

12-12-2014

Chadwick v. Multi-State Electric, LLC Clerk's Record v. 2 Dckt. 42473

Follow this and additional works at: [https://digitalcommons.law.uidaho.edu/
idaho_supreme_court_record_briefs](https://digitalcommons.law.uidaho.edu/idaho_supreme_court_record_briefs)

Recommended Citation

"Chadwick v. Multi-State Electric, LLC Clerk's Record v. 2 Dckt. 42473" (2014). *Idaho Supreme Court Records & Briefs*. 5455.
https://digitalcommons.law.uidaho.edu/idaho_supreme_court_record_briefs/5455

This Court Document is brought to you for free and open access by Digital Commons @ UIIdaho Law. It has been accepted for inclusion in Idaho Supreme Court Records & Briefs by an authorized administrator of Digital Commons @ UIIdaho Law. For more information, please contact annablaine@uidaho.edu.

LAW CLERK

BEFORE THE SUPREME COURT OF THE STATE OF IDAHO

SCOTT CHADWICK,

Claimant/Appellant,

v.

MULTI-STATE ELECTRIC, LLC, Employer,
and IDAHO STATE INSURANCE FUND,
Surety,

Defendants/Respondents.

SUPREME COURT NO. 42473

**AGENCY'S
SUPPLEMENTAL RECORD**

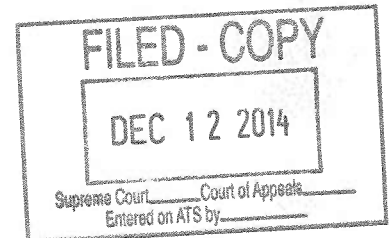
BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

Claimant/Appellant appearing Pro Se

Scott Chadwick
5486 Deer Flat Rd
Nampa ID 83686

Attorney for Defendants/Respondents

Neil D McFeeley
PO Box 1368
Boise ID 83701-1368



42473

COPY

BEFORE THE SUPREME COURT OF THE STATE OF IDAHO

SCOTT CHADWICK,

Claimant/Appellant,

v.

MULTI-STATE ELECTRIC, LLC, Employer,
and IDAHO STATE INSURANCE FUND,
Surety,

Defendants/Respondents.

SUPREME COURT NO. 42473

**AGENCY'S
SUPPLEMENTAL RECORD**

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

Claimant/Appellant appearing Pro Se

Scott Chadwick
5486 Deer Flat Rd
Nampa ID 83686

Attorney for Defendants/Respondents

Neil D McFeeley
PO Box 1368
Boise ID 83701-1368

COPY

TABLE OF CONTENTS FOR SUPPLEMENTAL RECORD

CLAIMANT/APPELLANT'S OBJECTION TO THE RECORD, filed November 6, 2014	60
INDUSTRIAL COMMISSION'S CERTIFICATE OF SERVICE (Objection to the Record), filed November 7, 2014	64
DEFENDANTS/RESPONDENTS' RESPONSE TO CLAIMANT/APPELLANT'S OBJECTION TO THE RECORD, filed November 17, 2014	65
ORDER GRANTING CLAIMANT/APPELLANT'S REQUEST TO SUPPLEMENT THE AGENCY'S RECORD, filed December 2, 2014	68
INDUSTRIAL COMMISSION'S CERTIFICATE OF SERVICE OF WORKERS' COMPENSATION COMPLAINT, filed March 21, 2013	72
NOTICE OF SUBSTITUTION OF COUNSEL, filed May 7, 2013	73
NOTICE OF SERVICE (DEFENDANTS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION OF DOCUMENTS TO CLAIMANT), filed May 20, 2013	75
NOTICE OF SERVICE (DEFENDANTS' RESPONSE TO CLAIMANT'S FIRST SET OF INTERROGATORIES), filed May 31, 2013	77
AFFIDAVIT OF SCOTT CHADWICK, dated July 2, 2013	79
NOTICE OF SERVICE OF CLAIMANT'S ANSWERS TO DEFENDANTS' FIRST SET OF INTERROGATORIES AND REQUEST FOR PRODUCTION, filed September 20, 2013....	82
SECOND NOTICE OF SERVICE SUPPLEMENTAL DISCOVERY TO CLAIMANT'S FIRST SET OF INTERROGATORIES TO DEFENDANT/EMPLOYER AND REQUEST FOR PRODUCTION OF DOCUMENTS, filed September 20, 2013	84
AFFIDAVIT OF SCOTT CHADWICK IN SUPPORT OF PRIMA FACIA, filed September 20, 2013	86
CLAIMANT'S LIST OF EXHIBITS, filed September 20, 2013	89
CLAIMANT'S HEARING REQUEST, filed September 20, 2013	91
INDUSTRIAL COMMISSION'S CERTIFICATE OF SERVICE (Claimant's September 20, 2013 Filings), filed September 23, 2013.....	92

DEFENDANTS’ NOTICE OF TAKING DEPOSITION OF CLAIMANT, filed September 25, 2013	93
DEFENDANTS’ RESPONSE TO CLAIMANT’S HEARING REQUEST, filed September 25, 2013	95
CLAIMANT’S RESPONSE TO REQUEST FOR DEPOSITION, filed September 30, 2013.....	98
ORDER TO COMPLY WITH RULE 8, filed September 30, 2013.....	104
INDUSTRIAL COMMISSION’S CERTIFICATE OF SERVICE (Claimant’s Response to Request for Deposition), filed October 1, 2013.....	106
DEFENDANTS’ NOTICE OF VACATING DEPOSITION OF CLAIMANT, filed October 4, 2013	107
AMENDED NOTICE OF TAKING DEPOSITION OF CLAIMANT, filed October 23, 2013	109
NOTICE OF SERVICE (DEFENDANTS’ SUPPLEMENTAL RESPONSE TO CLAIMANT’S FIRST SET OF INTERROGATORIES) filed November 12, 2013.....	111
DEFENDANTS’ REQUEST FOR CALENDARING, filed November 12, 2013	113
PLAINTIFF’S REQUEST FOR CALENDARING, filed December 6, 2013.....	116
NOTICE OF HEARING AND PRE-HEARING TELEPHONE CONFERENCE, filed December 11, 2013.....	118
ORDER GOVERNING PREPARATION OF EXHIBITS, filed December 11, 2013.....	121
AMENDED NOTICE OF HEARING, filed December 24, 2013	123
DEFENDANTS’ RULE X DISCLOSURES, filed January 21, 2014	125
ORDER ESTABLISHING BRIEFING SCHEDULE, filed February 4, 2014	128
INDUSTRIAL COMMISSION’S CERTIFICATE OF SERVICE (Transcript of Hearing to Defendants), filed February 19, 2014	130
NOTICE RE: RESPONSE TO DEFENDANT’S BRIEF, filed February 20, 2014.....	131
NOTICE OF SERVICE, filed February 20, 2014	133

INDUSTRIAL COMMISSION’S CERTIFICATE OF SERVICE (Claimant’s brief and Notice re: Response to Defendant’s Brief), filed February 21, 2014	135
INDUSTRIAL COMMISSION’S CERTIFICATE OF SERVICE (Referee Marsters’ Recommendation to Claimant), filed May 11, 2014.....	136
INDUSTRIAL COMMISSION’S CERTIFICATE OF SERVICE (Referee Marsters’ Recommendation to Defendants), filed May 29, 2014	137
INDUSTRIAL COMMISSION’S CERTIFICATE OF SERVICE (Claimant’s Request for Reconsideration), filed June 11, 2014.....	138
LETTER TO CLAIMANT FROM THE INDUSTRIAL COMMISSION, dated June 13, 2014.....	139
INDUSTRIAL COMMISSION’S CERTIFICATE OF SERVICE (Transcript of Hearing to Claimant), filed June 24 th 2014.....	140
LETTER TO THE INDUSTRIAL COMMISSION FROM CLAIMANT, filed June 26, 2014.....	141
INDUSTRIAL COMMISSION’S CERTIFICATE OF SERVICE (Claimant’s Response to Defendants’ response to the Motion for Reconsideration), filed June 30, 2014.....	142
CLAIMANT’S REQUEST FOR RETURN OF ALL DOCUMENTS, filed August 5, 2014	143
CLAIMANT’S REQUEST FOR TRANSCRIPTS, filed August 5, 2014	145
CLAIMANT’S REQUEST FOR LIST OF DEFENDANT/EMPLOYER’S PRIOR CLAIMS, filed August 5, 2014.....	147
INDUSTRIAL COMMISSION’S CERTIFICATE OF SERVICE (Claimant’s August 5, 2014 filings), filed August 15, 2014	149
LETTER TO CLAIMANT FROM THE INDUSTRIAL COMMISSION, dated August 15, 2014	150
CLAIMANT’S REQUEST FOR EXACT AND COMPLETE SET OF DOCUMENTS AND EXHIBITS FILED WITH SUPREME COURT IN THIS MATTER, filed October 20, 2014	151
CERTIFICATION OF SUPPLEMENTAL RECORD, dated December 11, 2014.....	154

INDEX FOR SUPPLEMENTAL RECORD

AFFIDAVIT OF SCOTT CHADWICK IN SUPPORT OF PRIMA FACIA,
filed September 20, 201386

AFFIDAVIT OF SCOTT CHADWICK, dated July 2, 201379

AMENDED NOTICE OF HEARING, filed December 24, 2013123

AMENDED NOTICE OF TAKING DEPOSITION OF CLAIMANT,
filed October 23, 2013109

CERTIFICATION OF SUPPLEMENTAL RECORD, dated December 11, 2014.....154

CLAIMANT/APPELLANT’S OBJECTION TO THE RECORD, filed November 6, 201460

CLAIMANT’S HEARING REQUEST, filed September 20, 201391

CLAIMANT’S LIST OF EXHIBITS, filed September 20, 2013.....89

CLAIMANT’S REQUEST FOR EXACT AND COMPLETE SET OF DOCUMENTS AND
EXHIBITS FILED WITH SUPREME COURT IN THIS MATTER,
filed October 20, 2014151

CLAIMANT’S REQUEST FOR LIST OF DEFENDANT/EMPLOYER’S PRIOR CLAIMS,
filed August 5, 2014.....147

CLAIMANT’S REQUEST FOR RETURN OF ALL DOCUMENTS, filed August 5, 2014143

CLAIMANT’S REQUEST FOR TRANSCRIPTS, filed August 5, 2014145

CLAIMANT’S RESPONSE TO REQUEST FOR DEPOSITION, filed September 30, 2013.....98

DEFENDANTS/RESPONDENTS’ RESPONSE TO CLAIMANT/APPELLANT’S
OBJECTION TO THE RECORD, filed November 17, 201465

DEFENDANTS’ NOTICE OF TAKING DEPOSITION OF CLAIMANT,
filed September 25, 201393

DEFENDANTS’ NOTICE OF VACATING DEPOSITION OF CLAIMANT,
filed October 4, 2013107

DEFENDANTS’ REQUEST FOR CALENDARING, filed November 12, 2013113

DEFENDANTS' RESPONSE TO CLAIMANT'S HEARING REQUEST, filed September 25, 2013	95
DEFENDANTS' RULE X DISCLOSURES, filed January 21, 2014	125
INDUSTRIAL COMMISSION'S CERTIFICATE OF SERVICE (Claimant's August 5, 2014 filings), filed August 15, 2014	149
INDUSTRIAL COMMISSION'S CERTIFICATE OF SERVICE (Claimant's brief and Notice re: Response to Defendant's Brief), filed February 21, 2014	135
INDUSTRIAL COMMISSION'S CERTIFICATE OF SERVICE (Claimant's Request for Reconsideration), filed June 11, 2014.....	138
INDUSTRIAL COMMISSION'S CERTIFICATE OF SERVICE (Claimant's Response to Request for Deposition), filed October 1, 2013	106
INDUSTRIAL COMMISSION'S CERTIFICATE OF SERVICE (Claimant's Response to Defendants' response to the Motion for Reconsideration), filed June 30, 2014.....	142
INDUSTRIAL COMMISSION'S CERTIFICATE OF SERVICE (Claimant's September 20, 2013 Filings), filed September 23, 2013.....	92
INDUSTRIAL COMMISSION'S CERTIFICATE OF SERVICE (Objection to the Record), filed November 7, 2014	64
INDUSTRIAL COMMISSION'S CERTIFICATE OF SERVICE (Referee Marsters' Recommendation to Claimant), filed May 11, 2014.....	136
INDUSTRIAL COMMISSION'S CERTIFICATE OF SERVICE (Referee Marsters' Recommendation to Defendants), filed May 29, 2014	137
INDUSTRIAL COMMISSION'S CERTIFICATE OF SERVICE (Transcript of Hearing to Defendants), filed February 19, 2014	130
INDUSTRIAL COMMISSION'S CERTIFICATE OF SERVICE (Transcript of Hearing to Claimant), filed June 24 th 2014.....	140
INDUSTRIAL COMMISSION'S CERTIFICATE OF SERVICE OF WORKERS' COMPENSATION COMPLAINT, filed March 21, 2013	72
LETTER TO CLAIMANT FROM THE INDUSTRIAL COMMISSION, dated August 15, 2014	150
LETTER TO CLAIMANT FROM THE INDUSTRIAL COMMISSION, dated June 13, 2014.....	139

