

DEPARTMENT OF HEALTH AND HUMAN SERVICES  
OFFICE OF DIRECTOR

ACTION REFERRAL

TO	DATE
Hess	5-1-12

DIRECTOR'S USE ONLY	ACTION REQUESTED
1. LOC NUMBER 100421	<input type="checkbox"/> Prepare reply for the Director's signature DATE DUE _____
2. DATE SIGNED BY DIRECTOR Cleared 6/6/12, see attached letter	<input checked="" type="checkbox"/> Prepare reply for appropriate signature DATE DUE 5-14-12
	<input type="checkbox"/> FOIA DATE DUE _____
	<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.			

**RECEIVED**

April 30, 2012

MAY 01 2012

Department of Health & Human Services  
OFFICE OF THE DIRECTOR

Dear Mr. Keck,

My name is Toni Yount. I am the niece and custodian of Henry W. Austin. I have applied for Medicaid twice and have been denied twice. The first time in 2009 and the second time in 2011. Both time the denial was for not sending information requested. Both times a request was made for information but no return date was entered. Both times I received the denial two weeks after the request for information was made. There is a lot of info sent and some of its confusing because of two trusts that were formed over the years.

Henry resides at National Healthcare in North Augusta and has for the past four years as a private pay resident. His money is gone and Medicaid is the only answer to prayers we have left. My husband and I both work full time and have to. Henry is total care like most people 89ys of age. He receives excellent care and has the needed stimulation to keep thriving.

Please review his application again. The program coordinator this time is Amy Wilson. I have sent some information for you to review. You can look at the email to see our correspondences this time. Thank you greatly for your time and attention to this matter.

Toni Yount

*Toni C. Yount  
702 Riverside Dr  
N. Augusta, S.C.  
29841  
803-1441-8375  
tcy@meach.com*

South Carolina Department of Health and Human Services  
Notice of Action

From: STATE OFFICE COUNTY DHHS

P. O. Box 2364

Columbia SC 29202-2364

Date: 07/15/2010

Worker Name:

TUESDAY DUCKETT

Telephone: 803 898-2635

BG#: 70924021

HH#: 101380131

47 TDUCK

To:

TONI C YOUNT

702 ARIVERVIEW DRIVE

NORTH AUGUSTA SC 29841

Beneficiary Name:

HENRY W AUSTIN

Beneficiary ID:

7781090148

us10037156 ©2008, RR Donnelley, All rights reserved.  
PressureSeal Patents 4,018,128, - 0221

Your application has been denied for: MAO (NURSING HOMES)

Reason for denial:

You did not send the needed information.

Denied for the month(s) of: 11/2009

Manual/policy reference supporting this action: 101.14.01

**Fair Hearing**

If you feel your case has been closed in error, you may ask for a fair hearing before the South Carolina Department of Health and Human Services.

- To ask for a fair hearing, send a request in writing, along with a copy of this letter, within 30 days to your worker.
- You can hire an attorney to help you or you can have someone come to the hearing and speak for you.

Augeo Benefits is a one-stop shop to help you find health insurance made just for you, that you can afford. For more information on health insurance plans that include Major Medical, Limited Medical, Dental and Savings on Prescriptions call Augeo Benefits at 866-273-5613 or visit online at [www.AugeoBenefits.com/sc](http://www.AugeoBenefits.com/sc).

South Carolina Department of Health and Human Services  
Notice of Action

From: STATE OFFICE COUNTY DHHS  
P. O. BOX 8206  
Columbia SC 29202-8206

Date: 02/29/2012  
Worker Name:  
AMY WILSON  
Telephone: 803 898-2635  
BG#: 32037602  
HH#: 101380131

To: TONI C YOUNT  
702 ARIVERVIEW DRIVE  
NORTH AUGUSTA SC 29841

Beneficiary Name:  
HENRY W AUSTIN

Beneficiary ID:  
7781090148

Your application has been denied for: MAO (NURSING HOMES)

Reason for denial:  
You did not send the needed information.

Denied for the month(s) of: 12/2011

Manual/policy reference supporting this action: 101.14.01

**Fair Hearing**

If you feel your case has been closed in error, you may ask for a fair hearing before the South Carolina Department of Health and Human Services:

- To ask for a fair hearing, send a request in writing, along with a copy of this letter, within 30 days to your worker.
- You can hire an attorney to help you or you can have someone come to the hearing and speak for you.

Augeo Benefits is a one-stop shop to help you find health insurance made just for you, that you can afford. For more information on health insurance plans that include Major Medical, Limited Medical, Dental and Savings on Prescriptions call Augeo Benefits at 866-273-5613 or visit online at [www.AugeoBenefits.com/sc](http://www.AugeoBenefits.com/sc).

From: tcy@ureach.com  
To: Amy Wilson <wisamy@scdhs.gov>  
Date: 03/02/12 9:06 AM  
Subject: Re: Re: Henry Austin [secure]

On Friday March 02, 2012 at 8:34 AM, "Amy Wilson" <wisamy@scdhs.gov> wrote:

> Ms. Yount,

> I did not receive anything via email...

> I meant snail mail. Have you received it?

