

The Supreme Court of South Carolina

Laurens Pediatric Clinic, Petitioner,

v.

South Carolina Department of Health and Human
Services, Respondent.

Appellate Case No. 2016-000328

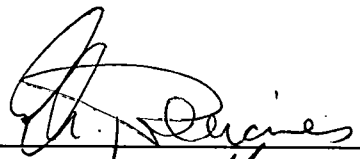
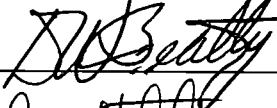
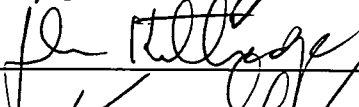
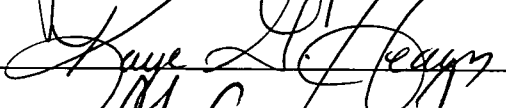
ORDER

Petitioner has filed a petition for a writ of certiorari to the Court of Appeals following the Court of Appeals' issuance of an order dismissing petitioner's appeal. Petitioner has also filed a motion to seal certain documents before the Administrative Law Court (ALC), the Court of Appeals and this Court in this matter. Respondent has filed a return in opposition to the motion to seal.

We first address the motion to seal. However, we consider only the request to seal documents that are part of the record in this Court, as petitioner's requests for records to be sealed in the ALC and the Court of Appeals must be made to those courts. The motion to seal the record before this Court is denied. There is only one issue that can properly be raised to this Court and that is whether the Court of Appeals erred in dismissing petitioner's appeal pursuant to Rule 203(b)(6), SCACR, based on her failure to serve the notice of appeal on the ALC in a timely manner. The only documents this Court needs to determine that issue are the following: notice of appeal; proofs of service of the notice of appeal on respondent and the ALC; letters from the Court of Appeals requesting proof of service of the notice of appeal on the ALC and the date on which petitioner received the ALC decision; petitioner's response to the latter request; the order of the Court of Appeals dismissing the appeal; petitioner's "Petition for Rehearing/Petition for Reinstatement of Appeal"; and order of the Court of Appeals denying the petition. These documents are contained on pages 1 through 15 of the corrected appendix filed in this matter. The remaining portions of the corrected appendix, as well as the entire initial appendix, are hereby stricken and will be returned to petitioner, as

they are not necessary for a decision on the petition for a writ of certiorari, and in many instances, do not comply with this Court's order in *In re Revised Order Concerning Personal Identifying Information and Other Sensitive Information in Appellate Court Filings*, 407 S.C. 607, 757 S.E.2d 421 (2014).

After consideration of the petition for a writ of certiorari and the documents relevant to the one issue that is properly before this Court for consideration, the petition for a writ of certiorari is denied.

	_____	C.J.
	_____	J.
	_____	J.
	_____	J.
	_____	J.

Columbia, South Carolina

June 16, 2016

cc:

The Honorable Jenny Abbott Kitchings

The Honorable Jana E. Shealy

Evan Markus Gessner, Esquire

Dr. Nilsa I. Nazario (Laurens Pediatric Clinic)