

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

COMMISSIONER-SPECIFIC PREFERENCES

Commissioner Susan S. Barden

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

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

Standard Preferences apply unless otherwise indicated below.

1. Medical records submitted under APA should be organized in chronological order, with the **oldest** records on top.
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. There is no limit on the number of pages for legal memoranda. You will be allowed to present this brief, pertaining solely to the legal issues, at the hearing.
3. I will allow duly subpoenaed and listed expert witnesses to testify at the hearing.
4. Prior to the date of the clincher conference, please send my administrative assistant a copy of any surgical notes, the agreement, the 14-B signed by the authorized treating physician, and treating physician's last narrative. Also, please have available at the hearing the rating equivalent of the amount the Claimant is being offered.
5. 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 for unrepresented claimants.
6. Unless otherwise specified, please submit proposed orders within thirty-five (35) days from the date of the Proposed Order Instructions. Please forward a copy of the proposed order to opposing counsel five (5) 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.
7. I request that Findings of Fact be copied and pasted into an Order, rather than retyped. Once the findings have been copied and pasted, corrections/additions/clarifications, etc. may be made.
8. Please submit all proposed Decision and Orders in Word format and all Consent Orders in PDF format electronically via **email ONLY** to my administrative assistant.
9. Please do not copy Commissioner Barden on emails pertaining to cases (settlements, postponements, etc.); [email](#) her assistant only, copying all parties.
10. Please proof ALL submissions (Orders, etc.) prior to sending to my administrative assistant.
11. Please omit duplicate submissions (be certain only one copy is included).
12. Please do not ask the Commissioner to rely on previous 58s and APAs.
13. The Commissioner prefers that Pre-Hearing Briefs be timely mailed via USPS.
14. For APA submissions or briefs, please use binder clips or staples. Please do not use paper clips or rubber bands.