

REPLY BRIEF OF APPELLANT

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The State of South Carolina  
In The Court of Appeals

MAY 08 2021

SC Court of Appeals

Appeal from Richland County  
S.C. Workers' Compensation Commission

Commissioners: A. Taylor, M. Campbell, G. McLaughlin

CASE NO. 2021-000121

Dana Dixon

Appellant

v.

S.C. Department of mental Health,

Respondents

Employer And

State Accident Fund

Carrier

I certify that I have served the proof of service

of Reply Brief on M. Stephen Stuble, by depositing a

copy of it in the United States mail postage pre paid

on April 29, 2021 Addressed to attorney of

record M. Stephen Stuble, P.O. Box 11609 Columbia,

S.C. 29211

April 29, 2021

Dana Dixon

181 Stabler Farm Rd

St. Matthews, S.C. 29135

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SG Court of Appeals

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## Statement of Issues On Appeal

Why would Dr. Hynes excuse me from work from January 31, 2017 til February 08, 2017 for unbroken or fractured hand or wrist?

Why didn't the Respondents give me the form titled Employee/Supervisor notification to Sign with Dr. Hynes Medical instructions to Sign?

Why did the Respondents fabricate the Employee Supervisor Notification Form that I was given to Sign on February 03, 2017? The were completed by the same person.

Are the Respondents willing to give their definition of the Arm to this Court?

Can the Respondents Show Where on their Exhibit A (Report of Injury) Where hand, wrist, elbow is written by me?

Why was the 3 new injuries accepted. But the Right Shoulder wasn't.

On the morning of January 31, 2017 I wrote in my (or 500) Statement something popped in R. Shoulder. Where's that form? |

What was the purpose of Respondents mentioning my car accident of March 05, 2017?

Did Respondents forget that after my last doctor appointment on March 06, 2017 I did not have another appointment due to Dr. Hynes was waiting on MRI? And that was denied then on March 23, 2017 I was released.

Did Respondents use this case to subpoena all medical records from Providence N.E. Baptist, Richland, Providence to use for my 2016 case?

Why did the Respondents state on record that they had not received subpoenaed medical records when they certified mailed me copies of the medical records post mark February 22, 2019 with pre hearing letter packet?

If the Respondents needed subpoenaed medical records for this case (hearing) why do the subpoenas say to mail them on or before March 13, 2019, when the hearing was on the docket for March 07, 2019?

Why didn't the Respondents include the entire medical record of Carolina Occupational Health Care instead of 22 pages from it?

Why did the Respondents request my medical records from the hospitals in South Carolina but didn't subpoena or request medical record from C.W. Williams where I stated on record I had went for R. shoulder, back, MRI?

Why were the Respondents so adamant about stating I "did not feel the need to provide copies of those records" of MRI (TR. p. 55. Line 25), TR. p. 56. Line 1-3) and 67-211C applied?

Who is he that Respondent referred to? (TR. p. 56. Line 1)

Why did the Respondents deny the Right Shoulder even when Dr. Hynes changed his assessment and wrote the order for the MRI?

Did Respondents make their decision based on the fact that I had previous Right Rotator Cuff Surgery? (see email)

Why was the doctor (motycka) Assessment of Right Lateral Epicondylitis Accepted when that's not what I wrote on Respondents Exhibit A?

Why was Dr. Hynes assessments after January 31, 2017 no longer acceptable but the doctor who seen me only once (february 17, 2019) diagnoses but weighed the doctor who treated me any other time?

Why didn't Dr. Hynes mention I had issues with my elbow or write elbow from January 31, 2017 thru february 08, 2017?

Since there was no x-ray or ultra sound of the alleged Right Lateral Epicondylitis (Tennis Elbow) and that conditions deals with the tendons and is very painful. In Dr. motycka notes he wrote in the physical Examination of page 6 line 3: (R) elbow (red / crepitin / swelling warmth. With ALL of that why write and order for physical Therapy especially when I still could not lift my right arm? (pg 18 of the medical record: history line 8 reads RTC repair, goal is to use and lift arm normally)

The Respondents have stated that Dr. Hynes mentioned my Right Shoulder on February 24, 2017 (page 10 of medical record) for the first time. So why on page 18 of medical record in the TREATMENT Section it has (R) lat sh.?

