

RECEIVED

Apr 04 2024

STATE OF SOUTH CAROLINA  
ADMINISTRATIVE LAW COURT

S.C. SUPREME COURT

Katrina Daniels,

Docket No. 21-ALJ-22-0116-AP

Appellant,

v.

FINAL ORDER

South Carolina Department of Employment  
and Workforce and 4056 LLC,

Respondents.

This matter is before the Administrative Law Court (ALC or court) pursuant to a Notice of Appeal filed on April 22, 2021, by Katrina Daniels (Appellant). The Appellant seeks review of the South Carolina Department of Employment and Workforce (Department or Respondent) Appellate Panel's decision affirming the Appeal Tribunal's decision holding her ineligible for benefits effective May 10, 2020, upon a finding that she refused an offer of suitable work without good cause.

On June 14, 2021, the Department filed the Record on Appeal (ROA). On June 21, 2021, the Appellant filed a Motion to Supplement the Record on Appeal with additional documents.<sup>1</sup> On June 29, 2021, the Department filed a response to the Appellant's motion, asking the court to deny the motion. On July 16, 2021, the Appellant filed her reply to the Department's response, which included reference to additional documents.<sup>2</sup> On July 28, 2021, the court issued an Order denying the Appellant's motion to supplement the record on appeal. On August 13, 2021, the Appellant filed her brief. On September 2, 2021, the Department filed a Motion to Dismiss for Appellant's Repeated Disregard of the Rules and the Order of this Court. On September 7, 2021, the Appellant filed the Appellant's Response to Respondent's Motion to Dismiss. On September 16, 2021, the court denied the Respondent's Motion to Dismiss. On October 6, 2021, the Department filed its brief. On October 13, 2021, the Appellant filed her reply. After careful consideration of the parties'

<sup>1</sup> The additional documents were not included with the Appellant's motion filed with the court. On June 22, 2021, the Appellant's father electronically contacted the court and forwarded the documents as an attachment.

<sup>2</sup> The additional documents were also not included with the Appellant's reply. On July 16, 2021, the Appellant sent another electronic message with the additional documents as attachments. Again, despite being informed that the court required actual (not electronic) copies of the documents to be filed with the court, the Appellant has failed to do so.



briefs, the record, and the applicable law, the court finds that substantial evidence in the record supports the Panel's determination. Accordingly, the Panel's decision is affirmed.

### **BACKGROUND**

The Appellant filed an initial application for Pandemic Unemployment Assistance (PUA) benefits on April 26, 2020 and was initially held eligible for benefits effective March 8, 2020. The claims adjudicator's determination, mailed June 12, 2020, found the Appellant indefinitely ineligible for benefits effective May 10, 2020, because she refused an offer of suitable work without good cause. The Appellant appealed and a hearing was held on October 7, 2020. The Employer was not in attendance at the hearing. The Appeal Tribunal decision mailed on October 14, 2020, reversed the claims adjudicator's June 12, 2020 determination, and found the Appellant eligible to receive benefits. The Employer filed an appeal to the Appellate Panel (Panel) and the Panel remanded the case back to the Appeal Tribunal for a hearing regarding the Employer's absence from the October 7, 2020 hearing. On January 19, 2021, the Appeal Tribunal issued a decision finding that the Employer was not afforded a fair opportunity for a hearing and ordered a new hearing on the merits. On January 28, 2021, the Appeal Tribunal held a hearing, and in a determination mailed February 9, 2021, found the Appellant ineligible for benefits effective May 10, 2020, upon a finding that the Appellant refused to accept a suitable offer of work. The Appellant appealed to the Appellate Panel and on March 31, 2021, the Panel issued its decision affirming the Appeal Tribunal's decision finding her ineligible for benefits effective May 10, 2020, because she refused an offer of suitable work without good cause. On April 22, 2021, the Appellant appealed to this court.