LETTER TO THE INDUSTRIAL COMMISSION FROM CLAIMANT, filed June 26, 2014.....	141
NOTICE OF HEARING AND PRE-HEARING TELEPHONE CONFERENCE, filed December 11, 2013	118
NOTICE OF SERVICE (DEFENDANTS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION OF DOCUMENTS TO CLAIMANT), filed May 20, 2013	75
NOTICE OF SERVICE (DEFENDANTS' RESPONSE TO CLAIMANT'S FIRST SET OF INTERROGATORIES), filed May 31, 2013	77
NOTICE OF SERVICE (DEFENDANTS' SUPPLEMENTAL RESPONSE TO CLAIMANT'S FIRST SET OF INTERROGATORIES) filed November 12, 2013.....	111
NOTICE OF SERVICE OF CLAIMANT'S ANSWERS TO DEFENDANTS' FIRST SET OF INTERROGATORIES AND REQUEST FOR PRODUCTION, filed September 20, 2013 ...	82
NOTICE OF SERVICE, filed February 20, 2014	133
NOTICE OF SUBSTITUTION OF COUNSEL, filed May 7, 2013	73
NOTICE RE: RESPONSE TO DEFENDANT'S BRIEF, filed February 20, 2014.....	131
ORDER ESTABLISHING BRIEFING SCHEDULE, filed February 4, 2014	128
ORDER GOVERNING PREPARATION OF EXHIBITS, filed December 11, 2013.....	121
ORDER GRANTING CLAIMANT/APPELLANT'S REQUEST TO SUPPLEMENT THE AGENCY'S RECORD, filed December 2, 2014	68
ORDER TO COMPLY WITH RULE 8, filed September 30, 2013.....	104
PLAINTIFF'S REQUEST FOR CALENDARING, filed December 6, 2013.....	116
SECOND NOTICE OF SERVICE SUPPLEMENTAL DISCOVERY TO CLAIMANT'S FIRST SET OF INTERROGATORIES TO DEFENDANT/EMPLOYER AND REQUEST FOR PRODUCTION OF DOCUMENTS, filed September 20, 2013	84

SCOTT CHADWICK
5486 Deer Flat Road
Nampa, ID 83686
(208) 468-9250

Claimant, Pro Se

RECEIVED
INDUSTRIAL COMMISSION
2014 NOV -6 P 2:23

BEFORE THE SUPREME COURT OF THE STATE OF IDAHO

IN THE DISTRICT COURT

SCOTT CHADWICK,

Claimant/Appellant,

-v-

MULTI-STATE ELECTRIC , LLC, Employer,
And IDAHO STATE INSURANCE FUND,
Surety,

Defendants/Respondents.

SUPREME COURT NO. 42473

I.C. No. 2012-021676

S.I.F. No. 201209258

OBJECTION TO THE RECORD

COMES NOW, the Claimant, Scott Chadwick, and pursuant to Rules of the Judicial Rules of Practice and Procedure, hereby submits a second request that an Exact and Complete Copy of all Exhibits and Documents filed with the Supreme Court in this matter, specifically the following documents and exhibits:

1. Motion, Requests, Certificate of Service for Discovery Request by the Claimant.
2. Defendant's Response to Request for Discovery by Claimant.
3. Motions, Requests, Certificate of Service for Discovery Request by the Defendant.
4. Claimant's Request for Pre-Trial Hearing Transcripts and/or Recordings.
5. Claimant's Request for Subpoenas regarding Discovery.


6. The Idaho Industrial Commission's Response to Request for Discovery.
7. The Idaho Industrial Commission has chosen to include a few handwritten Exhibits in its "Agency's Record".
8. The Idaho Industrial Commission has not provided a complete copy of agency records as of October 30, 2014 to the Claimant, therefore, the Claimant is unable to identify every missing document, as they did not list a number of pages in Exhibits.
9. The Idaho Industrial Commission was served a copy of the Request for Exact and Complete Set of Documents and Exhibits on the 17th day of October, 2014.
10. The Idaho Industrial Commission has not responded to that request.

and that they be sent to him at the following address:

SCOTT CHADWICK
5486 Deer Flat Road
Nampa, ID 83686

Upon receiving the Agency's Record documents, it does not appear that all of the exhibits or documents are present and provided to Claimant, therefore Claimant files this Objection to the Record requesting additional documents and exhibits.

Dated this 4th of November, 2014




Scott Chadwick, Claimant

CERTIFICATE OF SERVICE

I hereby certify that on the 4th of November, 2014, I caused to be served a true and correct copy of the foregoing Request upon:

Neil D. McFeeley PO Box 1368 Boise, ID 83701-1368	<input type="checkbox"/> Personal Service of Process <input checked="" type="checkbox"/> Regular U.S. Mail <input checked="" type="checkbox"/> Faxed to 208-0332-7558
Idaho Industrial Commission PO BOX 83720 Boise, ID 83720-0041	<input checked="" type="checkbox"/> Personal Service of Process <input checked="" type="checkbox"/> Regular U.S. Mail <input type="checkbox"/> Faxed to _____



Scott Chadwick, Claimant

SCOTT CHADWICK
5486 Deer Flat Road
Nampa, ID 83686
(208) 468-9250

Claimant, Pro Se

2014 NOV -6 P 2:23
RECEIVED
INDUSTRIAL COMMISSION

BEFORE THE SUPREME COURT OF THE STATE OF IDAHO

IN THE DISTRICT COURT

SCOTT CHADWICK,

Claimant/Appellant,

-v-

MULTI-STATE ELECTRIC , LLC, Employer,
And IDAHO STATE INSURANCE FUND,
Surety,

Defendants/Respondents.

SUPREME COURT NO. 42473
I.C. No. 2012-021676
S.I.F. No. 201209258

NOTICE OF SERVICE OF
OBJECTION TO RECORD

NOTICE IS HEREBY GIVEN that on this 4th day of November, 2014, caused to be served upon the attorney on behalf of the Defendants/Respondents, Neil D. McFeeley, PO Box 1368, Boise, ID 83701-1368, and The Idaho Industrial Commission, PO Box 83720, Boise, ID, 83720-0041, the Objection to the Record.

Dated this 4th day of November, 2014

By: 
Scott Chadwick, Claimant

BEFORE THE SUPREME COURT OF THE STATE OF IDAHO

SCOTT CHADWICK,

Claimant/Appellant,

v.

MULTI-STATE ELECTRIC, LLC, Employer,
and IDAHO STATE INSURANCE FUND,
Surety,

Defendants/Respondents.

SUPREME COURT NO. 42473

CERTIFICATE OF SERVICE

FILED

NOV -7 2014

INDUSTRIAL COMMISSION

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

I hereby certify that on the 7th day of November, 2014 a true and correct copy of
Claimant/Appellant's Objection to the Record, was served by regular United States Mail upon:

NEIL D MCFEELEY
PO BOX 1368
BOISE ID 83701-1368

ka

Kenna Andrews
Assistant Commission Secretary

cc: Scott Chadwick

Neil D. McFeeley, ISB No. 3564
EBERLE, BERLIN, KADING, TURNBOW
& MCKLVEEN, CHARTERED
1111 West Jefferson Street, Suite 530
P.O. Box 1368
Boise, Idaho 83701-1368
Telephone: (208) 344-8535
Facsimile: (208) 344-8542

2014 NOV 17 PM 4:28
RECEIVED
INDUSTRIAL COMMISSION

Attorneys for Defendants/Respondents

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

SCOTT CHADWICK,
Claimant/Appellant,

v.

MULTI-STATE ELECTRIC, LLC,
Employer,

STATE INSURANCE FUND,
Surety.
Defendants/Respondents.

Supreme Court No: 42473

I.C. No. 12-021676

**DEFENDANTS/RESPONDENTS'
RESPONSE TO
CLAIMANT/APPELLANT'S
OBJECTION TO THE RECORD**

COME NOW the Defendants/Respondents, Multi-State Electric, LLC, Employer, and State Insurance Fund, Surety, by and through their attorneys of record, Eberle, Berlin, Kading, Turnbow & McKlveen, Chtd., and submit this Objection to Claimant/Appellant's Objection to the Record.

First of all, Defendants would note that Claimant has once again failed or refused to serve his pleadings on Defendants, despite multiple instructions from the Industrial Commission.

**DEFENDANTS/RESPONDENTS' RESPONSE TO CLAIMANT/APPELLANT'S
OBJECTION TO THE RECORD - 1**

78009-479/00509433.000

105

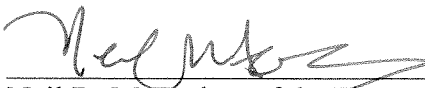
The Commission or the Court should consider sanctions for this continuing violation of the Rules.

Only the substantive level, it is difficult to discern what Claimant's objections to the record actually are. Rule 28 of the Idaho Appellate Rules sets out the contents of the standard record and allows a party to request the inclusion of written documents filed or lodged with the agency. Defendants certainly have no objection to inclusion of any documents filed or lodged with the Industrial Commission. They would note, however, that several of the documents requested by Claimant, such as response to discovery requests, are not filed or lodged with the Commission and were not included in the record in the underlying claim by the Claimant, and therefore cannot be included in the Agency Record on appeal.

It is unclear whether Claimant is objecting that he has not received a complete copy of the agency record from the Industrial Commission. Rule 31 of the Idaho Appellate Rules requires that the Clerk of the agency only lodge the documents with the Supreme Court. Merely because the Claimant is pro se does not entitle him to anything more than the Rules provide.

DATED this 17th day of November, 2014.


EBERLE, BERLIN, KADING, TURNBOW
& McKLVEEN, CHARTERED

By: 
Neil D. McFeeley, of the Firm
Attorneys for Defendants

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 17th day of November, 2014, I caused a true and correct copy of the foregoing document to be served upon the following person(s) in the following manner:

Scott Chadwick 5486 Deer Flat Road Nampa, Idaho 83686	<input checked="" type="checkbox"/> U.S. Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Fax
---	--



Neil D. McFeeley

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

SCOTT CHADWICK,

Claimant/Appellant,

v.

MULTI-STATE ELECTRIC, LLC, Employer,
and IDAHO STATE INSURANCE FUND,
Surety,

Defendants/Respondents.

**SUPREME COURT NO. 42473
IC 2012-021676**

**ORDER GRANTING
CLAIMANT/APPELLANT'S
REQUEST TO SUPPLEMENT
THE AGENCY'S RECORD
FILED**

DEC - 2 2014

INDUSTRIAL COMMISSION

Pursuant to Idaho Appellate Rule 28, the Idaho Industrial Commission has prepared the standard record in the above-captioned case for submission to the Idaho Supreme Court. On November 4, 2014, Claimant/Appellant Scott Chadwick (Claimant) filed a timely objection to the record as compiled by the Idaho Industrial Commission. On November 17, 2014 Defendants/Respondents (Defendants) objected on the basis that several of the documents requested by Claimant were not filed or lodged with the Commission and were not included in the record in the underlying claim.

Under Idaho Appellate Rule 28 (c), additional documents may be included in an agency's record when requested in writing by any party. Claimant is not represented by counsel, and his Objection to the Record was confusingly written. We have therefore construed Claimant's Objection as a Request for Additional Documents per Idaho Appellate Rule 28 (c) concerning "any written document filed or lodged with the district court or agency to be included in the clerk's or agency's record". Some of the documents that Claimant has requested are not now nor have ever been part of the Commission Record. The unknown documents in Claimant's request include "Pre-Trial Hearing Transcripts and/or Recordings" and "Claimant's Request for

68

Subpoenas Regarding Discovery”. We cannot supplement the record with documents that do not exist.

The current record lodged with the Idaho Supreme Court includes required, related documents, including: the Exhibit List, Claimant’s Complaint, Defendants’ Answer to Complaint, the Erratum to Findings of Fact, Conclusions of Law, and Order; Claimant’s Motion for Reconsideration, Defendants’ Response to Claimant’s Request for Reconsideration, Claimant’s Response to Defendants Request for Denying Request for Reconsideration, Order Denying Reconsideration, Claimant’s Notice of Appeal, Certificate of Appeal, Certification of Appeal, Certification of Record, Notice of Completion and the Commission’s Findings of Fact, Conclusions of Law, and Order. The only documents not included in the record as it stands are the related Certificates of Service, Notices to Set Briefing Schedules or Hearings, and other miscellaneous Commission correspondence with the parties not typically included in an agency record sent to the Supreme Court. The Commission approves the inclusion of these documents and a supplemental record to be lodged with the Supreme Court of Idaho. These copies will be made and mailed pursuant to Idaho Appellate Rule 27, with costs to Claimant as the moving party.

Idaho Appellate Rule 29 (a) states in relevant part that any objection made to an agency’s record must be accompanied by a notice setting the objection for hearing and shall be heard by administrative agency from which the appeal is taken. Claimant did not include such a notice to set his objection for hearing. As we are granting Claimant his request to supplement the record with documents on file with the Commission, to which Defendants reply they “have no objection to inclusion of any documents filed or lodged with the Industrial Commission”. We decline to hold a hearing on Claimant’s objection.

