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SC Court of Appeals

MOTION TO ADD

The State of South Carolina
In the Court of Appeals

Appeal from Richland County
S.C. Workers Compensation Commission

Commissioner(s): A. Taylor, I. Scott Beck, Avery Wilkerson

Case NO. 2021-000090

S.C. Department of Mental Health,
Employer, and State Accident Fund,
Carrier

Respondent

v.

Appellant

Dana L. Dixon

Employee

Appellants MOTION TO ADD

Dana L. Dixon

181 Stabler Farm Rd

St. Matthews, S.C. 29135

(470) 422-0591

11/24/21

NOV 24, 2021

M. Stephen Stubbley
1122 Lady St. Suite 1000
Columbia, S.C. 29201
(803) 748-2919

11/24/21

MOTION TO ADD

My name is Dana L. Dixon. I am the Appellant for Case Number: 2021-000696, I am writing this Court to Request a Motion to Add the following documents of my proposed record on appeal, that was before the lower courts.

Documents that were filed by me to the lower court for hearing of 06/12/2020 is stamped March 13, 2020 as my evidence (APAs) for Commissioner James. Pre-Hearing Briefs (form 58) consist of 6 pages. (R.p. 362-367). All form 51 & 58(s) are completed by respondents (R.p. 203, 206, 211, 208, 210). Were before the lower court.

All are addressed to the Commissioners. |

11/24/21

Motion TO Add

I ask that this Court please
re-review Submitted documents of my
Proposed Record, Of documents from
lower Court. And grant me an Order
Of Motion to Add. For reasons listed.

Kind Regards,
Dana L. Dixon

Motion To Add

Respondents Pre-Hearing Brief Of March 23 2020,
R.P. 362-375 Addressed to Commissioner James. Stating:
" Enclosed Please Find a Pre-Hearing Brief, Notice
Of Witnesses And APA Submissions On behalf Of
The Employer And Insurance Carrier in the Above
Reference Matter. By COPA of this letter to
Pro-se claimant, Dana Dixon, I am servicing her
with the Pre-Hearing Brief and Notice Of witnesses
and Copies Of all Medical Reports we intend to
submit. Pursuant to the Administrative Procedures
Act." Hearing was June 12, 2020. (R.p. 364, 369, 372 prehearing briefs)

(A) R.p. 20-93. Respondents Designation Of Matter was (R.p. 94-99) B
filed on 08/27/2021. And number (1) one is: Defendants
Pre-Hearing Brief and APA Submissions. (That Respondents
Propose the following be included in the Record on
Appeal) of Proposed Record: 362-375 contains
Pre-Hearing Briefs to Commissioners at the Lower
Court from the Respondents. Proposed Record: 211-214 (e)
is addressed to: Commissioner Wilkerson, Proposed
Record: 213 (Notice Of witnesses And Written Medical
Reports / Physician Or Other Evidence To Be Introduced
On Behalf Of The Defendants) lists the Transcript
of 2/22/2019 Deposition AS Respondents Exhibit
B. And the S.L. Dept Of Mental Health Workers'
Compensation Package. AS Respondents Exhibit A.

Each Pre-Hearing Brief was filed by Respondents
and addressed to the Commissioners at the Lower
Court for each hearing. (R.p. 362-375)
that Respondents motioned to strike. (E) (R.p. 211-214) 3.

11/24/21

Motion To Add

Respondents motioned to strike (D) - 190-200 that was before the Commission. It's stamped Received March 13 2020.

Respondents motioned to strike Proposed Record (D) 201 which was before the Lower Court. It's a form 20 (Statement of earnings of injured employee) that was used for W.C.L. File No. 1712479. And it's listed in Signed Order (R.P. 320-332) dated May 26, 2021. R.P. 322# 4. And in transcript of R.P. 104 L. 13-25 & R.P. 1121 of June 12 2020 hearing. R.P. 12-13 of Signed Consent Order of Commissioner Bardey that states hearing on this matter (W.C.L. file no 1623303) could NOT go forward at this time due to the FACT that Defendants needed to provide the Commission with a form 20.

Which resulted in the filing of R.P. 202 for 2020 by the Defendants / Respondents.

Weekly Compensation is NOT in Order Instructions of Commissioner James (R.P. 11)

R.P. 201 is stamped 03/13/2020 by the Commission.

