

July 21, 2017

Jeanette Kitchings, Clerk of Court  
S.C. Court of Appeals  
PO Box 11629  
Columbia, SC 29211

Chief Justice, Judge James E. Lockemy  
PO Box 11629  
Columbia, SC 29211

Atty. Helen Hiser & James Goude-lock  
PO Box 400057  
Mt. Pleasant, SC

Clarence B. Jenkins  
945 Wire Rd.  
Neeses, SC 29107

**RECEIVED**  
AUG 03 2017  
SC Court of Appeals

REF: Clarence B. Jenkins, Employee, Appellant vs. Amazon, Com DEDC LLC,  
Employer and American Zurich Ins. Co., Carrier, Respondents.

**DECLARATION**

Dear Ms. Kitchings:

I have for many months provided evidence by written documentations to verify the corruption of Amazon.Com, American Zurich and South Carolina Worker's Compensation Commission but all has been rejected by unlawful orders. Furthermore S.C. Court of Appeals has failed to acknowledge evidence and S.C laws that governed this state. Appellant has not willfully disrespected the COURT by not including alleged Twitter and Facebook Accounts but in a good faith effort to comply, it is with integrity to not include those items because Respondents pre-hearing brief (form 58) dated May 11, 2015 did not list them as exhibits therefore considers that to be an injustice.

## REASONS STATED

The various medical records from Dr. Sharon Eden, Dr. Mahmoud Abut-Ata, Palmetto Richland Hospital and others that Respondents has been allowed to submit into the COURT RECORD but Appellant has been denied submission of medical records from those same providers due to work injury. (Bias, Prejudice and Judicial Error)

Appellant has been denied to enter written documentations on the records due to not filing a pre-hearing brief which is not required of unrepresented claimant as stated in SCWCC Law R67-611. (Bias, Prejudice and Judicial Error).

Respondents has been allowed to submit documentations of Twitter and Facebook Accounts that was not stated on their pre-hearing brief but SCWCC and S.C. Court of Appeals has held Appellant to the fulfillment of pre-hearing brief that was not required.. Appellant could not even present actual written medical records that Respondents was aware of due to documentations and participated in office visits as well (Bias , Prejudice and Judicial Error).

Appellant was denied the submission of emails to Respondents at May 21, 2015 hearing and before S.C. Court of Appeals. Respondents stated emails from Appellant on their pre-hearing brief dated May 11, 2015 and addressed by legal counsel at May 21, 2015 hearing.

In July 25, 2017 letter from Atty. Helen Hiser to S.C. Court of Appeals stated that Appellant did not object to Twitter and Facebook Account at May 11, 2015 Hearing therefore waived any objections he may have; A LIE by Respondents. May 21, 2015 Transcript

P. 3 lines 18-21  
P. 4 lines 1-25  
P. 6 lines 10-25  
P. 7 lines 1-25  
P. 67 lines 5-23  
P. 69 lines 8-25;  
P. 70 lines 15-24

Respondents' objections due to no-pre-hearing brief filed by Appellant  
P. 88 lines 21-25

Appellant's objection and claims of biased by SCWCC  
P, 89 lines 1-19

Respondents addressed medical care from Dr. Eden and others from Norfield Medical  
Center but Appellant's medical records was denied  
P. 56 lines 10-25  
P. 57 lines 1-18

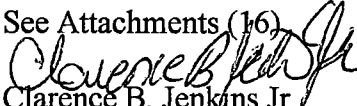
Respondents committed fraud by stating MMI was completed October 23, 2013 because  
Dr. Stickler's Deposition states a medical office visit on 6/20/2014  
P. 98 lines 20-25  
P. 99 lines 1-3

Respondents' objections to public information by Appellant and SCWCC's biased  
P. 107 lines 1-18 (107)

Biased by SCWCC requiring Appellant to submit a pre-hearing brief and  
denying documents  
P. 99 lines 4-14 (P. 99 referenced again)  
P. 109 lines 1-13

Amazon.Com and American Zurich and SCWCC has stated MMI was obtained  
On October 23, 2013 is a LIE which can be verified by Dr. Stickler's Deposition 1/15/15  
P. 9 lines 12-19

SCWCC and S.C. Court of Appeals willing to be this intentional blinding of the  
facts, and S.C. Laws is greatly disturbing and deliberate. The Righteousness Judge,  
Jehovah controls the heart of the judge and He will. Please filed this document as record.

