

8

MOTION TO SEAL DOCUMENTS IN RECORD

To South Carolina Supreme Court
Clerk Of Court

Appellate Case No.2016-000328

RECEIVED
MAR 11 2016
SC Court of Appeals

Laurens Pediatric Clinic,

Petitioner

v.

South Carolina Department Of Health And Human Services,

Respondent

March 9, 2016

Dear Clerk Of Court:

The above mentioned case originated as a claim of overpayment by SCDHHS after auditing 29 patient records. The evidence presented included office notes (over a thousand pages), detailed claim reports, HC Pro forms all having names of patients, and or medicaid ID numbers, and totals over three thousand pages. The ruling of Chief Officer Mr. Robert French details each patient's initials and Medicaid ID number, as well. In order to comply with the Health Insurance Portability and Accountability Act, to protect the patients from stolen identity, or disclosure of their medical information, and to prevent lawsuits to either respondent and petitioner for exposure of private medical and insurance information, I hereby request the Clerk Of Court to consider sealing the documents from SC Office Of Hearings and Appeals, SC Administrative Law Court, SC Court Of Appeals, and those at the Supreme Court relating to this case, that include patient's name, and/or medicaid ID numbers. The patients expect the parties to protect their information, it could be harmful to patients and parties to expose it. Thus, the public health and safety is best served by sealing the documents. (Rule 41.1, SCRCF (b) (3) (5) (7)) I am enclosing six copies and fee of \$25.00, as well as Proof Of Service to SCDHHS, SC Court Of Appeals (Appellate case 2015-002088), and SC Administrative Law Court (Docket No. 15-ALJ-08-0109-AP).

Sincerely,

Nilsa I. Nazario, M.D., F.A.A.P.

Nilsa I. Nazario, M.D., F.A.A.P.

PETITIONER

Laurens Pediatric Clinic

P.O. Box 1367

Laurens, S.C. 29360

cc. RESPONDENT
SCDHHS
Mr. Evan Gessner

SC Court Of Appeals
Clerk Of Court

SC Administrative Law Court
Clerk Of Court

PROOF OF SERVICE

THE STATE OF SOUTH CAROLINA
In South Carolina Supreme Court

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South Carolina Department Of Health And Human Services

Respondent

This is to certify that I sent copy of the Motion To Seal Documents in Record to the Respondent, SC Court Of Appeals and S.C. Administrative Law Court, by US postal service on March 9, 2016.

March 9, 2016

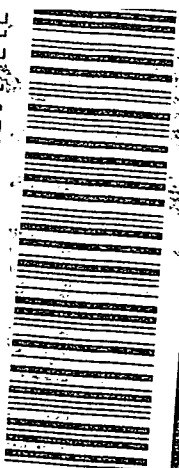


Nilsa I. Nazario, M.D., F.A.A.P.
P.O. Box 1367
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Petitioner

cc. Mr. Evan Gessner
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SC Court Of Appeals
Clerk Of Court
1015 Sumter St. #5
Columbia, SC 29201

SC Administrative Law Court
Clerk Of Court
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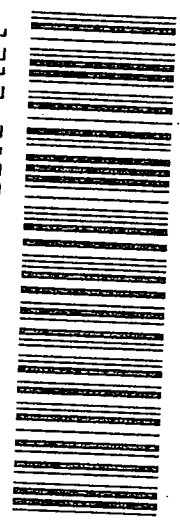
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SC Court of Appeals

