

December 28, 2015

8408 Little John Dive  
Columbia, SC 29209

SC Judicial Department  
Commission on Lawyer Conduct  
Ms. Barbara Hinson  
Administrative Assistant  
1220 Senate Street  
Suite 305  
Columbia, SC 29201

**RECEIVED**

MAY 11 2016

SC Court of Appeals

Dear Ms. Hinson:

This correspondence serves as my formal complaint for the illegal and unethical acts committed against me by:

South Carolina State Accident Fund  
Ms. Paige Snyder  
800 Dutch Square Blvd., Suite 160  
Columbia, SC 29210-7317  
(803) 737-5700

SC Worker's Compensation Commission  
Commissioner Susan S. Barden  
PO Box 1715  
1333 Main Street, Suite 500  
Columbia, SC 29202-1715  
(803) 737-5700

***Defendant refers to: State Accident Fund (SAF), Ms. Paige Snyder, and the SC Department of Mental Health (SCDMH)***

This is my formal complaint against the aforementioned attorneys on the basis on the illegal acts committed against me. Please reference Appellant's Brief pgs. 3-10 for initial claims and the following are additional claims:

- Insurance Fraud – refusing to pay claim although evidence presented and reviewed demonstrates that the mental/mental injury was job related and no other psychosocial factors contributed to my injury which to include the three licensed and qualified physicians and the three therapist
- Insurance Fraud – allowing my healthcare insurance company to pay medical bills that the Defendant should have/should be paying based on the evidence
- Grand Theft – engaging in illegal conduct with the sole purpose of denying claim
- Insurance company made fabrications and material misrepresentations that denied my benefits
- Orchestrated Mail and Wire Fraud – mailing a falsified document (Response to Commissioner Barden's Request for Proposed Oder) based on fabrications with the sole intent to deny the worker's comp claim
- Intentional and Purposely Disposing of pertinent medical evidence which was consistent with and substantiated the Claimant's case.

- Unfair treatment of an unrepresented claimant - concealing and knowingly failed to disclose medical evidence received; did not orient the Claimant to the Appeals process; therefore, all evidence wasn't reviewed and considered
- Marginalization of Claimant – unfair treatment of an unrepresented claimant, disposing of medical evidence which substantiated the claimant's case dismissing the claimant's intellectual capacities based on the fact that unrepresented individuals economic status wouldn't enable them to secure legal representation and identify and comprehend the illegal acts against the unrepresented individual. In this particular case, denying that Harold Edwards was my supervisor, denying that Dr. McKinney was my attending physician, disposing of medical evidence, citing failing to notify the employer in a timely manner of the injury, using blanket statements to hide the fact the Dr. McKinney was my attending physician, purposely failing to orient the claimant of the Appeals process, ignoring facts, maliciously, reckless, intentionally, and purposely presenting false, fraudulent, and misleading oral or written statements with the sole intent to deny my case; Challenging my intelligence as if I couldn't read and understand policies and directives. As shared with the Commissioners in the Appeals, there's no evidence that Commissioner Barden reviewed the policies and directives that governs the agency; therefore, it was impossible for her to make conclusion as to whether or not the circumstances that caused my mental/mental injury were extraordinary and unusual. With that being said, there's no evidence that Ms. Snyder reviewed the policies and directives as well; the Defendant didn't expect me to compare and contrast both Commissioner's Brief – James and Barden to discover that they disposed of medical evidence that strongly supports and substantiate my case; dismissing emails as evidence referencing them as self-serving emails whereas they were self-protecting and without them I wouldn't be able to prove my case; If I could afford an attorney this behavior wouldn't be taken place Appellant's Brief Section B, particularly pg. 2.
- SAF conspired with the Defendant to Deceive the Commissioner which adversely impacted the case; thus, ultimately causing the Commissioner to sign and effectuate a falsified order
- Engaged in fraudulent conduct to prevent the Defendant's premium from increasing due to their willful, malicious, and illegal attacks against me which ultimately lead to my mental/mental injury
- Solicited Harold Edwards to provide false statements in the hearing of which he was unable to because the Defendant did not include him in the investigative process.