Claimant also appears to object to the inclusion of “a few handwritten Exhibits in its ‘Agency’s Record’”. We are uncertain as to why Claimant objects to these handwritten exhibits when Claimant was the party who submitted them into the original record. Claimant has failed to explain why (or if) he objects to these handwritten documents, saying only that “The Idaho Industrial Commission has chosen to include a few handwritten Exhibits in its ‘Agency’s Record’.” As these handwritten documents were included in the underlying record, for the sake of completeness otherwise requested by Claimant, we leave these documents in the record.

Finally, we acknowledge Claimant’s “Request for Exact and Complete Set of Documents and Exhibits Filed With the Supreme Court in this Matter”, filed with the Commission on October 20, 2014. Claimant is entitled to all documents of record as filed with the Commission, and may make copies of documents and exhibits related to his claim with the Commission pursuant to IDAPA 17.02.08.006. Claimant has a right to inspect and copy records pertaining to his claim. Claimant has stated that he no longer has copies of Claimant’s Exhibits. A copy of these documents will be mailed to Claimant.

DATED this 2nd day of December, 2014.

INDUSTRIAL COMMISSION


Thomas P. Baskin, Chairman

ATTEST:



Assistant Commission Secretary

CERTIFICATE OF SERVICE

I hereby certify that on the 2nd day of December, 2014, a true and correct copy of **ORDER GRANTING CLAIMANT/APPELLANT'S REQUEST TO SUPPLEMENT THE AGENCY'S RECORD** was served by regular United States Mail upon each of the following:

SCOTT CHADWICK
5486 DEER FLAT ROAD
NAMPA ID 83686

NEIL D MCFEELEY
PO BOX 1368
BOISE ID 83701-1368

Kenna Ambrose

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

SCOTT CHADWICK,

Claimant,

v.

BRAD BAKER,

Employer,

and

STATE INSURANCE FUND,

Surety,

Defendants.

IC 2012-021676

**CERTIFICATE OF SERVICE OF
WORKERS' COMPENSATION
COMPLAINT**

FILED

MAR 21 2013

INDUSTRIAL COMMISSION

I hereby certify that on the 21st day of March, 2013, a true and correct copy of the **WORKERS' COMPENSATION COMPLAINT** in the above-captioned matter was served by regular United States Mail upon the following:

BRAD BAKER
6023 SOMERSET LN
STAR ID 83669

STATE INSURANCE FUND
c/o STATEHOUSE MAIL
PO BOX 83720
BOISE ID 83720

sjw

cc: CLAIMANT



David J. Lee ISB # 4073
State Insurance Fund
1215 W. State
Statehouse Mail
Boise, ID 83720
(208) 332-2212

2013 MAY -7 P 3:42
RECEIVED
INDUSTRIAL COMMISSION

Attorney for Multi-State Electric, LLC dba Multi-State Electric Service and State Insurance Fund

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

SCOTT CHADWICK,)	IC NO.: 2012021676
)	
Claimant,)	
)	SIF NO.: 201209258
vs.)	
)	
MULTI-STATE ELECTRIC LLC dba MULTI-STATE)	
ELECTRIC SERVICE,)	NOTICE OF
)	SUBSTITUTION OF
Employer,)	COUNSEL
)	
and)	
)	
STATE INSURANCE FUND,)	
)	
)	
Surety,)	
Defendant)	

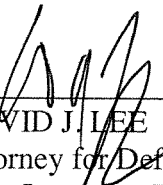
YOU ARE HEREBY NOTIFIED That Employer/Surety above named have substituted NEIL D. MCFEELEY, Attorney at Law, as their attorney of record in the above-entitled action in the place and stead of DAVID J. LEE, Attorney at Law.

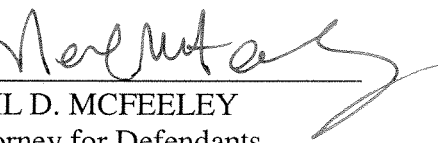
YOU ARE HEREBY NOTIFIED that all papers and documents in said action are to be served on the said Neil D. McFeeley, 1111 West Jefferson Street, Suite 530, P.O. Box 1368, Boise, Idaho 83701.

DATED This 2nd day of MAY, 2013.

STATE INSURANCE FUND

NEIL D. MCFEELEY


By: 
DAVID J. LEE
Attorney for Defendants
State Insurance Fund and
MULTI-STATE ELECTRIC LLC
dba MULTI-STATE ELECTRIC SERVICE

By: 
NEIL D. MCFEELEY
Attorney for Defendants
State Insurance Fund and
MULTI-STATE ELECTIC LLC
dba MULTI-STATE ELECTRIC
SERVICE

CERTIFICATE OF SERVICE

I hereby certify that on this 7 day of May, 2013, I caused to be served a true and correct copy of the foregoing NOTICE OF SUBSTITUTION by placing a copy thereof in the United States Mail, postage prepaid, addressed to:

Scott M. Chadwick
5486 Deer Flat Rd.
Nampa, ID 83686


NEIL D. MCFEELEY

Neil D. McFeeley, ISB No. 3564
EBERLE, BERLIN, KADING, TURNBOW
& MCKLVEEN, CHARTERED
1111 West Jefferson Street, Suite 530
P.O. Box 1368
Boise, Idaho 83701-1368
Telephone: (208) 344-8535
Facsimile: (208) 344-8542

Attorneys for Defendants

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

SCOTT CHADWICK,

Claimant,

v.

**MULTI-STATE ELECTRIC, LLC,
d/b/a, MULTI-STATE ELECTRIC
SERVICE**

Employer,

STATE INSURANCE FUND,

Surety.

I.C. No. 2012-021676

NOTICE OF SERVICE

**(DEFENDANTS' FIRST SET OF
INTERROGATORIES AND
REQUESTS FOR PRODUCTION OF
DOCUMENTS TO CLAIMANT)**

I HEREBY CERTIFY that on the 20 day of May, 2013, I served a copy of
**DEFENDANTS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR
PRODUCTION OF DOCUMENTS TO CLAIMANT,** with a copy of this **NOTICE OF
SERVICE OF DISCOVERY** addressed as follows:

Scott Chadwick
5486 Deer Flat Rd
Nampa, ID 83686

INDUSTRIAL COMMISSION
RECEIVED
2013 MAY 20 PM 33

DATED this 20 day of May, 2013.

EBERLE, BERLIN, KADING, TURNBOW
& McKLVEEN, CHARTERED

By: Neil D. McFeeley
Neil D. McFeeley, of the Firm
Attorneys for Defendants

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 20 day of May, 2013, I caused a true and correct copy of the foregoing document to be served upon the following person(s) in the following manner:

Scott Chadwick 5486 Deer Flat Rd Nampa, ID 83686	<input checked="" type="checkbox"/> U.S. Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Fax
--	--

Neil D. McFeeley
Neil D. McFeeley

Neil D. McFeeley, ISB No. 3564
EBERLE, BERLIN, KADING, TURNBOW
& MCKLVEEN, CHARTERED
1111 West Jefferson Street, Suite 530
P.O. Box 1368
Boise, Idaho 83701-1368
Telephone: (208) 344-8535
Facsimile: (208) 344-8542

2013 MAY 31 P 3:49
RECEIVED
INDUSTRIAL COMMISSION

Attorneys for Defendants

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

SCOTT CHADWICK,

Claimant,

v. -

MULTI-STATE ELECTRIC, LLC,

Employer,

STATE INSURANCE FUND,

Surety.

I.C. No. 12-031901

NOTICE OF SERVICE

**(DEFENDANTS' RESPONSE TO
CLAIMANT'S FIRST SET OF
INTERROGATORIES)**

I HEREBY CERTIFY that on the 31 day of May, 2013, I served a copy of
DEFENDANTS' RESPONSE TO CLAIMANT'S FIRST SET OF INTERROGATORIES,
with a copy of this *NOTICE OF SERVICE OF DISCOVERY* addressed as follows:

Scott Chadwick
5486 Deer Flat Road
Nampa, Idaho 83686

DATED this 31 day of May, 2013.

EBERLE, BERLIN, KADING, TURNBOW
& McKLVEEN, CHARTERED

By: Neil D. McFeeley
Neil D. McFeeley, of the Firm
Attorneys for Defendants

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 31 day of May, 2013, I caused a true and correct copy of the foregoing document to be served upon the following person(s) in the following manner:

Scott Chadwick 5486 Deer Flat Road Nampa, Idaho 83686	<input checked="" type="checkbox"/> U.S. Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Fax
---	--

Neil D. McFeeley
Neil D. McFeeley

SCOTT CHADWICK
5486 Deer Flat Road
Nampa, ID 83686
(208) 468-9250

Claimant, Pro Se

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

SCOTT CHADWICK,
Claimant,

-v-

MULTI-STATE ELECTRIC , LLC,
d/b/a, MULTI-STATE ELECTRIC SERVICE,
Employer,

STATE INSURANCE FUND,
Surety.

I.C. No. 2012-021676

AFFIDAVIT OF SCOTT CHADWICK

State Of Idaho)
 : ss.
County of Canyon)

I, Scott Chadwick, over the age of 18, of sound mind, being first duly sworn on oath, deposes and states the following:

1. That I am the Claimant in the above case.
2. I have worked at Multi-state Electric Service beginning August 2005 through July 2012, as a full time employee.
3. Within the first six (6) months, I was put as the foreman regardless of having a journeymen electrician card.
4. Brad and I had an agreement regarding my salary and wages in writing.

AFFIDAVIT IN
SUPPORT OF SCOTT CHADWICK

COPY

5. One of the reasons I stayed working for Brad at Multi State was the company policies and agreements.
6. I injured my back on the job for Multi State Electric. As for the exact time the injury happened, it would be hard to say. I know that my back was injured on May 29th and again on July 26th.
7. I have had normal aches and pains that were work related, but after the injury on the 29th of May and the 26th of July, the pain in my back became unbearable and caused me to lose motor function.
8. Prior to those dates, I was able to complete my jobs and tasks as expected or above what was expected.
9. The customers and the boss were happy with my workmanship.
10. I kept my work truck, my tools and job sites neat, clean and professional. I often stayed after everyone else to clean up the mess others left at the worksite.
11. In April or May of 2012, I began having more aches and pain, so started seeing a doctor to receive treatment. After the injuries on May 29th, the pain increased severely. From past experience, I knew that Brad would not want a claim against the company and continued to see my doctor.
12. After the second injury in July 2012, I was injured to the point that I could not continue my level of work due to the pain and limited mobility.
13. Brad was aware of my back pain and the injuries. I told him in person, in text messages and by phone. He ignored me and brushed it off.
14. At one point, Brad said, "Oh, I know what you mean. Just wait till you pee

yourself." He then laughed about it.

15. Brad told me that I should go see his son, a chiropractor to get some help for my back and Brad even told me that he would pay half of the cost and would deduct the other half from my paycheck.

16. Brad was aware of Dr. Kevin Rosenlund of Kuna, that I saw for my auto accident in December of 2009, as he filed a report with the insurance company.

17. I believe the evidence will show a pattern of Multi State Electric Service.

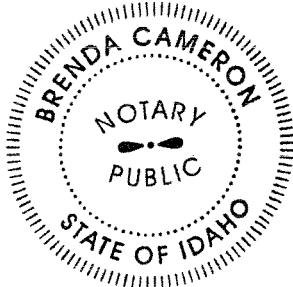
18. I am requesting a trial and hearing to show the liability of this claim. I have a current amount of damages from July 26, 2012 through June 30, 2013 of medical bills, lost wages, etc. as follows: a) Doctor expenses - \$8,829.57; b) Misc. out of pocket expenses - \$200.00; c) Medications – out of pocket - \$600.00; d) Lost wages – 402.00 x 52 weeks, total of \$20,904.00. Total current damages - \$30,533.

Further your Affiant sayeth not.

Dated this 2 day of July, 2013

[Signature]
Affiant

SUBSCRIBED AND SWORN to before me this 2nd day of July, 2013



[Signature]

Notary Public for Idaho
Residing at: Caldwell, Idaho
My Commission expires 4/13/2017

SCOTT CHADWICK
5486 Deer Flat Road
Nampa, ID 83686
(208) 468-9250

2013 SEP 20 P 2:06
RECEIVED
INDUSTRIAL COMMISSION
FILE COPY

Claimant, Pro Se

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

SCOTT CHADWICK,
Claimant,

-v-

MULTI-STATE ELECTRIC, LLC,
d/b/a, MULTI-STATE ELECTRIC SERVICE,
Employer,

STATE INSURANCE FUND,
Surety.

