



The Supreme Court of South Carolina

DANIEL E. SHEAROUSE
CLERK OF COURT

BRENDA F. SHEALY
CHIEF DEPUTY CLERK

POST OFFICE BOX 11330
COLUMBIA, SOUTH CAROLINA 29211
TELEPHONE: (803) 734-1080
FAX: (803) 734-1499

December 2, 2013

Ms. Sandra A. Kearse
1725 London Crest Drive #301
Orlando, FL 32818

Re: Sandra A. Kearse v. Charleston County School District
Appellate Case No. 2013-001985

Dear Ms. Kearse:

This responds to your correspondence to Chief Justice Toal dated November 25, 2013. Since the appeal in this matter is pending before the South Carolina Court of Appeals, no action will be taken on this correspondence by this Court. Instead, any request for relief that you may have will need to be raised to the South Carolina Court of Appeals.

Very truly yours,



CLERK

cc: Leslie Michelle Whitten, Esquire
Stephen Lynwood Brown, Esquire
Catherine Holland Chase, Esquire
The Honorable Jenny Abbott Kitchings (with copy of correspondence) ✓

RECEIVED

DEC 03 2013

SC Court of Appeals

NOTICE OF REQUEST
THE STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Chief Supreme Court Justice
Jean H. Toal

Appellate Case Number: 2013-001985
Case Number: 2013CP-10-1223
November 25, 2013

Rev. Dr. Sandra A. Kears, Claimant

Vs.

Charleston County School District

To: The Honorable Chief Justice Jean Toal,

Madam Chief Justice, after several futile attempts to speak with case managers concerning my case and falling ill, I am respectfully requesting that the court would grant in private chambers a judge to render direction and/or a final decision concerning myself (injured party) Sandra A. Kears/claimant, and the defense Counselors at YCR, representing Charleston County School District Four. I am requesting this to avoid any costly and unnecessary court costs.

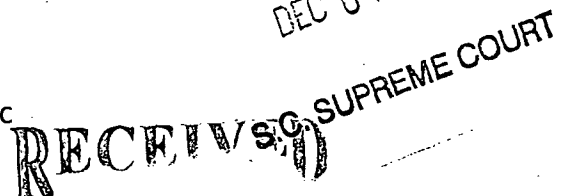
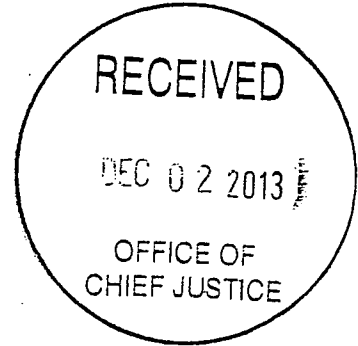
Originally, I put in an appeal to The State of South Carolina's Court of Appeals Administrative Office and the Lower Court, for a "Writ of Certiorari" and an appeal to hear my case with a request for subpoenas. Counsel in turn, desired to *quash any and all subpoenas, in which I hereby formally object to*. Indeed, Counsel knows if there is any medical expert witness that can competently shed some light on the severity of my injuries at that time and its long term effects without proper treatment, then surely I pray that you Madam Chief Justice, might please consider this request and render a viable, complete and just decision to end this harrowing process. Attached are letters, motions, and other legal documents to give you a full disclosure of the said case. Thank you very kindly for your consideration.

I am,



Rev. Dr. Sandra A. Kears, Clergy, Author, Singer-songwriter & Educator
(407) 522 - 7207

Cc: YCR Counselors, Leslie Whitten, Partner, CIGNA, INGENIX and UHC



DEC 03 2013

SC Court of Appeals

STATE OF SOUTH CAROLINA
BEFORE THE SUPREME COURT AND COURT OF APPEALS ADMINISTRATIVE OFFICE

Certificate of Service

Rev. Dr. Sandra Kearse

November 25, 2013

Vs.

Charleston County School District



Honorable Shearouse,

I hereby certify that on March 27, 2013, I mailed the original and (1) other copy of this Notice of Request to:

Leslie M. Whitten, Partner
25 Calhoun St. Suite 400
P.O. Box 993
Charleston, SC 29402

RECEIVED

DEC 02 2013

Chief Justice Jean Toal
P.O. Box 11330
Columbia, SC 29211

S.C. SUPREME COURT

Via Certified Mail with Return Receipt Requested [x]

Thank You, I am

A handwritten signature in cursive script, appearing to read "Rev. Dr. Sandra A. Kearse".

Rev. Dr. Sandra A. Kearse

Form 4
NOTICE OF APPEAL FROM A DECISION MADE BY THE COURT
OF GENERAL SESSIONS COMMON PLEAS
THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS
IN THE SUPREME COURT

Dennis, Circuit Court Judge

Appellate Case Number 2013-001985

Case Number 2013CP-10-1223

October 08, 2013

Rev. Dr. Sandra A. Kearse vs. Charleston County School District

NOTICE OF CIVIL APPEAL

Sandra A. Kearse requested for a motion to rescind a motion to dismiss and to receive amounts to be awarded for the claimant based on severity of injuries and based on evidence given by insurance companies. Judge Dennis imposed a decision. Judge Dennis *did not* impose which motion he had made the decision for. See Form 4 and original motion(s) attached. I make this civil appeal based on the Judge not having enough time to review the case and the *error* that is consistently being supported by Counsel Whitten concerning a \$325.00 bill to a doctor they refuse to pay. She has also refuse to accept facts given by former Counsel Rhonda Jennings (even though she admits it in writing) and claimant Sandra A. Kearse about properly notifying her office and my being in the hospital at that given time. In addition, Charleston County School District 4 is unlawfully refusing to pay for injuries arising out of the slip and fall accident that occurred on January 03, 2007 and every condition that has been exacerbated by this accident and has made every effort to avoid it.

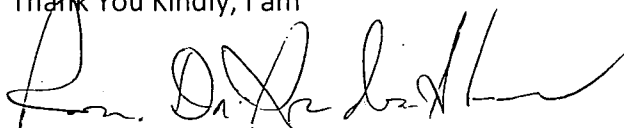
There has been no effort to pay for any Temporary Total Benefits according to laws set forth by S.C., nor the apparent physical brain and neck damage related to the back, according to

the Case in Pearson v. JPS Converter and Industrial Corporation, 327 S.C. 393, 489 S.E.2d 219(1997). The only records that sufficiently supported this was given by an Author and Brain Specialist and Chairman of Rehabilitative services at Emory University Hospital, Dr. David Burke. Even though Dr. Jervey and Dr. Scott records both indicated injuries inside the brain, it was never sufficiently recorded and attended to.

This civil appeal is taken from the decision made by the Honorable Dennis, dated August 21, 2013 and made on the date of August 09, 2013. It was filed on August 22, 2013. I was served on October 07, 2013, the order from the The South Carolina Court of appeals was dated October 03, 2013.

I am respectfully requesting for additional time according to Rule 203 to properly serve subpoena(s) and properly respond to this demand because I am under some pretty critical doctor's care at this given time. I shall do the very best I can to stay within the confinements of the Law!

Thank You Kindly, I am

A handwritten signature in black ink, appearing to read "Rev. Dr. Sandra A. Kearse". The signature is fluid and cursive, with a long horizontal stroke at the end.

Rev. Dr. Sandra A. Kearse

CC: United Healthcare, Counsel Leslie Whitten, Counsel Rhonda Jennings, Honorable Jean Toal, Honorable Julie Armstrong, Honorable Daniel Shearouse and CIGNA

NOTES FOR JULY 08, 2013 – WAS 0700666 NOW IN COMMON PLEAS # 2013-CP-10-1223

SEVERAL MONTHS AGO, I SENT A LETTER TO THE HONORABLE ROSALYN FREIRSON CONCERNING A STATEMENT THAT WAS ENTERED INTO THE COURTS AS A FACT WHEN INDEED IT WAS NOT. I WAS DIRECTED BY THAT OFFICE TO THE OFFICE ON LAWYER'S CONDUCT. Please review for your investigation: THE ATTORNEY WAS LESLIEWHITTEN ESQ.

NOW: LESLIE WHITTEN, PARTNER

YCR LAW

25 CALHOUN STREET SUITE 400

P.O. BOX 993

CHARLESTON, SOUTH CAROLINA 29402

SPOKE WITH MS. HINSON AT 10:17 AM ON JULY 08, 2013 CONCERNING THIS MATTER. DID NOT WANT COMPLAINT AGAINST DEFENSE ATTORNEY, BUT COULD NOT SEE HOW I COULD GET THE COURT TO RECOGNIZE HER ERROR AND DISMISS IT WITHOUT DAMAGING HER CAREER. SHE HAS REFUSED TO ACKNOWLEDGE HER CONDUCT AND/OR MISTAKE.

+ Motion for

+ Will use proper Affidavit of service for mailing at Post Office today! Additional Proof of mail to Courts and Defendant.

+ Reminder of Motion for Clincher have already send plus fee

+ Reminder of additional Costs or All Monies incurred by Claimant and her husband since this 2007I (check and see if not already done with clincher!

