

**DEPARTMENT OF HEALTH AND HUMAN SERVICES  
OFFICE OF DIRECTOR**

**ACTION REFERRAL**

<b>TO</b> <i>Ries</i>	<b>DATE</b> <i>11/2/06</i>
--------------------------	-------------------------------

<b>DIRECTOR'S USE ONLY</b>	<b>ACTION REQUESTED</b>
1. LOG NUMBER <i>GC0337</i>	<input type="checkbox"/> Prepare reply for the Director's signature DATE DUE _____
2. DATE SIGNED BY DIRECTOR <i>Ref. Log # 1187</i> 	<input checked="" type="checkbox"/> Prepare reply for appropriate signature DATE DUE <i>11/13/06</i>
	<input type="checkbox"/> FOIA DATE DUE _____
	<input type="checkbox"/> Necessary Action

<b>APPROVALS</b> <small>(Only when prepared for director's signature)</small>	<b>APPROVE</b>	<b>* DISAPPROVE</b> <small>(Note reason for disapproval and return to preparer.)</small>	<b>COMMENT</b>
1. <i>Letter dated 11/2/06 attached.</i>			
2. <i>Claud 11/13/06</i>			
3. <i>Letter Attached</i>			
4.			

Holli Josette Tindal  
Post Office Box 354  
Pelion, South Carolina 29123  
(803) 894-6133



*Reg. Log # 1487*

*Log to Alicia*

**RECEIVED**

October 27, 2006

OCT 31 2006

Department of Health & Human Services  
OFFICE OF THE DIRECTOR

VIA FACSIMILE (803) 741-9475  
ATTN: Ms. Emily Nicholson

State of South Carolina Department  
of Health and Human Services  
Division of Medicaid Eligibility,  
Region IV Office  
Post Office Box 8206  
Columbia, South Carolina 29202-8206

RE: Holli Tindal  
Social Security No.: 247-65-1942  
Medicaid No.: 4780420409

Dear Ms. Nicholson:

*Dang, we were  
my copied - went  
to print file with  
previous log??  
Em  
10/31*

I am in receipt of your letter dated October 18, 2006. I wish to respond to your resolution of my inquiry relative to the receipt of retroactive benefits on my behalf beginning December 2004.

Granted I was employed during the majority of December 2004. The accident which left me disabled was on December 29, 2004. As previously stated I had insurance coverage through my employer with Blue Cross and Blue Shield of South Carolina through and until February 1, 2005.

I have requested retroactive Medicaid benefit coverage from December 29, 2004, through February 2005.

For February 2005, I did not have resources that exceeded \$ 4,000.00. I provided you with the statement for my accounts with Universal One Credit Union. None of the information I provided to you reflected resources that exceeded \$4,000.00. I would request that you further review this matter and make an eligible determination for retroactive benefits for February 2005. Should you need any additional information from me with regard to this matter I will be happy to provide it to you.

I also wish to know the status as to my various requests for continued coverage for Medicaid benefits which was initially made to my purported caseworker, Ms. Martha Taylor on June 5, 2005, through the Lexington County Department of Health and Human Services. My various requests and communications were ignored and not responded to.

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Social Security No.: 247-65-1942

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Throughout the course of an investigation by your office I have been unable to have necessary prescriptions filled and uncertain as to how to respond to providers about future payment for medical treatment. I am disabled and live on a fixed income. I now have outstanding medical expenses which have hindered my credit rating. This matter has become quite lengthy and stressful.

I cannot believe the neglect that is shown by the agencies of this state in helping those who need and require assistance at a difficult time. I am shocked at the lack of concern and the inability of those who are obviously not qualified to do the jobs in which they have been placed.

I do appreciate your assistance throughout this matter. With regards, I am,

Respectfully,



Hollie J. Tindal

cc: Mr. Robert M. Kerr

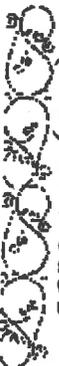
Ms. Patricia McWhite

Governor Mark Sanford

Holli Josette Tindal  
Post Office Box 354

Pelion, South Carolina 29123

(803) 894-6133



Ref Log #  
1487

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I do appreciate your assistance throughout this matter. With regards, I am,

Respectfully,

  
Hollie J. Tindal

cc: Mr. Robert M. Kerr

Ms. Patricia McWhite

Governor Mark Sanford

*Jos # 1487*

Holli Josette Tindal  
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(803) 894-6133



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RE: Hollie Tindal

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cc: Mr. Robert M. Kerr

~~Ms. Patricia McWhite~~

Governor Mark Sanford



State of South Carolina  
Department of Health and Human Services

Mark Sanford  
Governor

Robert M. Kerr  
Director

*Copy of letter requested - Mr. J...*

### FAX COVER SHEET

“CONFIDENTIAL INFORMATION ENCLOSED”

DATE: 11/1/06

TO: Jan Polathy  
Telephone #: 898-2502  
Fax #: 255-8835

FROM: Emily Nicholson

Total Number of Pages Transmitted: 24 (Including Cover Sheet)

COMMENTS: Requested information. The second notice is one also sent

Thank you in advance for your cooperation and assistance!!

Confidentiality Note

This message is intended for the use of the person or entity to which it is addressed and may contain information, including health information, that is privileged, confidential, and the disclosure of which is governed by applicable law. If the reader of this message is not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this information is STRICTLY PROHIBITED. If you have received this in error, please notify us immediately and destroy the related message. Thank you.

DHHS- Medicaid Eligibility Region IV Office  
PO Box 155 State Park SC 29147-0155  
(803) 741-1165 • Fax (803) 741-9475

Rev. 01/04



State of South Carolina  
Department of Health and Human Services

**COPIES**

Mark Sanford  
Governor

Robert M. Kerr  
Director

October 18, 2006

Ms. Tindal  
cc. Mrs. Mc White

Ms. Tindal,

My name is Emily Nicholson and I am a Medicaid worker who has been working with Mrs. Mc White to resolve your inquiry about receiving retro benefits beginning December 2004- February 2005. Below you will find an explanation of why you were eligible or ineligible for the above listed times.