The Defendant initially attributed one of the reasons that they denied my claim was because they state that "I" didn't file the claim in a timely manner. However, upon proving to the Defendant that I informed the Defendant via documentation of the injury based on asking for Employee Assistant Program (EAP) services, submitting my leave slips identifying the causer of my injury, and the FMLA form submitted by a licensed and qualified physician, the Defendant no longer cited the contributed cause as a reason for denying the claim only until the day of the Appeal which they clearly knew was a fabrication and was only reported to deny my claim again via the Appeals process. The Defendant was acutely aware that I notified my employer of the injury in a timely manner; in that:

- 1) They have evidence that was presented in the Claimant's APA A-S which confirms that I notified my employer in a timely manner of the injury; moreover, the cause of the mental/mental injury Please reference Tab 1, 2, and 3; SCWCC Form 51 – Date of Injury

- Tab 8 ; Appellant’s Brief, Section A, pgs. 11-12, I notified the Defendant in a timely manner of the injury; yet, the Defendant did not submit the First Report of Injury (ACORD) form, according to the Defendant’s Brief until September 15, 2014- Tab 16, pg. 1, “Statement of Case”, and a response from Mr. Will Hawthorne, SAF Claim Representative was prepared on November 3, 2014 which reflects the date of the “D/A: 10/18/2013 – please reference Tab 8.
- 2) The Defendant requested SLED and DSS documentation surrounding the 2013 incident which required partial inpatient hospitalization See Appellant’s Brief Exhibits J & K which is the date of my Deposition where I discussed the Dr. McNeil states that myself and Mr. Rick Nickles were under a DSS/SLED investigation – see Deposition Tab 11 , pg. 29, Lines 7-25
  - 3) The Defendant also requested medical documentation from the providers that I received during the period after I requested EAP services – Dr. Thornton McKinney, Dr. James Kirkland, and Dr. Donna Upchurch (Tab 9) which demonstrates that the Defendant was perfectly aware that Dr. McKinney was the attending licensed and qualified physician during the intensive partial hospitalization that I receive while at PHB and not Dr. Chuck Roundy. The Defendant relied on Dr. Roundy’s “Uncommon statement” (Defendant’s Brief Tab 17, “Argument” pg. 5) rather than that of medical documentation of the cause of the mental/mental injury from the licensed and qualified physician as required by law.
  - 4) Defendant’s Brief Tab 17 “Argument” pg. 5, the Defendant didn’t argue that I didn’t notify my employer of the injury in a timely manner; however, the argue that the single Commissioner made the correct decision in deny the claim based on the single Commissioner also referencing the “Uncommon” statement by the therapist – Dr. Roundy (please reference Tab 12, 13, & 14 and Appellant’s Brief Section A, pgs. 20-25) rather than the medical conclusion of the licensed and qualified physician – Dr. Thornton McKinney (reference Tab 5 completed FMLA form)
  - 5) The Defendant was perfectly aware that the mental/mental injury surrounding the 2013 incident of which Ms. Snyder inquired of the incident during the Deposition (please reference Deposition Tab 11: pg. 35, Lines 13-20 of which the Defendant elected not to complete and submit the First Report of Injury (ACORD) form upon being notified of the cause of the mental/mental injury.
  - 6) the Defendant didn’t cite not filing the claim in a timely manner as the contributing factor for denying my claim during the initially worker’s comp hearing April 6, 2015 (copy of hearing transcript as well as the Claimant’s 618 page APA A-S will be available upon request)
  - 7) Filing time was not a factor observed by Commissioner Barden in her “Request For Proposed Order” – date of hearing April 6, 2015
  - 8) Filing time wasn’t a contributing factor from the Defendant in their response to Commissioner Barden’s “Request For Proposed Order”
  - 9) upon receiving a response from the Defendant referencing her Request for Proposed Order, Commissioner Barden didn’t cite a time factor in her signed Order of which the Defendant presented “Six” stipulations
  - 10) The first stipulation presented by the Defendant was to “determine whether the claimant suffered a compensable psychological injury while in the course and scope of his employment”

- 11) None of the "Six" stipulations cited by the Defendant referenced late submission of my claim on my part
- 12) the Defendant didn't cite not filing my claim in a timely manner as a contributing factor of denying my claim in the Defendant's Brief for the appeal
- 13) Since I clearly demonstrated that I notified my employer of my injury in a timely manner both in written and verbal communications/evidence, the Defendant, Ms. Snyder, through her fishing expedition after I informed the Appeal Commissioners that I had 3 licensed and qualified physician as well as 3 therapist concluded that my mental/mental injury was job related; therefore, she maliciously, dishonestly, recklessly, intentional, purposely, etc., etc., etc, informed the Appeals Commissioners that I did not file the worker's compensation form in a timely manner only to deny my claim.