+ Reminder of Motion to dismiss false statement made by Ms. Whitten and Continue this case

+ Motion to have film to be admitted as Evidence to injuries and its negative impact(s)

+ Motion to subpoena(s) for Attorney Rhonda Jennings, Dr. Dubick, Dr. Jervey and to receive any additional evidence to prove ongoing existence of compounded disabilities since this accident. Example: Hearing Aids that have been described by doctor, TMJ diagnosis by ER Doctor and Dentist, Medication prescribed for Migraines by Neurologist. Almost 7 years later and classic symptoms of head and Neck Injury as related to back persists and is worsened

because of pain scale increase, use of walking aids and diagnosis of progression of breaking down of cartilage (visceral muscles) and disc displacement in Spinal Column. Sited by Dr. Dubick, Zieglewski, Dr. Mattia and other medical professional I've consulted with.

SET INTO THESE SPECIFIC CATEGORIES:

+ EVIDENCE

+ EXPENSES & FORMAT FOR LISTING EACH ONE; EX: DATE / FOR WHAT PURPOSE/ AMOUNT

3 CATEGORIES MEDICAL/MEDICAL SUPPLIES AND ADMINISTRATIVE AND TRAVEL & ACCOMODATION (INCLUDING MILEAGE TO AND FROM DOCTORS, APPTS, STATES, COURTS)

+ MOTIONS OR APPEALS & REQUESTS

+ COVER LETTERS OR NOTICE OF

KEARSE, SANDRA

HC - TMU

MD: Merchant, Mohammed A., DO

Acct: 1026500188

MRN: 525916

Discharge Date:

Requested Date: 09/23/2010 19:49

Page 2 of 2

Discharge Patient Home Med List

Medication	Dose	Route	Freq	Last Taken	Next Dose Due	Start Date	Stop Date
Vitamin B-12 Generic: Cyanocobalamin (Vitamin B-12)	1 tablet	Oral	Every day				

Nurse Signature: _____

Date: 9/23/10

Patient Signature: _____

Date: 9/23/10

This list indicates medications to be taken/given following discharge. Do not take any additional medications unless you

Kearse, Mrs. Sandra A.
Case #: 205846 (205846)

Case Type: WC
Class: GRO

DOI: 01/03/2007
Assigned: BARBARA

LIM Date: 01/01/2009
Date Opened: 08/14/2008

Page 1 of 2

07/18/2013 09:17 AM

Case Note - Page 1221 of 1979

Date: 09/23/2010 11:05 AM Staff: RHONDA

Topic: E-Mail

From: Napier, Jeanne
To: Whitten, Leslie
CC: Erdmann, Heather; DANA ENCK; Rhonda Jennings
Subject: RE: Sandra Kearse
Received: 9/22/2010 5:39:34 PM

Hello,

Yes, Ms. Whitten

Per our phone conversation this afternoon, I received your message and after talking with you, immediately phoned Dr. Goll's office to notify that tomorrow's appointment needs to be cancelled.

As we discussed, I did not reschedule.....will await word that Ms. Kearse is stable and able to reschedule.

Jeanne Napier, RN, BSN, CRRN, CCM
Florida QRP WC1001695
phone: 386-562-7719
fax: 1-386-269-1214

From: Whitten, Leslie [mailto:lwhitten@yctrlaw.com]
Sent: Wednesday, September 22, 2010 2:58 PM
To: Napier, Jeanne
Cc: Erdmann, Heather; DANA ENCK; Rhonda Jennings
Subject: Sandra Kearse
Importance: High

Jeanne,

I just left you a voicemail. I just a call from Ms. Kearse's lawyer's office. Apparently she is currently being admitted to the ER with chest pains and high bp. As a result, the appointment with Dr. Goll tomorrow is going to need to be rescheduled. Please let me know you got this.

Thanks,
Leslie M. Whitten
Attorney at Law
Young Clement Rivers, LLP
Phone: (843) 724-6691
Fax: (843) 579-1329

To receive updates on Workers' Compensation Issues in South Carolina from Young Clement Rivers' Workers' Compensation Practice Group, please visit our new website at www.yctrlaw.com <<http://www.yctrlaw.com/>> and opt-in for emails and RSS feeds.

Young Clement Rivers, LLP
<http://www.yctrlaw.com>
Charleston: (843) 577-4000

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Kearse, Mrs. Sandra A.
Case #: 205846 (205846)

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Assigned: BARBARA

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Page 2 of 2

07/18/2013 09:17 AM

Case Note - Page 1221 of 1979

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REHAB NTE

KEARSE, SANDRA - TEC_00025315271

* Final Report *

she has had to change her glasses since then. This seems to have stabilized 3 months after the accident. She does not tinnitus that is constant, and has had an ENT evaluation which has not been productive for reducing this. She does have PND, for which she sits up in bed at times, but has had a cardiac examination which has been negative for cardiovascular dysfunction. She does have headaches, for which sinus medication does seem to help, but notes thunderclap-type headaches which last for less than a minute, and are focused on the right side of her parietal region of her head.

IMPRESSION: Mild brain injury/complicated: The patient has had an MRI negative, but functionally significant mild traumatic brain injury. Her symptoms of memory loss, word-finding difficulty, fatigue, sweating, heart racing, emotional lability and sleep disorder are all consistent with this diagnosis. I suggested that she have diagnostic tests including:

1. Sleep study to rule out sleep apnea. If positive, this could be treated with a CPAP or BIPAP.
2. Neurosurgery: The patient should have a neurosurgical evaluation to rule out aneurysms, especially in the right occipital parietal region.
3. Occupational therapy: The patient should seek out occupational therapy to assist with her neck pain, as well as relaxation therapy for symptoms of tinnitus.
4. Speech language pathologist: A speech language pathologist can assist with pragmatics and word-finding difficulty, cognitive processing, and recovery from her brain injury.
5. Physical medicine and rehabilitation physician: The patient should seek out a PMR specialist who specializes in brain injury so that neurochemical intervention might be entertained.
6. The patient does have a neuropsychologist, and this individual will be helpful in allowing her access to the appropriate diagnostic and therapeutic entities that she does need.

Overall, we spent approximately one hour with the patient, with most of that time spent in counseling and coordination of care.

David T. Burke, MD

D: 03/13/2009 12:32:03 T: 03/13/2009 15:19:49
DTB/MB 637184/363870597/

Signature Line

Electronically Signed by: Burke, David T, MD on 03/16/09 11:37

Printed by: Waters, Tiffany N.
Printed on: 4/17/2009 11:33

Page 3 of 4
(Continued)

RE: SANDRA KEARSE

Page -2-

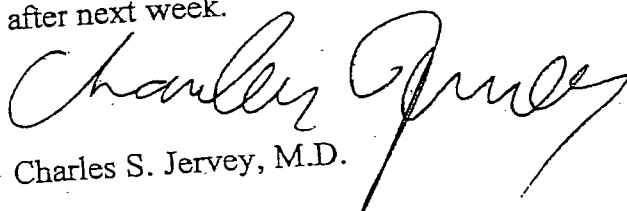
FAMILY HISTORY & ROS: Noted in the chart.

PHYSICAL EXAMINATION: She is alert and oriented X3. She appears in some distress and was laying on the exam table when I entered the room. She was able to sit up without assistance but moved very slowly to bring herself to a seated position, and then had to sit motionless for a few minutes before she could cooperate with the exam. She complained of feeling dizzy when she sat upright. Head - There is a slight swelling in the midline of the forehead. This area is very tender to the palpation. The remainder of her head is nontender to palpation. Her neck is nontender to palpation. Cranial nerves II-XII intact per protocol. Ears - Canals clear and TM's gray with good light reflexes and landmarks. Sensation is intact to pinprick throughout. Motor exam shows symmetrical bulk and tone with 5/5 strength throughout and no drift. She has symmetrical coordination throughout, and normal reflexes. Gait - She ambulates very slowly.

DIAGNOSTIC STUDIES: She had a non-contrast head CT scan dated 1/3/07. It showed left frontal cephalohematoma, also incidental findings of basal ganglia calcifications bilaterally and also incidental findings of some maxillary and ethmoid sinus disease.

IMPRESSION: I think she is probably having vertigo as a result of her recent head injury. It is relatively severe and accompanied by considerable nausea and vomiting.

RECOMMENDATION: I plan on getting a video nystagmogram within the next few days. I will see her for a follow-up visit as soon as that has been completed. I think she will probably need to be out of work for at least a week. I am hoping, however, that she will be able to return to work after next week.


Charles S. Jervey, M.D.

CSJ/jl

cc: The Schaffer Group, Att: Heather Erdmann, Fax 843-937-4990

STATE OF SOUTH CAROLINA)

COUNTY OF Charleston)

Rev Sandra A. Kearse)
Plaintiff,)

vs.)

Charleston County School District)
Defendant.)

IN THE COURT OF COMMON PLEAS
_____ JUDICIAL CIRCUIT

CASE NO.: 2013-CP-10-1223

**MOTION AND ORDER INFORMATION
FORM AND COVERSHEET**

COPY

Plaintiff's Attorney:
Pro Se, Bar No. _____
Sandra A. Kearse
Address:
1725 London Crest Dr. # 301
Orlando, FL 32818
Phone: 407 522 7207 Fax _____
E-mail: _____ Other: _____

Defendant's Attorney:
Leslie Whitten, Esq., Bar No. 69446
Address:
YCR, LLP
Post Office Box 993
Charleston, SC 29402-0993
Phone: (843) 724 6642 Fax(843) 579 1329
E-mail: _____ Other: _____

- MOTION HEARING REQUESTED (attach written motion and complete SECTIONS I and III)
- FORM MOTION, NO HEARING REQUESTED (complete SECTIONS II and III)
- PROPOSED ORDER/CONSENT ORDER (complete SECTIONS II and III)

SECTION I: Hearing Information

Nature of Motion: Notice of Court to Cancel the Appeal to Dismiss and to seek if other party has "Clean Hands"

Estimated Time Needed: _____

Court Reporter Needed: YES / NO

SECTION II: Motion/Order Type

- Written motion attached
- Form Motion/Order

I hereby move for relief or action by the court as set forth in the attached proposed order.

