

June 24, 2022

RECEIVED

JUN 27 2022

SC Court of Appeals

Motion To Reinstate
Samantha DenBlyker

Appellate Court #
2022ALJ22087AP

As per your letter filed
June 24, 2022 I am hereby
requesting the court to
reinstate my appeal as I
have given proof that it
was answered on June 1, 2022
to all respondents

Samantha DenBlyker

June 24 2022

South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

Personal attm: Sierra

Re: Samantha Des Bleyker
Appellate Case # 2022-000700

Sierra

Pls refer to our conversation a few days ago that you never received our documents mailed June 1 to your offices regarding your letter dated May 25 which was mailed to your offices along w copies to Administrative Law Court (2nd time papers sent) and Little River Medical Center.

I would hope with this information that the Appellate Court to reinstate my case.

Please have this letter act as my Motion to Reinstate

Page 2 of 2

Samantha Den Bleyker

2022.000700

per your letter of May 25th
& your de mura of June 14 2022

Samantha
Den Bleyker

CC

copy
sent 6/1

copy
sent 6/1

Little River Inc (documents)

Administrative Law Court (New)

The South Carolina Court of Appeals

Samantha M. DenBleyker, Appellant,

v.

South Carolina Department of Employment and
Workforce and Little River Medical Center, Inc.,
Respondents.

Appellate Case No. 2022-000700

The Honorable S. Phillip Lenski
Trial Court Case No. 2022ALJ220087AP

ORDER

Appellant has failed to show proof of service on the Administrative Law Court, serve and file a corrected notice of appeal, and state when she received the order on appeal, as required by Rule 203 of the South Carolina Appellate Court Rules and the Court's letter dated May 25, 2022. Accordingly, this matter is dismissed. The remittitur will be sent as provided by Rule 221(b), SCACR.

FOR THE COURT

BY V. Claire Allen
CLERK

Columbia, South Carolina

cc:
Samantha M. DenBleyker
Benjamin Thomas Cook, Esquire
Little River Medical Center, Inc.

FILED
Jun 14 2022

June 1 2020

South Carolina Court of Appeals
Post Office Box 11629
Columbia, SC 29211

Re: Samantha Dex Bleyler
Appellate Case # 2022-00700

To Whom It May Concern,

As per your letter of May 25, 2022
pls find attached the following:

1. Notice of Appeal Form 1, Part 11 Appc
(McCook)(Janice Sheller)
2. Proof of service (letter) Little
River Medical Center v D.C. Dew (Apppe
of General Counsel ~~May 15 2022~~) 4/18
3. Statement stating I rec'd a copy
of the order on April 20, 2022
dated 6/14/2022

Encls. Thomas Cooke, Little River Medical
Sandra Grooms, Esq.

On 1 of 2

Form 1
Notice of Appeal in a Civil Case

The State of South Carolina
In The Court of Appeals

Case # 2022-000700

Honorable Philip Leske

South Carolina Dept of
Unemployment & Workforce
o Little River Medical
Center

Respondent

✓

Samantha Den Bleyker

Appellant

Samantha Den Bleyker appeals the order
dated April 18th, 2020. Appellant
received written notice of entry of this
order on April 20, 2020.

Other Counsel of Record:

Little River Medical Center B. Thomas Cook
S.C. Dept of Employment & Workforce Sandra Grooms

June 1, 2020

Statement Regarding Order of Appeal

I have received from
State of South Carolina
regarding Samantha Den Bleyker
N South Carolina Dept of
Employment & Workforce &
Little River Medical Center
on April 20, 2022 & all respondents
have been made copy of same

Samantha Den Bleyker
Samantha Den Bleyker

June 1 2020

RECEIVED

JUN 27 2022

SC Court of Appeals

Sandra Grooms, Esq.
NC Dept of Employment & Workforce
PO Box 8597
Columbus NC 29202

To Whom It May Concern

Re: Samantha Per Bleyker
Appeal # 2022 00700

Please find attached letter
received from the South Carolina
Court of Appeals requesting
that again I send a proof
of service of order granting
Respondents' Motion to Dismiss.
This was originally sent to
your offices on May 15th.

Samantha Per Bleyker

Encls. Letter from S.C. Court of Appeals
(2) 5/15 letter sent to your offices
Order Granting Respondents' Motion
to Dismiss



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
CHIEF DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1220 SENATE STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

May 25, 2022

Samantha M. DenBleyker
149 Broadleigh Ct
Boiling Springs SC 29316

Re: Samantha M. DenBleyker v. SCDEW
Appellate Case No. 2022-000700

Dear Ms. DenBleyker:

Upon reviewing your notice of appeal, the following deficiencies have been noted under the South Carolina Appellate Court Rules (SCACR), and any deficiency must be corrected within ten (10) days of the date of this letter or your appeal will be dismissed:

- You must file a notice of appeal in substantially the format found in Form 1 in Part II, Appendix C of the SCACR.
- A proof of service showing that a copy has been served on the Administrative Law Court has not been provided as required by Rule 203(d), SCACR.
- A statement saying when you received a copy of the order under appeal is needed.