The factor to the matter is, by the Defendant's policy of which SAF, Ms. Snyder, Commissioner Barden, and my employer knew, that upon the employee notifying the employer of the injury, the employer is to complete and submit the injury report (see Tab 7: Job-connected Injuries and Occupational Disease; Directive No. 491-79 (5-100); pg. 2, Section III. Evidence presented demonstrated that I notified my employer in a timely manner of the injury; however, the Defendant failed to adhere to their own policies and directives muck like they have historically done against me which was one of the factors that ultimately lead to my mental/mental injury.

**90 Days Deadline to Report Injury from the date that I reported  
the injury and requested EAP services: November 13, 2013**

Date		Evidence
September 5, 2013	Requested EAP services due to crippling employment issues	Claimant's APA A, pg. 2
September 6, 2013	Ms. Brown acknowledged injury and provided EAP contact information	Claimant's APA A, pg. 2
September 11, 2013	First appointment with EAP	Tab 4; also reflects additional issues experienced; the need for additional services; and additional services authorized.
September 18, 2013	Emailed Mr. Edwards Leave slips reflecting the need for Sick Leave – Work Related stress	Claimant's APA A, pgs. 4-8; Tab 10
October 8, 2013	Submitted completed and signed FMLA form by Dr. McKinney which reflects the intensity, frequency, cause and the consequence of the injury	Claimant's APA D, pgs. 92-94
October 9, 2013	The Defendant approved FMLA leave based on the medical documentation provided by Dr. McKinney; therefore, the Defendant should have immediately completed and submitted the First	Claimant's APA A, pgs. 15-16

January 6, 2014	Report of Injury (ACORD) form and they elected not to do so Submitted via email Dr. Upchurch's (therapist) completed FMLA form to Ms. V. Brown and inquired of Worker's Comp; received guidance from Ms. V. Brown on 1/8/14 to contact Ms. Sharon Brown. Followed guidance offered by Ms. S. Brown.	Tab 10, pgs. 3-4 of which this correspondence was provided to Ms. Snyder during my Deposition of 10/22/14; please reference Deposition Tab 11, pg. 14, Lines 6-8; pg. 55, Lines 4-10; pg. 61, Lines 12-25; and pg. 62, Lines 1-8
January 14, 2014 – February 18, 2014	Followed up with supervisor as advised by Ms. S. Brown; however, the supervisor never completed the injury report	Tab 10
October 22, 2014	Informed Ms. Snyder that Dr. McKinney was my doctor while receiving mental health services at PHB, Deposition Tab 11, pg. 44, Line 25, pg. 45, Lines 1-7	

**Repetitive Trauma Injury  
South Carolina Code 42-1-172**

- A. "Repetitive trauma injury" means an injury which is gradual in onset and caused by the cumulative effects of repetitive traumatic events. Compensability of a repetitive trauma injury must be determined only under the provisions of this statute.
1. During the Deposition and the Hearing, the Claimant discussed illegal and unethical conduct of the Defendant which was only initiated in 2010 after providing Ms. Marin with the April 9, 2010 correspondence; evidence via documentation and testimony during the Deposition and the Hearing demonstrated that relief from the Defendant's illegal and unethical behavior ceased after I was unfairly re-assigned to the Cottages; evidence demonstrates that the Defendant's illegal and unethical conduct resurfaced in 2012 via the false Dual Relationship complaint and continued in 2013 and 2014 – overwhelmingly demonstrates that this was repetitive trauma – 618 pages demonstrates that this is repetitive.
  2. Defendant acknowledging Buildup (Refer to Appellant's Brief A, pg. 13)
  3. SCWCC Form 50 requesting date of which injury took place – date requesting EAP services (Reference Appellant's Brief Section A, pg. 13)
  4. Carpal Tunnel:
    - The stress and strain of constantly doing the same thing with your hands eventually causes the nine tendons that run through the carpal tunnel, to become swollen.
    - As a result of significant and ongoing Job related Stress which caused depression and anxiety; moreover, exacerbated medical conditions"

overtime lead to Depression Transcript pg. 81, Lines 3-24, particularly Lines 11-15