I.C. No. 2012-021676

NOTICE OF SERVICE OF
CLAIMANT'S ANSWERS TO
DEFENDANT'S FIRST SET OF
INTERROGATORIES AND REQUEST
FOR PRODUCTION

NOTICE IS HEREBY GIVEN that on this 2nd day of July, 2013, pursuant to Rules 33 and 34 of the Idaho Rules of Civil Procedure, the undersigned caused to be served upon Multi State Electric, LLC, and State Insurance Fund, Defendant's, a copy of "Claimant's Answers to Defendant's First Set of Interrogatories and Requests for Production" accompanied by a copy of this Notice of Service, by U.S. Mail, postage prepaid to the following:

Neil D. McFeeley
Eberle, Berlin, Kading, Turnbow & McKlveen, Chartered
Attorney for Defendants
PO Box 1368
Boise, ID 83701-1368

NOTICE OF SERVICE

Page 1 of 2
COPY

47

SECOND NOTICE OF SERVICE
 SUPPLEMENTAL DISCOVERY TO
 CLAIMANT'S FIRST SET OF INTERROGATORIES
 TO DEFENDANT/EMPLOYER AND REQUEST FOR
 PRODCUTION OF DOCUMENTS

2013 SEP 20 1 P 2: 06

RECEIVED
 INDUSTRIAL COMMISSION

I.C. No. 2012-021676

Claimant's Name and Address: SCOTT CHADWICK 5486 Deer Flat Road Nampa, ID 83686 Telephone No: (208) 468-9250	Claimant's Attorney's Name and Address: PRO SE
TO: Eberle, Berlin, Kading, Turnbow & McKlveen, Chartered. Attn: Neil D. McFeeley 111 West Jefferson Street, Suite 530 P.O. Box 1368 Boise, Idaho 83701	TO: Idaho Industrial Commission PO Box 83720 Boise, ID 83720-0041

THE UNDERSIGNED DOES HEREBY CERTIFY that on the 20th day of September, 2013, copies of the Claimant's Supplemental Discovery to the Claimant's First Set of Interrogatories to Defendant/Employer and Request for Production of Documents were served upon the Defendant/Employer by depositing the same this date, in the United States Mail, prepared with first class postage affixed to a sealed envelope containing the said document, and mailing the same to State Insurance Fund attorney, David J. Lee, attorney of record, as follows:

TO: Eberle, Berlin, Kading, Turnbow & McKlveen,
 Chartered.
 Attn: Neil D. McFeeley
 111 West Jefferson Street, Suite 530
 P.O. Box 1368
 Boise, Idaho 83701

SECOND NOTICE OF SERVICE
 SUPPLEMENTAL DISCOVERY TO CLAIMANT'S
 FIRST SET OF INTERROGATORIES TO
 DEFENDANT/EMPLOYER AND REQUEST
 FOR PRODUCTION OF DOCUMENTS

ORIGINAL

44

SCOTT CHADWICK
5486 Deer Flat Road
Nampa, ID 83686
(208) 468-9250

2013 SEP 20 P 2:05
RECEIVED
INDUSTRIAL COMMISSION

Claimant, Pro Se

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

SCOTT CHADWICK,

Claimant,

-v-

MULTI-STATE ELECTRIC, LLC,
d/b/a, MULTI-STATE ELECTRIC SERVICE,

Employer,

STATE INSURANCE FUND,
Surety.

I.C. No. 2012-021676

AFFIDAVIT OF SCOTT CHADWICK IN
SUPPORT OF PRIMA FACIA

I, Scott Chadwick, have worked for Multi-State Electric Service beginning 9/6/2005. On May 26, 2012, when my back started aching more than the normal aches and pains, a person gets from the physically demanding job I have. So I went to a doctor I have seen before and I was getting some relief.

On July 26th at 8:00 a.m., while loading and unloading a trencher at Tate's Rents and then the jobsite, I was working on when I injured my back.

I told Brad Baker, my boss and the owner of Multi-State Electric Service that my back was killing me countless times prior to July 26th, 2012, and he would always tell me that he needed to get me into PREHAB", his son's chiropractic business and would just blow me off. After loading and unloading the trencher, my back pain was different and incredibly more intense.

AFFIDAVIT OF SCOTT CHADWICK
IN SUPPORT OF PRIMA FACIA

Page | 1

ORIGINAL *RL*

On July 30th, August 2nd, August 3rd, and August 6th, I told Brad in person, phone calls and text messages that my back was 'killing me', that there was something wrong and I needed to go to a regular doctor.

On Monday, August 6th, 2012, the pain was so intense and so bad that I could not get out of bed. I called Brad and told him yet again that my back was 'killing me' and I could not come into work. That was the only time that I had called in sick in for over six (6) years.

We talked like we normally did about jobs and my concern about our customers. Thinking that it would just get better and go away after a couple of days of rest I was wrong about my back condition. I was not able to get relief and was going to multiple doctors and dealing with debilitating and unbearable pain in my back.

After a couple of weeks of ongoing pain and hearing some of Brad's remarks, I knew that Brad was going to do whatever he could to get out of a claim and not deal with my back injury. I tried to tell S.I.F. agent about what I thought Brad was doing and they did not believe me. I also did not know without a doubt exactly when and where I had hurt my back so bad, because I was so busy and doing so many jobs each day.

As I was trying to put together the dates and order of events, I discovered on May 26th - 29th, that I had been to Kuna Chiropractic and from those notes, it stated that I had jumped out of my truck, and had back pain then.

From the copies of the medical records, my MRI and the doctor's notes, it clearly shows how bad my back injury is. There are a few of the doctor notes that have untrue statements in them, but these are after the fact.

S.I.F. has not found any good reason to deny my claim, so they are hiding behind client-attorney privilege laws.

I am asking the I.I.C. to take quick action on reviewing my complaint against Brad Baker and now the S.I.F. for their unjustified treatment.

I was open with my past medical records from the beginning as there is nothing to hide or review for 15+ years. My communication with Multi-State Electric Service ended some time ago. My communications with S.I.F. ended and so did their medical treatment. I have requested mediation and got no response twice.

My request for my personal tools and my other personal items, as well as my vacation pay for the last three years has also been denied.

I requested a hearing along with my response to Interrogatories. Somehow, my file was sent to the wrong place or misplaced, so there is another delay. I don't know if I am going to be able to emotionally or financially recover from this.

I have gone through the mountain of documents over and over and I am overwhelmed. I have tried to remove any documents that were not important facts or a part of this matter to assist in a quick response, but have not gotten any response or consideration in this matter.

I will do anything necessary to get my claim moving forward so I can get back on my feet again.

Respectfully Submitted,



Scott Chadwick
5486 Deer Flat Road
Nampa, ID 83686
Schadwick5@yahoo.com
(208) 468-9250

2013 SEP 20 P 2:06

RECEIVED
INDUSTRIAL COMMISSION

SCOTT CHADWICK
5486 Deer Flat Road
Nampa, ID 83686
(208) 468-9250

Claimant, Pro Se

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

SCOTT CHADWICK,

Claimant,

-v-

MULTI-STATE ELECTRIC , LLC,
d/b/a, MULTI-STATE ELECTRIC SERVICE,

Employer,

STATE INSURANCE FUND,
Surety.

I.C. No. 2012-021676

LIST OF EXHIBITS

81	First Report of Injury – Brad filed.
77, 78A	Note I sent to S.I.F. agent
79, 80	Medical Release
65 – 68	Medical Release, Auto Accident, Kuna Chiropractic
74, 75, 76	Auto Accident, Police Report
69, 70	Auto Accident, Document signed by Brad
71, 72, 73	Auto Accident, St. Lukes Report
61, 62, 63	Kuna Chiropractic Dr. Notes – 5/26/2012
45-60	Kuna Chiropractic Drover Notes – 8/6/2012
43, 44	My first Doctor visit at Primary health
33 – 42	Primary Health Doctor Notes – Dr. Stephen
32	MRI, Doctor Notes
31	Tate’s Rent Rental Agreement, See Note Equipment Exchange

LIST OF EXHIBITS

Page | 1
ORIGINAL

15, 16	Complaint Answer
17, 18, 19	Worker's Compensation Complaint
19A	Medical release to I.I.C.
43, 44	Primary Health, Cross Roads, 8/6/2012, Dr. Ann Weiss
40 - 42	Primary Health, Cross Roads, 8/17/2012, Dr. Colin Soares
39	Primary Health, Nampa, 8/23/2012, Dr. Stephen Martinez
35, 36	Primary Health, Nampa, 9/22/2012, Dr. Scot Frisby
37, 38	Primary Health, Nampa, 10/18/2012, Dr. Stephen Martinez
33 A, B	St. Lukes, Syringa, Meridian, 12/3/2012, Dr. Molly Lynn
28 - 30	St. Lukes Spine, Boise, 12/10/2012, Dr. Glenn Bothwell
27	St. Lukes Spine, Boise, 12/10/2012, Dr. Glenn Bothwell, No work
20 - 26	St. Lukes, Elks, Nampa, 1/11 to 2/4;2013, Dr. Andrea Wise
3 - 14	St. Lukes Pain Center, Meridian, 3/22/ to 4/ 18/2013, Dr. Bradley Bretz
1, 2	Spine Institute, 7/30/2013, Dr. Richard Manos

Respectfully submitted,



Scott Chadwick
5486 Deer Flat Road
Nampa, ID 83686
Schadwick5@yahoo.com
(208) 468-9250

2013 SEP 20 P 2:04
RECEIVED
INDUSTRIAL COMMISSION

SCOTT CHADWICK
5486 Deer Flat Road
Nampa, ID 83686
(208) 468-9250

Claimant, Pro Se

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

SCOTT CHADWICK,

Claimant,

-v-

MULTI-STATE ELECTRIC , LLC,
d/b/a, MULTI-STATE ELECTRIC SERVICE,

Employer,

STATE INSURANCE FUND,
Surety.

I.C. No. 2012-021676

HEARING REQUEST

Scott Chadwick, hereby requests a hearing at the earliest convenience of the Idaho Industrial Commission Judicial Committee to determine eligibility for Workman Compensation for a work-related injury.

Respectfully Submitted,



Scott Chadwick
5486 Deer Flat Road
Nampa, ID 83686
Schadwick5@yahoo.com
(208) 468-9250

HEARING REQUEST

Page | 1

ORIGINAL

01

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

SCOTT CHADWICK,

Claimant,

v.

BRAD BAKER,

Employer,

and

STATE INSURANCE FUND,

Surety,

Defendants.

IC 2012-021676

CERTIFICATE OF SERVICE

FILED

SEP 20 2013

INDUSTRIAL COMMISSION

I hereby certify that on the 23rd day of September, 2013, a true and correct copy of Claimant's Hearing Request, Affidavit of Scott Chadwick in Support of Prima Facia, List of Exhibits, Second Notice of Service Supplemental Discovery to Claimant's [*sic*] First Set of Interrogatories to Defendant/Employer and Requests for Production of Documents, and Notice of Service of Claimant's Answers to Defendant's First Set of Interrogatories and Request for Production (dated July 3rd, 2013), filed September 20, 2013, was served by regular United States mail upon each of the following:

NEIL D MCFEELEY
EBERLE BERLIN KADING
PO BOX 1368
BOISE ID 83701-1368

sjw



cc: SCOTT CHADWICK
5486 DEER FLAT RD
NAMPA ID 83686

Neil D. McFeeley, ISB No. 3564
EBERLE, BERLIN, KADING, TURNBOW
& MCKLVEEN, CHARTERED
1111 West Jefferson Street, Suite 530
P.O. Box 1368
Boise, Idaho 83701-1368
Telephone: (208) 344-8535
Facsimile: (208) 344-8542

Attorneys for Defendants

2013 SEP 25 P 3:31
RECEIVED
INDUSTRIAL COMMISSION

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

SCOTT CHADWICK,

Claimant,

v.

MULTI-STATE ELECTRIC, LLC,

Employer,

STATE INSURANCE FUND,

Surety.

2012 021676
I.C. No. 12-031901

**NOTICE OF TAKING DEPOSITION
OF CLAIMANT**

TO: SCOTT CHADWICK, CLAIMANT:

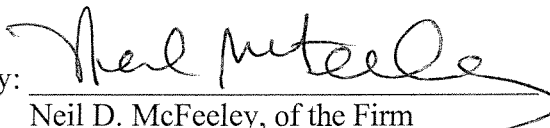
PLEASE TAKE NOTICE that Employer, Multi-State Electric, LLC, and State Insurance Fund, Surety, will take the testimony, upon oral examination, of Scott Chadwick, before a Court Reporter and Notary Public for the State of Idaho, on Thursday, the **3rd day of October, 2013, at 9:00 a.m.** Said deposition will continue thereafter from day to day until the taking of said deposition may be completed, at the office of **Eberle, Berlin, Kading, Turnbow & McKlveen, Chtd.**, 1111 West Jefferson, Suite 530, Boise, Idaho 83702.

You are hereby invited to appear and take such part in the examination of the witness as you may deem advisable and proper.

This deposition shall be taken pursuant to the Judicial Rules of Practice and Procedure of the Idaho Industrial Commission.

DATED this 24 day of September, 2013.