> Sorry

> Amy

> Amy Wilson, Program Coordinator I

> Division of Policy and Planning

> PO Box 8206

> 1801 Main St. J-342

> Columbia, SC 29202

> Phone:803-898-3102

> Fax:803-255-8350

>

> >>> <tcy@ureach.com> 3/1/2012 6:11 pm >>>

> On Wednesday February 15, 2012 at 11:52 AM, "Amy Wilson" <wisamy@scdhs.gov> wrote:

> > Ms. Yount,

> >

> > I received your information and have go through it, however, I still have some additional questions about this case.

> >

> > 1. On the application, it stated that Mr. Austin had sold or given as a gift any cash, property, vehicle, boat, or other resource to any person at any time on or after February 8, 2006..... could you explain what was given away or sold? The assets were transferred to the living trust.

> >

> > 2. The Edward Jones statements that were received only went through 2008 and so I would still need 2009, 2010, and current Also, on the Edward Jones statements, it indicates that there is a living will for Mr. Austin. I need a copy of that living will.

> > You should have received all of them either by fax or mail. I will send them again as well as the copy of the living will.

> >

> > 3. You sent me some statements from Edward Jones that say Toni C Yount trustee of a irrev trust, are these your accounts or Mr. Austin's account? The irrev trust was formed to transfer the Austins assets into and then pay their bills from. Any money spent for their bills were considered a gift.

> >

> > I believe these are all the questions I have for right now, thanks again for all that you have done. Thanks for all you are doing for us.

> >

> > Thanks,

> >

> > Amy

> >

> > Amy Wilson, Program Coordinator I

> > Division of Policy and Planning

> > PO Box 8206

> > 1801 Main St. J-342

> > Columbia, SC 29202

> > Phone:803-898-3102

> > Fax:803-255-8350

> >

> >

> > Confidentiality Note

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> >

> > If you have received this in error, please notify us immediately and destroy the related message.

*TCY Yount*  
*no phone home*

**From:** tcy@ureach.com  
**To:** Amy Wilson <wilsamy@scdhhs.gov>  
**Date:** 04/25/12 7:36 AM  
**Subject:** Re: Re: Re: Henry Austin[secure]

*sent to aab for info  
even after clear*

Amy,

In the living trust the very last page list all item in it. They were not listed on the scheduled A page. It included personal effects, furniture, furnishings, appliances, and jewelry. In the irrevocable trust, if you look at item Xlib it tells about the house. There isn't a schedule A for this one. Everything I can give you is in both of the trusts. You may have to get one of your lawyers to read these trust and find the answers to any other questions you have. I've given you everything I have. Please let me know what you have decided. Thanks

Toni Yount  
On Monday April 23, 2012 at 2:09 PM, "Amy Wilson" <wilsamy@scdhhs.gov> wrote:

- > Ms Yount,
- >
- > I have received your information you mailed via fed-ex, however, I still need the Schedule A that is referred to in the Living trust. This Schedule A lists all of the things that are currently in the Living trust. From what it looks like, the house is in the living trust and could cause an issue with eligibility. Once you give me the Schedule A, I can give you more details. I would also like the schedule A for the irrevocable trust as well.
- >
- > Thanks,
- >
- > Amy
- >
- > Amy Wilson, Program Coordinator I
- > Division of Policy and Planning
- > PO Box 8206
- > 1801 Main St. J-342
- > Columbia, SC 29202
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- >
- >

**From:** tcy@ureach.com  
**To:** Amy Wilson <wilsamy@scdhhs.gov>  
**Date:** 04/23/12 1:45 PM  
**Subject:** Re: Re: Henry Austin[secure]

---

On Monday April 23, 2012 at 12:08 PM, "Amy Wilson" <wilsamy@scdhhs.gov> wrote:

Amy,

I sent you all this information on Thursday via Fedex. You had to sign for it. Please tell me you received it but have not read it. I got it to you by the deadline. If you get the info what does that mean since it has been closed.

Toni

> Ms. Yount,

> Yes, this case has been closed due to all the information needed not being returned. I still need the information listed below.

> We need a schedule A from both trusts

> that lists exactly what is in each

> trust.

> Also, on the application you submitted, it states that Mr.

> Austin had given away something, you need

> to let us know exactly what it is that was given away.

> The Edward Jones statements that were received only wen through

> 2008, so we still need 2009, 2010,

> 2011, and current.

> You sent me some statements from Edward Jones that say Toni C

> Yount trustee of a irrev trust, are

> these your accourts or Mr. Austin's accounts?

>

> Amy Wilson, Program Coordinator I

> Division of Policy and Planning

> PO Box 8206

> 1801 Main St. J-342

> Columbia, SC 29202

> Phone:803-898-3102

> Fax:803-255-8350

>

> >>> "Toni Yount" <tcy@ureach.com> 4/23/2012 10:55 am >>>

> Amy,

> I wanted to make sure you got the info on Henry Thursday. Can

> you let me know.

> Also the nursing home contacted someone in your office and they

> told Renee

> his file was closed. Is this true? Thanks.

