

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

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Appeal from the Administrative Law Court  
Shirley Jackson, Judge

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Case No. 18-ALJ-08-0446-AP  
Appellate Case No. 2019-001323

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**RECEIVED**  
OCT 03 2019  
SC Court of Appeals

SELECT HEALTH OF SOUTH CAROLINA, INC.; AGENT  
FOR SOUTH CAROLINA DEPARTMENT OF HEALTH  
AND HUMAN SERVICES,

APPELLANT,

v.

[MINOR CHILD],

RESPONDENT.

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**STATEMENT REGARDING RECEIPT OF LOWER COURTS ORDER  
DENYING APPELLANTS MOTION TO RECONSIDER**

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YOUNG CLEMENT RIVERS, LLP  
Stephen L. Brown  
Joseph J. Tierney, Jr.  
Russell G. Hines  
25 Calhoun Street, Suite 400 (29401)  
P.O. Box 993  
Charleston, South Carolina 29402  
(843) 720-5488  
*Attorneys for the Appellant*

TO: THE HONORABLE JUDGES OF THE SOUTH CAROLINA COURT OF APPEALS

Appellant Select Health of South Carolina Inc., (hereinafter referred to as "**Select Health**"), by and through undersigned counsel, respectfully submits to the South Carolina Court of Appeals this statement (pursuant to rule 203(e)(2)(C), SCAR) regarding Appellant's receipt of Lower Court's Order denying appellant's motion to reconsider.

Select Health received the Order Denying Motion to Reconsider from the Administration Law Court (ALC), **electronically (via e-mail)** on July 9, 2019, as shown by the attached copies of that order and e-mail from the ALC marked as Exhibit A.

Select Health served its Notice of Appeal (**electronically via e-mail**) on all parties and the Court on August 7, 2019. In addition to electronic service, Appellant mailed a Notice of Appeal to the Court post-marked August 7, 2019 (as shown by the attached copy of the August 7, 2019 post-marked envelope marked as Exhibit **B**) which the Court received and filed on August 8, 2019.

*[Signature on next page]*

*[Signature page for Statement Regarding Receipt of Lower Courts Order Denying Appellants Motion to Reconsider, Appellate Case No. 2019-001323]*

Respectfully submitted,

Young, Clement, Rivers, LLP

A handwritten signature in black ink, appearing to read 'Stephen L. Brown', written over a horizontal line.

Stephen L. Brown

Joseph J. Tierney, Jr.

Russell G. Hines

P.O. Box 993

Charleston, SC 29402

[jtierney@ycrlaw.com](mailto:jtierney@ycrlaw.com)

843-577-4000

Attorney for Select Health of South Carolina  
Inc.

**Zheng, Amelia**

**From:** Tierney, Joseph (Joe)  
**Sent:** Friday, September 27, 2019 4:34 PM  
**To:** Zheng, Amelia; Molony, Michael  
**Subject:** FW: Select Health & SCDHHS v. Minor Child  
**Attachments:** Select Health v. Minor Child Order Denying Motion to Reconsider.pdf

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**From:** Tia Smith <thazel@scalcalc.net>

**Sent:** Tuesday, July 9, 2019 1:49 PM

**To:** Tierney, Joseph (Joe) <jtierney@yctrlaw.com>; Nicole Wetherton (Nicole.Wetherton@scdhhs.gov) <Nicole.Wetherton@scdhhs.gov>; Thornwell Simons <Simons@pandasc.org>

**Subject:** RE: Select Health & SCDHHS v. Minor Child

Good afternoon Counselors:

Attached is the Order Denying the Motion to Reconsider.