### **STANDARD OF REVIEW**

The Department is an "agency" under the Administrative Procedures Act (APA). *See Gibson v. Florence Country Club*, 282 S.C. 384, 386, 318 S.E.2d 365, 367 (1984) (finding that the Employment Security Commission, a predecessor of the Department, was an agency within the meaning of the APA). Accordingly, the APA's appellate standard governs appeals from decisions of the Department. *See* S.C. Code Ann. §§ 1-23-380 & 1-23-600(D). This court's review in appellate cases is limited to the record. S.C. Code Ann. § 1-23-380(4). Additionally, the court may not substitute its judgment for the judgment of the agency as to the weight of the evidence on questions of fact but may modify or reverse the decision of the agency when substantial rights of the appellant have been prejudiced. S.C. Code Ann. § 1-23-380(5). Substantial rights of the

appellant are prejudiced when, among other things, the agency's decision, including the agency's findings, inferences, and conclusions, are clearly erroneous in view of the reliable, probative, and substantial evidence on the whole record. *Id.* However, the party challenging an agency action on appeal has the burden of proving convincingly that the agency's decision is not supported by substantial evidence. *Waters*, 321 S.C. at 226, 467 S.E.2d at 917 (citation omitted).

In applying the substantial evidence rule, the factual findings of the administrative agency are presumed to be correct. *Rodney v. Michelin Tire Corp.*, 320 S.C. 515, 519, 466 S.E.2d 357, 359 (1996) (citing *Kearse v. State Health & Human Servs. Fin. Comm'n*, 318 S.C. 198, 200, 456 S.E.2d 892, 893 (1995)); 73A *C.J.S. Public Administrative Law and Procedure* § 497 (2015). A reviewing court is prohibited from substituting its judgment for that of the agency as to the weight of the evidence on questions of fact for which there is room for a difference of intelligent opinion. *See Byerly Hosp. v. S.C. State Health & Human Servs. Fin. Comm'n*, 319 S.C. 225, 229, 460 S.E.2d 383, 386 (1995) (citation omitted); *Grant*, 319 S.C. at 353, 461 S.E.2d at 391 (citation omitted). As such, "[a] reviewing court will not overturn a finding of fact by an administrative agency 'unless there is no reasonable probability that the facts could be as related by a witness upon whose testimony the finding was based.'" *Sea Pines Ass'n for Prot. of Wildlife, Inc. v. S.C. Dep't of Nat. Res.*, 345 S.C. 594, 603-04, 550 S.E.2d 287, 292 (2001) (quoting *Lark*, 276 S.C. at 136, 276 S.E.2d at 307).

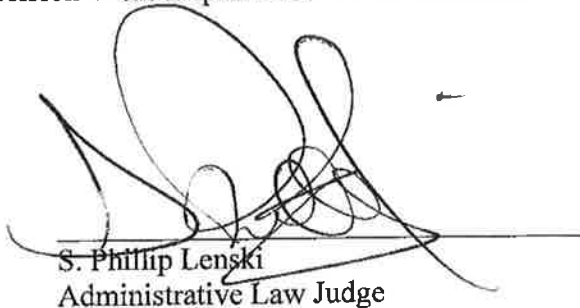
### DISCUSSION

The Appellant worked part-time for the Employer's coffee and ice cream shop while attending Clemson University. The Employer closed on March 20, 2020 due to the Covid-19 health emergency. On May 14, 2020, the Employer emailed all staff asking which of them would return to work. The Appellant had left town in March 2020, at the end of the semester. She responded to her Employer that she was looking for full-time employment where she was currently living, to pay for her college residence expenses. She also indicated that she was anticipating returning to her internship in Charlotte later in the summer. The Appellant had secured a summer internship in Charlotte, North Carolina, however, the commencement of the internship was postponed due to the pandemic.

