

Final Reply Brief Of Appellant

The State Of South Carolina
In The Court Of Appeals

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

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SC Court of Appeals

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

Case NO. 2021-000696

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

Respondent

V.

Dana L. Dixon,
Employee

Appellant

Final Reply Brief Of Appellant

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October , 2021

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Final Reply Brief of Appellant

On August 30, 2021 at 1:58 pm, I received Respondents Initial Brief.

And On page 1 of their brief Respondents have stated I was struck while assisting them in bed (The S.C. Dept of mental Health Witness Statement of injury or illness) R.p. 81. Form that I wrote on 01/13/2017 does not state that. Also on same page Respondents have stated that on 12/23/2016, I received no additional authorized (R.p. 104-110) Medical Care for this accident, and no authorization prior to me going to Palmetto Health Richland, after all my supervisor never came to the unit to even give me the witness statement form to write, R.p. 81.) or the S.C. Dept of mental Health Workers' Comp packet (R.p. 296-299) like I had received the same day for my 01/13/2017 work injury with Supervisors Signature. (R.p. 297)

The difference between my 2016 work injury and my 2017 work injury is this. 2017 I was sent to the doctor (R.p. 183) the same day and there was an AUTHORIZATION number. 2016, NOTHING WAS NEVER EVER done, including Respondents NOT paying for my MEDICINE (R.p. 143-144) and 22 DAYS later I received a call from

Supervisor while I am home due to back pain, (R.p. 82) telling me I need to report to her office to write my statement

(R.p. 81.) (R.p. 83). Respondents states that I received authorized medical treatment on 12/23/2016. And the issue with that is the Respondents waited til the morning of 12/23/2016 to give consent when I got injured on 12/22/2016.

R.p. 99 Respondent states my injury happened at 6:00 AM.

R.p. 79 has "visit date 12/23/16 at 2:53:00"

Respondents First Report of injury Form Completed (R.p. 99) 1

On 09/25/2017. (R.p. 296-299) Supervisor signed. (R.p. 99) filed 9 months 3 days after my work injury. 2017, I was sent for treatment the same day.

On 03/05/2017 I was involved in a motor vehicle accident (R.p. 147-149.)
On 03/07/2017, I went to Providence Hospital. Not for my
back as the Respondents want YOU TO BELIEVE, but for (R.p. 150-160)
NECK PAIN. (R.p. 160) listed in my Designation of matter
and R.p. 160. On 9-7-2017, my then attorney did file (2) forms (R.p. 213 L. 10-11)

One for 1623303 and 1712879. I no longer wanted him (R.p. 134-137)
to represent me due to he would never return my calls
to give me a status update, so when he mailed a copy of (R.p. 213, L. 10)
the forms for my 2016 work injury and he did not request
a hearing (for 9 months of suffering severe back pain) and
for work injury of 2017 on the forms he listed the WRONG
Body part injury (R.p. 213, L. 10) after taking my RECORDED STATEMENT.

So yes I requested the termination of attorney-client relation. (R.p. 134-137)
Ship. Respondent states that I filed a subsequent form 50 (R.p. 101, L. 13)
(R.p. 213, L. 15) February 26, 2019 and it's possible. (R.p. 213, L. 10) But I know that on
02/04/2018, I moved to Charlotte, N.C. (And in order for my prior
attorney to file paperwork (R.p. 137) with my N.C. address on letter
2 days into March of 2018) and I filed BOTH forms

for 2016 & 2017 in March 2018 after receiving letter. (R.p. pages 134-137)
from attorney stating BOTH CLAIMS WERE CLOSED. I no longer spoke
to my then attorney to give him MY NEW ADDRESS.

Respondent have stated I subsequently filed a form 3 on 02/26/2019 (R.p. 213, L. 15)
(R.p. 213) I wish they had submitted it) and again, R.p. 213, L. 10 on July 18, 2019
(and I do believe they had another date as well) July 08, 2019 which is 15. 17?