So if Dr. Hynes didn't mention my Right Shoulder until February 24th 2017, who authorized physical therapy on February 23, 2017 of treatment of my Right Shoulder?

Dr. Motycka wrote order for physical therapy on February 17, 2017 and on February 23 was first day. There is no mention of my shoulder in his notes. So that would leave Dr. Hynes correct. Even though it was for that date.

Please help me to understand... On January 31, 2017, I arrived at the doctor office of John Hynes where the respondents told me to go. I arrived 4 hours after work injury unable to lift my right arm, and serious pain in shoulder that radiated down entire arm. I tell the doctor I can't lift my arm and about the pain. Dr. Hynes popped a white pill and tells me it's my wrist, hand. gives me a prescription for naproxen. Then a week and one day later I have a new injury of Right Lateral Epicondylitis from a doctor that I saw only once on February 17, 2017. So because I wrote Forearm immediately after work injury and the fact that I had a prior rotator cuff surgery in 2003 my shoulder is denied but the new injury of Right Lateral Epicondylitis is accepted; wouldn't that be considered a new injury?

# Standard of Review

On March 07, 2019, Respondents Asked Okay. And he Sent you to physical therapy? (TR. p 29. Line 9) Correct TR p.29 Line 10) But on page 9 of the alleged medical record of Carolina Occupational Healthcare (pages) Shows that Dr.

Motycka Wrote the order to send me to physical Therapy Not Dr. Hynes. And he had you on light duty? (TR.p.29. Line 13)

Correct (TR.p.29 Line 14) Was your employer able to accomodate that? (TR.p.29 Line 15) I moved to another location; so, yes. (TR.p.29 Line 16)

Okay. So you were still working (TR.p.29 Line 18) yes (Tr.p.29. Line 19)

But Respondents did not feel the need to have me sign the form titled Employee/Supervisor notification form that was Submitted

at the hearing that states "out of work until medical visit on February 02, 2017" the form is dated February 01, 2017, and does

not have my signature. But on February 03, 2017, Respondents gave me a Employee / Supervisor notification that has the work

restriction and my doctor appointment and accommodation date of February 02, 2017 @ Bryan A & D office, my signature, date. Only.

- Also on March 07, 2019, I got Confused -

I gave answers to W.C.C. file no. 1623303 for W.C.C.

1712979. for instance TR.p.31 lines 11-15 was for my work injury of December 22, 2014. (see Time cards of 01/2017 & 02/2017:)

I wish that it was a camera in the Court room on March 07, 2019, to show where I held up my cell phone

and said "I have a voicemail from Megan right here"

for the Respondents to heard Megan saying "I see that you are calling me, I am going to click over" I filed a motion for voice mail.

Transcript page 54 Lines 4-7. 03/07/2019: Tr. p. 29 Lines 15-18. In Respondents Brief number 10 of page 3 States I had a pre-existing injury, due to me having surgery in 2002 for Right Rotator Cuff. And was able to do my job each time I've been employed by Respondents after I had my surgery. Respondents erred by stating that I filed my second Form 50 in November 2018. In March 2018 my then attorney was relieved as my attorney. The Respondents have not yet submitted one document to show where I wrote Hand, Wrist or elbow. The Respondents have withheld the faxed medical instructions of Dr. Hynes of me being out of work from January 31, 2017 to my next doctor appointment which was February 02, 2017. then used intimidation of me losing my job to report to work on February 02, 2017. Then fabricated another Employee/Supervisor Intimidation form for me to sign on February 03, 2017. Respondents spoliation of my medical record from Carolina Occupational Healthcare (entire) that has been reduced to 22 pages should not have been listed as medical record, due to only 22 pages came from the medical record I filed a motion for, of same nature and character and was denied.

