

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM SOUTH CAROLINA WORKERS'
COMPENSATION COMMISSION

Appellate Case No.: 2016-001398
WCC Number: 1405219

RECEIVED

JUL 29 2016

SC Court of Appeals

Kevin Wikel, Employee, Claimant,Respondent,

v.

PC Metro Bottling, Employer, and Indemnity Insurance Co. of NA, Carrier,Appellants.

DESIGNATION OF MATTER
TO BE INCLUDED IN THE RECORD ON APPEAL

Appellants propose the following be included in the Record on Appeal:

1. Employee, Claimant, Respondent's PreHearing Brief, Notice Of Witnesses, APA's and Exhibits numbered 1-167 Filed November 16, 2015.
2. Beaufort Memorial Hospital, dated 12/30/2008 – 07/21/2011
3. Doctor's Care, dated 05/09/2014 – 05/16/2014
4. Hilton Head Orthopaedic Sport & Spine Center/Dr. Strohmeyer, dated 06/06/2014
5. Dollar General Personnel records, dated 04/01/2011
6. Wal-Mart Personnel records, dated 05/10/2014 – 07/07/2014
7. Employer/Carrier statements, dated 05/12/2014 – 05/14/2014
8. Claimant's Form 50, dated 07/17/2014
9. Defendant's Correspondence to Claimant's counsel, dated 07/18/2014
10. 1-800-JOB-HURT phone call transcription, recorded date 05/09/2014, transcribed date 09/19/2014
11. Subpoena for Publix surveillance tapes, dated 08/22/2014
12. Correspondence via e-mail from Publix Representative, dated 09/09/2014
13. Correspondence on letterhead from Publix Representative, dated 09/09/2014
14. Surveillance tape from Publix, dated 05/02/2014
15. Hearing Transcript: Page 38, Lines 19-22; Page 33, Lines 5-17; Page 61, Line 22 thru Page 62, Line 15; and Page 67, Lines 10-20.

I certify that this designation contains no matter which is irrelevant to this appeal.

July 27th, 2016

By: _____

Andrew D. Smith

SC Bar No. 0017187

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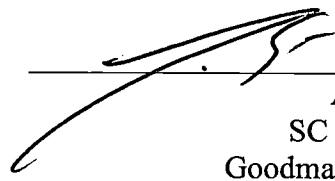
Kevin Wikel, Employee, Claimant,Respondent,

v.

PC Metro Bottling, Employer, and Indemnity Insurance Co. of NA, Carrier,Appellants.

PROOF OF SERVICE

I certify that I have served the APPELLANT'S INITIAL BRIEF and DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL on the following parties by depositing a copy of these documents in the United States mail, first class postage prepaid, addressed as follows: William T. Bacon, IV, Esq., McDougall Law Firm, 115 Lady's Island Commons, Beaufort, SC 29907; and Amy Bracy, Judicial Director, South Carolina Workers' Compensation Commission, Post Office Box 1715, Columbia, South Carolina 29202-1715 on this the 27th day of July, 2016.



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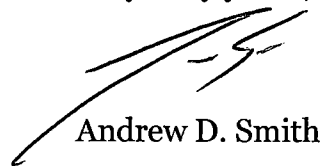
The Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals
PO Box 11629
Columbia, SC 29211

Re: Kevin M. Wikel v. PC Metro Bottling
Appellate Case No.: 2016-001398
Our File No.: 1100-0235

Dear Ms. Kitchings:

Please find enclosed Appellant's Initial Brief and Designation of Matter to be Included in the Record on Appeal for filing in the above-referenced matter. By copy of this letter and Proof of Service, I have served all parties to the appeal with a copy of same.

Very truly yours,



Andrew D. Smith

ADS:tdw
Enclosures

cc: Elizabeth Williams, Sedgwick
Ms. Amy Bracy, South Carolina Workers' Compensation Commission
William T. Bacon, III, Esq., McDougall Law Firm

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