THURSDAY, MARCH 27, 2008 9:00 A.M.

NO. 1

#24584

CHAD CARPENTER,
Plaintiff and Appellant,

vs.

RAPID CITY RED DOGS, LLC., Defendant,

and

THE NATIONAL INDOOR FOOTBALL LEAGUE,

Defendant and Appellee.

Mr. Michael J. Simpson Julius & Simpson, LLP Attorneys at Law PO Box 8025 Rapid City SD 57709 Ph 716-1000

(FOR APPELLANT)

Mr. Dennis W. Finch Finch Bettmann Maks & Hogue, PC Attorneys at Law 1506 Mountain View Rd Ste 101 Rapid City SD 57702-4349 Ph 348-6547 (FOR APPELLEE NIFL)

The Honorable Thomas L. Trimble Seventh Judicial Circuit Pennington County

(CIV 04-247)

STATEMENT OF ISSUES

I. WHETHER CHAD CARPENTER WAS A JOINT EMPLOYEE OF THE NIFL AND THE RAPID CITY RED DOGS.

The Circuit Court found that Carpenter was not a joint employee of the National Indoor Football League and the Rapid City Red Dogs.

Gulbrandson v. Town of Midland, 36 N.W.2d 655 (SD 1949)

SDCL §62-1-3

SDCL §62-3-18

3 Arthur Larson, Larson's Workers' Compensation Law, §68.02 (2005)