5. Ms. Avis Buchanan, Defendant's Nurse Administrator – observation of “I see it in your eyes. You're tired” of which she asked Dr. Bank for Comp Time on my behalf after Ms. Marin attack me for something she caused – Claimant's APA M, pg. 455
- B. An injury is not considered a compensable repetitive trauma injury unless a commissioner makes a specific finding of fact by a preponderance of the evidence of a causal connection that is established by medical evidence between the repetitive activities that occurred while the employee was engaged in the regular duties of his employment and the injury.
1. No evidence is reflected that Commissioner Barden reviewed the Defendant's policies and directives to compare them to the Claimant's complaint which clearly reflects systematic breach of policies, slander, harassment, bullying, retaliation, defamation of character, etc. to establish whether or not the Claimant's experienced extraordinary and unusual conditions of employment which was the main reason the Claimant provided the policies and directives of which the Commissioner accepted them into evidence. This observation is confirmed by the Defendant's Brief (pg. 5) upon the Defendant discussing the HIPPA violation – the Defendant's policies requires all staff members to document adverse incidences of which there's absolutely no such thing as an “Unauthorized Person” upon receiving an adverse incident.
  2. Attorney Joseph Henry assessment of adverse treatment and the Defendant's inability to produce, provide, cite, etc., etc., etc. any provisions of the Defendant's policies and directives that I violated (Claimant's H, pgs. 312-313 and pgs. 316-317) of which no evidence is present that Commissioner Barden reviewed the evidence; moreover, demonstrate the need for outside representation in hopes to cease the ongoing, reckless, intentional, illegal, unethical, etc., etc. etc., conduct that I experienced by the Defendant.
  3. Upheld disciplinary actions upon being exonerated of any wrong doings
  4. No evidence of Commissioner Barden reviewing Medication List (Claimant's APA B, pgs. 47) which confirms that Dr. McKinney was my psychiatrist not Dr. Roundy
  5. Denied appropriate workplace accommodations.
  6. Demoted Ms. Marin of which evidence that she was the aggressor in all the incidences; yet, she was allowed by the Defendant to return to work the same week that she blocked me in the copier; whereas, I was out for 3 weeks
- C. As used in this section, “medical evidence” means expert opinion or testimony stated to a reasonable degree of medical certainty, documents, records, or other material that is offered by a licensed and qualified physician.
1. Dr. Gary Bell – referred claimant to PHB after his evaluation and assigned diagnosis – Major Depression DO, prescribed psychotropic medications for depression and anxiety; moreover, excused from work

