

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

**RECEIVED**

APPEAL FROM THE SOUTH CAROLINA  
WORKERS' COMPENSATION COMMISSION

JUL 31 2017  
SC Court of Appeals

W.C.C. File No. 1116275

John McDaniel, Employee,.....Appellant,

v.

Career Employment Professional  
d/b/a Snelling Staffing, Employer, and  
United Wisconsin Insurance Co., Carrier,..... Respondents.

**MOTION TO STRIKE  
PORTIONS OF APPELLANT'S  
DESIGNATION OF MATTER**

Pursuant to Rules 209, 210 and 240, SCACR, Respondents Career Employment Professional d/b/a Snelling Staffing and United Wisconsin Insurance Co. move this Court to strike certain items listed in Appellant John C. McDaniel's Designation of Matter to be Included on Appeal ("Designation"). Appellant has designated materials to be included in the Record on Appeal that are not part of the Commission record and, therefore, must be stricken.

Rule 209(b), SCACR, provides that "the Designation may only propose to include portions of the transcript, pleadings, orders, exhibits, or other materials which may be properly included in the Record on Appeal [See Rule 210(c)]." Rule 210(c), SCACR, in turn, provides that "[t]he Record shall not ... include matter which was not presented to the lower court or tribunal." Furthermore, it is well-established that appellate review of a Commission decision is confined to the record before the Commission. S.C. Code Ann. § 1-23-380(4) ("[t]he review ...

must be confined to the record”); *see also Terry v. South Carolina Dept. of Health & Env'l Control*, 377 S.C. 569, 574, 660 S.E.2d 291, 294 (Ct. App. 2008) (appellate review of agency decisions “is confined to the record ...”). “This Court’s review is restricted to the evidence considered by the appellate panel in reaching its decision,” and may not rely on evidence not considered by the Commission. *Martin v. Rapid Plumbing*, 369 S.C. 278, 288, 631 S.E.2d 547, 553 (Ct. App. 2006).

Appellant has designated several items that were not part of the record before the Commission and, therefore, may not be included in the Record on Appeal. These include:<sup>1</sup>

5. “Form Orders- (2) Judicial Conference Decision and Orders dated June 17, 2013 (Affidavit II, Exhibit A)”

Respondents have no objection to the designation of “Form Orders- (2) Judicial Conference Decision and Orders dated June 17, 2013”; however, to the extent the “(Affidavit II, Exhibit A)” refer to attachments to his attempt to submit an “Amended Form 30,” they were never accepted by the Commission, (*see* Exhs. A & B; Exh. E, p. 9, line 6 – p. 10, line 10), were never part of the Commission record and may not be included in the Record on Appeal.

10. “Additional APA Submissions with attachments dated March 6, 2013 filed May 09, 2013”

To the extent the referenced filing refers to “Claimant’s Motion for Additional Evidence and Notice of Additional APA Submission,” dated May 6, 2013, Respondents have no objection to the Motion being included in the Record; however, the Motion was denied (*see* Exh. C), meaning the “attachments” in the form of additional evidence and additional APA submission were never accepted by the Commission, were never part of the Commission record and may not be included in the Record on Appeal.

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<sup>1</sup> The numbering used herein is as it appears in Appellant’s Designation.

11. "Claimant's Motion for Additional Evidence and Deposition Testimony dated March 10, 2013 and Exhibit including Deposition Testimony of John C. McDaniel"

To the extent the referenced Motion is dated May 10, 2013, Respondents have no objection to the Motion being included in the Record; however, the Motion was denied, (*see* Exh. D), meaning the "Exhibit including Deposition Testimony of John C. McDaniel" was never accepted by the Commission, was never part of the Commission record and may not be included in the Record on Appeal.

19. "Letter from Tom White supplemental APAs 120-122 with attachments Nov. 17, 2013 APA's p. 340-351"

Respondents have no objection to the designation of the "Letter from Tom White supplemental APAs 120-122 with attachments Nov. 17, 2013"; however, "APA's p. 340-351" were not submitted under cover of the Nov. 17, 2013 letter and were never admitted by the Commission into the record. As a result, they may not be included in the Record on Appeal.

