

March 31, 2021

**RECEIVED**  
APR 05 2021  
SC Court of Appeals

Honorable Jenny Abbott Kitchings  
The South Carolina Court of Appeals  
1220 Senate Street  
Columbia, South Carolina 29211

RE: Alicia Ruffin v. Builders FirstSource, Inc.  
Appellate Case No.: 2021-000318

Dear Honorable Kitchings,

This is letter in **Request for Guidance**. And also, to give explanation in reference to the evidence that was submitted to your Honor. The Workers' Compensation Commission held a hearing on September 16, 2020 (**Pages 1-2**) On October 16, 2020, Commissioner Beck gave further instructions to Opposing Counsel, Attorney Amanda Neely to submit more evidence that was not discussed during the hearing. I was instructed that no new evidence can be enter once the hearing was conducted. (**Pages a-d**) (**Portion of the final Sept 16 decision**). Then I found out on December 3, 2021, that evidence Amanda Neely submitted before the Commission was actually from an MVA accident dated 2011. (**Pages 6-10**) The enclosed medical records were shrunk by Amanda Neely to conceal the postmark date of 12/6/2011. (**Page 11**) show evidence that was "Cut & Pasted" by Atty. Neely and submitted to Commission. (**Page 12**) The notarized statement from my daughter explaining how she never signed for a prescription for Lortabs for me. At the time, my daughter was only 18 years of age. Atty. Neely was graduating from Law School in Florida 2011 and my job-related injury didn't occur until 10/4/2018.

The evidence came from her co-chair, Martin Kyle Thompson. Atty. Thompson represented Melissa Burgess and Geico in the MVA accident of 2011-2012 Case No. 2012CP2304671. (**Page 15-16**) The subpoena for my medical records was dated October 10, 2019 by Amanda Neely. Atty. Thompson is representing Liberty Mutual in the current civil case. Amanda Neely was representing Liberty Mutual for the Workers Compensation current Case No. 1817544. (**Page with Greenville County Index**) This page shows the medical records dated for 2011-2012 were destroyed on May 19, 2016. This act of Spoilage of Evidence and Intentional Concealment of Evidence; I brought to the attention of the Commission on December 5, 2020. Once I brought this to their attention and shared proof of this; their case should have been dismissed, but it was not. In fact, in the Commissioner Beck's instructions; he instructed Amanda Neely to include in the order; that my request to have her evidence dismissed to be "Dismissed". I was told that my concerns would need to be voiced during the appeal. Commissioner Beck's decision was completed on December 10, 2020.

My appeal was delivered on December 31, 2020. I was told that this appeal was denied because it was submitted too late. I was unaware that weekends were considered as business days, since state offices are closed on the weekends and two of the days were Federal Holidays. So I submitted, the **Motion to Reinstate** was sent before the Commission on January 22, 2021. On February 26, I received **Page 20**, as the order from the **Full panel of Commissioners** denying my claim. It was dated "\_\_\_\_\_", 2020. I was given no explanation as to the reason for the denial. I was told by Amy Bracy, Director of Judicial Department for Workers Compensation that this order was standard, without an official seal and that the cut and paste signature of Commissioner Barden was legitimate. Since filing the Motion of Reinstatement and my questioning the legality of the evidence submitted by Amanda Neely; Attorney Amanda Neely is no longer representing the interests of Liberty Mutual under this Workers Compensation case. She has been replaced by Attorney Mary-Kate Littlejohn of the same law firm.

**(Page 22-23)** Includes emails and a spreadsheet of the discontinued TTD payments. Liberty Mutual was in contempt of a Standing order, when they stopped payment on November 30, 2020; before the December 10, 2020 order was established. SC code 42-17-60; allows for a Claimant to continue to receive payments and medical care during the appeal process and SC code 34-31-20 (A) &(B) also allows for the Claimant to receive the interest on those payments during that time as well. Enclosed is a copy of my request for continued payments and notification of the tainted evidence to Executive Director for Workers Compensation Commission, Gary Cannon and his response. Under SC Rule 4(h)(1)(B), it states that a Plaintiff can mail Summons and Complaint to "a managing or general agent or any other agent authorized by appointment or by law to receive service of process..." The Executive Director, Gary Cannon instructed me in his email, "It will not be necessary to send me further communications or information regarding your case..." So I forwarded further communications to Keith Roberts, Attorney for the Workers' Compensation Commission. Enclosed is Certificate of Service to the new attorney for Liberty Mutual/Builders First Source, Mary Kate Littlejohn.