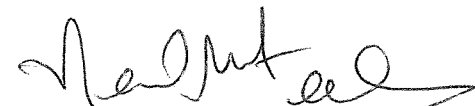
EBERLE, BERLIN, KADING, TURNBOW
& McKLVEEN, CHARTERED

By: 
Neil D. McFeeley, of the Firm
Attorneys for Defendants

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 24 day of September, 2013, I caused a true and correct copy of the foregoing document to be served upon the following person(s) in the following manner:

Scott Chadwick 5486 Deer Flat Road Nampa, Idaho 83686	<input checked="" type="checkbox"/> U.S. Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Fax
Tucker & Associates 605 Fort Street Boise, ID 83702	<input checked="" type="checkbox"/> U.S. Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input checked="" type="checkbox"/> Fax 208-345-3713


Neil D. McFeeley

Neil D. McFeeley, ISB No. 3564
EBERLE, BERLIN, KADING, TURNBOW
& MCKLVEEN, CHARTERED
1111 West Jefferson Street, Suite 530
P.O. Box 1368
Boise, Idaho 83701-1368
Telephone: (208) 344-8535
Facsimile: (208) 344-8542

2013 SEP 25 P 3:31
RECEIVED
INDUSTRIAL COMMISSION

Attorneys for Defendants

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

SCOTT CHADWICK,

Claimant,

v.

MULTI-STATE ELECTRIC, LLC,

Employer,

STATE INSURANCE FUND,

Surety.

2012 021676
I.C. No. 12-031901

**DEFENDANTS' RESPONSE TO
CLAIMANT'S HEARING REQUEST**

COME NOW the Defendants Multi-State Electric, LLC, Employer, and State Insurance Fund, Surety, by and through their attorneys of record, Eberle, Berlin, Kading, Turnbow & McKlveen, Chartered, and pursuant to Rule 8(c) of the Judicial Rules of Practice and Procedure, respond to *Claimant's Hearing Request* filed on September 20, 2013, as follows:

1. This claim will be ready for hearing after December 1, 2013.
2. The following issues should be heard:
 - a. Did Claimant suffer an industrial injury or exposure?
 - b. Did Claimant provide proper notice of any accident?

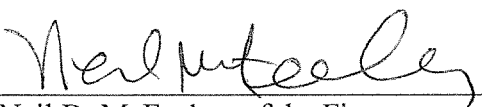
3. Desired location of the hearing: Boise, Idaho.
4. Desired dates of the hearing: After December 1, 2013.
5. Unavailable dates of defense counsel:

2013
November 4, 11-27, 2013
December 5, 6, 13, 16,
2014
January 6-10, 2014
March 17-21, 24-28, 2014
April 15-26, 2014
May 5-25, 2014

6. Estimated length of the hearing: One-half day.
7. Settlement negotiation status: No settlement negotiations have been discussed.

DATED this 25 day of September, 2013.

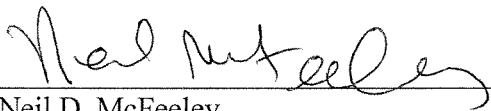
EBERLE, BERLIN, KADING, TURNBOW
& McKLVEEN, CHARTERED

By: 
Neil D. McFeeley, of the Firm
Attorneys for Defendants

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 25 day of September, 2013, I caused a true and correct copy of the foregoing document to be served upon the following person(s) in the following manner:

Scott Chadwick 5486 Deer Flat Road Nampa, Idaho 83686	<input checked="" type="checkbox"/> U.S. Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Fax
---	--



Neil D. McFeeley

SCOTT CHADWICK
5486 Deer Flat Road
Nampa, ID 83686
(208) 468-9250

Claimant, Pro Se

2013 SEP 30 P 1:08
RECEIVED
INDUSTRIAL COMMISSION

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

SCOTT CHADWICK,

Claimant,

-v-

MULTI-STATE ELECTRIC, LLC,
d/b/a, MULTI-STATE ELECTRIC SERVICE,

Employer,

STATE INSURANCE FUND,
Surety.

I.C. No. 2012-021676

RESPONSE TO REQUEST FOR
DEPOSITION

COMES NOW, Scott Chadwick, Claimant and advises that the Deposition date of October 3rd should be vacated and rescheduled to a later date. The claimant appreciates the quick response from Mr. McFeeley, but Claimant must decline the October 3rd date.

1. Rescheduling the depositions to a later date will provide Mr. McFeeley to review the additional discovery and documents he received last week.
2. Due to a mix-up or confusion, the discovery and interrogatories were delayed and not delivered to Idaho Industrial Commission and Mr. McFeeley in a timely manner. On

RESPONSE TO REQUEST FOR
DEPOSITION

Page | 1

ORIGINAL

99

July 19th, my document preparer called The State Insurance Fund and spoke with Matt Murphy, who advised the document preparer that he had “Scott’s Interrogatories” in his file and advised that he would get the documents over to the Idaho Industrial Commission.

3. During that conversation, my document preparer asked Matt Murphy if she needed to send another copy to the Idaho Industrial Commission. Matt Murphy stated that he “would send them over to that department”.
4. I was later informed by Idaho Industrial Commission that they had never received the documents. I trusted that Matt Murphy would send them over to the Idaho Industrial Commission, therefore I did not send another copy to them.
5. As soon as I learned they had not received a copy, I had my document preparer make a copy and I then hand delivered the copies to the Idaho Industrial Commission myself.
6. A later date will give claimant an opportunity to obtain the additional discovery of doctor notes from “PREHAB”.
7. A later date will give me an opportunity to respond to letters dated May 17, July 11 and September 24.
8. Additionally, addressing my response to #28 in the Interrogatories, I have nothing to hide and to my knowledge I have provided all of the medical documents, notes and reports, except for the notes from “PREHAB” which I am still in the process of obtaining.

I request that the deposition be set for a later date and shall be taken pursuant to the Judicial Rules of Practice and Procedure of the Idaho Industrial Commission.

Dated this 30 day of September, 2013



Scott Chadwick, Claimant

CERTIFICATE OF SERVICE

I hereby certify that on the 30 day of September, 2013, I caused a true and correct copy of the foregoing document to be served upon the following person(s) in the following manner.

Idaho Industrial Commission
700 S Clearwater Lane
Boise, ID 83712

Dated this 30 day of September, 2013.



Scott Chadwick

**EBERLE, BERLIN, KADING, TURNBOW & McKLVEEN,
CHARTERED**

ATTORNEYS AND COUNSELORS AT LAW
BOISE PLAZA
1111 WEST JEFFERSON STREET, SUITE 530
POST OFFICE BOX 1368
BOISE, IDAHO 83701

TELEPHONE
(208) 344-8535

NEIL D. McFEELEY
E-MAIL: nmcfeeley@eberle.com

FACSIMILE
(208) 344-8542

May 17, 2013

Scott Chadwick
5486 Deer Flat Rd
Nampa, ID 83686

Re: *Scott Chadwick v. Multi-State Electric, LLC dba Multi-State Electric Service*
SIF Claim No. 201209258
IC Case No. 2012-021676

Dear Mr. Chadwick:

We represent Multi-State Electric, LLC d/b/a Multi-State Electric Service, Employer and the Idaho State Insurance Fund, Surety in the above-entitled matter. Please forward any case materials in the future to me at the above address. You should not be sending any materials to either the employer or Mr. Lee at the State Insurance Fund.

If you have any questions, please contact me.

Very truly yours,



Neil D. McFeeley

NDM/ts

**EBERLE, BERLIN, KADING, TURNBOW & McKLVEEN,
CHARTERED**

ATTORNEYS AND COUNSELORS AT LAW
BOISE PLAZA
1111 WEST JEFFERSON STREET, SUITE 530
POST OFFICE BOX 1368
BOISE, IDAHO 83701

TELEPHONE
(208) 344-8535

NEIL D. McFEELEY
E-MAIL: nmcfeeley@eberle.com

FACSIMILE
(208) 344-8542

September 24, 2013

Scott Chadwick
5486 Deer Flat Rd
Nampa, ID 83686

Re: *Scott Chadwick v. Multi-State Electric, LLC dba Multi-State Electric Service*
SIF Claim No. 201209258
IC Case No. 2012-021676

Dear Mr. Chadwick:

As you know, I represent the Defendants in this workers' compensation claim. If you intend to proceed with the claim, I would ask your attention to the following requests:

1. I would repeat my request from July 11, 2013 that you supplement your discovery responses and provide me previous medical records, as they are discoverable in a workers' compensation case. I also need you to supplement your responses to Interrogatories 7, 8, 11 and 28.
2. I would like to take your deposition on Thursday, October 3, 2013 at 9:00 a.m. in my office at 1111 West Jefferson, Suite 530, Boise, Idaho. I enclose a Notice of Deposition scheduling the deposition for that date and time.

Thank you for your attention to these matters. I look forward to hearing from you.

Very truly yours,



Neil D. McFeeley

NDM/ts

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

SCOTT CHADWICK,

Claimant,

v.

MULTI-STATE ELECTRIC, L.L.C.,

Employer,

and

STATE INSURANCE FUND,

Surety,

Defendants.

IC 2012-021676

ORDER TO COMPLY WITH RULE 8

FILED

SEP 23 2013

INDUSTRIAL COMMISSION

On September 22, 2013, Claimant filed a Request for Hearing. Claimant's request fails to conform with Rule 8 of the Judicial Rules of Practice and Procedure Under the Idaho Workers' Compensation Law. Claimant must submit a new request, in conformance with J.R.P. Rule 8, within ten (10) days. Upon Claimant's compliance with this Order, a hearing date will be scheduled.

IT IS SO ORDERED.

DATED this 30th day of September, 2013.

INDUSTRIAL COMMISSION



LaDawn Marsters, Referee

ATTEST




Assistant Commission Secretary

ORDER TO COMPLY WITH RULE 8 - 1


CERTIFICATE OF SERVICE

I hereby certify that on the 30th day of September, 2013, a true and correct copy of the foregoing **ORDER TO COMPLY WITH RULE 8** was served by regular United States Mail upon each of the following persons:

SCOTT CHADWICK
5486 DEER FLAT RD
NAMPA ID 83686

NEIL D MCFEELEY
EBERLE BERLIN KADING
PO BOX 1368
BOISE ID 83701-1368

sjw



BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

SCOTT CHADWICK,

Claimant,

v.

BRAD BAKER,

Employer,

and

STATE INSURANCE FUND,

Surety,

Defendants.

IC 2012-021676

CERTIFICATE OF SERVICE

FILED

OCT - 1 2013

INDUSTRIAL COMMISSION

I hereby certify that on the 1st day of October, 2013, a true and correct copy of Claimant's correspondence, construed to be a request to reschedule deposition, filed September 30, 2013, was served by regular United States mail upon each of the following:

NEIL D MCFEELEY
EBERLE BERLIN KADING
PO BOX 1368
BOISE ID 83701-1368

sjw



Sara Deiter

cc: SCOTT CHADWICK
5486 DEER FLAT RD
NAMPA ID 83686

CERTIFICATE OF SERVICE - 1

Neil D. McFeeley, ISB No. 3564
EBERLE, BERLIN, KADING, TURNBOW
& MCKLVEEN, CHARTERED
1111 West Jefferson Street, Suite 530
P.O. Box 1368
Boise, Idaho 83701-1368
Telephone: (208) 344-8535
Facsimile: (208) 344-8542

2013 OCT -4 P 3:44
RECEIVED
INDUSTRIAL COMMISSION

Attorneys for Defendants

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

SCOTT CHADWICK,
Claimant,

v.
MULTI-STATE ELECTRIC, LLC,
Employer,

STATE INSURANCE FUND,
Surety.

I.C. No. 12-021676

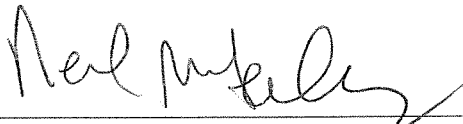
**NOTICE OF VACATING
DEPOSITION OF CLAIMANT**

TO: SCOTT CHADWICK, CLAIMANT:

YOU ARE HEREBY NOTIFIED that counsel for Defendants Multi-State Electric, LLC, and State Insurance Fund hereby vacate the deposition of Scott Chadwick, Claimant, scheduled on Thursday the 3rd day of October, 2013 at 9:00 a.m. at the office of **Eberle, Berlin, Kading, Turnbow & McKlveen, Chtd.**, 1111 West Jefferson, Suite 530, Boise, Idaho.

DATED this 3 day of October, 2013.

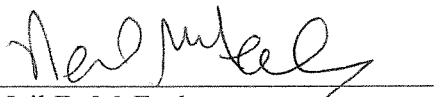
EBERLE, BERLIN, KADING, TURNBOW
& McKLVEEN, CHARTERED

By: 
Neil D. McFeeley, of the Firm
Attorneys for Defendants

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 3 day of October, 2013, I caused a true and correct copy of the foregoing document to be served upon the following person(s) in the following manner:

Scott Chadwick 5486 Deer Flat Road Nampa, Idaho 83686	<input checked="" type="checkbox"/> U.S. Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Fax
Tucker & Associates 605 Fort Street Boise, ID 83702	<input checked="" type="checkbox"/> U.S. Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Fax 208-345-3713


Neil D. McFeeley

Neil D. McFeeley, ISB No. 3564
EBERLE, BERLIN, KADING, TURNBOW
& MCKLVEEN, CHARTERED
1111 West Jefferson Street, Suite 530
P.O. Box 1368
Boise, Idaho 83701-1368
Telephone: (208) 344-8535
Facsimile: (208) 344-8542

2013 OCT 23 P 3:41
RECEIVED
INDUSTRIAL COMMISSION

Attorneys for Defendants

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

SCOTT CHADWICK,

Claimant,

v.

