

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

COMMISSIONER-SPECIFIC PREFERENCES

Commissioner G. Bryan Lyndon

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Standard Preferences apply unless otherwise indicated below.

1. Requests for additional time should be submitted at least six (6) weeks prior to the hearing date.
2. Testimony of family members and close friends is expected to be cumulative and corroborative and should be avoided. Attorneys are encouraged to stipulate as to the above.
3. Clincher conferences are scheduled for 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.
4. Medical and Vocational Experts will not be allowed to testify at hearings. Prior to the hearing, all parties should exchange reports.
5. Video surveillance tapes should be reviewed and exchanged by the parties prior to the hearing. Tapes will not be reviewed at the hearing.
6. Depositions should be taken in advance of the hearing. Any exceptions to this practice will be handled on a case-by-case basis. If Commissioner Lyndon approves that the record will be left open at the hearing, the parties have thirty (30) days to submit the required documents. Written documentation of this request needs to be submitted to our office at least four (4) weeks prior to the hearing date. Also, when filing the Form 50, attorneys are encouraged to begin initiating depositions at that time to avoid the necessity of leaving the record open.
7. If parties are in agreement to postponement of a hearing and agree to enter into a Consent order, the Consent Order must be submitted to our office within fifteen (15) days after agreement between attorneys.
8. If a hearing is delayed, APAs are due according to the date for which the hearing was originally scheduled.
9. Stop pay hearings are set for twenty (20) minutes; other hearings are set for thirty (30) minutes. If your case has been denied and you have numerous witnesses, you need to request additional time for the hearing at the initial denial of the claim. If you have occupational exposure cases or denied death claims, you should request additional time.
10. The moving party has the responsibility to notify our office when the case is settled, or the withdrawal of the Form 50.
11. See Regulation 67-611-612 for submission of pre-hearing briefs and deadlines. No reports shall be filed with the Commission prior to the hearing.
12. Telephone conference requests for Commissioner Lyndon should be submitted in a written letter regarding your request and the reasons for a telephone conference.