I am seeking a Request for Guidance, because after my all attempts to find an attorney, I am left with representing myself. No one wants to call into question the illegal/unethical conduct of all the individuals involved. I am begging for any guidance that your office may have to offer.

Most Sincerely,



Alicia M. Ruffin

**Subject** RE: [External] RE: Case Id: 1815744  
**To:** [Alicia Smith <innocentlyal@yahoo.com>]  
**From** Cannon, Gary <gcannon@wcc.sc.gov>  
**Date** Thu, Mar 4, 2021 at 2:21 PM

Dear Alicia Ruffin

This is in response to you email below requesting assistance with you case. Our records reflect the Full Commission issued a Judicial Conference Order on February 24<sup>th</sup>, 2021 dismissing your Petition to Reinstate the Appeal. This Order fully and finally resolves your claim at the Commission level. If you disagree with this decision, you have 30 days from the date you were served this Order to file an appeal with the SC Court of Appeals.

It will not be necessary to send me further communications or information regarding your case. Since the case has been resolved by the Commission your only recourse is to file an appeal with the SC Court of Appeals.

Sincerely,

Gary M Cannon

Executive Director

**The Commission is now open to the public normal business hours 8:30 a.m. to 5:00 p.m. operating with minimal staff on-site. For additional information go to <https://wcc.sc.gov/news>**

---

**From:** Alicia Smith <innocentlyal@yahoo.com>  
**Sent:** Thursday, March 4, 2021 12:07 PM  
**To:** Cannon, Gary <gcannon@wcc.sc.gov>  
**Subject:** [External] RE: Case Id: 1815744

Good Afternoon. Mr. Cannon:

My name is Alicia Ruffin. I am writing you in reference to the above case number in which failure to "Due Process" is involved. In the beginning, my case was assigned Commissioner Beck's office; they persisted in attempting to schedule the hearing in Rock Hill, SC. I live in Spartanburg. The employer is in Spartanburg. The injury occurred in Spartanburg. The Pre-hearing was in Spartanburg. I reached out to all the Administrative Assts. for the Panel of Judges and no one could explain to me why the hearing was being held in Rock Hill; since formal and informal hearings were being conducted in Spartanburg. Why was I being assigned to Rock Hill if Commissioner Beck was presiding in Orangeburg, SC the week of August 28, 2020? The hearing was then scheduled via Video Conference on September 16, 2020. The Commission allowed Liberty Mutual to be in contempt of order for a stop payment on November 30, 2020, before Commissioner Beck rendered his decision. Prior to the hearing, I made reference to and submitted proof of how Atty Amanda Neely had "shrunk" the evidence to conceal its content; making it difficult for me to provide a proper defense. It wasn't until December 3, 2020, that I understood why. Atty Amanda Neely intentionally set out to conceal that the evidence she submitted to the panel was dated for December 6, 2011. And portions of the evidence was "Cut & Pasted". My medical record information was cut & pasted to my daughter's signature. In 2011-2012, Mr. Thompson was representing the interests of Melissa Burgess and Geico Ins. (2012CP2304571). During the discovery process, my medical information was given to him. For 7 years, he withheld that information. Mr. Thompson is currently representing the interests of Liberty Mutual in a Civil suit against me. The evidence submitted before the Commission was not from the November 12, 2019 Subpoena that Amanda Neely provided me with. In 2011, Atty. Neely was in and/or graduating from Lawyer School in Florida. My work-related injury did not happen until October 4, 2018, how did evidence from December 6, 2011, be allowed to be presented? I shared this information with Commissioner Beck before he rendered his decision on December 10, 2020. And it was ignored. And again, when I filed my appeal. I never received an order or formal statement of my appeal being denied. I did receive an email on Jan 6, 2021 of the denial by Amy Bracy, Judicial Dept. the initial appeal was denied, because it was filed too late. I was given a window of 14 days to file my appeal; nothing was stipulated to the fact that weekends are included as "Business Days"; especially being that all State offices are closed and closed for Federal Holidays. I was informed that my "Motion for Reinstatement" was going to be sent to the panel on January 22, 2021 and provided supporting documentation. I received notification on February 26, 2021; that the Motion for Reinstatement was denied on (\_\_\_\_\_, 2020); on an unofficial document page; with a "Cut & Pasted" signature. So I emailed, Barbara Skarbek, Asst. for Commissioner Barden. I received a call from Amy Bracy that the Motion of Reinstatement was being denied because the original Appeal was not turned in on time. The Motion for Reinstatement had nothing to do with the 1st appeal and should have stood on its own merit; since, she had denied the 1st appeal. So now the Motion of Reinstatement was not denied based on subject matter/content; it was not even considered, since it was actually denied before the Commission even received it on January 22, 2021. In essence, the Motion was denied before it was received by the Commission, with an incomplete date as indicated above. I was told that all "Seven Panel" judges had denied the motion. But I received an email that Commissioner Barden had nothing to do with this case and Commissioner should not have presided on the Motion, since he rendered the first decision. I reached out to Eugenia Hollmohr and Keith Roberts to inquire about my TTD checks resuming, since SC code 42-17-60 allows for a Claimant to continue to receive payments and medical care during the appeal process and SC code 34-31-20 (A) & (B); for the Claimant to receive also the interest on those payments during that time as well. And was told that I need to file for a hearing. Why are the rules changing, because I inquire about them? Prior to January 22, 2021, Atty. Mary Littlejohn had never had a part of this case. I never received a statement acknowledging her representation to the court. I did receive statement of her Paralegal, Myra Clayton introducing herself to this case. But all of this has only transpired after I have called attention to evidence that was submitted by Amanda Neely; has the firm seen the need to change counsel. I apologize for not reaching out to you sooner. I was just informed yesterday suggesting to reach out to you by the US Attorney's

