

Feb 08 2021

SC Court of Appeals



February 7, 2021

EMAIL DELIVERY OR FAX

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.: 2019-000369 / Associated Case: 2018-001364

W.C.C. File Nos. 1322451, 1319203, 1420487

Dear Ms. Kitchings:

This is to advise the court that I have served the final record on appeal Pre COVID, Stamped by this Court Dec 11, 2019 (which has never shown online) to the court and City of Columbia's Attorneys of records Office which I requested part of it be redacted and again on or about July 24, 2020 when the motion to redact was denied.

I submitted the records that were submitted to the South Carolina Workers Compensation Commission ("the agency") in 2015 and in addition to the records that was also submitted to the ("the agency") when it voluntarily remanded my case. I do not know what else this court is requesting; the Final record was unbound and easily separated.

I repeat, as of this date the South Carolina Workers Compensation Commission "the agency" has not produced any administrative record in regards to the rule of laws as they apply to the Administrative Procedure Act APA and my case, or refuted the documents I have submitted to this court. I wrote letters to the court asking for assistance and to be assisted with these matters and received none. Now you write me this letter saying you want me to file another motion, pay another fee and submit and file a 3<sup>rd</sup> final record on appeal. I ask that you review the material provided to the court on Dec 11, 2019 and July 24, 2020 and since I am not lawyer and you provided no assistant, so please take out what you do not want to consider. I am not well, and this court has been provided with proof of service in these matters. I think it's unreasonable to ask me to give the same records that have already been provided to this Court. I have substantially complied with all this courts request.

I am not a lawyer. 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,

Enclosure(s) as Stated  
Cc: Cynthia C Dooley  
Attorney for Respondents

Mr. Terry H. Capone  
Fire Battalion Chief-Retired  
130 Summerlea Drive  
Columbia, SC 29203  
803.622.6578  
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# The South Carolina Court of Appeals

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February 04, 2021

Terry Capone  
130 Summerlea Drive  
Columbia SC 29203

**RECEIVED**

**Feb 08 2021**

**SC Court of Appeals**

Re: Terry Capone v. City of Columbia (2)  
Appellate Case No. 2019-000369

Dear Mr. Capone:

Our records reflect that the time for serving the record on appeal and filing the proof of service has expired. Within ten days of the date of the letter, you must serve the record on appeal and file the proof of service, along with a motion requesting permission to serve the record on appeal and file the proof of service outside of the filing deadlines set by Rule 210 of the South Carolina Appellate Court Rules. Your appeal will be dismissed if no motion is made within ten days of the date of this letter.

Very truly yours,

*V. Claire Allen*

CLERK

cc: Cynthia C. Dooley, Esquire  
Carmelo Barone Sammataro, Esquire