An insured worker is ineligible for benefits if the Department finds that he or she has failed, without good cause to accept available suitable work when offered to him or her by an employer. S.C. Code Ann. § 41-35-120(5)(a)(i)(B). The record establishes that the Employer offered the

Appellant an opportunity to return to work under circumstances similar to her previous employment as a part-time employee. The offer was suitable for the Appellant, but she refused the offer because she had moved at the end of the school semester. Therefore, based on the foregoing,

**IT IS HEREBY ORDERED** that the decision of the Department is **AFFIRMED**.  
**AND IT IS SO ORDERED.**



S. Phillip Lenski  
Administrative Law Judge

October 21, 2021  
Columbia, South Carolina

**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).



Erika S. Easler  
Judicial Law Clerk

October 21, 2021  
Columbia, South Carolina



**STATE OF SOUTH CAROLINA  
ADMINISTRATIVE LAW COURT**

Katrina Daniels,

Appellant,

v.

South Carolina Department of Employment  
and Workforce and 4056 LLC,

Respondents.

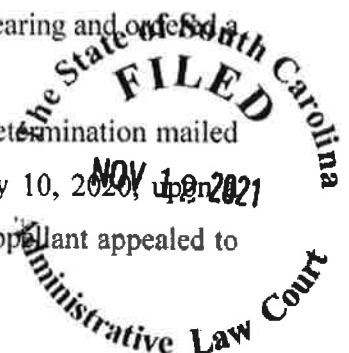
Docket No. 21-ALJ-22-0116-AP

**ORDER DENYING  
APPELLANT'S MOTION**

This matter is before the Administrative Law Court (ALC or court) pursuant to a Notice of Appeal filed on April 22, 2021, by Katrina Daniels (Appellant). The Appellant seeks review of the South Carolina Department of Employment and Workforce (Department or Respondent) Appellate Panel's decision affirming the Appeal Tribunal's decision holding her ineligible for benefits effective May 10, 2020, upon a finding that she refused an offer of suitable work without good cause.

The Appellant filed an initial application for Pandemic Unemployment Assistance (PUA) benefits on April 26, 2020 and was initially held eligible for benefits effective March 8, 2020. The claims adjudicator's determination, mailed June 12, 2020, found the Appellant indefinitely ineligible for benefits effective May 10, 2020, because she refused an offer of suitable work without good cause. The Appellant appealed and a hearing was held on October 7, 2020. The Employer was not in attendance at the hearing. The Appeal Tribunal decision mailed on October 14, 2020, reversed the claims adjudicator's June 12, 2020 determination, and found the Appellant eligible to receive benefits. The Employer filed an appeal to the Appellate Panel (Panel) and the Panel remanded the case back to the Appeal Tribunal for a hearing regarding the Employer's absence from the October 7, 2020 hearing. On January 19, 2021, the Appeal Tribunal issued a decision finding that the Employer was not afforded a fair opportunity for a hearing and ordered a new hearing on the merits.

On January 28, 2021, the Appeal Tribunal held a hearing, and in a determination mailed February 9, 2021, found the Appellant ineligible for benefits effective May 10, 2020, upon a finding that the Appellant refused to accept a suitable offer of work. The Appellant appealed to



the Appellate Panel and on March 31, 2021, the Panel issued its decision affirming the Appeal Tribunal's decision finding her ineligible for benefits effective May 10, 2020, because she refused an offer of suitable work without good cause. On April 22, 2021, the Appellant appealed to this court. After careful consideration of the parties' briefs, the record, and the applicable law, this court found that substantial evidence in the record supported the Department's determination and on October 21, 2021 this court issued its Final Order, affirming the Department's decision.

On October 29, 2021, the Appellant filed a Motion for Reconsideration<sup>1</sup> with the court requesting the court reconsider its Final Decision because the Appellant's place of employment was closed as a result of Covid-19 and since the Appellant would have been unable to reach the new job as a direct result of Covid-19, she qualifies for Pandemic Unemployment Assistance. On November 8, 2021, the Department filed a response requesting the court deny the Appellant's motion because the Appellant has not properly identified any points which have been overlooked or misapprehended by the court. In accordance with ALC Rule 40, a motion for rehearing must state with particularity the points supposed to have been overlooked or misapprehended by the court, which the Appellant fails to do in her motion. Therefore, based on the foregoing,

**IT IS HEREBY ORDERED** that the Appellant's Motion for Rehearing is **DENIED**.  
**AND IT IS SO ORDERED.**



S. Phillip Lenski  
Administrative Law Judge

November 12, 2021  
Columbia, South Carolina

---

<sup>1</sup> Although the Appellant filed a Motion for Reconsideration, in accordance with ALC Rule 40, the court will address the Appellant's motion as a Motion for Rehearing.