Signature of Attorney for Plaintiff / Defendant

04/18/2013
Date submitted

SECTION III: Motion Fee

- PAID - AMOUNT: \$ 25.00
- EXEMPT: (check reason)
 - Rule to Show Cause in Child or Spousal Support
 - Domestic Abuse or Abuse and Neglect
 - Indigent Status State Agency v. Indigent Party
 - Sexually Violent Predator Act Post-Conviction Relief
 - Motion for Stay in Bankruptcy
 - Motion for Publication Motion for Execution (Rule 69, SCRCP)
 - Proposed order submitted at request of the court; or, reduced to writing from motion made in open court per judge's instructions
- Name of Court Reporter: _____
- Other: _____

JUDGE'S SECTION

- Motion Fee to be paid upon filing of the attached order.
- Other: _____

JUDGE CODE _____

Date: _____

CLERK'S VERIFICATION

Collected by: _____ Date Filed: _____

- MOTION FEE COLLECTED: \$ _____
- UNCOLLECTED - AMOUNT DUE: \$ _____

Submitted by Counsel Whitten

8. That there is no evidence from any doctor that the Claimant's lumbar spine injury is related to or was aggravated by her fall of January 3, 2007;
9. That the Claimant's lumbar spine injury is not compensable;
10. That the Claimant voluntarily resigned from Charleston County School district on November 3, 2007;
- ✓ 11. That the Claimant was not on any restrictions at the time of her resignation and that no doctor wrote her out of work after November 3, 2007;
- ✓ 12. That the Claimant is not entitled to any further temporary total disability benefits;
- ✓ 13. That the Employer/Self-Insured scheduled the Claimant for an evaluation with Dr. Goll one September 23, 2010;
14. That the Claimant was a no show for the September 23, 2010 appointment, and the Employer/Self-Insured incurred a \$325 cancellation fee;
15. That the Defendants are entitled to a credit of \$325 for the no show fee incurred from the appointment the Claimant missed with Dr. Goll;
16. That there is no visible discoloration or disfigurement on the Claimant's face or forehead;
17. That there is no compensable disfigurement in this case;
18. That the Claimant had chronic neck pain prior to her work injury;
19. That the Claimant's complaints and diagnostics to her cervical spine before and after her fall were substantially similar;
20. That the medicals in this case are extensive and span several years. The preponderance of the medical evidence shows that the Claimant has 0% impairment to the neck (Dr.

4. S.C. Code Ann. § 42-9-30 establishes possible compensation for an injury to the back and neck; and

5. "Maximum medical improvement" (MMI) is term used to indicate that the workers' compensation claimant has reached such plateau that in physician's opinion there is no further medical care or treatment which will lessen degree of impairment. Lee v. Harborside Café, 564 S.E.2d 354, 350 S.C. 74 (Ct. App. 2002).

ORDER

IT IS, THEREFORE, ORDERED, ADJUDGED, AND DECREED that the Employer/Self-Insured shall be entitled to a credit for the \$325 charge incurred when the Claimant was a no show for the September 23, 2010 appointment with Dr. Goll; it is further

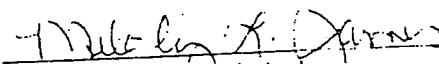
ORDERED, ADJUDGED, AND DECREED that the Employer/Self-Insured shall pay the Claimant for a period of 15 weeks at the weekly rate of \$225.30, which represents 5% permanent partial disability or loss of use of the back, relative to the neck.

No hearing costs or penalties are assessed in this matter.

AND IT IS SO ORDERED.

SOUTH CAROLINA WORKERS'
COMPENSATION COMMISSION

By:


Commissioner Melody L. James

submitted by Claimant's Attorney

5) We have received the APA Submissions from the Parties, and as the ultimate finders of fact, we conclude the opinions of Dr. Goll and Dr. Imfeld have been considered, but do not change the ultimate ruling in this case. The Claimant has not reached maximum medical improvement and is in need of additional medical treatment (*Amendment*).

CONCLUSIONS OF LAW

1. The parties to this proceeding are subject to and bound by the provisions of the South Carolina Workers' Compensation Act.
2. The Defendants are financially responsible for all causally related medical treatment, medication, evaluative procedures, diagnostic procedures, etc., which the Claimant receives for her compensable injuries, as recommended, prescribed, or performed by treating physicians, as these services are reasonable and necessary within the meaning of South Carolina Code Annotated '42-15-60 (1976) including treatment with a physician in Florida as recommended by Dr. Zgleszewski and in accordance with Dr. Zgleszewski's recommendations;
3. Under '42-9-10 and '42-1-120, the Claimant has not reached maximum medical improvement.

ORDER

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED, that the Claimant is not at maximum medical improvement and that the parties are to consult with Dr. Zgleszewski and request that he refer the Claimant to a physician in Florida who can administer treatment to the Claimant in accordance with Dr. Zgleszewski's recommendations;

6

There was never any visible treatment given to claimant, according to the injuries she sustained, therefore, making even injuries that were recognized exacerbated + her ability to hold down a

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REHAB NTE

KEARSE, SANDRA - TEC_00025315271

* Final Report *

Document Type: REHAB NTE
Document Date: 13 March 2009 00:00
Document Status: Auth (Verified)
Document Title: REHAB NTE
Performed By: Burke, David T on 13 March 2009 12:32
Verified By: Burke, David T on 16 March 2009 11:37
Encounter info: 17348799, TEC, TEC Visit, 3/13/2009 - 3/13/2009

* Final Report *

REHAB NTE (Verified)

THE EMORY CLINIC, INC.
DEPARTMENT OF REHABILITATION MEDICINE
CENTER FOR REHABILITATION MEDICINE AT CENTRAL CAMPUS

PATIENT NAME: KEARSE, SANDRA
MRN: 25315271
ENCOUNTER NO: 17348799
DATE OF SERVICE: 03/13/2009
DOB: 09/15/1954
DOCUMENT TYPE: REHAB NTE
PHYSICIAN NO: 01788
ATTENDING MD: DAVID T. BURKE, MD
REFERRING PHYSICIAN:

FIRST-EVER CLINIC APPOINTMENT

CHIEF COMPLAINT: Fall, with trauma to the head.

HISTORY OF PRESENT ILLNESS: Ms. Kearse is a 54-year-old female who was in her usual state of good health, when on 01/03/2007 she fell forward, striking the front of her head, with an altered level of consciousness and a hematoma. She was taken to the emergency room, where a CAT scan was negative, and she was discharged home. Since that time, she has complained of difficulties with headaches, short-term memory difficulties, and some difficulties with breathing, as well as visual distortion. She had at that also noticed some dizziness and balance issues as well, and has sought treatment for all of these since then. She comes in today complaining of headaches and breathing

Printed by: Gibson, Peggy M.
Printed on: 4/3/2009 14:52

Page 1 of 4
(Continued)

into the brain and the skull cannot protect the brain like it once could, leaving room for further injury. A person with an open head injury may be assigned to wear a helmet to protect the exposed brain from impact and further injury. If a piece of the skull has been displaced during the traumatic event, that piece of skull may be surgically replaced at a later date or an artificial bone flap may be used to cover the open area.

Return to top

There are many types of open head injuries, one is the **depressed skull fracture** which is where the broken piece of skull bone moves in towards the brain. There is a **compound skull fracture** which is where the scalp is cut and the skull is fractured. A **basilar skull fracture** is when the skull fracture is located at the base of the skull (neck area) and may include the opening at the base of the skull. This type of injury can cause damage to the nerves and blood vessels that pass through the opening at the base of the skull. A **Cribiform Plate Fracture** is when the cribiform plate, which is a thin structure located behind the nose area is fractured. When this happens cerebral spinal fluid can leak from the brain area out the nose.

Battle's Sign is when the skull fracture is located at the ear's petrous bone. This produces large black and blue marks on the areas below the ear, on the jaw and neck and it may include damage to the nerve for hearing. Sometimes blood or cerebral spinal fluid may leak out of the ear.

*Dr. Jeremy diagnosed
Ear drum tube
Dr. Burke
ignored ear
after Dr.
Stephen referred
everything to him*

Another type of open head injury is **Raccoon Eyes**, which sometimes occurs when the skull fracture is located in the anterior cranial fossa. This produces black and blue mark looking areas around the eyes. Cerebral spinal fluid may leak into the sinuses. Nerve damage for the sense of smell or eye functions may occur.

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A **Closed Head Injury** occurs when a person receives an impact to the head from an outside force, but the skull does not fracture or displace. After a closed head injury the brain has no place to expand if it starts to swell. This can cause an increase in pressure inside the skull, causing brain tissues to compress, which causes more damage.