I know as well

As the Respondents, it had taken months for me to get a hearing. for example I went before Commissioner Campbell (R.p. 104 bottom) On June 11, 2019 it was postponed. Then on October 18, 2019 I went before Commissioner Beeden (R.p. 108 bottom), it didn't go forward due to ADJ form 20 (R.p. 12) For my 2016 injury. Then a hearing was on the docket for April 06, 2020 (R.p. 85)

It was cancelled due to Covid. Then June 12, 2020 had a hearing (the last 2 was) with Commissioner James. Then I filed^a form for an Appeal for full panel Commission (R.p. 216, Lines 20-23) that hearing was February 22, 2021. The Respondent have CLOSED the Cases Several times (R.p. 94) The Respondents have listed several dates that I supposedly have filed (R.p. 215, Lines 13-14) and after filing motions to quash (R.p. 15) and Form from 2018, 2019, 2020 I don't recall the dates. But if I were to have mentioned them / form I would have submitted THEM, so it would not seem as if I am making accusations.* And each time afterwards I had to file another form (R.p. 213, L. 10-17)

e A page of Respondents Brief, states that the Single (R.p. 11) Commissioner issued and Order in which she reached the following finding of fact and Conclusion of law. (R.p. 214 Lines 7, 11)

Well for starters #9 is NOT correct. (R.p. 104, Lines 1-23 (of June 12, 2020) Commissioner James Order Instructions, does not list a Compensation rate. (R.p. 11) And the form 20 Respondents gave to the Commission I IS NOT the form 20, of 2016 Work injury - (R.p. 103) is the form 20 that was filed in 2020. R.p. 12-13. (R.p. 7, L. 4), (R.p. 214, L. 4) (R.p. 24, Lines 13-25, R.p. 25, Lines 1-15) R.p. 38, Lines 23-25.

- Respondent #8 has stated this LIE several times over by stating "THE APPELLANT WAS DISCHARGED WITH NO RECOMMENDATION OF further Care" (R.p. 79)
- Respondent #9 is ABSOLUTELY Correct. (R.p. 104-110, Lines 6, 11): Respondent NEVER paid for my prescriptions (R.p. 143-144) that I had filled at CVS on 12/23/2016 nor felt the need to reimburse me for something that is listed in 42-15-60(a) (R.p. 24, Lines 1-6)
- Respondents #11, date is Wrong. I went to providence (R.p. 150-160) E.R. on 03/07/2017. (The Respondents are making a habit of listing WRONG DATES.) Respondents have had my Medical Record Since 01/2017 (R.p. 102) and again in (R.p. 133, 167) 02. 22, 2018 and continues to list Wrong dates.
 Just in case the Respondent does not know when a person goes to the E.R. Complaining of NECK PAIN (R.p. 150-160) 9 times out of 10 the doctor Will Order X-Rays of Upper and Lower back. due to the stem of the spine is located at the BRAIN stem (Bottom and ends at the Lower back. (Cervical-neck) (Thoracic-upper, middle part of back-spine). On the 11th page (R.p. 150-160) it states "you were seen in the E.R. on 03/07/2017 for: NECK PAIN" (R.p. 160)

I have often wondered why Respondents never mentioned (Rp. 133, 185) X-Rays from 12/23/2016 E.R. Visit, since that was one of the 3 reason (Neck, Jaw, Back) I went. And after going through medical record I didnt see anything pertaining to X-Rays (I thought Respondents removed them) I went in person to Records (medical) to ask for a Copy and the findings of 12/23/2016 E.R. Visit. And I was informed that there are no X-Rays or findings for 12/23/2016.