> Toni Yount

>

>

>

>

>

> — On Mon, 9 Apr 2012, Amy Wilson (wilsamy@scdhhs.gov) wrote:

>

> Toni,

>

> I have gone through all the information received, and still have

> some questions....

> After going through both the living trust and Revocable trusts,

> we are not able to determine exactly

> what is in either one. We need a schedule A from both trusts  
> that lists exactly what is in each  
> trust.  
>  
> Also, on the application you submitted, it states that Mr.  
> Austin had given away something, you need  
> to let us know exactly what it is that was given away.  
>  
> The Edward Jones statements that were received only wen through  
> 2008, so we still need 2009, 2010,  
> 2011, and current.  
>  
> You sent me some statements from Edward Jones that say Toni C  
> Yount trustee of a Irrev trust, are  
> these your accounts or Mr. Austin's accounts?  
>  
> Information was submitted that stated that you spend monies for  
> up keep and or repairs that were done  
> to Mr. Austin's home, we need actual receipts of these repairs  
> and or up/keep.  
>  
> Also, we need a copy of the deed showing the transfer of the  
> home into the trust.  
>  
> All of this information is due into our office by April 19,  
> 2012.  
>  
> Thanks,  
>  
> Amy  
>  
> Amy Wilson, Program Coordinator I  
> Division of Policy and Planning  
> PO Box 8206  
> 1801 Main St. J-342  
> Columbia, SC 29202  
> Phone:803-898-3102  
> Fax:803-255-8350  
>  
>  
> >>> "Toni Yount" 4/8/2012 9:18 am >>>  
> Amy,  
>  
> I haven't heard from you lately. Do you have all the info you  
> need?  
> Let me know what I need to do next. Thanks for all you do.  
>  
> Toni Yount  
>  
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>



- >
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- > If you have received this in error, please notify us immediately and destroy the related message.
- >
- >

**From:** tcy@ureach.com  
**To:** Amy Wilson <wilsamy@scdhs.gov>  
**Date:** 04/23/12 1:53 PM  
**Subject:** Re: Re: Re: Henry Austin[secure]

---

On Monday April 23, 2012 at 12:08 PM, "Amy Wilson" <wilsamy@scdhs.gov> wrote:

Amy,

The package was signed for by L. Berrine at the security station. The time was Thursday 4/19 at 0933. Toni

> Ms. Yount,

> Yes, this case has been closed due to all the information needed not being returned. I still need the information listed below.

>

> We need a schedule A from both trusts

> that lists exactly what is in each

> trust.

> Also, on the application you submitted, it states that Mr.

> Austin had given away something, you need

> to let us know exactly what it is that was given away.

>

> The Edward Jones statements that were received only wen through

> 2008, so we still need 2009, 2010,

> 2011, and current.

>

> You sent me some statements from Edward Jones that say Toni C

> Yount trustee of a irrev trust, are

> these your accounts or Mr. Austin's accounts?

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> Amy Wilson, Program Coordinator I

> Division of Policy and Planning

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>

> >>> "Toni Yount" <tcy@ureach.com> 4/23/2012 10:55 am >>>

> Amy,

>

> I wanted to make sure you got the info on Henry Thursday. Can

> you let me know.

> Also the nursing home contacted someone in your office and they

> told Renee

> his file was closed. Is this true? Thanks.

> Toni Yount

>

>

>

>

>

> — On Mon, 9 Apr 2012, Amy Wilson (wilsamy@scdhs.gov) wrote:

> Toni,

>

> I have gone through all the information received, and still have

> some questions....

>

> After going through both the living trust and Revocable trusts,

> we are not able to determine exactly

> what is in either one. We need a schedule A from both trusts

> that lists exactly what is in each



Log # 421

June 6, 2012

Ms. Toni C. Yount  
702 Riverview Drive  
North Augusta, South Carolina 29841

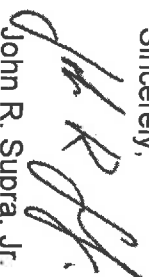
Dear Ms. Yount:

Thank you for contacting this agency regarding Medicaid eligibility and the healthcare needs of Henry W. Austin.

Mr. Austin's application for Medicaid's Nursing Home program was denied on May 7, 2012 because his countable resources exceed the allowable limit. Prior to this denial, the application was denied because the requested information was not received in a timely manner. The request for information was dated January 9, 2012 and the information was due by January 30, 2012. The information was not received and the application was denied on February 28, 2012. You may reapply at any time should Mr. Henry's resources fall below the allowable limit of \$2,000 per individual.

If you have additional questions about the Medicaid program, please contact Ms. Amy Wilson at (803) 898-2635. I hope this information is helpful.

Sincerely,

  
John R. Supra, Jr.  
Deputy Director

JS/I

## **Brenda James**

---

**From:** Teeshla Curtis  
**Sent:** Wednesday, June 06, 2012 10:10 AM  
**To:** Brenda James  
**Cc:** Jennifer Lynch; Michael Jones  
**Subject:** 0421-Young-Austin-denied NH due to resources  
**Attachments:** 0421-Young-Austin-denied NH due to resources.pdf

Attached is the response for Log 421.