

DEPARTMENT OF HEALTH AND HUMAN SERVICES  
OFFICE OF DIRECTOR

ACTION REFERRAL

TO	DATE
Single fax/FOIA	3-30-11

DIRECTOR'S USE ONLY		ACTION REQUESTED	
1. LOG NUMBER	101435	<input type="checkbox"/> I Prepare reply for the Director's signature DATE DUE _____	
2. DATE SIGNED BY DIRECTOR	cc: Mr. Tech, Bz Gier, Hess, Steneland Cleared 4/30/11, letter attached.	<input checked="" type="checkbox"/> FOIA DATE DUE 4-14-11	
		<input type="checkbox"/> I Prepare reply for appropriate signature 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.			

**From:** Jeff Stensland  
**To:** Polatty, Jan  
**Date:** 3/30/2011 11:41 AM  
**Subject:** Fwd: Freedom of Information Request  
**Attachments:** Freedom of Information Request

FOIA request

Jeff Stensland  
SC DHHS  
(803) 898-2584

Ben,

Pls log -

Singleton/FOIA

c: Keac

BaGleAG

Hess

STENS LAND

**RECEIVED**

MAR 30 2011

Department of Health & Human Services  
OFFICE OF THE DIRECTOR

HL -

Dr  
3/30

**RECEIVED**

**MAR 30 2011**

**Department of Health & Human Services  
OFFICE OF THE DIRECTOR**

**From:** "Harris, Deborah" <DHarris@mcnair.net>  
**To:** "stensland@scdhs.gov" <stensland@scdhs.gov>  
**CC:** "Kirk, Ariail" <AKirk@MCNAIR.NET>  
**Date:** 3/30/2011 11:38 AM  
**Subject:** Freedom of Information Request  
**Attachments:** 20110330113149338.pdf

Dear Mr. Stensland:

Please see the attached letter to you from Ariail Kirk, Esquire containing a Freedom of Information Request.

Best regards,

Deborah Harris, Legal Assistant to

Ariail B. Kirk, Esquire

[cid:image001.png@01CBEECE.EE525D40]

Deborah Harris

Legal Assistant

dharris@mcnair.net<mailto:dharris@mcnair.net> | 803 753 3404 Direct

McNair Law Firm, P.A.

Columbia Office 1221 Main Street | Suite 1800 | Columbia, SC 29201

803 799 9800 Main | 803 933 1424 Fax

Mailing Post Office Box 11390 | Columbia, SC 29211

VCard <<http://ecard.mcnair.net/ContactCards/Dharris.vcf>> | Web site <<http://www.mcnair.net>>

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# MCNAIR ATTORNEYS

March 30, 2011

Arnell Burnside Kirk

Via E-mail: [stensland@scdhhhs.gov](mailto:stensland@scdhhhs.gov)

[akirk@mcnair.net](mailto:akirk@mcnair.net)  
T (803) 789-9800  
F (803) 753-3278

Jeff Stensland  
Office of Public Information  
SC DHHS  
PO Box 8206  
Columbia, SC 29202-8206

Re: Freedom of Information Request

Dear Mr. Stensland:

I am writing pursuant to the South Carolina Freedom of Information Act, S.C. Code Ann. §§ 30-4-10, et seq. (1976), to request copies of the following documents:

1. Copies of all requests by providers of Dental Services to cease being Medicaid providers received from August 1, 2010 to date;
2. All documents provided to Robert J. Beall, DMD related to John E. Reese, DMD or Dental Access Carolina from 2006 to date;
3. All correspondence, to include emails, between Robert J. Beall, DMD and SC DHHS from January 1, 2009 to date;
4. All drafts, memos, or other documents related to all proposed changes to the 2000 Medicaid Dental Manual that took effect on March 15, 2008;
5. All correspondence with the South Carolina Dental Association, its agents, and/or employees from January 1, 2006 to date;
6. All documents evidencing any involvement by the South Carolina Dental Association in developing the periodicity schedule for dental services;
7. All notes, reports, and/or correspondence including e-mails mentioning John E. Reese, DMD, Dental Access Carolina, or Mobile Dental Care received by or sent by any of the following individuals from January 1, 2006 to date:
  - a. Valerie S. Pack
  - b. Shirley W. Carrington
  - c. Teresa E. Martin

McNair Law Firm, P. A.  
1221 Main Street  
Suite 1600  
Columbia, SC 29201

Mailing Address  
Post Office Box 11390  
Columbia, SC 29211

[mcnair.net](mailto:mcnair.net)

ANDERSON      COLUMBIA 1024607v1      CHARLESTON      CHARLOTTE      COLUMBIA      GREENVILLE      MILTON HEAD      MYRTLE BEACH      PAWLEYS ISLAND  
BLUFFTON

**MCNAIR**  
ATTORNEYS

- 
- d. Amy Humphries
  - e. Kathleen Snider

(This request does not seek any correspondence between the above-listed individuals and counsel for DHHS.);

- 8. All documents provided to Anthony E. Keck related in any way to the decision to transfer administration of the Dental Services Program DentaQuest from December 1, 2010 to date;
- 9. Documents showing all amounts paid to DentaQuest from August 1, 2010 to date; and
- 10. All notes, power points and handouts related to the August 25, 2010 Dental Presentation presented by Shirley Carrington to the South Carolina Department of Health and Human Services CHIPRA Quality Demonstration Grant Planning and Steering Committee Meeting.