**December 2004**

Income: You received \$52,340 during the entire year of 2004. This roughly equates to about \$1,090 /week. The income limit is 776.00 / month.  
Resources: Under the 4000 limit  
Outcome: Ineligible for retro benefits due to income

**January 2005**

Income: No income received  
Resources: Under the 4000 limit  
**Outcome: You are eligible for retro benefits this month**

DHHS-Region IV Medicaid  
P. O. Box 8206 Columbia South Carolina 29202-8206  
(803) 741-1165 Fax (803) 741-9475

<http://intranet.dhhs.state.sc.us/forms/2.dot>  
Rev. 03/11/2003

(continued)

February 2005

Income: No income received

Resources: Over the 4000 limit (This is based on the Universal Checking, Savings, IRA and Life insurance Cash Value amount)

Conclusion: Ineligible due to resources

**COPY**

I have sent a correction request for retro benefits effective 01/01/2005. If you have any other questions please do not hesitate to call us at 741-1165. Thank you for your patience, assistance and cooperation during this ordeal.

Emily Nicholson  
Human Service Specialist II

South Carolina Department of Health and Human Services  
Verification of Retroactive Medicaid

Date: 10/26/2006

To: Hollie Tindal

PO Box 3514

Pelton, SC 29123

Re: Hollie Tindal

Medicaid Number: 41780420409

Retroactive Medicaid coverage was entered into the Department of Health and Human

Services computer system for the above-named individual on the following date:

10/18/2006

The retroactive period began on the following date: 1/1/05

The retroactive period ended on the following date: 2/1/05

Please be reminded that all bills must be submitted within six (6) months of the individual's eligibility determination or one (1) year from the date of service delivery, whichever is later.

Emily Nickerson  
Medicaid Eligibility Worker

(803)741-1165 ext 164  
Telephone Number

H. Tindal

Post Office Box 354

Pelton, South Carolina 29123

**RECEIVED**

OCT 31 2006

Department of Health & Human Services  
OFFICE OF THE DIRECTOR

*ATTN: Ms. Emily Nicholson*

Mr. Robert M. Kerr

Ms. Patricia McWhite

SC Department of Health and Human Services

Division of Medicaid Eligibility, Region IV Office

Post Office Box 8206

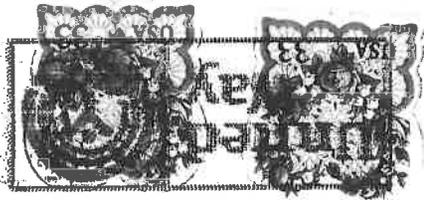
Columbia, South Carolina 29202-8206

29202+8206



COLUMBIA SC 292

27 OCT 2006PM 3 T



Holli Josette Tindal  
Post Office Box 354

Pelion, South Carolina 29123  
(803) 894-6133



*Log # 337  
# 1487*



November 2, 2006

**RECEIVED**

NOV 14 2006

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~~VIA FACSIMILE (803) 741-9475~~  
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Post Office Box 8206  
Columbia, South Carolina 29202-8206~~

RE: Holli Tindal  
Social Security No.: 247-65-1942  
Medicaid No.: 4780420409

Dear Ms. Nicholson:

Relative to your telephone call to me on October 30, 2006, and to further respond to the information you relayed relative to your letter of October 18, 2006, and October 26, 2006, I wish to make the additional reply and appeal to the matter pertaining to the retroactive period of February 2005.

Although you stated in your telephone call on October 30, 2006, and your letter of October 30, 2006, that I am not entitled to retroactive coverage for February 2005, I disagree on the following basis.

Although you state my assets exceed a limit over \$4,000.00 (utilizing your figures as to: life insurance \$1,913.75, Universal One Check Account \$1,513.02, Universal One IRA \$1,061.67, and Universal One Savings Account \$48.05, and a negative balance for Bank of America Check Account approximately \$558.00), I disagree. If this is the computation that is utilized the negative balance from the Bank of America Checking Account should be noted and factored in to the total asset amount of \$4,036.49, therefore the balance is approximately \$3,978.00.

It should further be noted that I utilized the monies in my Universal One checking account, Universal One IRA, and life insurance account, as hardship money to provide for my living expenses and utilize toward my past due bills since I became unemployed (and disabled) effective December 29, 2004, as per the Social Security Administration.

VIA FACSIMILE (803) 741-9475

**ATTN: Ms. Emily Nicholson**

**State of South Carolina Department**

**of Health and Human Services**

**Division of Medicaid Eligibility,**

**Region IV Office**

**RE: Hollis Tindal**

**Social Security No.: 247-65-1942**

**Medicaid No.: 4780420409**

**November 2, 2006**

**Page Two**

**I wish to appeal this matter and would appreciate an additional review.** Your result is not satisfactory and if necessary I can provide documentation to show that these monies were utilized as stated above.

If it is necessary for me to contact an attorney to litigate this matter I will do so. I do not understand why that would be necessary when the matter is not complex. I am and have been a citizen of South Carolina since being born here. I have paid taxes and unfortunately for me I am in a situation wherein I require the necessary assistance such as drawing disability and needing the benefit of Medicaid. I should not have to jump through hoops and constantly debate issues whereby it is clear that I am in need of this assistance now.

By way of your telephone call to me on October 30, 2006, you indicated that I would have to seek assistance from Ms. Patricia McWhite as to the other issues outlined in my letter of October 27, 2006. I indicated to you that I copied, by courtesy copy, to Ms. McWhite and Mr. Kerr, a copy of the same letter which outlined my concerns.

I am again copying Mr. Robert Kerr, Ms. McWhite, and Governor Sanford with this letter. I hope for some action to be taken relative to my concerns and would appreciate a response from Ms. McWhite and Mr. Kerr. I do not feel that this matter has been given the proper attention. It would appear that my concerns have once more been dribbled to someone else for handling. I wish for these matters to be taken seriously and handled appropriately.

You have been quite helpful in your assistance but I am not satisfied with the manner in which this matter is being treated.

**I would request that you further review this matter and make an eligible determination for retroactive benefits for February 2005.**

Once more I also wish to know the status as to my various requests for continued coverage for Medicaid benefits which was initially made on June 5, 2005, through the Lexington County Department of Health and Human Services. My various requests and communications were ignored and not responded to just as they are being ignored now.

