

The State of South Carolina  
In the Court of Appeals

Appeal from Richland County  
S.C. Workers Compensation Commission

Commissioners: A. Taylor, Arvy Wilkerson, T. Scott Beck

Case No. 2021-000696

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

Respondent

✓

Dana L. Dixon,  
Employee

Appellant

Appellant Return to Respondents Motion to Quash

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Dana L. Dixon  
181 Stabler Farm Rd.  
St. Matthews, S.C. 29135  
(470) 422-0591

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Every document that Respondent listed to be Stricken  
Came from them, used by them at Deposition and hearings  
And have listed them in the Signed Orders.

In Respondents Return to my motion, On their page 1  
line 20, Respondents have Stated "properly Served Subprim"  
which is R.p. 190-200, that was Stricken due to Respondent  
had Stated they (Subpoena) were not before the lower Court  
even though they are Stamped received by the Lower Court.

Respondent States that I am dissatisfied with them obtaining  
my medical records. And that's incorrect! (On R.p. 101, 333.)  
Respondents Stated on Record on 03/07/2019, that they had  
not received Subpoenaed Medical records for W.E.C. file no.  
1712879. But filed medical records for W.E.C. file nos.  
1712879 and 1423303 on 02/22/2018, Before the hearing  
(R.p. 133, 167), (R.p. 102)

Respondents Motioned to Strike (R.p. 211-214) the pre-hearing  
brief that is addressed to <sup>the</sup> Commissioner (Wilkerson) that  
lists their APA Submissions that is dated 02/22/2019  
and Respondent listed their Exhibit A, B. And B is  
of transcript from 02/22/2019, Deposition (R.p. 101, 333)? ←

The pre-hearing brief is from Respondents, that is on their  
letterhead, and I received a pre-hearing brief packet from  
Respondents each time there was (before) a hearing. And each  
one (pre-hearing brief) is addressed to the Commissioner who  
presided over the hearings (R.p. 211-214) (R.p. 234-247)

The Submitted documents I've listed in my Record on Appeal With the dates of 2017, from W.C.C. File No. 1712879 is to Show the different Authorization numbers for my 2nd work injury of 01/31/2017. And to Show (R.p. 184) that even after my MVA on 03/05/2017, I was able to go to work and go to my doctor appointment that Respondents gave Authorization for. And to Show there is not one form from actual date of injury of 12/22/2016, not even the S.C.D.M.H W.C.C. package (R.p. 296-299) that has Supervisor Signature that I received on 01/31/2017, the Morning of work injury for W.C.C. # 1712879.

Respondents used documents and Exhibits at lower Court (R.p. 20-93, R.p. 94-99) is, R.p. 211-214 as their APA Submissions and filed a motion to strike (R.p. 211-214), that lists as their evidence Exhibits A, B (pre-Hearing brief, APA Submissions) at this Court, but did not motion to strike. (R.p. 362-375) the pre-Hearing briefs that the proposed to be included in their Record on Appeal is Number 1. Respondents stated in their motion to strike that (R.p. 20-93, R.p. 94-99) R.p. 211-214 was not before the lower Court. But R.p. 362-375 IS?

On the morning of 12/22/2016, I received No paperwork (R.p. 164-167; R.p. 81) night Supervisor never came to the unit. I went on my own to palmetto Health E.R.

On 01/31/2017, I received (R.p. 164-167; R.p. 81) I was sent to the Respondents doctor of choice (Carolina Occupational Healthcare) with Authorization, that is why (R.p. 297) has my signature and (R.p. 82) 2. Supervisor Signature, (R.p. 80) was given to me on 01/31/2017, by my

- Supervisor. I was told I had to write my statement that day (R.p. 82) which required me to leave home while medicated to report to Supervisors Office.

The 2 Case were handled completely different by Respondents for instance: I was injured 12/22/2016. I received the (R.p. 296-299) S.C.D.M.H. Witness Statement (R.p. 81) form 22 days after my work injury from Supervisor. I received the physician Discharge (R.p. 79) Summary On 12/23/2016, from Palmetto Health Richland (Where Respondent have alleged I received authorized medical treatment) that instructed me to contact my doctor immediately. But was never given authorization to be treated by Any doctor. On 12/23/2016, I had to pay for my own medicine (prescriptions; R.p. 143, 144) Respondents filed their first form 51 (R.p. 107) on 04/02/2019, for this claim. Respondents filed their First Report of Injury 9 months 3 days AFTER my work injury of 12/22/2016. (R.p. 98) R.p. 99

And for 01/31/2017, I was injured I was given the S.C.D.M.H. W.C.E. packet (R.p. 296-299) and the S.C.D.M.H. Witness Statement form (R.p. 81) and was sent to Respondents doctor of choice (Carolina Occupational HealthCare) the same morning (R.p. 16.4) with authorization. And all prescriptions were paid for by Respondents. (R.p. 143-144)

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The Respondents Misconception of the reason(s) why I Submitted medical record pages from the 2017 Claim is not me trying to overlap or intertwine both Cases. It is to Show that there is not one document from Respondents dated 2016 with an Authorization number like there was for the 2017 work injury and (R.p. 296-299) first Report for 2017 has Supervisor Signature. The First Report of injury for 2016 was Completed by the Respondents (R.p. 99) 9 months AFTER.

01/31/2017, at 10am I was at doctor's office for my 01/31/2017, work injury with authorization. (R.p. 164-167), (R.p. 181-184)

12/23/2016, at 2:53am I was at Palmetto Health Richland E.R. At 4:39am I received physician Discharge Summary that instructed me to Contact my doctor immediately. (R.p. 79) And never received authorization for medical treatment from Respondents.

Those are the reasons why I Submitted the medical pages from my 2017 medical records of Carolina Occupational Healthcare and the fact that there are no medical records from 2016 with authorization numbers.

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

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S.C. Department of Mental Health,  
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Carrier

Respondent

Dana L. Dixon,  
Employee

Appellant

## PROOF OF SERVICE

I Certify that I have served the Appellants Return to Respondents motion to Quash, On M. Stephen Stubley, by depositing a copy of it in the United States mail prepaid on December 21, 2021.

Addressed to attorney of record, M. Stephen Stubley, at his office at 1122 Lady St. Suite 1000, Columbia, S.C. 29211

Dana L. Dixon

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December 21, 2021

M. Stephen Stubbley  
1122 Lady St. Suite 1000  
Columbia, SC. 29211  
(803) 748-2259

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D.D.

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S.C. Court of Appeals  
1220 Senate Street  
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