2. Dr. Thornton McKinney completed FMLA form completed by the therapist and verified/concurred after his medical evaluation – Claimant’s APA D, pgs. 92-93; prescribed psychotropic medications
3. Dr. James Kirkland, Medical Doctor Clinical Opinion - Claimant’s APA B, pg. 31; prescribed psychotropic medications Claimant’s APA B, pgs. 49-51
4. Refer to Appellant’s Brief, Section A, pgs. 21-23
5. Refer to Appellant’s Brief Section 1 (Red Tab), pgs. 4-5
6. Dr. Roundy role defined – “Advocate” not doctor; “Uncommon” statement (Defendant’s APA A, pg. 12; Defendant’s Brief, pg. 5, 2nd para) made by the Advocate, who’s a Clinical Counselor. The Defendant allowed the Advocate statement to supersede the law and that of “THREE” licensed and qualified physicians – Dr. Gary Bell, Dr. Thornton McKinney, and Dr. James Kirkland, and who clearly are not in agreement with Dr. Roundy’s “Uncommon” statement and Commissioner Barden’s and the Defendant’s interpretation of the advocate’s statement as evident by medical documentation by licensed and qualified physician as required by the law
7. Dr. Roundy’s role – Appellant’s Brief: Section Y, Exhibit 24 - Palmetto Health Baptist Overview & Staff pg. 82 B
8. Defendant’s APA A, pg. 12 – Dr. Roundy also noted evidence of desperation in requesting that the Advocate intervene on the Claimant’s behalf with the employer of which Dr. Roundy describes as “unfair treatment”
9. My desperation of the Advocate to intervene with the “Employer who has treated him unfairly” is cited on the same PHP-IOP Progress/Clinical Note of Dr. Roundy’s “Uncommon statement” as well as continuing treatment of which Dr. Roundy remained my therapist - Defendant’s APA A, pg. 12.
  - Dr. Roundy’s Discharge Summary dismisses the Defendant’s theory/argument (Defendant’s Brief, pg. 5 – 2nd para. last sentence) via of which the therapist cites stress as the factor that caused the mental/mental injury. He identified the stress as “Job Stress” and including a modifier “Severe”: Defendant’s APA A, pg. 23 (10/25/13) - Commissioner James’ Brief; Defendant’s APA A, pg. 16 - Commissioner Barden’s Brief – (10/25/13);and Claimant’s APA D, pg. 102 after the therapist “Uncommon 10/9/13 statement; moreover, the PHB team referred me to Dr. Upchurch, therapist, for additional counseling.
10. Palmetto Health Behavioral Care Partial Hospitalization - Dr. Nicholas Depace, Conducted Psychological Testing – Claimant’s APA D, pg. 89 – “Consults”
11. Deposition pg. 44; Line 25 and pg. 45; Line 1-2 – no additional life experiences attributed to the mental injury only “Significant and ongoing work-related stress” as diagnosed by:
  - Dr. Gary Bell, MD
  - Dr. Thornton McKinney
  - Dr. James Kirkland
  - Dr. Charles Roundy – discharge summary sever job stress no additional psychosocial issues observed or documented

- Dr. Donna Upchurch - "Work-related stress intolerance accompanied by anxiety and depression; difficulty concentrating and focusing attention" – Defendant's APA B, pg. 18
  - Carol Anderson, LISW – recommended re-hospitalization and medication evaluation of which Dr. Kirkland, MD prescribed.
  - EAP approved additional counseling sessions because I continued experiencing unfair treatment by the Defendant, Claimant's APA A, 25-26
12. Defendant's purposely disposed of medical evidence that substantiates the Appellant's case – Appellant's Brief Section D, Exhibit 3 (Dr. Upchurch) & Section E, Exhibit 4 (Scott's Psychiatric)
13. Requested Dr. Roundy to attend the Worker's Compensation hearing to clarify his statements; however, my efforts were unsuccessful. Claimant's APA D, pgs. 113-122
- D. A "repetitive trauma injury" is considered arising out of employment only if it is established by medical evidence that there is a direct causal relationship between the condition under which the work is performed and the injury.
1. Claimant's APA A-D; Significant and ongoing work-related stress resulted in my mental injury and illness as observed and the consensus of "Several" service providers – not just one, but three licensed and qualified physicians and three therapist of which the law on requires medical conclusion/opinion from "one" licensed and qualified physician.
- E. Upon reaching maximum medical improvement, the employee may be entitled to benefits pursuant to Section 42-9-10, 42-9-20, or 42-9-30. Medical benefits for compensable repetitive trauma injuries shall be as provided elsewhere in this title.
1. Currently receiving medication monitoring via Dr. Bell and mental health counseling via Ms. Carol Anderson, LISW

### Defendant's Brief

Pg. 1: "On September 18, 2014, a Form 12A was filled out by the defendant employer at the request of the claimant"

- The Defendant would not complete the Worker's Compensation as requested; therefore, I completed Form 50 on my own behalf
- Defendant denied claim citing..."allegations do not constitute a compensable mental/mental injury" Reference Defendant's Form 51 – "Medical Evidence" by several service providers overwhelmingly demonstrated that I sustained a mental/mental injury as a result of "Significant/Severe ongoing work-related stress and evidence demonstrated that I notified the Defendant in time.
- Reference Appellant's Brief, Section 3 – Requesting Mr. Edwards to complete Worker's Compensation forms
- Reference Claimant's APA A, pgs. 18-24

Pg. 4: "Reports from Palmetto Health Behavioral Care"- This is a blanket statement to exclude Dr. Thornton McKinney, the attending MD of which Dr. McKinney's name intentionally omitted by the Defendant in their Brief; however, the Defendant relied on statements of the therapist – Dr. Roundy rather than the physician as required by law.