The Respondents made up their mind not to give authorization based on the fact that I had prior Rotator Cuff repair previously (please see email) even after Dr. Hynes had changed his assessment to Right shoulder strain and wrote an order for MRI due to "CHRONICITY." Respondents have stated that Dr. Hynes mentioned my shoulder for the first time on February 24, 2017,

but he had me out of work with a brace for my wrist  
Only, for an entire week, I feel the Respondents blatant disregard  
of Dr. Hynes medical instructions were unethical and showed no regard  
to my injury to my right shoulder injury of January 31, 2017, by  
having me return to work under intimidation of if I didn't I could  
be terminated. They had the audacity to submit the Employee  
Supervisor notification showing Dr. Hynes instructions as though I was  
out of work. To me it seems as though, once the documents from  
Caroline Occupational Healthcare was faxed to my supervisor on  
January 31, 2017, was premeditated due to the Employee Supervisor  
form is dated February 06, 2017. As Respondents have mentioned several  
times I am not an attorney.

I am a person who received a physical for my Department of  
Transportation for my Class A CDL on 01/14/2016. And the physical on  
November 21, 2016 that job offer was contingent upon. (see offer  
letter dated November 18, 2016.) From Respondents, who was injured on the  
job on December 23, 2016. And again January 31, 2017. (Back, shoulder)  
On January 31, 2017 after 4 hours after injury the pain was severe,  
entire arm is throbbing and I couldn't lift my right arm. But due  
to Dr. Hynes not charting what I told him (my right shoulder) He writes hand  
wrist, my right arm, still hurts me stating my right arm. I was not  
trying to determine workers compensation definition of the arm.

I still say my arm is from my finger tips to my (see page 1 of  
Respondents alleged medical record.) shoulder, I was told the definition  
of the arm by Respondents, while having phone conference on May 29, 19 @ 4pm.

The Respondents asked me on March 07, 2019, if I had provided those records (from C.W. Williams Community Health) to anybody over at the State Accident Fund. (TR. p. 30 lines 9-10) I replied NO. I just got them Monday (TR. p. 30. Line 11). This is from March 07, 2019 transcript. On TR. p. 55 Lines 22-25, Tr. p. 56 Line 1. And the M.R.I report was received at the Commission on February 21, 2019. (p. 7-211 c. - Transcript of February 22, 2019 also

On February 22, 2019 at my subpoenaed deposition, Respondents asked me when was the last time I was seen by Dr. Saunders (TR. p. 35, line 8-9.) I state the 15<sup>th</sup> of February (TR. p. 35 line 10) of this year?

(TR. p. 35. line 11) Correct (TR. p. 35. line 12) And what was that for?

(TR. p. 35. line 13) To get my reading. And before that it was on (TR. p. 35 line 14) the first (TR. p. 35 line 15) Transcript of deposition. On

March 07, 2019 Respondents stated when I asked you in your deposition if you've ever (TR. p. 30 line 12) received treatment between March of 2017 and January (Tr. p. 30. line 13) 2019, you indicated that you had not. (TR. p. 30 line 14) NO. I couldn't have said that

because it's like (TR. p. 30 line 15) I went and got MRI done there; I did mention C.W. (TR. p. 30 line 16) Williams (TR. p. 30 line 17)

(TR. p. 12 Lines 2-3) Oh goodness. I think it was 2700 Feather Trail Run.

