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DEC 15 2014

**SC Court of Appeals**

The South Carolina Court of Appeals

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4 Billie D. Mueller,

5 Appellate,

6 vs

7 South Carolina Dept. of Employment &  
8 Workforce & Ebtron, Inc.,

9 Respondent

Appellate Case No.: 2014-002489

APPELLATE'S OPENING BRIEF

Judicial Review from the decision  
of the  
State Of South Carolina  
Administrative Law Court  
dated November 07, 2014

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Attorney for Respondent Ebtron, Inc.

21 State of South Carolina Administrative Law Court

22 Honorable Ralph King Anderson, III

23 1205 Pendleton Street

Suite 224

24 Columbia, SC 29201

25 Administrative Law Judge

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## INDEX

### STATEMENT OF THE CASE

1. The Nature of the Proceeding and the Relief Sought.....1
2. The Nature of the Decision To Be Reviewed.....1
3. Statement of the Statutory Basis for Appellate Jurisdiction... 1
4. Statement of Appellate Jurisdiction.....1
5. Questions Presented on Review.....2
6. Summary of Argument.....3

1  
2  
3  
4  
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7  
8  
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11  
12  
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14  
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**APPELLATE'S BRIEF**

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**STATEMENT OF THE CASE**

**The Nature of the Proceeding and the Relief Sought**

This is a Petition for Review of a decision of the Administrative Law Court affirming the decision of a Court of Appeals Judge decision denying unemployment benefits to Appellate. Appellate requests that the decision be reversed.

**The Nature of the Decision To Be Reviewed**

A final decision made and entered on November 07, 2014 by the Administrative Law Court.

**Statement of the Statutory Basis for Appellate Jurisdiction**

This court has appellate jurisdiction over this matter pursuant to S.C. Code Ann. 41-35-750

**Statement of Appellate Jurisdiction**

The Administrative Law Court entered its decision on November 07, 2014. The Petition for Judicial Review was filed on November 13, 2014.

**Questions Presented on Review**

- A. Did the Employment Appellate Panel err in finding the appellate's action constituted misconduct under S.C. Code 41-35-120(2)(A)?
- B. Did the Employment Appellate Panel err in finding that appellate willfully failed to perform her duties?





CERTIFICATE OF SERVICE

This is to certify that the undersigned has this date served this Record on Appeal in the above entitled action upon all parties to this cause by depositing a copy hereof, in the United States mail, postage paid, or in interagency Mail Service address to the party(ies) or their attorney(s).

This 12<sup>th</sup> day of December, 2014

By: Billie Mueller

Title: Claimant / Appellate

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The South Carolina Court of Appeals  
Jenny Abbott Kitchings – Clerk  
Appellate Case No.: 2014-002489  
PO Box 11629  
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