Motion To Add

Respondents Motioned to strike R.P. 231-233. (F) Is the required form to file a claim or request a hearing. And I've had hearings/appeals at lower court. In order for (cases) to be at Court of Appeals.

A Form 50 is Employee's Notice of claim and/or request for hearing. R.P. 231-233 was stamped on September 08, 2017 by the Commission.

Respondents Motioned that Proposed Record (G) 236 be stricken. That's stamped received March 13, 2020 by the Commission.

Proposed Record 275-276 (H) is a notice of Deposition, Subpoena. That shows (p. 276) is on S.C.W.C.C. letterhead, and the issuing officer is Respondent (Erin Farthing of State Accident Fund) Carrier.

Respondents Motioned to strike R.P. 294-295 (I). I filed these documents at lower court and a form 50 requesting a hearing as well as R.P. 170, 180. Had hearing, cancelled due to "Court of Appeals has Jurisdiction." R.P. 210 is Respondent alleged reason for the hearing.

Respondents Motioned to strike R.P. 301-302. (K) is a form 51 (Employer's Answer to Request for hearing) that is stamped by the Commission on January 17, 2019.

Motion To Add

Respondents motioned to strike R.p. 355 (M) that consist of a single page document. Titled: Employee/Supervisor Notification that I filed a Motion (R.p. 352-355) "Defendants Reply to Claimant's Motion to Add." R.p. 353 list Employee/Supervisor Notification dated 2/13/2019 Well as R.p. 146. Lines 1-25 of Full Commission Hearing, And the Signed Order of May 26, 2021 R.p. 327.

It was submitted at the lower court.

Respondents filed a motion to strike R.p. 333, R.p. 2. When in fact its their page from reply brief to the full Commission Hearing of W.C.C. file NO. 1712879. R.p. 188, states the same "Appellant Objected to this request due to the fact that she is living in a transitional home in North Carolina and has limited access to transportation" It's not in transcripts. And to show Respondents had my medical records of 12/20/16, Respondents filed at S.C.W.C.C. On 02/22/2018 (R.p. 244) before the hearings and subpoenas in 2019.

* Pre Hearing brief Respondents filed dated (R.p. 210) 02/22/2019, states they will be mailing me copies of same medical records. (R.p. 214) is signed + dated 02/12/2019. R.p. 190 (Subpoena Duces Tecum) is dated 02/27/2019, And states the following "In lieu of appearing, you may mail the requested information to us on or before March 13, 2019." Hearing was 03/07/19.*

I beg this Courts pardon, In the Order filed Nov 17, 2021, States the Matters Contained in the Record On Appeal Shall Not include Any extraneous Markings or Annotations. Due to Respondents #4 in their motion to Strike.

Respondents failed to inform this Court that the Numbers On the "Subpoena Duces Tecum: Medical Records" Were Made by Respondents. R.p 303, 305 were used as Respondents APA for hearings.

* it's R.p. 320, Lines 10-11. (Defendants' APA. p. 65-67)

* R.p. 321. Lines 1-4. that Respondents (M) R.p. 355 was before the lower Courts.

Proof Of Service Of Motion To Add

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Appeal from Richland County SC Court of Appeals
S.C. Workers Compensation Commission

Commissioner(s): A. Taylor, T. Scott Beck, Arny Wilkerson

Case NO. 2021-000696

S.C. Department of Mental Health Respondent
Employer, and State Accident Fund,
Carrier

v.
Dana L. Dixon Appellant
Employee

PROOF OF SERVICE

I Certify that I have served the Motion To Add
On M. Stephen Stubleby by depositing a Copy of
it in the United States Mail postage pre paid On
November 24, 2021. Addressed to Attorney of Record Stephen
Stubleby at his Office 1122 Lady St. Suite 1000, Columbia,
S.C. 29201, On November 24, 2021.

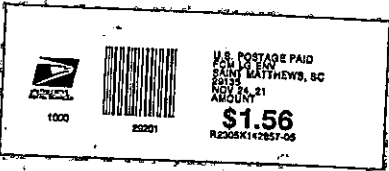
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Nov. 24, 2021

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Dixon
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Matthews, S.C. 29135



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1220 Senate St
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