VIA FACSIMILE (803) 741-9475

ATTN: Ms. Emily Nicholson  
State of South Carolina Department  
of Health and Human Services  
Division of Medicaid Eligibility,  
Region IV Office

RE: Hollis Tindal

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November 2, 2006

Page Three

In addition, I would also like to know what actions are being taken with regard to the negligence of the caseworkers, Ms. Martha Taylor, Ms. Lesley Shealy, and lastly Ms. Michelle Foster, of the Lexington County Department of Health and Human Services. I am not satisfied that my various requests, telephone calls, and correspondence for assistance were not responded to and were blatantly ignored.

I wish to receive a response from Mr. Kerr and Ms. McWhite with regard to these matters and therefore I am copying them with this letter in effort to receive their response.

I do appreciate your continued assistance with this matter. With regards, I am,

Respectfully,



Hollis J. Tindal

cc: ~~Mr.~~ Robert M. Kerr  
Ms. Patricia McWhite  
Governor Mark Sanford



State of South Carolina  
Department of Health and Human Services

337

Mark Sanford  
Governor

Robert M. Kerr  
Director

November 13, 2006

Ms. Hollie J. Tindal  
Post Office Box 354  
Pelion, SC 29123

Dear Ms. Tindal:

Thank you for your letter regarding retroactive Medicaid coverage and your concerns about the inadequate service you received from our Lexington County Medicaid Office.

I apologize for any difficulty you experienced when trying to reach a Medicaid eligibility worker. Good customer service is important to us, and we will take appropriate action as needed. Ms. Pat McWhite has been in contact with you regarding your problems during the eligibility process. Ms. McWhite is the Regional Administrator who oversees our Fairfield, Kershaw, Richland and Lexington County Offices. She may be reached at (803) 741-1165, Ext. 132.

Your Supplemental Security Income Medicaid coverage ended on August 1, 2006. Our Lexington County Office received your requests for continued Medicaid benefits; however, when you began receiving Social Security disability, your income was above the allowable limit.

Ms. Jennifer Dabbs in Constituent Services has been in contact with you regarding your retroactive Medicaid coverage. You are not eligible for Medicaid for December 2004 due to excess income. After further review of your case, we have determined that you may be eligible for retroactive Medicaid benefits during the month of February 2005. We faxed a Burial Exclusion form to the fax number you provided, but it has not been returned. We also tried to contact you by phone to assist you in completing the form, but were unable to reach you. If this form is not returned, you are not eligible for February 2005. If you have any questions, please contact Mr. Jimmy Hampton at (803) 714-7561, supervisor, Richland County Medicaid Office, and will be glad to assist you.

We mailed you information on a number of programs that can provide medical and prescription help to people with limited incomes. We hope this information is helpful in addressing your healthcare needs. Please contact Jennifer Dabbs in Constituent Services at (803) 898-3965 if you have any questions.

Sincerely,

  
Gary Ries  
Deputy/Director

GR/jod  
Enclosures

Medicaid Eligibility and Beneficiary Services  
P. O. Box 8206 • Columbia, South Carolina 29202-8206  
(803) 898-2502 • Fax (803) 255-8235



State of South Carolina  
Department of Health and Human Services

Mark Sanford  
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*You are not eligible for Medicaid for December, 2004 due to excess income*  
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Deputy Director

GR/jod  
Enclosures

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## Free Medical Clinics in South Carolina

Free medical clinics in South Carolina provide indigent residents with basic medical care, including prescription medicines, wellness education and, in some cases, dental or chiropractic care and psychological counseling. The clinics are as diverse as the communities that support them. One operates in a homeless shelter, another operates within a university school of nursing, and several are closely associated with congregations or multi-denominational religious organizations, or community hospitals. Please contact the nearest facility by telephone and make an advance appointment prior to visiting any clinic.

<u>Name of Clinic</u>	<u>Address</u>	<u>Telephone No.</u>
Free Medical Clinic of Aiken Cty.	PO Box 1294, Aiken 29802	803-641-2827
Anderson Free Clinic	PO Box 728, Anderson 29622	864-226-1294
Kershaw County Medical Clinic	110 E. Dekalb St., Camden 29020	803-713-0806
Crisis Ministries Health Clinic	573 Meeting St., Charleston 29403	843-723-9477
Good Samaritan Medical Center	962 McCandless Rd., Chester 29706	803-385-6332
Clemson Free Clinic	PO Box 941, Clemson 29633	864-723-6077
Good Shepherd/ Laurens Cty. Free Medical Clinic	PO Box 1535, Clinton 29325	864-833-0017
Free Medical Clinic, Inc.	PO Box 1452, Columbia 29240	803-765-1503
Friendship Medical Clinic	1396 Highway 544, Conway 29526	843-347-7178
Darlington Cty. Free Medical Clinic	203 Grove St., Darlington 29532	843-398-0060
Mercy Medicine Clinic	514-E.S. Dargan St., Florence 29506	843-667-9947
Greenville Free Medical Clinic	PO Box 8993, Greenville 29604	864-232-1470
Greenwood Free Clinic	1404 Edgefield St., Greenwood 29646	864-942-0500
Volunteers in Medicine Clinic	15 Northridge Dr., Hilton Head 29926	843-681-6612
Helping Hands Free Medical Clinic	518 S. Main St., Mullins 29574	843-464-8211
Newberry County Free Clinic	2568 Kinard St., Newberry 29108	803-276-6665
First Baptist Medical Clinic & St. Matthew Dental Clinic	4217 Rivers Ave., N Charleston 29406	843-744-4269
Harvest Free Medical Clinic	2427 Midland Park Rd., N Charleston 29406	843-225-7572
Smith Medical Clinic at Baskerville	PO Box 1740, Pawleys Island 29585	843-237-2672
Pickens Cty. Free Medical Clinic	PO Box 1452, Pickens 29671	864-855-0853
Rosa Clark Medical Center	210 S. Oak St., Seneca 29678	864-882-4664
St. Luke's Free Medical Clinic	PO Box 3466, Spartanburg 29304	864-542-2273
Woodruff Free Medical Clinic	340 Woodruff St., Woodruff 29388	864-476-8191

# The Medically Indigent Assistance Program in South Carolina

Established in July 1989, the Medically Indigent Assistance Program (MIAP) is authorized to offer help to low-income individuals throughout South Carolina who may need to be hospitalized. This specialized program is only available to needy citizens who are not eligible for Medicaid or any other form of government assistance. The program provides coverage for a wide degree of hospitalization expenses for all eligible recipients.