If the brain starts to swell, it may expand through any available opening in the skull, including the eye sockets. When the brain expands through the eye sockets, it can compress and impair the functions of the eye nerves. For instance, if an eye nerve is compressed, a person's pupil will appear dilated (big). One reason why medical personnel may monitor a person's pupil size after an accident is to ensure that there is not too much intracranial pressure.

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Other Effects of Traumatic Brain Injury

Many times the brain is not the only part of the body that is damaged from a traumatic brain injury. Since the brain is the main control center for the body, anything that goes wrong inside the brain, will likely have effects on the rest of the body. **Polytrauma** is a term used by physicians to explain injuries in other parts of the body. Popular complications include lung, heart and gastrointestinal dysfunction, plus excessive blood clotting and nerve injuries. Some trauma victims develop hypermetabolism, where their body needs so much energy to keep the body functioning that it starts to pull energy from muscles and other tissues. Many brain trauma victims can develop permanent behavioral and mental disorders like depression and increased irritability, that can cause problems at home and in the work force. Others retain the inability to think and reason like they could before the accident. Some have permanent physical disabilities or lose senses like taste and smell. Alzheimers, Parkinsons and dementia can be some of the long-term effects of a traumatic brain injury.

Return to top

Ways to Prevent Brain Injuries

The Center for Disease Control and Prevention recommend the following tips for preventing a brain injury:

- always wear a seatbelt, and buckle your child into a seatbelt
- be sure you and your children wear a helmet when you ride a motorcycle, horse or bike, and when you ski, play contact sports or play baseball
- keep firearms and bullets stored in a locked cabinet when not in use and keep children away from them at all times
- avoid falls by using a step stool with grab bar, using handrails on steps, installing window guards to prevent children from falling and make sure your child plays on shock absorbing material, like mulch or sand (not blacktop)

Return to top

Caring for a loved one who is a survivor of a brain injury can be hard, but you are not alone. Organizations that specialize in the care, education and prevention of brain injuries are as follows:

*See picture
instructions
reflected up
to present
day*

*1st MRI
diagnosis of swelling in Brain*

Carolina Neurological Clinic
125 Doughty Street, Suite 460, Charleston, SC 29403
Phone 843-723-0202 Fax 843-723-1052

MEDICAL EXCUSE/WORK LIMITATIONS

This is to certify that Hease Sandra was seen in/phoned the office today,

March 16, 07 and is under my treatment for _____

INSTRUCTIONS: Return to work/school, starting _____

Regular duties, starting _____

No work until further notice.

Light Duty w/ following restrictions: * No lifting greater than 25lbs.

Please excuse from work/school _____

Head injury/Dizziness: Avoid driving, operating heavy/moving machinery, climbing/heights.

Neck injury: No repetitive bending/turning of neck. No lifting more than 10 pounds.

Back injury: No repetitive bending/stooping of back. No lifting more than 20 pounds.

Hand injury: No repetitive use of affected hand. Limit gripping/grasping.

Brain injury/Cognitive impairment/Seizures: No driving or operation of heavy, moving machinery. No work at heights. _____

No prolonged standing/sitting for more than _____ hours at a time.

Part time work limited to _____ hours total/day, _____ hours total/week.

Other Job/Injury specific limitations: _____

James L. Bumgartner, MD

Charles S. Jervay
Charles S. Jervay, MD

Thomas H. Dukes, MD

Thomas F. Stout, MD

RE: SANDRA KEARSE
Page -2-

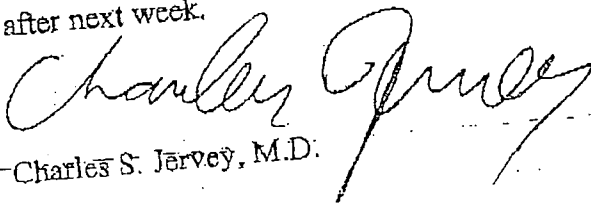
FAMILY HISTORY & ROS: Noted in the chart.

PHYSICAL EXAMINATION: She is alert and oriented X3. She appears in some distress and was laying on the exam table when I entered the room. She was able to sit up without assistance but moved very slowly to bring herself to a seated position, and then had to sit motionless for a few minutes before she could cooperate with the exam. She complained of feeling dizzy when she sat upright. Head - There is a slight swelling in the midline of the forehead. This area is very tender to the palpation. The remainder of her head is nontender to palpation. Her neck is nontender to palpation. Cranial nerves II-XII intact per protocol. Ears - Canals clear and TM's exam shows symmetrical bulk and tone with 5/5 strength throughout and no drift. She has symmetrical coordination throughout, and normal reflexes. Gait - She ambulates very slowly.

DIAGNOSTIC STUDIES: She had a non-contrast head CT scan dated 1/3/07. It showed left frontal cephalohematoma, also incidental findings of basal ganglia calcifications bilaterally and also incidental findings of some maxillary and ethmoid sinus disease.

IMPRESSION: I think she is probably having vertigo as a result of her recent head injury. It is relatively severe and accompanied by considerable nausea and vomiting.

RECOMMENDATION: I plan on getting a video nystagmogram within the next few days. I will see her for a follow-up visit as soon as that has been completed. I think she will probably need to be out of work for at least a week. I am hoping, however, that she will be able to return to work after next week.



Charles S. Jervey, M.D.

CSJ/jl

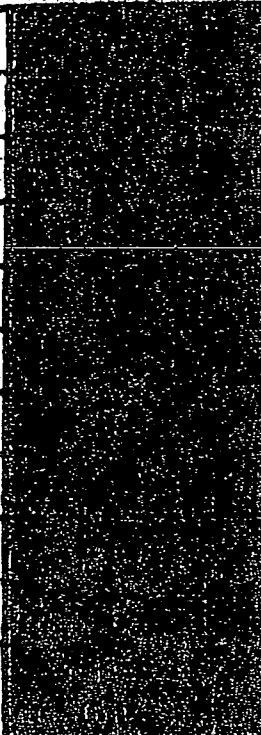
cc: The Schaffer Group, Att: Heather Erdmann, Fax 843-937-4990


Roper St. Francis Emergency Services

EMS Communication Log

Date:	Time:	ETA: 10-12
-------	-------	------------

Initials:	Medic: 9	Age: 52	Sex: F
-----------	----------	---------	--------

CC: fall - slip LOC hematoma face headache		BP	HR	RR
		118/78	90	20
		Yes	No	
			992	
		RA	NC	NRB
				C Spine Other

MD Orders:	
	MRP: 000648102 ERC
	KEARSE, SANDRA A
	DOB: 09/16/54
	PHYS: PARASCHOS, MD, THEOD
	
	ACCT#: 07003-00480 01/03/07

Other Pertinent Info:



cpapsupplyusa

Knowledge, friendly support, and the CPAP supplies every sleep apnea patient needs.

Call 1 866-560-2727

Mon-Fri 9:00am-6:00pm, Sat 9:00am-5:00pm EST
413 Branchway Road, Suite B Chesterfield, VA 23238

Order 1187551

Order Status: Complete
Payment Status: Paid

User: sandrakearse@gmail.com
Email: sandrakearse@gmail.com

11/9/2010 9:34:16 AM

Sold To:
SANDRA KEARSE
1725 LONDON CREST DRIVE
UNIT 301
ORLANDO, FL 32818
United States
407.522.7207

Ship To:
SANDRA KEARSE
1725 LONDON CREST DRIVE
UNIT 301
ORLANDO, FL 32818
United States
407.522.7207

SKU	Product Name	Price	QTY	Total
1043237	Respironics SleepEasy CPAP Machine and Humidifier	\$299.00	1	\$299.00
	<ul style="list-style-type: none"> Script Notification Patient has declared that a prescription is already on file for this item. 			

Customer's Instructions and other notes:
Monica

SubTotal: \$299.00

Tax: \$0.00

STANDARD SHIPPING (2-10 Business Days)

Shipping: \$0.00

Order Total: \$299.00

Amount Paid: \$299.00

Discount Codes Used:
LOW,

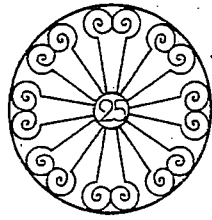
You earned 6 Loyalty Points on this order! You earned 7 points on this order! You earned 7 points on this order! You earned 7 points on this order!

Thank you for your order! Here are some helpful links for your reference.

What are Loyalty Points? – <http://www.cpapsupplyusa.com/loyalty-points-program.aspx>

Terms and Conditions – <http://www.cpapsupplyusa.com/terms.aspx>

How Do I Bill My Insurance? – <http://www.cpapsupplyusa.com/how-to-bill-your-insurance.aspx>



YCR LAW
Young Clement Rivers, LLP

Catherine H. Chase

Direct Dial: (843) 720-5488
Direct Fax: (843) 579-2983
E-mail: cchase@ycrlaw.com

October 21, 2013

VIA US MAIL

Jenny Abbott Kitchings, Clerk of Court
South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

Re: *Sandra A. Kearsse v. Charleston County School District*
Case No.: 2013-CP-10-1223
Appellate Case Number: 2013-001985
YCR File: 6959-20070594

Dear Ms. Kitchings:

Enclosed for filing in the above matter please find the original and seven (7) copies of a *Return to Notice of Appeal and Motion to Quash any Subpoenas that May be Issued*, as well as our firm check in the amount of \$25.00 to cover the cost of filing. Also enclosed are the original and two (2) copies of a Proof of Service concerning same.

