

1  
2 THE STATE OF SOUTH CAROLINA  
3 In the Court of Appeals

4  
5 APPEAL FROM THE  
6 ADMINISTRATIVE LAW COURT  
7 John D. McLeod, Administrative Law Judge  
8 Case No.: 15-ALJ-22-0497-AP

**RECEIVED**  
AUG 11 2016  
SC Court of Appeals

9  
10 Appellate Case No.: 2016-000037

11 Billie D. Mueller,.....Appellant

12 v.

13 South Carolina Department of Employment & Workforce,.....Respondent

14  
15 **APPELLANT MOTION TO DISMISS**  
16 **RESPONDENT MOTION TO DISMISS OR STRIKE & MEMORANDUM SUPPORT**

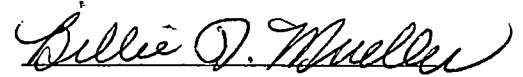
17 PLEASE TAKE NOTICE that Appellant Billie D. Mueller respectfully moves the Court  
18 for an Order to Dismiss Respondent SCDEW Motion to Dismiss or Strike & Memorandum  
19 Support because of Appellants submission of Amended Record on Appeal per the South  
20 Carolina Court of Appeals request.

21 Appellant Billie D. Mueller age 67, widowed and has been through several life treating  
22 procedures April and May of 2015 Breast Cancer Surgery and Radiation and Foot Surgery.  
23 Appellant Billie D. Mueller does not understand why the Court would consider the Motion to  
24 Dismiss or Strike and Memorandum Support. Appellant respectfully asks the Court to review the  
25 Record on Appeal.

SCDEW intent is to marginalize to the court, information which is just to clarify the  
statements made when I sent in the Appeal Notice to the Appellate Panel. During the telephone

1 hearing conducted by the South Carolina Department of Employment and Workforce, I  
2 commented that I do not check my mail everyday maybe once a week because I was limited on  
3 getting out. No where in the first telephone hearing by Appeal Tribunal was it stated about when  
4 it might be mailed out or that there was a time sensitive period to file with the Appellate Panel.  
5 There is absolutely no Certified Proof when it was mailed and when it was received only a date  
6 on the Decision.

7  
8 Dated this 8<sup>th</sup> day of August, 2016

9 

10 Billie D. Mueller  
11 1341 Rockfish Drive  
12 Manning, SC 29102  
13 (803) 410-6935  
14 Dinkerboy49@gmail.com  
15 Appellant has no Attorney  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

**FORM 7**  
**PROOF OF SERVICE OF MOTION TO DISMISS**

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals  
[In The Supreme Court]

APPEAL FROM SOUTH CAROLINA ADMINISTRATIVE LAW COURT

John D. McLeod, Administrative Law Judge  
Case No.: 15-ALJ-22-0497-AP

Appellate Case No. 2016-000037

Trey McLeod, Assistant  
General Counsel, South  
Carolina Department of  
Employment and Workforce

Respondent,

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SC Court of Appeals

v.

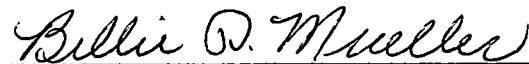
Billie D. Mueller,

Appellant,

PROOF OF SERVICE

I certify that I have served the Appellant's Motion to Dismiss on Trey McLeod by depositing a copy of it in the United States Mail, postage prepaid on August 8, 2016, addressed to his Office of Record, Trey McLeod, Post Office Box 8597, Columbia, SC 29202, legal@dew.sc.gov.

August 8, 2016



Billie D. Mueller  
1341 Rockfish Drive  
Manning, SC 29102  
(803) 410-6935  
Dinkerboy49@gmail.com  
Appellant has no Counsel of Record

Counsel of Record:  
Trey McLeod  
Office of General Counsel SCDEW  
Post Office Box 8597  
Columbia, SC 29202  
Attorney for Respondent

Billie D. Mueller  
1341 Rockfish Drive  
Manning, SC 29102  
Ph.(803) 410-6935  
Cell (803) 460-2812

August 8, 2016

**RECEIVED**

AUG 11 2016

SC Court of Appeals

South Carolina Court of Appeals  
Jenny Abbot Kitchings, Clerk  
PO Box 11629  
Columbia, SC 29211

RE: Billie D. Mueller v, South Carolina Department of Employment and  
Workforce  
Appellant Case No.: 2016-000037

Dear Ms. Kitchings:

Enclosed are the 1 original unbound and 6 stapled copies of the Appellant's  
Motion to Dismiss in the above case. Also enclosed is the Certificate of Service to Trey  
McLeod SCDEW Assistant General Counsel.

If you have any questions please feel free to contact me.

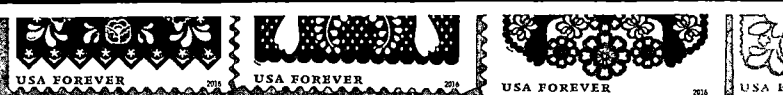
Very truly yours,



Billie D. Mueller  
1341 Rockfish Drive  
Manning, SC 29102  
(803) 410-6935

Cc: Trey McLeod General Counsel SCDEWS

Manning,



RECEIVED  
AUG 11 2016  
SC Court of Appeals

South Carolina Court of Appeals  
Jenny Abbott Kitchings, Clerk  
PO Box 11629  
Columbia, SC 29211