

FORM 14
DESIGNATION OF MATTER TO BE
INCLUDED IN THE RECORD ON APPEAL

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM SOUTH CAROLINA WORKERS COMPENSATION

Full Commission

WCC File No. 1200349
Appellate Case No. 2018-000133

RECEIVED

JUN 07 2018

SC Court of Appeals

James Provins, Employee/Deceased,
Debra Provins, Alleged Dependents/Claimants,

Appellants,

v.

Spirit Construction services, Inc., Employer,
And Insurance Company of the State of PA, Carrier,

Respondents.

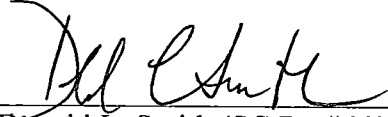
APPELLANT'S DESIGNATION OF MATTER
TO BE INCLUDED IN THE RECORD ON APPEAL

Appellant proposes the following to be included in the Record on Appeal:

1. Amended Pre-Hearing Brief;
2. APAs;
3. Transcript of Compensability Hearing, August 14, 2012;
4. Decision and Order of Commissioner Gene McCaskill, dated September 7, 2012;
5. Appellate Panel Decision and Order, Full Commission, dated February 27, 2013;
6. Transcript of Deposition of Dr. James F. Ballenger, September 23, 2016;
7. Death Certificate of Appellant James Provins;
8. Dr. Ballenger's Expert Witness Retention Contract;
9. Transcript of Single Commissioner Hearing under Commissioner R. Michael Campbell, II, dated December 5, 2016;
10. Memorandum of Employee/Appellant, July 27, 2017;
11. Brief of Defendants/Respondents, dated August 11, 2017;
12. Reply Brief of Employee/Appellant, dated August 21, 2017;

13. Decision and Order of Commissioner R. Michael Campbell, filed March 6, 2017;
14. Transcript of Full Commission Hearing, dated November 14, 2017;
15. Appellate Decision and Order by Full Commission, filed January 11, 2018.
16. Appellant's Notice of Appeal, dated January 26, 2018.

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



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Attorney for Appellants

Anderson, South Carolina

Date: June 4, 2018

**FORM 7
PROOF OF SERVICE**

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In the Court of Appeals

APPEAL FROM SOUTH CAROLINA WORKERS COMPENSATION

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PROOF OF SERVICE

I certify that I have served a copy of Appellant's Initial Brief, Designation of Matter to be Included in the Record on Appeal, and Proof of Service for same upon The Honorable Jenny Abbott Kitchings, Clerk of Court South Carolina Court of Appeals, at PO Box 11629, Columbia SC 29211, and the Respondents, by and through their counsel of record, Mr. J. South Lewis, II, Esquire at 872 South Pleasantburg Drive, Greenville, SC 29607, by depositing a copy of it in the United States Mail, postage prepaid, on June 4, 2018.

June 4, 2018
Anderson, South Carolina


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FORM 8
LETTER TO THE APPEALS COURT CLERK

June 4, 2018

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

**RE: James Provins and Debra Provins v. Spirit Construction and Insurance
Company of the State of PA**

Dear Honorable Kitchings:

Please find enclosed the following materials for filing:

- (1) Appellant's Initial Brief;
- (2) Appellant's Form 14 Designation of Matter; and
- (3) Proof of Service for same.

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JUN 07 2018

SC Court of Appeals

Sincerely,



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Attorney for Appellants

cc:

Mr. J. South Lewis, Esquire

Attorney Office of Donald Smith
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Anderson, SC 29621

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SC Court of Appeals

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