To the extent that this request may seek any documents containing Protected Health Information ("PHI"), we request that any PHI be redacted. I will be pleased to reimburse the Department for the cost of the copies. Please call my office when the documents are ready, and I will send a courier to retrieve them.

Very truly yours,



Ariail Burnside Kirk

ABK:dh



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:	_____	\$ _____
<b>Total Amount Due SCDHHS:</b>		<b>\$ _____</b>

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: \_\_\_\_\_

Page 435 ✓

April 20, 2011

Ms. Atrial Burnside Kirk  
McNair Law Firm, P.A.  
Post Office Box 11390  
Columbia, SC 29211

Re: FOIA Regarding John E. Reese, DMD and Others

Dear Ms. Kirk:

Your March 30, 2011, FOIA was referred to this Office for a response. Enclosed are the documents that are responsive to Items 1 through 3 and 9 of your request. This was, in part, an e-mail sweep, so many of the responsive documents are duplicative. Also, we believe that the response to Item # 3 will be supplemented by the efforts described below.

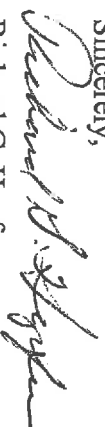
Our cost for producing this information is fifty-five and 00/100 dollars (\$55.00). These documents are true and accurate copies of information kept in the normal course of Department business. Please make the check payable to the Department of Health and Human Services and send it to:

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

The Dental Program Area has not yet been able to compile the information requested in items 4 through 6, Item 8, and Item 10. Item 7 has been pulled, but is being reviewed for PHI, as you requested. We estimate that the additional information will be ready by the first week of May and the cost will be between \$350 and \$400.

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

Sincerely,



Richard G. Hepfer  
Deputy General Counsel

Enclosure

cc: George Burnett, Office of General Counsel  
Lynette Wilson, Receivables (w/o enclosure)

DEPARTMENT OF HEALTH AND HUMAN SERVICES  
OFFICE OF DIRECTOR

RECEIVED

MAR 31 2011

ACTION REFERRAL

SCDHHS  
Office of General Counsel

TO <i>Single copy / FOIA / [Signature]</i>	DATE <i>3-30-11</i>
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DIRECTOR'S USE ONLY		ACTION REQUESTED	
1. LOG NUMBER <i>1011435</i>	<input type="checkbox"/> Prepare reply for the Director's signature DATE DUE _____		
2. DATE SIGNED BY DIRECTOR <i>cc: Mr. Teck, Bz Gier, Hess, Stensland</i>	<input checked="" type="checkbox"/> Prepare reply for appropriate signature DATE DUE _____ <input checked="" type="checkbox"/> FOIA DATE DUE <i>4-14-11</i> <input type="checkbox"/> Necessary Action		

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1. <i>BTS</i>	<i>[Signature]</i>		
2.			
3.			
4.			



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BAGLSEA  
Hess  
STENSLAND

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Jeff Stensland  
SC DHHS  
(803) 898-2584

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MAR 31 2011

SCDHHS  
Office of General Counsel

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MAR 30 2011

Department of Health & Human Services  
OFFICE OF THE DIRECTOR

Hess  
3/30

**RECEIVED**

MAR 30 2011

Department of Health & Human Services  
**OFFICE OF THE DIRECTOR**

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Best regards,

Deborah Harris, Legal Assistant to

Ariail B. Kirk, Esquire

[cid:image001.png@01CBEECE.EE525D40]

**RECEIVED**

MAR 31 2011

SCDHHS  
Office of General Counsel

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Legal Assistant

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MCNAIR  
ATTORNEYS

March 30, 2011

Arrill Burnside Kirk

Via E-mail: [stensland@scdhhhs.gov](mailto:stensland@scdhhhs.gov)

[skirk@mcnair.net](mailto:skirk@mcnair.net)  
T (803) 799-9800  
F (803) 753-3278

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1221 Main Street  
Suite 1600  
Columbia, SC 29201

Mailing Address  
Post Office Box 11360  
Columbia, SC 29211

[mcnair@na1](mailto:mcnair@na1)

ANDERSON      COLUMBIA 1034607v1      CHARLESTON      CHARLOTTE      COLUMBIA      GREENVILLE      HILTON HEAD      MYRTLE BEACH      PAWLEYS ISLAND  
BLUFFTON

Jeff Stensland  
March 30, 2011  
Page 2

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Signature \_\_\_\_\_

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