Pg. 4: "Defendant's called claimant's former supervisor, Harold Edwards, to testify. Mr. Edwards was not Claimant's supervisor at the time of his alleged injuries and his first-hand testimony was limited"

- Reference Appellant's Brief, Section 3 – Requesting Mr. Edwards to complete Worker's Compensation – Reference Appellant's Brief Section 1.
- Claimant's APA A, pg. 2
- "First hand testimony was limited – Mr. Edwards first-hand testimony was limited because rather than involving my supervisor in the HIPPA matter, they elected to inappropriately involve Dr. Bank, Dr. McNeil, and at the time as informed by Dr. McNeil – PSO, DSS, & SLED.

Pg. 6: "Commissioner notes that he brought no witnesses" – the Defendant never disputed any documented complaint, charge, accusation, allegation, etc., etc., etc. since 2010; therefore, they were my witnesses which dismisses the Defendant's claim that the information presented is hearsay and no witnesses were present.

**APPELLANT'S BRIEF**

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**EXHIBITS**

**(Emailed separate from this document)**

- Section B - Exhibit 1: Snyder Reviewed Evidence Thoroughly Email Correspondence
- Section C - Exhibit 2: Hollmon's Legal or Procedural Error Email Correspondence
- Section D - Exhibit 3: Dr. Upchurch's Disposed Medical Report by the Defendant
- Section E - Exhibit 4: Scott's Psychiatric Disposed of Documents by the Defendant
- Section F - Exhibit 5: Reese Appeal Request – Reese SCWCC Questions & Concerns
- Section G - Exhibit 6: Global Assessment of Functioning (GAF)
- Section H - Exhibit 7: Witnesses' Email Confirmation of Reviewing Evidence  
pgs. 204A – 204L
- Section I - Exhibit 8: New Alpha's Lease
- Section J - Exhibit 9: SAF SLED Records Request
- Section K - Exhibit 10: SAF DSS Records Request
- Section L - Exhibit 11: Claimant's Attorney Concern & Witness Request
- Section M - Exhibit 12: Supervisors & Mental Health Staff
- Section N - Exhibit 13: Productivity – Geof Mason
- Section O - Exhibit 14: SAF Form 51 – Denial Reasons
- Section P - Exhibit 15: Marin's Crisis Funds Request

**RECEIPTS & FEES PAID**

- Section Q - Exhibit 16: Medication List & Copays - Updated
- Section R - Exhibit 17: Print Cost - SCDMH Personnel File Fees Paid, Copy Pick-up, etc.
- Section S - Exhibit 18: Carol Anderson, LISW Receipt
- Section T - Exhibit 19: Dr. Donna Upchurch, Therapist
- Section U - Exhibit 20: SCWCC Fees Paid
- Section V - Exhibit 21: Whitmore Transcript Fees Paid

**UNPAID BILLS**

- Section W - Exhibit 22: Palmetto Health Baptist
- Section X - Exhibit 23: Dr. Thornton McKinney
- Section Y – Exhibit 24: PH Baptist Overview & Staff

**ADDITIONAL SUPPORTING DOCUMENTATION  
(COLORED TAB SECTION)**

- Tab 1: Initial Email Notification to Supervisor of Mental Anguish which is evidence from Claimant's APA H, pg. 255
- Tab 2: Claimant's Sick Leave Slips signed by Harold Edwards, Supervisor which is evidence from Claimant's APA A, pgs. 4-8
- Tab 3: Claimant's EAP Request & Employer's Response which is evidence from

