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FEB 14 2025

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM THE COMMON PLEAS COURT

Clifton B. Newman, Common Pleas Fifth Judicial Circuit Judge

Appellate Case No. 2024-001835

Common Pleas Case No. 2022-CP-40-0027

South Carolina Department of Health and Environmental Control,
DOES 1 through X, inclusive:
and ROE Business Entities 1 through X, inclusive

Respondent

Teresa McWilliams

Appellant, *pro se*

MOTION FOR CONTINUANCE DUE TO DELAY OF TRANSCRIPT

Teresa McWilliams
105 Arborgate Circle
Columbia, SC 29212
(803) 530-4738
Appellant, *pro se*

Meredith Seibert, Esquire
P.O. Box 1486
Columbia, SC 29202
(803) 790-0603
Attorney for Respondent

Appellant requests a continuance regarding the deadline of February 22, 2025, to present her brief. The transcript received by the Appellant on January 23, 2025, refers to a previous hearing in the presence of Judge Jean Toal held on November 11, 2022. The

Order signed by Judge Clifton Neman that is being appealed also refers to Judge Toal's hearing, and there are some discrepancies in what is being stated about the Judge Toal hearing. Since the order signed by Judge Clifton Newman makes statements that depend on the Judge Toal hearing, Appellant needs that transcript as well to complete her brief. As the court may see from the attached emails, Appellant has requested the Judge Toal transcript, but the transcript department did not forward the transcript request to a transcriptionist until February 13, 2025. Appellant is requesting 30 days to file her brief after receiving the transcript of the hearing with Judge Toal presiding on November 11, 2022.

Respectfully Submitted;

By: 
Teresa McWilliams

February 14, 2025
Columbia, South Carolina

Re: Over 5 days Fw: Transcript requests

From teresa mcwilliams <teresamcwilliams@hotmail.com>
Date Thu 2/13/2025 5:14 PM
To Transcripts <transcripts@sccourts.org>

Thank you!

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From: Transcripts <transcripts@sccourts.org>
Sent: Thursday, February 13, 2025 4:50:17 PM
To: teresa mcwilliams <teresamcwilliams@hotmail.com>
Cc: Transcripts <transcripts@sccourts.org>
Subject: RE: Over 5 days Fw: Transcript requests

Good afternoon,
This request was sent to Bethanie Creppon.
Thank you.
Court Reporter Sectio

From: teresa mcwilliams <teresamcwilliams@hotmail.com>
Sent: Thursday, February 13, 2025 4:32 PM
To: Transcripts <transcripts@sccourts.org>; Court Of Appeals Filings <ctappfilings@sccourts.org>; Meredith Seibert <mseibert@dfi-lawfirm.com>
Subject: Fw: Over 5 days Fw: Transcript requests

***** EXTERNAL EMAIL:** This email originated from outside the organization. Please exercise caution before clicking any links or opening attachments. ***

Also the date is not April 30, 2022. It is November 30, 2022. (11/30/2022). This hearing took place in physical court. Not on a WebEx.

From: teresa mcwilliams <teresamcwilliams@hotmail.com>
Sent: Thursday, February 13, 2025 4:10 PM
To: Transcripts <transcripts@sccourts.org>; Court Of Appeals Filings <ctappfilings@sccourts.org>; Meredith Seibert <mseibert@dfi-lawfirm.com>
Subject: Fw: Over 5 days Fw: Transcript requests

This hearing took place in physical court. Not on a WebEx.

From: Transcripts <transcripts@sccourts.org>
Sent: Thursday, February 13, 2025 11:06 AM
To: teresa mcwilliams <teresamcwilliams@hotmail.com>

Cc: Transcripts <transcripts@sccourts.org>
Subject: RE: Over 5 days Fw: Transcript requests

Good morning

We have searched for the recording for April 30, 2022 (court not held on the weekend) with judge Toal and your hearing is not on the recording. Could this hearing have taken place in front of another judge or on another date? Please let us know as soon as possible.

Thank you,

Court Reporter Section

From: teresa mcwilliams <teresamcwilliams@hotmail.com>
Sent: Wednesday, February 12, 2025 3:12 PM
To: Transcripts <transcripts@sccourts.org>; Court Of Appeals Filings <ctappfilings@sccourts.org>; Meredith Seibert <mseibert@dfi-lawfirm.com>
Subject: Over 5 days Fw: Transcript requests

***** EXTERNAL EMAIL:** This email originated from outside the organization. Please exercise caution before clicking any links or opening attachments. ***

It is my understanding that you were to confirm receipt of this transcript request within 5 days. It has been 10 days. I am following up on the status. Thank you.

