

SPEED, SETA, MARTIN, TRIVETT & STUBLEY, LLC
ATTORNEYS AT LAW

WALLACE SPEED (GA & TN)
LESLI R. SETA (GA & FL)
SETH C. MARTIN (GA & FL)
ERIC L. TRIVETT (GA)
M. STEPHEN STUBLEY (SC)
STEPHANIE A. ROCKWELL (GA & TN)
JAMES E.L. FICKLING (SC & NC)

REPLY TO
P.O. BOX 11669
COLUMBIA, SOUTH CAROLINA 29211
PHONE (803) 748-2919
FAX (803) 748-2735
www.Speed-Seta.com

ALEXANDER ADKINS (GA & TN)
HUNTER CHANDLER (GA & TN)
MELISSA CRUZ (GA)
JEREMY T. ENGLAND (AL & MS)
C. BENTON HILBURN (GA)
KEVIN D. MARONEY (SC)
MOLLY K. MARTIN (GA)
ANDREA S. OWEN (GA)
TRACEY R. PERLMAN (SC)
JENNIFER S. RAY (GA)
DAMIEN REES (GA)
KELSIE L. QUEEN (SC)
BRITTANY SCHWANITZ (GA)
BRIGGS P. TUCKER (SC)
BRITTANY BELL TURNER (GA & FL)
LILY D. WILKERSON (GA & FL)
GEORGE D. GALLAGHER (SC), of counsel

May 6, 2019

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

RECEIVED
MAY 06 2019
SC Court of Appeals

RE: *Clara Lewis Brockington v. South Carolina DSS, employer, and State Accident Fund, Carrier*

Dear Ms. Kitchings,

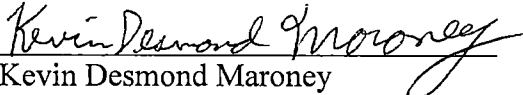
Our clients, South Carolina DSS and State Accident Fund, recently received the attached motion from Ms. Brockington. Although Ms. Brockington includes the SC Workers' Compensation Commission as a Defendant, the Commission decided the decision that Ms. Brockington is trying to appeal. It is not a party to the underlying proceedings.

Ms. Brockington's notice of appeal was due in May of 2018, and there is no appellate case number for a matter involving SC DSS and Ms. Brockington. There is, however, a pending case involving Ms. Brockington and the South Carolina Department of Employment and Workforce. She filed that case in September of 2018, a few months after the notice of appeal was due in her case involving SC DSS.

Because there is no appellate case number and, therefore, no pending case in this court, the Defendants cannot file a return to Ms. Brockington's motion. If the court disagrees and determines it has jurisdiction to hear her motion, the Defendants respectfully request an opportunity to file a return before a final decision is made.

Thank you for considering this correspondence and its request. If you have any questions or require further information, please do not hesitate to contact me.

Respectfully submitted,


Kevin Desmond Maroney
Speed, Seta, Martin, Trivett & Stublely
PO Box 11669
Columbia, SC 29211

cc:

Clara Lewis Brockington
Post Office Box 3232
Florence, SC 29502

**SOUTH CAROLINA COURT OF APPEALS
COLUMBIA DIVISION**

CLARA LEWIS BROCKINGTON,)

PLAINTIFF,)

VS)

SOUTH CAROLINA WORKERS)
COMPENSATION AND SOUTH CAROLINA)
DEPARTMENT OF SOCIAL SERVICES,)

DEFENDANTS.)

MOTION

Pro Se Plaintiff, Clara Lewis Brockington is requesting the Court to reconsider this **Motion to Appeal**, which was filed on May 10, 2018. Copies of this **Motion** were mailed to South Carolina Department of Social Services, Ms. Valerie D. Deller at South Carolina Workers Compensation Commission, Attorney James E. L. Fickling at Speed, Seta, Martin, Trivett & Stublely, LLC, Ms. Erin Farthing at State Accident Fund and Ms. Page P. Hilton at State Accident Fund around May 10, 2018.

Per Caitlyn, Courthouse Employee on April 20, 2018, she asked that I complete the Notice of Appeal, Fee Waiver and Proof of Service to all parties and attach a copy of the Worker's Compensation Order and mail to: South Carolina Court of Appeals at 1015 Sumter Street in Columbia, South Carolina 29201, which is an incorrect address for the court.

Pro Se Plaintiff was recuperating from two major surgeries on both kidneys last year and in sessions with my pastor to learn how to deal with my health issues daily.

I was informed by the courtroom staff today to send this **Motion to Refile Appeal** to the Court since the first copy was sent to the wrong address and/or got lost in the mail. Thanks in advance for your cooperation and consideration on these **Motions**.

April 29, 2019

/s/ Clara Lewis Brockington, Plaintiff

NOTICE OF APPEAL FROM ADMINISTRATIVE TRIBUNAL
THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS
COLUMBIA DIVISION

APPEAL FROM SOUTH CAROLINA WORKERS' COMPENSATION COMMISSION

T. SCOTT BECK, CHAIR FOR THE COMMISSION

SCWCC: 1509277

South Carolina Workers'
Compensation Commission,

Respondent,

Verses

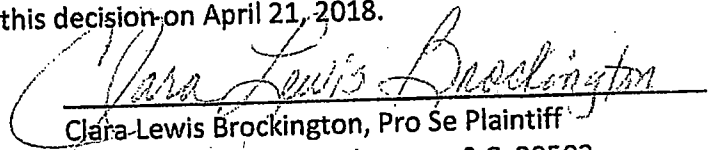
Clara Lewis Brockington,

Appellant.