See Attachments (16)  
  
Clarence B. Jenkins Jr.

1           THE COURT: Today is May 21, 2015. This is  
2 Workers' Compensation Case File Number 1303989. The  
3 Claimant is Clarence B. Jenkins, pro se. The Employer  
4 is Amazon.Com, LLC. The Carrier is American Zurich  
5 Insurance Company represented by Attorney J. Russell  
6 Goudelock.

7           The date of accident is February 10, 2013.  
8 There's an average weekly wage of \$489.09 with a  
9 corresponding compensation rate of \$326.08.

10           APAs have been submitted. Are there any  
11 objections to APAs, jurisdiction, venue, or any other  
12 items?

13           MR. JENKINS: I would like to make an objection  
14 that the bill that they're submitted, it's incomplete.  
15 It's not -- don't have all the records -- proper  
16 medical records that has been submitted over time from  
17 different doctors that -- that has been approved by  
18 Amazon, such as far as Dr. Ata. There's only two  
19 specific dates that's in his medical records, but I  
20 saw him a total of five times that was approved by  
21 Amazon, so his record's incomplete.

22           THE COURT: Okay. All right. Mr. Goudelock.

23           MR. GOUDELOCK: It's not my job to make his case,  
24 Your Honor. We've begged him to get a lawyer and he  
25 hasn't submitted anything additional.

1           THE COURT: Yes, they are allowed to submit what  
2 they want to and what they don't want to.

3           MR. JENKINS: Yes, sir.

4           THE COURT: And if you have -- I'm not trying to  
5 give you a hard time, but if you have records that you  
6 wanted to come in --

7           MR. JENKINS: Yes, sir.

8           THE COURT: -- you would have had to have handed  
9 those -- already had an opportunity for them to see  
10 them just like they shared their stuff with you.

11          MR. JENKINS: Yes, sir.

12          THE COURT: Vice versa.

13          MR. JENKINS: The one thing about that, I called  
14 your office and I spoke to Ms. Barbara Cheeseboro --

15          THE COURT: Yes, sir.

16          MR. JENKINS: -- about that. I wanted to submit  
17 those documents and she told me that I can bring them  
18 on the day of and could have them examined, because  
19 that's the only reason why I did not submit them prior  
20 to. But, even in light of that, they still have those  
21 documents because on two of those visits the workers'  
22 comp nurse, Ms. Kelly Wells was there with me in the  
23 office visit and she received a copy of those medical  
24 records while I was there. So the reason why they  
25 didn't submit as part of their legal Brief I only can

1 review it --

2 MR. JENKINS: Right. Right.

3 THE COURT: And your objection is noted for the  
4 record, so that's now officially part of the record.

5 MR. JENKINS: Yes, Your Honor.

6 THE COURT: But I'm going to note that I'm ruling  
7 not to let those in, but that is part of the record  
8 just so you know.