**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).



Erika S. Easler  
Judicial Law Clerk

November 12, 2021  
Columbia, South Carolina



**Cook, Ben**

---

**From:** Erika S. Easler <eeasler@scalc.net>  
**Sent:** Friday, November 12, 2021 10:11 AM  
**To:** Katrina Daniels; Legal  
**Cc:** Chesley, Kristi  
**Subject:** Order Denying Rehearing-Katrina Daniels v DEW and 4056 LLC 21a0116  
**Attachments:** threat\_extractedOrder Deny Rehearing-Katrina Daniels v DEW&4056.pdf

Your attachment(s) were cleaned by Check Point Sandblast Threat Extraction.

[Click here](#) to restore the original(s).

Ladies,

Good morning!

Please find attached the Order Denying the Appellant's Motion in the above referenced case.

Thank you.

V/R,

Erika S. Easler  
Judicial Law Clerk to the Honorable S. Phillip Lenski  
South Carolina Administrative Law Court  
1205 Pendleton Street, Suite 224  
Columbia, S.C. 29201

Any views or opinions expressed in this email are those of the author and do not necessarily represent those of the SC Administrative Law Court.

. . . CONFIDENTIALITY NOTICE: This email (including any attachments) contains information from the South Carolina Administrative Law Court that may be confidential or privileged. The information is intended to be for the use of the individual or entity named above. If you are not the intended recipient, you are not authorized to read, copy, retain or distribute this message. If you have received this email in error, please notify the sender immediately by "reply to sender only" email and destroy all electronic and hard copies of the communication, including attachments. Please contact [HelpDeskIT@scalc.net](mailto:HelpDeskIT@scalc.net) if you are unsure the email is legitimate.

**NOTICE OF APPEAL**

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

---

APPEAL FROM ADMINISTRATIVE  
LAW COURT  
S. Phillip Lenski, Administrative Law Judge

---

Docket No. 21-ALJ-22-0116-AP

---

Katrina Daniels,

Appellant,

v.

South Carolina Department  
of Employment,

Respondent.

---

**NOTICE OF APPEAL**

---

Katrina Daniels appeals the order of the Honorable S. Phillip Lenski dated October 21, 2021, as well as the order denying the Motion for Reconsideration dated November 12, 2021. Appellant received written notice of the last order by US mail on November 15, 2021, and also by e-mail.

There is no hearing or transcript.

December 13, 2021

s/ Katrina Daniels  
Katrina Daniels  
3439 Fallowbrook Forest  
York, SC 29745  
803-810-4498  
katrina.daniels16@gmail.com/  
jjdaniels36@gmail.com  
Appellant

Opposing Counsel:  
Ben Cook  
Office of General Counsel – SCDEW  
PO Box 8597  
Columbia, SC 29202  
(803) 737-0395  
Respondent

**Cook, Ben**

---

**From:** Katrina Daniels <katrina.daniels16@gmail.com>  
**Sent:** Monday, December 13, 2021 4:45 PM  
**To:** ctappfilings@sccourts.org; Jana E. Shealy; Legal; Chesley, Kristi  
**Subject:** Appeal to the SC Court of Appeals  
**Attachments:** threat\_extracted102121 Final Order.pdf; threat\_extracted111221 - Order Denying Appellant's Motion.pdf; threat\_extracted121321 Appeal to SC Court of Appeal.pdf; threat\_extracted121321 Letter to the Court of Appeal's Clerk.pdf; threat\_extracted121321 Motion to Proceed Without Cost.pdf; threat\_extracted121321 Proof of Service.pdf

Your attachment(s) were cleaned by Check Point Sandblast Threat Extraction.

[Click here](#) to restore the original(s).