My last address is listed on the form 50 that my then attorney filed on September 05, 2017 (1011 Beatty Rd. Apt B7 Columbia, SC 29210)

(see Form 50 dated September 2017)

During my deposition the Respondents asked me  
Have you worked anywhere since you left DMH? (TR.p.29  
Line 11) Yes (TR.p.29. Line 12) Where did you work? (TR.p.29. Line  
18) I worked at McDonald's. (TR.p.29 line 14) Worked any  
Where else other than McDonald's since you left DMH? TR.p.30  
Lines 3-4) And how long did you work there (TR.p.30. Line 14)  
I'd say two months (TR.p.30 line 15.) Anywhere other than  
Wendy's and McDonald's. (TR.p.31. Line 7) How long did you  
work there? (TR.p.31 line 13) A week (TR.p.31 Line 14) Anywhere  
else other than Captain D's, Wendy, McDonald's (TR.p.31. Lines 19-20)  
ABM Industries (TR.p.31. Line 21) How long did you work there?  
(TR.p.32 line 1) I would say two months (TR.p.32. Line 2) Anywhere  
else? (TR.p.32. Line 6) Another McDonald's (TR.p.32 Line 7) And how  
long were you there (TR.p.32. Line 10) Three days (TR.p.32. Line 10)  
Okay. Anywhere else? (TR.p.32. Line 19) Church's chicken (TR.p.32  
Line 20) How long were you there? (TR.p.32. Line 24) February 7<sup>th</sup>  
I got the job, maybe two and a half months (TR.p.33 Line 1-2)  
And you're not working currently? (TR.p.33 line 16) Currently NO.  
(TR.p.33. Line 17) I was honest before my deposition  
and afterwards. I answered Respondents questions at  
my subpoenaed Deposition of February 22, 2019. Then ask me  
same questions at the hearing on March 03, 2019. Then it's different  
in the order (signed) Respondent have wanted to make the fact  
that I was trying to work the cause of my torn Rotator Cuff  
AFTER THE FACT, I can not say it enough I wrote my statement  
on January 31, 2017 Stating something popped in my right shoulder by

Keeping MS. Ruby (patient) from falling face forward out of her wheel chair. But again the Respondents: Was not forth coming with that document either.

On January 31, 2017 I was injured at 6:00 AM:

At 6:05 AM I reported injury to MS. Davis, MS. Williams. I am then given the S.C. Department of Mental Health Witness Statement of Injury or Illness Form to write my statement. My supervisor comes to unit to escort me to her office and collect my statement. In her (Caroline Akpan) Office she gives me a S.C. Workers' Compensation packet to complete. She calls Comperdium (Carrier) to get authorization. She gives me the phone in order to explain what happened which caused me to pause on completing packet. I arrived at Doctor Office at 10:00 AM (Ms. Akpan dropped me off)

On January 31<sup>st</sup>, 2017 while in the exam room with me, Dr. Hynes popped a white pill. And after doing so he then tells me that he had just returned from having back surgery. I did not tell the Respondents, I reported Dr. Hynes to the Medical board. The Respondents states its an allegation and nothing is the record to state Dr. Hynes acted inappropriate. I don't feel that Dr. Hynes, would want that in record or on record. (please see subpoena)

Respondents have stated that I was in a motor vehicle accident on March 5, 2017. I went to work and physical therapy on March 6, 2017. That is the day Dr. Hynes wrote the MRI order.

I did not have any appointments due to Dr. Hynes was waiting on MRI. On March 23, 2017 I am released from medical care. (Please review Carolina Occupational Health Care pages).

Respondents stated on 02/22/19 Tr. p 57 Lines 17-18.

Also voices some mild pain in the right: Shoulder (17)

Wrist is not improving. N.O. numbness, weakness in Right Hand.

But in the medical record page 10, dated February 24, 2019 Dr Hynes wrote Wrist IS improving. The Respondents stated on February 22, 2019, (Tr. p. 58. Lines 2-3) trying to get -- trying to understand when the shoulder started to bother you. (Tr. p. 58 lines 19-21) so it looks like February 24th of 2019 is the first time that the shoulder is referenced specifically in the notes.

