

FORM 14
AMENDED 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 15 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.

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

Appellant hereby proposes to amend his previously filed Designation of Matter to the following:

1. Amended Pre-Hearing Brief;
2. APAs, pages 1-109;
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. Appellant's Motion to Compel Treatment, filed March/April 2014;
10. Transcript of Single Commissioner Hearing under Commissioner R. Michael Campbell, II, dated December 5, 2016;
11. Memorandum of Employee/Appellant, July 27, 2017;
12. Brief of Defendants/Respondents, dated August 11, 2017;
13. Reply Brief of Employee/Appellant, dated August 21, 2017;

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

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

Anderson, South Carolina
Date: June 12, 2018



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Attorney for Appellants

**FORM 7
PROOF OF SERVICE**

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM SOUTH CAROLINA WORKERS COMPENSATION

Full Commission

WCC File No. 1200349
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Appellants, **SC Court of Appeals**

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

v.

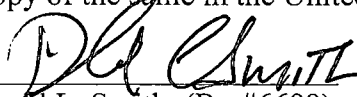
Spirit Construction services, Inc., Employer,
And Insurance Company of the State of PA, Carrier,

Respondents.

PROOF OF SERVICE

I certify that I have served copies of Appellant's Motion for Leave to File Amended Designation of Matter to be Included in the Record on Appeal, Amended Designation of Matter to be Included in the Record on Appeal, Appellants' Letter to South Carolina Workers' Compensation Commission, 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, and Judicial Director Amy Bracy, at SC WCC at PO Box 1715, Columbia SC 29202-1715, by depositing a copy of the same in the United States Mail, postage prepaid, on June 4, 2018.

June 12, 2018
Anderson, South Carolina


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Attorney for Appellants

FORM 8
LETTER TO THE APPEALS COURT CLERK

June 12, 2018

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

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JUN 15 2018
SC Court of Appeals

**RE: James Provins and Debra Provins v. Spirit Construction and Insurance
Company of the State of PA
WCC File No. 1200349
Appellate Case No. 2018-000133**

Dear Honorable Kitchings:

Please find enclosed the following materials for filing:

- (1) Appellant's Motion for Leave to File Amended Designation of Matter to be Included in the Record on Appeal;
- (2) Appellant's Amended Designation of Matter;
- (3) A check amounting to twenty-five dollars (\$25.00) as motion fee;
- (4) A copy of Appellant's Letter to South Carolina Workers' Compensation Commission Judicial Director Amy Bracy; and,
- (5) Proof of Service for same.

Sincerely,



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Attorney for Appellants

cc: Mr. J. South Lewis, Esquire
Ms. Amy Bracy, Judicial Director, SC Workers' Compensation Commission

Attorney Office of Donald Smith
122 N. Main Street,
Anderson, SC 29621

RECEIVED

JUN 15 2018

SC Court of Appeals

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

