

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM THE SOUTH CAROLINA  
Workers' Compensation Commission

SCWCC File No. 1417078

**RECEIVED**

MAY 08 2017

SC Court of Appeals

Nathan Buchanan, Employee, Claimant,..... Respondent,

v.

City of Hanahan, Employer, and  
State Accident Fund, Carrier, Defendants,.....Appellants.

NOTICE OF APPEAL

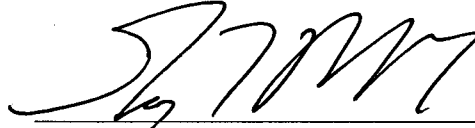
Appellants, City of Hanahan, Employer, and State Accident Fund, Carrier, appeal the order of the Appellate Panel of the South Carolina Workers' Compensation dated April 6, 2017, on the following grounds:

- I. THE APPELLATE PANEL ERRED IN FINDING THAT THE CLAIMANT SUSTAINED A COMPENSABLE INJURY TO THIS LOW BACK AS A RESULT OF HIS WORK ACCIDENT.
- II. THE APPELLATE PANEL ERRED IN FINDING THAT THE CLAIMANT IS NOT AT MAXIMUM MEDICAL IMPROVEMENT.
- III. THE APPELLATE PANEL ERRED IN FINDING THAT DEFENDANTS CANNOT STOP TEMPORARY TOTAL DISABILITY BENEFITS AND RECEIVE A CREDIT FOR TEMPORARY DISABILITY PAYMENTS PAID AFTER AUGUST 26, 2015.
- IV. THE APPELLATE PANEL ERRED IN FAILING TO DETERMINE THE EXTENT OF THE CLAIMANT'S PERMANENT PARTIAL DISABILITY TO THE LEFT LEG.
- V. THE APPELLATE PANEL ERRED IN ADMITTING IN UNTIMELY MEDICAL EVIDENCE.

VI. THE APPELLATE PANEL ERRED IN FINDING THAT THE CLAIMANT IS ENTITLED TO MEDICAL TREATMENT FOR HIS LOW BACK AS A RESULT OF HIS WORK ACCIDENT.

Respectfully submitted,

**WILLSON JONES CARTER & BAXLEY, P.A.**



George T. Miars, Jr., Esquire, SC Bar No. 73610  
421 Wando Park Boulevard, Suite 100  
Mt. Pleasant, SC 29464  
Attorneys for Appellants

Date: May 5, 2017

Other Counsel of Record:

Matthew W. Jackson, Esquire  
Joye Law Firm, LLP  
P.O. Box 62888  
North Charleston, SC 29419

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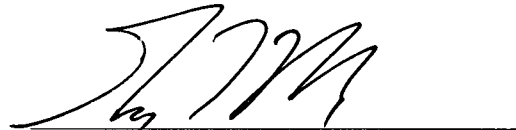
v.

City of Hanahan, Employer, and  
State Accident Fund, Carrier, Defendants,.....Appellants.

PROOF OF SERVICE

I certify that I have served the Notice of Appeal and Proof of Service on Respondent by depositing a copy of the document in the United States mail, first class postage prepaid, on May 5, 2017, addressed to Mr. Matthew W. Jackson, Esquire, PO Box 62888, North Charleston, SC 29419, as well as the South Carolina Workers' Compensation Commission by depositing a copy of the document in the United States mail, first class postage prepaid, on May 5, 2017, addressed to Ms. Amy Bracy, Judicial Director, South Carolina Workers' Compensation Commission, PO Box 1715, Columbia, SC 29202-1715.

May 5, 2017



George T. Miars, Jr.  
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(843) 284-1091  
Attorney for Respondents

# WILLSON JONES CARTER & BAXLEY, P.A.

ATTORNEYS AT LAW

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May 5, 2017

The Honorable Jenny Abbott Kitchings  
Clerk of Court  
South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211

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MAY 08 2017

SC Court of Appeals

Re: Nathan Buchanan vs. City of Hanahan  
WCC File No.: 1417078 DOI: 8/9/2014  
Carrier: State Accident Fund - Claim No.: 2014-2515  
WJC&B File No.: 0385.01311

Dear Ms. Kitchings:

Enclosed for filing with the South Carolina Court of Appeals, please find the following:

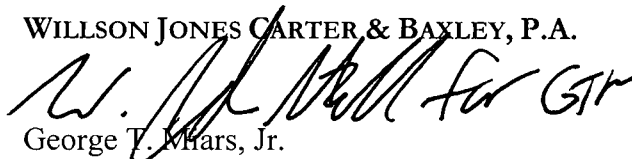
1. An original and one copy of the Notice of Appeal;
2. Proof of Service of the Notice of Appeal;
3. A copy of the Order, which is to be challenged on appeal;

By copy of this letter to the parties' of record, as shown on the Proof of Service, I hereby serve a copy of the Notice of Appeal and Proof of Service.

Please return one clocked copy of the enclosed documents to my office in the enclosed self-addressed envelope.

With kindest regards,

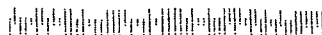
WILLSON JONES CARTER & BAXLEY, P.A.



George T. Miars, Jr.

Enclosures

cc (w/ enclosure): Ms. Amy Bracy, Judicial Director, SCWCC  
Mr. Matthew W. Jackson, Esquire  
Mr. Matthew Hansford (via e-mail)



cjc  
WILLSON JONES CARTER & BAXLEY, P.A.  
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JENNY ABBOTT KITCHINGS  
CLERK OF COURT  
SOUTH CAROLINA COURT OF APPEALS  
POST OFFICE BOX 11629  
COLUMBIA, SC 29211