So the answer is: when I left C.M. Tucker Center after waiting 4 hours to get a ride to go to their doctor. And it should not matter my right shoulder was mentioned by the doctor the Respondent sent ... And him changing his assessment to strained right shoulder to writing Order for MRI. I was still under Dr. Hynes medical care and the MRI should have been authorized. I feel the Respondents took the "Got to save money route." by not letting me be (home) medically excused and not authorizing the MRI of right shoulder. But instead asserted Hand, Wrist, Elbow. The Respondents main focus on February 22, 2019 at deposition pertaining to work injury of January 31, 2019. Was making sure that I had not forgotten the fact that I wrote Forearm on first Report of injury. Tr. p. 160 Lines 8-23. (Tr. p. 51 Lines 9-16) Then I went to the nurse's station and told them what happened and I filled out a M300. And what? And I filled out an M300. Okay, which is I think part of I think this package? Correct you said you felt something pop in

Arm to show that I mentioned the M-300. which was not in the package in which Respondents spoke of on February 22, 2019 Tr. p. 51 Lines 13-14 of February 22, 2019 transcript.

The Respondents behavior towards my injury is highly suspect for the following reasons. 1. The doctor I was told I had to go to for treatment states I told him I sprained my hand, wrist. I completed majority of the forms using right hand. I did try with my left. 2. Dr. Hynes wrote "it seems like" in medical record dated January 31, 2017. 3. Dr. Hynes popped pill in the exam room with me. 4. Dr. Hynes medically excused me from work from January 31, 2017 through February 08, 2017. The document is faxed to supervisor who did not feel the need to give to me. 5. I receive a call on January 31, 2017, telling me to report to another work site. 6. I was seen by Dr. Thomas motycka on February 17, 2017 who then gives me another new injury of Right Lateral Epicondylitis (Tennis Elbow) who then writes and order for me to go to physical therapy, with me still not being able to lift my right arm. First day of physical therapy was on February 23, 2017. On February 24, 2017 Dr. Hynes wrote "states pain in right shoulder now." I did everything I was told to do by the Respondents and for them to make a decision based on the fact that I had a prior surgery of right shoulder in 2003 should not be reason to deny the MRI of my right shoulder. The subpoenaed medical records does not list the Rotator Cuff surgery. I answered honestly on February 22, 2019 (when I did confuse the cases) so by the Respondents doing all the above to me to prove what?

# ARGUMENT

At the March 07, 2019 hearing it seems as if the Commissioner had made up his mind before the hearing had started. TR. p.12. Lines 21-23

TR. p.13 Lines 3-4. TR. p.13 lines 12-13. TR. p.14. Lines 13-14

On page 14 of the March 07, 2019 hearing, the Respondent stated (TR.14 lines 19-21) to explain the some of the reason for some of the concern given the two (2) year delay in kind of raising this issue at this. Respondents knew that my then attorney filed Form 50<sup>s</sup> on September 05, 2017. And on March 15, 2018, my then attorney was relieved as my attorney. As the Respondents have stated numerous times that I am not attorney, so I didn't know the case had closed when Mr. Cruse was no longer my attorney.

When I called the Commission I was told the case had closed and was asked if I wanted it re-open, I said yes, I was mailed the Form 50...

1  
Respondents stated that I alleged that I injured myself "While assisting a resident who was seated in a wheel chair" in their brief. On 02/21/2019 at my subpoenaed deposition I stated TR. p. 59. Lines 20-25. TR. p. 60 Lines 1-6.

Respondents should know that after my attorney was relieved on March 18, 2018 the case closed which meant that I had to refile a Form 50. Which I did.

Respondents filed a form 51 denying injury to my right shoulder, instead asserted that injury was to my right arm. Which Respondents definition of the arm is Hand, Wrist, Elbow. Only.