MULTI-STATE ELECTRIC, LLC,

Employer,

STATE INSURANCE FUND,

Surety.

I.C. No. 12-021676

**AMENDED NOTICE OF TAKING
DEPOSITION OF CLAIMANT**

TO: SCOTT CHADWICK, CLAIMANT:

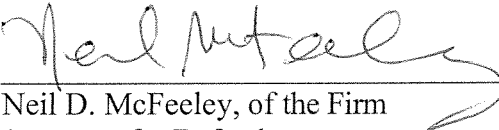
PLEASE TAKE NOTICE that Employer, Multi-State Electric, LLC, and State Insurance Fund, Surety, will take the testimony, upon oral examination, of Scott Chadwick, before a Court Reporter and Notary Public for the State of Idaho, on Friday, the **25th day of October, 2013, at 9:00 a.m.** Said deposition will continue thereafter from day to day until the taking of said deposition may be completed, at the office of **Eberle, Berlin, Kading, Turnbow & McKlveen, Chtd.**, 1111 West Jefferson, Suite 530, Boise, Idaho 83702.

You are hereby invited to appear and take such part in the examination of the witness as you may deem advisable and proper.

This deposition shall be taken pursuant to the Judicial Rules of Practice and Procedure of the Idaho Industrial Commission.

DATED this 22 day of October, 2013.

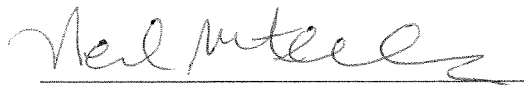
EBERLE, BERLIN, KADING, TURNBOW
& McKLVEEN, CHARTERED

By: 
Neil D. McFeeley, of the Firm
Attorneys for Defendants

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 22 day of October, 2013, I caused a true and correct copy of the foregoing document to be served upon the following person(s) in the following manner:

Scott Chadwick 5486 Deer Flat Road Nampa, Idaho 83686	<input checked="" type="checkbox"/> U.S. Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Fax <input checked="" type="checkbox"/> Electronic mail
Tucker & Associates 605 Fort Street Boise, ID 83702	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input checked="" type="checkbox"/> Fax 208-345-3713


Neil D. McFeeley

Neil D. McFeeley, ISB No. 3564
EBERLE, BERLIN, KADING, TURNBOW
& MCKLVEEN, CHARTERED
1111 West Jefferson Street, Suite 530
P.O. Box 1368
Boise, Idaho 83701-1368
Telephone: (208) 344-8535
Facsimile: (208) 344-8542

2013 NOV 12 A 10:41
RECEIVED
INDUSTRIAL COMMISSION

Attorneys for Defendants

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

SCOTT CHADWICK,

Claimant,

v.

MULTI-STATE ELECTRIC, LLC,

Employer,

STATE INSURANCE FUND,

Surety.

2012 021676

I.C. No. 12-031901

NOTICE OF SERVICE

**(DEFENDANTS' SUPPLEMENTAL
RESPONSE TO CLAIMANT'S FIRST
SET OF INTERROGATORIES)**

I HEREBY CERTIFY that on the 11 day of November, 2013, I served a copy of **DEFENDANTS' SUPPLEMENTAL RESPONSE TO CLAIMANT'S FIRST SET OF INTERROGATORIES**, with a copy of this *NOTICE OF SERVICE OF DISCOVERY* addressed as follows:

Scott Chadwick
5486 Deer Flat Road
Nampa, Idaho 83686

DATED this 11 day of November, 2013.

EBERLE, BERLIN, KADING, TURNBOW
& McKLVEEN, CHARTERED

By: Neil D. McFeeley
Neil D. McFeeley, of the Firm
Attorneys for Defendants

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 11 day of November, 2013, I caused a true and correct copy of the foregoing document to be served upon the following person(s) in the following manner:

Scott Chadwick 5486 Deer Flat Road Nampa, Idaho 83686	<input checked="" type="checkbox"/> U.S. Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Fax
---	--

Neil D. McFeeley
Neil D. McFeeley

Neil D. McFeeley, ISB No. 3564
EBERLE, BERLIN, KADING, TURNBOW
& MCKLVEEN, CHARTERED
1111 West Jefferson Street, Suite 530
P.O. Box 1368
Boise, Idaho 83701-1368
Telephone: (208) 344-8535
Facsimile: (208) 344-8542

2013 NOV 12 A 10:41
RECEIVED
INDUSTRIAL COMMISSION

Attorneys for Defendants

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

SCOTT CHADWICK,

Claimant,

v.

MULTI-STATE ELECTRIC, LLC,

Employer,

STATE INSURANCE FUND,

Surety.

I.C. No. 12-021676

**DEFENDANTS' REQUEST FOR
CALENDARING**

COME NOW the Defendants, Multi-State Electric, LLC, Employer, and State Insurance Fund, Surety, by and through their attorneys of record, Eberle, Berlin, Kading, Turnbow & McKlveen, Chartered, and pursuant to Rule 8(C) of the Judicial Rules of Practice and Procedure, hereby request that this case be set for hearing.

(a) This claim is ready for hearing.

(b) The following issues should be heard:

1. Whether Claimant suffered an industrial accident.

2. Whether Claimant's injuries, if any, are attributable in whole or in part, to a pre-existing or subsequent injury, infirmity or condition such that Claimant's impairment or disability, if any, is subject to apportionment pursuant to the provisions of Idaho Code 72-406.
3. Whether proper notice was provided.
4. Whether Claimant is entitled to any Title 72 benefits.

(c) Desired location of the hearing: Boise, Idaho.

(d) Desired dates of the hearing: As soon as is convenient for the Commission.

(e) Unavailable dates of defense counsel:

2013
November 4, 11-27, 2013
December 5, 6, 10, 13, 16, 17, 2013
2014
January 6-10, 28, 2014
February 12, 25, 2014
March 3, 17-21, 24-28, 2014
April 15-26, 2014
May 5-25, 2014

(f) Estimated length of the hearing: One half (1/2) day

(g) Settlement negotiation status: Mediation was unsuccessful.

(h) It is not necessary that the full Industrial Commission hear this claim.

DATED this 11 day of November, 2013.

EBERLE, BERLIN, KADING, TURNBOW
& McKLVEEN, CHARTERED

By: Neil D. McFeeley
Neil D. McFeeley, of the Firm
Attorneys for Defendants

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 11 day of November, 2013, I caused a true and correct copy of the foregoing document to be served upon the following person(s) in the following manner:

Scott Chadwick 5486 Deer Flat Road Nampa, Idaho 83686	<input checked="" type="checkbox"/> U.S. Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Fax <input type="checkbox"/> Electronic mail
---	--

Neil D. McFeeley
Neil D. McFeeley

2013 DEC -6 P 3:31

RECEIVED
INDUSTRIAL COMMISSION

SCOTT CHADWICK
5486 Deer Flat Road
Nampa, ID 83686
(208) 468-9250

Claimant, Pro Se

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

SCOTT CHADWICK,

Claimant,

-v-

MULTI-STATE ELECTRIC , LLC,
d/b/a, MULTI-STATE ELECTRIC
SERVICE,

Employer,

STATE INSURANCE FUND,

Surety.

I.C. No. 2012-021676

PLAINTIFF'S REQUEST FOR
CALENDARING


COMES NOW, the Plaintiff, Scott Chadwick, and pursuant to Rule 8(c) of the
Judicial Rules of Practice and Procedure, hereby request that this case be set for hearing.

- 1) This claim is ready for hearing.
- 2) The following issues should be heard:
 - a. The employer is responsible for the work related injury suffered by

Plaintiff, Scott Chadwick.

- b. Claimant is entitled to Title 72 benefits.
- 3) Desired location of the hearing: Boise, Idaho
 - 4) Desired dates of the hearing: As soon as is convenient for the Commission.
 - 5) Unavailable dates of Plaintiff: None known at this time.
 - 6) Estimated length of the hearing: One half (1/2) day.
 - 7) Settlement negotiation status: Mediation was unsuccessful.
 - 8) It is necessary for the full Industrial Commission hear this claim.

Dated this 6th day of December, 2013.

Scott Chadwick 
Scott Chadwick, Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that on the ____ day of December, 2013, I caused to be served a true and correct copy of the foregoing Request for Calendaring upon:

IDAHO INDUSTRIAL COMMISSION
700 South Clearwater Lane
Boise, Idaho 83720-0041

Via:

Personal Service of Process

Regular U.S. Mail

Faxed to 208-0332-7558


Scott Chadwick, Plaintiff

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

SCOTT CHADWICK,

Claimant,

v.

MULTI-STATE ELECTRIC, LLC,

Employer,

and

STATE INSURANCE FUND,

Surety,

Defendants.

IC 2012-021676

**NOTICE OF HEARING AND
PRE-HEARING TELEPHONE
CONFERENCE**

FILED

DEC 11 2013

INDUSTRIAL COMMISSION

NOTICE IS HEREBY GIVEN that a hearing will be held in the above-entitled matter on **JANUARY 31, 2014, AT 9:00 A.M., FOR ONE-HALF DAY**, in the Industrial Commission hearing room, 700 Clearwater Lane, City of Boise, County of Ada, State of Idaho, on the following issues:

1. Whether Claimant sustained an injury from an accident arising out of and in the course of employment;
2. Whether the condition for which Claimant seeks benefits was caused by the industrial accident;
3. Whether Claimant's condition is due in whole or in part to a pre-existing and/or subsequent injury/condition;
4. Whether and to what extent Claimant is entitled to the following benefits:
 - a. Medical care;

- b. Temporary partial and/or temporary total disability benefits (TPD/TTD);
 - c. Permanent partial impairment (PPI);
 - d. Retraining; and
 - e. Disability in excess of impairment;
5. Whether apportionment for a pre-existing condition pursuant to Idaho Code § 72-406 is appropriate.

The parties shall be ready to proceed at the scheduled time for hearing. Sanctions may be imposed against any party not prepared or not attending.

The parties may, at any time before the hearing date, submit the case for adjudication through briefing based upon stipulated facts. Upon a joint request by the parties, a briefing schedule will be issued and the hearing vacated. The parties' courtesy in providing as much advance notice as possible of their intent to vacate the hearing date is, as always, very much appreciated.

No motions for over-length briefs will be granted. If any party believes an over-length brief will be required, it should file a motion to bifurcate issues.

Further, a pre-hearing telephone conference will be conducted by Referee LaDawn Marsters, pursuant to the Judicial Rules of Practice and Procedure Under the Workers' Compensation Law, on **DECEMBER 20, 2013 AT 10:00 A.M.** The parties shall be prepared to discuss hearing issues.

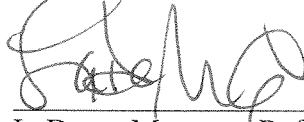
Scott Chadwick may be reached at 468-9250.

Neil D. McFeeley may be reached at 344-8535.

If there are any changes to these numbers, please contact us immediately at 334-6018.

DATED in Boise, Idaho, this 11th day of December, 2013.

INDUSTRIAL COMMISSION



LaDawn Marsters, Referee

CERTIFICATE OF SERVICE

I hereby certify that on the 11th day of December, 2013, a true and correct copy of the **NOTICE OF HEARING AND PRE-HEARING TELEPHONE CONFERENCE** was served by United States Certified Mail upon each of the following:

SCOTT CHADWICK
5486 DEER FLAT RD
NAMPA ID 83686

NEIL D MCFEELEY
EBERLE BERLIN KADING
PO BOX 1368
BOISE ID 83701-1368

and by e-mail to: mdwillis1@msn.com (855-9151)

sjw



BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

SCOTT CHADWICK,

Claimant,

v.

MULTI-STATE ELECTRIC, LLC,

Employer,

and

STATE INSURANCE FUND,

Surety,

Defendants.

IC 2012-021676

**ORDER GOVERNING
PREPARATION OF EXHIBITS**

FILED
DEC 11 2013
INDUSTRIAL COMMISSION

Consistent with J.R.P. Rule 10 C. and in the interests of judicial efficiency, the parties are hereby ordered to adhere to the following guidelines when preparing exhibits to be admitted at the hearing:


1. Joint exhibits should be prepared whenever feasible. Otherwise, Claimant shall identify his/her exhibits by letter and Defendants shall identify their exhibits by number.
2. Pages shall be numbered successively, from page number 1 upward, without duplication and regardless of individual exhibit identifiers.
3. Within each exhibit, the documents shall be organized from oldest to newest. Likewise, exhibits themselves shall be organized from oldest to newest, based upon the earliest document date within each exhibit.
4. All duplicates, blank pages and irrelevant materials shall be removed.

Failure to adhere to these guidelines may result in the return of exhibits with an order to reorganize and resubmit them. Under such circumstances, the party so ordered will also be required to serve the revised set upon opposing party/parties. Exhibits delivered to the Industrial Commission prior to hearing will be immediately returned to the party at their own cost.

IT IS SO ORDERED.

DATED this 11th day of December, 2013.