21. "Email chain from October 7<sup>th</sup> through October 12<sup>th</sup>, 2013 regarding bifurcation and submitting Amended Form 30 & Attachments including Amended Form 30 dated 10/09/2013, Index of Exhibits & Exhibits (A-K)"

Respondents have no objection to the designation of the "Email chain from October 7<sup>th</sup> through October 12<sup>th</sup>, 2013 regarding bifurcation"; however, the "Amended Form 30 & Attachments including Amended Form 30 dated 10/09/2013, Index of Exhibits & Exhibits (A-K)" were never accepted by the Commission, (*see* Exhs. A & B; Exh. E, p. 9, line 6 – p. 10, line 10), were never part of the Commission record and may not be included in the Record on Appeal.

30. "Letter submitting three (3) Affidavits to SC Workers Compensation Commission dated Oct. 7, 2013 with attachments (Affidavit, Affidavit II and Affidavit III)"

Respondents have no objection to the designation of the "Letter submitting three (3) Affidavits to SC Workers Compensation Commission dated Oct. 7, 2013"; however, the "attachments (Affidavit, Affidavit II and Affidavit III)" were never accepted by the Commission,

(see Exhs. A & B; Exh. E, p. 9, line 6 – p. 10, line 10), were never part of the Commission record and may not be included in the Record on Appeal.

31. “Letter dated October 4, 2103 submitting additional medical records to include Dr. Tavel’s MMI dated 7/22/2013”


Respondents have no objection to the designation of the “Letter dated October 4, 2013”; however the “additional medical records to include Dr. Tavel’s MMI dated 7/22/2013” were never admitted by the Commission into the record. As a result, they may not be included in the Record on Appeal.

#### CONCLUSION

For the reasons stated herein, Respondents move this Court to strike all non-record material from Appellant’s Designation. In addition, Respondents request that the briefing schedule be stayed while the Court considers this Motion

McANGUS GOUDELOCK & COURIE, LLC

July 28, 2017

  
\_\_\_\_\_  
Helen F. Hiser, S.C. Bar No.: 76124  
735 Johnnie Dodds Blvd., Suite 200 (29464)  
P.O. Box 650007  
Mount Pleasant, South Carolina 29465  
(843) 576-2900  
*Attorneys for Respondents*

APPELLATE PANEL  
DECISION AND ORDER  
OF THE  
SOUTH CAROLINA WORKERS' COMPENSATION COMMISSION  
WCC FILE NO. 1116275

---

JOHN McDANIEL, EMPLOYEE,

CLAIMANT/APPELLANT,

-v-

CAREER EMPLOYMENT PROFESSIONAL  
D/B/A SNELLING STAFFING, EMPLOYER

And

UNITED WISCONSIN INSURANCE CO., CARRIER

DEFENDANTS/RESPONDENT.

---

**AFFIRM**

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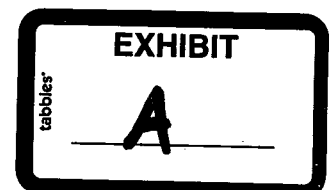
Appellate Panel Review held in Columbia, South Carolina  
on October 14, 2013, per notices timely and properly served  
on all parties of interest.

Appellate Panel Decision and Order  
Filed: 12-19, 2013

APPEARANCES:

Claimant/Appellant:  
John McDaniel, appearing pro-se,  
of Charleston, South Carolina

Defendants/Respondent:  
Represented by Allison C. Nussbaum, Esquire  
of McAngus, Goudelock, & Courie, LLC  
of Mt. Pleasant, South Carolina



Additionally, on March 8, 2013, prior Counsel for the Claimant filed a Motion to Admit Additional and Newly Discovered Evidence to include pay records from Jerrod Lampkin, the Claimant's replacement at Alside Revere. By Judicial Conference Decision and Order dated April 15, 2013, the Claimant's Motion to Admit Additional Evidence, dated March 8, 2013 was granted.

The testimony in the record, together with documentary evidence (including the additional pay records of Jerrod Lampkin, admitted through Judicial Conference Order dated April 15, 2013), has been provided to the members of the Appellate Panel, and has been under careful study, review, and consideration. In addition, Briefs and oral arguments were received from both parties.

