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SC Court of Appeals  
April 27, 2019

US MAIL DELIVERY OR PERSONAL SERVICE

The Honorable Jenny Abbott Kitchings, Clerk  
South Carolina Court of Appeals  
1220 Senate Street  
Columbia, SC 29201

Re: Terry Capone v. City of Columbia and Companion Third Party Administrator, LLC  
Appellate Case No.: 2018-000369 associated with 2018-001364  
W.C.C. File Nos. 1322451, 1319203, 1420487

Dear Ms. Kitchings:

Enclosed please find the original and seven copies of the **AMENDED** Appellants Initial Brief – The State of South Carolina Workers’ Compensation Commission is Unconstitutional. This is based on The State of South Carolina Workers’ Compensation Commission and this Court’s Long history & practicing racism (White Supremacy) which functions in all areas of human activity Labor, Law, Economics, Education, Entertainment, Politics, Religion, Sex and War, failure to appropriately investigate; Obstruction of Justice; Fraud Upon the Court; False Statements; Incompetence; Unfair & Unequal Treatment; Double Standards based on race and a denial of procedural & substantive due process, the devaluation of Workers Compensation Benefits (Property) I and my family have a substantial property- interest in. The decisions had disparate impacts, because despite all irrefutable evidence provided to the South Carolina Workers Compensation Commission, the State of South Carolina failed to provide equal protection under the color of law, there is a history of favorable outcomes to Whites under your system of misogyny and racism (White Supremacy).

The State of South Carolina Workers’ Compensation Commission employs Commissioners who are licensed as practicing attorneys and dully competent and qualified as administrative law judges to decide cases, and whose names are found on the Directory Members of attorneys in The State of South Carolina. The State of South Carolina Workers’ Compensation Commission “The State” allowed my claim to be heard and decided by biased (Caucasian/White Males) unlicensed Commissioners Wilkerson, Jr , McCaskill, and Campbell, who are NOT dully competent or qualified, their names were not found on the Directory Member of attorneys in The State of South Carolina and are paid same sum of about \$124,000.00 (plus free car and per diem possible \$10,000) as the dully qualified by the State of South Carolina and some secretaries (Caucasian/ White) \$50,000.00 shows White Privilege and racism (White Supremacy) which is misogynistic and systemic.

In my case without an opportunity as a Pro Per litigant to decide/ “object”; be heard and then to have mix (unqualified/qualified) again and who are biased, cycle themselves in and out continuously denying the appeals from the very decisions complained of, reinvesting by voluntary remanding the case, “never being heard a new”, in furtherance of racism (White Supremacy). In addition to the above aforementioned Constitutional and

statutory provisions- Crime Fraud Exceptions, Active Concealment For Fraud In Real Property 15-3-670 ( C) (1) (2) And Others regarding the above-referenced matters. The Workers' Compensation Commission's decisions were "arbitrary, capricious, an abuse of discretion, or otherwise not in accordance with law." 5 U.S.C. Sec. 706 (1977). The standard of review of the court is instructive. The court is to set aside the South Carolina Workers Compensation action if it finds it to be "arbitrary, capricious, an abuse of discretion, or otherwise not in accordance with law." 5 U.S.C. Sec. 706 (1977). I am not a lawyer. Also enclosed are the original and seven copies of the Proof of Service. Thank you for your assistance with this matter, please contact me if you have any questions.

Thank you for your consideration.

With The Highest Regards,

A handwritten signature in black ink, appearing to be 'T. H. Capone', written in a cursive style.

Enclosure(s) as Stated  
Cc: Cynthina C Dooley  
Carmelo B. Sammataro Attorney for Respondents  
Amy Bracy

Mr. Terry H. Capone  
Fire Battalion Chief-Retired

