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THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM THE SOUTH CAROLINA  
WORKERS' COMPENSATION COMMISSION

WCC File No. 1302012

**RECEIVED**  
SEP 17 2018  
SC Court of Appeals

Juanita Jackson, Claimant, ..... Appellant/Respondent,

vs.

SC DSN, Employer, and State Accident Fund,  
Insurer, ..... Respondents/Appellants.

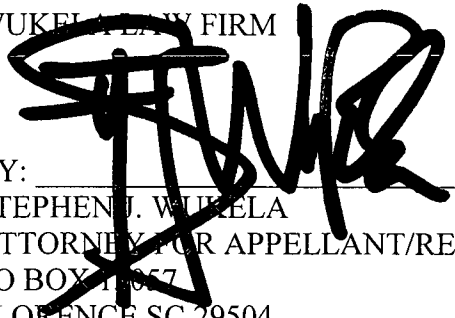
**NOTICE OF APPEAL**

Appellant, Juanita Jackson, appeals the Order of the Appellate Panel of the South Carolina Workers' Compensation Commission dated August 24, 2018, on the following grounds:

1. THE COMMISSION ERRED IN FINDING THAT CLAIMANT'S AVERAGE WEEKLY WAGE MUST BE CALCULATED BY DIVIDING THE INCOME EARNED OVER THE YEAR PRECEDING HER INJURY BY FIFTY-TWO (52) WEEKS RATHER THAN BY DIVIDING THOSE WAGES BY THE ACTUAL NUMBER OF WEEKS FOR WHICH THE WAGES WERE PAID, I.E., TWENTY-EIGHT (28) WEEKS AS REQUIRED BY S.C. CODE §42-1-40.

Appellant was served with written notice of entry of this Order on August 24, 2018.

WUKEL & LANE FIRM



Dated: September 13, 2018

BY: \_\_\_\_\_  
STEPHEN J. WUKELA  
ATTORNEY FOR APPELLANT/RESPONDENT  
PO BOX 1057  
FLORENCE SC 29504  
843-669-5634

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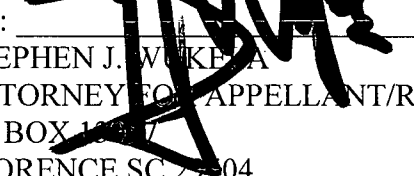
vs.

SC DSN, Employer, and State Accident Fund,  
Insurer, ..... Respondents/Appellants.

**PROOF OF SERVICE**

I certify that I have served the Notice of Appeal on Respondents/Appellants, by depositing a copy of it in the United States Mail, postage prepaid, on September 13, 2018, addressed to their attorneys of record, James E.I. Fickling, Esquire, Attorney at Law, Speed, Seta, Martin, Trivett & Stublely, LLC, PO Box 11669, Columbia SC 29211; and Page Hilton, Attorney at Law, State Accident Fund, PO Box 102100, Columbia SC 29221.

WUKELA LAW FIRM

BY:   
STEPHEN J. WUKELA  
ATTORNEY FOR APPELLANT/RESPONDENT  
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September 13, 2018

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SEP 17 2018

SC Court of Appeals

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

Re: Juanita Jackson vs. SC DSN and State Accident Fund  
Workers' Compensation File No. 1302012

Dear Ms. Kitchings:

Enclosed for filing please find the Notice of Appeal in the above case. Also enclosed are the following:

1. Proof of Service of the Notice of Appeal on the Respondents and on the SC Workers' Compensation Commission;
2. A copy of the Order which is to be challenged on appeal;
3. A filing fee of One Hundred (\$100.00) Dollars.

By copy of this letter, I am serving the South Carolina Workers' Compensation Commission with a copy of the Appeal.

With kind regards, I am

Yours truly,

WUKELA LAW FIRM

STEPHEN J. WUKELA

SJW:jpb

Enclosures

cc: James E. L. Fickling

Page P. Hilton



# First Class Mail

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FLORENCE, SC 29504

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SEP 17 2018

SC Court of Appeals

To:

**Honorable Jenny Abbott Kitchings**  
Clerk, South Carolina Court of Appeals  
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