

DEPARTMENT OF HEALTH AND HUMAN SERVICES  
OFFICE OF DIRECTOR

ACTION REFERRAL

TO <i>Roberts / FOIA</i>	DATE <i>10-31-13</i>
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DIRECTOR'S USE ONLY	ACTION REQUESTED
1. LOG NUMBER <i>000155</i>	<input type="checkbox"/> Prepare reply for the Director's signature DATE DUE _____
2. DATE SIGNED BY DIRECTOR <i>cc: Cox</i> <i>cleared 11/21/13, letter attached</i>	<input type="checkbox"/> Prepare reply for appropriate signature DATE DUE _____ <input checked="" type="checkbox"/> FOIA DATE DUE <i>11-15-13</i> <input type="checkbox"/> Necessary Action

APPROVALS (Only when prepared for director's signature)	APPROVE	* DISAPPROVE (Note reason for disapproval and return to preparer.)	COMMENT
1.			
2.			
3.			
4.			

## Brenda James

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**From:** Byron Roberts  
**Sent:** Wednesday, October 30, 2013 5:36 PM  
**To:** Brenda James  
**Cc:** Rick Hepfer  
**Subject:** Fwd: Matt Server  
**Attachments:** image001.png; image002.jpg

Brenda

Please log this in as a FOIA request. The blue sheet should come to Legal.

Thanks

Sent from my iPhone

Begin forwarded message:

**From:** Rick Hepfer <[Hepfer@scdhhs.gov](mailto:Hepfer@scdhhs.gov)>  
**Date:** October 30, 2013, 5:11:45 PM EDT  
**To:** Byron Roberts <[Roberts@scdhhs.gov](mailto:Roberts@scdhhs.gov)>  
**Subject:** Fwd: Matt Server

Sent from my iPhone

Begin forwarded message:

**From:** "Jones, Celeste" <[CJones@MCNAIR.NET](mailto:CJones@MCNAIR.NET)>  
**Date:** October 30, 2013, 4:58:09 PM EDT  
**To:** "Kirk, Ariail" <[AKirk@MCNAIR.NET](mailto:AKirk@MCNAIR.NET)>, "Richard P. Hepfer ([hepfer@scdhhs.gov](mailto:hepfer@scdhhs.gov))" <[hepfer@scdhhs.gov](mailto:hepfer@scdhhs.gov)>  
**Cc:** "Trinkley, Jane" <[JTrinkley@MCNAIR.NET](mailto:JTrinkley@MCNAIR.NET)>  
**Subject:** RE: Matt Server

Rick

I think we need to request all emails and communications between SCDHHS and Agape, Matt Server, Ashley Gamble and Jackie Gamble and all emails and communications of Dwight Green related in any way to Marion Nursing Center or its owner Alyce James. We will send a formal FOIA or subpoena if this is not adequate request.

Thanks

Celeste Jones

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**From:** Kirk, Ariail  
**Sent:** Wednesday, October 30, 2013 4:48 PM  
**To:** Richard P. Hepfer ([hepfer@scdhhs.gov](mailto:hepfer@scdhhs.gov))  
**Cc:** Jones, Celeste  
**Subject:** Matt Server

Rick,

The name of the Agape employee soliciting employees and patients onsite at Marion Nursing today is Matt Server. He specifically told Mr. James that he would be the new administrator of Marion Nursing per SCDHHS.

Ariail



**Ariail B. Kirk**  
Shareholder  
akirk@mcnair.net

**McNair Law Firm, P.A.**

**Columbia Office** 1221 Main Street | Suite 1800 | Columbia, SC 29201  
803 799 9800 Main | 803 933 1505 Fax

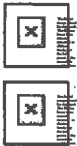
**Mailing** Post Office Box 11390 | Columbia, SC 29211

**VCard** | **Bio URL** | **Web site**

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TO:

FROM:

SUBJECT: Cost of Processing Request for Information #

The South Carolina Department of Health and Human Services has received and processed your request for information. The cost for processing this information is as follows:

Staff processing time at \$10.00 per hour \_\_\_\_\_ Hours \$ \_\_\_\_\_

Pages copied at \$.10 per page \_\_\_\_\_ Pages \$ \_\_\_\_\_

Pages faxed at \$.20 per page \_\_\_\_\_ Pages \$ \_\_\_\_\_

Shipping and Handling Costs \$ \_\_\_\_\_

Other costs associated with the FOIA request: \_\_\_\_\_ \$ \_\_\_\_\_

**Total Amount Due SCDHHS:** \$ \_\_\_\_\_

Please remit the above amount to the following address:

**Bureau of Fiscal Affairs**  
South Carolina Department of Health and Human Services  
Post Office Box 8297  
Columbia, South Carolina 29202-8297

Please contact \_\_\_\_\_ should you have any questions.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date:

November 21, 2013

Ms. Celeste Jones  
McNair Law Firm, P.A.  
1221 Main Street, Suite 1800  
Columbia, SC 29201

Re: FOIA Request Regarding Marion Nursing Center

Dear Ms. Jones:

As you know, we received this request. Unfortunately, we have not yet been able to isolate the e-mails. Our IT Department is having difficulty with the search program that we have been using. We hope to have this problem resolved shortly, and will be able to provide you with these documents.

Please contact me if you have any questions. My direct is (803) 898-2791.

Sincerely,



Richard G. Hepfer  
Deputy General Counsel