Respondents have stated that the previous form 50 that was filed by my then attorney put injury was to my right Hand. If the attorney was not willing to rewind the recording of my statement to listen to what I had stated or to look at the first report of injury to see what I wrote, he should have been professional. (After all they came to my home and took my statement)

Respondents were untruthful about not having medical records they had subpoenaed. Due to the fact that Respondents Form "Request for medical Records" dated 01/18/17

Shows that Respondents Requested my medical records for Work injury of 12/24/2016, E.R. Visit 12/23/2016. And then Used 4 Subpoenas dated 02/27/2019 that Ask providers to MAIL the records on or before MARCH 13, 2019 (Hearing Was set for MARCH 07, 2019) And Respondents Certified mailed me Copies of medical (Subpoenaed) records with the pre-Hearing brief dated February 22, 2019. (see envelopes)

The Respondents have stated that I <sup>had</sup> a motor vehicle accident, and that is correct on March 05, 2017. On March 06, 2017, I was at work and was able to make my appointment with Carolina Occupational HealthCare. (see medical record)

The Respondents Opinion of the reason of my objection is inflammatory and Bias. Due to I never stated my reason was because I was living in a transitional Home (Transcript of 02/22/2019) Tr. p. 12, Lines 19-21 (Transcript of 03/07/2019) Tr. p. 17, Lines 14-15. And I never stated I had limited access to transportation. 03/07/2019 transcript page 10, Lines 18-25, Tr. p. 11, Line 1. I objected due to the Respondent were untruthful about not having received the Requested & Subpoenaed records.

Respondents findings of fact No. 5 is incorrect and due to the spoliation of Respondents by removing the statement -

that I wrote on 01/31/2017 (Witness Statement) that is mandatory by S.C. Department of Mental Health, and goes with the S.C. W.C.C. First Report of Injury Packet. I never wrote "While moving Resident." It would show where I wrote "Something popped in my right shoulder" just as I stated on 02/22/2019, at my Subpoenaed Deposition. TR. p. 60 Lines 1-6. The Respondent is writing what Dr. Hynes wrote in my medical record. TR. p. 56. Lines 9-12.

Respondents number 6, Can states that I wrote Forearm. And Can state what I wrote on the Form 50 about my Right Shoulder. But have not submitted one document to show where I wrote Hand, Wrist, Elbow. (02/22/2019) transcript p. 56. Lines 9-15. But have made the fact that I wrote FOREARM on First Report of Injury (Exhibit A of Respondents) But received treatment for the Respondents definition of the arm. (Hand, Wrist, Elbow.)

Respondents number 7, States they provided medical care and treatment for my right arm, including my elbow treatment of 2 NEW injuries I was diagnosed with on January 31, 2017. In the medical record of Carolina Occupational Health Care Dr. Hynes wrote (page 1) states that I stated that I "Strained" my hand, wrist and forearm. Which I didn't say. But for the Respondents to accept the alleged NEW injuries on the statement Dr. Hynes wrote alleging I said it, But while still under Dr. Hynes care (pg 1) He wrote-

- Holds @ Arm protectively. And on that same page C.C. Rt Arm. But After Dr. Hynes had Changed his Assessment to Right Shoulder Strain. And Wrote an Order for an M.R.I due to Chronicity (pg 13 of medical record & page 14)

In the Respondents fabricated medical pages from original medical records of Carolina Occupational Healthcare; page 12 shows that on March 06, 2017, Dr. Hynes wrote "prior Rotator Cuff Surgery" after my 4th visit. And on the new patient forms that is required by all medical providers (Questionnaire) that ask about family history of mother, father, siblings, any surgeries would have shown I wrote ALL surgeries, and Rotator Cuff was listed. But Respondents did not submit medical record in its entirety only 22 pages from it. I went from having an MRI on March 21, 2017 (that was scheduled) of Right Shoulder. On page 21, dated February 27, 2017 (progress notes: "C/O is @ Shldr pain, but understands that is not covered by W/C @ this time".

On pg 18 of the fabricated medical record line 13 it states "Goal is to use & lift arm normally." On page 10, Dr Hynes wrote "has had one session P.T" dated 02/24/2017, then wrote states pain in @ Shoulder now, somewhat difficult historian hard to obtain cohesive history. On page 21. Line 10 it states 4 UBE attempted but unable to complete 20 @ Shoulder pain. On Line 13 it states "pain in @ Shoulder main, limiting factor at this time. On March 06, 21 Dr. Hynes writes order for MRI, Denied.