INDUSTRIAL COMMISSION



LaDawn Marsters, Referee

ATTEST:




Assistant Commission Secretary

CERTIFICATE OF SERVICE

I hereby certify that on the 11th day of December, 2013, a true and correct copy of the **ORDER GOVERNING PREPARATION OF EXHIBITS** was sent with **NOTICE OF HEARING** by United States Certified Mail upon each of the following persons:

SCOTT CHADWICK
5486 DEER FLAT RD
NAMPA ID 83686

NEIL D MCFEELEY
EBERLE BERLIN KADING
PO BOX 1368
BOISE ID 83701-1368

sjw



BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

SCOTT CHADWICK,

Claimant,

v.

MULTI-STATE ELECTRIC, LLC,

Employer,

and

STATE INSURANCE FUND,

Surety,

Defendants.

IC 2012-021676

AMENDED NOTICE OF HEARING

FILED

DEC 24 2013

INDUSTRIAL COMMISSION

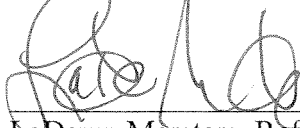
NOTICE IS HEREBY GIVEN that a hearing will be held in the above-entitled matter on **JANUARY 31, 2014, AT 9:00 A.M., FOR ONE-HALF DAY**, in the Industrial Commission hearing room, 700 Clearwater Lane, City of Boise, County of Ada, State of Idaho, on the following issues:

1. Whether Claimant sustained an injury from an accident arising out of and in the course of employment;
2. Whether the condition for which Claimant seeks benefits was caused by the industrial accident;
3. Whether Claimant's condition is due in whole or in part to a pre-existing and/or subsequent injury/condition; and
4. Whether proper notice was provided.

All other issues are reserved.

DATED in Boise, Idaho, this 24th day of December, 2013.

INDUSTRIAL COMMISSION



LaDawn Marsters, Referee

CERTIFICATE OF SERVICE

I hereby certify that on the 24th day of December, 2013, a true and correct copy of the **AMENDED NOTICE OF HEARING** was served by **United States Certified Mail** upon each of the following:

SCOTT CHADWICK
5486 DEER FLAT RD
NAMPA ID 83686

NEIL D MCFEELEY
EBERLE BERLIN KADING
PO BOX 1368
BOISE ID 83701-1368

And by email to: DEAN WILLIS – 855-9151

sjw



Neil D. McFeeley, ISB No. 3564
EBERLE, BERLIN, KADING, TURNBOW
& MCKLVEEN, CHARTERED
1111 West Jefferson Street, Suite 530
P.O. Box 1368
Boise, Idaho 83701-1368
Telephone: (208) 344-8535
Facsimile: (208) 344-8542

2014 JAN 21 P 3:45
RECEIVED
INDUSTRIAL COMMISSION

Attorneys for Defendants

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

SCOTT CHADWICK,

Claimant,

v.

MULTI-STATE ELECTRIC, LLC,

Employer,

STATE INSURANCE FUND,

Surety.

I.C. No. 12-021676

**DEFENDANTS' RULE X
DISCLOSURES**

COME NOW the Defendants, Multi-State Electric, LLC, Employer, and State Insurance Fund, Surety, by and through their counsel of record, Eberle, Berlin, Kading, Turnbow & McKlveen, Chartered, and pursuant to Rule 10(c) of the Judicial Rules of Practice and Procedure, hereby provide the following Exhibits to be offered into evidence at the hearing on this matter:

1. Medical Records (Past) – Kuna Chiropractic Family Care Center
2. Medical Records – Raymond Keith McKim, DC

3. Medical Records – Primary Health Medical Group
4. Workers Compensation First Report of Injury
5. Telephone Message from Claimant to Karen Larson (State Insurance Fund)
6. Correspondence from Defendant Multi-State Electric Servie
7. Correspondence from Claimant to Karen Larson (State Insurance Fund)
8. Medical Records – PreHab
9. Copy of Recorded Investigation Statements from State Insurance Fund
10. Workers Compensation Complaint
11. Medical Records – Spine Institute of Idaho
12. Medical Records – Advantage Walk In Chiropractor
13. Text Time Lines
14. Affidavit of Scott Chadwick in Support of Prima Facie
15. Deposition Transcript of Claimant, Scott Chadwick

DATED this 21st day of January, 2014.

EBERLE, BERLIN, KADING, TURNBOW
& McKLVEEN, CHARTERED

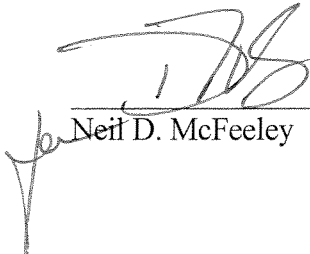
By: 

Neil D. McFeeley, of the Firm
Attorneys for Defendants

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 21st day of January, 2014, I caused a true and correct copy of the foregoing document to be served upon the following person(s) in the following manner:

Scott Chadwick 5486 Deer Flat Road Nampa, Idaho 83686	<input checked="" type="checkbox"/> U.S. Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Fax
---	--



Neil D. McFeeley

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

SCOTT CHADWICK,

Claimant,

v.

MULTI-STATE ELECTRIC, LLC,

Employer,

and

STATE INSURANCE FUND,

Surety,

Defendants.

IC 2012-021676

ORDER ESTABLISHING BRIEFING
SCHEDULE

FILED

FEB -4 2014

INDUSTRIAL COMMISSION

A hearing was held on January 31, 2014, at 9:00 A.M., in Boise, Idaho. Claimant appeared pro se. Defendants were represented by Neil D. McFeeley of Boise, Idaho. No post-hearing depositions will be taken.

The following briefing schedule is established. Claimant's opening brief must be filed at the Commission on or before February 21, 2014. Defendants' responsive brief shall be filed on or before March 24, 2014. Claimant shall have until April 8, 2014 to file a reply brief.

Pursuant to a directive from the Commissioners, **four copies of all briefs shall be filed along with the original to facilitate review of the case.** In addition, J.R.P. Rule 11.A. regarding briefing format will be strictly enforced. Available e-copies of all depositions entered into evidence should be forwarded to Sara Winter at Sara.Winter@iic.idaho.gov at the time the originals are filed with the Commission.

Please advise this office in writing if a reply brief will NOT be submitted.

ORDER ESTABLISHING BRIEFING SCHEDULE - 1

DATED this 4th day of February, 2014.


INDUSTRIAL COMMISSION



LaDawn Marsters, Referee

ATTEST




Assistant Commission Secretary

CERTIFICATE OF SERVICE

I hereby certify that on the 4th day of February, 2014 a true and correct copy of the foregoing **ORDER ESTABLISHING BRIEFING SCHEDULE** was served by regular United States Mail upon each of the following persons:

SCOTT CHADWICK
5486 DEER FLAT RD
NAMPA ID 83686

NEIL D MCFEELEY
EBERLE BERLIN KADING
PO BOX 1368
BOISE ID 83701-1368

sjw


Assistant Commission Secretary

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

SCOTT CHADWICK,

Claimant,

v.

MULTI-STATE ELECTRIC, LLC,

Employer,

and

STATE INSURANCE FUND,

Surety,

Defendants.

IC 2012-021676

CERTIFICATE OF SERVICE

FILED
FEB 19 2014
INDUSTRIAL COMMISSION

Pursuant to the parties' written request, I hereby certify that on the 19th day of February, 2014, a true and correct copy of **TRANSCRIPT OF HEARING**, held January 31, 2014, was served by regular United States mail upon each of the following:

NEIL D MCFEELEY
EBERLE BERLIN KADING
PO BOX 1368
BOISE ID 83701-1368

sjw



cc: SCOTT CHADWICK
5486 DEER FLAT RD
NAMP A ID 83686

CERTIFICATE OF SERVICE

2014 FEB 20 P 3:58
RECEIVED
INDUSTRIAL COMMISSION

SCOTT CHADWICK
5486 Deer Flat Road
Nampa, ID 83686
(208) 468-9250

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

SCOTT CHADWICK,
Claimant,

I.C. No. 2012-021676

-v-

MULTI-STATE ELECTRIC , LLC,
d/b/a, MULTI-STATE ELECTRIC
SERVICE,
Employer,

NOTICE RE: RESPONSE TO
DEFENDANT'S BRIEF

STATE INSURANCE FUND,
Surety.

COMES NOW, the Claimant, Scott Chadwick and gives notice that he does not intend to respond to the Defendant's Brief.

Dated this 20th day of February, 2014.



Scott Chadwick, Claimant


ORIGINAL

131

CERTIFICATE OF SERVICE

I hereby certify that on the 20 day of February, 2014, I caused to be served a true and correct copy of the foregoing Notice upon:

<p>IDAHO INDUSTRIAL COMMISSION 700 South Clearwater Lane Boise, Idaho 83720-0041</p> <p>Via: <input checked="" type="checkbox"/> Personal Service of Process <input type="checkbox"/> Regular U.S. Mail <input type="checkbox"/> Faxed to 208-0332-7558</p>	<p>Neil D. McFeeley Attorney for Defendant 1111 West Jefferson Street, Suite 530 PO Box 1368 Boise, ID 83701-1368</p> <p>Via: <input type="checkbox"/> Personal Service of Process <input checked="" type="checkbox"/> Regular U.S. Mail <input type="checkbox"/> Faxed to 208-0332-7558</p>
---	--



Scott Chadwick, Plaintiff

2014 FEB 20 P 3:58
RECEIVED
INDUSTRIAL COMMISSION

SCOTT CHADWICK
5486 Deer Flat Road
Nampa, ID 83686
(208) 468-9250

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

SCOTT CHADWICK, Claimant,	I.C. No. 2012-021676
-v-	NOTICE OF SERVICE
MULTI-STATE ELECTRIC , LLC, d/b/a, MULTI-STATE ELECTRIC SERVICE, Employer,	
STATE INSURANCE FUND, Surety.	

THE UNDERSIGNED DOES HEREBY CERTIFY that on the 20 day of February, 2014, copies of the Claimant's Brief and Statement of Facts and Claimant's Notice re: Response to Defendant's Brief was served upon the following individuals in the manner indicated below:

IDAHO INDUSTRIAL COMMISSION 700 South Clearwater Lane Boise, Idaho 83720-0041	Neil D. McFeeley Attorney for Defendant 1111 West Jefferson Street, Suite 530 PO Box 1368
---	--

NOTICE OF SERVICE
OF BRIEF AND STATEMENT OF FACTS
AND NOTICE RE: RESPONSE TO
DEFENDANT'S BRIEF

ORIGINAL

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

SCOTT CHADWICK,

Claimant,

v.

MULTI-STATE ELECTRIC, LLC,

Employer,

and

STATE INSURANCE FUND,

Surety,

Defendants.

IC 2012-021676

CERTIFICATE OF SERVICE

FILED
FEB 21 2014
INDUSTRIAL COMMISSION

I hereby certify that on the 21st day of February, 2014, a true and correct copy of Claimants Brief and Statement of Facts, Claimant's Notice of Service and Claimants Notice RE: Response to Defendant's Brief, filed February 20, 2014 was served by regular United States mail upon the following:

NEIL D MCFEELEY
EBERLE BERLIN KADING
PO BOX 1368
BOISE ID 83701-1368

sjw



cc: SCOTT CHADWICK
5486 DEER FLAT RD
NAMPA ID 83686

CERTIFICATE OF SERVICE - 1

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

SCOTT CHADWICK,

Claimant,

v.

MULTI-STATE ELECTRIC, LLC.,

Employer,

and

STATE INSURANCE FUND,

Surety,

Defendants.

IC 2012-021676

CERTIFICATE OF SERVICE

I hereby certify that on the 11th day of May, 2014 a true and correct copy of Referee Marsters' Findings of Fact, Conclusions of Law, and Recommendation was served by regular United States Mail upon:

SCOTT CHADWICK
5486 DEER FLAT ROAD
NAMPA ID 83686

ka

Kenna Andrew
Assistant Commission Secretary

cc: Neil D. McFeeley

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

SCOTT CHADWICK,

Claimant,

v.

MULTI-STATE ELECTRIC, LLC.,

Employer,

and

STATE INSURANCE FUND,

Surety,

Defendants.

IC 2012-021676

CERTIFICATE OF SERVICE

I hereby certify that on the 29th day of May, 2014 a true and correct copy of Referee Marsters' Findings of Fact, Conclusions of Law, and Recommendation was served by regular United States Mail upon:

NEIL D MCFEELEY
PO BOX 1368
BOISE ID 83701-1368

ka

Kenna Andrus
Assistant Commission Secretary

cc: Scott Chadwick

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

SCOTT CHADWICK,
Claimant,

v.

MULTI-STATE ELECTRIC, LLC,
Employer,

and

STATE INSURANCE FUND,
Surety,
Defendants.

IC 2012-021676

CERTIFICATE OF SERVICE

I hereby certify that on the 11th day of June, 2014 a true and correct copy of Claimant's Request for Reconsideration, entitled Notice of Appeal, was served by regular United States Mail upon:

NEIL D MCFEELEY
PO BOX 1368
BOISE ID 83701-1368

ka


Assistant Commission Secretary

cc: Scott Chadwick



C.L. "BUTCH" OTTER, GOVERNOR

IDAHO INDUSTRIAL COMMISSION

PO Box 83720
Boise, ID 83720-0041
(208) 334-6000 - FAX (208) 334-2321
1-800-950-2110

COMMISSIONERS
Thomas P. Baskin, Chairman
R. D. Maynard
Thomas E. Limbaugh

Mindy Montgomery, Director

June 13, 2014

Scott Chadwick
5486 Deer Flat Rd
Nampa, ID 83686

RE: IC 2012-021676
Scott Chadwick v. Multi-State Electric
and State Insurance Fund

Dear Mr. Chadwick:

Attached are the Subpoena Duces Tecum forms you recently forwarded for issuance. The Commission filed its decision in your case on May 20, 2014 based upon the testimony, documents and exhibits presented at the hearing held on January 31, 2014. Since there is not another hearing scheduled in your case, we decline to issue the subpoenas.