9 MR. JENKINS: Okay.

10 THE COURT: All Right. Are there any further  
11 objections to APAs, jurisdiction, venue or any other  
12 items?

13 MR. JENKINS: Well, I want -- again, going back  
14 to the argument that even though I am objecting to the  
15 fact that their entire workman's comp case, their  
16 legal Brief is inaccurate, it's incomplete and it's a  
17 -- it's a total -- they gave a total distortion of  
18 events that have taken place. And Amazon are aware  
19 of, approved and assigned and also sent a  
20 representative with me to those doctor's appointments.  
21 So in light of that by those records not being part of  
22 the legal Brief I only see that as far as Amazon  
23 trying to distort what actually took place. So I'm  
24 still going with that objection because I think that's  
25 important to this -- to this entire case. And

1       furthermore, I would have sent them prior notification  
2       of the documents I was going to be submitting for two  
3       reasons; one, they already had the majority of these  
4       documents, so that's one reason. And then the second  
5       reason, I called up here and spoke to Ms. Barbara  
6       Cheeseboro, which is your staff, and she indicated  
7       that I could bring them on the day of, because I  
8       wanted to follow the same procedure and I -- I took  
9       her advice by her working in workers' comp of being  
10      part of your staff, I was ensured that she gave me the  
11      right information and so I don't think I should be  
12      held to the point where those documents are merely not  
13      being -- was not given prior, I don't think I should  
14      be held to that standard knowing that I tried to  
15      follow the correct procedure. But based on the  
16      workers' comp information that was provided to me by  
17      someone who works here in your office I went on that  
18      understanding.

19           THE COURT: And you're sure you were clear that  
20      you understood what she had told you?

21           MR. JENKINS: Right. She said because you are --  
22      you are representing yourself you are pro se and she  
23      said that's why -- and she said, yes, because you are  
24      representing yourself you can bring those documents  
25      the day of and present them. I made sure that I -- I

1           A     I don't think that's -- that's correct.

2           MR. GOUDELOCK: Your Honor, we would offer that  
3 as Defendants' Exhibit Number 3 and if you'd take  
4 judicial notice at the top it counts them.

5           THE WITNESS: I object to that, because there's  
6 no way possible that I could have done 1000 or more  
7 tweets. There is no way possible. I'm going to have  
8 to have proof -- I'm going to have to have proof of  
9 that and I'm going to have to go through that piece by  
10 piece.

11          Q     What does that say?

12          A     No, see that -- that's not right.

13          Q     Okay.

14          A     I know that's not right. I don't even go --

15          Q     You can take notice of this --

16          A     I don't get -- I don't even get on Twitter  
17 that -- I'm on Twitter at times and then when you  
18 think about Twitter I'm not on there 24 hours a day  
19 seven days a week. I may put -- I may put a note on  
20 there in the morning, I may put a note out there late  
21 at night because I can't sleep because of illness or I  
22 may put it out there early evening. But it's not like  
23 I'm out there seven days a week, 24 hours a day.

24          Q     But your eyes are bad, the light bothers  
25 you?

1 Defendants' Number 4 into evidence.

2 Q So you -- you're able to be on the computer  
3 enough to send us a bunch of emails every week?

4 A I have to. I have to communicate with you  
5 all.

6 Q You -- you tweeted an average of three times  
7 a day over the last year?

8 A I'm going to object to that because I'll  
9 have to verify that because now I have not seen that.

10 THE COURT: And I hear you, but the reason he can  
11 submit this is one -- it's a public record, because if  
12 you're on Facebook and you're on Twitter that's a  
13 public record.

14 THE WITNESS: Right. Right. But the stuff that  
15 I had is on public record. It's public record.

16 THE COURT: And that's all -- he's not submitting  
17 anything that's not your --

18 THE WITNESS: Yeah.

19 THE COURT: -- because you just testified that  
20 these are your accounts.

21 THE WITNESS: Right. But they -- but -- but  
22 those -- Commissioner, those are public information  
23 sent to me between me and Amazon, so -- so -- and so  
24 if his information is going to be allowed, I think --  
25 because I have not seen those before today. Those are

1 my email accounts.

2 MR. GOUDELOCK: You see those every day.

3 THE WITNESS: Wait a minute. We don't want to  
4 get into -- we don't want to get it mixed.

5 THE COURT: No, but there's a difference between  
6 an email exchange between somebody and what you put on  
7 Facebook and Twitter. One's public domain and one's  
8 private correspondence between you and another  
9 individual.

