

DEPARTMENT OF HEALTH AND HUMAN SERVICES  
OFFICE OF DIRECTOR

ACTION REFERRAL

TO Roberts Supra/FOIA	DATE 2-27-14
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DIRECTOR'S USE ONLY	ACTION REQUESTED
1. LOG NUMBER 000300	<input type="checkbox"/> Prepare reply for the Director's signature DATE DUE _____
2. DATE SIGNED BY DIRECTOR cc: Singleton, Cox, Mullis cleared 3/4/14, letter attached.	<input type="checkbox"/> Prepare reply for appropriate signature DATE DUE _____ <input checked="" type="checkbox"/> FOIA DATE DUE 3-14-14 <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.			



JAMES R. MORIARTY  
Licensed in Texas and Colorado  
James@Moriarty.com

MORIARTY LEYENDECKER  
A Professional Corporation  
Attorneys at Law

P. KEVIN LEYENDECKER  
Licensed in Texas  
Kevin@Moriarty.com

HILARY S. GREENE  
Licensed in Texas  
Hilary@Moriarty.com  
ANDREW T. GREEN  
Licensed in Texas  
Andrew@Moriarty.com

December 9, 2013

**RECEIVED**

FEB 27 2014

Custodian of Records  
South Carolina Department of Health and Human Services  
PO Box 8206  
Columbia, SC 29202-8206

Department of Health & Human Services  
OFFICE OF THE DIRECTOR

Re: Freedom of Information Request

*This is our 1<sup>st</sup> request from  
\* this law firm.*

To Whom It May Concern:

Pursuant to the South Carolina Freedom of Information Act, §30-4-10 et seq. I hereby request copies of the following documents:

The billing records, or summary of such records, showing the amount paid yearly by Medicaid or the South Carolina State Department of Health (or any other South Carolina state agency) for all orthodontic services from January 1, 2001 to January 1, 2013.

Please send fee requests and the documents to:

Moriarty Leyendecker  
1123 Spruce Street, Suite 200  
Boulder, CO 80302

Please call the office at 300-677-7095 or email me at [renae@moriarty.com](mailto:renae@moriarty.com) with any questions you may have. If for any reason any portion of my request is denied, please inform me of the reasons for the denial in writing and provide the name and address of the person or body to whom an appeal should be directed.

Thank you in advance for your assistance in this matter.

Sincerely,

Renae Hyronimus  
Paralegal

**Brenda James**

---

**From:** Colleen Mullis  
**Sent:** Wednesday, February 26, 2014 3:45 PM  
**To:** Brenda James  
**Subject:** FW: Freedom of Information Request  
**Attachments:** SC FOIA LTR .png

**RECEIVED**

FEB 27 2014

Department of Health & Human Services  
OFFICE OF THE DIRECTOR

FOIA Request

**Colleen Mullis**  
*Public Information Director II*  
[Colleen.Mullis@scdhhs.gov](mailto:Colleen.Mullis@scdhhs.gov)  
803.898.2452  
cell: 803.605.4848  
[www.scdhhs.gov](http://www.scdhhs.gov)



SOUTH CAROLINA  
**Healthy Connections**  
MEDICAID 

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**From:** Arielle Berne [<mailto:Arielle.Berne@Colorado.EDU>]  
**Sent:** Wednesday, February 26, 2014 3:44 PM  
**To:** Colleen Mullis  
**Cc:** Renae Hyronimus  
**Subject:** Freedom of Information Request

To Whom It May Concern,

Enclosed please find a copy of the original Freedom of Information Request that was sent on December 9th, 2013 to the South Carolina Department of Health and Human Services. After speaking with you today, it appears the original request may never have been received or is still being processed. I am resending it now to your department for the fulfillment of the request.

We refer to billing codes D8000 to D8999 as "orthodontic services."

I have take over this project in order to assist Ms. Hyronimus, who signed the original request attached to this e-mail. Please call me at (503) 432-6322 or e-mail me at [Arielle.Berne@colorado.edu](mailto:Arielle.Berne@colorado.edu) with any questions you may have. Thank you so much for your assistance.



TO:

FROM:

SUBJECT: Cost of Processing FOIA Request #

The South Carolina Department of Health and Human Services has received and processed your FOIA request. 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:

Nikki Haley GOVERNOR  
Anthony Keck COMPTROLLER  
P.O. Box 8206 Columbia, SC 29202  
www.scdhhs.gov

March 4, 2014

Ms. Renea Hyronimus  
Moriarty | Leyendecker  
Attorneys at Law  
1123 Spruce Street, Suite 200  
Boulder, CO 80302

Re: FOIA Request

Dear Ms. Hyronimus

Your FOIA, dated December 13, 2013, but received in the agency on February 28, 2014 was referred to this Office for a response. Enclosed is a schedule of the requested information. This is a true and accurate printout of information kept in the normal course of the Department's business.

Our expense for extracting and mailing this information is twenty-five and 59/100 dollars (\$25.59). Please make the check payable to the Department of Health and Human Services and send it to:

Department of Health and Human Services  
Department of Receivables  
Post Office Box 8297  
Columbia, SC 29202-8297

I hope this information is helpful to you. Please contact me if there are any questions. My direct is (803) 898-2791.

Sincerely,

  
Richard G. Hepfer  
Deputy General Counsel

Enclosures

cc: Lynette Wilson, Receivables (w/o enclosures)

### **SC Medicaid Paid Orthodontic Services D8000-D8999 by Year of Service**

<b>Year</b>	<b>Total Paid</b>
2001	\$250,751
2002	\$46,585
2003	\$213,957
2004	\$262,997
2005	\$456,880
2006	\$489,907
2007	\$511,695
2008	\$507,623
2009	\$505,685
2010	\$501,565
2011	\$689,707
2012	\$987,241

**Source:** SC Medicaid claims data stored at the SCBCB Office of Research and Statistics.

JAMES R. MORIARTY  
Executive Director  
James.Moriarty.com  
J. RAYMOND TESTER  
Executive Director  
James.Moriarty.com

M | L  
MORIARTY LEYENDECKER  
Affiliated Counsel  
Attorneys at Law

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FEB 28 2014  
SCDHHS  
Office of General Counsel

RICHARD GREENE  
Executive Director  
Richard.Green@scdhhs.com  
ANDREW J. TROEN  
Executive Director  
Andrew.Troen@scdhhs.com

December 9, 2013

Custodian of Records  
South Carolina Department of Health and Human Services  
PO Box 8206  
Columbia, SC 29202-8206

Re: Freedom of Information Request

To Whom It May Concern:

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Please call the office at 303-677-7095 or email me at [ml@moriarty.com](mailto:ml@moriarty.com) with any questions you may have. If for any reason any portion of my request is denied, please inform me of the reasons for the denial in writing and provide the name and address of the person or body to whom an appeal should be directed.

Thank you in advance for your assistance in this matter.

Sincerely,



Renee Hyronimus  
Paralegal

RECEIVED

FEB 27 2014

Department of Health & Human Services  
OFFICE OF THE DIRECTOR

*This is our 1<sup>st</sup> request from  
\* this law firm.*