Upon Request for Review, the Appellate Panel shall review the Order and Award, weigh the evidence presented at the initial Hearing, and if good cause be shown, make its own Findings of Fact and reach its own Conclusions of Law pursuant to S.C. Code Ann. § 42-17-50. After careful review of the evidence presented and after considering the arguments presented by the parties, the Appellate Panel, by unanimous vote, affirmed the Hearing Commissioner's Order of January 4, 2013. In reaching this Decision, the Appellate Panel did not consider any documents outside the record because the Claimant's Amended Form 30 was not timely served; therefore, any records submitted with the Amended Form 30 were not considered by the Panel.

#### **EVIDENCE SUMMARY**

At the original hearing on November 28, 2012, the Claimant sought benefits under the South Carolina Workers' Compensation Act based upon an accident at work on November 21, 2011. The Claimant alleged that he injured his left foot/left leg and left toes on that date and agreed he was at maximum medical improvement per the opinion of his treating physician, Dr.

APPELLATE PANEL  
DECISION AND ORDER  
OF THE  
SOUTH CAROLINA WORKERS' COMPENSATION COMMISSION  
WCC FILE NO. 1116275

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JOHN McDANIEL, EMPLOYEE,

CLAIMANT/APPELLANT,

-v-

CAREER EMPLOYMENT PROFESSIONAL  
D/B/A SNELLING STAFFING, EMPLOYER

And

UNITED WISCONSIN INSURANCE CO., CARRIER

DEFENDANTS/RESPONDENT.

---

**AFFIRM**

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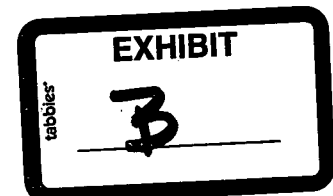
Appellate Panel Review held in Columbia, South Carolina  
on March 21, 2017, per notices timely and properly served  
on all parties of interest.

Appellate Panel Decision and Order  
Filed: April 28, 2017

APPEARANCES:

Claimant/Appellant:  
John McDaniel, appearing pro-se,  
of Wyoming, Michigan

Defendants/Respondent:  
Represented by Helen F. Hiser, Esquire  
and Allison C. Nussbaum, Esquire  
of McAngus, Goudelock, & Courie, LLC  
of Mt. Pleasant, South Carolina



Additionally, on March 8, 2013, prior Counsel for the Claimant filed a Motion to Admit Additional and Newly Discovered Evidence to include pay records from Jerrod Lampkin, the Claimant's replacement at Alside Revere. By Judicial Conference Decision and Order dated April 15, 2013, the Claimant's Motion to Admit Additional Evidence, dated March 8, 2013 was granted.

This matter was first heard by an Appellate Panel of the Full Commission on October 14, 2013. On December 19, 2013, the Appellate Panel issued a Decision and Order affirming the Hearing Commissioner's January 4, 2013 Decision and Order. The Claimant timely appealed that Decision and Order to the South Carolina Court of Appeals which, based on insufficient notice of the October 14, 2013 Appellate Panel hearing, reversed and remanded to the Commission to provide the Claimant with the statutorily mandated 30-days' notice of the appeal hearing. All parties were provided the required 30-day notice of the Appellate Panel remand hearing, which was held on March 21, 2017.

The testimony in the record, together with documentary evidence (including the additional pay records of Jerrod Lampkin, admitted through Judicial Conference Order dated April 15, 2013), has been provided to the members of the Appellate Panel, and has been under careful study, review, and consideration. In addition, Briefs and oral arguments were received from both parties.

Upon Request for Review, the Appellate Panel shall review the Order and Award, weigh the evidence presented at the initial Hearing and, if good cause be shown, make its own Findings of Fact and reach its own Conclusions of Law pursuant to S.C. Code Ann. § 42-17-50. After careful review of the evidence presented and after considering the arguments presented by the parties, the Appellate Panel, by unanimous vote, affirmed the Hearing Commissioner's Order of

January 4, 2013. In reaching this Decision, the Appellate Panel did not consider any documents outside the record because the Claimant's Amended Form 30 was not properly before this Panel; therefore, any records submitted with the Amended Form 30 were not considered by the Panel.

### **EVIDENCE SUMMARY**

At the original hearing on November 28, 2012, the Claimant sought benefits under the South Carolina Workers' Compensation Act based upon an accident at work on November 21, 2011. The Claimant alleged that he injured his left foot/left leg and left toes on that date and agreed he was at maximum medical improvement per the opinion of his treating physician, Dr. Ohlson on August 13, 2012. At the hearing, the Claimant argued his disability greatly exceeded the rating to his left lower extremity issued by Dr. Ohlson.