Hello,

Attached please find my documents for appeal.

Thanks!  
Katrina Daniels

**PROOF OF SERVICE OF A NOTICE OF APPEAL**

APPEAL FROM ADMINISTRATIVE LAW  
COURT  
S. Phillip Lenski, Administrative Law Judge

---

Docket No. 21-ALJ-22-0116-AP

---

Katrina Daniels,

Appellant,

v.

South Carolina Department  
of Employment,

Respondent.

---

**PROOF OF SERVICE**

---

I certify that I have served the Notice of Appeal and the Motion to Proceed Without Cost by email to both the Department of Workforce ([Legal@dew.sc.gov](mailto:Legal@dew.sc.gov), [KChesley@dew.sc.gov](mailto:KChesley@dew.sc.gov)), and to the Administrative Law Court, Clerk of Court, Ms. Jana Shealy ([jshealy@scalcn.net](mailto:jshealy@scalcn.net)) on December 13, 2021.

December 13, 2021

s/ Katrina Daniels  
Katrina Daniels  
3439 Fallowbrook Forest  
York, SC 29745  
803-810-4498  
[katrina.daniels16@gmail.com](mailto:katrina.daniels16@gmail.com)/  
[jjdaniels36@gmail.com](mailto:jjdaniels36@gmail.com)  
Appellant

**Cook, Ben**

---

**From:** Katrina Daniels <katrina.daniels16@gmail.com>  
**Sent:** Wednesday, December 22, 2021 1:06 PM  
**To:** ctappfilings@sccourts.org; Legal; Chesley, Kristi; Andee O'Sell  
**Subject:** Motion for Extension of Time and Motion to Amend  
**Attachments:** threat\_extracted122221 Proof of Service.pdf; threat\_extracted122221 Letter to the Court of Appeal's Clerk.pdf; threat\_extracted122221 MOTION FOR EXTENSION OF TIME.pdf; threat\_extracted122221 MOTION TO AMEND.pdf

**Follow Up Flag:** Flag for follow up  
**Flag Status:** Flagged

Your attachment(s) were cleaned by Check Point Sandblast Threat Extraction.

[Click here](#) to restore the original(s).

Hello,

Attached please find my documents for a Motion for Extension of Time and a Motion to Amend.

Thanks!  
Katrina Daniels

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

---

APPEAL FROM THE  
ADMINISTRATIVE LAW COURT  
S. Phillip Lenski, Administrative Law Judge

---

Docket No. 21-ALJ-22-0116-AP  
Appellate Case No. 2021-001462

---

Katrina Daniels, Appellant,

v.

South Carolina Department Respondents.  
of Employment and Workforce  
and 4056 LLC,

---

**PROOF OF SERVICE OF MOTION FOR AN  
EXTENSION AND MOTION TO AMEND**

---

I certify that I have served the Motion for an Extension and a Motion to Amend by e-mail to both South Carolina Department of Employment and Workforce ([Legal@dew.sc.gov](mailto:Legal@dew.sc.gov), [KChesley@dew.sc.gov](mailto:KChesley@dew.sc.gov)) and to 4056 Main, LLC ([andee.osell@gmail.com](mailto:andee.osell@gmail.com)) on December 22, 2021.

I also certify that I have served the e-mail sent on December 13, 2021 (which initially served the Notice of Appeal, the letter to the Court, a copy of the Administrative Law Court final two orders being challenged, dated October 21, 2021 and November 21, 2021, the original Proof of Service and the Motion to Proceed Without Cost to both the Department of Workforce ([Legal@dew.sc.gov](mailto:Legal@dew.sc.gov), [KChesley@dew.sc.gov](mailto:KChesley@dew.sc.gov)), and the Administrative Law Court, Clerk of Court, Ms. Jana Shealy ([jshealy@scalc.net](mailto:jshealy@scalc.net))) by forwarding the e-mail with all the correspondence to 4056 Main, LLC ([andee.osell@gmail.com](mailto:andee.osell@gmail.com)) on December 22, 2021.