Very truly yours,

Catherine J. Hammons, deputy
CLERK

cc: Benjamin Thomas Cook, Esquire
Little River Medical Center, Inc.

5

**STATE OF SOUTH CAROLINA
ADMINISTRATIVE LAW COURT**

Samantha M. DenBleyker,

Appellant,

v.

South Carolina Department of Employment
and Workforce and Little River Medical,
Center, Inc.

Respondents.

Docket No. 22-ALJ-22-0087-AP

**ORDER GRANTING
RESPONDENT'S MOTION
TO DISMISS**

RECEIVED

JUN 27 2022

SC Court of Appeals

This matter is before the South Carolina Administrative Law Court (ALC or court) on the appeal of Samantha M. DenBleyker (Appellant) filed on March 3, 2022. The Appellant is appealing the Department of Employment and Workforce (Department or Respondent) Appellate Panel's decision affirming the Appeal Tribunal's decision finding the Appellant indefinitely disqualified from receiving benefits, effective April 4, 2021, upon finding the Appellant voluntarily left employment without good cause.

On April 6, 2022, the Department filed a Motion to Dismiss for Lack of Jurisdiction for the Appellant's failure to timely file and serve her appeal. The Department cited South Carolina Code Annotated § 41-35-750 and ALC Rule 33, both of which require that an appeal requesting judicial review of a final decision of the Department must be filed in this court and served upon the Department within thirty (30) days of the date of mailing of the Department's decision. The Department contends that because the Appellant filed an untimely notice of appeal with the court, this court is without jurisdiction to hear this appeal. On April 14, 2022, the Appellant filed a response to the Department's Motion to Dismiss and included mailing receipts for February 1, 2022, February 8, 2022, and March 1, 2022.

In this case, it appears the Department mailed its final decision to the Appellant on January 4, 2022, therefore, in accordance with S.C. Code Ann. § 41-35-750 and ALC Rule 33, the Appellant was required to file an appeal with this court and to also serve the appeal upon all parties no later than February 3, 2022. The Appellant filed an incomplete Notice of Appeal with this court on February 18, 2022.

State of South Carolina
 FILED
 APR 18 2022

CERTIFICATE OF SERVICE

I, Erika S. Easler, hereby certify that I have this date served this Order upon all parties to this cause by depositing a copy hereof, in the United States mail, postage paid, or by electronic mail to the address provided by the party(ies) and/or their attorney(s).

A handwritten signature in black ink, appearing to read 'E. S. Easler', written over a horizontal line.

Erika S. Easler
Judicial Law Clerk

April 18, 2022
Columbia, South Carolina



May 15 2022

Office of General Counsel
SC Dept of Employment & Workforce
P.O. Box 8597
Columbia, SC 29202

Re: Samantha DeBleeker
22-AW 220087. AP

Gentlemen:

The Sub attached Order
Granting Respondent's Motion to
Dismiss & my letter to the
Clerk of Court advising them
that I am appealing their
decision & was advised

that I had to advise you
of this situation

A DeBleeker

May 15 2022

pg 3

reason I am appealing is
most of all Mr. [redacted] has
addressed the letter from Jack
Hughes dated 1/20/22 which
further explained in detail
why I had to leave my position
and also notes that I always
abided by management decisions
on my job.

Can the courts really look
these documents over again as
(was previously sent) wherein
the medical condition of my
family was included &
also why I got penalized
for not telling supervisors/
human resource correctly
when our human resource
dept was not in for months

Please refer to all packets
that were originally sent
on time to every party
I am begging the courts
to reconsider their decision

Page 3 of 3

That most time I was just
everything overnight, perhaps
as you can see from all the
other correspondence.

That because my unemployment
has that I need to have a
claim in 11 years of working has
put a terrible burden on
me.

Thank you
Christina Perillo

MM from Judith Hughes

copy letter to LLMC 2

copy of letter to LLMC 3

03/20/22

Office of General Counsel
SC Department of Employment and Workforce
P.O. Box 8597
Columbia, SC 29202

Re: Samantha M. Denbleyker
149 Broadleigh Court
Boiling Springs, SC 29316-9760
Claimant SSN: XXX-XX-2527
Claimant ID: 11540152
Appeal Number 21/HN-003779

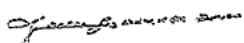
The Claimant, Samantha M. Denbleyker, as well as her mother have been patients of mine since 2005. Samantha lives with her mother, both residing in Little River, SC. Her mother became gravely ill early 2021, hospitalized with severe hypoxia, COPD and Emphysema. She is currently on oxygen, as well as other inhalation treatments to help with her breathing. She also had left hip replacement, now needs the right hip replaced. She ambulates with a walker in the home. She is chronically ill, weak and her medical needs are many. Samantha, her mother and father have given me, their provider, permission to reveal some of her medical conditions to satisfy this Appellate Panel Decision, without violating their HIPPA Patient rights.

