

IN 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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Avery B. Wilkerson Jr., Chair, Commissioner  
T. Scott Beck, Commissioner  
R. Michael Campbell, Commissioner

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SCWCC File No. 1102937  
S.C. Court of Appeals Case No. 2019-001141

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**RECEIVED**  
SEP 13 2019  
SC Court of Appeals

Barry Adickes, Claimant,

Respondent

v.

Philips Healthcare, Employer and Fidelity and  
Guarantee Insurance Company, Carrier,

Appellants.

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**APPELLANTS' INITIAL DESIGNATION OF MATTERS  
TO BE INCLUDED IN THE RECORD ON APPEAL**

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Brooke A. Payne  
South Carolina Bar No.: 81085  
PAYNE LAW GROUP, LLC  
P.O. Box 2449  
Mt. Pleasant, SC 29465  
BPayne@PayneLG.com  
(843) 810-8955

Attorney for Appellants  
Philips Healthcare and Fidelity & Guarantee Insurance Company

The undersigned Appellants hereby designate the following matters to be included in the Record on Appeal:

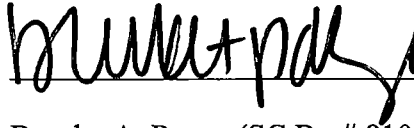
1. 9.23.14 Form 50
2. 10.15.14 Form 51
3. Adickes' APA pp. 75-77, 77a 160, 162 - 165
4. 1.21.15 Adickes' Form 58 PHB
5. 1.21.15 Appellants' Form 58 PHB
6. 8.27.15 McCaskill Order
7. 11.12.15 Appellants' Appeal Brief to the Full Commission
8. 12.4.15 Adickes' Response Brief to the Full Commission
9. 2.8.16 Appellate Panel Award
10. 3.7.16 Notice of Appeal to COA
11. 8.4.16 Adickes' COA Final Brief, Case No. 2016-000514
12. 8.9.16 Appellants' COA Final Brief, Case No. 2016-000514
13. 8.9.16 Appellants' COA Final Reply Brief, Case No. 2016-000514
14. COA Op. No. 2018-UP-027
15. 7.16.18 Remittitur Routing Sheet
16. 7.18.18 Emails
17. 1.17.19 Barden Order
18. 1.18.19 Appellants' Form 30
19. 1.28.19 Adickes Form 30
20. 3.26.19 Adickes' Appeal Brief to the FC
21. 3.27.19 Appellants' Appeal Brief to the Full Commission
22. 4.8.19 Adickes' Response Brief to the FC
23. 6.20.19 Appellate Panel Award

I certify that this Designation of Matters contains no matter which is irrelevant to this appeal.

**SIGNATURE BLOCK ON FOLLOWING PAGE**

Respectfully submitted:

Payne Law Group, LLC

A handwritten signature in black ink, appearing to read "Brooke A. Payne", written over a horizontal line.

Brooke A. Payne (SC Bar# 81085)

PO Box 2449

Mt. Pleasant, SC 29465

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Email: BPayne@paynelg.com

Attorney for Appellants

Mt. Pleasant, South Carolina

Dated: 9.11.19

IN THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

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**PROOF OF SERVICE**

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Brooke A. Payne  
South Carolina Bar No.: 81085  
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(843) 810-8955

Attorney for Appellants  
Philips Healthcare and Fidelity & Guarantee Insurance Company

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I, Lori Wittel, do hereby certify that a copy of Appellants' Initial Brief and Designation of Matters were sent to all counsel for the Respondent via United State Mail as follows, on September 11, 2019:

William L. Smith, II (SC Bar# 5226)  
Chappell, Smith & Arden  
PO Box 12330  
Columbia, SC 29211

Attorney for Respondent

By:   
Lori Wittel, Paralegal

Mt. Pleasant, South Carolina

Dated: 9.11.19



PAYNE LAW GROUP

September 11, 2019

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SEP 13 2019  
SC Court of Appeals

**VIA US MAIL**

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

RE: Barry Adickes v. Phillips Healthcare and Fidelity & Guaranty Ins.  
Co. c/o Gallagher Bassett Services, Inc.  
SCWCC No. : 1102937  
DOI : 03/22/2011  
GBS Clm No. : 002380-009116-WC-01  
SC Court of Appeals File No.: 2019-001141

Dear Ms. Kitchings:

Enclosed for filing in the above referenced matter, please find the following:

1. The original of the Initial Brief of Appellants;
2. The original of Appellants' Designation of Matters to be Included in the Record on Appeal; and
3. The original of Proof of Service of Initial Brief of Appellants and Appellants' Designation of Matters to be Included in the Record on Appeal.

If you have any questions, please do not hesitate to contact me at 843-732-6280. Thank you in advance for your assistance in this matter.

Sincerely,

Lori Wittel  
Paralegal

Encl: As Stated  
cc: William L. Smith (via US Mail)



Payne Law Group, LLC  
PO Box 2449  
Mt. Pleasant, SC 29465



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SC Court of Appeals

The Honorable Jenny Abbott Kitchings  
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