In order to qualify for aid under the statewide program, an individual cannot have income exceeding 200 % of the federal poverty guidelines and must be a United States citizen or legal alien. Patients must be a legal resident or state their intent to be a legal resident of South Carolina.

Eligibility considers an individual's financial resources as follows:

Primary Residence:

- A family farm of 50 acres or less on which the applicant or their family has lived at least 25 years is excluded from countable resources.
- All other property is allowed an exclusion up to \$35,000 on equity value.

Equity Interest in all other real property and taxable personal property, such as motor vehicles, cannot exceed a combined total value of \$6,000.

All liquid assets such as cash, notes and financial instruments convertible into cash within 20 working days cannot exceed \$500.

Applicants with excess liquid assets may establish eligibility by spending the excess amount on valid debts, such as rent, mortgage, utilities and medical expenses.

**(County MIAP Contact Information List on Reverse Side)**

# South Carolina Community Health Centers

First established in 1964, Community Health Centers are community-based, non-profit organizations that provide comprehensive, high-quality, patient-focused health care services in a culturally appropriate manner. With a focus on primary care, prevention, education and case management, health centers accept most health insurance plans including Medicare and Medicaid. For those patients without insurance, services are provided on a sliding fee scale based on the patient's income. Community Health Centers receive federal grants through the United States Department of Health and Human Services' Bureau of Primary Health Care to partially support the cost of providing health care to the nation's growing uninsured population.

Community Health Centers offer core health care services, either directly or through cooperative arrangements, to include:

- Preventive and primary care
- Diagnostic services (Iap and x-ray)
- Family planning
- Prenatal and perinatal care
- Well child care and immunizations
- Screening for elevated blood lead levels, communicable diseases, and cholesterol
- Eye, ear and dental screening for children
- Preventive dental services
- Emergency medical and dental services
- Hospitalization
- Pharmacy services

In addition, Community Health Centers provide services to help ensure access to care and continuity of care. These services include: outreach, transportation, communication assistance (interpreters), case management and social services. Some Community Health Centers may offer additional services such as mental and behavioral counseling and specialty care.

Community Health Centers are governed by a community and consumer based Board of Directors and the location, hours of operation, staff and programs of each health center are tailored to meet the specific needs of the community in which it is located. All Community Health Centers must adhere to national, state and local licensure requirements and quality standards. Community Health Centers are held accountable by the Bureau of Primary Health Care for specific program expectations. As a result, a health center's standard of quality is among the highest in the health care industry.

Community Health Centers are models of community-based care. They represent partnerships of people, governments and communities working together to improve the health status of their respective communities.

**(List of South Carolina Community Health Centers on Reverse Side)**

# Prescription Assistance Programs Available for South Carolinians

There are several specialized programs sponsored by pharmaceutical companies, business associations or non-profit organizations to assist low-income or needy individuals in obtaining necessary prescription medicines at little or a substantially reduced cost. The following is a list of some of these programs and contact information for those who may want to apply for assistance:

## **Together RX Access**

1-800-444-4106

[www.TogetherRxAccess.com](http://www.TogetherRxAccess.com)

Savings of 25-40% on some 275 brand-name prescriptions. Must meet specific income levels, have no private or public prescription insurance coverage, be a legal US resident and not be eligible for Medicare.

## **Partnership for Prescription Assistance**

1-888-477-2669

[www.pparx.com](http://www.pparx.com)

Combined efforts of major pharmaceutical companies, doctors, health care providers, patient groups and community organizations to assist qualified patients without access to prescription medications obtain them at little or no cost. Recipients must lack any form of prescription insurance coverage and must meet specific income and other eligibility requirements of some 150 drug assistance programs nationwide.

## **Pfizer Helpful Answers**

1-866-706-2400

[www.pfizerhelpfulanswers.com](http://www.pfizerhelpfulanswers.com)

Pharmaceutical company program offering several options for free or reduced cost prescriptions of their products through doctors and community health centers for low-income patients. Must meet set income limits and have no private or public prescription coverage.

**From:** Jimmy Hampton  
**To:** Jennifer Dabbs  
**Date:** 11/8/2006 10:38 AM  
**Subject:** Re: Hollie Tindall

**CC:** Pat McWhite  
Yes, it is okay to provide my phone number in your response.

>>> Jennifer Dabbs 11/08/06 10:25 AM >>>  
Good morning! I still have not heard back from Ms. Tindall. I have left her 2 messages regarding the burial exclusion form that must be completed for retro coverage. If I don't hear from her today, or if you don't receive the fax, I am going to have to alter my response in the log letter. If this is necessary, would it be okay for me to put in the letter your phone number. If she has questions about the form before faxing? Not sure why she hasn't returned my calls or faxed the form. I made it clear when I spoke to her on Friday that the only way we can give retro coverage is if the form is completed. Thanks!!

Jennifer Dabbs  
Supervisor, Division of Constituent Services  
Bureau of Eligibility Policy & Oversight  
Department of Health and Human Services  
(803) 898-3965  
(803) 255-8350 FAX  
[lnchjen@scdhhs.gov](mailto:lnchjen@scdhhs.gov)

**From:** Yastine Crouch  
**To:** Jennifer Dabbs  
**Date:** 11/6/2006 1:36 PM  
**Subject:** Re: Hollie Tindal 247-65-1942

**CC:** Jimmy Hampton; Pat McWhite  
you are correct, this was an adopted SSA decision. Our Order of Dismissal was mailed on 8/25/05. Christine Asmond signed for Pat McWhite's copy of the OD on 8/29. Ms. Tindall's copy of the OD was returned by the post office on 8/31 marked "NWR", I think that's what it says. I'm guessing that stands for No Mail Receiptacle. It was remailed on 9/22/05. That's all we know.

>>> Jennifer Dabbs 11/6/2006 1:11 PM >>>  
Hello,

We received a log letter from the above constituent in regards to her past Medicaid eligibility. It appears that the caseworker sent an appeal request to your area on August 10, 2005. There is no further correspondence in regards to the appeal. This is actually one where the SSA decision was adopted, however I just want to check and see if a letter was ever sent to the caseworker or client in regards to the appeal request. Any information you can give will be greatly appreciated. I just want to be sure correct procedures were followed in Ms. Tindal's Medicaid application. Thanks for your help!!