10 THE WITNESS: No, I wouldn't -- I wouldn't  
11 necessarily call them --

12 Q Let me ask -- let me ask again. Is -- is --  
13 you're on Twitter, correct?

14 A I'm on Twitter.

15 Q That's your Twitter account; the documents  
16 that I showed you?

17 A Right. But I'm not -- I'm not exactly sure  
18 because I have not seen that document to review it --  
19 properly review it.

20 Q You're welcome to look through it.

21 A But I -- well, I should have had it prior.

22 Q You want to look through it?

23 A Not today. It's too -- there's too many  
24 documents --

25 Q Let me ask you this. So -- so you --

1           THE COURT: Sure.

2           MR. GOUDELOCK: What he cites, 42-9-10 -- 42-9-10  
3 says benefits are due when -- for disability.  
4 42-1-120 defines disability as a condition because of  
5 the injury. Our contention is that the medical  
6 evidence before you that he's complaining of that he's  
7 been talking about forever, is not going -- not  
8 disabling him because of the injury.

9           THE COURT: Okay. And sir, since you have this  
10 on your form I will address that in my Order when I  
11 issue my Order.

12           MR. JENKINS: Okay. Okay. Thank you. But I  
13 would like to get back to making note of some -- some  
14 documents that are public regard to -- to address them  
15 before the Court if I could.

16           THE COURT: Do you have exhibits that you want to  
17 --

18           MR. JENKINS: Yes, sir.

19           THE COURT: That are social media exhibits?

20           MR. JENKINS: Right. Social media exhibits.

21           MR. GOUDELOCK: I don't know what they are, Your  
22 Honor, but same objection I had at the outset of the  
23 hearing. He has not filed a Prehearing Brief and  
24 listed any exhibits. He has not offered any APA  
25 submission notifications to us timely and I don't know

1 what those are, but I would object to them as coming  
2 in.

3 MR. JENKINS: And I want to object to Mr. Rusty's  
4 objection because then this -- if the Court agrees if  
5 that would be advised, because he has been allowed to  
6 present documents that's on social media that I had  
7 not received prior to now in his Brief. Those emails,  
8 those Twitter Accounts, that was not -- that was not  
9 part of his Brief, I had not seen those documents  
10 before today. And therefore, I'm already going to  
11 assume that this Court has been biased because he's --  
12 he's getting -- he's being able to do some things that  
13 I can't do.

14 MR. GOUDELOCK: So you're accusing me of making a  
15 lie?

16 MR. JENKINS: No, I'm accusing -- I'm accusing  
17 Amazon of having a little weight a little bit. Not  
18 Mr. -- not Mr. Carroll because I don't want to get  
19 Judge Carroll -- I don't want to get on his bad side.

20 MR. GOUDELOCK: What social media things do you  
21 have?

22 MR. JENKINS: Well, one, I want to present this  
23 document here. I went on Mickle and Bass website and  
24 I saw where the former Commissioner, Andrea Roche now  
25 works for Mickle and Bass.

1 Q Dr. Abu Ata asked you to do one, a CSF test  
2 for your headaches that you didn't -- didn't want --  
3 didn't elect to undergo did you?

4 A He wanted -- the truth is I couldn't do  
5 that.

6 Q Okay.

7 A I couldn't.

8 Q In addition to --

9 A Oh.

10 Q -- you had seen -- so AmCare Healthworks  
11 where they sent you first, you've been to Palmetto  
12 Richland ER, Dr. Abu Ata, Dr. Jervej, Dr. Stickler and  
13 you've seen your family doctors like 20 times?

