

**SOUTH CAROLINA WORKERS' COMPENSATION COMMISSION
COMMISSIONERS' PREFERENCES**

COMMISSIONER-SPECIFIC PREFERENCES

Commissioner R. Michael Campbell, II

Email address for Proposed Orders: bcheeseboro@wcc.sc.gov

Mailing address: P.O. BOX 1715, Columbia, SC 29202-1715

Standard Preferences apply unless otherwise indicated below.

1. A work copy of the APAs are to be bound (i.e., binder clip, notebook, etc.) and submitted at the hearing.
2. For hearings involving specific legal issues (laches, notice, jurisdiction, statute of limitations, etc.), please provide a brief summary of the case law and pertinent facts supporting your client's position. This brief should be no longer than three (3) pages in length, unless the case involves novel issues or a complex set of facts and legal issues. You will be allowed to present this brief, pertaining solely to the legal issues at the hearing.
3. Depending on the circumstances, I may allow duly subpoenaed and listed expert witnesses to testify at the hearing, although I prefer the deposition or submission of the experts. Decisions on whether the record will be left open will be made on a case-by-case basis, and will be determined at the pre-hearing conference or after the hearing. It is helpful to have potential dates already scheduled (i.e. – depositions, doctor's evaluations, etc.) when requesting that the record be left open.
4. Prior to the date of the clincher conference, please send the AA a copy of the treating doctor's last several office notes, as well as any operative notes. Also, please have available at the hearing the rating equivalent of the amount the Claimant is being offered. Clincher Conferences are scheduled five (5) to ten (10) minutes. Please negotiate and discuss settlement with the Claimant prior to the scheduled conference. It is helpful to have a copy of the clincher agreement submitted to the Commissioner's office at least a week prior to the conference.
5. Please have a conversion of the specific body part, if necessary (i.e. upper extremity to shoulder).
6. Absent a detailed estimate and analysis of additional medical treatment and costs for removal of retained hardware, I will not approve clincher settlements that do not include lifetime maintenance for hardware.
7. For fee petitions, in the event an attorney fee is \$50,000 or greater, please complete and submit a Form 61A or the equivalent.
8. Unless otherwise specified, please submit the proposed Order within forty-five (45) days.
9. Please forward a copy of the proposed Order to opposing counsel one (1) week before forwarding to my office. Please note in your cover letter whether opposing counsel agrees

that the Order accurately reflects my ruling, does not agree the Order accurately reflects my ruling, or failed to respond regarding the order.

10. Video surveillance tapes should be reviewed and exchanged by the parties prior to the hearing.
11. Please do not copy Commissioner Campbell on emails pertaining to cases (settlements, postponements, etc.); Please notify his administrative assistant via email of any settlements (i.e., clinchers, 16s, consent orders, withdraw of 50, withdraw of 21, postponements, etc.) Please include, “The file will be returned to General Files to be reset upon the request of either party” in all Consent Orders.
12. If one hour or more are needed for a hearing, preferably, please note when requesting hearing, or on Pre-Hearing Brief; after the docket is set, email my assistant so that she can manage the docket accordingly.
13. If a hearing is scheduled in the afternoon, be prepared for the likelihood of it being moved up. Alert witnesses (to include subpoenaed witnesses) and clients to remain flexible in the event the hearing time changes.
14. Please proof ALL submissions (Orders, etc.) prior to sending to my administrative assistant.
15. Please omit duplicate submissions (be certain only one copy is included).