

**MOTION TO SEAL DOCUMENTS IN RECORD**

**Response to Respondent's Letter**

To South Carolina Supreme Court  
Clerk Of Court

Appellate Case No.2016-000328

**RECEIVED**

MAR 30 2016

**S.C. SUPREME COURT**

Laurens Pediatric Clinic,

Petitioner

v.

South Carolina Department Of Health And Human Services,

Respondent

March 29, 2016

Dear Clerk Of Court:

I stand by my request to seal documents that have patients name ( excludes abbreviations ), and/or health insurance ID numbers. This is a case of coding discrepancies for overpayment to a Medicaid provider who is in appeals process. I have introduced a writ of certiorari to the SC Supreme Court for consideration of reversal of an order of dismissal of the appeals case, based on a technicality, issued by the SC Court of Appeals. The public interest is not trampled by this motion to seal, as the ruling by SC Administrative Law Court Honorable Judge Deborah Brooks Durden and exchanges and ruling on technicality are not affected by this request to seal documents. The Respondents' Brief is also not affected.

The following documents are requested to be sealed : 17 bound volumes ( over 3,000 pages), at the SC Administrative Law Court submitted by the Chief Officer of the Office Of hearings And Appeals; Appendix 3 and 4 of Petitioner's (Appellant's) Briefs submitted to the SC Administrative Law Court; and pages 61 through 152, and pages 198 through 246 of the Appendix of the Writ Of Certiorari submitted to the SC Supreme Court by Petitioner.

Once again medical information is protected by HIPAA laws which apply to both parties, and should not be exposed to the public. It can expose the parties to lawsuits, and the patients information to stolen identity. The request to seal is partial and not of the record in its entirety. The public interest to know about the case is not affected by this request. Redaction of over 3,000 pages is a hardship, as I am a full time pediatrician, pro se. The time and money (for extra copies) are excessive, and I would be redacting even documents submitted by other parties.

Thank you for the opportunity to respond to respondent's letter wanting to denied the motion to seal dated March 24, 2016. I respectfully request the SC Supreme Court to consider this motion to seal in partiality the court record. I am enclosing six copies of this letter, and proof of service to the other parties : SCDHHS, SC Administrative Law Court, and SC Court Of Appeals.

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**

**RECEIVED**

THE STATE OF SOUTH CAROLINA  
In South Carolina Supreme Court

MAR 30 2016

**S.C. SUPREME COURT**

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Appellate Case No. 2016-000328  
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Laurens Pediatric Clinic

Petitioner

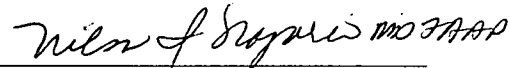
v.

South Carolina Department Of Health And Human Services

Respondent

This is to certify that I sent copy of the response to Respondent's letter in reference Motion To Seal Documents in Record to: the Respondent, SC Court Of Appeals (Case No. 2015-002088) and S.C. Administrative Law Court ( Docket No.15-ALJ-08-0109-AP ), by US postal service on March 29, 2016.

March 29, 2016



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Nilsa I. Nazario, M.D., F.A.A.P.  
P.O. Box 1367  
Laurens, S.C. 29360-1367  
(864) 483-0234  
Petitioner

cc. Mr. Evan Gessner  
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Columbia, S.C. 29201-8206

SC Court Of Appeals  
Clerk Of Court  
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Columbia, SC 29201

SC Administrative Law Court  
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