Ms Samanta Denbleyker's father resides in Boiling Springs, SC. Approximately the same time Mrs. Denbleyker was released from the hospital for hip surgery, it was discovered that Mr. Denbleyker had a neurological problem in his spine requiring surgical intervention. He as well ambulates with a walker. He was also found to have a serious chronic cardiac issue requiring complicated cardiovascular surgery, limiting his ability to help with anything in and around the house.

Ms Denbleyker's decision to relocate to Boiling Spring with her mother, to continue the care for both chronically ill parents was a distressing decision she had to make. Samantha Denbleyker enjoyed working at Little River Medical Center as is obvious by her 10+ year tenure. I know her to be an honest, truthful person, who always abided by management decisions. If she was told to report her departure from Little River Medical Center, she would have done just as required.

I ask the Appellate Panel to re-examine Ms. Denbleyker's case and find in her favor. This is a daughter who cares enough of her chronically ill parents to take on the role as their caregiver. Unfortunately, there are not many like Ms. Denbleyker willing to do this today.

If I can be of further service to the Panel to help explain further, please feel free to contact me.
Sincerely,


Judith Hughes, MSN, FNP-BC
843-240-9482
jhughesfp@outlook.com

June 1 2022

Little River Med Center
PO Box 8597
Little River, SC 29566

RECEIVED

JUN 27 2022

SC Court of Appeals

Re: Samantha Den Bleyker
Appellate Case# 2022000700

Dear Sus:

As per the above appeal pls
find following doc attached

- ✓ 1. Letter from SC Appeals dtd 5/25
- ✓ 2. Statement dtd 6/1 that I have received the order of appeal
- ✓ 3. Form 1, Notice of Appeal sent to SC Dept of appeals
- ✓ 4. Order Granting Respondents Motion to appeal originally sent to you on 5/15/22
- ✓ 5. Order Granting Respondents Motion to dismiss sent again to office of General Counsel 6/1/2020



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
CHIEF DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1220 SENATE STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

May 25, 2022

Samantha M. DenBleyker
149 Broadleigh Ct
Boiling Springs SC 29316

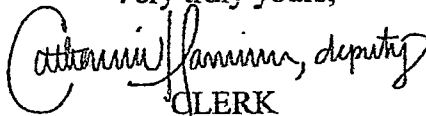
Re: Samantha M. DenBleyker v. SCDEW
Appellate Case No. 2022-000700

Dear Ms. DenBleyker:

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- You must file a notice of appeal in substantially the format found in Form 1 in Part II, Appendix C of the SCACR.
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- A statement saying when you received a copy of the order under appeal is needed.

Very truly yours,


CLERK

cc: Benjamin Thomas Cook, Esquire
Little River Medical Center, Inc.

Form 1
Notice of Appeal in a Civil Case

The State of South Carolina
In The Court of Appeals

Case # 2022-000700

Honorable Philip Leske

RECEIVED

JUN 27 2022

South Carolina Dept of
Unemployment Workforce
o Little River Medical
Center

SC Court of Appeals

Respondent

✓
Samantha Den Bleyker

Appellant

Samantha Den Bleyker appeals the order
dated April 18th, 2020. Appellant
received written notice of entry of this
order on April 20, 2020.

Other Counsel of Record:

Little River Medical Center B. Thomas Cook
S.C. Dept of Employment Workforce Sandra Groome

June 1 2020

Statement Regarding Orders of Appeal

I have received from
State of South Carolina
regarding Samantha Den Bleyker
N South Carolina Dept of
Employment & Workforce &
Little River Medical Center
on April 20, 2022 & all respondents
have been mailed copy of same

Samantha Den Bleyker
Samantha Den Bleyker

5

STATE OF SOUTH CAROLINA
ADMINISTRATIVE LAW COURT

Samantha M. DenBleyker,	)	Docket No. 22-ALJ-22-0087-AP
	)	
Appellant,	)	
	)	
v.	)	ORDER GRANTING
	)	RESPONDENT'S MOTION
	)	TO DISMISS
South Carolina Department of Employment	)	
and Workforce and Little River Medical,	)	
Center, Inc.,	)	
	)	
Respondents.	)	

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FILED
State of South Carolina
APR 18 2022

CERTIFICATE OF SERVICE

I, Erika S. Easler, hereby certify that I have this date served this Order upon all parties to this cause by depositing a copy hereof, in the United States mail, postage paid, or by electronic mail to the address provided by the party(ies) and/or their attorney(s).

A handwritten signature in black ink, appearing to read 'Erika S. Easler', written over a horizontal line.

Erika S. Easler
Judicial Law Clerk

April 18, 2022
Columbia, South Carolina

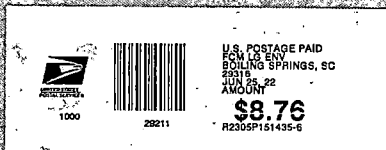


Samantha Rex Sleyker
149 Broadleigh Ct
Boiling Springs SC 29316



RECEIVED

JUN 27 2022
SC Court of Appeals



Personal
Cttn
Sierra

South Carolina
Court of Appeals

P.O. Box 11629
Columbia, SC
29211

W/ST

