

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

RECEIVED

APPEAL FROM THE SOUTH CAROLINA  
Worker's Compensation Commission

SEP 26 2016  
SC Court of Appeals

W.C.C. FILE NO. 1322039

Appellant Case No. 2016-000997

Harry Reese..... Appellant,

V.

South Carolina Department of Mental Health, SC State Accident  
Fund..... Respondent.

MOTION TO ADMIT

The Appellant is requesting that the "Added" documents be admitted into evidence that the Respondent has referenced to be stricken. These documents are essential within demonstrating the illegal and ethical acts against the Appellant by both the Respondent and the South Carolina Worker's Compensation Commission (SCWCC).

I.

As you will note that the Respondent provided an array of court cases that prohibited "Added" documents that weren't reviewed by the lower court. Surely, in these cases, the Appellant or Claimant, were able to employ the assistance of an attorney that would have prevented the heinous illegal and unethical acts against their client that this Appellant consistently experienced via the Respondent and the SCWCC. Moreover, these documents will clearly demonstrate that the Appellant did not have a fair hearing in both the Single and Full Commissioners hearing.

II.

The added documents referenced by the Respondent is used to rebut the false claims (perjury) by the Respondent and to support the claims made by the Appellant against the Respondent in the Appellant's Full Commission Hearing and now to this Court.

III.

The Appellant through the evidence submitted (initial and added evidence) will clearly

demonstrate that the SCWCC worked in concert with State Accident Fund (SAF) in denying the Appellant due process rights – a fair and unbiased hearing. One email document, which is not presented to the Court of Appeals that should be submitted and entered into evidence, is an email document from the SCWCC to State Accident Fund (SAF) of the removal of egregious actions taken against the Appellant by the SCWCC's Judicial staff out of the Order which continues to demonstrate that the Appellant's case was denied prior to the hearing. Much like SAF, SCWCC did not want their behavior presented to the high court; therefore, they wanted it removed. Because the Respondent did not understand SCWCC initial request of SCWCC to remove the Judicial staff 's egregious behavioral, SCWCC made the request a second time with detailed and specific instructions. Even though the Appellant objected to the removal of the Judicial staff's egregious behavior, the Appellant's objection was ignored and the documented behavior was ultimately removed.

#### IV.

The Respondent is acutely aware that a number of the added documents are documents reflecting medical evidence that the Respondent disposed of; are request of information forms that the Respondent submitted to obtain requested medical information from the attending doctors – Dr. Thornton McKinney, Dr. James Kirkland, and Dr. Donna Upchurch, the Department of Social Services, and SLED of which the SAF attorney witness the extraordinary and unusual attacks against the Appellant by the Respondent which resulted in the Appellant undergoing additional undue stress caused by the Respondent.

#### V.

The added documents also include copies of the Respondent's documentation providing the Respondent's rationale as to the Respondent denial of the Appellant's claim under Section 42-1-160 of which the Appellant overwhelming met the conditions of this statute and the illegal and unethical conduct and behavior of the Respondent and the SCWCC was only employed to uphold the denial of the Appellant's claim prior to the Appellant's case being heard based on the type of case presented – Work-related stress which resulted in a mental/mental injury and exacerbated medical conditions as consistently medically concluded by several medical/mental health providers, the Employee Assistance Program counselor, and the years of documentation submitted by the Appellant as well as verbal testimony.

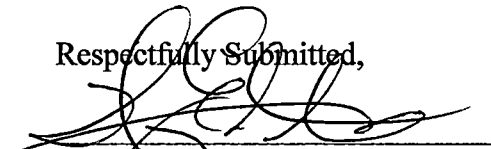
#### VI.

The added information also includes my formal complaint to the SC Judicial Department: Commission on Lawyer Conduct detailing the Respondent and SCWCC's illegal and unethical acts against the Appellant of which no evidence is presented that the Full Commission reviewed or considered the formal complaint detailing the Respondent and SCWCC illegal and unethical conduct. In the Full Commission's decision, the Full Commission supported the Single Commissioners' Decision which was based on a fraudulent order which continues to demonstrate that the Appellant case was well decided before the Single and Full Commissioners hearings. The Respondent is 100% accurate, I could not have, as stated in the Respondent's Motion to Strike # IV, pg. 2, presented the formal complaint to the Single Commissioner if the Respondent and SCWCC would have conducted themselves in a legal and ethical manner.

**VII.**

The Respondent pray that this Court will allow all of the evidence to be submitted into evidence which to include documentation after April 6, 2015 based on the following: Evidence will demonstrate that the Appellant wasn't provided due process – fair hearing; that the Respondent and SCWCC, in concert, engaged in illegal and unethical conduct merely to deny the Appellant's case; the Single Commissioner did review all the evidence submitted into evidence especially the Respondent's policies and directives that overwhelmingly demonstrated that the Appellant consistently experienced extraordinary and unusual work conditions, and due to the single commissioner signing and effectuating a fraudulent order.

Respectfully Submitted,



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Columbia, SC 29209  
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**Pro Se**

September 26, 2016

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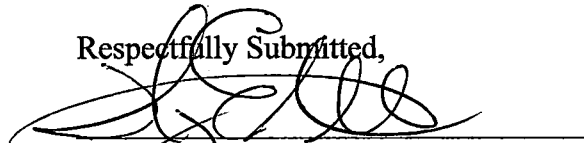
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South Carolina Department of Mental Health, SC State Accident  
Fund,..... Respondent.

**PROOF OF SERVICE**

I certify that I have served the Appellant's Motion to Admit on the South Carolina Department of Mental Health by depositing a copy of it in the United States mail on September 26, 2016, addressed to the Respondent's insurance carrier/attorney of record, South Carolina State Accident Fund/Ms. Page Snyder located at: 800 Dutch Square Blvd., Suite 160, Columbia, SC 29210-1317

Respectfully Submitted,



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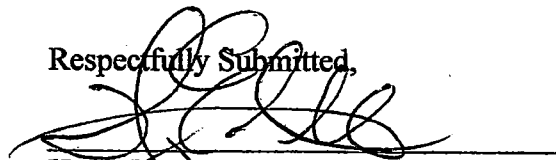
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Fund,..... Respondent.

**PROOF OF SERVICE**

I certify that I have served the Appellant's Motion to Admit on the South Carolina Worker's Compensation Commission by depositing a copy of it in the United States mail on September 26, 2016, addressed to South Carolina Worker's Compensation Commission/Ms. Amy Bracey located at: 1333 Main Street, Ste. 500, Columbia, SC 29201.

Respectfully Submitted,



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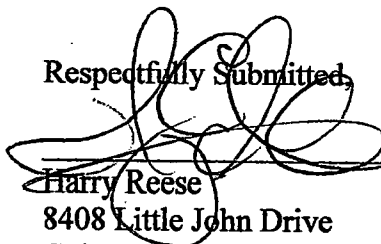
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Fund,..... Respondent.

PROOF OF SERVICE

I certify that I have served the Appellant's Motion to Admit on the South Carolina Court of Appeals by hand delivering a copy of it on September 26, 2016, to South Carolina Court of Appeals/Ms. Jenny Kitchings located at: Calhoun Building, 1220 Senate Street; Columbia, SC 29201.

Respectfully Submitted,



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