

DEPARTMENT OF HEALTH AND HUMAN SERVICES
OFFICE OF DIRECTOR

ACTION REFERRAL

TO <i>Roberts/FOIA</i>	DATE <i>11-25-14</i>
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DIRECTOR'S USE ONLY	ACTION REQUESTED
1. LOG NUMBER 000125	<input type="checkbox"/> Prepare reply for the Director's signature DATE DUE _____
2. DATE SIGNED BY DIRECTOR <i>cc: Brooks, Mullis, Liggett Cleared 12/2/14, letter attached.</i>	<input type="checkbox"/> Prepare reply for appropriate signature DATE DUE _____
	<input checked="" type="checkbox"/> FOIA DATE DUE <i>12-12-14</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

From: Byron Roberts
Sent: Tuesday, November 25, 2014 9:52 AM
To: TONY MATTHEWS; Brenda James
Cc: Bruce D. Carter; Debora D Carter; TONY MATTHEWS
Subject: Re: FOIA request

Brenda,
Please log this in as a FOIA request. Thanks.

Sent from my iPhone

On Nov 25, 2014, at 9:42 AM, "TONY MATTHEWS" <Matthews@scdhhs.gov> wrote:

Please see e-mail below.

TONY MATTHEWS
Program Coordinator II
Matthews@scdhhs.gov
803.898.2590
1801 Main Street
Columbia, SC - 29201
www.scdhhs.gov



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From: Debora D Carter
Sent: Tuesday, November 25, 2014 9:38 AM
To: TONY MATTHEWS
Subject: FW: FOIA request

Tony, please send this FOIA request to legal or whoever gets these. Thanks.

Debora D Carter
Program Coordinator II
CarterDB@scdhhs.gov
803.898.2612
1801 Main Street
Columbia, SC - 29201





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From: Blincow, John K. [<mailto:JBlincow@TurnerPadget.com>]
Sent: Monday, November 24, 2014 10:17 AM
To: Debora D Carter
Subject: FOIA request

Deborah

Good morning. This follows our conversation Friday in this matter. I am representing Addus (formerly CarePro) in a lawsuit that involves providing personal care services to Sophia Cornwall CLTC number 9623941. Our aide's name was Maleia Scott and then Amy Tucker. We began providing services based on a referral dated March 25 2013. What we need to know is which agency was providing services to Ms Cornwall prior to us. We know that Ms. Scott was providing services to Ms. Cornwall going back to at least November 2012.

Please consider this a FOIA request for that information. Please let me know if you need anything further to process our request. Thanks you very much for you attention to this matter.

John

Turner | Padget

John K. Blincow
Attorney
PO Box 22129 | Charleston, SC 29413
40 Calhoun Street, Suite 200 | Charleston, SC 29401
843-576-2806 | Fax 843-577-1624
jblincow@turnerpadget.com
[Bio](#) | [vCard](#) | [Location](#)



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:

Log # 000125



Nikki Haley GOVERNOR
Christian L. Sours INTERIM ASSISTANT
P.O. Box 8206 Columbia, SC 29202
www.scdhhs.gov

December 2, 2014

John K. Blincow
Turner Padget
PO Box 22129
Charleston, SC 29413

Re: Sophia Cornwall

Dear Mr. Blincow:

This agency, the Department of Health and Human Services, administers the South Carolina Medicaid Program. Your enclosed request for information was referred to this Office for a response.

You may be surprised to know that, generally speaking, the federal Medicaid statutes and regulations prohibit release of any information except for purposes directly related to the operation of the Medicaid State Plan (the document that sets forth, for federal oversight, the exact description of the State's Medicaid Program). 42 USC §1396a (a) (7) and 42 CFR §431.300 et seq. This statute and these regulations were in part a response to the historical stigma associated with receipt of medical and other forms of public assistance. Therefore, we believe that the exemption at S.C. Code Ann. §30-4-40(a) (4) would apply.

We would however, be happy to comply with a properly executed Authorization (copy enclosed) to release the information, or we can supply the information (if any is available) directly to Ms. Cornwall or her attorney. Please contact me if you have any questions. My direct is (803) 898-0062

Sincerely,

Constance D. Holloway
Constance D. Holloway
Assistant General Counsel

Enclosure