Best Regards,  
Ti'a



**From:** Tia Smith

**Sent:** Tuesday, June 11, 2019 1:23 PM

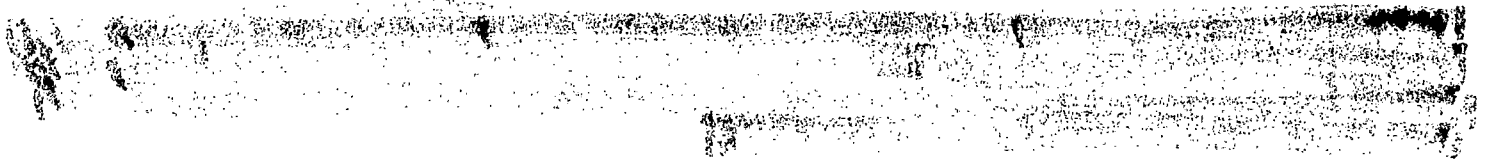
**To:** Tierney, Joseph (Joe) <jtierney@yctrlaw.com>; Nicole Wetherton (Nicole.Wetherton@scdhhs.gov) <Nicole.Wetherton@scdhhs.gov>; Thornwell Simons <Simons@pandasc.org>

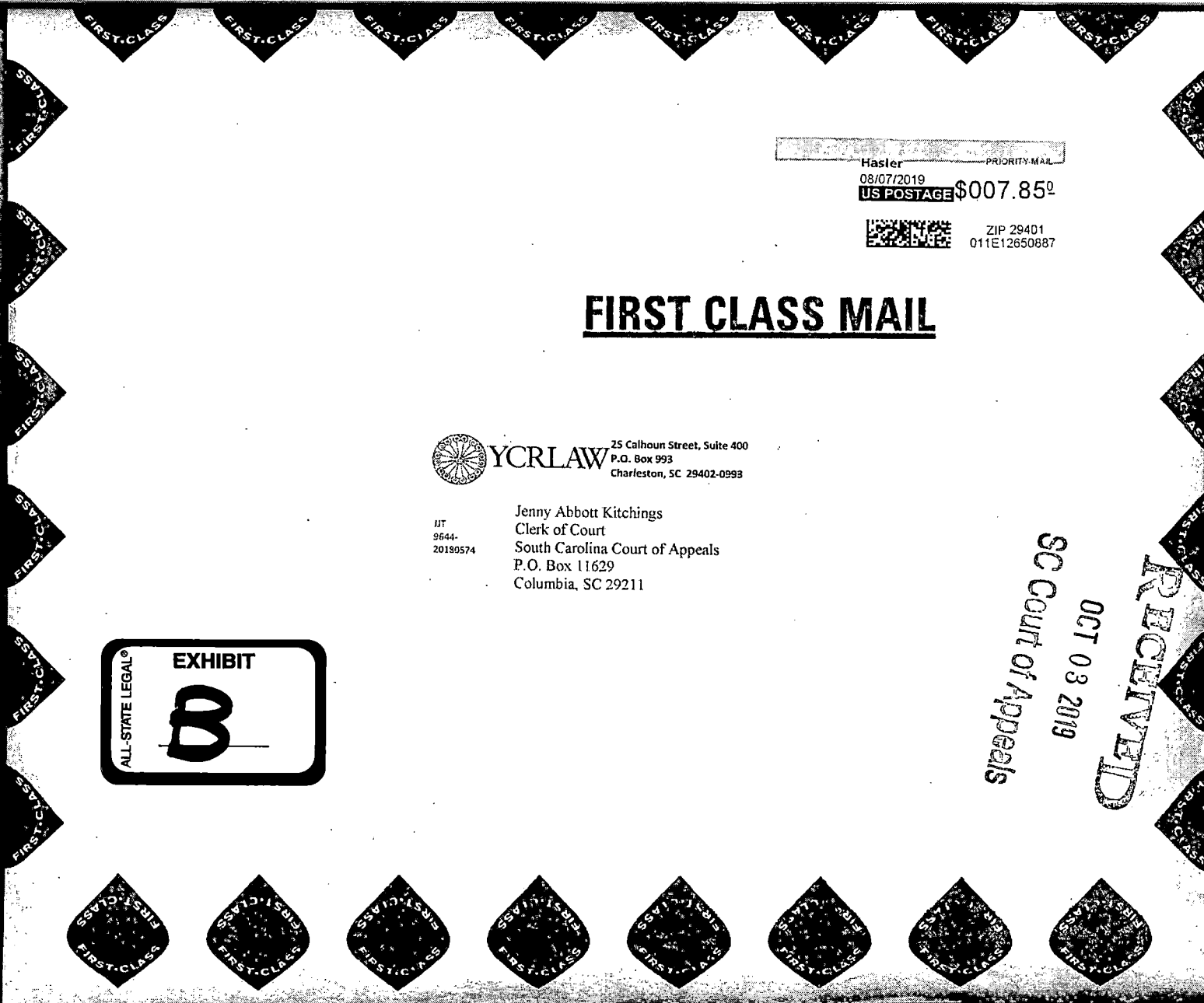
**Subject:** Select Health & SCDHHS v. Minor Child

Good afternoon Counselors:

Attached is the Order issued on today.