Kindly return one (1) clocked copy of each document to us in the self-addressed, stamped envelope provided. Thank you, in advance, for your assistance.

With best wishes and kindest regards, I am

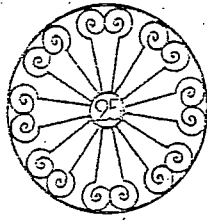
Sincerely,

YOUNG CLEMENT RIVERS, LLP

Catherine H. Chase

CHC/ero

cc: Sandra A. Kearsse



YCR LAW

Young Clement Rivers, LLP

Leslie M. Whitten
Partner
Direct Dial: (843) 724-6642
Direct Fax: (843) 579-1329
E-mail: lwhitten@ycrlaw.com

August 30, 2013

R. Markley Dennis, Jr.
Charleston County Circuit Court
100 Broad Street, Suite 106
Charleston, SC 29401

Re: Sandra A. Kearse v. Charleston County School District
Case No.: 2013-CP-10-1223
WCC File Number: 0700666
Claim Number: 07 07 000014
Date/Accident: 1/03/2007
YCR File: 6959 20070594

Dear Judge Dennis:

Per your request from the hearing held before you on August 9, 2013, please find enclosed an Order in connection with the above referenced matter. If you find this Order to be satisfactory, I would appreciate your signing it and returning it to me. I have enclosed a stamped, self addressed envelope for your convenience. I will ensure that the signed Order is properly filed and that a copy is provided to the opposing party.

Thank you for your time and attention to this matter. Please do not hesitate to contact me if there are any questions.

With kindest regards, I am

Sincerely,

YOUNG CLEMENT RIVERS, LLP

Leslie M. Whitten

LMW/jsm
Enclosure

cc: ✓ Sandra A. Kearse via certified mail R/R/R
Heather Erdmann, CorVel Corporation via e-mail
Ms. Dana S. Enck, CPSI, Charleston County School District via e-mail

25 CALHOUN STREET, SUITE 400, P.O. Box 993, CHARLESTON, SC 29402 • (843) 577-4000 • www.ycrlaw.com

Charleston • Columbia

Finally, medical reports from Dr. Mark Wagner and Dr. Mark Williams further call into question the Claimant's pain complaints and alleged physical impairment. Dr. Wagner indicated that the Claimant's "poor performance" on her concentration tests "was effort related," and he concluded that the Claimant has pre-existing somatoform disorder, which is a mental disorder characterized by physical symptoms that suggest physical illness or injury, but which cannot be explained fully by a general medical condition, direct effect of a substance, or attributable to another mental disorder. Dr. Williams found "evidence consistent with intentional effort to magnify her complaints and reports of disability. This may be consistent with a Malingering diagnosis." He also noted that "there is substantial evidence consistent with an intentional effort to magnify disability complaints. The claimant's MMPI-2 is quite similar to that found commonly among personal injury claimants who are found to be exaggerating disability claims." Therefore, the Full Commission's 5% PPD award is supported by substantial evidence and is affirmed.

ORDER

IT IS THEREFORE ORDERED, that the Full Commission Order dated February 12, 2013 is affirmed in its entirety.

R. Markley Dennis, Jr.
Judge, Ninth Judicial Circuit

Charleston, SC

Date _____

Form 4
NOTICE OF APPEAL FROM A DECISION MADE BY THE COURT
OF GENERAL SESSIONS COMMON PLEAS
THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS
IN THE SUPREME COURT

Dennis, Circuit Court Judge

Appellate Case Number 2013-001985

Case Number 2013CP-10-1223

October 08, 2013

Rev. Dr. Sandra A. Kearse vs. Charleston County School District

NOTICE OF CIVIL APPEAL

Sandra A. Kearse requested for a motion to rescind a motion to dismiss and to receive amounts to be awarded for the claimant based on severity of injuries and based on evidence given by three credible worker's compensation doctors and two insurance companies that participated in the care of Mrs. Kearse. Judge Dennis imposed a decision on 09/09/2013. Judge Dennis *did not* impose which motion he had made the decision for. See Form 4 and original motion(s) attached (exhibits 1).

I make this civil appeal based on the Judge not having enough time to review the case and the *error* that is consistently being supported by Counsel Whitten concerning a \$325.00 medical bill to a doctor that did not treat me because I was in the hospital. (see exhibit 2 discharge paper). She has also refuse to accept facts given by former Counsel Rhonda Jennings (even though she admits it in writing, exhibit 3 and 4) and claimant Sandra A. Kearse about properly notifying her office and my being in the hospital at that given time. In addition, Charleston County School District 4 is unlawfully refusing to pay for injuries arising out of the slip and fall accident that occurred on January 03, 2007 (See 2011-197087 Case of Joe A.

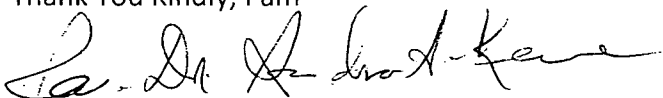
Osmanski, Employee, Appellant, v. Watkins & Shepard Trucking, Inc., Employer and North America Insurance Company Carrier). Also, Charleston County Schools and (LL Schaffer Insurance whose name was dropped from the correspondences) erred in 1) failing to apply a clear and convincing standard of proof to a *claim of fraud they made against the employee on her application*, 2) *determining that Mrs. Kearse was barred from receiving Temporary Total Benefits of any kind* and 3) *According to Section 42-9-400 provides: if an employee has a permanent physical impairment from any cause or origin incurs a subsequent disability from injury by accident arising out of and in the course of his employment, resulting in compensation and medical payments, liability or either for disability that is substantially greater by reason of the combined efforts of the pre-existing impairment and subsequent injury or by reason of the aggravation of the pre-existing impairment. The employer or his insurance company carrier shall in the first instance pay all awards of compensation and medical benefits provided by this Title, and they have not paid it all. This experience of a direct blow to my head in relation to my neck and back has truly demonstrated the inference of problems of loss of sleep, chronic pain, tremors, shortness of breath, degenerating discs that have been exacerbated by this slip and fall accident on January 03, 2007.*

There has been no effort to pay for any Temporary Total Benefits according to laws set forth by S.C., nor the apparent physical brain and neck damage related to the back, according to the Case in Pearson v. JPS Converter and Industrial Corporation, 327 S.C. 393, 489 S.E.2d 219(1997). The only records that sufficiently supported this was given by an Author and Brain Specialist and Chairman of Rehabilitative services at Emory University Hospital, Dr. David Burke. Even though Dr. Jervey and Dr. Scott records both indicated injuries inside the brain, it was never sufficiently recorded and attended to.(exhibits 7,8 and 9)

This civil appeal is taken from the decision made by the Honorable R. Markley Dennis, entered on August 21, 2013 and made on the date of August 09, 2013. It was filed on August 22, 2013. (see exhibit 1 Form 4). I was served on October 07, 2013, the order from the The South Carolina Court of appeals was dated October 03, 2013. (Exhibit 10)

I am respectfully requesting for additional time according to Rule 203 to properly serve subpoena(s) and properly respond to this demand because I am under some very critical doctor's care at this given time. I shall continue to do the very best I can to stay within the confinements of the Law!

Thank You Kindly, I am

A handwritten signature in black ink, appearing to read "Sandra A. Kearse". The signature is written in a cursive, flowing style.

Rev. Dr. Sandra A. Kearse

CC: INGENIX, Counsel Leslie Whitten, Counsel Rhonda Jennings, Honorable Jean Toal,
Honorable Julie Armstrong, Honorable Daniel Shearouse and CIGNA

Rev. Dr. Sandra A. Kearse, Pro Se / Claimant
1725 London Crest Dr. #301
Orlando, Florida 32818 (407) 522 7207 Telephone and Facsimile

Counsel Leslie M. Whitten representing Charleston County School District 4
YCR,LLP
P.O. Box 993
Charleston, South Carolina 29402-0993
Telephone & Fax (843) 724-6642 / (843) 579- 1329

STATE OF SOUTH CAROLINA
 COUNTY OF Charleston
 IN THE COURT OF COMMON PLEAS

FORM 4

JUDGMENT IN A CIVIL CASE

CASE NO. 2013 CP-10-1223

2013 AUG 22 PM 2:52
 FILED
 BY JUDGE J. ARISTIDE
 CLERK OF COURT

Sandra Kearse
 PLAINTIFF(S)

Charleston County School District
 DEFENDANT(S)

Submitted by: *Sandra A. Kearse* Attorney for: Plaintiff Defendant
 or Self-Represented Litigant

DISPOSITION TYPE (CHECK ONE)

- JURY VERDICT. This action came before the court for a trial by jury. The issues have been tried and a verdict rendered.
- DECISION BY THE COURT. This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered. See Page 2 for additional information.
- ACTION DISMISSED (CHECK REASON): Rule 12(b), SCRPC; Rule 41(a), SCRPC (Vol. Nonsuit); Rule 43(k), SCRPC (Settled); Other
- ACTION STRICKEN (CHECK REASON): Rule 40(j), SCRPC; Bankruptcy; Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award; Other
- DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE BOX):
 Affirmed; Reversed; Remanded; Other

NOTE: ATTORNEYS ARE RESPONSIBLE FOR NOTIFYING LOWER COURT, TRIBUNAL, OR ADMINISTRATIVE AGENCY OF THE CIRCUIT COURT RULING IN THIS APPEAL.

