

SOUTH CAROLINA WORKERS' COMPENSATION COMMISSION

W.C.C. FILE NO: 1821956

SHERRY L. FLOYD,

Employee,

Claimant,

vs.

MCLEOD HEALTH,

Employer,

AND

MCLEOD HEALTH SELF INSURED C/O
ANTUM RISK

Carrier,

Defendants.

RECEIVED

AUG 25 2021

SC Court of Appeals

14-DAY
ORDER OF DISMISSAL &
ORDER TO SHOW CAUSE

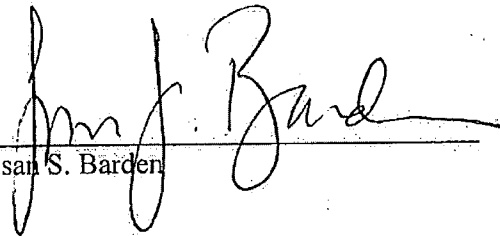
THIS MATTER was scheduled to be heard before the undersigned Commissioner on July 13, 2021, upon the filing of Defendants' Form 21 Request for Hearing. Claimant is pro-se, and Defendants are represented by Walter H Barefoot. Claimant was provided proper notice of the hearing and failed to show at the scheduled hearing time. Defendants timely appeared at the hearing. Defendants moved that this matter be dismissed with prejudice due to the claimant's failure to prosecute the claim. Based on the foregoing, I make the following findings:

1. The South Carolina Workers' Compensation Commission has jurisdiction over the parties and subject matter of the claim.
2. Claimant was provided proper notice of the Form 21 Hearing set for July 13, 2021 in Florence, South Carolina.
3. At the call of the case, Claimant failed to show.

4. After waiting 15 minutes after the time scheduled for the hearing the Claimant had still failed to show.
5. Mr. Barefoot checked both the waiting area and parking lot and could not locate the Claimant.
6. I find Claimant received proper notice of the hearing.
7. I find Claimant has fourteen (14) days from service of this order by the Commission, to provide good cause in writing for her failure to show for the scheduled hearing.
8. If Claimant fails to provide good cause, this matter is automatically dismissed with prejudice.

IT IS HEREBY ORDERED that this claim is dismissed with prejudice unless, within fourteen (14) days of service of this Order by the Commission, this claimant is able to show good cause by adequate proof, in writing, for her failure to appear at the hearing.

IT IS SO ORDERED.


Susan S. Barden

sion

July 21, 2021

CERTIFICATE OF SERVICE

This is to certify that the undersigned has on this date served a copy of this order in the above entitled action upon all parties to this case by sending an electronic copy hereof by electronic mail addressed to the attorneys for said parties; or if there is an unrepresented party(ies), by depositing a copy hereof, postage paid in the United States mail, first class, addressed to the unrepresented party(ies) and to the attorney(s) for the represented party(ies).

By Barbara Skarbek on July 21, 2021

Order served via USPS:

Sherry Floyd
1279 Conestoga St
Manning, SC 29102

Walter H. Barefoot
McAngus Goudelock & Courie
PO Box 7489
Florence, SC 29502