out to you sooner. I was just informed yesterday, suggesting to reach out to you by the US Attorney's Office. This case has been tainted by the Spoilage of Evidence/Intentional Concealment of Evidence amongst other things. I have been lied to by attorneys and lied to and abused by Liberty Mutual's treating physicians. Sir, I am reaching out to you in hopes of a fair compromise.

In next email, I will send you copies of all that I've stated. If you may have concerns about authenticity. Please look at the page dated for September 1, 2020, The handwriting, strikethrough and check mark is BLUE. And compare the handwriting, strikethrough, and check mark written in Black dated for February 13, 2020. The fax number (804) 828-5344 at the top of the Subpoena request from Amanda Neely to VCU Hospital also matches the fax number at the bottom of the December 6, 2011 medical records. If you are need of any additional information, please do not hesitate to contact me at 864-814-8350.

Respectfully,

Alicia Ruffin

Sent from Yahoo Mail on Android

---

**CONFIDENTIAL & PRIVILEGED**

The preceding email message, including any attachments, may be confidential and/or protected by the attorney-client or other applicable privileges. It is intended for the sole use of the individual or entity named above. If the reader of this transmission is not the intended recipient, please notify the sender immediately and destroy any copies, electronic, paper or otherwise, that you may have of this communication. Any unauthorized review, use, disclosure or distribution is strictly prohibited and may be unlawful.

**RECEIVED**

APR 05 2021

SC Court of Appeals

Order served via E-mail and USPS

Alicia Ruffin, Appellant  
563 Duncan Station Drive  
Duncan, SC 29334

\*\*\*\*\*

Mary Kate Littlejohn, Esquire  
Attorney for the Workers Compensation Commission  
1333 Main St., Columbia, SC 29201  
mklittlejohn@wjcblaw.com

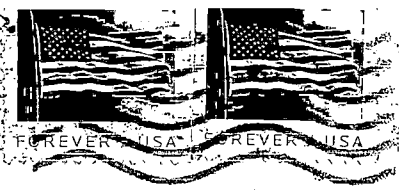
CERTIFICATE OF SERVICE

This is to certify that the undersigned has on this date served a copy of this order in the above-entitled action upon all parties to this case by sending an electronic copy hereof by electronic mail addressed to the attorneys for said parties; or if there is a n unrepresented party(ies), by depositing a copy hereof, postage paid in the United States mail, first class, addressed to the unrepresented party(ies) and to the attorney(s) for the represented party(ies).

*By Alicia Ruffin on March 31, 2021*

*Alucia M. Kupper*  
*563 Duncan Station Drive*  
*Duncan, South Carolina 29334*

GREENVILLE SC 296  
1 APR 2021 PM 1



*Honorable Jenny Abbott Kitchings*  
*The South Carolina Court of Appeals*  
*1220 Senate Street*  
*Columbia, South Carolina 29211*

**RECEIVED**

APR 05 2021

**SC Court of Appeals**

29201-376999

