

~~NOTICE OF APPEAL IN A CIVIL CASE~~

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

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Judge Daniel Hall from York, SC, Circuit Court Judge

Case No. 2015-CP-10-4166

DESIGNA PRINT AND MIKE
DAVIS INCLUDING ANYONE
WHO IS COMPLICIT OR
ENABLED PROTECTING MIKE
DAVIS,

Respondent,

v.

Theodore Wagner,

Appellant.

Motion for Appointment of Counsel

RECEIVED

JUN 15 2018

SC Court of Appeals

In Court Judge Hall on May 8, 2018 was very clear in Court that he felt that due to the medications prescribed to me by my Doctors due to the Stalking, Terrorizing, and Trauma buy Mike Davis and his confederates I have had to endured and the reason I have to take these medications I was in a state he could not understand and I would not be able to present my case to a Jury I Had Demanded as of Right.

I take urine test to assure I do not drink alcohol nor do any drugs not prescribed by my doctors.

If I am so unable to present my case then Judge Hall should have appointed me a Lawyer to protected my Constitutionally Protected Rights and to present my properly Filed and Served Constitutional Challenge

On May 7, 2018 hearing after seeing the Proof of Crimes by the Government which started this case and my meeting of Mike Davis, Judge Hall said he would require Andrea to testify in court even with the collaboration of the Defendants Lawyer and the Federal Government.

I have included 2 Documents showing the increased Trauma Caused by Mike Davis even before we got him convicted of State Stalking Charges which he ignored and still beat.

Mike Davis had broke into our apartment on May 4, 2014 through the window and stood over my bed as I slept. I woke while he was trying to smash my roommate's door open. It only got worse from there.

When I started seeing the Doctor because of Mike Davis's Stalking it was on June 9, 2015. It took a long time to get Fetter Health Care's referral to Compass Health Systems with my Disability insurance. My first visit is Page 79 of 81. Having panic attacks daily. Recent situation with a man stalking him and his roommate. Panic attacks have increased trying to manage that situation....**and that he is very afraid of what this man might do.** At this point I was diagnosed

with **“Panic disorder without agoraphobia”**. Mike Davis got worse and worse with his stalking. Cutting bike tires and more. (Documents included)

Because of the Defendants lawyer I was able to get these Documents. On page 1 or 81, July 31 2017 it states **“Still having vided nightmares regarding Mike Davis and frequent Panic attacks”**. My diagnoses had increased at that time to **“Panic disorder with agoraphobia and moderate panic attacks”** and **“Post traumatic stress disorder”**. (Documents included)

By the time we got to Court with all of The Defendant’s lawyers extensions and postponements, by May7, and May 8, 2018 I am at the point I can hardly function normally from the Trauma and I still have to go to regular therapy and my medications have been increased.. But that does not mean I do not have the same Constitutionally Protected Right to have me grievance heard as a person who has not had to endure years of Terror and Trauma.

Judge Hall said it was Dismissed per SCRCB B (Big B). Even though I cannot find this Rule in the list of Rules I did Challenge it in my properly filed Constitutional /challenge that was never heard by the Jury as I Demanded.

For this reason I Pray this Court appoints me a Lawyer to protect my Constitutionally Protected Rights.

June 13, 2018


Theodore Wagner
557 East Bay Street.

I am homeless and this is the Post Office.

No Post Office Box.

Charleston, South Carolina 29403

Most Viable way for me to receive mail is theodorewagner@yahoo.com

(843) 460-2508

Pro Se for Appellant

Kenneth G. Goode

4 Carriage Lane, Suite 204

Charleston, South Carolina 29407

Attorney for Respondent

(843) 754-9585



COMPASS

HEALTH SYSTEMS

WAGNER, THEODORE

57 Y old Male, DOB: 02/17/1958

Account Number: 67329

334 E BAY ST, CHARLESTON, SC-29401-1534

Home: 843-460-2508

Guarantor: WAGNER, THEODORE Insurance: AVICARE

MCD PLAN Payer ID: 45423

PCP: OJO OLADIMEJI

Appointment Facility: Compass Health Of Charleston

06/09/2015

Evaluation: Megan K Mahoney, LPC

Current Medications

Taking

- Ativan 1 MG Tablet 1 tablet as needed Orally Twice a day
- Medication List reviewed and reconciled with the patient

Past Medical History

Chronic back pain

Social History

Tobacco Use:

TOBACCO USE/SMOKING Patient is a nonsmoker. TOBACCO USE OTHER THAN SMOKING Are you an other tobacco user? No.

Allergies

N.K.D.A.