IT IS ORDERED AND ADJUDGED: See attached order (formal order to follow) Statement of Judgment by the Court: Court denied Appeal.

ORDER INFORMATION

This order ends does not end the case.

Additional Information for the Clerk :

INFORMATION FOR THE JUDGMENT INDEX

Complete this section below when the judgment affects title to real or personal property or if any amount should be enrolled. If there is no judgment information, indicate "N/A" in one of the boxes below.

Judgment in Favor of (List name(s) below)	Judgment Against (List name(s) below)	Judgment Amount To be Enrolled (List amount(s) below)
<i>Claimant Sandra A. KEARSE</i>	<i>Defendant Charleston County School District</i>	<i>\$ 297,479.03</i>
		\$
		\$

If applicable, describe the property, including tax map information and address, referenced in the order:

The judgment information above has been provided by the submitting party. Disputes concerning the amounts contained in this form may be addressed by way of motion pursuant to the SC Rules of Civil Procedure. Amounts to be computed such as interest or additional taxable costs not available at the time the form and final order are submitted to the judge may be provided to the clerk. Note: Title abstractors and researchers should refer to the official court order for judgment details.

[Signature] 2060 8/20/13
 Circuit Court Judge Judge Code Date

For Clerk of Court Office Use Only

This judgment was entered on the _____ day of _____, 20__ and a copy mailed first class or placed in the appropriate attorney's box on this _____ day of _____, 20__ to attorneys of record or to parties (when appearing pro se) as follows:

ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

CLERK OF COURT

Court Reporter: _____

NOTICE OF REQUEST FOR CLINCHER

Sandra A. Kearse, Claimant
1725 London Crest Dr. # 301
Orlando, Florida 32818

March 14, 2013

COPY

Leslie Whitten Esquire
25 Calhoun Street Suite 400
Post Office Box 993
Charleston, South Carolina 29402

File Number: 0700666
Date of Accident: 01/03/2007
Claim # : 0707000014

To Attorney Whitten and All concerned:

Enclosed you will find my settlement offer of \$297,479.03 to settle all claims on the above case by "clincher". After you have discussed this settlement offer, please respond to me within ten (10) days. It is as follows: Based on \$225.30 per week (does not include commute)

- 1) Temporary Total Benefits from 01/03/2007 to 04/15/2013 (minus 3 weeks paid in '07 in amt. of \$225.30) -\$3675.90.00 TTB Total = \$297,479.03
- 2) 10% to Back as related to neck and head per Dr. Zieglewski = \$67,590.00
- 3) 10% to Neck as related to Head \$11,265.00 (50 weeks)
- 4) Scarring to Head and Face = \$22,530.00 = (100 weeks)
- 5) 50% loss of right Ear/ (Tinnitus still persists) and Left ear = \$37,174.50
- 6) 50% loss of left Ear/Tinnitus(need HA-confirmed in 2012)
UHealthcare refused to pay because says WC should have =Hearing Aids 2800.00

- 7) 25% total body to encompass general diminishing of function to eyes, head, ears, jaws, throat, upper left arm and right hand = \$28,162.50 Total 239,588.63 +57,890.40
If by chance this settlement is not agreed to, then we shall seek specific penalties for Defendant unlawfully stopping Temporary Total Benefits and refusing to re-start, even though there were findings in the record by Commissioner Susan Barden and Commissioner Avery Wilkerson and affirmed on appeal by the Appellate Panel since June 21,2010, where the ~~first~~ review of the Appellate Panel affirmed that I was not at MMI even then. Furthermore, Defendant has refused to pay for the "numerous medical expenses", as required under the Worker's Compensation Act and was confirmed by the Single Commissioners Barden and Wilkerson and the First Appellate Panel. In lieu of the just law, please, consider this settlement offer.

Faithfully, I am


Rev. Dr. Sandra A. Kearse

BEFORE THE STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

THE SOUTH CAROLINA COURT OF APPEALS

Appellate Case Number – 2013-001985

October 8, 2013

Rev. Sandra A. Kears

Employer/Claimant

-vs-

Certificate of Service

Charleston County School District 4

And

Charleston County,

Employer/Carrier

To: V. Claire Allen, Deputy Clerk

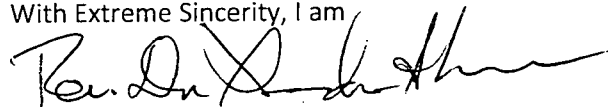
I am respectfully requesting an extension in the matter of this appeal for 30 days from the date of October 14th, 2013.

The reason for the extension is 1) because of my being under the care of my doctors and other specialists (partly due to this accident), one of which is a cardiologist, suffering from heart arrhythmia and shortness of breath. 2) According to Regulation 67-705 and Rule 203, which dictates professional conduct to give prior notice and are governed by Rule 40(b)(2), to give sufficient notice to other parties under a subpoena; they must be given sufficient time.

Attached is a Form 4 and the amount previously submitted by claimant for injuries, and amounts due to insurance parties by subrogation order, also copy of notice of rejection for representation of the claimant. A demand of this magnitude is extremely stressful and may result in harmful results, both physically and mentally.

I shall follow the lawful protocol of the law as best I can, so I will be sending this Certificate of Service to the following persons: Leslie Whitten, Attorney for Charleston County Schools, United Healthcare, Supreme Court Justice Jean Toal, CIGNA, Attorney Rhonda Jennings and other concerned parties via Electronic Mail, Facsimile and Certified United States Mail to keep in accordance with the confinements of the Law.

With Extreme Sincerity, I am



Rev. Dr. Sandra A. Kears

XC: Leslie Whitten/YCR, United Healthcare, CIGNA, Supreme Court Justice Toal

Redo

THE STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Form 4

SANDRA A. KEARSE, CLAIMANT

AUGUST 03, 2013

VS.

CHARLESTON COUNTY SCHOOL DISTRICT, EMPLOYER AND
(FORMERLY LL SCHAEFFER COMPANIES CARRIER), DEFENDANTS.

ACCIDENT DATE: 01/03/2007

WCC CASE NUMBER: 0700666

CARRIER FILE NUMBER: 07-07-000014

GENERAL SESSIONS COMMON PLEAS : 2013-CP-10-1223

HONORABLE SHEAROUSE:

ORIGINALLY THE MATTER WAS HEARD BY COMMISSIONER AVERY WILKERSON ESTABLISHING CREDIBILITY OF THE CLAIMANT AND STATEMENTS MADE IN ORIGINAL APPLICATION AS TRUE AND NON-FRAUDULENT AND TEMPORARY TOTAL BENEFITS ENTITLED TO CLAIMANT BY S.C. CODE 42-1-160. THE DEFENSE APPEALED AND SAID THE COMMISSIONER WAS ERRONEOUS IN HIS DECISION.

SECONDLY, THE MATTER HAD BEEN BROUGHT BEFORE COMMISSIONER SUSAN BARDEN, IN WHICH SHE ONLY SAW THE ATTORNEYS, AND IT WAS TOLD TO ME BY MY ATTORNEY THAT SHE COMMANDED THEM TO GIVE ME THE CARE THAT I NEEDED AFTER IT WAS ORDERED, ADJUDGED AN DECREED BY 3 WORKER COMPENSATION DOCTORS ALL RECOMMENDING AND PRESCRIBING TREATMENT THAT WERE REASONABLE AND NECESSARY AND OTHER BENEFITS CONNECTED AND AGAIN THEY REFUSED. EXHIBIT(S) 1, 1A, 7 AND 9.

THIRDLY, THE MATTER WAS BROUGHT BEFORE THE FULL COMMISSION ON JUNE 21, 2010 AT 3:40 PM BEFORE COMMISSIONERS BARDEN, WILLIAMS, AND HUFFSTETLER, AT THE SOUTH CAROLINA

WORKER'S COMPENSATION COMMISSION BOARD. THE DEFENSE ARGUMENT WAS BASELESS AND UNFOUNDED BECAUSE THE CAUSE AS STATED BY COMMISSIONER HUFFSTETLER IS THAT OF A SLIP AND FALL ACCIDENT; AND THE CAUSE BEING A WET FLOOR, THE OUTCOME OF THAT HEARING WAS AGAIN FAVORABLE TO CLAIMANT BASED ON CAUSATION ARGUMENT. MY BULGING , NOW HERNIATED AND ADDITIONAL DISCS CAME FROM MY PERFORMING MY MILITARY DUTIES AND NURSING DUTIES OVER THE YEARS. THE DEFENSE HOWEVER, WANTED THE COMMISSION PANEL TO REVIEW THE BRAYBOY CASE, WHERE THE CLIENT LOW BACK WAS ALREADY INJURED. MINE HOWEVER, WAS EXACERBATED BY THE INJURY,; WHEREAS IN MY CASE IT WAS MY MID-BACK. THE BULGING DISCS, HOWEVER WORSENERED (3) AND IS DIFFERENT FROM A HERNIATED DISCS BEING MORE SEVERE. MY FALL IN FACT MADE MY BACK SO MUCH WORST AND IS SUBSTANTIATED BY THE NUMEROUS X-RAYS, CT SCANS AND MRI'S. (ATTACHMENTS FOR YOUR REVIEW BEFORE AND AFTER THE FALL) IT HAS INCAPACITATED ME SO, I CAN NO LONGER LIFT MY GRANDCHILDREN, IT IS HARD FOR ME TO CARRY EVEN MY PURSE ON MY SHOULDERS AT TIMES, I CAN NO LONGER SIT FOR LONG PERIODS OF TIME, I EXPERIENCE EXTREME EXHAUSTION, MUST HAVE CPAP MACHINE NOW AND MANY TIMES EXPERIENCE LOSS OF SLEEP, I HAVE CONSTANT AND VERY LOUD TINNITUS, PAIN STILL IN MY EAR, JAW AND MASTOID AREA, TROUBLE FINDING WORDS, SENSITIVITY TO LIGHT WHEN DRIVING, SHORT TERM MEMORY LOSS, HEART PALPITATIONS AND MIGRAINE HEADACHES STILL TODAY. MY QUALITY OF LIFE IS DRASTICALLY REDUCED.