- Claimant's APA A, pgs. 2-3
- Tab 4: EAP: First appointment confirmation; additional stressful issues presented and requesting additional counseling session that was honored (which both the October 29, 2014 and the November 24, 2014 email correspondences are evidence from Claimant's APA A, pgs. 25-26 and 28-29); & Referral for Psychiatric Services which is evidence from Claimant's APA A, pg. 10
- Tab 5: Dr. Thornton McKinney's completed and signed FMLA form which is evidence from Claimant's APA D, pgs. 92-94
- Tab 6: Employer Approval of FMLA Leave which is evidence from Claimant's APA A, pgs. 15-16
- Tab 7: Defendant's Directive: Job-Connected Injuries and Occupational Diseases
- Tab 8: SCWCC 51 & SAF/Mr. Will Hawthorne Denial Letter
- Tab 9: SAF Medical Requests Request from: Dr. McKinney, Dr. Kirkland and Dr. Upchurch
- Tab 10: Worker's Comp Follow-Up Emails of Supervisor
- Tab 11: Claimant's Deposition
- Tab 12: Commissioner Barden's "Request for Proposed Order"
- Tab 13: Defendant's Response to Commissioner Barden's "Request for Proposed Order"
- Tab 14: Commissioner Barden's Signed Order
- Tab 15: Appellant's Response to SCWCC rejecting Exhibits
- Tab 16: Defendant's Brief
- Tab 17: Defendant's Policies & Directives admitted into Evidence identified as "Yellow Folder – Department of Mental Health Policies and Procedures" in the Defendant's Response to Commissioner Barden's "Request for Proposed Order" and Commissioner Barden's signed order

Evidence has clearly demonstrate that I reported me injury within in 90 day timeframe required by law. Evidence has also demonstrated that the Defendant failed to adhere to their own policy, "Job-Connected Injuries and Occupational Diseases"; in that, the Defendant did not complete and submit the SCDMH Form P-16, "Report of Injury" once the injury was reported by myself, the EAP provider that the Defendant referred me to, and ultimately, the attending psychiatrist submitting the completed "Family Medical Leave" form and the Defendant elected not to complete the P-16 as required by policy.

Evidence has demonstrated that Ms. Snyder was acutely aware that I informed the Defendant in a timely manner of the injury and the Defendant elected not to complete the required form as required by policy via Ms. Snyder confirming via email that she read all of the evidence submitted in Claimant's APA A-S.

Evidence also demonstrated that I notified my employer in a timely manner of my injury and the Defendant elected not to file the form as required by their policy. In fact, since the Defendant did not file the forms in a timely manner after becoming acutely aware of the work-related injury, I provided Ms. Snyder with emails requesting Mr. Harold Edwards, my immediate supervisor, at the request of Ms. Susan Brown to complete the Worker's Comp forms; however, he did not - Deposition pg. 14, Lines 4-10; pg. 55, Lines 4-10; pg. 61, Lines 12-25 and pg. 62, Lines 1-7 (see attached document which was provided to Ms. Snyder during the Deposition). Requested Mr.

Edwards to complete the form on 1/14/2014 and as of February 18, 2014, Mr. Edwards had not completed the forms of which Ms. Vicki Brown was acutely aware of and did not intervene to ensure that the forms were completed in a timely manner.

Evidence has clearly demonstrated that Ms. Snyder was perfectly aware that Dr. Thornton McKinney was my psychiatrist, licensed and qualified physician, while receiving mental health services via Palmetto Health Baptist Behavioral Health; yet, she intentionally and purposely misrepresented a statement provided by the therapist of who she and SAF relied on rather than following the law. In the Defendant's Brief pg. 4, Ms. Snyder assisted the Defendant in deceiving the Commissioners via intentionally and purposely omitting Dr. Thornton McKinney, the attending MD from their Brief. The Defendant listed several service providers by name of which I received essential mental health treatment; however, they intentionally and purposely omitted to Dr. McKinney's name and role in the Defendant's Brief (Tab 16, pg. 4) only to deceive the Commissioners. The Defendant relied on "Uncommon" statement of the therapist - Dr. Roundy as the reason for denying my claim rather than the licensed and qualified physician (Dr. McKinney) as required by law - South Carolina Code 42-1-172.

With the above being said, this correspondence serves as my formal complaint against Ms. Paige Snyder - attorney and State Accident Fund (SAF) - insurance carrier for the Defendant and Commissioner Susan Barden.

If you have any additional questions or concerns, please do not hesitate to contact me at: (C) (803) 477-4227; (H) (803) 851-3182; or email: [hreese2005@yahoo.com](mailto:hreese2005@yahoo.com).

Respectfully Submitted,

  
\_\_\_\_\_  
Harry E. Reese

On this 29 Day of December 2015  
Stephanie Y Butcher  
Notary of SC, exp. 1/31/2023