Further, the Claimant argued that the average weekly wage and compensation rate reflected on the Form 20 were incorrect. The Claimant alleged he worked for Snelling Staffing for less than one year; therefore, his average weekly wage does not reflect the earnings he was making at the time of his injury. In particular, the Claimant argued his average weekly wage and compensation rate should be based on Jerrod Lampkin's earnings, his replacement at Alside Revere. Claimant requested payment of the alleged underpayment for past due checks and his award in a lump sum based on the alleged compensation rate.

Also, at the hearing, Claimant requested future medical care as recommended by Dr. Ohlson, his authorized treating physician. The Claimant requested Defendants be denied any type of temporary total disability credit even though the Claimant agreed with maximum medical improvement being reached on August 13, 2012. Claimant argued the credit should be reduced or negated based on his continued attempts to find work.

**SOUTH CAROLINA WORKERS' COMPENSATION COMMISSION  
JUDICIAL CONFERENCE DECISION AND ORDER**

**John McDaniel v Career Employment Professionals  
SCWCC: 1116275  
Commissioner: James**

This matter was heard before the South Carolina Workers' Compensation Full Commission in Judicial Conference. The Commissioners considered the matter and ordered the matter handled in the following manner:

**IT IS, THEREFORE, ORDERED** the pending appeal of the Administrative Order of the Commission is hereby;

Dismissed as Interlocutory.  Set for Oral Argument.

**IT IS, THEREFORE, ORDERED** the pending Motion for Additional Evidence Dated May 6, 2013 be, and hereby is;

Granted.  Denied.  Dismissed  Set for Hearing.

**BEFORE THE;**

Hearing Comm.  Jurisdictional Comm.  Full Commission.

**IT IS, THEREFORE, ORDERED** this matter be, and hereby is; remanded to take such action and enter an Order consistent with the Court's directive.

Remand to Panel as indicated below.

Barden  James  Taylor  
 Beck  Roche  Wilkerson  
 McCaskill

Remand for Order consistent with the Order of the Court.

Remand to the Hearing Commissioner.

Remand to the Jurisdictional Commissioner.

Other: \_\_\_\_\_

Remand:  Panel Oral Argument.  En Banc Oral Argument.

**AND IT IS SO ORDERED.**

  
T. Scott Beck, Chair

Columbia, South Carolina

6/17 2013

**CONCURRING:**

Commissioner Susan S. Barden  
Commissioner Melody James  
Commissioner Aisha Taylor  
Commissioner Avery Wilkerson  
Commissioner Andrea C. Roche  
Commissioner Gene McCaskill

**NOT PARTICIPATING:**

X

**DISSENTING:**

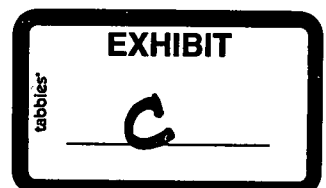
**CERTIFICATE OF SERVICE**

**THIS IS TO CERTIFY THE UNDERSIGNED HAS THIS DATE SERVED THIS ORDER IN THE ABOVE ENTITLED ACTION UPON ALL PARTIES ELECTRONICALLY OR BY DEPOSITING A COPY HEREOF, POSTAGE PAID, IN THE UNITED STATES MAIL.**

This 17 day of June, 2013.

By: Valerie D. Adler  
SCWCC Judicial Department

John McDaniel (Reg & cert)  
R. Mark Davis



# John C. McDaniel

---

1387 Camp Road, Unit C, Charleston SC 29412  
Phone Number: 843-425-3000  
Email: jmcDaniel1982@gmail.com

May 6, 2013

Via US Mail

Virginia Crocker, Judicial Director  
S.C. Workers Compensation Commission  
Post Office Box 1715  
Columbia, SC 29292-1715

RE: John C. McDaniel v. Career Employment Professional d/b/a Snelling Staffing  
DOI: 11/21/2011  
WCC File: 1116275

Dear Ms. Crocker,

Enclosed please find the original and one copy of the Claimant Motion for Additional Evidence and Notice of Additional APA Submissions for the above referenced claim. Please file the original and return a clocked copy to me in the enclosed self-addressed stamped envelope provide.

If you have any questions, please do not hesitate to call. Thank you in advance for your assistance in this matter.