NOTICE OF APPEAL

Clara Lewis Brockington appeals the decision of the Honorable T. Scott Beck dated April 16, 2018. Appellant received a copy of this decision on April 21, 2018.

May 10, 2018


Clara Lewis Brockington, Pro Se Plaintiff
Post Office Box 3232, Florence, S.C. 29502
Telephone: 843-616-1317

James E. L. Fickling
Speed, Seta, Martin, Trivett & Stublely, LLC
Post Office Box 11669, Columbia, SC 29211
Attorney for S. C. Department of Social Services

Erin Farthing
State Accident Fund
P. O. Box 102100, Columbia, SC 29221

Page P. Hilton
State Accident Fund
P. O. Box 102100, Columbia, SC 29221

FEE WAIVER MOTION

**THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS**

**APPEAL FROM RICHLAND COUNTY
COURT OF COMMON PLEAS**

SCWCC: 1509277

South Carolina Workers' Compensation
Commission

Respondent,

Verses

Clara Lewis Brockington,


Appellant.

FEE WAIVER MOTION

This Motion is to request that all fees are waived due to my status is Indigent. I was hospitalized in January and May, which caused me to become disabled and could not return to my full time employment. These surgeries left me with bills totaling over \$100,000.00. Thanks in advance with your expedite cooperation on this request.

May 10, 2018

Columbia, South Carolina



Clara Lewis Brockington, Pro Se Plaintiff
Post Office Box 3232
Florence, South Carolina 29502
Telephone: 843-616-1317

SOUTH CAROLINA WORKERS' COMPENSATION COMMISSION
JUDICIAL CONFERENCE DECISION AND ORDER

Clara Brockington v SC Dept. of Social Services
SCWCC: 1509277
Commissioner: Wilkerson

This matter was heard before the South Carolina Workers' Compensation Full Commission in Judicial Conference. The Commissioners considered the matter and ordered the matter handled in the following manner:

IT IS, THEREFORE, ORDERED the pending appeal of the Administrative Order of the Commission is hereby;
 _____ Dismissed as Interlocutory. _____ Set for Oral Argument.

IT IS, THEREFORE, ORDERED the pending motion be, and hereby is;
 _____ Granted. _____ Denied. _____ Dismissed _____ Preserved for hearing

BEFORE THE;
 _____ Hearing Comm. _____ Jurisdictional Comm. _____ Full Commission.

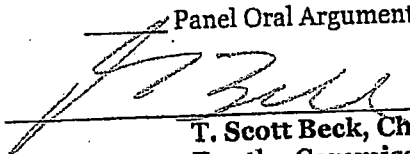
IT IS, THEREFORE, ORDERED this matter be, and hereby is; remanded to take such action and enter an Order consistent with the Court's directive.

_____ Remand to Panel as indicated below.
 _____ Barden _____ James _____ Taylor
 _____ Beck _____ Campbell _____ Wilkerson
 _____ McCaskill

_____ Remand for Order consistent with the Order of the Court.
 _____ Remand to the Hearing Commissioner.
 _____ Remand to the Jurisdictional Commissioner.
 Other: _____

_____ Remand: _____ Panel Oral Argument. _____ En Banc Oral Argument.

AND IT IS SO ORDERED.


 T. Scott Beck, Chair
 For the Commission

Columbia, South Carolina

4/16 2018
CONCURRING:

Commissioner Susan S. Barden
 Commissioner Melody James
 Commissioner Aisha Taylor
 Commissioner Avery Wilkerson
 Commissioner Michael Campbell
 Commissioner Gene McCaskill

NOT PARTICIPATING:

DISSENTING:

CERTIFICATE OF SERVICE

THIS IS TO CERTIFY THE UNDERSIGNED HAS THIS DATE SERVED THIS ORDER IN THE ABOVE ENTITLED ACTION UPON ALL PARTIES ELECTRONICALLY OR BY DEPOSITING A COPY HEREOF, POSTAGE PAID, IN THE UNITED STATES MAIL

This 16 day of April, 2018.

By: Valerie D. Deller
 SCWCC Judicial Department

PROOF OF SERVICE OF A NOTICE OF APPEAL

**THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS**

**APPEAL FROM RICHLAND COUNTY
COURT OF COMMON PLEAS**

SCWCC: 1509277

South Carolina Workers' Compensation
Commission,

Respondent,

Verses

Clara Lewis Brockington,

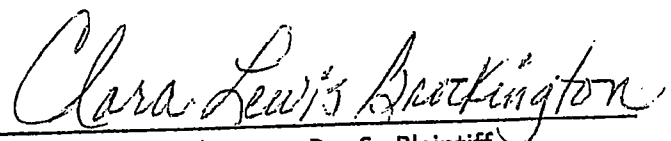
Appellant.

PROOF OF SERVICE

I, certify that I have served the Notice of Appeal on Attorney James E. L. Fickling with Speed, Seta, Martin, Trivett & Stubley, LLC, by depositing a copy of it in the United States Mail, postage prepaid, on May 10, 2018, addressed to Attorney James E. L. Fickling with Speed, Seta, Martin, Trivett & Stubley, LLC, Post Office Box 11669, Columbia, South Carolina 29211.

May 10, 2018

Columbia, South Carolina



Clara Lewis Brockington, Pro Se Plaintiff
Post Office Box 3232
Florence, South Carolina 29502
Telephone: 843-616-1317