14 A I wouldn't say 20, maybe ten or maybe 15,  
15 but I wouldn't say 20. I don't think it's 20.

16 Q Okay. And it's your -- it's your family  
17 doctor you -- you --

18 A Dr. Eden.

19 Q -- you've seen Ms. Hampton?

20 A Right.

21 Q Who is a PA? You've seen Dr. Eden?

22 A Uh-huh.

23 Q Seen Dr. Tamarchio?

24 A Uh-huh.

25 Q You've seen Nurse Practitioner Gantt?

1 A Uh-huh.

2 Q Seen Nurse Practitioner Gonzalez?

3 A Uh-huh.

4 Q You've seen Nurse Practitioner Wright?

5 A I think I just seen her.

6 Q All -- all total you've probably seen at  
7 least 13 different medical care practitioners,  
8 correct?

9 A Right. And even those 13, some of them that  
10 you call far as Dr. Eden who believed I had post  
11 traumatic concussion. Dr. Tamarchio he also feels  
12 that --

13 MR. GOUDELOCK: Object to anything that these --

14 A Right. But you mentioned --

15 MR. GOUDELOCK: -- doctors said, Your Honor.  
16 It's not in evidence.

17 A -- but it's all medical documentation now,  
18 it's not hearsay. He brought it up.

19 Q There's no medical -- your medical records  
20 are not in evidence that can support what you contend  
21 they say.

22 A Right. But this could be in your medical  
23 records. I get my legs and stuff hurt, but go ahead.

24 THE COURT: If your legs are hurting you can  
25 stand up.

1 the record.)

2 MR. JENKINS: Right. But here today --

3 MR. GOUDELOCK: Your Honor, if you'd just note  
4 our objection. There's no mathematical basis --

5 MR. JENKINS: Right. But -- thank you. But it's  
6 basically --

7 MR. GOUDELOCK: -- of authenticity for it to come  
8 in as any type of expert opinion.

9 MR. JENKINS: But if Dr. -- Dr. Stickler made  
10 mention of it. He was -- he was the one that Amazon  
11 depended on to give them a second evaluation. He made  
12 mention of it in his deposition so I think therefore  
13 by him referring to it --

14 MR. GOUDELOCK: Do you understand my point, Your  
15 Honor?

16 MR. JENKINS: That -- that --

17 THE COURT: Yes, I do.

18 MR. JENKINS: -- but that should be allowed.

19 THE COURT: Okay.

20 MR. JENKINS: On page nine go down to question  
21 12. And Ata -- and Dr. Stickler answered -- you got  
22 to have two exams from Dr. Ata on June 20, 2014 and  
23 one for August 26, 2013. Well, the Amazon legal Brief  
24 it does not have the June 20th, 2014 medical  
25 documentation from Dr. Ata in their legal Brief. But

1 is another social media documentation, but this is by  
2 the South Carolina Brain Injury Leadership Council.  
3 This is expert testimony from doctors who work in the  
4 field who are a part of this Brain Leadership Council  
5 that talks about traumatic brain injury, the effects  
6 of it, (inaudible) that you need and that each one  
7 varies depending on the person age and all that.

8 THE COURT: Okay. And sir, I already have -- I  
9 have volumes of information like that, so I don't need  
10 it for a determination of the case.

11 MR. JENKINS: Yeah, but I still would like to  
12 submit just as for the record, if I could.

13 THE COURT: Well, I --

14 MR. JENKINS: If I could.

15 THE COURT: Mr. Goudelock, do you object to this  
16 coming in?

17 MR. GOUDELOCK: I do object to it coming in, Your  
18 Honor.

19 THE COURT: Okay. Sir, I'm not going to let that  
20 in.

21 MR. JENKINS: Okay.

22 THE COURT: But as far as it affecting a  
23 determination of the case I'm aware of information  
24 like that, so --

25 MR. JENKINS: I understand, but the only reason

1 here Dr. Stickler confirmed here that he had a exam  
2 from Dr. Ata that Amazon had submit to him on June 20,  
3 2014. But that's not in their legal Brief.