(R.p. 133, 185) : the form states I was given 3mg Im Toradol (R.p. 162-163) in the E.R. and the doctor discussed with me about work duties, wrote 2 prescriptions Naproxen, Flexil" I cant remember how I got home, or anything else after the shot. So basically I went to the E.R. in Severe pain, was evaluated, No X-Rays, (Rp. 133, 185) received a shot of a NARCOTIC and sent home. (R.p. 185 L. 12)

o Page 3 #14 States a form so was filed on 02/26/2019, that dont seem logical it could be the case, but due to W.C.C. file no 1712879 Case was beginning in early part of January and me having to write R.P. briefs, file motions and go to a Hearing for Respondents (Hearing was 3/7/19) gathering evidence and trying to show the lower Court, Respondents Lied about Not receiving the (Rp. 101.2) medical record (Rp. 133, Rp. 102, Rp. 185, Rp. 167)

R.P. 112. When the records were Certified mailed to me with the EXACT Date of Submitted documents of lower Court. I received them after arriving back from my hearing of 2-22-2019 of my 2017 work injury (R.p. 101. L. 3)

(R.p. 104-110). And looking at the form 51(s) and form 58(s) I've received from Respondents I do not see a form close to that date. What I do know for certain is that after my very first hearing of my 2017 W.C.C. Claim NO. 1712879, the Respondent filed a form 51 On APRIL 02, 2019 (p. 104-105) for this claim, and violated Section 42-1-705(b) that (1) states it is proven to the satisfaction of the Commission that the Defendants had no knowledge of the facts supporting the defense on the date of the completion of the form 51 (R.p. 101, Line 3)

History 2007 Act No 116, Pt 1 Section 10 eff. July 1, 2007

o #15 Respondent states that I am currently requesting treatment for my back. Facts are: On 01/13/2017, was the first time I thought I was going to get treatment after I wrote my statement. Did NOT (R.p. 83) happen. The second time was after I wrote my statement I received a letter dated 01/18/2017 (R.p. 81)

o (#16) NOTHING HAPPENED! NOTHING! I had went as far as begging my Supervisor to call whom ever so I could go to Doctor for my back. And the Respondents have went as far to say I am wanting additional medical treatment when I NEVER received 42-15-601(s) from date of injury. I + will be 5 years this coming December

- Respondent # 16 is WRONG If they can state what page my APA (R.p. 97) (of signed Order) is located then they should know that the LAST 2 numbers of the year is wrong and especially when they have a visual aid (The actual letter with DATE) So therefore Dr. Saunders letter Could NOT reference the work place assault since the letter is dated (R.p. 97) July 17, 2019 An Dr. Saunders Office is located in Charlotte, N.C. I was seen in the E.R. on December 23, 2016 (R.p. 4: L. 4-6) R.p. 218 L. 7) (R.p. 37. Lines 21-25) (R.p. 38. Lines 1-3)
- Respondents # 18 is INVALID, Respondents Changed the year of the letter (R.p. 97)
- Respondents # 19 States "Based on greater weight of the evidence" "Evidence" is what I have been wanting the Respondents to show for my 2016 claim (R.p. 296-299) evidence such as the name of the person whom they (R.p. 297) gave authorization to. The authorization or claim number a document stating workers' compensation in 2016. like (R.p. 296-299) 2019. The Respondents states I received authorized medical treatment on December 23, 2016. When in fact I should have received it on December 22, 2016. Respondents have lied and stated I was discharged without further recommendation of medical treatment (R.p. 218, L. 7-10) even after receiving a copy of the physician Discharge Summary (R.p. 79) (R.p. 102, R.p. 133).

I listed as my APA and read on record June 12, 2020. ⁽¹⁾ Respondents did not pay for my medicine of December 23, 2016. (42-15-60A) (R.p. 44 Lines 13-20) (R.p. 143-144)

⁽²⁾ Respondents requested my medical records in January 2019 (R.p. 102, did NOT send me a copy. (42-1-705.) ⁽³⁾ Then on February 29, 2019 Respondents used R.p. 101 Lines 1-2, to retrieve medical records for 2017 hearing, asking that records be MAILED on or before March 13, 2019. But the hearing was set for March 07, 2019, then used the same records for this claim. (R.p. 102, R.p. 133)

R.p. 107

Respondents Violated Section 42-1-705 by obtaining facts before completing their Form 51, ⁽⁴⁾ Respondent changed what I wrote in my witness statement (R.p. 81) and added their own words. ⁽⁵⁾ Have changed the date on letter (R.p. 97) from Dr. Jerry Saunders. ⁽⁶⁾ did not ^{me} Single Commissioner the Form 20 for 2014 filed in 2020 (R.p. 103)

