

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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APPEAL FROM THE SOUTH CAROLINA  
WORKERS' COMPENSATION COMMISSION

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WCC File No. 1406130

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**RECEIVED**

SEP 18 2017

**SC Court of Appeals**

Billy Wayne Herndon, Employee/Claimant ..... Appellant, Cross-Respondent

v.

G & G Logging, Inc., Employer, and

Palmetto Timber S.I. Fund c/o Walker,  
Hunter & Associates, Inc., Carrier ..... Respondents, Cross-Appellants.

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

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Respondents, Cross-Appellants propose the following be included in the Record on Appeal:

1. Single Commissioner Decision and Order, dated July 26, 2016;
2. Appellate Panel Decision and Order, filed Feb. 23, 2017;
3. Form 50, dated June 9, 2014;
4. Form 51, dated Aug. 7, 2014;
5. Form 50, dated Sept. 30, 2015;
6. Form 51, dated Oct. 9, 2015;
7. Form 30, dated Aug. 2, 2016;

8. Claimant's APA submissions, pp. 1-3, 32-34, 36, 41, 42, 64-68, 75, 76, 81, 86, 101-113;
9. Defendants' APA submissions, Exh B (Page Vocational Assessment, dated Feb. 2, 2016);
10. Transcript of hearing held May 3, 2016, pp. 3, 6, 27, 42, 43, 57, 59, 61, 62, 64;
11. Transcript of Deposition of Billy Wayne Herndon, taken date, pp. 16, 17; and,
12. Transcript of Deposition of Dr. Pacult, taken date, pp. 9-11, 13, 14, 17, 18, 20, 22, 23, 26, 30, 31, 35, 36.

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

September 14, 2017

**McANGUS GOUDELOCK & COURIE LLC**



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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/Cross-Appellants G&G  
Logging, Inc. and Palmetto Timber S.I. Fund c/o  
Walker, Hunter & Associates, Inc.*

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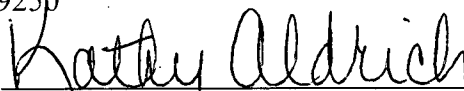
G & G Logging, Inc., Employer, and

Palmetto Timber S.I. Fund c/o Walker,  
Hunter & Associates, Inc., Carrier ..... Respondents, Cross-Appellants.

**PROOF OF SERVICE**

I certify that I have served the **Initial Brief of Respondents/Cross-Appellants** and Respondents/Cross-Appellants' **Designation of Matter to be Included in the Record on Appeal** on Billy Wayne Herndon by depositing a copy of it in the United States Mail, postage prepaid, on September 14, 2017, addressed to his attorney of record:

Andrea C. Roche, Esquire  
Mickle & Bass, LLC  
Post Office Box 5639  
Columbia, South Carolina 29250



Kathy Aldrich  
Legal Assistant to Helen F. Hiser  
McANGUS GOUDELOCK & COURIE LLC  
735 Johnnie Dodds Blvd., Suite 200  
PO Box 650007  
Mount Pleasant, South Carolina 29465  
(843) 576-2900

*Attorneys for Respondents/Cross-Appellants*



**Reply To**

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

September 14, 2017

**Via U.S. Mail**

The Honorable Jenny Abbott Kitchings  
Clerk of Court  
South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, South Carolina 29211

RE: Billy Wayne Herndon v. G & G Logging, Inc. and Palmetto Timber S.I.  
Fund c/o Walker, Hunter & Associates, Inc.  
Date of Accident: May 12, 2014  
WCC File No.: 1406130  
Our File No.: 2069.14023  
Claim No.: 247-92-7471  
Appeal No.: 2017-000692

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SC Court of Appeals

Dear Ms. Kitchings:

Enclosed for filing please find the following documents:

1. original and one copy of the Initial Brief of Respondents/Cross-Appellants;
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/Cross-Appellants' 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.

Yours truly,

McAngus Goudelock & Courie, LLC

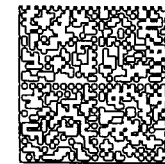
Helen F. Hiser

Enclosures

cc: Andrea C. Roche, Esq

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



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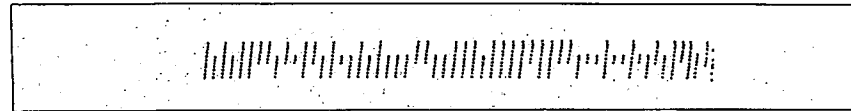
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DEFENSE**

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**SC Court of Appeals**

**2069.14023/HFH/kea**  
The Honorable Jenny Abbott Kitchings  
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South Carolina Court of Appeals  
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Columbia, South Carolina 29211