The Order of the Court is stated below:
Dated: April 24, 2025 10:33:30 AM
/s/ John A. Pearce
Justice

IN THE SUPREME COURT OF THE STATE OF UTAH

---ooooo---

DARDEN RESTAURANT and XL INSURANCE AMERICA INC., Respondents, v. LABOR COMMISSION, and CHINYU JAMES SUN, Petitioners.	ORDER Supreme Court Case No. 20250066-SC Court of Appeals Case No. 20230743-CA Trial Court Case No. 21-0272

This matter is before the court upon a Petition for Writ of Certiorari filed on January 21, 2025.

The Petition for Writ of Certiorari is granted as to the following issues:

1. Whether the Court of Appeals erred in concluding that a discovery requirement addressed in *Interstate Electric Company v. Industrial Commission*, 591 P.2d 436 (Utah 1979) does not apply to the notice provision in Section 34A-2-407(3) of the Utah Code and that the 180-day deadline set forth in that provision begins to run from the date of a workplace accident rather than an employee's discovery that a compensable injury was sustained in that accident.

2. Whether the Court of Appeals erred in rejecting Petitioner's appellate contention that Respondent Darden Restaurant did not preserve its appellate argument that Petitioner did not provide timely notice under Section 34A-2-407(3).

3. Whether the Court of Appeals erred in declining to address Petitioner's appellate argument pertaining to the burden of proof under Section 34A-2-407(3).

A briefing schedule will be established hereafter. The parties shall comply with the briefing schedule upon its issuance. Requests for extension are disfavored, but may be granted with good cause.

End of Order - Signature at the Top of the First Page