

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM THE SOUTH CAROLINA WORKERS' COMPENSATION COMMISSION

RECEIVED

Appellate Case No. 2019-001254
WCC File No. 1506114

OCT 18 2019

SC Court of Appeals

Frankie Padgett, Claimant,..... Respondent/Appellant,
V.
Cast & Crew Entertainment Services, Inc., Employer,
And American Zurich Insurance Company, Carrier,.....Appellants/ Respondents.

DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL

Appellants Cast & Crew Entertainment Services, Inc. and American Zurich Insurance Company proposed the following matters be included in the Record on Appeal:

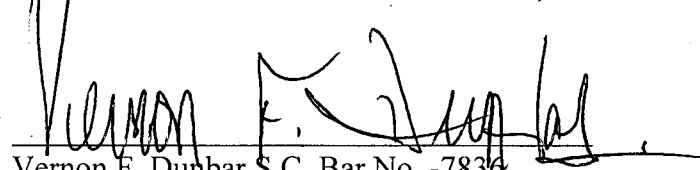
1. Workers' Compensation Full Commission Appellate Panel Decision and Order dated July 3, 2019.
2. Amended decision and order of Commissioner Aisha Taylor dated June 15, 2018.
3. Medical report of Dr. Wendy Bisset dated May 6, 2015.
4. Report of Brian Turner Medic dated May 6, 2015 to June 2, 2015.
5. Medical report of Dr. Douglas Hanzel dated July 28, 2015.
6. Medical report of Dr. John Prather dated June 5, 2015 to June 8, 2015.
7. Carrier's acknowledgement of workers' compensation claim.
8. 2009 accident claim documents. Specifically:
 - a) letter to Frankie Padgett dated May 8, 2015 from Brenda Nichols of Zurich;
 - b) Workers' Compensation Medical Information Guide referencing Brenda Nichols as Zurich claim professional and apprising Frankie Padgett of such dated May 8, 2015;
 - c) letter to Frankie Padgett dated May 20, 2015 from Brenda Nichols;
 - d) Workers' Compensation Medical Information Guide dated May 20, 2015 to Frankie Padgett from Brenda Nichols;
9. 2009 accident claim documents:
 - a) Form 19 dated August 27, 2009;
 - b) Form 50 dated November 19, 2010;
 - c) Letter from Hoffman Law firm dated September 16, 2011;
 - d) Form 14B dated January 5, 2012 from Dr. W. Bret Smith;
 - e) Settlement Agreement and Release filed with Commission on October 22, 2012;

- f) Form 19 dated September 27, 2012;
- g) Patient registration information from orthopedic specialist of Charleston;
- h) Palmetto imaging report pertaining to MRI of right knee dated October 24, 2011;
- 10. Cast & Crew Workers' Compensation Services Information
 - a) Filing with South Carolina Secretary of State's office reflecting Cast & Crew is a limited liability company and is an employer in the state of South Carolina.
 - b) Reports from Entertainment partners reflecting wages in 2013.
 - c) Reports from Entertainment partners showing wages in 2014.
 - d) Report from Danger Boy Productions reflecting wages in 2015.
- 11. Information regarding Cast & Crew Entertainment Services and providing workers' compensation benefits for and to injured employees.
- 12. Cast & Crew referencing Production Company, employee withholding allowance and certificate dated March 30, 2015.
 - a) Employment eligibility verification from Department of Homeland Security dated March 30, 2015.
 - b) Application and notice for membership and local union number 509.
- 13. Letter and Notice of Appeal and Certificate of Service from Stephen Samuel dated August 2, 2019 to Court of Appeals.
- 14. Letter dated September 12, 2019 from Stephen Samuel.
- 15. Transcript of record before Commissioner Aisha Taylor dated October 30, 2017 pp 4-10; 23-56; 59.
- 16. Transcript of record from the Full Commission hearing dated November 27, 2018 pp 3-29; 38-39.
- 17. Defendants' Petition to Terminate payment of indemnity and/or medical benefits.
- 18. Form 18 dated May 1, 2017.

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

Respectfully submitted,

McANGUS GOUDELOCK & COURIE, LLC



Vernon F. Dunbar S.C. Bar No. -7836
Post Office Box 2980
55 East Camperdown Way, Suite 300 (29601)
Greenville, South Carolina 29602
(864) 239-4000

Attorney for Appellants

October 16, 2019

Reply To

VERNON F. DUNBAR
Direct Dial: (864) 239-6735
vernon.dunbar@mgclaw.com

October 16, 2019

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

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RE: Frankie Padgett v. Cast & Crew Entertainment Services, Inc. and American Zurich Insurance Company c/o Zurich North America
Date of Accident: May 6, 2015
WCC File No.: 1506114
Our File No.: 20216.17069
Claim No.: 2840202414

Dear Ms. Kitchings:

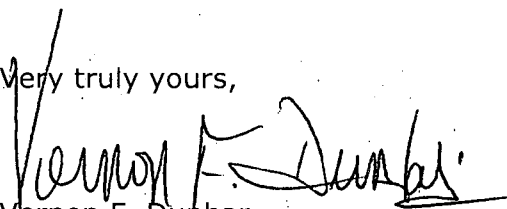
Please find enclosed an original and one copy of Appellants' Initial Brief and Designation of Matter to be Included in the Record on Appeal in the above referenced matter.

Please return a filed and stamped copy of these documents to me in the self-addressed and stamped envelope, which I have enclosed for your use.

By copy of this letter to Stephen B. Samuel, Attorney for Frankie Padgett, Respondent/Appellant, I am apprising him of my communication with you and I am also serving a copy of the same upon him.

With kind and warm regards, I remain

Very truly yours,


Vernon F. Dunbar

VFD/_amc

Enclosure: Initial Brief of Appellants', Designation of Matter to be Included in the Record on Appeal, Certificate of Service, Certificate of Counsel, Self-Addressed and Stamped Envelope

cc: Stephen B. Samuels, Esquire, Samuels Law Firm
Shana'e Montgomery, Zurich North America

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Workers' Compensation Commission

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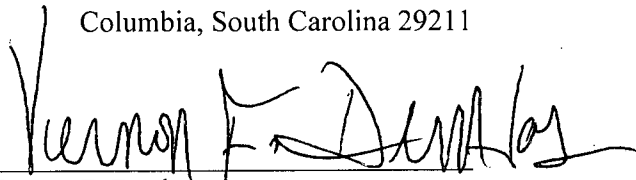
American Zurich Insurance Company c/o
Zurich North America,Appellants,

PROOF OF SERVICE

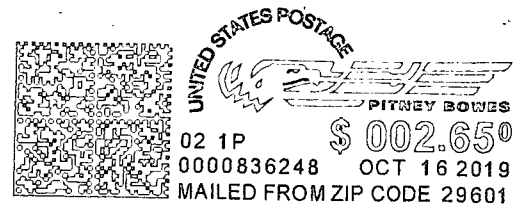
I hereby certify that I have this 16th day of October 2019, caused to be served a copy of Appellants' Initial Brief and Designation of Matter to be Included in the Record on Appeal by mailing a copy of same, postage prepaid, in the United States mail, with sufficient postage affixed as follows:

Stephen B. Samuels, Esquire
Samuels Law Firm
1320 Richland Street
Columbia, South Carolina 29201

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



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(864) 239-4000
Attorneys for Appellant
October 16, 2019



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DEFENSE**

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