Review of Systems

PSYCHIATRIC:

Admits Anxiety. Denies Delusions. Denies Depressed mood. Denies Difficulty sleeping. Denies Eating disorder. Denies Hallucinations - auditory. Denies Hallucinations - visual. Denies Homicidal thoughts / ideations. Denies Hyperactivity. Denies Loss of appetite. Denies Mental or Physical abuse. Admits Mood swings. Admits Poor concentration. Admits Poor energy. Denies Poor motivation. Admits Stressors, Court case, man stalking him and his roommate. Denies Substance abuse. Denies Suicidal thoughts / ideations.

Chief Complaints

- Initial eval

History of Present Illness

TREATMENT SESSION:

RELEVANT EVENTS: Very anxious about his living situation, having trouble with his roommate. Is tied up in court for trying to get his record clear. Very paranoid about government and others. Having panic attacks daily. Recent situation with a man stalking him and his roommate. Panic attacks have increased trying to manage that situation. Reports man revealed personal information about him, is harassing them both and that he is very afraid of what this man might do.

ISSUES DISCUSSED AND INTERVENTION: Relates openly and freely, as evidenced by his willingness to address treatment goals. REASON FOR CONTINUED THERAPY: Anxiety management. PSYCHOTHERAPY PROVIDED: Cognitive-Behavioral Therapy. RESPONSE TO INTERVENTIONS: Good. TREATMENT PROBLEM STATUS: Identify triggers, Identify coping skills. NUMBER OF MINUTES SPENT WITH PATIENT: 45.

Examination

MENTAL STATUS EXAM:

MENTAL STATUS EXAM: Appearance: Appropriate, Attitude: Calm and Cooperative, Activity: Normal, Speech: Hypervocal, Mood: Anxious, Affect: Appropriate, Depression Symptoms: None reported, Mania Symptoms: None reported, Anxiety Symptoms: Anxious, Panic attacks, Post-Traumatic Stress Disorder (PTSD) Symptoms: Avoids Stimuli, Increased Arousal, Re-experiencing Flashbacks, Obsessive Compulsive Disorder (OCD) Symptoms: None observed, Attention Deficit Hyperactivity Disorder (ADHD) Symptoms: None reported, Thought Process: Clear, Goal-Directed, Thought Content/Psychosis: None, Suicidal Ideation: None, Level of Consciousness: Alert/Awake, Orientation: Normal (x4), Memory: Recent Memory Intact, Remote Memory Intact, Concentration/Attention Span: Normal, Language: Normal, Information and Intelligence: Average, Insight: Fair, Judgment: Fair, Reliability: Good, Gait/Station: Normal, Muscle Strength/Tone: Normal, Abnormal Movements: Absent, Withdrawal Symptoms: Not applicable.

GAF:

Patient: WAGNER, THEODORE DOB: 02/17/1958 Progress Note: Megan K Mahoney, LPC 06/09/2015

Note generated by eClinicalWorks EMR/PM Software (www.eClinicalWorks.com)

GAF 56.

PROBLEM RISK/COMPLEXITY:

PROBLEM RISK/COMPLEXITY: Risk/Complexity: Moderate.

Assessments

1. Panic disorder without agoraphobia - 300.01 (Primary)

Services provided are medically necessary and appropriate to the patient's diagnosis and treatment needs.

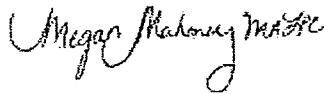
Treatment

1. Panic disorder without agoraphobia

Notes: Bi-weekly Psychotherapy.

Follow Up

2 Weeks (Reason: Follow up)



Electronically signed by Megan Mahoney , LPC on
08/16/2017 at 03:18 PM EDT

Sign off status: Pending

Compass Health Of Charleston
1483 Tobias Gadson Blvd
Charleston, SC 29407-4795
Tel: 843-745-5153
Fax: 843-766-8606

Patient: WAGNER, THEODORE DOB: 02/17/1958 Progress Note: Megan K Mahoney, LPC 06/09/2015

Note generated by eClinicalWorks EMR/PM Software (www.eClinicalWorks.com)

Progress Notes

Patient: WAGNER, THEODORE
Account Number: 67329
DOB: 02/17/1958 **Age:** 59 Y **Sex:** Male
Phone: 843-460-2508
Address: 334 E BAY ST, CHARLESTON, SC-29401-1534
Pcp: OJO OLADIMEJI

Provider: Megan K Mahoney, LPC

Date: 07/31/2017

Subjective:**Chief Complaints:**

1. SEEING CIFUENTES @ 3:50. 2. "I'm feeling anxious"..

HPI:TREATMENT SESSION:

RELEVANT EVENTS: Having trouble with his roommate due to him changing his mind about the house. Still having vivid nightmares regarding mike Davis and frequent panic attacks? Discussed ways to get outside and meet people without revealing a lot of his past initially.. **ISSUES DISCUSSED AND INTERVENTION:** Relates openly and freely, as evidenced by his willingness to address treatment goals. **REASON FOR CONTINUED THERAPY:** Anxiety management . **PSYCHOTHERAPY PROVIDED:** Cognitive-Behavioral Therapy. **RESPONSE TO INTERVENTIONS:** Good. **TREATMENT PROBLEM STATUS:** Unchanging. **NUMBER OF MINUTES SPENT WITH PATIENT:** 45. **IDENTIFIED GOALS:** **PROBLEM:** ANXIETY, **GOALS:** Positive coping skills , **HOW TO ACHIEVE GOAL(S):** .

ROS:PSYCHIATRIC:

Admits Agitation. Admits Anxiety. Denies Delusions. Admits Depressed mood. Admits Difficulty sleeping. Denies Eating disorder. Denies Hallucinations - auditory. Denies Hallucinations - visual. Denies Homicidal thoughts / ideations. Denies Hyperactivity. Denies Loss of appetite. Admits Mental or Physical abuse. Admits Mood swings. Admits Poor concentration. Admits Poor energy. Denies Poor motivation. Admits Stressors. Denies Substance abuse. Denies Suicidal thoughts / ideations.

Medical History: Chronic back pain.

Social History:

Tobacco Use: TOBACCO USE/SMOKING Patient is a nonsmoker. TOBACCO USE OTHER THAN SMOKING Are you an other tobacco user? No.

Medications: Taking Alprazolam 1 MG Tablet 1 tablet Orally Three times a day, Taking Restoril 30 MG Capsule 1 capsule at bedtime as needed Orally Once a day, Medication List reviewed and reconciled with the patient

Allergies: N.K.D.A.

Objective:**Examination:**MENTAL STATUS EXAM:

MENTAL STATUS EXAM: Appearance: Appropriate, Attitude: Calm and Cooperative, Activity: Normal, Speech: Hyperv verbal, Mood: Anxious, Worried, Affect: Appropriate, Depression Symptoms: Decreased Concentration, Decreased Interest Level, Decreased Motivation, Nightmares, Mania Symptoms: Hyperv verbal, Racing Thoughts, Anxiety Symptoms: Anxious, Panic attacks, Social phobia, Somatic hyperventilation, Somatic palpitations, Somatic sweating, Somatic tingling, Stays at home, Post-Traumatic Stress Disorder (PTSD) Symptoms: Avoids Stimuli, Increased Arousal, Re-experiencing Flashbacks, Re-experiencing Nightmares, Triggers, Attention Deficit Hyperactivity Disorder (ADHD) Symptoms: None reported, Thought Process: Racing, Thought Content/Psychosis: None, Suicidal Ideation: None, Level of Consciousness: Alert/Awake, Orientation: Normal (x4), Memory: Recent Memory Intact, Remote Memory Intact, Concentration/Attention Span: Normal, Language: Normal, Information and Intelligence: Average, Insight: Fair, Judgment: Fair, Reliability: Good, Gait/Station: Normal, Muscle Strength/Tone: Normal, Abnormal Movements: Absent, Withdrawal Symptoms: None Identified, Obsessive Compulsive Disorder (OCD) Symptoms: None observed.

PROBLEM RISK/COMPLEXITY:

PROBLEM RISK/COMPLEXITY: Risk/Complexity: Moderate.

Assessment:

Assessment:

1. Panic disorder with agoraphobia and moderate panic attacks - F40.01
2. Post traumatic stress disorder - F43.10

Services provided are medically necessary and appropriate to the patient's diagnosis and treatment needs.

Plan:

1. Panic disorder with agoraphobia and moderate panic attacks

Notes: Bi-Weekly Psychotherapy.

2. Post traumatic stress disorder

Notes: Bi-Weekly Psychotherapy.

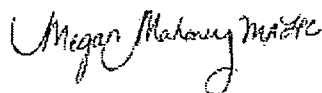
Follow Up: 2 Weeks (Reason: Therapy f/u)

Care Plan:

Problems:

Provider: Megan K Mahoney, LPC

Patient: WAGNER, THEODORE **DOB:** 02/17/1958 **Date:** 07/31/2017



Electronically signed by Megan Mahoney, LPC on 07/31/2017 at 03:36 PM EDT

Sign off status: Completed