⁽⁷⁾ Respondent states I filed 3-4 Form 50s but didn't submit any ⁽⁸⁾ The Respondent states "The period for which back pain could be claimed R.p. 216 #1 (R.p. 104-110) has lapsed due to lack of treatment. It the E.R. Doctor Discharge Summary of December 23, 2016 (R.p. 79) instructed me to contact my DOCTOR IMMEDIATELY and the Respondents ^{have} CHOSE TO IGNORE the Summary and NOT ALLOW ME TO receive treatment after day one and due to Respondents DENYING me (R.p. 104-110)

How was I to RECEIVE AUTHORIZED treatment if Respondents didn't even pay for my medication on 12/23/2016 (R.p. 143-144)

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The Respondents have stated I had authorized treatment on 12/23/2014. But failed to file a (R.p. 99) First Report AFTER the Commission wrote them a letter, (R.p. 98) is when the Respondents filed their First Report (R.p. 99) dated 09/25/2017 for this claim. Respondents did NOT file a form (R.p. 12) 20 until 01/2020. (R.p. 103, R.p. 100) 4 yrs 1 month after. But did NOT give the 2020 form 20 to Single Comm. (R.p. 103) James (R.p. 38. Lines 23-25, R.p. 24L. 5-25, (R.p. 25.L. 7 R.p. 7#4) R.p. 214.#4) And due to lack of evidence from the Respondents for this claim, Respondent want it to (Exhibits 147-149) appear ^{that} I went to the E.R. on 03/07/17 for back (R.p. 150-160) injury, (R.p. 11. Line 11). When record shows I was there for neck pain, Also on 03/06/2017 I went (R.p. 160) to work (light duty) and to my doctor appointment (R.p. 184) for my 2017 work injury. Paperwork was faxed to Respondents, and I am sure if the doctor would have noticed a back injury on 03/06/2017, Respondents would have submitted that as their APT.

realizing that Respondents did NOT provide the required documents until years later, should be (R.p. 99) an indicator of me NOT having received Medical Authorization on 12/23/2014. (R.p. 296-299, R.p. 81) (R.p. 164-167)

But by me NEVER speaking to or seeing my supervisor the night of 12/22 or 12/23 2014 or receiving the MANDATORY required forms (like I did for my 2017 work injury, that (R.p. 296-299) R.p. 81. I signed, Supervisor (R.p. 297)

Respondents used as their APA for that hearing) to show a paper trail, so by there NOT being ANY EVIDENCE, how did the Respondents know I was injured when my Supervisor at C.M. Tucker Didn't? So based on the greater weight of the evidence I've provided at the lower Court and this Court I would find that my request for treatment should be Granted.

(R.p. 1-296)

R.p. 9 of 11-3-20, Signed Order #3, the Respondent have listed S.C. Code Ann. 42-15-40(b)³ which states Employer shall NOT be required to provide medical treatment when there is a lapse in treatment.

In the Respondents forms 51, 58 (R.p. 104-110) they have stated that I received NO Authorized medical treatment since 12/23/2014, and even with their ~~intention~~ of me having authorization for medical treatment the doctors from Palmetto Health Richland where Respondents ALLEGEDLY had sent me, recommended (R.p. 79) further MEDICAL TREATMENT. So either way Respondents would NOT authorize me going for medical treatment, and to date is now saying there was a lapse in treatment.

Rp. 216 of Signed Order, The Respondents have stated (R.p. 216. L. 22-2 that I filed a form 30 to Add additional Evidence (R.p. 225-229;) (R.p. 228 Request for Commission Review) TO Add (R.p. 216. Lines 20-27 listed in Signed Order of May 26, 2021. (R.p. 229-233) dated (R.p. 65, L. 7-25) 02/03/2017. A form that I hand delivered along with other documents to be used as my APT(s). It was to be used in my 2017 claim to show Respondents submitted the SAME form with doctors instructions of me being out of work from 01/31/2017 til 02/08/2017 dated 02/01/2017. This form (R.p. 217 bottom), was faxed to Supervisor, I NEVER Received it therefore the form is void of my signature.

On 01/31/2017, Respondents called me to let me know that I was to report to my new modified light duty location at Bryan A&D on Faison Dr. At 8:30-5pm On 02/01/2017. I wasn't able to go. Respondents called me on 02/02/2017 telling me I was to have reported at 8:30am, and if I did NOT show that morning I could be terminated. I clocked in at 10:30AM on 02/03/2017. Respondents GAVE ME the Employee/Supervisor notification form to sign and I did. R.p. But the form they gave me was void of Doctor instructions, so for me to file a form 30 to ADD a document of my 11.

2017 claim to this claim is crazy on my behalf. (R.p. 188-205) (R.p. 16) (R.p. 225-227) (R.p. 229-233)

I still have emails where Judicial Copied Commissioner James (receptionist) telling her that I ^{intended} them added. That never happened. I know that I have filed several times before, trying to get that document entered into evidence (R.p. 14, R.p. 16, R.p. 65 Lines 1-25) and for the times that I filed a motion R.p. 225-227) was for my 2017 claim and I added Commissioner Beck decision (R.p. 114-119) R.p. 119-126) forms as my Designation of matter (Denied) and the same wording (R.p. 316 Lines 22-25) for my motion was used in Respondents Reply Brief "document that was construed as a motion for additional evidence." also listed in my Designation of matter for claim No. 2021-00121.

I did file a firm so it was NOT intended for this claim.

On R.p. 228 is the WCC file No. But it's not my handwriting "1023303."

In Summary of the Evidence Respondents states

I also produce an unnumbered stack of documents

which had not been presented prior to the hearing.

R.p. 217 Lines 10-14, #19 That's a lie. My AAA documents were stamped

RECEIVED MARCH 13, 2020 W.C.C. And the hearing

was set for April 1, 2020 (R.p. 85) I have NEVER HANDED

any documents out in the Court room R.p. 24 Lines 0-25

R.p. 25 Lines 1-25, R.p. 26 Lines 12-25.

The Respondent listed TR.p. 24 lines 24-25 (R.p. 124 Lines 24-25)

of me stating "I have been doing walk type walk off and on starting in

October 1988 (single comm) The very first time I said those words were

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(Evidence of the case)

Page 5 of Respondents Brief States "Appellant testified that she had never since 1988, I've never had a Workers' Comp claim" (R.p. 53. Lines 8-19.) Lines 8-14, R.p. 100. Lines 21-25.) The Respondents is desperately trying to make me out a liar, I was the one who stated the Workers Comp claims on 02/22/2019 at my hearing (R.p. 101. Line 3) and I Objected to the same statement on 06/12/20. (R.p. 52. Lines 1-25, R.p. 53. Lines 1-25, R.p.

- The Respondent makes mention that I testified that I was injured by a resident I've never sat with at the hearing on 6-12-20. But on Respondents First Report filed 9-25-17 (R.p. 99) the form states "I verbalized first time working on this unit." That was NOT my assigned unit.
- Respondent referenced TR.p. 2 Lines 5-11 and more stating I testified I went to Richland Memorial Hospital on 12/23/2016 for medical treatment was diagnosed with muscle spasm (R.p. 46. Lines 18-19) THERE IS NO page 2 of transcript. (R.p. 212-214 R.p. 62-79) (R.p. 31) Lines 6-12.) IS NOT me testifying that I received no forms while there save for a medical excuse, It's me stating I submitted into evidence. (R.p. 79-80)

Respondents have stated I provided several varying recollection of car accident (R.p. 59 Lines 1-25) (R.p. 60, Lines 1-15) :-

Other transcript references. The Respondents continues to state I complained of pain in NECK and back. But in the same medical record Respondents used as (R.p. 150-160) their APT (R.p. 60 in my designation of matter) states NECK PAIN. And on 03/06/2017, I was able to go to (R.p. 184) my new modified transitional light duty (01/31/17 work injury) job and to the Dr. of Respondents choosing (R.p. 164-167)

- ON BOTTOM OF PAGE 5 -

Respondents states I have made several allegations (R.p. 218) that the records from 12/23/2016 provided that I needed ADDITIONAL medical treatment, and other stuff. First the physician's Discharge Summary IS dated 12/23/2016 (R.p. 79.) It's tangible and it's not an allegation and it was then is now and forever will be a part of my medical record.

Secondly, I feel the Respondents saw the DISCHARGE Summary in 01/2017 (R.p. 79, R.p. 102, 133, 167) that states for (R.p. 185) me to contact my doctor immediately for continued and complete medical diagnosis, care, treatment. And turned 14 a blind eye to the Summary (R.p. 104-109)

Of 12/23/2016. If this Court Was to Review EVERY
Document Submitted at the Lower Court And this
Court you would NOT find mention of the physician (R.p. 79)
Discharge Summary, Only the repeated mentioning
of 03/07/2012 E.R. Visit to Providence Hospital (R.p.
And x-Rays. So if I've begged, pleaded with my Supervisor
to Contact whomever. So I could go to
the doctor for my back, how was I to receive medical
treatment (R.p. 18) if it wasn't Authorized? (R.p. 26, lines 1-6, R.p. 97)

I can put BOTH Hands On a Stack of
Bibles While Standing before God And Say On
12/22/2016 through 12/23/2016 that the Respondents
NEVER Contacted me or anyone else to give
Authorization (R.p. 161) for medical treatment. I went to
Richland Memorial E.R., of my own Authority. That
is also the reason Respondents Continue to Say
that I make Accusations and allegations. I Love
Law, and if I've learned NOTHING else is This:
TANGIBLE Proof in hand is a lot more powerful
than allegations or accusations or lies. (R.p. pages 1-299)
Me personally. I hate Liars. And When you lie you have
to keep Lying to Cover the first. So I don't lie.
And it would have been awesome if Respondents
Would have listed the actual allegations. And NOT Where
I Stated. the record of 12/23/2016, States I need
Continued medical (R.p. 79) treatment immediately.

And Complete medical treatment and then I list where it's stated, is not an allegation that would be considered PROOF. Now the fact that Respondents Stated I made the ALLEGATION would be considered A Lie.

On 02/22/21, Commissioner Taylor did ask the question (R.p. 68, Lines 20-25, R.p. 69, line 1) and at the time I did NOT give an answer. But what I wanted to ask was did they actually review ALL of the documents, I had submitted but didn't due to it might have been inappropriate, so I said nothing. And I don't think the Commissioner phrased the question like the Respondents wrote it in their brief (02/22/21 Tr.) (R.p. 68, Lines 20-25, R.p. 69, Lines 1.)

At the bottom of page 6, Respondents have made it abundantly clear that I am pro-se, as well as myself with Every form that I have filed. The Respondent is making sure that each Court know that I do not understand the procedures and law.

But if S.C.W.C.C. didn't have a problem with my documents or any other issues and if Court of Appeals has any issues they send out a deficiency letter. Why is the Respondent so against me being pro-se?

(R.p. ...)

Unfamiliarity of the Law is not an excuse Me personally I feel that I am holding my own (pro-se). When I refute what Respondent has said, Respondent changes the words, or states I did not like the Commissioner(s) decision so I filed with this Court or just simply lie. Respondent should know this fact: I knew as well as God's Almighty that Respondents DID NOT Authorize Any medical treatment on 12/23/2016. And yes I am aware of the potential issues that can arise in me being pro-se. But I have tried to contact an attorney, but by being told "it's too far out" by 45 different attorneys left me NO choice. So the choices I was left with was do nothing and sit on the side line and complain or defend myself. I chose the latter.

The Respondent has used these words "Articulate Arguments" for whatever reason. But here we are at Court of Appeals.

* The Respondent changed the word from is incorrect to believe the transcript reference (R.P. 69, Lines 9-10) of 02/21/21 transcript.

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I feel that if the Respondent spent the energy to State the truth and the facts or Show evidence or Not change dates, or add words in their brief when the document does not state what Respondents wrote in their brief, or Criticize my brief and let the Case manager tell me what Can and Cannot be and the C.O.A. rules.

Examples:

The Order Instructions of Comm. James (R.p. 11) does NOT list Weekly Compensation but the Order does, (R.p. 2, Lines 16-17)

- The Wrong date added to letter of Dr. Saunders (R.p. 97)
 - Used their words of what I wrote in Witness Statement (R.p. 81.)
- And there are others. And for the record the listed

is NOT accusation or allegations it's tangible. PROOF.

On page 7 of Respondent Brief in Standard of Review line 7 it states "inconsistent Conclusions from same evidence" There is no inconsistent Conclusions due to the lower court did not review the substantial evidence that I had submitted. If they had they would have seen the physician Discharge Summary (R.p. 79) or the fact that Respondent changed the date of the letter (R.p. 97) or would have asked the question as to why wasn't the form 20 (R.p. 103) filed in 2020 given to Comm. James for W.E.C. File 1623303 (R.p. 38 Lines 23-25) filed in another (R.p. 24 L. 13-25) claim? Why haven't a claim number or authorization number been submitted by Respondents ever? Just to list a few. And one question I would love to get an answer to is, in the Order it states that on June 13, 2020, I HANDED UP An unnumbered stack of Documents, Question: If the APA documents that I used IS Stamped Received March 13, 2020 how did I Hand up? (R.p. 24 L. 6-11) R.p. 123 Lines 1-6, R.p. 24 Lines 9-11)

The Respondent also stated "Where there are Conflicts in the evidence over factual issues, the findings of the Appellate panel are Conclusive" page 7, then on page 8 Respondent states "By in large, the questions found in Appellants brief are factual in nature."

In the Respondents ARGUMENT 4

The Respondent has stated that I continue to provide Accusations both implied and bluntly stated and Other Statements. But for the Respondent to state (By me owning my TRUTH, providing tangible documents) I am calling their character into question.

1. If there is a Physician Discharge Summary that's dated 12/23/2016, (R.p. 79) that instructs me to contact my doctor IMMEDIATELY for further medical treatment that was and is in the same medical record Respondents received (R.p. 133) in 01/2017, and same medical record Respondents (R.p. 185, 187; R.p. 112-113) 02/27/2019. And Respondent states "there is NO evidence in record to support this allegation" (R.p. 79)
2. Or the fact that Respondent did not file Comm. James the Form 20 for this case (R.p. 103) knowing that a form 20 for this claim 1623303 was filed in 01/2020, added a weekly (R.p. 11) comp rate in the order (R.p. 214 #4) but R.p. 103 for 2020 list different amount when Commissioner didn't change the date of letter from Dr. Saunders (R.p. 97) to make it appear as if he was the doctor of record in 2017. To state that I stated I NEVER filed a workers' comp claim when I am (R.p. 101, L. 3) the person who provided Respondent with information for them to investigate any worker comp claims I've ever had by the ISO report they used (R.p. 19, R.p. 294-295) as their APA (R.p. 212-224) of full Comm

Appellate Order May 26, 2021 20

Includes WRONG TRANSCRIPT references and page numbers and the statement that I had authorization for medical treatment on 12/23/2016, but HAVE NOT provided 1 document for 2016 or an authorization number. And due to Respondents NOT being able to, they paid the E.R. bill on 03/14/2017 (R.p. 86, R.p. 102) R.p. 132. Lines 17-25) After receiving (R.p. 188. Lines 1-4) R.p. 211-217) Medical records by their form REQUESTING (R.p. 102) them for (Form dated 01/18/2017, Received 01/19/2017) PAYMENT purposes. And paid 9 weeks 6 days later. If I had authorization then (42-15-60A) I would NOT have had to pay for my medicine (R.p. 143-144) on 12/23/2016. Respondent stated on June 12th at (R.p.) Single Comm. Hearing that the amount paid \$ 618.90 (R.p. 51 Lines 17-25) The Respondent stated I stated there's no "Authorization Rating" I can't find where I stated that in the 06/12/20 transcript. And I did NOT know there was a thing called Authorization Rating. If so I find it strange that there is one, But NO authorization code for medical authorization of 12/23/2016. And the amount Respondent listed is WRODAG. The itemized statement does not show \$ 618.90 (R.p. 86, R.p. 87-93) where is that listed?

Or Writing in their brief (this one) on page 6 lines 15-16
" When asked by the panel in what way the facts
and statement she made hurt HER claim. When on
page 7 of the 2-22-21 transcript. (R.p. 68. Lines 20-25
R.p. 69.L.1)

So by me Reading and providing EVIDENCE
that refutes what Respondents have stated and let
it be known THEY LIED then Respondents states its
Baseless Accusations

But what Respondents apparently fail to
realize is this: This is my Back Injury that occurred
while I was employed by Respondents. And due to NO
medical anything from 12/22/2016- Present I have
Severe Back pain, have NOT been able to work, stand,
walk for long periods of time. And my life has
changed drastically. (R.p. 239-244)

SO NO I don't have the time to make
accusations or allegations. And if me
being blunt hurts any ones feelings then I
apologize. But with everything I've listed that
pertains to Respondents Character should
SPEAK for itself.

I hate a liar and I hate when someone
lies on me especially when I know they are.

(R.p. 1-296)

Respondents has maintained the lie of them giving medical authorization on 12/23/2016.

I Really Wish the Respondents would tell the TRUTH and SHAME the DEVIL. (R.p. 79, R.p. 97-100, R.p. 296-299-2017)

I Guess I Will Always Wonder what kind of Super powers the Respondents had on 12/22/2016 to know that I was going to be "Attacked" in order to give medical authorization on 12/23/2016. 1. Due to Supervisor Never Came to unit I was working on. 2. I WAS NEVER given any documents (Witness Statement S.C. Dept of Mental Health W.E.C. packet like on 01/31/2017) R.p. 296, R.p. 81).

3. I wrote a statement 22 days AFTER work injury (R.p. 81, R.p. 82)

4. I received a letter informing (from Carrier) me they had received my work injury Report from my Employer. (R.p. 83-84)

5. The Respondents filed the First Report on 9/25/2017, (R.p.) after the Commission had to send the Respondents a letter dated 9/14/2017. (R.p. 83-84)

6. Filed a form 20 in 01/2020. (R.p. 112-113), R.p. 103

7. Asked me in detail about work injury of 12/22/2016 before the actual hearing for my 2017 work injury. (R.p. 101 Line 3)

Then after hearing: files a form 51, dated 04/02/2019 (Hearing was on March 07, 2019) for this claim. (R.p. 104-105) Section 42-L-705(A) was violated by Respondents (when they filed their form 51) *History 2007 Act. No. 111* After (R.p. 101 Line 3) on 02/22/2019.

- Pt. 1 Section 10 eff July 1, 2009

So How did I receive Authorization?

I know that when we are born we get an assigned number on Birth Certificate. When we go to the Hospital, Dentist, Car lot, property, uber, uber eats, Credit card, Debit Cards, Banks, Airline tickets and even the Toe TAG in the morgue we all have assigned numbers. So I find it hard to believe that there is not 1 form showing Authorization#, the person name who gave Consent on any form from 12/22/2016, as it was for 2017 work injury (R.P. 81, 296-299) There aren't any forms from 2016. (R.P. 1-299)

Respondents DID NOT SEND me for more medical treatment as the Discharge Summary instructed me from E.R. visit of 12/23/2016 (R.P. 79) and by Respondents own admission. I never received authorized medical treatment since 12/23/2016 (R.P. 104-110), R.P. 26, Lines 1-3)

So with me going to Palmetto Health Richland of my own choosing or with the ^{alleged} allegation of (R.P. 161) me being sent there, by Respondents actions either way I was NOT going to receive authorization from Respondents for medical. (R.P. 102)

(R.P. 104-110)

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treatment. The Respondents decided to go against (R.p. 79)
what the Actual doctor instructed and now states
3 of page 2. And that I am requesting additional
treatment. I was not ever sent to a doctor or
any where else with authorization. (R.p. 104-110) (R.p. 97)