Jennifer Dabbs  
Supervisor, Division of Constituent Services  
Bureau of Eligibility Policy & Oversight  
Department of Health and Human Services  
(803) 898-3965  
(803) 255-8350 FAX  
[lynchjen@scdhs.gov](mailto:lynchjen@scdhs.gov)

**From:** Pat McWhite  
**To:** LYNCHJEN@scdhhs.gov, HamptonJ@scdhhs.gov  
**Date:** 1/13/2006 3:50 PM  
**Subject:** Re: Hollie Tindall

Thanks Jennifer. Also, please let me know if there is anything else that we need to do regarding her concerns with the Lexington Office. While I certainly can't discuss any specifics, its important that she knows the matter is being assessed. I don't want her to feel like her concerns were not addressed.

Also, please fax the info to the Regional Office at 741-9475 to Mr. Hampton's attention.

>>> Jennifer Dabbs 1/10/06 3:34 PM >>>  
I checked with Carolyn on the retro coverage. She agreed with your thoughts on using the burial exclusion for the month of February 05. I also had her review the self-employment income for the month of December 04 and she said the worker is correct, she is ineligible during this month.

So at this point we just need to have Ms. Tindall complete the 1766. I will contact her and see if there is any way to fax her this form. I'll have her return it to you, to complete the budget sheets and do a MEDS correction. Is your fax # 714-7301 in case I can get her to fax it?

Thanks for your help!

Jennifer Dabbs  
Supervisor, Division of Constituent Services  
Bureau of Eligibility Policy & Oversight  
Department of Health and Human Services  
(803) 898-3965  
(803) 255-8350 FAX  
lynchjen@scdhhs.gov

**From:** Pat McWhite  
**To:** LYNCHJEN@scdhhs.gov,NICHOLED@scdhhs.gov,TateF@scdhhs.gov  
**Date:** 11/3/2006 9:47 AM  
**Subject:** Re: Hollie Tindal 4780420409

**CC:** FULLERB@scdhhs.gov,Asmond@scdhhs.gov,HamptonJ@scdhhs.gov  
Thanks Jennier. I do have a copy of the letter. I forwarded a copy to SO, as well once I received it. I have spoken with Ms. Tindal more than once and did assured that the matter would be looked into, with appropriate actions taken if warranted. Ms. Tindal wants to know specifically what action will be taken against the staff. However, I don't feel like this is information that I need to or have the right to discuss with Ms. Tindal. I will more than willing to call her again.

Emily, assisted with the file, after I requested it from Lexington for a review. Emily do fax all requested information to Jennifer this morning.

Thanks

>>> Jennifer Dabbs 11/03/06 9:02 AM >>>  
Good morning!

We received a letter from Ms. Tindal in regards to retroactive medicaid coverage for December 2004 and February 2005. She was eligible for the month of January. I have a letter that Ms. Nicholson faxed to Jan on Wednesday (11/1). Could I please get a copy of everything in the case record regarding income/resources for the month of December 04 and February 05 and all budget sheets used in the determination? I would like for policy to take a look.

She also states in her letter she wants to know the status of her request for continued coverage for Medicaid benefits which were initially made to Martha Taylor on June 5, 2005. Is there any documentation in the case file in regards to a conversation on this date?

The final issue addressed in her letter is her dissatisfaction with the Lexington County office. She goes into detail on this matter, and would like to know what "actions" have been taken for the negligence of the caseworkers. Pat, Ms. Tindal copied you on this letter, so you may already be familiar with this case. If you don't mind, I thought maybe you could call Ms. Tindal and address this issue. I will of course do a response in writing and address all issues in the letter.

Thanks in advance for everyone's help on this matter. Could the appropriate person please fax the budgeting information to me as soon as possible so policy can begin reviewing? Thanks again!

Ms. Tindal's phone number is 803-894-6133.

Jennifer Dabbs  
Supervisor, Division of Constituent Services  
Bureau of Eligibility Policy & Oversight  
Department of Health and Human Services  
(803) 898-3965  
(803) 255-8350 FAX  
lynchjen@scdhhs.gov

MEDEL02 P S.C. DEPARTMENT OF HEALTH AND HUMAN SERVICES DATE: 11/03/06

MEDSPROD MEDICAID ELIGIBILITY DECISION ACTION: PAGE: 3 OF 3

HH NAME: HOLLI J TINDAL DATES-FROM: 05 / 2006 THRU: / / HH NUMBER: 101033594

BG NUMBER: 09222127 CATEGORY: ABD ACTION TYPE: MAINTENANCE

BG: C BGP: C WKR: MTAYL MARTHA TAYLOR ACTION DATE: 05/05/06

RCP NAME: HOLLI J TINDAL RCP NUMBER: 4780420409

PREVIOUS BG: NEW BG: CORRECT RCP NUMBER:

IT: PING-PONG: RETRO: EXPARTE: QMB: N PROT PER DATE:

ACTUAL ELIGIBILITY DATES

MEDICAID

---BENEFIT	DATES---	--MEDICAID+QMB	DATES--	SERVICE	REASON	REASON
BEGIN	END	BEGIN	END	TYPE	CODE 1	CODE 2
03/01/2005	04/01/2005					S99
01/01/2005	02/01/2005					

UPDATED: USER ID: DATE: SYSTEM ID: SDX1000 DATE: 05/05/06

ME900115 BUDGET GROUP PERIOD INFORMATION FOUND

PF1-HELP PF2-PREV MBR PF3-NEXT MBR PF5-HH MBR DTL PF6-RETURN PF10-MENU  
 PF11-HH MBRS PF15-MD PF16-BG DET PF18-RCP INFO PF21-HIST- PF22-HIST+ PF24-ACD

AEDHMS54 P S.C. DEPARTMENT OF HEALTH AND HUMAN SERVICES DATE: 11/03/06  
MEDSPROD RECIPIENT INFORMATION ACTION:

MEMBER PERIOD START: 06/27/06 END: PAGE: 0001

NAME: TINDAL HOLLI J HH NAME: TINDAL HOLLI J

RCP NUMBER: 4780420409 HH NUMBER: 101033594 ACTION TYPE: MAINTENANCE

SSN: 247-65-1942 VC: V APL STATUS: ACTION DATE: 02/22/05

PRIMARY INDIVIDUAL: APL CO: 32 WORKER ID: TLEWI LOCATION: 444

P O BOX 354 SSCN: 247651942A RRN:

RACE: 01 SEX: F MARITAL STATUS: S

TPL INSURANCE: N RELATION: SELF

PELLION SC 29123-0354 DOB: 12/30/1969 DOD:

CORRECT RCP NUMBER: \_\_\_\_\_ LIV ARRANGEMENT: HOME INCOME TRUST:

PROVIDER:

BG	BEG	END	BENEFITS	QMB	RETRO	% OF POV	CHIP		
S NUMBER	ELIG	ELIG	PCAT	QCAT	TYPE	IND	IND	LEVEL	NUMBER
09222144	04/01/2005	08/01/2006	80	50	FULL	N	N	.00	
09222127	03/01/2005	04/01/2005	32	50	FULL	N	N	.00	
	01/01/2005	02/01/2005	32		FULL	N	N	.00	

UPDATED: USER ID: \_\_\_\_\_ DATE: \_\_\_\_\_ SYSTEM ID: TTR1001 DATE: 05/05/06  
ME900063 RECIPIENT RECORD FOUND

PF2->HH BG PF3->HH MBR DTL PF4->REFH PF5->ELDD02 PF6->RETURN PF7->PREV  
PF8->NEXT PF9->HH NOTES PF15->RCP SEARCH PF17->ELDD00 PF18->HH MBR BGS

**"CONFIDENTIAL INFORMATION ENCLOSED"**

DATE: 11/3/00

TO: Hollis Tindal

Telephone #: \_\_\_\_\_

Fax #: 894-6133

FROM: Jenny Dabbs

Total Number of Pages Transmitted: 2 (Including Cover Sheet)

**COMMENTS:**

Please complete and return to Mr. Hampton at fax # 803-741-9475. I will update you when everything is complete.

**Confidentiality Note**

This message is intended for the use of the person or entity to which it is addressed and may contain information, including health information, that is privileged, confidential, and the disclosure of which is governed by applicable law. If the reader of this message is not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this information is **STRICTLY PROHIBITED**. If you have received this in error, please notify us immediately and destroy the related message. Thank you.

Bureau Name  
**P. O. Box 8206 Columbia South Carolina 29202-8206**  
Enter Telephone Number Fax Enter Fax Number

Rev. 4/03

TX DATE/TIME	DESTINATION	DURATION	PGS.	RESULT	MODE
NOV. 3 16:34	803 894 6133	0' 00' 34"	002	OK	N ECM

TRANSACTION REPORT

Transmission  
Transaction(s) completed

South Carolina Department of Health and Human Services

**DEVELOPMENT OF BURIAL EXCLUSION**

NAME OF APPLICANT/BENEFICIARY:	HOUSEHOLD NUMBER:
--------------------------------	-------------------

1. NAME(S) OF PERSON(S) TO BE BURIED (Applicant/Beneficiary and/or Spouse): \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

2. AMOUNT OF FUNDS SET ASIDE IN A PRE-NEED BURIAL CONTRACT AND LOCATION OF SUCH CONTRACT:  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

A COPY OF THE CONTRACT MUST BE SUBMITTED IN ORDER TO DETERMINE IF ANY PORTION OF THE CONTRACT CAN BE EXCLUDED.

3. AMOUNT OF OTHER FUNDS SET ASIDE FOR BURIAL: \_\_\_\_\_ FORM IN WHICH THE FUNDS ARE SET UP - NAME OF BANK OR FINANCIAL INSTITUTION, TYPE OF ACCOUNT, ACCOUNT NUMBER, NAME OF LIFE INSURANCE COMPANY AND POLICY NUMBER(S), ETC:  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

4. BURIAL SPACE(S) - NAME OF CEMETERY, PLOT NUMBER, FOR WHOSE USE ANY SPACES ARE INTENDED:  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

I UNDERSTAND THAT IF ANY EXCLUDED BURIAL FUNDS ARE USED FOR ANY PURPOSE EXCEPT BURIAL, AN AMOUNT EQUAL TO THE AMOUNT USED FOR SOME OTHER PURPOSE WILL BE COUNTED AS A RESOURCE IN DETERMINING ELIGIBILITY FOR ASSISTANCE.

I CERTIFY THAT THE INFORMATION GIVEN IS TRUE AND COMPLETE TO THE BEST OF MY KNOWLEDGE. I UNDERSTAND THAT IF I HAVE DELIBERATELY GIVEN ANY FALSE INFORMATION OR HAVE WITHHELD ANY INFORMATION REGARDING MY SITUATION I AM LIABLE FOR PROSECUTION FOR FRAUD AND/OR PERJURY.

SIGNATURE OF APPLICANT/BENEFICIARY:		DATE:
SIGNATURE OF RESPONSIBLE PERSON/AUTHORIZED REPRESENTATIVE		DATE:
WITNESS:	DATE:	WITNESS:
SIGNATURE OF MEDICAID ELIGIBILITY WORKER :	DATE:	DATE:

<b>LEGISLATIVE LOG #</b>	0337
<b>LEGISLATOR/INQUIRER</b>	ltr cc to: Keir/Sanford
<b>CONSTITUENT</b>	Holli Tindal - Previously Logged #1487
<b>SSN</b>	247-65-1942
<b>BC ASSIGNED LOG</b>	Jacobs
<b>DATE REC'D BY AGENCY</b>	10/31/2006
<b>DATE DRAFT DUE GR</b>	11/10/2006
<b>LOG LETTER DUE DATE</b>	11/13/2006
<b>DATE REFERRED TO BC</b>	11/2/2006

