

South Carolina Workers' Compensation Commission

1333 Main Street, Suite 500
P.O. BOX 1715
Columbia, SC 29202-1715
(803) 737-5723



WCC File #: 1319203

Carrier File #: 700000004250

September 5, 2018

FORM 31 BRIEFING SCHEDULE AND NOTICE OF APPELLATE HEARING

Terry Capone v City of Columbia

Filing Date for Appellant's Brief: October 5, 2018

Subject: Set on Review

Date: 10/22/2018

Location: South Carolina Workers' Compensation Commission
1333 Main Street, Suite 500
Columbia, SC 29201

You are receiving this notice pursuant to South Carolina Regulation 67-704. This matter is to be set for Full Commission Review on the above date. Regulation 67-705(A) requires the appellant to file a brief which includes a statement of the case, questions presented, argument, and the conclusion by the date above. Pursuant to Regulation 67-205, please submit your brief electronically through the **Upload** functionality in eCase located on the Commission's website at www.wcc.sc.gov or via US Mail. **Unrepresented claimant need only mail a copy of their brief to the Commission by the date listed above.**

Pursuant to South Carolina Regulation 67-705, the Respondent may file a responding brief within fifteen (15) days of service of Appellant's brief. Appellant may then file a reply brief within ten (10) days of service of Respondent's responding brief. All briefs must be received by the Workers' Compensation Commission at least five (5) days before the scheduled date for review.

For questions regarding this matter, please visit eCase Status at www.wcc.sc.gov or contact the Judicial Department of the South Carolina Workers' Compensation Commission at (803) 737-5739.

This matter is set before: Panel A

CERTIFICATE OF SERVICE -- This is to certify the undersigned has served this notice in the above entitled action upon all parties to this cause by sending a copy hereof by electronic mail or United States mail. Unrepresented parties were served by United States Postal Service first class postage.

By: Eugenia Hollmon, SC Workers' Compensation, September 5, 2018

Employee : Terry H. Capone
130 Summerlea Drive
Columbia, SC 29203

RECEIVED
SEP 10 2018
SC Court of Appeals

Employer: City of Columbia
Carrier: City of Columbia

Dana M. Thye
Dmthye@columbiasc.net
803-737-4242

Employer: City of Columbia
Carrier: City of Columbia

Cynthia Dooley
cdooley@turnerpadget.com
803-227-4209

Turner | Padget

September 6, 2018

Cynthia C. Dooley
Email: CDooley@TurnerPadget.com
Writer's Direct Dial: 803-227-4209

Ms. Amy Bracy, Judicial Director
South Carolina Workers' Compensation Commission
P.O. Box 1715
Columbia, SC 29202-1715

RECEIVED

SEP 10 2018

SC Court of Appeals

RE: Claimant: Terry H. Capone
Employer: City of Columbia
Carrier: Companion Third Party Administrators, LLC
Claim No.: 70000004250
WCC File No.: 1319203
Our File No.: 15030.00120
D/A: 10/12/2013

Dear Ms. Bracy:

I recently received the notice of the appellant hearing in this matter which is currently set for October 22, 2018.

I wanted to make you aware of the appeal in this matter which has also been filed with the South Carolina Court of Appeals.

Please allow this letter to formally request that this hearing be postponed pending the appeal before the South Carolina Court of Appeals pursuant to SC Appellant Court Rule 205.

It is apparent that this matter should be stayed pursuant to this rule pending the appeal before the South Carolina Court of Appeals.

As always, if you have any questions regarding this letter or this file, please feel free to contact me.

With kind regards, I am

TURNER PADGET

South Carolina Workers' Compensation Commission

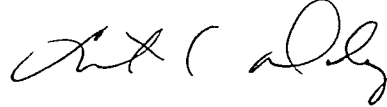
Re: Terry Capone

09/06/2018

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Very truly yours,

Turner Padget Graham & Laney, P.A.



Cynthia C. Dooley, Esquire

CCD/lsr

Cc: Terry Capone, *pro se Claimant*
Doris McCubbins, *via email*
H. Demetrius Rumph, *via email*