brachial Syn.  
 Post Laminectomy Syn.  
 Torticoils  
 C. Sprain  
 Brachial neuralgia  
 Migraine  
 Cluster H/A

**TSD**  
 T. spond. W/mye  
 Displ of T. IVD w/o mye  
 Degen. of TIVD  
 T. sprain  
 T. neuritis  
 T. pain  
**LSD**  
 Degen. of L. IVD  
**Lumbago**  
 L Spndyl w/mye  
 Post Lam. Syn L  
 Displ. Of L. IVD w/o mye

Lumbosacral sprain  
 L. sprain  
 Sciatica  
 Spondylolisthesis  
 Sacroiliac sprain  
**SSD**  
**PSD**  
 Osteopor  
 Kyphosis  
 Lordosis  
 Scoliosis  
 Unequal Leg length  
 TMJ Disorder

Carpal Tunnel Syn  
 Osteoarthritis  
 Vertigo  
 Paresthesia  
 Sleep disturbance  
 Fasciitis  
 Myositis/myalgia  
 Paresthesia  
 Muscle Spasm  
 SD Lower Extremity  
 SD Upper Extremity

X-Ray Listings

8-27-01

C7 PLS  
 T4 PLS  
 T8 PLS  
 T12 PLI-T  
 Spine  
 C6-C6  
 SASIN  
 ASSINS

HA-- Headache  
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 C-- Crepitus  
 IP-- Instrumentation/palpation  
 PT-- Point tender

Date	Subjective	Objective	Assessment
10/19/01	MP hit against table today -	total somnolence flaccid, not responsive Cervical Brachial	C7 PLS
10/17/01	MP hit against table today -	flaccid, not responsive Cervical Brachial	C7 PLS
10/26/01	MP hit against table today -	flaccid, not responsive Cervical Brachial	C7 PLS
11/20/01	Sent letter re missed appt. - on authorization -	- Patient has 3 more visit	

**Ricky Rhame**

**Back pain - L/S strain**

**9/11/2002**

**ID# 1295-1 DOB: 11/21/1956**

**S: Pt. complains of moderate low back pain for weeks. It has been worse recently the last few days.**

**No associated weakness, numbness or paresthesias. There is no history of loss of bladder or bowel continence. There is no history of recent trauma, however he does heavy lifting on his job site—he has to lift air-conditioning equipment.**

**O: Sys 148 Dia 97 T 97.7 P 73 wgt 295**

- **Examination of gait and station: Gait appears mildly restricted due to pain.**
- **Decreased forward flexion. Lateral Flexion OK.**
- **SLR - Neg.**
- **Good Strength**

**mild pain to palpation in the paralumbar area.**

- **Skin and subcutaneous tissue of R and L upper and lower extremities: Neg for scars, rashes, lesions, cafe-au-lait spots, ulcers.**

- **DTR's +2/4**
- **Sensation: normal.**
- **Peripheral vascular system: no swelling, varicosities. Normal pulses, temperature.**

**A: Lumbosacral strain 846.0**

**P: In addition to pain medications the patient was given some instructions on back strengthening and rehab and will start these after the acute pain is resolved. Instructions were given to notify us if developing sudden worsening of the pain, numbness or weakness of the extremities or change in bowel or bladder function. he was given samples of Bextra to take 20 mg once a day. He will begin physical therapy and use flexeril p.r.n. muscle spasm.**

**he also was treated recently for Iritis but this seems to be improving.**

**Prescriptions provided:**

**Flexeril: 10 mg. Dispense # 30. Sig: 1 pm muscle spasm PO tid Refills: 1.**

**Bextra: 20mg. Dispense # 15. Sig: 1 PO qd No Refills.**

Ricky Rhame

F/U visit

10/1/2002

ID# 1295-1 DOB: 11/21/1956

S: He came for follow-up today. In general he has been feeling well and his back has been improving. He has been going to physical therapy. He left his blood pressure patch from a little bit longer than usual and just applied the new one today.

O: Sys 158 Dia 98 T 98.2 P 76

• Blood pressure is elevated today. • He's ambulating with no distress. • There's no pain on palpation of the back • straight leg elevation is normal • chest is clear • heart RRR

A: BENIGN HYPERTENSION 401.1 Lumbosacral strain 846.0

P: Since he has just changed the patch I'm going to wait until the next visit before deciding on any blood pressure medication changes.

by: GP

T. Pappas, MD

printed: 7/27/2009

Ricky Rhame

1) A Phone Call from Pt:

10/3/2002

ID# 1295-1 DOB: 11/21/1956

S: Patient called regarding please refill the following:paxil 30mg 1 poqd

by: PH

T. Pappas, MD

printed: 7/27/2009

pharmacy: walgreens 207-1578  
552-7073

pt: phone number:

Prescriptions provided:

Paxil: 30 mg. Dispense # 30. Sig: 1 PO qam daily. refills6

Ricky Rhame

1) A Phone Call from Pt:

10/10/2002

ID# 1295-1 DOB: 11/21/1956

S: Patient called regarding please refill the following:tranxene 7.5

by: PH

T. Pappas, MD

printed: 7/27/2009

pharmacy:207-1578 walgreens  
552-7073 patient number

pt: phone number:

Prescriptions provided:

Tranxene: 7.5mg. Dispense # 60. Sig: 1 PO bid pm anxiety. Refills: 1.

Ricky Rhame

A Prescription refill - visit

11/5/2002

ID# 1295-1 DOB: 11/21/1956

S: The patient came in today for medication refill. Since the last visit there are no new complaints and there have been no serious health problems. The patient denies any side effect to the medication. Earlier this week he forgot to change his blood pressure patch in a timely fashion and developed a headache. He feels better now. He apparently did have sleep apnea confirmed on his sleep study and they asked him to come back for a second test in December. He somewhat frustrated about having to come back another time because of the large amount of money that he has to pay for his portion of the test.

O: Sys 155 Dia 95 T 98.6 P 91 wgt 260

• VSS. • oropharynx is benign • pupils are equal round and reactive to light: nasal mucosa is normal. • Chest is clear. • Heart RRR. • extremity examination reveals no cyanosis or edema.

A: BENIGN HYPERTENSION 401.1

SLEEP APNEA NEC/NOS 780.57

P: . For now we're going to continue the same blood pressure medications. He still somewhat hypertensive but I think this will improve if he ever gets his sleep apnea treated. We're going to look into whether or not the C pap titration test can be done at home so that he doesn't have to wait until December.

by: GP

T. Pappas, MD

printed: 7/27/2009

Ricky Rhame

12/16/2002

ID# 1295-1 DOB: 11/21/1956

S: . It is a late dictation from Friday.

The patient has hurt his lower back a doing some lifting and then doing some work in the attic. He has some low back muscular pain. He also has some pain at the right heel especially when first gets up in the morning and then again after sitting for a while. Today he also asked about whether some of his symptoms could represent bipolar disease.

O: • Vital signs were stable. • In no severe distress and ambulates normally • Chest clear • heart RRR • he has some mild low back discomfort • and extremity reflexes and strength are normal • there is some discomfort on palpation over the plantar surface of the heel on the right

A: PLANTAR FIBROMATOSIS 728.71 Lumbosacral strain 846.0

P: . He will start on Bextra at flexeril. Today he scored on the bipolar screening evaluation. He might be a candidate to try to Zyprexa.

by: GP

T. Pappas, MD

printed: 7/27/2009