Thank you,



John C. McDaniel

CC: R. Mark Davis (via US Mail)

SCWCC  
MAY 19 2013  
JUDICIAL

South Carolina Workers Compensation Commission  
W.C.C. File No: 1116275

John McDaniel  
employee  
Claimant

Snelling Staffing Services  
employer

And

United Wisconsin Insurance Company c/o  
United Heartland  
Carrier  
Defendant

}  
}  
}  
}  
}  
} Claimant's Motion for additional  
Evidence to Complete the Record and  
Notice of Additional Evidence and  
Additional APA Submissions on  
behalf of the Claimant.

WILL YOU PLEASE TAKE NOTICE that the undersigned hereby submit this Motion for Additional Evidence for completion of the records and Notice of Additional Evidence and Additional APA Submission under S.C. Code Ann. § 1-23-320 of the Administrative Procedures Act and Regulation 67-707(A). The Claimant requests the Commission to allow additional evidence to complete the record.

The Claimant contends that the evidence sought to be introduced is not evidence of a cumulative nature but would likely have produced a different result had the evidence been submitted.

The Claimant contends that the evidence was not known to him to have been excluded from the record at the time of the first hearing and the Additional Evidence and APA Submission is being brought to the attention of the Commission immediately.

Pursuant to S.C. Code Ann § 1-23-320(E) Opportunity must be afforded all parties to respond and present evidence and argument on all issues involved.

Pursuant to SC Code Ann. §42-3-20 (C) The commissioners shall hear and determine all contested cases, conduct informal conferences when necessary, approve settlements,

**SOUTH CAROLINA WORKERS' COMPENSATION COMMISSION**  
**JUDICIAL CONFERENCE DECISION AND ORDER**

**John McDaniel v Career Employment Professionals**

**SCWCC: 1116275**  
**Commissioner: James**

This matter was heard before the South Carolina Workers' Compensation Full Commission in Judicial Conference. The Commissioners considered the matter and ordered the matter handled in the following manner:

**IT IS, THEREFORE, ORDERED** the pending appeal of the Administrative Order of the Commission is hereby;

Dismissed as Interlocutory.  Set for Oral Argument.

**IT IS, THEREFORE, ORDERED** the pending Motion for Additional Evidence Dated May 10, 2013 be, and hereby is;

Granted.  Denied.  Dismissed  Set for Hearing.

**BEFORE THE;**

Hearing Comm.  Jurisdictional Comm.  Full Commission.

**IT IS, THEREFORE, ORDERED** this matter be, and hereby is; remanded to take such action and enter an Order consistent with the Court's directive.

Remand to Panel as indicated below.

Barden  James  Taylor  
 Beck  Roche  Wilkerson  
 McCaskill

Remand for Order consistent with the Order of the Court.

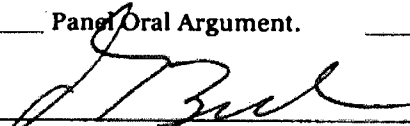
Remand to the Hearing Commissioner.

Remand to the Jurisdictional Commissioner.

Other: \_\_\_\_\_

Remand:  Panel Oral Argument.  En Banc Oral Argument.

**AND IT IS SO ORDERED.**

  
T. Scott Beck, Chair

Columbia, South Carolina

6/17 2013

**CONCURRING:**

Commissioner Susan S. Barden  
Commissioner Melody James  
Commissioner Aisha Taylor  
Commissioner Avery Wilkerson  
Commissioner Andrea C. Roche  
Commissioner Gene McCaskill

**NOT PARTICIPATING:**

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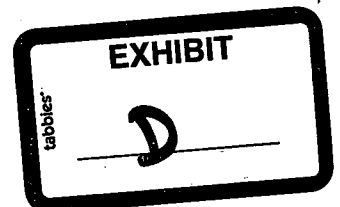
**DISSENTING:**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**CERTIFICATE OF SERVICE**

**THIS IS TO CERTIFY THE UNDERSIGNED HAS THIS DATE SERVED THIS ORDER IN THE ABOVE ENTITLED ACTION UPON ALL PARTIES ELECTRONICALLY OR BY DEPOSITING A COPY HEREOF, POSTAGE PAID, IN THE UNITED STATES MAIL**