Brief Description of Issue/Problem	Date	Staff Person	Phone #	Action Taken
Requested retro coverage and denied for 2 months due to income/resources. States her appeal/retro coverage requests were not acknowledged. Complains of Lex. County office.	11/2/2006	Jan	8-2502	To Alicia per Gary.
	11/2/2006	Jill	8-3936	Gave to Jenny to distribute (2:30pm)
	11/2/2006	Jenny	8-3965	I will handle. Located old log. Began research.
	11/3/2006	Jenny	8-3965	Spoke with Ms. Tindal and told her we were looking into her case. She said Pat McWhite assisted her as far as the caseworkers and her dissatisfaction with Lex. County. I told her to call me if she thought of any questions. She said if more information is needed to call her anytime.
	11/3/2006	Jenny	8-3965	Discussed case with Carolyn and she said we could submit a burial exclusion form to get the retro for Feb. 05. She reviewed the income budget for December 04 and said it was done correctly and she is ineligible. I faxed Ms. Tindal the form and she said she would complete and fax to Mr. Hampton on Monday.
	11/6/2006	Jenny	8-3965	Left a message with Ms. Tindal to be sure she received the fax and that she was faxing to Mr. Hampton. Mr. Hampton emailed me and let me know he was looking in file for any info on an appeal request.
	11/6/2006	Jenny	8-3965	Emailed Jimmy. He has not received fax. Called Ms. Tindal, left message for her to call me back.
	11/8/2006	Jenny	8-3965	If I do not hear from Ms. Tindal today, I will alter my response letter to include Mr. Hampton's phone number in regards to the form she needs to fax to him. Retro can not be given if we do not have cooperation with Ms. Tindal.
	11/8/2006	Jenny	8-3965	To Mark (5:00)
	11/9/2006	Jenny	8-3965	To Alicia.

**CHECKLIST**

**Programs:**

Received  
SEP 2 5 2006

Helli Josette Tindal  
Post Office Box 354  
Pelton, South Carolina 29123

CARRL  
47

Region IV LEP Office

June 5, 2006

Lexington County DHHS  
605 West Main Street  
Lexington, South Carolina 29072-0000

RE: Helli J. Tindal  
Medicaid Number: 4780420409

MEDICAID  
JUN 07 2006  
ELIGIBILITY

To Whom It May Concern:

I have attempted to contact my assigned caseworker, Ms. Martha Taylor, by telephone and have left voice mail messages for her as well as write a letter on May 12, 2006. I have not received the courtesy of a response. I am not certain as to whom the correct person is that I should contact to answer questions.

I previously requested a retroactive determination be made to December 29, 2004, by my letter to Ms. Taylor dated May 12, 2006. I have not been notified as to the status of this request. I do not know what I am to do if anything else.

In addition I received the attached Medicaid Benefit Changes notice dated May 30, 2006.

I am receiving a monthly Social Security disability check as of June 2, 2006. I am still undergoing medical care and from indication by my physician it will continue. I am therefore requesting an eligibility determination to continue receiving Medicaid benefits due to the necessity of continued medical care.

The total monthly amount of Social Security disability is \$1,413.00. I can forward a copy of the Notice of Award letter should a copy be needed as proof of this income. I receive no other income. I am single with no dependents.

Please advise. With kindest regards, I am,

Respectfully yours,  
*Helli J. Tindal*  
Helli J. Tindal

Enclosure

*Hollis Sasette Tindal*

Post Office Box 354

Pelton, South Carolina 29123

Phone: (803) 894-6133

Email: [HTindal@aol.com](mailto:HTindal@aol.com)

September 29, 2006

VIA FACSIMILE (803) 741-9475

Ms. Patricia McWhite

State of South Carolina Department

of Health and Human Services

Division of Medicaid Eligibility,

Region IV Office

Post Office Box 8206

Columbia, South Carolina 29202-8206

RE: Hollis Tindal

Social Security No.: 247-65-1942

Medicaid No.: 4780420409

Dear Ms. McWhite:

In addition to my request for a retroactive determination for Medicaid benefits, please also remember that I am inquiring as to why my requests for continued coverage for Medicaid benefits has been ignored by the Lexington County Department of Health and Human Services office. My initial request was made by letter to the LCDHHS offices on May 12, 2006, and a follow up request for continued coverage was made by letter and telephone calls on June 5, 2006. I have since made several attempts to contact someone for assistance with regard to Medicaid benefits.

I am disabled and I have to continue undergoing medical treatment for my disability. I am living on a fixed income and I am unable to get prescriptions filled that I need as of this date.

Any assistance and inquiry you can give to this matter will be greatly appreciated.

Respectfully,

*Hollis S. Tindal*  
Hollis J. Tindal

✓



*State of South Carolina*  
*Department of Health and Human Services*

Mark Sanford  
Governor

Robert M. Kerr  
Director

May 11, 2005

To Whom It May Concern:

Ms. Hollie Tindal, SS# 247-65-1942 has applied for Medical Services with the Department of Health and Human Services. Her application is still in a pending status as of now. We must get a decision from our State Office before we can complete the process for Ms. Tindal.

If you have any questions or concerns you may reach me at (803) 741-1165 ext. 142.

Thank you,  
Mrs. Lewis

Division of Medicaid Eligibility Region IV Office  
P. O. Box 8206 Columbia South Carolina 29202-8206  
(803) 741-1165 Fax (803) 741-9475

<http://into.dhhs.state.sc.us/foiins/2.dot>  
Rev. 03/11/2003

11/06/2006 12:07PM

*Helli Josette Tindal*

Post Office Box 354

Pelham, South Carolina 29123

Phone: (803) 894-6133

Email: [HTTindal@aol.com](mailto:HTTindal@aol.com)

August 9, 2005

VIA FACSIMILE (803) 741-9475

Mrs. Toya Lewis

State of South Carolina Department  
of Health and Human Services  
Division of Medicaid Eligibility,

Region IV Office

Post Office Box 8206

Columbia, South Carolina 29202-8206

RE: Helli Tindal

Social Security No.: 247-65-1942

Recipient ID No.: 4780420409

Dear Mrs. Lewis:

Please accept this letter as an appeal and/or request for hearing in regard to the determination that I received dated August 4, 2005 (a copy is attached hereto). I request a review of the determination based on the attached statement received from my attending physician, Dr. Coleman D. Fowble. A copy of this statement has been provided to Mr. Robert M. Kerr.