December 22, 2021

s/ Katrina Daniels  
Katrina Daniels  
3439 Fallowbrook Forest  
York, SC 29745  
803-810-4498  
[katrina.daniels16@gmail.com](mailto:katrina.daniels16@gmail.com)/  
[jjdaniels36@gmail.com](mailto:jjdaniels36@gmail.com)  
Appellant

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

---

APPEAL FROM THE  
ADMINISTRATIVE LAW COURT  
S. Phillip Lenski, Administrative Law Judge

---

Docket No. 21-ALJ-22-0116-AP  
Appellate Case No. 2021-001462

---

Katrina Daniels, Appellant,

v.

South Carolina Department Respondents,  
of Employment and Workforce  
and 4056 LLC,

---

**MOTION TO AMEND**

---

The Appellant had contacted the Court with questions, after receiving a letter from the Deputy Clerk regarding a change in the title to read as follows:

Katrina Daniels, Appellant, v.

South Carolina Department of Employment and Workforce and 4056 LLC, Respondents

Initially, the Appellant only listed the South Carolina Department of Employment and Workforce (SC DEW) as the respondent because SC DEW was representing the employer in this case. The Appellant has changed the title as requested. However, the employer's business name (Spill the Beans) is legally referred to as 4056 Main, LLC. It appears that the Administrative Law Court made an error in the Final Orders, as all other records shows the employer as 4056 Main, LLC, not 4056 LLC. Since Court staff is on vacation, Appellant was asked by another member of the Court to submit this motion for review, to forward the appeal correspondence to the employer, and then to wait for the Court's decision as to whether or not a caption change is required.

The Appellant also had questions concerning filing that contains redacted information which was also presented in the letter received from the Court. SC DEW had

provided the original Record on Appeal and had redacted information, as required. The correspondence from the Court stated that “A filing that contains redacted information may be filed together with a confidential reference list that identifies each item of redacted information and specifies an appropriate identifier that uniquely corresponds to each item listed.” The Appellant, who knows she is responsible to submit the new Record on Appeal, which will include SC DEW’s Record on Appeal, asked if a confidential reference list is required, but in this case, thankfully, is not.

The Appellant is pro se with no prior knowledge of court proceedings, is trying to be very diligent to make sure she is following the rules correctly so that her case can be fairly heard and is appreciative of your services.

December 22, 2021

Respectively submitted,

s/ Katrina Daniels  
Katrina Daniels  
3439 Fallowbrook Forest  
York, SC 29745  
803-810-4498  
[katrina.daniels16@gmail.com/](mailto:katrina.daniels16@gmail.com)  
[jjdaniels36@gmail.com](mailto:jjdaniels36@gmail.com)  
Appellant


EXHIBIT 10

STATE OF SOUTH CAROLINA )  
COUNTY OF RICHLAND )

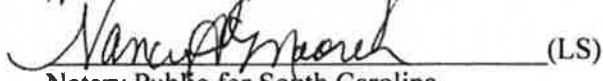
**AFFIDAVIT**

PERSONALLY appeared before me, the undersigned Notary, is Kristi Chesley, who is employed in Richland County, South Carolina, and makes this her statement and affidavit upon oath and affirmation of belief and personal knowledge that the following is true and correct to the best of her knowledge:

1. I am the Office Manager for the South Carolina Department of Employment and Workforce (Department). I am responsible for receiving, opening, and processing mail addressed to: Office of General Counsel, S.C. Department of Employment and Workforce, Post Office Box 8597, Columbia, SC 29202.
2. There has been no Notice of Appeal to the South Carolina Court of Appeals (COA) received by mail or hand delivery from Katrina Daniels to the Department's Office of General Counsel in the case of Katrina Daniels v. South Carolina Department of Employment and Workforce and 4056 LLC, Appellate Case No. 2021-001462.

  
Signature of Affiant  
Kristi Chesley

DATED AND SWORN to before me this the  
11th day of January, 2022.