ON JUNE 21, 2012 COMMISSIONER GENE MCCASKILL ERRONEOUSLY MADE A-DECISION BY REDUCING A 14% PERMANENT PARTIAL DISABILITY OF MY BODY, IN WHICH 5% IS TO MY NECK, IT IS NOW WORSE THAN IT WAS THEN BECAUSE OF NEGLECT OF CARE, REFUSING TO RECOGNIZE THE NOTICEABLE SCARRING TO MY FOREHEAD FROM THE BLUNT FORCE TRAUMA TO MY BRAIN/HEAD OR THE RESIDUAL EFFECTS THEREOF. THEREFORE, NOT AWARDING THE APPROPRIATE LOSS TIME WAGES OR ANYTHING INVOLVING THE INJURIES AND RESIDUAL DIMINIUTIVE EFFECTS AND/OR EXACERBATION UPON MY BODY, WHICH WAS ALREADY DECLARED BY 3 COMPETENT PHYSICIANS .

RECENTLY ON JULY 19, 2013, I APPEARED BEFORE JUDGE DENNIS WHO IN TURN DENIED MY DESIRE TO RESCIND THE DISMISSAL MOTION BROUGHT FORTH BY THE DEFENDANT. IT WAS AFTER I SUBMITTED A FORM 12 AGAINST THE DEFENSE ATTORNEY "FOR DIRTY HANDS" AND NOT TIMELY NOTIFYING ME OF THE DECISION OF THE APPELLATE PANEL SO THAT I MAY BE ABLE TO RENDER A PROPER RESPONSE. AND NOW, SHE IN TURN IS ALLEGING THAT I HAVE DONE THE SAME ON FEBRUARY 14, 2013, WHEREAS I RESPONDED AFTER PLEADING WITH HER BY ELECTRONIC TRANSMISSION TO SEND ME THE DOCUMENTS, SO THAT I MAY PROPERLY RESPOND. BACK IN 2012 WITH ATTORNEY ROBERT GILLIARD ASSISTING, I SENT A SUGGESTED OFFER FOR A CLINCHER TO MS. WHITTEN'S OFFICE AND SHE CLAIMS SHE NEVER RECEIVED IT, BUT I HAVE PROOF FROM A POST OFFICE TRACKING RECORD THAT HER OFFICE INDEED RECEIVED THIS LETTER. AS JUDGE DENNIS SUGGESTED BEFORE PROCEEDINGS TO TRY AND WORK IT OUT AND I HAVE TO NO AVAIL. I BELIEVE THE JUDGE'S LACK OF KNOWLEDGE ABOUT THIS CASE AND THE COMPLEXITY THEREOF DID NOT GIVE HIM PROPER TIME TO MAKE A FAIR JUDGEMENT. THEREFORE I AM ASKING THE SUPREME COURT TO RECEIVE AND EVALUATE THE ACTIONS IN THE TIMELINE PRESENTED HERE.

FOR YOUR REVIEW, I HAVE DOCUMENTS (EXHIBITS) THAT I RECEIVED, ONE WITH NO DATE (WHICH I THOUGHT WAS UNUSUAL AND NO SIGNATURES) (DOCUMENTS ATTACHED), THEN FINALLY, I RECEIVED A DUPLICATE WITH THE DATE AND PROPER SIGNATURES. AND FROM THAT DATE IN FEBRUARY I KNOW THE USUAL TIME GIVEN IS FROM 30- 45 DAYS WHICH WAS IN THE PROPER TIME LIMIT. IN ADDITION SHE IS PRESSING THE ISSUE FOR ME TO PAY A \$325.00 CHARGE TO A DOCTOR THAT GAVE ME NO SERVICE BECAUSE I WAS IN THE HOSPITAL. DOCUMENTS ARE ATTACHED SHOWING A CONVERSATION SHE HAD WITH NURSE JEAN TO CANCEL APPOINTMENT AFTER HEARING FROM MY ATTORNEY. I AM HEREBY ASKING THE SUPREME COURT OF SOUTH CAROLINA TO INVESTIGATE THESE ISSUES BY WRIT OF CERTIORARI, AND CONSIDER THE ETHICAL, CIVIL AND LEGAL BEARING IT HAS ON THIS SITUATION. IN ADDITION, I ASK FOR COMPENSATION OF ALL MEDICAL BILLS Laterally AND Bilaterally RELATED SINCE THIS ACCIDENT OCCURRED AND CHARLESTON COUNTY SCHOOL DISTRICT AND ITS INSURER(S) HAS

DELIBERATELY AND ILLEGALLY NEGLECTED TO TREAT WHEN IT WAS MEDICALLY NECESSARY TO DO SO AND THEY REFUSED (WHILE I WAS SUFFERING) BASED ON TRYING TO FIND EVIDENCE OF FRAUD WHEN IT WAS PROVEN TO BE NONE. (2008 RHONDA JENNINGS REPRESENTING AT THAT TIME). THEY IGNORED STATUTE SECTION 42-9-400 THAT PROVIDES SOME TEMPORARY TOTAL PAYMENTS AND THE PRE-EXISTING AILMENT THAT WAS EXACERBATED/AGGRAVATED BY THE FALL.

EXHIBITS PROVIDING INFORMATION ABOUT INJURIES / WITH DOCTORS DIAGNOSIS AND RECOMMENDATIONS

DR. PAPOULOS -HOSPITAL ER REPORT- ST. FRANCIS HOSPITAL CONCUSSION, HEMATOMA AND FRACTURE.

TREATMENT - CT SCAN, ICE PACK AND PAIN MEDS. NO OVERNIGHT OBSERVATION.

DR. CHARLES JERVEY-PHYSICIAN IN CHARGE- 2007-2009
DIAGNOSIS: EUSTACHIAN TUBE DYSFUNCTION, DEVELOPED VERTIGO, NECK PAIN, AND HEADACHES.

EVALUATION: I WAS GIVEN INFORMATION ON VESTIBULAR DISORDERS, YET FEW OF THE DISORDERS WERE ADDRESSED AND I WAS TOLD TO, "TAKE ONE THING AT A TIME", EACH TIME I HAD A VISIT.

(DOCUMENTS AND DIAGNOSIS ATTACHED.) OTHER RECOMMENDED ADVICE BY CO-PHYSICIANS WERE NOT FOLLOWED.

DR. SHAUN SCOTT-ENT

DIAGNOSIS: AUDITORY PROCESSING DISORDER, MINIMAL HEARING LOSS.

TREATMENT: CLARITIN. NOTHING WAS GIVEN FOR THROAT NOR PAIN IN MASTOID AREA THAT WERE AND STILL ARE CONSTANT MALADIES. EVEN RECENTLY WHEN PAIN WAS SO SEVERE IN FACE/JAW AREA I WAS DIAGNOSED WITH TMJ.

EVALUATION: NO FURTHER TREATMENT GIVEN.

DEPOSITION-FRAUDULENT STATEMENT MADE AGAINST CLAIMANT AND ACKNOWLEDGED BY CLAIMANT'S ATTORNEY. SEE ATTACHMENT

DR. TIMOTHY ZGLESZEWSKI, M.D. -BOARD CERTIFIED PAIN, PHYSICAL MEDICINE ANDREHABILITAION

DIAGNOSIS: ~~PERMANENT IMPAIRMENT~~ ACCORDING TO AMA GUIDELINES, EXAMINEE IS CONSIDERED TO BE DRE CERVICAL CATEGORY II 5% IMPAIRMENT TO WHOLE BODY, TRANSLATING TO 14% IMPAIRMENT TO THE REGIONAL CERVICAL SPINE. THEREFORE RATING BACK AND SPINE TO 10%. AGAIN, PATIENT IS NOT AT MMI AT THAT TIME.

TREATMENT: PATIENT WILL REQUIRE CERVICAL FACET NERVE BLOCKS TO THE BILATERAL C3-4, C4-5 AND C5-6 AND TRIGGER POINT INJECTIONS WITH CORTICOSTEROIDS. (PLEASE READ ATTACHED DIAGNOSIS, TREATMENT AND EVALUATIONS)

EVALUATION: ATTACHMENTS.

DR. DUBICK -

DIAGNOSIS : DEVELOPING CONCUSSION AND VERTIGO, CONCURRENT CERVICAL FACET AND MIDTHORACIC FACET DYSFUNCTION, CONTINUING, ASSOCIATED COGNITIVE CHANGES WITH REGARDS TO MEMORY WITH VERTIGO AND CONCUSSION.

TREATMENT: RECOMMENDATIONS ATTACHED.