4 THE COURT: Okay. And that's noted, and here  
5 again, keep in mind they have the right to submit what  
6 they --

7 MR. JENKINS: Right. Right.

8 THE COURT: -- want to submit and what they don't  
9 want to submit.

10 MR. JENKINS: Right. But I got a right to  
11 distort any type of mistruth that they --

12 THE COURT: Yeah, you can pull up, but just  
13 understand if it's not in their legal Brief they're  
14 still within their right.

15 MR. JENKINS: Yes, sir. Let's see. If you go to  
16 page ten and question 13 and 19, here's where Dr.  
17 Stickler who Amazon referred on a second opinion, now  
18 giving a history, Dr. Ata who is approved neurologist,  
19 he did not make this determination. This is in  
20 addition -- Dr. Stickler made an additional  
21 notification of a symptom in my left foot and that's  
22 from 13 the question to number 19 on page ten. He  
23 said, "I did find a mild what you call hyperthetic  
24 sensation. Meaning hypersensitivity in the left foot  
25 on both the top and bottom of the foot."

1           MR. JENKINS: Right, right, right, right, but the  
2 point -- the whole thing about that though, but Amazon  
3 be able to subpoena the records. Amazon, even though  
4 they were not part of Amazon legal Brief, Amazon have  
5 a public document where they issue subpoenas for all  
6 those medical records including Richland Medical  
7 Center, Dr. Muhammed, Norfield Medical Center, Dr.  
8 Eden, but yet, Dr. Tomarchio, Dr. Gonzalez, but yet,  
9 you know, I'm not able to present all their records  
10 when Amazon is the one that issued subpoenas for the  
11 records though.

12           THE COURT: And you could have if you had  
13 properly listed stuff.

14           MR. JENKINS: Right. Right, but you -- I  
15 understand, sir, but even though -- even though I may  
16 have not properly listed them, they saw those things  
17 --

18           THE COURT: And here -- be also aware of this, if  
19 there were subpoenas that were issued the Commission  
20 is aware of that. That's all a part of the record.  
21 We have all of that information.

22           MR. JENKINS: Right. So then does the Commission  
23 have to ask where are the records then? Why didn't  
24 Amazon submit the records? You know why Amazon didn't  
25 submit the records; because the records dispute their

1 normal?

2 A Correct.

3 Q And the EMG, nerve conduction studies didn't  
4 reflect any type of radiculopathy or anything, did they?

5 A They were normal.

6 Q Okay. In reviewing the medical records from  
7 Dr. Abu-Ata and Dr. Jervey did -- was there anything  
8 indicated in any of their reports of their physical exams  
9 that reflected any abnormal findings from their physical  
10 exams?

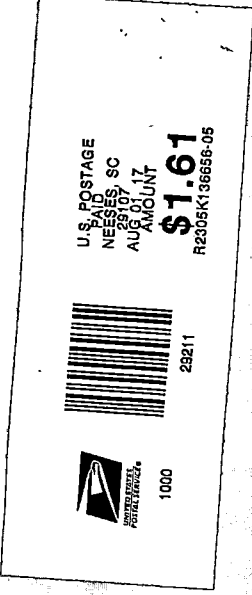
11 (A pause was taken.)

12 A I have two exams from Dr. Abu-Ata from June  
13 20th, 2014 and an earlier one from August 26, 2013. They  
14 do not report any abnormal examination findings, based on  
15 the review of the note from that day. There's an  
16 additional note from February 21st, 2014 that also did not  
17 report significant examination abnormalities. The  
18 additional evaluation by Dr. Jervey on November 19th, 2013  
19 did not document a complete neurologic examination.

20 Q All right. Describe for me, if you would, just  
21 in summary, the type of clinical exam, what you would have  
22 performed during your clinical exam of Mr. Jenkins at the  
23 time of his visit with you.

24 A My examination would consist of what we would  
25 call a comprehensive neurologic examination, generally,

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