On March 15, 2017 I received phone call telling me that the only way I get the MRI is if I pay for it out of my pocket, and on March 23, 2016, Dr. Hynes wrote on page 16 of medical record these words: "Resolving States ready to ? normal duty." Even though I still could not lift my right arm. Also in the assessment Dr. Hynes wrote (2) @ shoulder pain not authorized by WKC"

Respondents have written and stated that Dr. Hynes had stated the following: 1. States pain in @ shoulder now. (pg 10)  
2. Very inconsistent exam hard to pinpoint anatomy area of pain" but Respondents failed to mention that every visit I had at Carolina Occupational Healthcare Respondents knew and received copies of Dr Notes, Restrictions, physical Therapy. and my supervisor Lorain Tracy received work status forms and any other forms pertaining to me working, all by fax.  
(secretary) My assigned shift was 11pm til 7:15 Am\* On 11/31/17 my work injury occurred at 6:00 AM. I reported it at 6:05 AM. Before I could leave to go to the ER, I never filed workers compensation with Respondents since I began my employment with them in October (1988) but I was told that I had to (write) Dr. Hynes my M-300 (S.C. Department of mental Health workers report of injury or illness) right then because I didn't complete one on 12/22/2016. (In Designation of matter I listed the same form to show even though it's 22 days after my work injury occurred. I had to complete the mandatory form) But the form was not

Submitted. (The fax numbers are listed on pg 2, pg 5, pg 11, pg 16 to my supervisor Mrs. Lorain Tracy.) The word FAXED is on pages 1, 2, 7, 9, 10, 11, 12, 13, 15, 16 of the 22 page medical report pages of Caroline Occupational Healthcare. Respondents failed to mention that Dr. Hynes had me out of work from January 31, 2017 (date of injury) through February 02, 2017 (my next appointment)

On January 31, 2017 I received a call from the Respondents telling me I am to report to my new modified assignment at Bryan A&D (admission & Discharge) of February 01, 2017 at 8:30 am. I told the Respondent that I will not be able to make it. I was told to report at 8:30 on February 02, 2017.

On February 02, 2017, I received a phone call. Letting me know that I was to have reported to Bryan A&D. And if I did not report that morning I could be terminated. I caught the City bus and clocked in at 10:30 am (see Time Card)

On February 03, 2017, Respondents gave me a form titled Employee/Supervisor Notification that has my next appointment, the shift I was to work and the site I was to report to. I signed that form. I was given the memorandum of light duty agreement, I signed that also. The form titled: Employee/Supervisor Notification that's submitted at the Commission for the Hearing of March 07, 2017 has Dr. Hynes instructions of me being out of work and the form is completed by hand. And it does NOT have Employee Signature (I never received that form)

(02/22/2019 -

Proof of Service of A Notice of Appeals

THE STATE OF SOUTH CAROLINA

In The Court of Appeals

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MAY 03 2021

SC Court of Appeals

Appeal From Richland County

South Carolina Workers' Compensation Commission

Commissioners: Gene McCaskill, Aisha Taylor, Mike Campbell #

Case No. 2021-000121

Dana Dixon

Appellant

V.

S.C. Department of Mental Health,

Respondent

Employer And

State Accident Fund

Carrier

PROOF OF SERVICE

I Certified that I have served copies of my initial brief and Designation of matter on March 28, 2021. And I served copies of amended initial brief and Designation of matter on April 15, 2021 by depositing a copy of it in the United States Mail

# Proof of Service of a Notice of Appeal

Postage prepaid on April 15, 2021. Address to  
Attorney of Record Stephen Stuble, P.O. Box 11669 Columbia,  
S.C. 29211

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D. Dixon  
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St. Matthews, SC 29155

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MAY 03 2021  
SC Court of Appeals



Court of Appeals  
1220 Senate St  
Columbia, S.C. 29201