EVALUATION: ATTACHED DOCUMENTS.

DR. JOHN STEICHEN - NEUROSURGEON - WORKER'S COMP. HIRED

DIAGNOSIS: CONCURRED WITH EVERYTHING DR. BURKE DIAGNOSED AND RECOMMENDED

TREATMENT:

EVALUATION:

DR. BURKE-NEUROLOGIST - EMORY UNIVERSITY, ATLANTA GA.

DIAGNOSIS: POST TRAUMATIC STRESS DISORDER, SHORT TERM MEMORY, DIFFICULTIES WITH BREATHING, DIFFICULTIES WITH

BREATHING, VISUAL DISTORTION AND DIZZINESS AND BALANCE ISSUES AS WELL.

EVALUATION: SEE ATTACHED DOCUMENTS

RECOMMENDED TREATMENT: SEE COPIES OF ORIGINAL PRESCRIPTIONS.

PREVIOUS AILMENTS KNOWN AND DISCLOSED TO DOCTORS AND ATTORNEYS-

BULGING DISCS C3, C4, & C5 FURTHER DEGENERATION AFTER ACCIDENT.

SUGGESTIONS MADE BY DOCTORS DUBICK AND ZIEGLEWSKI NEVER FOLLOWED, FURTHER DEGENERATION HAS OCCURRED. (SEE ATTACHMENTS)

ADDITIONAL DISCS ARE NOW HERNIATED SEE MEDICAL REPORT - CAUSES MASSIVE PAIN, GREATER VISCERAL AND MUSCLES DEPLETION - MUST NOW HAVE PAIN MEDS AND USE ASSISTIVE DEVICE TO WALK/CANE - DID NOT HAVE BEFORE.

CONCLUSIONS IN THE LAW

CHARLESTON COUNTY SCHOOL DISTRICT AND ITS REPRESENTATIVES (L.L. SCHAFFER WHOSE NAME WAS DROPPED FROM OTHER CORRESPONDENCES) FAILED TO RECOGNIZE THE SEVERITY OF THIS BRAIN/HEAD AND NECK INJURY AND ITS FUTURE CONSEQUENCES AND EFFECTS IT HAS HAD ON MY QUALITY OF LIFE FROM A MEDICAL AND LEGAL STANDPOINT. THEREFORE THEY NEVER COMPLETED PROVIDING THE APPROPRIATE CARE IN THIS CASE. IT HAS NEGATIVELY AFFECTED MY CHILDREN, HUSBAND, OUR FINANCES AND OTHER FAMILY MEMBERS.

CHARLESTON COUNTY SCHOOLS (L.L. SCHAFFER) AND ITS REPRESENTATIVES FAILED TO MAINTAIN PROPER TREATMENT TO PROMOTE A HEALTHY EMOTIONALLY AND MENTALLY SOUND OUTCOME FOR ME-CLAIMANT. I AM FAITHFULLY PLEADING WITH THE SUPREME COURT TO RENDER A JUST AND SWIFT ORDER AND JUDGEMENT FOR MY LOST TIME WAGES, S.C. CODE 42-1-160 AND LOSS OF USE BE ALLOWED FOR A PARTIAL PERMANENT DISABILITY

ACCORDING TO DICKEY VS. SPRINGS COTTON MILLS, SECTION 209, S.C. 204, 39 S.E.2D 501 (1946) AND 50% LOSS OF USE OF LEFT ARM AND FACIAL SCARRING AS DEMONSTRATED TO LOWER COURTS AND EXACERBATION OF ADMITTED DEGENERATIVE DISCS DISEASE AND DIMINUTIVE STATE OF HEALTH, I HAVE BEEN DECLARED AS TOTALLY PERMANENT DISABLEMENT BY MY PHYSICIAN. (DOCUMENT PROVIDED ONLY BY REQUEST. I DO NOT WANT THE PHYSICIAN TO BE HAGGLED OR GET IN TROUBLE IN ADDITION. ALL EXPENSES INCURRED BY MY HUSBAND AND I, REVERSAL OF ORDER TO PAY DR. GOLL FOR SERVICES NOT RENDERED, CIGNA, AND UNITED HEALTHCARE).

BECAUSE OF THE LACK OF PROPER CARE NOT GIVEN TO ME AFTER SUSTAINING A SEVERE HEAD AND NECK INJURY THAT WAS WITNESSED BY HUNDREDS ON JANUARY 3, 2007 AT HUNLEY PARK ELEMENTARY SCHOOL IN CHARLESTON, S.C., I AM PLEADING WITH THE HIGH COURT FOR JUSTICE!

I HAVE SOUGHT LEGAL COUNSEL AND TO NO AVAIL WAS UNSUCCESSFUL IN OBTAINING LEGAL COUNSEL FOR THE REMAINDER OF THIS CASE. PLEASE CONSIDER MY PLEA FOR A WRIT OF CRETORIA, 3 AMICUS WRITS BY MY HUSBAND AND 2 OF MY CHILDREN, PERMISSION FOR SUBPOENAS OF WITNESSES AND COMPENSATION AND RE-COMPENSATORY WAGES AND FEES FOR, LODGING, FUEL COSTS, MILEAGE AND ANY OTHER COST ASSOCIATED WITH THIS CASE.

THANK YOU KINDLY, I AM


REV. DR. SANDRA A. KEARSE

Attachments:

Medical Records, date of admissions to hospital (defendant feels they are entitled to \$325.00 for an appointment missed because I was admitted to hospital) attorney was Rhonda Jennings and she did confirm that YCR office and Ms. Whitten was notified ,diagnosis, informal appellate statement(s) for Appellate Panel, writ of amicus (3) and Copies of post Office tracking for all certified mailing to YCR Law Firm by requests, Orders and notice by General Sessions-Common Pleas Court and any additional expenses if not already attached :

Dr. David Burke , ER Physician

Dr. John Steichen

Dr. Shawn Scott

Dr. Charles Jervey, DR. Marc Dubick and Dr. Timothy Zgleszewski

EXHIBITS

1 – 18

EXHIBIT 1 – DR. TIMOTHY ZGLEWSZSKI MD. DEMONSTRATING IMPAIRMENT AND PERMANENT DISABILITY. SUGGESTIONS FOR TREATMENT BASED ON EXPERTISE AND AMA GUIDELINES.

EXHIBIT 1A - DR. MARC DUBICK – DEMONSTRATING IMPAIRMENT AND RECOMMENDING THE DR. AND TREATMENT NEEDED BASED ON HIS MEDICAL ABILITIES AND AMA GUIDELINES

*Sent back by
K. J. Jones*

EXHIBIT 2 – BEFORE AND AFTER PICTURES OF SCARRING ON CLAIMANTS FACE.

EXHIBIT 3 – MOTION TO RESCIND “THE MOTION TO DISMISS” AND ACTUAL FORM 12

EXHIBIT 3A – TELEPHONE CONVERSATIONS IN EMAIL FORM OF ATTORNEY WHITTEN TO NURSE MANAGER IN FLORIDA THAT WAS SENT BY RHONDA JENNINGS OFFICE. AS PROOF THAT THEY CANCELED BECAUSE OF HOSPITAL ADMITTANCE.

EXHIBIT 4 – NO SIGNATURE OR DATE ON FIRST ORDER

4A - SIGNATURE AND DATE ON SECOND ORDER SENT ME/NOT AN ALTERED DATE BECAUSE OF DAYS PASSED.

EXHIBIT 5 – ANOTHER CLINCHER AFTER FIRST ONE IN 2012.

EXHIBIT 6 – COPY OF ER REPORT SHOWING FRACTURE/HEMATOMA

EXHIBIT 6A – REPORT FROM SURGEON DR. EVAN JONES SHOWING DAMAGE TO MY EYES BY SCATTERED ANEURYSMS

FORM BLUNT FORCE TRAUMA

EXHIBIT 7 – EMPLOYABILITY EVALUATION BY JEAN HUTCHISON, OCCUPATIONAL THERAPY

EXHIBIT 8 – DR. BURKE EVALUATION AND RECOMMENDED TREATMENT REFERRED BY WORKER’S COMP. NEUROSURGEON DR. JOHN STEICHEN

EXHIBIT – 9-COPY OF FORM 59 AND OBSERVATIONS OF CONDITION BY CLIENT/ILLUSTRATIONS OR PICS OF FACIAL SCARRING

EXHIBIT 10- REPORTS BY PHYSICIANS

EXHIBIT 11 - HOSPITAL VISIT SUMMARIES

**EXHIBIT 12 – DR. JERVEY’S SUMMARIES /TEST RESULTS EXPLAINING
BY NYSTAGMOGRAM STUDY**

**EXHIBIT 13 – REPORT FROM DOCTOR PRIOR TO INJURY SHOWING NO
HBP OR SEVERE COMPLICATIONS**

**EXHIBIT 14 APPEAL FILING WITH DATES AND TYPED APPEAL FOR
CLARITY**

EXHIBIT 15 – POST OFFICE TRACKING REPORTS 2013 1ND 2012

EXHIBIT 16 - WRIT OF AMICUS BY HUSBAND AND DAUGHTER

**EXHIBIT 17 – ORIGINAL CLINCHER SENT TO MS. WHITTEN’S OFFICE/
SHE DENIED NOT RECEIVING**

Thank You,

If Questions, please call @ 407 522 7207