 (LS)  
Notary Public for South Carolina  
My Commission Expires: April 22 2031

# The South Carolina Court of Appeals

Katrina Daniels, Appellant,

v.

South Carolina Department of Employment and  
Workforce and 4056 LLC, Respondents.

Appellate Case No. 2021-001462

---

## ORDER

---

After careful consideration, Respondents' motion to dismiss is granted. *See* Rule 203(b)(6), SCACR (providing a notice of appeal from a decision of the ALC "shall be served on the agency, the administrative law court . . . and *all parties of record* within thirty (30) days after receipt of the decision") (emphasis added); *Mears v. Mears*, 287 S.C. 168, 169, 337 S.E.2d 206, 207 (1985) ("Service of the notice of intent to appeal is a jurisdictional requirement, and this Court has no authority to extend or expand the time in which the notice of intent to appeal must be served."). Accordingly, the remittitur will be sent as required by Rule 221(b), SCACR. Because we dismiss this appeal, we decline to rule on Appellant's motion to amend the caption.



FOR THE COURT

Columbia, South Carolina

cc:  
Benjamin Thomas Cook, Esquire

**FILED**  
**Mar 04 2022**

# The South Carolina Court of Appeals

Katrina Daniels, Appellant,

v.

South Carolina Department of Employment and  
Workforce and 4056 LLC, Respondents.

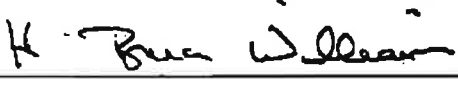
Appellate Case No. 2021-001462


---


## ORDER

---

Appellant has filed a motion to reinstate this appeal, which we construe as a petition to rehear the dismissal. After careful consideration of the petition for rehearing, the Court is unable to discover that any material fact or principle of law has been either overlooked or disregarded, and hence, there is no basis for granting a rehearing. Accordingly, the petition for rehearing is denied.

  
\_\_\_\_\_ C. J.

  
\_\_\_\_\_ J.

  
\_\_\_\_\_ J.

Columbia, South Carolina

cc:  
Benjamin Thomas Cook, Esquire

**FILED**  
**May 12 2022**

---

**Cook, Ben**

---

**From:** The Daniels' <jjdaniels36@gmail.com>  
**Sent:** Sunday, May 29, 2022 11:31 PM  
**To:** Legal; andee.osell@gmail.com; jshealy@scalp.net; ctappfilings@sccourts.org; supctfilings@sccourt.org; Chesley, Kristi  
**Subject:** Petition For Writ  
**Attachments:** 52922 Letter to the Supreme Courts Clerk.pdf; Writ.pdf; 52922 Motion to Proceed in Forma Pauperis.pdf; Writ Exhibits.pdf; 52922 PROOF OF SERVICE.pdf

**CAUTION: This email was sent from outside the agency, clicking on links could open malicious websites.**

Please see attached.

Thank you,  
Katrina Daniels

STATE OF SOUTH CAROLINA )  
COUNTY OF RICHLAND )

**AFFIDAVIT**

PERSONALLY appeared before me, the undersigned Notary, is Kristi Chesley, who is employed in Richland County, South Carolina, and makes this her statement and affidavit upon oath and affirmation of belief and personal knowledge that the following is true and correct to the best of her knowledge:

1. I am the Office Manager for the South Carolina Department of Employment and Workforce (Department). I am responsible for receiving, opening, and processing mail addressed to: Office of General Counsel, S.C. Department of Employment and Workforce, Post Office Box 8597, Columbia, SC 29202.
2. There has been no Petition for Writ of Certiorari received by mail or hand delivery from Katrina Daniels to the Department's Office of General Counsel in the case of Katrina Daniels v. South Carolina Department of Employment and Workforce and 4056 LLC, Appellate Case No. 2022-000746.

Kristi Chesley  
Signature of Affiant  
Kristi Chesley

DATED AND SWORN to before me this the  
3 day of April, 2024.



Amy Proveaux / Amy Proveaux (LS)  
Amy Proveaux  
Notary Public for South Carolina  
My Commission Expires: 12/22/25