

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

---

APPEAL FROM THE SOUTH CAROLINA  
WORKERS' COMPENSATION COMMISSION

---

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.

---

**RESPONDENTS' DESIGNATION OF MATTER  
TO BE INCLUDED IN THE  
RECORD ON APPEAL**

---

**RECEIVED**

AUG 31 2017

**SC Court of Appeals**

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

1. Decision and Order of Hearing Commissioner Melody L. James, filed Jan. 4, 2013;
2. Decision and Order of Hearing Commissioner Melody L. James, filed Sept. 30, 2013;
3. Appellate Panel Decision and Order of the South Carolina Workers' Compensation Commission, filed Dec. 19, 2013;
4. Court of Appeals' Unpublished Opinion, Appellate Case No. 2014-000186, June 22, 2016;
5. Appellate Panel Decision and Order of the South Carolina Workers' Compensation Commission, filed April 28, 2017;
6. Order Relieving Counsel, dated March 29, 2013;

7. Judicial Conference Decision and Order, dated April 15, 2013;
8. Judicial Conference Decision and Order, dated May 20, 2013;
9. Administrative Order re Form 32(s), dated June 3, 2013;
10. Judicial Conference Decision and Order concerning Motion for Additional Evidence Dated May 6, 2013, filed June 17, 2013;
11. Judicial Conference Decision and Order concerning Motion for Additional Evidence Dated May 10, 2013, filed June 17, 2013;
12. Judicial Conference Decision and Order, dated August 12, 2013;
13. Notice of Appellate Hearing, dated March 29, 2013;
14. Notice of Hearing, dated June 19, 2013;
15. Notice of Appellate Hearing, dated Oct. 1, 2013;
16. Request for Proposed Order, dated Aug. 6, 2013;
17. Request for a Proposed Decision and Order, emailed and mailed Oct. 31, 2013;
18. Transcript of Hearing before Hearing Commissioner James, held Nov. 28, 2012;
19. Transcript of Hearing before Hearing Commissioner James, held July 8, 2013;
20. Transcript of Hearing before the Full Commission Panel Hearing, held October 14, 2013;
21. Transcript of Full Commission Panel Hearing, held March 21, 2017;
22. Transcript of Deposition of Daniel J. Cobb, Aug. 20, 2012;
23. Claimant's Form 50, dated May 18, 2012;
24. Respondents' Form 51, dated June 15, 2012;
25. Form 14-B, dated Sept. 9, 2012;
26. Respondents' Form 21, dated Sept. 17, 2012;
27. Claimant's Form 58, Pre-Hearing Brief, served October 31, 2012;
28. Claimant's APA pp. 1-15, 21-55, 59-109, 120-125;

29. Claimant's supplemental APAs, pages 120-122, under cover of letter dated November 15, 2012;
30. Defs' Form 58, Pre-Hearing Brief and APAs, dated Nov. 5, 2012;
31. Claimant's Form 30, dated Jan. 14, 2013;
32. Claimant's Motion Pursuant to Regulation 67-707 to Admit Additional and Newly Discovered Evidence, dated Mar. 8, 2013;
33. Brief on Behalf of Claimant/Appellant, dated March 26, 2013;
34. Respondents' Brief to the Full Commission, dated April 10, 2013;
35. Claimant's Motion for additional Evidence to Complete the Record and Notice of Additional Evidence and Additional APA Submissions on behalf of the Claimant, dated May 6, 2013;
36. Claimant's Motion for additional Evidence and Testimony to Complete the Record, dated May 10, 2013;
37. Appellant's Reply to Respondents' Brief, served by the Commission on May 15, 2013;
38. Defendants' Response to Claimant's 2<sup>nd</sup> Motion to Add Additional and Newly Discovered Evidence and Notice of Additional APA Submissions, dated May 16, 2013;
39. Claimant's Notice of Additional Evidence to be Introduced into the Record, APA pp. 210-278, dated May 17, 2013;
40. Claimant's Motion for Penalties and Sanctions for Failure to provide Medical Treatment and Failure to Provide Medical Treatment in a Timely Manner, dated June 11, 2013 and filed with the Commission on June 14, 2013;
41. Defendants' Response to Claimant's Motion for Penalties and Sanctions for Failure to Provide Medical Treatment and Failure to Provide Medical Treatment in a Timely Manner, dated June 21, 2013;
42. Subpoenas to Jim Pascutti, Angela Baldwin and Nicole Service, served on Respondents under cover of letter dated June 27, 2013;
43. Motion to Quash Claimant's June 27, 2013 Subpoenas to Angela Baldwin, Jim Pascutti, and Nicole Service, dated July 2, 2013;
44. Subpoenas to Jim Pascutti, Angela Baldwin and Nicole Service, served on

