

**STATE OF SOUTH CAROLINA  
COURT OF APPEALS**

Clara Lewis Brockington, )  
)  
Appellant, )  
)  
v. )  
)  
South Carolina Department of Employment )  
and Workforce and BELK Department Store,) )  
)  
Respondents. )  
\_\_\_\_\_ )

Docket No. 24-ALJ-22-0209-AP

**MOTION TO CONTINUE**

**RECEIVED**  
SEP 25 2024  
SC Court of Appeals

This matter is brought before the South Carolina Court of Appeals, pursuant to an **Order of Dismissal**, by the Honorable Judge Ralph K. Anderson III on August 28, 2024. The South Carolina Department of Employment and Workforce falsely stated that my Motion To Continue was not timely file, which is incorrect, as well as Appellant did not file a Notice of Appeal. Appellant do NOT work at the United States Postal Service and cannot control the mailing, but Appellant have witnesses at the Richland Library Southeast Branch, that assisted with preparing the packets, faxing information to parties and preparing mailing packages for the United States Post Office, across the street from the library, were done in a timely manner and same time.

Also, the Administrative Law Court and the Respondents were aware of Appellant being medically refrained from testifying on a witness stand, by my Cardiologist (heart doctor) since April 15, 2024, and have not informed any Court, that I have been released to continue. With the previous Motion To Continue dated, August 16, 2024, please notice that Dr. Patricia McClerklin, a Dermatologist examined me on August 15, 2024, where I had a huge abscess and could not do anything with my hand, arm, physically, mentally, etc., due to the attempted sexual harassment/assault by Victor Zaldavir, Belk Department Store Manager. According to my Counselors, Therapists, Physicians, Pharmacists, Pastors, etc., these injuries to my medical and mental statuses are disabilities, and could possibly be for the remainder of my lifetime.

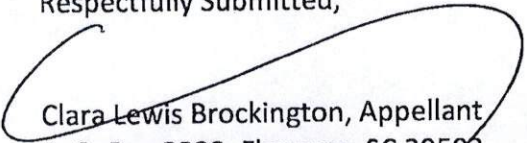
As far as case being dismiss because it was moot, there was no reason for this statement. Appellant's disabilities listed would not allow me to answer anything and the Motion To Continue was done in order and in decency. Please note for the record that the Appellant and the witnesses from the Richland Library Southeast Branch and the United States Post Office are witnesses and will testify, that they had to assist me, due to my numerous health and mental problems on this date.

Per my Advisors, Appellant is attaching the complete packet that was mailed to the Administrative Law Court in a timely manner which included: Motion To Continue, Proof of

Service and Dr. Patricia A. McClerklin's excuse, which is what Judge Anderson said was missing. Per my Advisors, I am not an attorney, a clerk or any member of the Court, so if there was anything missing, the COURT should have shown courtesy and sent me a letter listing the missing items, with a deadline to return items to the Court. However, none of these items were ever missing. Due to my medical and mental status, I did not act on anything in the case for the Court to say, "Case was moot".

Appellant is requesting that my **MOTION TO CONTINUE** is granted, due to Appellant is dealing with numerous doctors, therapists, counselors, pharmacists, medications, mental status, concentration and thinking, numerous medical problems, pain, suffering and heart problems, etc. (Please see documentation). As far as case being Moot, there is no subject in my MOTION for the Respondents to dispute, debate or discuss. With these points clarifying that my **MOTION TO CONTINUE** was clear to these points, Appellant request that MOTION is granted and case is remanded back to **ADMINISTRATIVE LAW COURT**. Thanks in advance!

Respectfully Submitted,

  
Clara Lewis Brockington, Appellant  
P. O. Box 3232, Florence, SC 29502  
Telephone: (843) 616-1317

Attachments

Florence, South Carolina

September 20, 2024

# ▶ Fax

4 pages

Date 8/16/24

From: C.L. Brockington

Phone: 843-616-1317

Fax: 843-662-7921

Company Name: N/A

To: Attorney for BEIK, Inc.

Phone: 843-662-3201

Fax: 704-973-0711

Company Name: BEIK Corporate Office

Comments:

Motion to Continue faxed and mailed.

BEIK Corporate Office  
2801 W. Tyvola Road  
Charlotte, NC 28217  
704-357-1000

C.L. Brockington  
Pro se Appellant

Urgent

For Review

Please Comment

Please Reply

Please Recycle

TRANSMISSION VERIFICATION REPORT



FAX : 1111111111  
TEL : 1111111111  
SER.# : U6327408J571447

DATE TIME  
FAX NO. NAME  
DURATION  
PAGE #  
RESULT  
MODE

08/16/24  
08:12:05  
101  
1211457

Attorney For Belk - Confirmation  
FAX # (704-973-0711) given by Kimberly, Belk  
Employee on 8/16/24. (CLB)

# ▶ Fax

4 Pages

Date 8/16/24

From: CLARA Lewis Brockington, Pro Se Appellant  
Phone: 843-616-1317  
Fax: 843-662-7921  
Company Name: N/A

To: Kristi Chelsey, Legal Asst/Attorney Kilpatrick  
Phone: ~~803-0395~~ 803-737-0395  
Fax: 803-737-0124  
Company Name:

S.C. Dept. of Employment and Workforce

Comments:

Motion to Continue FAXed and Mailed!