Sincerely,

Kenna Andrews
Assistant Commission Secretary

Enclosures

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

SCOTT CHADWICK,

Claimant,

v.

MULTI-STATE ELECTRIC, LLC,

Employer,

and

STATE INSURANCE FUND,

Surety,

Defendants.

IC 2012-021676

CERTIFICATE OF SERVICE

I hereby certify that on the 24th day of June, 2014 a true and correct copy of January 31,

2014 Hearing Transcript, was served by regular United States Mail upon:

SCOTT CHADWICK
5486 DEER FLAT RD
NAMPA ID 83686

ka

Kenna Andrus
Assistant Commission Secretary

cc: Neil D. McFeeley

ATTN: Kenna

6/26/14

I Received the hearing Transcripts 6/25/14. I Do not feel I Need to Disclose Each & Every correction that are obvious through out them with the understanding that Each & Every person makes mistakes unintentionally.

Document time line

- 1 Finding of facts 5/20/14
- 2 Request for Reconciliation 6/1/14
- 3 Request for Seopena's Returned 6/11/14
- 4 copy of Ref's Findings 6/13/14
- 5 Defendant's Response 6/20/14
- 6 copy of Transcripts 6/25/14
- 7 Response to Defendat 6/26/14

Thank you for your Attention
& prompt processing. Scott Chadwick

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

SCOTT CHADWICK,

Claimant,

v.

MULTI-STATE ELECTRIC, LLC.,

Employer,

and

STATE INSURANCE FUND,

Surety,

Defendants.

IC 2012-021676

CERTIFICATE OF SERVICE

I hereby certify that on the 30th day of June, 2014 a true and correct copy of Claimant's response to Defendants' response to the Motion for Reconsideration was served by regular United States Mail upon:

NEIL D MCFEELEY
PO BOX 1368
BOISE ID 83701-1368

ka

Linna Andrews
Assistant Commission Secretary

cc: Scott Chadwick

SCOTT CHADWICK
5486 Deer Flat Road
Nampa, ID 83686
(208) 468-9250

2014 AUG -5 P 3:29
RECEIVED
INDUSTRIAL COMMISSION

Claimant, Pro Se

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

SCOTT CHADWICK,

Claimant,

-v-

MULTI-STATE ELECTRIC , LLC,
d/b/a, MULTI-STATE ELECTRIC
SERVICE,

Employer,

STATE INSURANCE FUND,

Surety.


I.C. No. 2012-021676

CLAIMANT'S REQUEST FOR
RETURN OF ALL DOCUMENTS

COMES NOW, the Claimant, Scott Chadwick, and pursuant to Rules of the Judicial Rules of Practice and Procedure, hereby requests that all of the documents he has submitted to this court as evidence and exhibits be returned to him at the following address:

SCOTT CHADWICK
5486 Deer Flat Road
Nampa, ID 83686

Dated this 4th of August, 2014



Scott Chadwick, Claimant

CERTIFICATE OF SERVICE

I hereby certify that on the 5 day of August 2014, I caused to be served a true and correct copy of the foregoing Request for Return of Documents upon:

IDAHO INDUSTRIAL COMMISSION 700 South Clearwater Lane Boise, Idaho 83720-0041	<input checked="" type="checkbox"/> Personal Service of Process <input type="checkbox"/> Regular U.S. Mail <input type="checkbox"/> Faxed to 208-0332-7558
---	--



Scott Chadwick, Claimant

SCOTT CHADWICK
5486 Deer Flat Road
Nampa, ID 83686
(208) 468-9250

2014 AUG -5 P 3:29
RECEIVED
INDUSTRIAL COMMISSION

Claimant, Pro Se

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

SCOTT CHADWICK,

Claimant,

-v-

MULTI-STATE ELECTRIC , LLC,
d/b/a, MULTI-STATE ELECTRIC
SERVICE,

Employer,

STATE INSURANCE FUND,


Surety.

I.C. No. 2012-021676

CLAIMANT'S REQUEST FOR
TRANSCRIPTS

COMES NOW, the Claimant, Scott Chadwick, and pursuant to Rules of the Judicial Rules of Practice and Procedure, hereby requests a complete copy of the Pretrial hearing transcripts.

Dated this 4th of August, 2014



Scott Chadwick, Claimant

CERTIFICATE OF SERVICE

I hereby certify that on the 5 day of August 2014, I caused to be served a true and correct copy of the foregoing Request for Transcripts upon:

IDAHO INDUSTRIAL COMMISSION 700 South Clearwater Lane Boise, Idaho 83720-0041	<input checked="" type="checkbox"/> Personal Service of Process <input type="checkbox"/> Regular U.S. Mail <input type="checkbox"/> Faxed to 208-0332-7558
---	--



Scott Chadwick, Claimant

SCOTT CHADWICK
5486 Deer Flat Road
Nampa, ID 83686
(208) 468-9250

2014 AUG -5 P 3:29
RECEIVED
INDUSTRIAL COMMISSION

Claimant, Pro Se

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

SCOTT CHADWICK,

Claimant,

-v-

MULTI-STATE ELECTRIC , LLC,
d/b/a, MULTI-STATE ELECTRIC
SERVICE,

Employer,

STATE INSURANCE FUND,

Surety.


I.C. No. 2012-021676

CLAIMANT'S REQUEST FOR
LIST OF DEFENDANT/
EMPLOYER'S PRIOR CLAIMS

COMES NOW, the Claimant, Scott Chadwick, and pursuant to Rules of the Judicial Rules of Practice and Procedure, hereby requests that he be given a list of the Employer's prior claims or lack of claims that have been filed or reported in the past ten (10) years, and sent to him at the following address:

SCOTT CHADWICK
5486 Deer Flat Road
Nampa, ID 83686

Dated this 4th of August, 2014



Scott Chadwick, Claimant

CERTIFICATE OF SERVICE

I hereby certify that on the 5 day of August 2014, I caused to be served a true and correct copy of the foregoing Request upon:

IDAHO INDUSTRIAL COMMISSION 700 South Clearwater Lane Boise, Idaho 83720-0041	<input checked="" type="checkbox"/> Personal Service of Process <input type="checkbox"/> Regular U.S. Mail <input type="checkbox"/> Faxed to 208-0332-7558
---	--



Scott Chadwick, Claimant

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

SCOTT CHADWICK,
Claimant,

v.

MULTI-STATE ELECTRIC, LLC,

Employer,

and

STATE INSURANCE FUND,

Surety,

Defendants.

IC 2012-021676

CERTIFICATE OF SERVICE

I hereby certify that on the 15th day of August, 2014 a true and correct copy of Claimant's Request for Return of All Documents; Claimant's Request for Transcripts; and Claimant's Request for List of Defendant/Employer's Prior Claims, was served by regular United States Mail upon:

NEIL D MCFEELEY
PO BOX 1368
BOISE ID 83701-1368

ka


Assistant Commission Secretary

cc: Scott Chadwick



C.L. "BUTCH" OTTER, GOVERNOR

IDAHO INDUSTRIAL COMMISSION

PO Box 83720
Boise, ID 83720-0041
(208) 334-6000 - FAX (208) 334-2321
1-800-950-2110

COMMISSIONERS
Thomas P. Baskin, Chairman
R. D. Maynard
Thomas E. Limbaugh

Mindy Montgomery, Director

August 15, 2014

Scott Chadwick
5486 Deer Flat Road
Nampa, ID 83686

Re: Scott Chadwick v. Multi-State Electric and State Insurance Fund - IC 2012-021676

Dear Mr. Chadwick:

The Industrial Commission recently received three documents from you entitled: Claimant's Request for Return of All Documents; Claimant's Request for Transcripts; and Claimant's Request for List of Defendant/Employer's Prior Claims.

Claimant's Request for Return of All Documents – Once a party submits documents as part of their case they become the property of the Commission. The Commission cannot return the documents to you, but copies of them are enclosed for your records. The exception to this is the copies of your answers to Defendants' discovery. The Commission only required you to submit a certificate of service stating that you supplied Defendants with those answers. The Commission will retain the certificates of service, but the actual answers are enclosed. Your exhibits will be returned to you after 21 days from the date within which an appeal may be taken from the Commission's Order Denying Reconsideration. (See the Commission's Judicial Rules of Practice and Procedure, Rule 13.)

Claimant's Request for Transcripts – On June 24, 2014 the Commission sent you a copy of the hearing transcript. Your request mentions a complete copy of the pretrial hearing transcripts. The only pretrial transcript on record is of your deposition taken October 25, 2013. Defendants' included that deposition as their Exhibit 15, which they supplied to you and entered into evidence during the January 31, 2014 hearing.

Claimant's Request for List of Defendant/Employer's Prior Claims – As a Claimant, you are a party to this case, and as such, you are entitled to request copies of records and documents from the Industrial Commission in your case. However, you are not entitled to copies of documents or information pertaining to cases to which you are not a party. You are free to seek the requested information directly from the Defendant Employer through its voluntary consent, but the Commission will not supply you with that information.

Sincerely,

Adjudication Supervisor

Enclosures

cc: Neil McFeeley (without enclosures)

SCOTT CHADWICK
5486 Deer Flat Road
Nampa, ID 83686
(208) 468-9250

Claimant, Pro Se

BEFORE THE SUPREME COURT OF THE STATE OF IDAHO

SCOTT CHADWICK,

Claimant/Appellant,

-v-

MULTI-STATE ELECTRIC , LLC, Employer,
And IDAHO STATE INSURANCE FUND,
Surety,

Defendants/Respondents.

SUPREME COURT NO. 42473


CLAIMANT'S REQUEST FOR
EXACT AND COMPLETE SET OF
DOCUMENTS AND EXHIBITS
FILED WITH SUPREME COURT
IN THIS MATTER

COMES NOW, the Claimant, Scott Chadwick, and pursuant to Rules of the Judicial Rules of Practice and Procedure, hereby requests that an Exact and Complete Copy of all Exhibits and Documents filed with the Supreme court in this matter and that they be sent to him at the following address:

SCOTT CHADWICK
5486 Deer Flat Road
Nampa, ID 83686

Upon receiving the Agency's Record documents, it does not appear that all of the exhibits or documents are present and provided to Claimant.

Dated this 17th of October, 2014



Scott Chadwick, Claimant


CLAIMANT'S REQUEST FOR EXACT AND COMPLETE
SET OF DOCUMENTS AND EXHIBITS FILED
WITH SUPREME COURT IN THIS MATTER

COPY

CERTIFICATE OF SERVICE

I hereby certify that on the 17th day of October, 2014, I caused to be served a true and correct copy of the foregoing Request upon:

Neil D. McFeeley PO Box 1368 Boise, ID 83701-1368	<input type="checkbox"/> Personal Service of Process <input checked="" type="checkbox"/> Regular U.S. Mail <input type="checkbox"/> Faxed to 208-0332-7558
---	--



Scott Chadwick, Claimant

SCOTT CHADWICK
5486 Deer Flat Road
Nampa, ID 83686
(208) 468-9250

Claimant, Pro Se

BEFORE THE SUPREME COURT OF THE STATE OF IDAHO

SCOTT CHADWICK,

Claimant/Appellant,

-v-

MULTI-STATE ELECTRIC , LLC, Employer,
And IDAHO STATE INSURANCE FUND,
Surety,

Defendants/Respondents.

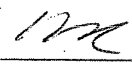
SUPREME COURT NO. 42473

NOTICE OF SERVICE OF
CLAIMANT'S REQUEST FOR
EXACT AND COMPLETE SET OF
DOCUMENTS AND EXHIBITS
FILED WITH SUPREME COURT
IN THIS MATTER

NOTICE IS HEREBY GIVEN that on this ____ day of October, 2014, caused to be served upon the attorney on behalf of the Defendants/Respondents, Neil D. McFeeley, PO Box 1368, Boise, ID 83701-1368, the Request for a copy of all documents and exhibits filed with the Supreme Court.

Dated this 17 day of October, 2014

By:



Scott Chadwick, Claimant

RECEIVED
INDUSTRIAL COMMISSION
OCT 20 11:15

COPY

CERTIFICATION OF SUPPLEMENTAL RECORD

I, Kenna Andrus, the undersigned Assistant Commission Secretary of the Industrial Commission, do hereby certify that the foregoing record contains true and correct copies of all pleadings, documents, and papers designated to be included in the Agency's Supplemental Record Supreme Court No. 42473 on appeal by Rule 28(b)(3) of the Idaho Appellate Rules and by the Notice of Appeal, pursuant to the provisions of Rule 28(b).

DATED this 11th day of December, 2014.