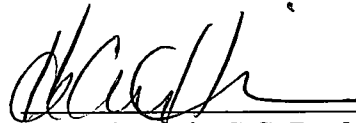
- Respondents under cover of letter dated Oct. 4, 2013;
45. Motion to Quash Claimant's October 14, 2013 Supbpoenas to Angela Baldwin, Jim Pascutti, and Nicole Service, dated Oct. 10, 2013;
  46. Claimant's Amended Form 30, dated Oct. 9, 2013, without attachments;
  47. Email correspondence between Eugenia Hollmon and John McDaniel, "Re: motion for new evidence," dated April 15, 2013;
  48. Letter from Valerie D. Deller to Allison Nussbaum, dated May 29, 2013;
  49. Email correspondence between John McDaniel and Tamara Morris, "Re: wcc file # 1116275", dated June 26, 2013 and June 27, 2013;
  50. Email correspondence from John McDaniel to Keith Roberts and Allison Nussbaum, "Re: Proposed Findings of Fact RE:SWCC file #1116275," dated Aug. 30, 2013;
  51. Email correspondence between Keith Roberts, Tamara Morris, John McDaniel and Allison Nussbaum, "Re: John McDaniel Charleston Order Instructions from Commissioner James for Keith to prepare Order," dated Sept. 10, 2013, with attachment;
  52. Email correspondence between Keith Roberts, Gary Cannon, John McDaniel and Allison Nussbaum, "Re: Proposed order language," dated Sept. 13, 2013;
  53. Email correspondence between John McDaniel, Eugenia Hollmon, Gary Cannon, Valerie Deller, Virginia Crocker, and Allison Nussbaum, "Re: receipt of order 'scwcc # 1116275'", dated Oct. 4, 2013;
  54. Email correspondence between Virginia Crocker, John McDaniel, and Allison Nussbaum, "Re: receipt of order 'scwcc # 1116275'", dated Oct. 4, 2013;
  55. Email correspondence between Keith Roberts, John McDaniel, Allison Nussbaum, Virginia Crocker and Gary Cannon, "Re: remanded or bifurcated? SCWCC file # 1116275," dated Oct. 8, 2013;
  56. Email correspondence between Keith Roberts, John McDaniel, Allison Nussbaum, Virginia Crocker and Gary Cannon, "Re FW; FW: remanded or bifurcated? SCWCC file #1116275," dated Oct. 9, 2013;
  57. Email correspondence between Keith Roberts, John McDaniel, Gary Cannon, Virginia Crocker, Allison Nussbaum, "Re: Application for notice wcc #1116275," dated Oct. 10, 2013;

58. Email correspondence between Keith Roberts, John McDaniel, Allison Nussbaum, Virginia Crocker, Gary Cannon, E. Boyd, and Elizabeth McDaniel, "Re: FW: FW: remanded or bifurcated? SCWCC file # 1116275," dated Oct. 12, 2013;
59. Email correspondence between John McDaniel, Allison Nussbaum, Gary Cannon, Virginia Crocker, et al., "Re: Proposed Findings of Fact RE:SCWCC file #1116275," dated Dec. 2, 2013, with attachment;
60. Appellant's Response to Respondents' Motion to Strike and/or Amend Claimants Initial Brief and Designation of Matter, dated May 31, 2014;
61. Email correspondence between Eugenia Hollmon, Allison Nussbaum, Helen Hiser, John McDaniel, and Marguerite Karnilaw, "Re: McDaniel," dated April 5, 2017; and
62. Email correspondence between John McDaniel, Marguerite Karnilaw, Keith Roberts, Amy Bracy, Eugenia Hollman, Allison Nussbaum, and Helen Hiser, et al., "Re: John McDaniel v. Career Employment Professionals d/b/a Snelling (Claim No.: 041100021048)" dated April 11, 2017, with attachment.

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

August 30, 2017

**McANGUS GOUDELOCK & COURIE LLC**



---

R. Mark Davis, S.C. Bar No.: 15522  
Helen F. Hiser, S.C. Bar No.: 76124  
Allison C. Nussbaum, S.C. Bar No.: 72514  
735 Johnnie Dodds Blvd., Suite 200 (29464)  
P.O. Box 650007  
Mount Pleasant, South Carolina 29465  
(843) 576-2900

*Attorneys for Respondents*

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

---

APPEAL FROM THE SOUTH CAROLINA  
WORKERS' COMPENSATION COMMISSION

---

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.

---

**PROOF OF SERVICE**


---

I certify that on the 30th day of August, 2017, I served the **Initial Brief of Respondents and Respondents' Designation of Matter to be Included in the Record on Appeal** on John McDaniel by depositing a copy of it in the United States Mail, postage prepaid, addressed as follows:

**RECEIVED**

John C. McDaniel  
4247 Stonebridge SW, Unit 5  
Wyoming, MI 49519

AUG 31 2017  
SC Court of Appeals

  
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

August 30, 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

RECEIVED

Dear Ms. Kitchings:

AUG 31 2017

Enclosed for filing please find the following documents:

SC Court of Appeals

1. original and one copy of the Initial Brief of Respondents;
2. original and one copy of the Designation of Matter to be Included in the Record on Appeal; and
3. original and one copy of Respondents' Proof of Service concerning items one and two.

Please file these documents and return the clocked-in copies in the enclosed, self-addressed stamped envelope.

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

Yours truly,  
McAngus Goudelock & Courie, LLC

Helen F. Hiser

Enclosures

cc: John C. McDaniel, *pro se*

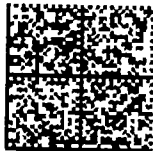
735 JOHNNIE DODDS BLVD, STE 200  
POST OFFICE BOX 650007  
MT. PLEASANT, SC 29465

843.576.2900 PHONE  
843.534.0605 FAX  
WWW.MGCLAW.COM

**P**

08/30/2017  
From 29484  
1 lbs 7 ozs  
Zone 2

US POSTAGE PAID  
Pitney Bowes  
ComBasPrice  
NO SURCHARGE



024P000778443

**PRIORITY MAIL 2-DAY™**

Charleston Runner  
McAngus Goudelock & Courie  
735 Johnnie Dodds Blvd  
Mt. Pleasant SC 29484

Delivery Date 08/31/2017

200811292017

**0024**

**B012**

The Honorable Jenny Abbot Kitchings  
South Carolina Court Of Appeals  
PO Box 11629  
Columbia SC 29211-1629

USPS TRACKING #



9405

21 63

**RECEIVED**

AUG 31 2017

SC Court of Appeals

**RECEIVED**

AUG 31 2017

SC Court of Appeals