Best,  
**Ti'a Smith**  
Judicial Law Clerk to The Honorable Shirley C. Robinson  
South Carolina Administrative Law Court  
Edgar Brown Building  
1205 Pendleton Street, Suite 224  
Columbia, South Carolina 29201  
(803)-734-6402 (chambers)  
(803)-734-6400 (fax)





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**YCRLAW** 25 Calhoun Street, Suite 400  
P.O. Box 993  
Charleston, SC 29402-0993

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Jenny Abbott Kitchings  
Clerk of Court  
South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211



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**THE STATE OF SOUTH CAROLINA  
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Appeal from the Administrative Law Court  
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SELECT HEALTH OF SOUTH CAROLINA, INC.; AGENT  
FOR SOUTH CAROLINA DEPARTMENT OF HEALTH  
AND HUMAN SERVICES,

APPELLANT,

v.

[MINOR CHILD],

RESPONDENT.

---

**PROOF OF SERVICE**

---

YOUNG CLEMENT RIVERS, LLP  
Stephen L. Brown  
Joseph J. Tierney, Jr.  
Russell G. Hines  
25 Calhoun Street, Suite 400 (29401)  
P.O. Box 993  
Charleston, South Carolina 29402  
(843) 720-5488  
*Attorneys for the Appellant*

I, Joseph J. Tierney, Jr., of Young Clement Rivers, LLP, counsel for the Appellant above named, do hereby certify that I have served the Respondent on the above-named **Statement Regarding Receipt of Lower Courts Order Denying Appellants Motion to Reconsider** by depositing a copy of the same in the United States Mail, postage prepaid, on September 30, 2019, addressed as follows to all counsel of record:

SC DHHS Office of General Counsel  
PO Box 8206  
Columbia, SC 29202-8206

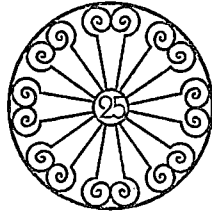
Anna Maria Connor, Esquire  
3710 Landmark Drive  
Columbia, SC 29204  
Attorney for Respondent, Jasmine May

YOUNG CLEMENT RIVERS, LLP

By:   
Joseph J. Tierney, Jr.

Charleston, South Carolina

Dated: 9/30/19



# YCR LAW

Kathleen B. Barnes  
Secretary

Direct Dial: (843) 720-5488  
Direct Fax: (843) 579-1369  
E-mail: kbarnes@ycrlaw.com

September 30, 2019

Jenny Abbott Kitchings, Clerk of Court  
South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211

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OCT 03 2019  
SC Court of Appeals

Re: Select Health of South Carolina, Inc.; Agent for South Carolina Department of  
Health and Human Services v. Minor Child  
Case No.: 2019-001323  
YCR File: 9644-20180574

Dear Ms. Kitchings:

Enclosed please find the original and two (2) copies of a Statement Regarding Receipt of Lower Courts Order Denying Appellants Motion to Reconsider and the original and one (1) copy of the Proof of Service of same. Please file the originals and return a court-stamped copy of each to me in the enclosed envelope.

With best wishes and kindest regards, I am

Sincerely,

YCR LAW, LLP

Kathleen B. Barnes  
Secretary

Enclosures

Cc: SC DHHS Office of General Counsel  
Anna Maria Connor, Esquire

Master  
FIRST CLASS MAIL  
POSTAGE \$001.60  
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25 Calhoun Street, Suite 400  
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Charleston, SC 29402-0993

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Jenny Abbott Kitchings, Clerk of  
Court  
South Carolina Court of Appeals  
P.O. Box 11629  
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