Teresa McWilliams

From: teresa mcwilliams <teresamcwilliams@hotmail.com>
Sent: Sunday, February 2, 2025 11:15 PM
To: Transcripts <transcripts@sccourts.org>; Court Of Appeals Filings <ctappfilings@sccourts.org>; Meredith Seibert <mseibert@dfi-lawfirm.com>; Teresa Mcwilliams <teresamcwilliams@hotmail.com>
Subject: Transcripts requests

Attached are requests for 2 different transcripts. Please notice the 8/8/2023 is for audio recording. I will send the payment as soon as you let me know the cost. Thank you .

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1 STATE OF SOUTH CAROLINA) IN THE SOUTH CAROLINA CIRCUIT COURT 5
2 COUNTY OF RICHLAND) COURT C.A NO. 2022-CP-40-00027

3
4 Teresa McWilliams)
5 Plaintiff,))
6 Versus)
7 Georgette Lee Jackson)
8 and SC DHEC, et al)
9 Defendant.)

Page
5
attached

10
11 H E A R I N G

12
13 DATE: August 8, 2023

14
15 LOCATION: South Carolina Circuit Court 5

16
17 JUDGE: Clifton Newman

18
19 TRANSCRIBED BY: ERIN REILLY

20
21 LEGAL EAGLE

22 Post Office Box 5682

23 Greenville, South Carolina 29606

24 864-467-1373

25 depos@legaleagleinc.com

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APPEARANCES:

Attorney for Plaintiff.

Teresa McWilliams (Pro Se)

Attorney for Defendant.

Meredith Seibert, Esquire

Duff Freeman Lyon, LLC

3700 Forest Drive, Suite 201

Columbia, SC 29204



Richland Common Pleas

Case Caption: Teresa McWilliams vs Georgette Lee Jackson , defendant, et al
Case Number: 2022CP4000027
Type: Order/Dismissal

So Ordered

s/ Clifton B. Newman, 2127

Electronically signed on 2024-09-27 10:33:56 page 5 of 5

Page 1
attached

STATE OF SOUTH CAROLINA
COUNTY OF RICHLAND

IN THE COURT OF COMMON PLEAS
FOR THE FIFTH JUDICIAL CIRCUIT

Teresa McWilliams,

Plaintiff,

C.A. No.: 2022-CP-40-00027

vs.

PROPOSED ORDER

South Carolina Department of Health and
Environmental Control,

Defendant.

This matter comes before the Court upon Defendant South Carolina Department of Health and Environmental Control's Motion to Dismiss Plaintiff's Amended Complaint Pursuant to Rule 12(b)(6), SCRPC. A hearing was held on August 8, 2023, before Judge Clifton Newman, Meredith L. Seibert, Esquire of Duff Freeman Lyon LLC, now Duff Freeman Seibert, LLC., appeared on behalf of the South Carolina Department of Health and Environmental Control ("Defendant" or "DHEC"). Ms. Teresa Williams appeared *pro se*. After reviewing the pleadings, including the prior order permitting Plaintiff the opportunity to amend her Complaint, Defendant's Motion to Dismiss, the parties' memoranda, the arguments of the parties, and relevant case law, the Court hereby grants Defendant's Motion to Dismiss.

I. INTRODUCTION

On January 4, 2022, Plaintiff, who is proceeding *pro se*, filed a Complaint against DHEC. DHEC filed a Motion to Dismiss pursuant to 12(b)(6), SCRPC. On November 30, 2022, the Court, retired Chief Justice Toal presiding, heard arguments from Plaintiff and counsel for the Defendant on the pending Motion. Per the resulting order, Plaintiff stated at the hearing that she wanted to pursue a cause of action for age-based employment discrimination following receipt of a right-to-sue notice from the Equal Employment Opportunity Commission ("EEOC"). While noting that the original Complaint lacked any factual support for, or attempted statement of, a legal cause of



The South Carolina Court of Appeals

Teresa McWilliams
105 Arborgate Circle
Columbia SC 29212

02/14/2025

RECEIPT #103979

Case No: 2024-001835
Case Short Title: Teresa McWilliams v. SCDHEC
Event:
Fee Type: Motion Fee Filed After 10-15-18
Amount: \$50.00
Payment Type: Check
Reference No: 2975
Check/Money Order Date: 02/14/2025
Comments: