

FORM 13
BRIEF OF APPELLANT*

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

RECEIVED

Feb 18 2022

SC Court of Appeals

APPEAL WORKERS COMPENSATION
DECISIONS
W C Commissioners

Susan Barden, T.Scott Beck, Avery B.Wilkerson, Aisha Taylor
Case No 1708689 (2021-000778)

Jeffrey S Jones (WCJB)
WILLSON-JONES-CARTER
-BAXLEY LAW FIRM , &
defense attorney Respondent,
Representative of the
Employer GNC Nutra Mfg

Sentry Casualty Company Defendants
Insurance Carrier

v.

Florin V Craus Appellant /Claimant

(Defense attorney Not Allowed Claimant/Appellant to have legal representation)

Florin Vasile Craus
201 Knollwood Dr
Anderson , South Carolina 29625
(864) 225-4672

Appellant/Claimant not allowed to have legal representation, at defense attorney J. S. Jones request

* Under Rule 267(e), SCACR, the cover of the final briefs should be the following colors: brief of appellant - blue; brief of respondent - red; reply brief - gray; and amicus curiae or intervenor - green.

Table of Authorities

Section 1.(1-10)pgs.1-3, Section.2.(11-44)pgs.3-9, Section.3.(45-63)pgs.9-12,
Section.4(64-85)pgs.13-16, Section.5(86-92)pgs.16-18, Section.6(93-111)pgs.18-22, 1 Statement
of Issues on Appeal.1.pg1,Statement of the Case.1.pg1 Standard of
Review/Arguments/Facts.1(1-19)pgs.22-27, Fact/Conclusions 1.pg.27

1. APPELLANT /CLAIMANT BRING THIS SUIT AGAINST DÉFENDANTS
FORMER EX-EMPLOYER WHO RAISED SUSPICIOUS ISSUES FOR
BANKRUPTCY AND SUSPICIOUS WC INSURANCE FRAUD,
INSURANCE BAD FAITH, PERJURY, FALSE CLAIM ACT, BREACH OF
TRUST. RESPONDENT/DEFENDANT'S/EX-EMPLOYER , BARRED OF 1ST
AMENDMENT & 14TH AMENDMENT LIVELIHOOD
CLAIMANT/APPELLANT RIGHTS , BARRED CLAIMANT /APPELLANT
RIGHTS TO RECEIVE DAMAGES FOR PHYSICAL INJURIES CAUSED BY
WORK RELATED INJURIES , BARRED CLAIMANT/APPELLANT RIGHTS
TO RECEIVE MEDICAL BENEFITS TREATMENT BRINGING THIS SUIT 2

2. BECAUSE FRAUD MUST BE PROVED BY CLEAR AND CONVINCING
EVIDENCE. THE WC COMMISSIONERS FAILURE ERRED DAMAGES
FOR MEDICAL CONDITIONS TREATMENT WHEN APPELLANT
EVIDENCES BEEN IGNORED BY WC COMMISSIONERS BY A
PREPONDERANCE OF THE EVIDENCE VIOLATION OF 31 U.S.C §§
3729(a)(1)(G), U.S.C §§ 3729(a)(1)(C), RULE 3.5, RULE 3.4(a)(b)

TABLE OF AUTHORITIES*

CASES

Section 1(1-10) pgs.1-3, Section 2(11-44)pgs.3-9 Section 3(45-63)pgs.9-12 Section 4(64-85)
pgs.13-16, Section 5 (86-92) pgs 16-18, Section 6 (93-111) pgs 18-22 Standard of
Review.Arguments.Facts(1-19) pgs.22-27, Facts.Conclusion pg27

STATUES

S.C Code § 16-13-10,S.C.Code §16-13-230, S.C.Code § 16-3-1700(2013), S.C.Code § 16-3-1710,
de § 16-3-1720, S.C.Code § 16-3-1730 , S.C. Code §43-7-60(2012),S.C Code§38-38-720.S.C.Code§
38-55-540, S.C.Code§ 38-55-570.

18 U.S.C§ 1623, 31 U.S.C§ 3729(a)(1)(G), 31 U.S.C § 3729(a)(1)(A), 31 U.S.C§ 3729
(a)(1)(C),Rule 1.8, Rule 3.5,Rule 3.4(a)(b), Rule 4.1, Rule 8.4 , First Amendment,
14th Amendment

STATEMENT OF ISSUES ON APPEAL

1. CLAIMANT FORMER EMPLOYEE AGAINST EX- EMPLOYER GNC NUTRA MFG., WITH HISTORY OF BANKRUPTCY FOR CONSPIRACY, SELLING FAKE VITAMINS SUPPLEMENTS WITH FALSE LABELS , WITH MULTIPLE LAWSUITS FOR VIOLATION OF WAGES, DISCRIMINATIONS LAWSUITS, WORKPLACE SAFETY OR HEALTH VIOLATIONS, SEVERAL WORKERS COMPENSATIONS LAWSUITS INVOLVED IN FRAUD ACROSS US , WC COMMISSIONERS DECISIONS ERR TO FOLLOW AND APPLY THE LAW BASE ON EVIDENCE AND FACTS ON THE HEARINGS DATES DATED OCT/22/2020 AND FEB/22/2021 SUSAN BARDEN IN 2016-2019 WHO BEEN RAISED ISSUES REGARDING HER PROFESSIONAL JUDGEMENT WAS IN A CASE INVOLVING WORK RELATED INJURIES. . COMMISSIONERS ALSO INVOLVED IN MULTIPLE WORK INJURIES IN SC STATE WITH MULTIPLE COMPLAINTS FOR TORT CLAIMS WHERE CORRUPTED EMPLOYERS ARE MORE IMPORTANT FOR WC COMMISSIONERS THEN 14th AMENDMENT OF LIVELIHOOD OF INJURED WORKERS AND THEIR FAMILIES..
2. WORKERS COMPENSATION COMMISSIONERS IN COMPLICITY WITH DEFENDANTS DEFENSE ATTORNEY J.S.JONES NOT ALLOWING CLAIMANT TO HAVE ANY LEGAL REPRESENTATION, WC COMMISSIONERS ERR TO APPLY THE LAW ,ALL INVOLVED IN WC CASES FALSE CLAIM ACT, FALSE STATEMENTS , FABRICATED MEDICAL EVIDENCES, RECEIVING WC BILLS, RETALIATION , EMPLOYER-INSURANCE FRAUD, MEDICAL MALPRACTICE, LEGAL MALPRACTICE AND DEFENSE ATTORNEY FOR MISCONDUCT FOR LEGAL MALPRACTICE , FRAUD, TORT OF EVIDENCE , PERJURY , IGNORING AND REFUSING THE EVIDENCE AND FACTS DEFRAUDING THE GOVERNMENT .

STATEMENT OF THE CASE

SECTION 1

1. On July 23 2021, Appellant/Claimant Florin V Craus brought this action alleging against ex-employer of GNC Nutra Mfg aka (International Vitamin Corporation IVC) located on 4941 Liberty Hwy Anderson SC with GNC HQ 300 6th Ave Pittsburgh PA 15222 aka (IVC HQ 1 Park Plaza, St 800, Irvine CA 92614) US were ex-employer of GNC Nutra Mfg involved in *Fraud with history for*

Bankruptcy, Worker Compensation Insurance, were GNC Violation Tracker shows multiple lawsuits for Consumer Protection Violation 2002, two cases of Wage and Hour Violations 2005, Wage and Hour Violation 2007, Wage and Hour Violation 2015 , And Hour Violation & Drug or Medical Equipment Wage ent Safety Violation where on Dec 2016, Texas US Dept of Justice documents shows that GNC Enters to agree to pay \$2,25 millions to US government and agreement with DOJ to improve its Practices and Keep Potentially Illegal Unlawful Dietary Supplements of the Market, and it further notes that GNC did not undertake additional testing or require additional certification to confirm such representations or to verify that the ingredients in the product were as represented and the indictment alleges, among others things ,that USP Labs Engaged in a Conspiracy To Import Ingredients From China Using False Certificates Of Analysis and False Labeling And Then Lied About The Source And Nature Of Those Ingredients After It Put Them In Its products.

2. **According** to the indictment, USP Labs told some of its retailers and wholesalers that is used natural plant extracts in some of its products, when in fact it was Using **Synthetic Stimulant Manufactured in a Chinese Chemical Factory, Wage and Hour Violation 2017, Workplace Safety or Health Violation & Employment Discrimination** where on Oct 2019 documents from **OSHA Washington DC** inspections in Hawaii shows **Serious Violations Items and penalty of 7,673\$. In Sept 2020 GNC was approved for Sale of Bankruptcy to Chinese investors for \$770 millions reported by Pittsburgh Post-Gazette.**
3. **In 2016 GNC was on News Headlines for Mislabeling and False Vitamins** and ex-employer GNC located in Anderson SC later on terminated production manager for leaking information evidence I can only confirm without having any documents exactly regarding his termination..
4. **These are just a few** of the cases which can be verified by the **DOJ of Texas** documents reports and **OSHA Washington DC** official government reports and national and international newsmedia to take into consideration and can be proved with documented evidence for further actions against employer GNC aka (IVC International Vitamin Corporation).
5. **Other lawsuits** non-listed like in present case for Employer/WC Insurance Fraud claim was precluded by judgment in a prior decisions action between the parties (WC Commissioners, GNC Nutra Mfg , Sentry Casualty Company Defense attorney Jeffrey S Jones all parties involved in misrepresentation , *refusing to disclose emails correspondence from/to his office with the doctors, case manager Perry Reed, employer GNC, and doctors office blocking and refusal to release such evidence that could cause more prejudice to the employer \$\$\$\$ reputation , refusing to release CCTV video surveillance from workplace , refusal to disclose medical evidences to avoid medical malpractice for failure to diagnose, medical misdiagnose, legal malpractice & attorney misconduct tampering with evidences, conspiracy , perjury, fabricating evidences, breach of trust, insurance fraud ,*

violation of 14th amendment human rights for wage and underpayments retaliation based on race and disability..

6. **Law firms** from Florida ,California and Texas also have multiple lawsuits against GNC for ***False Labeling and False Vitamins*** like mentioned above and can be found documents at their official websites and also multiple local news in states mentioned.
7. **During my work** activities as an employee of GNC there have been *multiple work accidents and been reported on the board only as accidents but No Paper Informations listed on the hallway about Workers Compensations Rights or Process where multiple employees have been silenced(Terminated).*
8. **On early Aug 2020** me and my wife saw in person attorney WC attorney G W King for potential medical malpractice case where attorney King stating he is" ***Good Friend***" of defense attorney ***Jeffrey S Jones*** and ***"Working Together Well Asking me 5000K Upfront To Have any Workers Compensation Doctor On My Side"*** (such statement no attorney will write any written statement what was the summary content during the consultation case with clients).
9. **My statement** can be supported by evidence and facts and multiple medical evidence been inaccurate provided by WC medical providers, missing, hidden,concealed or destroyed by Defendants and defense attorney J.S.Jones requests stating at pre hearing on Oct/22/2020 that ***Medical Recommendation Surgery Recommendations Ignored By WC Providers For Over 2 Years Are Not Emergency And Doesn't Needs Further Treatment medical recommendations Denied by WC Independent Medical Examiner Dr P.Behr and Dr G.Scott (IME) at defense attorney J.S.Jones requests.***
10. **Evidence refused** by WC commissioner S.Barden shows strong evidence that defense attorney J.S.Jones ***pressured and forced IME To Deny Any Further Medical Treatment to stop the benefit***

SECTION 2

11. **I Appellant/Claimant Florin V Craus** ex employee of GNC Nutra Mfg aka (IVC) from July 2010 until July 2019 Team-Lead operator training crews(4-20) employees on multiple machine operations specialities packaging and fired while recovering from the third hip surgery and because of Workers Comp claim case, retaliations-discriminations base on medical conditions didn't improve at employer wish after third hip surgery work related and left with multiple diagnoses until present developed right away evidence missing,concealed or destroyed by Defendants at defense attorney J.S.Jones requests .
12. **On June 15 2017** time 10:30am while returning from the break time was injured at GNC Nutra manufacturing work located in Anderson SC stripped over the pallet and fall on the right side of the body resulting right hip fracture ***witnessed by Bryan Lyles,Jack Mason, and Jamie Ellis*** and other co-workers working surrounded in the vicinity of the work accident.
13. **Defendants defense attorney J.S.Jones requests** refused to release video

surveillance CCTV evidence were witnesses mentioned above are different and more others surrounding witnesses working around areas comparing with *Defendants documents APA Pre-Hearing form dated 10/22/2020 and signed by defense attorney J.S.Jones pg2 providing false witnesses GNC Hr Missy Jones & Robyn Knox violation under SC Code§ 16-13-10(2013), Rule 3.4(a)(b), Rule 4.1,Rule 8.4, SC Code § 38-38-720(2012), Insurance Fraud Prevention Act (IFPA) Insurance Code § 1871.4(a.1/2/3/4)-(b), under 18 U.S.Code § 1519 , False Claim Act 31 U.S.C.§§3729(a)(1)(B) including multiple medical evidence missing that are intentionally not listed at defense attorney J.S Jones request .*

14. **Returning from** my first break to the location where was already Work in Progress set up the for the day in course and on my way I pass by supervisor Tanya Morrow who was talking with *HR Nicole Sielbeck* (Terminated Later For not following the Company POLICY) *who witnessed the conversation when supervisor Tanya M intentionally stopping and asking me to find where belong merchandise from warehouse placed in the wrong location* by warehouse personnel which was coordinated by warehouse coordinators and forklift drivers responsible for staging in specific locations, out of my responsibilities having already dozens of people waiting on me in other location to resume already work in progress already started and require deadline time.
15. **I returned** to the location where the work was set up and complied with the supervisor's requests, returned to the production area and checked VP1,VP2,VP3 on the board schedule orders for each station mentioned to find out where they belong exactly. On VP3 location (VitaPack) were multiple merchandise on plastic and wooden pallets staged against the wall where there was also a board display of the scheduled orders upcoming and taking the paper with the schedule order and asking another colleague Nelson Smith to see if he can identify since the schedule was written very small, unable to read.
16. **When I return** I stepped on the broken pallet , turn around and hit with the right foot the left corner of the pallet, small piece of wood come out when hitting the pallet , losing my balance and fall on the right side of the body, with right arm under the head to avoid to hit the head on the floor.
17. **The work** incident was reported right away a few minutes later the same day *recorded by CCTV and work premises* in all aspects mentioned but the *incident report shows was dated on June/22/2017* which employer /Defendant's defense attorney Jeffrey S Jones evidence not provided at the hearing hid,concealed or destroyed and refused to provide such evidence at the hearing on Oct./22/2020 to the WC commissioner.
18. **During** my statement of the injury supervisor Tanya Morrow was *telling me to write only one single name Bryan and to not name other guys names who witnessed the incident Conspiring to violate False Claim Act 31U.S.C.§§ 3729(a)(1)(C)supervisor T. Morrow without notifying me about the Worker Comp process work injury* and let me work for the rest of the week or the following week.

19. **When I reported** work injury I personally dated **6/15/2017** *the document shows it printed 6/22/2017* while down below on this document pg 10 I've mentioned the *doctor providing false work injury dated 6/25/2017* and for some reason my report of work injury has not been submitted for some reason.
20. **The following** week on Monday June/19/2017 I asked my supervisor T.Morrow who still didn't notify me anything about the WC process to see the doctor and she directed me to HR Nicole Sielbeck who gave it to me as the address of Dr Patel to follow up.
21. **At my first visit** APA dated June/19 2017 pg 1-6 (Claimant evid) with Dr Patel and he sent me back to work for the rest of the week 4 hours standing up and 4 hours sitting down *without any restrictions, refusing to perform any type of test to diagnose on my right hip fracture evidence missing never been submitted* by the defense attorney J.S.Jones *violation of Rule 4.1,Rule 3.4(a)(b)*.
22. **The following** visit on June 23/2017 Dr Patel APA date June/23/2017 pg 1-6(Claimant evid) did the same routine checking and release me to sitting down work over the weekend without performing any type of tests or ordering tests to diagnose the fracture, *evidence missing never been submitted by defense attorney J.S.Jones*.
23. **On June/25/2017** my wife takes me to ER dated APA#2 June/25/2017 pg 19-21(def med evid) and shows doctor recommendation to follow up asap with orthopedics doctors for further diagnosis and evaluation and also recommended 7 days bed rest until diagnosis results are missing from the Defendants records at defense attorney J.S.Jones requests.
24. **I return** to Dr Patel APA dated June/26/2017 pg 12 (Claimant evid) shows Dr Patel performing two views on a single X-ray document statement mentioning **"Patient fell with contusion of right hip. Date Of Injury Unknown"** on his report refusal to order an MRI test to diagnose the right hip fracture stating that is employer responsibilities to decide what is the next step not his job to decide what is next *evidence missing never been submitted by defense attorney J.S.Jones and Refusal of WC commissioners to apply the law penalty for missing such evidence under Rule 1.8, Rule 3.4(a)(b), Rule 3.5 , Rule 4.1 , Rule 8.5 , Ins.Code 1871.4(a.1/2/3/4)-(b), SC § 38-55-540 of the 1976 Code ,SC §38-38-720*.
25. **Emails correspondence** evidence from WC Sentry Casualty Company adj Lisa Humpage asking me what dates should be submitted dated " June /23/2017 time 03:47 pm ""I Can Go Ahead Submit This For Reimbursement. This is for today 6/23/2017 and 6/19/17 appointments correct? "" WC commissioner refused evidence to take any emails/mail letters/fax correspondence at defense attorney J.S.Jones requests stating that it was between me and WC adj/attorneys personal email correspondence evidence refused to be submitted at defense attorney J.S.Jones requests and WC commissioner S.Barden *violation of Rule 1.8, Rule 3.4(a)(b),Rule 3.5, Rule 4.1,Rule 8.4, SC Code § 38-38-720, SC Code § 38-55-540,SC Code § 38-55-570, 31 U.S.C.§§ 3729(a)(1)(C)..*

26. **Missing documents** never been submitted shows correspondence dated Dec/14/2017 from adj Dietra Garland to the urologist Charles Hinnant Defendants claiming they provide me shows asking me to sign the documents to release medical notes from the following medical providers; " Med Central APA#1 dated 6/28/2017-3/19/2018 pgs 1-18(Def med evid), Dr S. Patel APA dated June/19/23/26-2017 pgs 1-6 (Claimant evid), ER GHS APA#2 dated 11/19/2017 pgs 22-30(Def med evid),Blue Ridge Orthopedics APA#4 dated 7/20/2017-3/1/2018 pgs 58-84(Def med evid), Anderson Urology APA#5 dated 11/22/2017-12/6/2017 pgs 85-96(Def med evid)" violation Rule 3.4(a)(b), Rule 3.5,Rule 4.1,Rule 8.4, SC Code § 38-38-720 SC Code § 38-55-570,SC Code § 38-55-540 .
27. **Also documents** with mileage trips refused by WC Commissioners shows appointments with Dr Patel APA dated 6/19/23/26/2017 pgs 1-6(Claimant evid) and also multiple billing statements from the WC Sentry Casualty without any penalties for Defendants were defense attorney Jeffrey S Jones hid,conceal or destroy the medical evidence denying knowledge of the Dr Patel medical appointments and his medical records mentioning during the hearing on Oct/22/2020 stating **"I DON'T CARE WHAT YOU SAID "**transcript pg 45 Line 14 expressing himself **"Above The Law"**.
28. **I return to work** on June/26/2017 and provide ER medical notes APA #2 dated June/25/2017 pg 19-21(def med evid), to HR Missy Jones mentioning dr Patel is no longer with the company GNC and also recorded by CCTV on parking lot, entry building and other work premises .
29. **Refusal of the Dr Patel** APA dated June/19/23/26/2017 pg 1-6(Claimant evid) I contacted Sentry Casualty Comp adj Lisa Humpage asking for another medical provider for further medical evaluation and she send me to NP Sharon Barthelmes from Med Central APA#8 dated 6/30/2017 pg 133(def med evid) and APA dated 6/30/2017 pg 13(Claimant evid) and after MRI was ordered I've been diagnosed with the right hip fracture, and recommended by NP Sharon Barthelmes (not specialized in any type of orthopedic surgeries) for orthopedic visit with Dr T. Swathwood for July/3/2017 and surgery been scheduled for next day APA dated 7/4/2017 pgs 15-17 (Claimant evid) APA#1dated 6/28/2017-3/19/2018 pgs 1-18(def med evid).
30. **During my first surgery surgery I was never been informed or aware by the Dr T.Swathwood or his staff for using indwelling catheter during my surgery** performed by Dr T Swathwood APA dated 7/4/2017 pg 15-17(Claimant med evid), causing few weeks later multiple ongoing medical conditions until present kidney stones,enlarged prostate (BPH),UTI , epididymitis, founding evidence of indwelling catheter 2 years later with Dr T. Swathwood name and date APA dated 7/4/2017 pgs 15-17(Claimant evid) ,untreated until present medical evidences hid,concealed or destroyed by Defendants and defense attorney JS Jones requests violation of Insurance Code 1871.4(a.1/2/3/4)-(b), S.C.Code § 41-15-320(2016)/(a.b.c.d.f.h.j), SC § 38-55-540 of the 1976 Code, Rule 3.4(a)(b), Rule 3.5, Rule 8.4 SC Code §

38-38-720, SC Code § 38-55-570, 31 U.S.C. §§ 3729 (a)(1)(A), 31 U.S.C. §§ (a)(1)(B), 31 U.S.C. §§ (a)(1)(C).

31. **After 6 weeks** from the first surgery I was released to work on Aug/22/2017 I followed up medical recommendations with physical therapy ATI after work hours.
32. **APA#7 dated 7/31/2017-10/4/2017** pgs 108-132(def med evid) shows I was complaining every visit to ATI staffed *employee who called Dr T Swathwood notify him about my ongoing complaints and symptoms hip pain, groin pain ignoring the voicemail left by the ATI physical therapy and my complaints and never return the call.*
33. **Defendants have** in possession this document's evidence and chose to not disclose any of this information
34. **Evidence refused** by WC commissioner S.Barden and defense attorney J.S.Jones dated 7/3/2017(Claimant evid) with Dr T.Swathwood hidden, destroyed or concealed show, *fabrication of false medical evidence of second Appendectomy (violation S.C Code § 43-7-60), fabrication of false evidence of Colon Surgery (violation S.C Code § 43-7-60)* 2 years prior the work injury refused by the WC commissioner Barden and comply in all aspects of false claims documentation on defense attorney J S Jones requests *violation Rule 3.5, Rule 3.4(a)(b), Rule 4.1, Rule 8.4.*
35. **APA#3 dated 8/16/2015-8/22/2015** pgs 40-44(def med evid) attorney defense J S Jones and WC commissioner S.Barden *both they diagnosed me with COPD without any certifications in medical field and none of them Obtain Any Type of Medical License to diagnose someone or to recommend someone to see the doctor and also WC commissioner allowing defense attorney J.S.Jones to make False Statement stating " I Left The Hospital With My Wife Without Being Discharged"* and where medical records contradicts his story where defense attorney J.S.Jones making *false allegations and false medical evidences violation Rule 1.8, Rule 3.4(a)(b), Rule 3.5, Rule 4.1, Rule 8.4. SC Code § 38-38-720, SC Code § 38-55-540, SC Code § 38-55-570, 31 U.S.C. §§ 3729(a)(1)(A), 31 U.S.C. §§ 3729(a)(1)(B), 31 U.S.C. §§ 3729(a)(1)(C),* and during the hearing dated Oct/22/2020 transcript pg 45 Line 14 defense attorney J S Jones making this statement **"I DON'T CARE WHAT YOU SAID"** defense attorney J.S. Jones expressed himself he is **"ABOVE THE LAW"** *he can do whatever wants on his requests and doesn't matter to him other people injured by employers fault who are working hard to support their families and any contradictory evidence have been dismissed and ignored by WC commissioner S Barden violation Rule 8.4*
36. **From Aug/22/2017** the date of releasing me to work restrictions was never been followed by Employer and I've been working standing on multiple occasions lifting and pushing on *Employer requests demands and I've been complaining about groin pain medical conditions constantly to the dr Swathwood and to my employer but I've been ignored all the time by employer Dr T.Swathwood at every medical visit until Dec/17/2017.*
37. **APA#1 dated 6/28/2017-3/19/2018** pgs 1-18(Def med evid) me and my wife on

Nov/27/17 see NP Sharon Barthelmes from Med Central and *we witnessed calling Dr T.Swathwood and asking him if indwelling catheter been used during the surgery on APA dated Jul/4/2017 pgs 16/17(Claimant evid)and Dr T Swathwood falsely denying under S.C. Code § 43-7-60 over the phone allegations were his own medical records contradicting himself and his own credibility and NP Sharon B wrote no base on the Dr Swathwood response over the phone. Base on medical evidences there nowhere such statement like WC commissioner S.Barden states false claim on WC Decision pg 12 line 15 S.C.Code § 43-7-60(2012) "Per Operative Note Was No Catheter Was Used on July 17 Apa#1 dated 6/28/2017-3/19/2018 pgs 1-18(def med evid) and my visit with NP Sharon Barthelmes was on the day before surgery with Dr T Swathwood violation Rule 3.4(a)(b), Rule 3.5,Rule,4.1,Rule 8.4 SC Code § 38-38-720 , 31U.S.C. §§ (a)(1)(A), 31 U.S.C. §§ 3729(a)(1)(B), 31 U.S.C. §§ (a)(1)(C), SC Code § 38-55-540, SC Code § 38-55-570.*

38. **On APA#2 dated** Nov/19/2017 pgs 22-30(def med evid) I went to ER Greenville Memorial Hospital with severe chronic pelvic pain but the Dr from ER ignored my complaints and later released me home.
39. **APA#5 dated** 11/22/2017-12/6/2017pgs 85-96(def med evid) *making false claim that WC recommended me to the urologist while in fact I did personal contacted Dr C.Hinnant over the phone for urology appointment and he convincing and make me agree to sign the documents to have C.Hinnant as attorney and doctor for the urology treatment violation Rule 3.4(a)(b),Rule 3.5,Rule 4.1,Rule 8.4.SC Code § 38-38-720, SC Code § 38-55-540, SC Code § 38-55-570*
40. **Later on Dec/2017** paralegal of Dr . Hinnant, who was terminated for unknown reasons, contacted me on my personal phone to come to the office to sign paperwork evidence refused by WC commissioner Susan Barden and defense attorney J.S.Jones dated Dec/14/2017 from Sentry Casualty adj Dietra Garland to attorney C Hinnant to sign release of medical records from Dr Patel ,Med Centra, GHS Memorial hospital ER, Blue Ridge Orthopedics,Anderson Urology and notified me about the agreement made by C.Hinnant for negative medical records violation under S.C. Code § 43-7-60,Rule 3.4(a)(b),Rule 3.5,Rule 4.1,Rule 8.4.
41. **In Jan/2018** I released Dr C.Hinnant as attorney for *yelling and verbally abusing me, refusing to give me updates on my case and refusing to provide proper care.*
42. **On Nov/30/2017** employer Missy Jones received *fax from case manager Perry Reed who received from Dr T. Swathwood more medical restrictions evidence refused by WC commissioner S.Barden based on my ongoing complaints to HR Missy Jones and Dr Swathwood were due to diligence or in good faith and communicated to me 17 days later on Dec/17/2017 while my medical conditions extended to abdominal pain and chest pain until present violation Rule 3.4(a)(b),Rule 3.5,Rule4.1,Rule 8.4.*
43. **APA dated 7/4/2017** pg 15(Claimant evid) missing medical evidence from Defendants at defense attorney J.S.Jones requests hid,conceal or destroyed from

APA#16 dated 2/25/2019 pg 186(Def med evid) missing Dr K Seilor evidence shows Dr T Swathwood knew from the date of surgery *APA dated July/4/2017 pg 15(Claimant evid) that he will recommend me and I will see APA#16 urologist Dr Kirk Seiler on 2/25/2019 pg 186(Def med evid) on his recommendation and he will discontinue medications where I didn't have any type of medications prescribed by dr T Swathwood for 2 years. violation Rule 3.4(a)(b),Rule 3.5,Rule 4.1,Rule 8.4 SC Code §38-55-720, SC Code § 16-13-10(2013).*

44. **In Nov/2017** I called from my residence Dr T Swathwood and complained about my medical conditions telling me to take pain medications or stay with pain

SECTION 3

45. **Returned** on Jan/2018 I was complaining again to Dr Swathwood about my medical conditions and on multiple insistence requests Dr Swathwood finally order MRI test where Defendant's *refusal to provide WC commissioners accurately full diagnosis of hip Paralabral Tear Cyst and Incisional Hernia APA dated 2/22/2018 pgs 18-20(Claimant evid) Defendant's defense attorney J S Jones Falsely Repeatedly Claiming in his evidence records "POSSIBILITY of Paralabral Tear " to the previous attorney J.C.Davis which doesn't appear nowhere in medical diagnosis evidences, contradicting defense attorney J.S.Jones credibility and also contacting multiple providers to ignore the diagnosis of incisional hernia APA#2 dated 2/28/2018 pg 32(Def med evid) violation SC Code § 38-38-720, SC Code § 38-55-540, SC Code § 38-55-570, SC Code § 16-13-10, 31 U.S.C. §§ 3729(a)(1)(A.B.C.)Rule 3.4(a)(b),Rule 4.1,Rule(3.5)Rule 8.4,Rule 1.8.*
46
46. **APA #4 dated** March/1/2018 pg 80-83(def med evid) visit with Dr Swathwood for further evaluation confirmed paralabral tear is work related and recommended further medical treatment to dr Folk.
47. **Because of** Dr Swathwood refusing treatment constantly from the date of surgery ignoring my repeated and constant multiple complaints I fear for my safety, concern for future harm , fear for my life with Dr Swathwood and didn't feel comfortable with his treatment *putting my life at severe risk and more danger* and notify him that no other treatment will be performed by Dr Swathwood.
48. **APA#2 dated** March/7/2018pgs 33-39(def med evid) I was rushed to ER Greenville Memorial Hospital for the second time with the extended medical conditions to abdominal pain and chest pain but doctor from ER released me home without performing any other tests Defendant's claiming ER medical visits needs WC adjuster approval while the documents from WC adj Dietra Garland office payments for ER visits in Nov/2017 and March/2018.
49. **Document refused** by WC commissioner S Barden and defense attorney J S Jones shows my representative attorney Josh Christian Davis on date March/9/2018 time 3:55 pm using kickback scheme asking WC adjuster Dietra Garland for approval of his friend Dr Michael O'Boyle regular orthopedic who is *not specialized in hip arthroscopy surgeries fax statement "I Received Your Request And We Are Not*

Authorize Your Request For 2nd Opinion With Dr. M O'Boyle" violation of Rule 3.4(a)(b), Rule 3.5, Rule 4.1, Rule 8.4, SC Code § 38-38-720, SC Code § 38-55-540, SC Code § 38-55-570.

50. **Doctor T.Swathwood** has already recommended further treatment to Dr. Jason Folk and it is scheduled 2nd opinion for 3/14/2018 at 12:30 pm. *Also, Please Note His Request To See A Cardiologist Is Not Authorized Under This Claim ".*
51. **APA #6** dated March/14/2018 pgs 97-107(Def med evid) at the doctor visit unable to walk using a wheelchair visiting Dr J Folk who been ignoring my medical conditions right away stated *"all the pain I'm experiencing is in my head"* and giving me some type of injection steroid in my right hip and later sent me home, and , *2 days later I called Dr Folk complaining about my severe chronic pelvic-abdominal-chest pain and asking Dr Folk to treat properly we're dr Folk started yelling at me over the phone because I was complaining about my chronic medical conditions and later dismissed me making false claim APA#6 dated 3/16/2018 pg.106(Def med evid) refusing further treatment as recommended violation of S.C Code §.43.7-60 SC Code § 38-38-720 SC Code § 38-55-540, SC Code § 38-55-570, Rule 3.4(a)(b), Rule 3.5, Rule 4.1, Rule 8.4 , and one month later form 14B from Dr J.Folk APA#6 dated 4/17/18(def.med.evid) pg.107 faxed on 5/7/2018 time 5:07 pm Recommending Surgical Repair and fabricated the Date Of Injury 06/25/2017.*
52. **Document 14B** was never been provide to me by my attorney or defense attorney J.S.Jones *document faxed on Jul/5/18 time 05:07 pm signed by dr J Folk on APA#6 dated 4/17/2018 pg.107(Def med evid) shows recommendation for further treatment with low grade impairment at defense attorney J S Jones requests, defense attorney ignoring his recommendation violation Rule 3.4(a)(b), Rule 3.5, Rule, 4.1, Rule 8.4.*
53. **Two weeks after** visiting dr J Folk, *I've been rushed back to ER Greenville Memorial Hospital and Bon Secours Hospital APA dated 4/01/2018 pgs 21-36 (Claimant evid) two times in the same day unable to talk for several days with severe chronic pelvic-abdominal-chest pain and my wife asking referral for further medical treatment to Dr Shay B Koch who is Specialized In Hip Arthroscopy surgeries evidences missing from Defendant's medical records hid ,conceal or destroyed and defense attorney J S Jones claiming again of authorization for any ER visits from WC adjuster Dietra G while my life been in danger once again. 53*
54. **My wife contacted** attorney J.C. Davis and explained to his paralegal the situation but my attorney who made an agreement with me and worked on my behalf ignored my conditions.
55. **Because** my life was in danger and I complained of severe chronic pain and my paychecks were stopped for 8 weeks.
56. **APA#12** dated 04/13/2018-04/26/2018 pgs 166-171(def med evid) show I saw Dr S Koch on my requests without WC adjuster Dietra G recommendations or approval like defense attorney J S Jones making false claims to see Dr S.Koch

were Dr S.Koch perform MRI test and I was diagnosed with enlarged prostate and by the end of the visit myself and Dr S Koch agreed my requests while my wife witnessed the visit to remove the pins from the my right hip and repair the labrum tear in same time and performing hip arthroscopy surgery if approved by WC and also mentioning in his medical records any further treatment will need WC approval contradicting story of Defendant's false claims of such evidence, denying Dr S Koch written medical record statement APA#12 dated 4/13/2018-4/26/2018(def.med.evid) pg. 171 "I Need To Know Before The Preceding What Type Of The Injection Patient Received From Dr J. Folk And For Any Further Treatment Need WC Approval " Violation Rule 3.4(a)(b),Rule 3.5,Rule 4.1,Rule 8.4, SC Code § 38-38-720, SC Code § 38-55-540,SC Code § 38-55-570, 31 U.S.C.§§ 3729(a)(1)(A), 31 U.S.C. §§ 3729 (a0(1)(B), 31 U.S.C.§§ 3729(a)(1)(C) SC Code § 16-13-10(2013) .

57. **On May/5/2018** Dr S Koch was approved according to the attorney J C Davis office and later on showed a denial email *only from case manager Perry Reed notes stating that Dr S Koch refused to take WC cases without any evidence from Dr S. Koch office to confirm case manager P Reed story.*
58. **One month** later I called Dr S Koch office and talked with his nurse who *stated having No Knowledge from Dr S Koch personally about such allegations stating Dr S Koch **DID NOT REFUSE** WC and nobody contacted his office like Defendant's claiming false allegations from their case manager Perry Reed email notes violation Rule 3.4(a),Rule 4.1,Rule 8.4..*
59. **Later in Aug 2018** Dr M O'Boyle Not Specialized In Hip Arthroscopy Surgeries was approved by WC adjuster in complicity of attorney J C Davis with **kickbacks scheme** and his request had already been denied early March/9/2018 time 3:55 pm mentioned early above and also my paychecks been stopped for 3 weeks for no reason violation Rule 3.4(a)(b), Rule 3.5,Rule 4.1,Rule 8.4.
60. **APA #15** dated 9/25/2018-12/14/2018 pgs 180-185(def med evid) I saw Dr M O'Boyle on attorney J.C.Davis 'good friend of the Dr O'Boyle and defense attorney J S Jones request approved by WC adj Dietra G. and on the Dr O'Boyle recommendations we agreed for removal of the pins and if conditions didn't change than he will recommend for hip arthroscopy surgery in Nashville TN but he refused to write on his medical notes changing his story
61. **During** the visit he stated urological problems are work related and wrote in his medical records witnessed also by case manager Perry Reed, myself and my wife also present *evidence refused* by the WC commissioner S Barden and defense attorney J S Jones requests shows *email dated Oct/3/2018 time 8:42 am from the case manager P Reed to attorney J C Davis clarification from the nurse Angela at the MD office, "She States She Spoke With The MD M.O'Boyle And He States **"THE UROLOGY COMPONENT IS WORK RELATED"**, evidence missing from the case manager Perry Reed notes destroyed or concealed,violation Rule 3.4(a),Rule 4.1,Rule 8.4.SC Code § 16-13-10, SC Code § 38-38-720, SC Code §*

38-55-540, SC Code § 38-55-570.

62. **APA dated** 11-15/2018-12/14/2018 pgs 41-61(Claimant evid) from physical therapy Elite shows multiple my complaints about his medical conditions are the same and removal of the pins from right hip didn't improve at all *Defendant's medical evidence missing from their records and refusing to show the evidence from Elite physical therapy to WC commissioner S Barden violation Rule 3.4(a)(b),Rule 3.5,Rule 4.1,Rule 8.4.*
63. **After the last** visit with Dr M O'Boyle recommending me back to Dr S Koch mentioned early above for further hip arthroscopy surgery and later on an *email dated Jan/17/2019 time 3:24 pm from the case manager P Reed show response from Dr S. Koch office denied seeing me.*
64. **Also case** manager P Reed who witnessed most of the doctors offices visits and he documented on his files magically case manager P Reed documentation are missing from dr M O'Boyle visits and Defendants hid,concealed or destroyed the evidence.
65. **Evidence shows** very clear fabrication of evidence by Defendants and false claims statements where Defendants refused to show from Dr S Koch office refusal in May/2018 but they showed response only from Jan/2019 evidence refused by WC commissioner S Barden and defense attorney J S Jones.
66. **Email dated** Jan/21/2019 time 10:21 am from defense attorney J S Jones to attorney my representative attorney J C Davis evidence refused by WC commissioner S Barden and defense attorney J S Jones shows statement of defense attorney J S Jones asking To Close The WC Case " **THANKS JOSH. WE ARE AT THE END OF THE ROPE. IT APPEARS THAT IT IS ONLY A POSSIBILITY THAT THERE IS A LABRAL TEAR.. ALSO, IT DOESN'T APPEAR THAT ANYONE THINKS THE POSSIBLE LABRAL TEAR IS THAT IMPORTANT. AS FAR I CAN TELL,THEY WERE JUST TRYING TO GIVE MR CRAUS THE BENEFIT OF THE DOUBT AND HAVE SOMEONE EVALUATE HIM FOR THE POSSIBILITY. GIVEN THAT MR CRAUS HAS BEEN SEEN BY SO MANY ORTHOPEDIC SURGEONS AND NO ONE HAS ANYTHING ELSE TO OFFER AND/OR WILL NOT SEE HIM , I THINK MMI IS A REASONABLE CONCLUSION. OF COURSE ,THAT WILL BE UP TO DR O'BOYLE. ALSO , I THINK MY LETTER IS QUITE THOROUGH. OF COURSE DR O'BOYLE HAS ALREADY SEEN MR CRAUS AND HAS THE RECORDS. IF YOU WANT TO SEND SOMETHING TO HIM ,THAT'S FINE WITH ME. FINALLY ,WE TRIED TO GET HIM INTO DR KOCH, HE JUST WON'T SEE HIM. SEE BELOW FOR SOME OF THE EMAILS BETWEEN P REED ,THE NURSE CASE MANAGER AND DR KOCH. IF YOUR OFFICE CAN GET DR KOCH TO SEE HIM ,PLEASE DO SO. GIVEN THAT YOU HAVE HAD A CHANCE TO REVIEW THE LETTER. I AM GOING TO GO AHEAD AND SEND IT TO DR O'BOYLE. REALLY ,I THINK THE BEST THING TO DO IS TO TRY TO SETTLE THE MATTER. CALL ME IF YOU WOULD LIKE TO DISCUSS THIS FURTHER. THANKS"** .

SECTION 4

67. **Evidence** refused by WC commissioner S Barden and defense attorney J S Jones shows letter from the attorney J C Davis to his friend Dr M.O'Boyle dated Jan/21/2019, *"Mr Jones will be sending you a letter trying to convince you to place mr Craus at maximum medical improvement(MMI). Unfortunately, Mr Jones' letter to you leaves out significant factual information which is pertinent to the care of Mr Craus. Furthermore ,Mr Craus has never had treatment rendered to him for the potential labral tear for which you recommended he go back to see Dr Koch for. In the attached record I am sending to you , Dr Koch clearly states that Mr Craus' labral tear should be treated. I find it odd that defense counsel is trying to force Mr Craus to be at MMI when no care has been received for his labral tear for which both you and dr Koch said needed to be treated. If you still agree, I would appreciate you responding to Mr Jones that you don't believe Mr Craus to be at MMI until labral tear is treated or at least worked up by an orthopedic physician"* violation Rule 3.4(a)(b),Rule 3.5, Rule 4.1, Rule 8.4, 31 U.S.C. §§ 3729(a)(1)(A), 31 U.S.C. §§ 3729(a)(1)(B), 31 U.S.C. §§ 3729(a)(1)(C), SC Code § 38-38-720, SC Code § 38-55-540, SC Code § 38-55-570.
68. **APA#16** dated 2/25/2019(def med evid) with Dr K Seiler stated during consultation that *"Every men over 35 years old has supposed to have enlarged prostate"* and denied enlarged prostate work related (S.C.Code§ 43-7-60) while Dr M.O'Boyle stated in his medical records and sent email from his medical office to WC nurse to case manager P.Reed and to attorney J.C Davis evidence stated that **"UROLOGY COMPONENT IS WORK RELATED"** mentioned above while Dr K.seiler intentionally denied and prescribed some urological medication but WC adjuster D Garland refused to authorize recommendation evidence hidden,destroyed or concealed by Defendant's at defense attorney J.S.Jones requests, violation Rule 3.4(a)(b)Rule 4.1,Rule 8.4.
69. **Dr T Swathwood** (S.C.Code § 43-7-60)medical records show perjury adding Dr. K.Seiler name discontinued medication in his medical records from see APA dated July/5/2017-Feb/25/2019 pg 15(Claimant evid) without being prescribed any type of medication from his office for 2 years with defense attorney J.S Jones knowledge violating SC Code § 16-13-10(2013) Rule3.4(a)(b) ,Rule 4.1, Rule 8.4.
70. **Another evidence** refused by WC commissioner S Barden and defense attorney J S Jones shows a letter from the attorney J C Davis to WC Dr P Behr dated March/12/2019*"As you know, apparently, the defendants are sending Mr Craus over to be seen by you in regard to his hip injury. I am enclosing herewith a copy of a questionnaire filled out by Dr O'Boyle. As you will see Dr O'Boyle believes that Mr Craus needs to be seen and treated for a potential labrum tear. Furthermore ,he does not believe that Mr Craus is at MMI until such labrum tear is addressed, assuming it in fact exists. Furthermore , Dr Swathwood, Dr Koch, Dr Gerschovich, and Dr O'Boyle all believe that Mr Craus has suffered from a labral tear , which has not been addressed by any of the providers for which the defendants have been*

sent. Clearly, the labral tear needs to be addressed, and as is recommended by all the above mentioned physicians as well. Therefore, we would appreciate you please treating Mr Craus but ignoring the defendant's request for a 14B for MMI as they are real, y trying to press Mr Craus to be at MMI so they do not have to pay for further treatment for Mr Craus labral tear" violation Rule 3.4(a)(b), Rule 3.5, Rule 4.1, Rule 8.4..

71. **On April/15/2019** at 10:52 am I sent an email asking attorney J C Davis for further approval recommendation for Dr Chris Potts from Northside Orthopedic Hospital Atlanta GA for further evaluation and treatment of labrum tear but the attorney J.C.Davis ignored my request.
72. **APA#17 dated 4/29/2019-5/14/2019** pgs 187-194(def med evid) shows Dr P Behr on his medical records Groin Pain Work-Related and defense attorney J S Jones *Ordering and Convincing \$\$\$ Dr P.Behr* to stop further treatment as letter shows from attorney J C Davis forcing me to MMI, while WC Sentry Casualty Insurance most likely ordering and covin\$\$\$ed Dr P Behr to follow their policy to save money is more important and less important to treat the injured workers based on their medical conditions needs *violation of SC Code § 41-15-320(2016), SC Code § 43-7-60(2012), SC Code § 38-38-720, SC Code § 38-55-540, SC Code § 38-55-570, Rule 3.4(a)(b), Rule 3.5, Rule 4.1, Rule 8.4.*
73. **APA dated 04/29/2019** pg 63-64 (Claimant evid) I was diagnosed with *lymph inguinal nodes and bilateral hydrocele* and I sent to attorney J C Davis evidence missing from my records I sent him and who was supposed to work on my behalf and also evidence missing from Defendants medical records *violation Rule 3.4(a)(b), Rule 3.5, Rule 4.1, Rule 8.4.*
74. **On May/2/2019** at 1:07 pm I sent another email to his attorney J C Davis and asked him for a second time about Dr C Potts proposal request but he was refusing to respond. 74
75. **In May/10/ 2019** attorney J C Davis received a settlement offer for *17.000\$ Without Consulting me about settling the WC case and who was Convinced\$\$\$\$ by defense attorney J S Jones like his letter request shows to contact him and think about his proposal.*
76. **After I refused the offer** I ask attorney J C Davis why he didn't contact me and let me know about making settlement agreement without my knowledge and ignoring my questions and my request for further labrum tear treatment, I release attorney J.C.Davis and I was represented by attorney Thomas Gagne and I providing him all the documentation of my WC case.
77. **Attorney T.Gagne** *with history for PERJURY* in the past who was making settlements agreement without clients knowledge, and using false checks, I personal sign contract agrrement with him who supposed to work on my behalf and help me with WC case, after I saw Dr.Chris Potts in Alpharetta GA that he scheduled me for labrum tear surgery and on my way back my wife contacted attorney T.Gagne over the phone and notify about the surgery proposal and attorney

T Gagne response was ***“Go Ahead With Surgery Because WC Will Take Longer For Approval”*** and he approved surgery recommendations for hip arthroscopy surgery scheduled for June/12/2019 Atlanta GA evidences refused to be submitted by WC commissioner S Barden and defense attorney J S Jones.

78. **Since I have** signed an agreement with attorney T.Gagne who supposed to work on my behalf and work on the documents procedure to notify the WC Sentry Insurance for surgery approval but shows clearly violation under the *Rule 1.8, Rule 4.1 Rule 8.4 Rule 3.4(a)(b), SC Code § 16-13-230*, agreed to come up with another story with defense attorney J.S.Jones that claims at the hearing Defendants have no knowledge about right hip arthroscopy surgery like he false claiming at the hearing date on Oct/22/2020, and stated that was my job to file out the paperwork to notify WC Sentry for surgery approval not attorney job.
79. **Email evidence** dated June/10/2019 time 1:16 pm refused by WC commissioner S Barden and defense attorney J S Jones was sent to attorney T Gagne and notifying him 2 days prior hip arthroscopy surgery *“ No Need To Call Him. Good Luck With Your Shoulder Surgery ” and the response back from attorney T.Gagne office dated June/11/2019 time 08:33 am was “Sorry. I Mean To Say Hip Surgery”* violation *Rule 1.8, Rule 3.4(a)(b), Rule 3.5, Rule 4.1, Rule 8.4*.
80. **Letters of evidence** supporting the statement of defense attorney J.S.Jones were refused as evidence by WC commissioner S Barden and defense attorney J.S.Jones from defense attorney J.S. Jones sent to the attorney T.Gagne dated July/8/2019 asking me first time to sign the paperwork to release medical records from Atlanta, and ,second letter sent and dated July/18/2019 and received in the same date July/18/2019 but my signature shows I've signed on July/16/2019 asking me for second time to sign to releasing medical records from Dr C Potts Atlanta GA" *We Would Greatly Appreciate It If You Would Have mr Craus Sign The Enclosed Authorization Form Concerning The Above Referenced Matter Northside Hospital of Atlanta and Northside Hospital Sport Medicine Will Not Released Claimant Records To Us Without A Signed Release”* violation *Rule 1.8, Rule 3.4(a)(b), Rule 3.5, Rule 4.1, Rule 8.4 SC Code § 38-38-720, SC Code § 38-55-540, SC Code § 38-55-570*, Defendant's having medical records only two appointments from Dr C.Potts APA#18 dated Oct/13/2019-Jan/6/2020 pgs 195-200(Def med evid).
81. **In July/25/2019** evidence refused by WC commissioner S.Barden attorney T.Gagne and defense attorney J.S.Jones making fraudulent settlement agreement as my resignation without my knowledge, while my agreement over the phone with attorney T.Gagane was different and because of that I refused any resignation or termination and never been made any agreement as document agreement shows made without having any knowledge , after one year later I found agreement made by T.Gagne and J.S.Jones both agree to pay me 43.81\$ monthly for 404.28 months from 17.000\$ left, using false check Floriano using my Nickname instead using my full legal name and leave me to pay attorney fees and to treat all the damages I developed after WC medical providers ignoring my medical conditions

from day one until present and stopping my paychecks for 2 month because of settlement refusal *evidence that can be supported with documents violation of Rule 1.8, Rule 3.4(a)(b), Rule 3.5, Rule 4.1, Rule 8.4, SC Code § 16-13-10, SC Code § 16-13-230.*

82. **On August/1/2019** employer HR Missy Jones contacted me and notify me that I was fired over the phone while just 2-3 weeks before July/7/15/2019 HR Missy Jones gave paperwork to renew health insurance and went back to job and personal I have her the paperwork and I've contacted after attorney T Gagne and ask him about why I was fired stated that was agreement made with defense attorney and he *refused to show me the settlement agreement he made without my knowledge , attorney T.Gagne dropped my WC case at defense attorney J S Jones' request.*
83. **The Defendants** tried to push for the hearing to wrap up the WC case as defense attorney J S Jones like was just asking previously a few months before attorney J C Davis just to stop to pay further damage benefits come real .
84. **APA dated 8/30/2019-10/10/2019** pgs 75-76 (Claimant evid) I was diagnosed with *kidney stones* and *gallbladder polyps*.
85. **In Oct/8/2019** I've had a hearing date in Columbia SC and chance to hire another attorney and found in late Nov/2019 attorney Stephen Garcia who stated *"The Last Is The Best"* who made agreement with me and I sign the document agreement and who was supposed to represent me and working on my behalf WC case best interests I was providing him all the documents with all the medical evidence while Defendants been pushing for the hearing.

SECTION 5

86. **In Jan/23/2020** hearing date in Anderson SC *Defendants HR Missy Jones and defense attorney J S Jones stated that I was layoff(story made up) in June/2019 ,remembering that I've been fired over the phone by HR Missy Jones , while resignation agreement was made by ex-attorney T Gagne and defense attorney J S Jones without having any knowledge, shows Defendants 3 different stories . At same day at the hearing court attorney S Garcia been called several times by defense attorney J.S.Jones and when he return he was telling us me and my wife while waiting in another room in the hearing courtroom that defense attorney J S Jones was asking attorney S Garcia **TO NOT REPRESENT my WC case and S Garcia response was saying " I will not do that what defense attorney J S Jones what he just asking me to do "** while all their conversation been recorded by CCTV video surveillance conversation witnessed also by my wife.*
87. **One week** later I received a call from attorney S Garcia asking me to schedule a doctor appointment with Dr C Potts in Alpharetta GA and I've made appointment document evidence refused by WC commissioner S.Barden email dated Feb/3/2020 at 11:00 am attorney paralegal asking me to see if I can reschedule for different day and I was able to rescheduled the appointment for APA dated Feb/10/2020 pgs 77-79(Claimant evid) evidence can be supported with email documents missing from attorney file, hid,conceal or destroyed by attorney S

Garcia at defense attorney J S Jones requests violation *Rule 1.8, Rule 3.4(a)(b), Rule 3.5, Rule 4.1, Rule 8.4.*

88. **On Fe/6/2020** at 11:59 am attorney S Garcia evidence refused by WC commissioner S. Baredn *sent an email to me with a custom Law Firm Medical Questionnaire for Dr C. Potts " Here we go. If you have any questions please let me know. If he doesn't want to fill out in front of you , that is fine. Just please stress to him that we have a hearing coming up if we can get this sooner than later it would be very helpful. Also, if there is a cost to fill out let me know asap so I can send payment to his office"* violation *Rule 1.8, Rule 3.4(a)(b), Rule 4.1, Rule 8.4*
89. **On March/2/2020** attorney S Garcia call me to his office and the medical recommendation from Dr C Potts was not yet received by the attorney S Garcia who *send me to Dr C Potts in Feb/10/20 few weeks before with the custom Law Firm MQ he prepared and his further medical treatment recommendation and attorney S. Garcia who supposed to get the paperwork already done pushing and pressuring me to settle the case. Later that day on March/2/2020 at 5:23 pm " attorney S. Garcia sent from his personal phone text message to me " Mr Craus this is Stephen Garcia. I just wanted you to have my number. Please do not hesitate to contact me."* document emails can support the evidence refused by WC commissioner S. Barden violation *Rule 3.5, Rule 1.8, Rule 3.4(a)(b), Rule 4.1, Rule 8.4.*
90. **On March/3/2020** myself and my wife early morning went to Alpharetta GA and pick up the Dr C. Potts medical recommendation and *pay also the medical visit 80\$ document evidence of receipt received and document evidence log trip* and went to Columbia SC to the hearing date requested by Defendants and while on my way from Alpharetta GA to Columbia SC and also *a call that March/3/2020 time 08:39 am document evidence refused as evidence of the date of the call from attorney S. Garcia threatening me and my wife over the phone" I'M WARNING YOU GUYS"*, violation *Rule 3.4(a)(b), Rule 3.5, Rule 4.1, Rule 1.8, angry because day before I was not accepting his offer under pressure, angry because I got the medical recommendation that he supposed to provide me before the hearing and sent me with his personalized MQ document refused by WC commissioner for Dr. C. Potts APA dated 02/10/2020 pgs 77-79(Claimant evid) who recommended further medical treatment and I understood that defense attorney convinced \$\$\$ attorney S Garcia to drop my WC case just like he asked him before in Jan/23/2020 at the last hearing date held in Anderson SC.*
91. **Me and my wife** arrived in Columbia at the hearing location and I gave Dr C. Potts medical recommendations to attorney S Garcia where the building is surrounded by CCTV video surveillance but attorney S. Garcia started to be angry and aggressive with me and my wife because of the Dr C. Potts recommendation and without any knowledge I find out later that *attorney S Garcia with defense attorney J.S. Jones been agreed to hide the evidence or destroy the evidence to not show to WC commissioner Dr C Potts APA dated 02/10/2020 pgs 77-79(Claimant*

evide) violation Rule 1.8, Rule 3.4(a)(b), Rule 3.5, Rule 4.1, Rule 8.4, SC Code § 38-38-720, SC Code § 38-55-540, SC Code § 38-55-570, evidence supported with documents evidence recommendations and they both agreed to send me to Dr Gleen Scott Independent Medical Examiner(IME) APA #20 dated June/3/2020 pgs 207-211(def med evid) who was already paid by both attorneys and will comply with their medical requests by forcing me to Medical Maximum Improvement(MMI) and to ignore every medical recommendation to close the case without any money.

92. **After the hearing**, ex-attorney S.Garcia waiting already outside and I ask attorney S.Garcia for a copy of the Dr C.Potts medical recommendations and work excuse for my wife and few weeks later attorney S.Garcia calling me and threatening me over the phone that he will drop WC case because I've been looking for medical malpractice attorney after his refusal to help with medical malpractice case evidence can be proved with audio-phone recorded violation of Rule 1.8, Rule 3.4(a)(b), Rule 3.5, Rule 4.1, Rule 8.4.

SECTION 6

93. **After visiting** Dr G. Scott, who *intentionally* released me to work without restrictions on attorney S Garcia and defense attorney J S Jones requests just like in 2019 prior year with IME Dr P Behr, used the same tactic to not pay anymore for the damages done by WC providers , and to stop any treatment recommendation violation SC Code § 43-7-60(2012), Rule 3.4(a)(b), Rule 1.8, Rule 3.5, Rule 4.1, Rule 8.4, SC Code § 41-15-320(2016).
94. **From May/2019-until present** I've been harassed and stalked me and my family by Defendants WC investigators for violation of 14th amendment, stalking , surveillance residence, harassment , vandalism & property damage violation under S.C.Code §16-3-1709(2013), S.C.Code § 16-3-1710, S.C.Code §16-3-1720, S.C.Code§ 16-3-1730 , Defendant's violation S.C.Code § 16-17-720 impersonating police officer , S.C.Code § 16-17-735 WC sending private investigator impersonating police with fake badge, driving and taking pictures on my property evidence can be supported with picture of harassment and property damages from May- Dec/1//2019 time 2:31 pm in my driveway ,Dec/14/2019 time 2:31 pm in my driveway, damaging my mailbox on May/19/2020 time 1:19 pm ,driving by on May/23/2020 time 2:28 pm (same individual with black Bmw tag nr. SC-US N1263) insulting me with strong explicit language content, June/25/2020 time 5:52 pm Suv Ford Expedition tag stopping near house taking pictures/videos driving away when my wife try to get close by, Nov/7/2020 time 12:38 pm white Chevy Suv stopping near house for several minutes, Jan/22/2021 time 12:26 pm white Nissan crew cab driving away when my wife try to get closer look , April-June-July 2021 time 5:50 pm-5:54 pm black Toyota camry tag nr SC-7155LF.
95. **These are just a few pieces of evidence** where I've been able to catch the individuals who were harassing and stalking the family .
96. **After this events** attorney S Garcia didn't contact me from May/2020 until last days of Aug/24/2020 time 11:38 am asking me to meet him on Aug/26/2020 and

notify him about upcoming hearing one week away while he received the notice in July/30/2020 and refusing to help me with the diagnosis he developed and providing him from beginning and stated on his last meeting on Aug/26/2020 that he will not working on the WC case because are to many diagnosis and he will not fight and later when I asking him if defense attorney J S Jones violating Rule 1.8 Rule 3.4(a)(b),Rule 3.5,Rule 4.1,Rule 8.4, ask him in Jan/23/2020 hearing date “ TO NOT TAKE THE WC CASE” he change the story contradicting himself stating and changing story to not blow up the deal “” WE GOING ON DAILY BASIS AT LUNCH TIME WITH DEFENSE ATTORNEY J S JONES”evidence can be supported with evidence .

97. **Few days later**, on Sept/3/2020 after the meeting attorney S, Garcia *verbally aggressively talked with me and notified me that he is dropping my WC case* violating Rule 1.8, as defense attorney J S Jones requested him on Jan/23/2020 at the hearing date in Anderson SC.
98. **Later I found** out that attorney S Garcia has, *hide, conceal or destroy my WC medical evidence at request of defense attorney J S Jones, refusing to disclose my WC file case , refusing to disclose any communications emails between him and defense attorney J S Jones, documents medical recommendation missing from dr C Potts when attorney S Garcia asking on Jan/28/2020 time 11:36 am asking me to reschedule the appointment from Feb/3/2020 for Feb/10/2020 and sent me with Medical Questionnaire APA dated 02/10/2020 pgs 77-79(Claimant evid)violating Rule 4.1,Rule 3.4(a)(b),Rule 3.5,Rule 4.1,Rule 8.4.*
99. **On Sept/8/2020** WC commissioner gave some time to find another counsel and I was able to find another counsel but the attorney I notify him on my first day about the upcoming hearing and he talk with defense attorney J.S.Jones days early before while he stated that he didn't know anything about the hearing until the day before the hearing and also *defense attorney J S Jones already Convi\$\$ed that attorney TO NOT TAKE MY WC CASE and confirmed that he contacted the attorney days before .*
100. **APA dated 9/16/2020** pg 80(Claimant evid)I was diagnosed with the *Prostate Tumor* but there is *no evidence of Incisional Hernia* mentioned above APA dated 2/22/2018 pgs.18-20(Claimant evid) and APA#2 dated 6/25/2017-3/1/2018 pg 32(Def medevid). 100
101. **At the hearing** date on Oct/8/2020 *defense attorney J S Jones refusing to present hidden medical evidences intentionally making False Statements that “HE WAS NOT AWARE”* about hidden medical evidence of Dr S.Patel APA dated June/19/23/26/2017 pgs.1-10(Claimant evid) who *Refused To Order MRI test to diagnose right hip fracture shows violations of defense attorney J.S.Jones under Rule 1.8/Rule 3.4(a), Rule 4.1, S.C.Code § 38-55-540, Ins Code Art.1871.4(1-4) , S.C.Code § 38-38-720, SC Code § 38-55-540,SC Code § 38-55-570 and transcript of the hearing date from Oct/22/2020 , Dr Swathwood APA dated July/4/2017 pgs 16-17(Claimant evid)fabricating colon surgery (S.C.Code §.43-7-60), hiding the*

missing medical record using indwelling catheter (Rule 3.4.(a)(b), Rule 3.5, Rule 4.1, Rule 8.4, Rule 1.8., and fabricating medical records mentioning (S.C.Code § 43-7-60) DR K SEILER APA dated July/4/5/2017 (Claimant evid) pg 15 and APA#16 dated Feb/25/2019 pgs 186 (Def med evid) that he was discontinued urology medication from July/5/2017-Feb/25/2019 two years prior before see him medications without been taken or prescribed for two years without knowing I will see Dr K.Seiler on date mentioned .

102. **APA#5 dated Nov/11/2017-Dec/6/2017**(Def med evid) Defendants never recommended dr C.Hinnant like defense attorney J.S.Jones violating Rule 3.4(a), pgs 85-96 APA dated Feb/22/2018 pg 18-20 (Claimant evid) *hidden incisional hernia and fabricating on their own documents records word possibility of paralabral tear Rule 3.4(a)(b), Rule 4.1, where nowhere seen on medical diagnosis notes , APA#12 dated April/13/2018-April/26/2018 pgs 166-171(Def med evid) where Dr S.Koch stating clear in his medical records any further treatment requires WC approval , APA#3 dated Aug/8/2015 pgs 40-44 (Def med evid) def attorney J S JONES presenting fabricated possibility COPD diagnose and false recorded statement that I left the hospital with my wife without been discharged violation SC Code 38-38-720, SC Code § 38-55-540(2012) , SC Code § 38=55-570, SC Code § 16-13-10(2013), SC Code § 43-7-60(2012), Rule 3.4(a)(b), Rule 4.1 while evidence are contradicting his statements, APA dated Sept/25/2019 pg 39 Dr M. O'Boyle(Claimant evid)defense attorney J S Jones hiding doctor medical record "I'm going to consider them work related paralabral tear and enlarged prostate" email refused as evidence by WC commissioner S Barden and defense attorney J S Jones email sent on Oct/3/2018 time 08:42 am from WC case manager P. Reed to attorney J.C Davis stating that nurse medical of Dr M.O'Boyle confirming "UROLOGY COMPONENT IS RELATED TO HIS INJURY"(Enlarged Prostate)" diagnosis denied by defense attorney J S Jones on recorded statement making false statement stating that is no doctor confirming even if Claimant he is right about **Indwelling Catheter** been used APA dated July/4/2017 pgs 16-17(Claimant evid)violation of defense attorney J.S.Jones Rule 3.4(a)(b),Rule 4.1..*
103. **APA#17 dated 4/29/2019** pgs 187-189(Def med evid) shows Dr P.Behr making a false medical statement Return to Work Without restriction (violation S.C.Code § 43-7-60) violation Rule 1.8, Rule 3.5 Rule 3.4(a), Rule 4.1.,Rule 8.4, for hiding and making false statements in complicity of WC commissioner S.Barden on the hearing date Oct/22/2020.
104. **APA#17dated 4/29/2019-5/14/2019** pgs.187-194(Def med evid)Dr Paul Behr medical records shows (violation S.C.Code § 43-7-60) for making false medical statement Refusal of Further Treatment as recommended by the four medical orthopedics Dr.T.Swathwood, Dr. J.Folk, Dr S.Koch, Dr. M.O'Boyle.
105. **APA#18 dated 10/13/2019-1/6/2020** pgs 195-200 (Def med evid) with Dr C.Potts shows medical records only from two appointments *defense attorney*

J.S.Jones making false recorded statement which contradicting himself with the letter from defense attorney J.S.Jones dated July/18/2019 and received on July/20/2019 but signed on July/16/19 violation Rule 3.4(a)(b),Rule 4.1,SC Code § 38-38-720,SC Code § 38-55-540, SC Code § 38-55-570, was asking me sign the document to release medical records from Atlanta/GA are fact and can be supported with documents evidence.

106. **APA#20 dated 6/3/2020-8/25/2020** pgs 207-213(Def med evid) *Dr Gleen Scott making false medical statement Rating Only for 2 Hip Surgeries not for three (3) hip surgeries Refused Further Treatment (S.C. Code § 43-7/60)at attorney S.Garcia and defense attorney J.S.Jones requests violations Rule 1.8, Rule 3.4(a)(b), Rule 4.1are facts and can be supported with documented evidence.*
107. **On Oct/2020** I ask ex-attorney S.Garcia for my WC case file but he *Refused to Return my File* sending me email later on my requests on Dec/7/2020 the medical records with all the doctor appointment and diagnosis I personal provided in Nov/2019 shows WC case medical records ***Are Identical With The defense attorney J.S.Jones medical records and last few pages are different pgs less or extra on both attorneys files evidence can be supported with documents evidence violation Rule 3.4(a)(b),Rule 3.5,Rule 4.1,Rule 8.4, SC Code § 16-13-10, and can be supported with documented evidence with multiple medical evidences missing from GHS and Bon Secours ER visits Missing APA dated 4/1/2018 pgs21-36(Claimant evid), ELITE Physical Therapy Complaints Missing APA dated 11/15/2018-12-14/2018 pgs 41-61(Claimant evid), Lymph Inguinal Nodes-Bilateral Hydroceles Missing APA dated 4/29/19 pg 63-64(Claimant evid), Dr T.Rana medical notes missing APA 07/01/2019 pgs 65-71(Claimant evid) , Dr C.Potts recommendation missing APA dated 8/19/2019 pgs 72-74(Claimant evid), Kidney Stones-Incidental Gallstones-Gallbladder Polyps APA dated 08/30/2019 pgs 75-76(Claimant evid), Dr C.Potts recommendations missing APA dated 2/10/2020 pgs 77-79(Claimant evid), medical negligence case of CT scan diagnosis Prostate Tumor diagnose and Without Any Sign of Incisional Hernia APA#2 dated 2/22/2018 pg.32(Def med evid)&APA dated 9/16/2020-9/22/2020 pgs 80-90(Claimant evid).***
108. **I personally provided** multiple medical billing from the WC medical providers ,multiple Medical Records Missing from May/20/2019 until Oct/13/2019
109. **Missing medical records** from APA dated Feb/10/2020 pgs 77-79(Claimant evid) *evidence documents missing at defense attorney J.S.Jones requests violation Rule 3.4(a)(b), Rule 1.8, Rule 3.5, Rule 4.1, Rule 8.4.*
110. **WC commissioner S.Barden violation of 31 USC. §§ 3729 (a)(1)(G), Rule 3.5, 31 U.S.C. §§ (a)(1)(C), SC Code § 38-38-720, SC Code § 38-55-540,SC Code § 38-55-570, violation of 1st Amendment, violation of 14th Amendment** decision of that Defendants shall to reimburse me only for the third hip surgery work-related and from there *Defendant's violations shall not to pay for all the medical bills(\$*

160,000) medical treatment ignored and refused by Defendants WC medical providers at defense attorney J.S.Jones , credit cards debt collection for WC failure to pay any benefits for WC medical providers, WC failure and refusal pay for Work Related prostate tumor urology surgery recommended by the urologist ignored by WC medical providers and their refusal to treat from the day one until present ,WC medical providers ignoring my medical conditions and failure to treat all the medical diagnosis developed in time after my first surgery from 2017 until present mentioned above with possibility of another surgery(ies) and, recently diagnosed with incurable osteoarthritis work related which requires long lifetime medical treatment orthopedic with physical therapy, violation of 14th Amendment unable to get any type of job because of my medical conditions to support my livelihood. 108

111. **Defendants appealed** the decision and a second hearing dated Feb/22/2021 reversed the decision favoring the Defendant's requests , WC commissioners violating False Claim Act 31 U.S.C. §§ 3729(a)(1)(A), False Records or Statements 31 U.S.C. §§ 3729(a)(1)(B), Conspiracy U.S.C. §§ 3729(a)(1)(C), Reverse False Claims 31 U.S.C. §§ 3729(a)(1)(C), violation of 1st Amendment , violation of 14th Amendment source livelihood,, Rule 8.4, Rule 3.5., Rule 3.4(a)(b), Rule 4.1. Rule 1.8, U.S.C. § 38-55-540(2012), U.S.C. § 38-55-570. SC Code § 16-13-10. **All this evidences are the facts that can be proved with documented evidence fax-emails-letters-text msg to/from attorneys and myself, medical evidences missing , pictures of individuals harassment and property damage, multiple audio recordings and facts that multiple video surveillances from work place been hidden that I was not allowed to have them as evidences, ,conceal or destroyed by defendants refusing to provide such evidence which Defendants shall be pay punitive penalties damages for the past-present-future for each count of felony, pay for each past-present-future for each violation, penalties punitive damages for all medical diagnosis treatment damage from the date of injury developed until present ignored by WC medical providers, penalties punitive damages for the past-present-future for inability to get the job because of medical conditions to support my family, penalties punitive damages from the past-present -future loss inability to enjoy the life from the date of injury, penalties punitive payment damages for breach of trust, past-present-future emotional distress for myself and my wife who witnessed every medical visits and all surgeries from the date of my injury until present. .**

STANDARD OF REVIEW. ARGUMENTS. FACTS

1

On the beginning of my statement of the case I gave brief descriptions of the GNC corporation and I provid the evidence of GNC corruption just like Department Of Justice confirmed in their

court documents the most largest corporation in dietary supplement retailer GNC Holdings Inc(GNC) aka International Vitamins(IVC) corrupt corporation *engaged in a conspiracy* to import ingredients from China using *False Certificates, practices Unlawful Dietary Ingredients and Dietary Supplements*, corporation where myself as ex-employee like documents shows pays minimum wage, promoting discriminatory work place bulling including myself, promoting modern slavery, violating work place safety and health violations, retaliating and put the families in jeopardy and poverty , corporation without empathy for employees, without scruples, GNC previously destroying all the evidence just like in my case, the highest managers positions from GNC aka IVC who can buy anyone like WC commissioners , doctors, lawyers to conceal hide or destroy any documents and get away with their unlawful crimes without any penalties or cosequeces are the facts and can be supported with evidence documents.

2

According to Defense attorney J.S.Jones at prehearing statement Medical Recommendation For Hip Arthroscopy Surgery Was Not An Emergency Surgery on date from Oct/22/2020 on the transcript hearing pg45 line 14 stating "I DON'T CARE WHAT YOU SAID " which in other words saying expressing himself "**Above the Law**" meaning money are most important for him and corrupted corporations anybody's life is less important objecting hearsay globally all the evidences .

3

Never been submitted evidence of my work injury statement reported right away in June/15/2017 shows paperwork modification of date of injury June/15/2017 is dated June/25/2017 different then my work injury report evidence altered,hid,concealed or destroyed by Defendant's and defense attorney J.S.Jones with permission of WC commissioner S.Barden, Avery B Wilkerson, T.Scott Beck,Aisha Taylor knowingly making false statement or misrepresentation to defraud , assists, abets, solicits, or conspire with a person to make false statement or misrepresentation is violation of SC.Code § 38-55-540,Rule 1.8,Rule 3.4(a)(b),Rule 3.5,Rule 4.1,Rule 8.4, 18 SC Code §38-38-720 , SC Code § 38-55-570, SC Code § 16-13-10.

4

APA dated June/19/23/26/2017 pgs 1-6(Claimant evid) evidence visits with Dr S.Patel pg.6 never been submitted until hearing date Oct/22/2020 shows refusal to diagnose right hip fracture and asking employer to decide what is next step to do is the fact and can be supported with documents false medical treatment evidence knowingly by defense attorney J.S.Jones making false statement or misrepresentation to defraud assist ,abets, solicits or conspires is violation under SC Code § 43-7-60(2012),Rule 1.8, Rule 3.4(a)(b),Rule 3.5,Rule 4.1,Rule 8.4, SC Code § 38-55-570, SC Code § 38-38-720, SC Code§ 38-55-540.

5

Mail from adj Dietra Garland dated Dec 14/2017 evidence refused by WC commissioner S.Barden and defense attorney J.S.Jones sent to the urologist Dr C.Hinnant asking him to complete and return the enclosed authorization to release medical records to proceed with the claim from the following providers;Med Central from 6/28/2017 until Dec /2017, Dr Patel from June/19/23/26/2017, GHS memorial hospital ER Nov/19/2017, Blue ridge Orthopedics and Anderson Urology, shows that this evidence are missing from Defendants records and they have

knowledge about and intentionally hid, conceal or destroyed by Defendants at defense attorney J.S. Jones *are the facts and can be supported with documents evidence, defense attorney J.S. Jones knowingly making false statements or misrepresentation to defraud, assist, abets, solicits, or conspire is violation Rule 1.8, Rule 3.4(a)(b), Rule 3.5, Rule 4.1, Rule 4.1, Rule 8.4, SC Code § 38-38-720, SC Code § 38-55-570, ,SC Code 38-55-540.*

6

APA dated July/4/5/2017 pgs 15/16/17(Claimant evid) evidence submitted at the hearing date Oct/22/2020 defense attorney hearsay objected to medical records of Dr T. Swathwood fabrication evidence of the colon surgery Never Been Performed Prior the right hip fracture and hiding using indwelling catheter used during my surgery without been aware and complaining right away after the surgery about my conditions ignored until present and also evidence refused by WC commissioner shows fax letter dated Feb/26/2019 time 3:19 pm from the urologist Dr Seiler to Dr.T.Swathwood stating "Thank you for referring V Craus for the evaluation" to the urologist Dr K.Seiler visit APA dated July 4/5/2017 pg 15 (Claimant evid)& APA#16 dated Feb/25/2019 pg 186(Def med evid) to see him for further evaluation who "Discontinue Medication by Dr K.Seiler of Tramadol and Docusate Sodium from July/05/2017 until Feb/25/2019 two years prior before visiting urologist Dr K.Seiler it is perjury and are the facts and can be supported with documents evidence knowingly by defense attorney J.S.Jones making false statement or misrepresentation to defraud, assist, abets, solicits, or conspire is violation SC Code§ 16-13-10 ,SC Code § 16-9-10, SC Code § 38-55-540, SC Code § 38-55-570, SC Code § 38-38-720,Rule 1.8,Rule 3.4(a),Rule 3.5,Rule 4.1,Rule 8.4 .

7

APA dated 02/22/2018 pg 19 (Claimant evid) shows Incisional Hernia and Paralabral Tear Cyst while defense attorney fabricated POSSIBILITY of Paralabral Tear MAKING False Claim STATING that NO DOCTOR CONSIDERING IS THAT IMPORTANT PARALABRAL TEAR TO REPAIR AND BEST THING IS TO TRY TO SETTLE THE MATTER while all the orthopedics surgeons recommended further treatment and repair the Paralabral Tear with Hip Arthroscopy surgery recommendation ignored by the IME doctor Paul Behr at defense attorney J.S.Jones requests are the facts evidence that can be supported with evidence knowingly by defense attorney J.S.Jones making false statement or misrepresentation to defraud assists, abets, solicits ,or conspire is violation of SC,Code 16-13-10,SC Code § 38-55-540, SC Code § 38-55-570, SC Code § 38-38-720, ,Rule 1.8,Rule 3.4(a)(b),Rule 3.5,Rule 4.1,Rule 8.4.

8

APA dated April/01/2018 pgs 21-36(Claimant evid) evidence submitted at the hearing date of Oct/22/2020 missing,hidden, concealed or destroyed from Defendants records at defense attorney J.S.Jones requests are the facts and can be provided with evidence knowingly by defense attorney J.S.Jones making false statements or misrepresentation to defraud assists, abets, solicits, or conspire is violation of 18 US Code § 1519,SC Code § 38-55-540, Rule 1.8,Rule 3.4(a)(b),Rule 3.5,Rule 4.1,Rule 8.4.

9

APA#12 dated 4/26/2018 pg.170-171(Def med evid) Dr Shay Koch states in his medical records "Any Further Treatment Would Need Approval Through Workers Compensation" statement

confirmed also by his nurse over the phone that Dr Koch Never Refused WC case patients , story contradictory of the defense attorney J.S.Jones who stated that Dr S.Koch refused to take WC case patients evidence knowingly by defense attorney making false statements to defraud , assists, abets, solicits, or conspire is violation 18 US Code § 1519, SC Code § 38-55-540, Rule 1.8, Rule 3.4(a)(b),Rule 3.5, Rule 4.1,Rule 8.4.

10

APA dated 9/25/2018 pg.40 (Claimant evid) Dr M.O'Boyle medical records shows "I AM GOING TO CONSIDER THEM WORK RELATED TO HIS INJURY" pelvic pain(enlarged prostate is work related) including the email dated Oct/3/2018 time 8:42 am evidence refused by WC commissioner sent from the Dr M.O'Boyle office to the Case Manager Perry Reed and sent to the paralegal Lindsey McQuiddy of the attorney Josh C.Davis stating that he contacted via pc nurse Angela Bishop nurse of the MD office Dr.M.O'Boyle who states "THE UROLOGY COMPONENT IS RELATED TO HIS INJURY" and also referring further medical treatment to repair paralabral tear cyst but refused by Defendants medical providers evidence hid,conceal or destroyed by Defendants at defense attorney J.S.Jones requests while knowingly making false statements to defraud ,abet ,assist,solicits, or conspire the evidence is violation of SC Code § 38-38-720 , SC Code § 38-55-540, SC Code§ 38-55-570 Rule 1.8,Rule 3.4(a)(b),Rule 3.5,Rule 4.1,Rule 8.4.

11

APA dated 11/15/2018-12/14/2018 pgs 41-61(Claimant evid) physical therapy Elite evidence never been submitted until hearing date Oct/22/2020 shows ongoing complaints to the staffed personnel ignoring my medical conditions as well Defendants refusing to provide proper medical care as recommended evidence missing from Defendant's medical records evidence knowingly by defense attorney J.S.Jones making false statements to defraud abet, assists, solicits, or conspire the evidence is violation of SC Code § 38-38-720, SC Code § 38-55-570 , SC Code § 38-55-540,Rule 1.8,Rule 3.4(a)(b),Rule 3.5,Rule 4.1,Rule 8.4.

12

Email refused by WC commissioner S.Barden evidence email dated Jan/21/2019 time 10:21 am from the defense attorney J.S.Jones to the attorney J.C.Davis asking him to Try tTo Settle The Matter: "Thanks Josh. We are at the end of the rope here. It appears that it is only a "Possibility" that there is a labral tear. Also, it doesn't appear that anyone thinks The Possible Labral Tear Is That Important". As far as I can tell ,they are just trying to give Mr Craus the benefit of the doubt and have someone evaluate him for the "Possibility". Given that Mr Craus has been seen by so many orthopedics surgeons and no one has anything else to offer and/or will not see him, I Think MMI Is A Reasonable Conclusion. Of course that will be up to Dr O'Boyle. Alao, I think my letter is quite thorough, Dr.O'Boyle has already seen Mr Craus and has the records. If you want to send him ,that's fine with me . Finally we tried to get him into Dr Koch. He just won't see him. See below for some of the emails, between case manager Perry Reed and Dr Koch office. If your office can get Dr Koch to see him , please do. Given that you have had a chance to review the letter I am going ahead and send it to Dr O'Boyle. Really, I Think The Best Thing To Do Is Try To Settle The Matter. Call me if you would like to discuss this further. Thanks. J.S.Jones attorney of WJCB Law", evidence knowingly making false

statements to defraud ,abet, assists, solicits, or conspire the evidence is violation of SC Code § 38-38-720, SC Code § 38-55-540,SC Code § 38-55-570, SC Code § 16-13-230, Rule 1.8,Rule 3.4(a)(b),Rule 3.5,Rule 4.1, Rule 8.4.

13

APA dated 4/29/2019 pgs 63-64(Claimant evid) diagnosed with Lymph Inguinal Nodes and Bilateral Hydroceles and APA dated 8/30/2019 pgs 75-76(Claimant evid) diagnosed with Kidney Stones, Incidental Gallstones and Gallbladder Polyps evidence hid ,concealed or destroyed by Defendants at defense attorney J.S.Jones requests evidence knowingly abet, assists, solicits or conspire is violation of the SC Code § 38-38-720 , SC Code § 38-55-570, SC Code § 38-55-540, Rule 1.8, Rule 3.4(a)(b),Rule 3.5,Rule 4.1,Rule 8.4.

14

Letters evidence refused by WC commissioner S.Barden dated July/8/2019-July/18/2019 from defense attorney to the attorney T.Gagne asking him to give me the paperwork to sign the release of medical records from the Dr Chris Potts APA#18 dated 10/13/2019-1/6/2020 pgs 195-200(Def.med.evid) & APA dated 02/10/2020 pgs 77-79(Claimant evid)multiple evidence not been submitted by both attorneys due to the breach of trust , while during the hearing defense attorney J.S.Jones making false allegations not been aware violation of SC Code § 38-38-720, SC Code § 38-55-540, SC Code § 38-55-570, SC Code § 16-13-230 , Rule 1.8, Rule 3.4(a)(b),Rule 3.5,Rule 4.1, Rule 8.4.

15

APA#18 dated 10/13/2019-1/6/2020 pgs 195-200(Def med evid) shows They Have Some knowledge of missing medical records while defense attorney J.S.Jones stated at the hearing date from Oct/22/2020 that Defendants and defense attorney J.S.Jones HAD NO KNOWLEDGE about the hip arthroscopy surgery but they have some records trying not to submitting the evidence at the hearing evidence knowingly making false statements, to defraud ,abet, assists, solicits, or conspire is violation of SC Code § 38-55-570, SC Code § 38-38-720, SC Code § 38-55-540,Rule1.8,Rule 3.4(a)(b),Rule 3.5, Rule 4.1,Rule 8.4.

16

APA dated 8/19/2019 pgs 72-74(Claimant evid)and APA dated 02/10/2020 pgs 77-79(Claimant evid) shows that Defendants HAVE KNOWLEDGE of the Hip Arthroscopy surgery procedure evidence in their records since letters evidence Refused by WC commissioner as evidence sent to me dated on July18/2019 and received same date July/18/2019 by defense attorney J.S.Jones personally asking me to sign release of medical records from Northside Hospital Atlanta GA but signed on July/16/2019 , making fraudulent settlement agreement with other attorney and issue the false check using nickname evidence refused by WC commissioner S.Barden and never been disclosed shows fraud and perjury evidence knowingly making false statements to defraud, abet, assists, solicits,or conspire is violation of 18 US Code § 38-38-570, SC Code § 38-38-720 SC Code § 38-55-540, SC Code § 16-13-10(2013), Rule 1.8,Rule 3.4(a)(b),Rule 3.5,Rule 4.1,Rule 8.4, SC Code § 16-13-230

17

On March/3/2020 at the hearing date I provided to the ex-attorney S. Garcia who personal sent me with his Medical Questionnaire to Atlanta GA to provide further medical recommendations

from the Dr C.Potts APA dated 02/10/2020 pgs 77-79(Claimant evid) attorney S.Garcia and defense attorney J.S.Jones refusing to provide evidence to the WC commissioner at the hearing date from March/3/2020 evidence knowingly making false statements to defraud, abets, assists, solicits ,or conspire is violation of 18 US Code § 38-55-570, SC Code § 16-13-230, SC Code § 38-55-540, Rule 1.8, Rule 3.4(a)(b), Rule 3.5, Rule 4.1,Rule 8.4, SC Code § 38-38-720, SC Code § 16-13-230.

18

APA dated 9/16/2020 pgs 80-81(Claimant evid) shows diagnosis of Soft Mass Tissue(Prostate Tumor) consequences of Defendants denial "Urology Component is " WORK RELATED" evidence email sent Oct/3/2018 time 08:42 am from the nurse of Dr M.O'Boyle sent to the WC case manager APA#15 dated 09/25/2018-12/14/2018 pgs 180-185(def. med evid) medical treatment recommendations and no evidence of Incisional Hernia..

19

Since GNC corporation has history of lawsuits for Selling Fake Supplements and Unlawful Fake Certificates and this work injury WC case shows that same way denying wrongdoing Defendants hiding ,conceal or destroyed the evidence ,fabricate the evidence bribing doctors to deny medical care to avoid to pay the benefits injured people violation of First Amendment ,14th Amendment.. [Set forth appropriate standard of review with citation(s) to authority if all issues are governed by the same standard of review; otherwise include a separate section with a heading of "Standard of Review " at the start of the argument on each issue.]

FACTS. CONCLUSION

The evidence described and mentioned above in the brief of appellant and standard of review been thruthfully documented evidence facts that can be proved with some audio-phone recordings and multiple emails-letters-texts-fax- documented evidences mentioned and mentioned best of knowledge for violations of 1st Amendment, violation of 14th Amendment, violation each felony count and been provided at the hearing date on Oct/22/2020 to the WC commissioners S Barden protecting in complicity of attorney J.S.Jones who been making false statements , hid ,concealed or destroyed multiple evidence that shows insurance fraud, perjury, harassment, police impersonator,,legal malpractice , medical misdiagnosis, attorneys misconduct conflict of interests,conspiracy of evidence , false claim act, and also all WC commissioners misconduct violation of First Amendment, 14th Amendment, Rule1.8, Rule 3.4(a)(b),Rule 3.5,Rule 4.1,Rule 8.4, 31 U.S.C §§ 3729(a)(1)(G), 31 U.S.C. §§ (a)(1)(A), 31 U.S.C. §§ 3729(a)(1)(C), SC Code § 16-13-10, SC Code § 16-13-230, SC Code § 43-7-60(2012), SC Code § 38-38-720, SC Code § 38-55-540(2012), SC Code § 38-55-570, 18 US Code § 1623, SC Code § 16-3-1700(2013), SC Code § 16-3-170 SC Code § 16-3-1720, SC Code § 16-3-1730. The law applies to anyone committing any type of felony. .

[Counsel may wish to set out the facts relevant to the arguments at this point in the brief.

This, however, is optional, and the relevant facts may be included in the discussion of each argument. In either case, the brief must contain references to where the salient facts can be found in the Record on Appeal. In Initial Briefs, these references shall be made in the manner specified by Rule 208(b)(4), SCACR. In the Final Briefs, these references shall be to the page

ARGUMENTS

I. DEFENDANTS/ RESPONDENT HISTORY OF BANKRUPTCY EXCUSE AND MULTIPLE LAWSUITS IN WC INSURANCE FRAUD ,LABOUR&EMPLOYMENT DISCRIMINATIONS FALSE AND FAKE VITAMINS APPELLANT PROVIDING EVIDENCE TO WC COMMISSION OF EMPLOYER WC FRAUD EVIDENCE REFUSED BY WC COMMISSION AT DISCRETION OF DEFENSE ATTORNEY JEFFREY S.JONES REQUESTS. APPELLANT WAS BARRED BY DEFENSE ATT J.S.JONES TO HAVE ANY LEGAL REPRESENTATION. APPELLANT EVIDENCES ALSO BARRED BY WC COMMISSION RES JUDICATA APPELLANT BRINGING THIS SUIT AGAINST EMPLOYER WC COMMISSIONERS PROTECTING CORRUPTION OBEDIENT DOCTORS AND LAWYERS ABOVE THE LAW THAT DOESN'T APPLY TO THEM , WHILE HONEST INJURED WORKERS ARE MARGINALIZED WHILE THEIR MEDICAL CONDITIONS DAMAGED FOR LIFE ARE IGNORED BY THE DOCTORS AND PUSHED INTO DEBT AND POVERTY FOR REST OF THEIR LIFE AND INABILITY TO RETURN TO WORK AND ENJOYING THEIR LIFE TO SUPPORT THEIR FAMILIES.

[Set out discussion and citations of authority.] WC Transcript dated Oct/22/2020 pg 12 line 17-25 (Def.med.rec) dr M. O'Boyle APA#15 dated Sept/25/2018 pg.180-185 groin/scrotal pain are work related and evidence refused by WC Commission shows email dated Oct/3/2018 time 8:42am from case manager Perry Reed sent to ex-attorney J.C.Davis clarification from Dr O'Boyle office '*THE UROLOGY COMPONENT IS WORK RELATED*', and pg.185 recommendation for hip arthroscopy surgery (*see Appellant Brief Section 3 pg. 11 nr.61*) evidence notes destroyed or concealed which is violation Rule 3.4(a), Rule 4.1,Rule 8.4, S.C.§ 16-13-10, S.C. Code§ 38-38-720, S.C. Code § 38-55-540, .S.C.Code§ 38-55-570. WC Transcript pg 45 line 14 "I DON'T CARE WHAT YOU SAID" defense attorney saying he is above the law and the law doesn't apply to him or WC Commission. APA#17(Def.med.evid) dated May/9/2019 pg.187/189 Dr Behr states all medical condition /diagnosis are work related but his refusal hip surgery recommendations at Defense attorney J.S.Jones requests to stop further benefits treatment as recommended by WC orthopedics.

II

APPELLANT PROVIDING CLEAR AND CONVINCING EVIDENCE, WHERE WC DECISION ORDER ERRED THAT THE APPELLANT MUST PROVE FRAUD BY A PREPONDERANCE OF THE EVIDENCE IGNORING AND REFUSING TO TAKE IN CONSIDERATIONS EMAIL CORRESPONDENCE -TXT.MSG-FAXES-LETTERS CORRESPONDENCES. WC COMMISSION DECISION ORDER MADE AT EMPLOYER & DEFENSE ATTORNEY DISCRETION REQUESTS WHAT BENEFITS THEM PROTECTING CORRUPTION AND ALLOWING DEFENDANTS TO GET AWAY WITH ANY TYPE OF FELONIES CRIMES COMMITTING DECISION RULED AT THEIR DISCRETION THAT SHOWS DEFENDANTS/EMPLOYER-WC COMMISSION -DEFENSE ATTORNEY J.S.JONES AND DOCTORS ARE ABOVE THE LAW AND THE LAW DOESN'T APPLY TO THEM WC COMMISSIONERS ABET ,ASSIST,SOLICIT AND CONSPIRE FELONIES CRIME VIOLATION OF RULE 3.4(a)(b),RULE 3.5, RULE 4.1, RULE 8.4. WC Transcript dated Oct/22/2020 pg 12 line 17-25 /Deposition pg 20 line 22-25, pg 21 line 1-25 missing evidence from Defendants records for 4(four) years from June/15/2017 until Oct/22/2020 hearing date and never provide to the WC Commissioner that shows Refusal of Dr Patel to order MRI test violation of Rule 3.4(a), Rule 3.5, Rule 4.1, Rule 8.4, conceal, destroy, abet ,assist ,solicit or conspire are felonies crimes that apply to anyone .

[Set out discussion and citations of authority.] WC Transcript dated Oct/22/2020 pg.7(lines18-24), pg.9(11-25), pg.12(17-24), pg 13(-23), pg.16(1-20-25), pg.17(4-20), pg.18(14-20), pg.37(8-12), pg.38(18-25) *knowingly about 3 surgery*, pg.39(13-19), pg.45(14), pg.49(10-14), pg.54(6-25), pg.55(1-15),pg.57(5-24),pg.58(3-25),pg.59(2-16), pg.61(15-25),pg.63(1-7),pg.66(23-25), pg.67(1-25),pg.71(14-18).

CONCLUSION

For the reasons, this Court should reverse the judgment of the circuit court applying the law for anyone committing any type of crimes and their status should not be above the law or an excuse committing the felonies crimes.

Respectfully submitted,

February 18 2022

/s/ Florin V. Craus
201 Knollwood Dr
Anderson , South Carolina 29625(864)225-4672

RECEIVED

Feb 18 2022

SC Court of Appeals

**FORM 7
PROOF OF SERVICE**

**THE STATE OF SOUTH CAROLINA
In The Court of Appeals**

**APPEAL OF WORKERS COMPENSATION
DECISION
WC Commissioners**

Susan Barden, T.Scott Beck,

Avery B.Wilkerson, Aisha Taylor

Case No.1708689-(2021-000778)

**Jeffrey S.Jones defense
attorney, Representative of the
employer GNC Nutra
Mfg&Sentry Casualty
Company Insurance Carrier
Respondent**

v.

Florin V Craus

Appellant.

Claimant/Appellant was not allowed to have legal representation at defense attorney Jeffrey S Jones Requests.

PROOF OF SERVICE

I certify that I have served the Brief of Appellant by sending a copy of proof of the mail notification it in the United States Mail, postage prepaid, on January 14, 2022, addressed to attorney record, Jeffrey S.Jones, P located on 325 Rocky Slope Rd Suite 201 Greenville, South Carolina 29607,p 864-527-3273.

February /18/2022

/s/Florin V.Craus

Anderson /South Carolina/ 29625

864-225-4672

Claimant/ Appellant