This 17 day of June, 2013. John McDaniel (Reg: cert)  
By: Valerie D. Deller R Mark Davis  
SCWCC Judicial Department



# John C. McDaniel

---

1387 Camp Road, Unit C, Charleston SC 29412  
Phone Number: 843-425-3000  
Email: jmcDaniel1982@gmail.com

May 10, 2013

Via US Mail

Virginia Crocker, Judicial Director  
S.C. Workers Compensation Commission  
Post Office Box 1715  
Columbia, SC 29292-1715

RE: John C. McDaniel v. Career Employment Professional d/b/a Snelling Staffing  
DOI: 11/21/2011  
WCC File: 1116275

Dear Ms. Crocker,

Enclosed please find the original and one copy of the Appellant/Claimant's Motion for additional evidence and testimony to complete the record. Please file the original and return a clocked copy to me in the enclosed self-addressed stamped envelope provide.

If you have any questions, please do not hesitate to call. Thank you in advance for your assistance in this matter.

Thank you,

  
John C. McDaniel

CC: R. Mark Davis (via US Mail)

SCWCC  
MAY 14 2013  
JUDICIAL



STATE OF SOUTH CAROLINA  
BEFORE THE  
SOUTH CAROLINA WORKERS' COMPENSATION COMMISSION  
WCC No. 1116275

John McDaniel, )  
 )  
 Claimant, )  
 )  
 v. )  
 )  
 Career Employment )  
 Professional, )  
 )  
 Employer, )  
 )  
 and )  
 )  
 United Wisconsin, )  
 )  
 Carrier/Defendants. )  
 ----- )

**FULL COMMISSION HEARING**

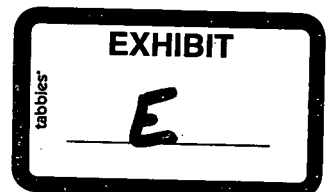
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**Tuesday, March 21, 2017**  
9:49 a.m. - 10:13 a.m.

The Full Commission Hearing was heard before Commissioners T. Scott Beck, Avery B. Wilkerson, Jr., and R. Michael Campbell, II, at the Workers' Compensation Commission, 1333 Main Street, Suite 500, Columbia, South Carolina, on the 19th day of February, 2013, before Cortney N. Glover, Court Reporter and Notary Public in and for the State of South Carolina.



**CREEL COURT REPORTING, INC.**  
1230 Richland Street / Columbia, SC 29201  
(803) 252-3445 / (800) 822-0896



1 admitted that on the record. So, first of all,  
2 I don't think average weekly wage is appealable  
3 at this point. But even if it is, we urge you  
4 to affirm the Single Commissioner who found not  
5 once but twice that his average weekly wage ---

6 **COMMISSIONER BECK:** Ms. Hiser, do you have a date on  
7 the amended Form 30?

8 **MS. HISER:** It was submitted my e-mail, I think, on  
9 October 12th. So it would have been timely to  
10 appeal the September 30, decision, accompanied  
11 by ---

12 **COMMISSIONER CAMPBELL:** The 12th of what year? What  
13 year, ma'am, '16?

14 **MS. HISER:** Two thousand -- it was the same year  
15 that was hearing was in. Was it '14?

16 **COMMISSIONER CAMPBELL:** '13.

17 **MS. HISER:** Okay. I know it was within the 14-day  
18 window to appeal the September 30th decision,  
19 but it was never accompanied by a filing fee.  
20 That's statutorily required. The Commission  
21 cannot expand its appellate jurisdiction in any  
22 way.

23 And the statute 42-9-50 says the application for  
24 review must be accompanied by the filing fee  
25 that's set by the circuit court.



1 COMMISSIONER CAMPBELL: The only reason I'm asking  
2 is I'm not seeing that, you know, in our  
3 online -- I'm not seeing it, an amended 30 ---

4 MS. HISER: That's because it was never accepted by  
5 this commission.

6 COMMISSIONER CAMPBELL: Oh, okay. It's not before  
7 us?

8 MS. HISER: He filed it, but it was never accepted.  
9 Right. It's not before you.

10 COMMISSIONER WILKERSON: It wouldn't be before us.

11 MS. HISER: But he's raised it in his brief, and so  
12 that's why I'm addressing it now. It's not  
13 before you now. It went before you then. It  
14 never should be before you.