Kristy Chelsey, Office Manager  
S.C. Dept of Employment & Workforce  
1550 Gadsden Street  
Columbia, SC 29202

C. L. Brockington  
Pro Se Appellant



Urgent



For Review



Please Comment



Please Reply



Please Recycle

TRANSMISSION VERIFICATION REPORT

TIME : 01/15/2015 03:22  
NAME : PIRLAND LIBRARY SE  
FPA : 1111111111  
TEL : 1111111111  
SER.# : U63274C8J571447

DATE TIME  
PAGE(S)  
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MODE

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04  
OK  
STANDARD  
ECM

Attorney for S.C. Dept of Employment  
+ workforce - Confirmation

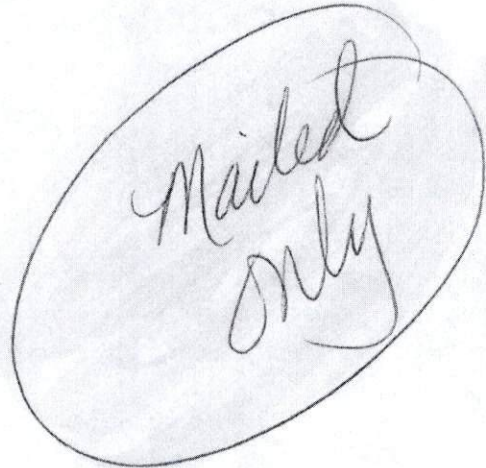
► Fax (4 Pages)

Date 8/16/24

From: C.L. Brockington  
Phone: 843-616-1317  
Fax: 843-662-7921  
Company Name: N/A  
To: Stephanie Perez, Clerk  
Phone: 803-734-0550  
Fax:  
Company Name: Administrative Law Court

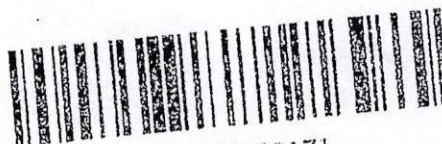


Comments: Motion To Continue ~~Faxed and~~ Mailed



C.L. Brockington  
Pro Se Appellant

Attn: Stephanie Perez, Clerk  
Administrative Law Court  
Edgar A. Brown Bldg.  
1205 Pendleton Street, Suite 224  
Columbia, SC 29201



12345306100171

Richland Library

Southeast Branch

[www.richlandlibrary.com](http://www.richlandlibrary.com)

Created on: 8/16/2024

BranchID: Southeast Internet

ID: 12345306100171

Pin: 4612

Pass

Please

# McLeod Health

MCLÉOD CARDIOLOGY ASSOCIATES FLORENCE  
101 WILLIAM H JOHNSON ST STE 600  
FLORENCE SC 29506-2773  
843-667-1891  
Dept Fax: 843-665-2516

April 15, 2024


Patient: **Clara Lewis Brockington**  
Date of Birth: **12/22/1955**  
Date of Visit: 4/15/2024

To Whom It May Concern:

Clara Brockington was seen in my clinic on 4/15/2024 at 11:15 am. Patient is experiencing heightened blood pressures due to emotional distress. It is essential to address this without exacerbating her health by subjecting her to further stress through testifying on a witness stand.

If you have any questions or concerns, please don't hesitate to call.

Sincerely,



WHITNEY SIMS, PA

**EXCUSE SLIP**

Patricia McClerklin, M.D.  
McClerklin Skin and Laser Center  
Dermatology  
112 Doctors Circle — Columbia, SC 29203  
P (803) 771-9163 F (803) 771-7383

Date 8/15/24

TO WHOM IT MAY CONCERN:

Clara Brownington is under my care. He/She

- was seen in my office today
- is released to return to work on \_\_\_\_\_
- is unable to return to work at this time because \_\_\_\_\_
- is able to return to school on \_\_\_\_\_
- is/is not able to participate in the Phy. Ed. program at school
- is pregnant and estimated date of confinement is \_\_\_\_\_
- is in good physical health.
- surgery is scheduled for \_\_\_\_\_ and  
patient may return to work after \_\_\_\_\_ weeks/days.
- Medications: \_\_\_\_\_
- Restrictions: \_\_\_\_\_
- Other: \_\_\_\_\_

**PATRICIA A. McCLERKLIN, M.D.**  
(Signature)

**PROOF OF SERVICE OF MOTION TO CONTINUE**

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY  
Administrative Law Court

**RECEIVED**  
OCT 14 2024  
SC Court of Appeals

Ralph King Anderson III, Chief Administrative Law Judge

Case No. 2024-001656

South Carolina Department of  
Employment and Workforce  
and Belk, Inc.,

Respondents,

v.

Clara L. Brockington,

Pro Se Appellant.

**PROOF OF SERVICE**

I certify that I have served the **Motion To Continue** on South Carolina Department of Employment and Workforce and Belk, Inc., by depositing a copy of it in the United States Mail, postage prepaid, on October 9, 2024, addressed to their attorney(s) of record, Kristi Chesley, Legal Assistant for Attorney Ashtin Kilpatrick, S. C. Department of Employment and Workforce, P. O. Box 8597, Columbia, SC 29202, Luther T. Moore, Attorney for Belk, Inc., 2801 West Tyvola Road, Charlotte, NC 28217 and Stephanie Perez, Clerk, Administrative Law Court, Edgar A. Brown Bldg., 1205 Pendleton St., Suite 224, Columbia, SC 29201.

Clara L. Brockington, Pro Se Appellant  
P. O. Box 3232, Florence, South Carolina 29502  
Telephone: (843) 616-1317

October 9, 2024

Florence, South Carolina