15 COMMISSIONER CAMPBELL: I understand.

16 MR. McDANIEL: I received a motion ---

17 MS. HISER: Excuse me. You'll have your time in  
18 response.

19 The second issue that is before you is the  
20 adequacy of his disability award. His  
21 authorized treating physician gave him a 17  
22 percent impairment rating to the lower left  
23 extremity. The only body part he ever alleged  
24 was his left foot. So that's the only body  
25 part that's even at issue here. The Hearing



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APPEAL FROM THE SOUTH CAROLINA  
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John McDaniel, Employee,.....Appellant,

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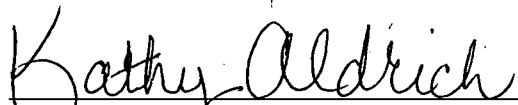
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**PROOF OF SERVICE**

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I certify that on the 28th day of July, 2017, I served the Respondents' **Motion to Strike Portions of Appellant's Designation of Matter** on John McDaniel by depositing a copy of it in the United States Mail, postage prepaid, addressed as follows:

John C. McDaniel, *Pro Se*  
4247 Stonebridge /Road, SW, Apt. 5  
Wyoming, MI 49519



Kathy Aldrich  
Legal Assistant to Helen F. Hiser  
McAngus, Goudelock & Courie LLC  
735 Johnnie Dodds Blvd., Suite 200  
P.O. Box 650007  
Mount Pleasant, South Carolina 29465  
(843) 576-2900

*Attorneys for Respondents Career Employment  
Professional d/b/a Snelling Staffing and United  
Wisconsin Insurance Co.*



**Reply To**

HELEN F. HISER  
Direct Dial: (843) 576-2930  
helen.hiser@mgclaw.com

July 28, 2017

**Via U.S. Mail**

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

RE: John McDaniel v. Career Employment Professionals d/b/a Snelling Staffing  
Services and United Wisconsin Insurance Company c/o United Heartland  
Date of Accident: November 21, 2011  
WCC File No.: 1116275  
Our File No.: 20638.12027  
Claim No.: 041100021048  
Appellate Tracking No.: 2017-001217

Dear Ms. Kitchings:

Enclosed please find the original and seven (7) copies of Respondents' Motion to Strike Portions of Appellant's Designation of Matter, and the original and one copy of the Proof of Service in the above-referenced matter. Please file the originals and return a clocked-in copy in the self-addressed, stamped envelope. Also enclosed is our firm's check in the amount of \$25 for filing the motion.

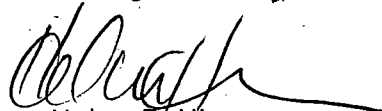
If you have any questions, please do not hesitate to contact me.

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SC Court of Appeals

Yours truly,  
McAngus Goudelock & Courie, LLC



Helen F. Hiser

Enclosures

cc: John C. McDaniel, *pro se*

735 JOHNNIE DODDS BLVD, STE 200  
POST OFFICE BOX 650007  
MT. PLEASANT, SC 29465

843.576.2900 PHONE  
843.534.0605 FAX  
WWW.MGCLAW.COM

RECEIVED

JUL 31 2017

SOUTH CAROLINA COURT OF APPEALS

POST OFFICE BOX 690007  
MT. PLEASANT, SC 29465

**mgc** | INSURANCE  
DEFENSE

**P**

07/28/2017  
From 29464

US POSTAGE PAID  
Pitney Bowes  
ComBasPrice  
Flat Rate Envelope



024P0007778444

**PRIORITY MAIL 2-DAY™**

Charleston Runner  
McAngus Goudelock & Courie  
735 Johnnie Dodds Blvd  
Mt. Pleasant SC 29464

Delivery Date: 07/27/2017

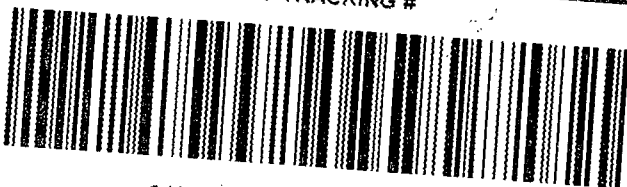
20031 07/27

0024

**B012**

Honorable Jenny Abbott Kitchings  
South Carolina Court of Appeals  
PO Box 11629  
Columbia SC 29211-1629

USPS TRACKING #



9405 5096 9993 8647 3605 87