Please advise. With kindest regards, I am,

Respectfully yours,

*Helli J. Tindal*

Helli J. Tindal

Enclosure

cc: Governor Mark Sanford

Mr. Robert M. Kerr, Director

✓

### Medicaid Letter of Action

**COPY**

**From: RICHLAND COUNTY DHHS**  
P. O. Box 183  
State Park SC 29147-0183

**Date:** 08/04/2005  
**Worker Name:**  
TOYA LEWIS

**To: HOLLI TINDAL**  
P O BOX 354  
PELLON SC 29123

**Telephone:** 803 741-1165  
**BG #:** 48724894  
**HH #:** 101033594  
40 TLEWI

**Recipient Name:**  
HOLLI TINDAL

**Recipient ID:**  
4780420409

**RECEIVED**

AUG 17 2005

DHHS  
COLUMBIA REGIONAL OFFICE

Your application has been denied for: **AGED, BLIND, DISABLED (ABD)**

**Reason for denial:**

Recipient has not reached age 65 or is not disabled  
Failure to meet disability criteria  
Denied for the month(s) of: 02/2005

Manual/policy reference supporting this action: 2.06  
2.06.02

**X** You may ask for a fair hearing before the Department of Health and Human Services if you believe an error was made in processing your application.

**To Request A Hearing from the Department of Health and Human Services**

• Ask your Medicaid worker in writing within 30 days of this letter. Attach a copy of this letter to your request.

**To Get Help with Your Hearing**

- You may hire an attorney to help you
- You may have someone you know come to the hearing and speak for you
- Contact your Medicaid worker in person or by phone to get help in asking for a hearing





**State of South Carolina**  
**Department of Health and Human Services**

Mark Sanford  
Governor

Robert M. Kerr  
Director

Petitioner: Hollie Tindal  
Category: 32/ABD

On February 14, 2005, Hollie Tindal's application was received by the Department of Health and Human Services. The application was assigned the receipt number 48724884 for processing.

Eligibility was determined once I received the disability determination from Regina Brown on August 2, 2005. Ms. Brown's department adopted that Ms. Tindal did not meet disability criteria (see attachments). Therefore, Ms. Tindal's application was denied for failure to meet the required disability criteria for the ABD program. Retroactive medical services were also denied because the applicant did not meet the disability criteria.

The application met all non-financial criteria such as SC residency, US citizenship, Social Security number furnished, he agreed to assign rights to medical support, and not an inmate of the public institution. All of the above actions taken were based on Medicaid policies and procedures found in the Medicaid Policy Manual (see attachments).

Prepared by Toya Lewis  
Date: August 10, 2005

Division of Medicaid Eligibility Region IV Office  
P. O. Box 8206 Columbia South Carolina 29202-8206  
(803) 741-1165 Fax (803) 741-9475

Document!  
Rev. 03/11/2003

11/06/2006 12:07PM

SOUTH CAROLINA DEPARTMENT OF HEALTH AND HUMAN SERVICES  
REQUEST FOR FAIR HEARING FOR MEDICAID APPLICANT/BENEFICIARY

This section must be completed by the Eligibility worker upon receipt of an oral or written request for a hearing and prior to releasing this form to the applicant/beneficiary/authorized representative or mailing it to the Division of Appeals.	
Name of Applicant/Beneficiary: <b>Helli Tindal</b>	Household Number: <b>1010333594</b>
Complete Address of Applicant/Beneficiary: <b>633 Lawson Rd. Leesville, SC 29670</b>	Payment Category: <b>A90/32</b>
Telephone Number of Applicant/Beneficiary: <b>(803) 844-6133</b>	County: <b>32</b>
Race of Applicant/Beneficiary (for Statistical Purposes Only): <input checked="" type="checkbox"/> White <input type="checkbox"/> Black <input type="checkbox"/> Other:	Name of Eligibility Worker: <b>Leavis</b>
Applicant/Beneficiary's Authorized Representative:	Telephone Number of Eligibility Worker: <b>(803) 741-1165</b>
Address of Authorized Representative:	Reason for Action Being Appealed: <input type="checkbox"/> Resource <input checked="" type="checkbox"/> Disability <input type="checkbox"/> Income    Note: If disability, please submit disability decision notification letter. <input type="checkbox"/> Level of Care <input type="checkbox"/> Other:
Specify which category: <input type="checkbox"/> TERRA <input type="checkbox"/> NH <input type="checkbox"/> HCBSWS <input type="checkbox"/> GH <input checked="" type="checkbox"/> WABD <input type="checkbox"/> SLMB <input type="checkbox"/> LIF <input type="checkbox"/> PHC <input type="checkbox"/> OCWI <input type="checkbox"/> OSS <input type="checkbox"/> Pass-Along <input type="checkbox"/> WD <input type="checkbox"/> BCCP <input type="checkbox"/> FP <input type="checkbox"/> Other:	On what date does (or did) the action go into effect? Effective Date: <b>08/03/05</b>
Type of Action Being Appealed: <input type="checkbox"/> Case Closed <input checked="" type="checkbox"/> Case Denied <input type="checkbox"/> Other Action:	Notices sent on: <b>08/05/05</b>
A signed letter from the applicant/beneficiary/authorized representative requesting a fair hearing may be attached instead of the signed statement below.	
I request a fair hearing from the Department of Health and Human Services because: <input type="checkbox"/> Action has not been taken on my application within a reasonable time. <input type="checkbox"/> My application has been turned down. <input type="checkbox"/> My service has been stopped. <input type="checkbox"/> My service has been reduced or changed. <input type="checkbox"/> I have been charged with an overpayment. <input type="checkbox"/> Other: (Explain) _____	
Attach additional sheets of paper if more space is needed.	
If I am given a fair hearing, <input type="checkbox"/> I want at least 30 days advance written notice of my hearing date as offered by state law. <input type="checkbox"/> I want my hearing to be held as soon as possible, and I will be satisfied with at least 10 days advance written notice of my hearing date.	
If I am eligible to receive continued benefits, <input type="checkbox"/> I wish to receive benefits pending the hearing decision; however, I understand I must repay the continued benefits if the decision is not in my favor. <input type="checkbox"/> I do not wish to receive continued benefits.	
When complete, please return this form to the Medicaid Eligibility Worker. The Medicaid Eligibility Worker will forward this request to the Division of Appeals.	
Signature of Applicant/Beneficiary/Authorized Representative:	Date:

DHHS Form 3260ME (May 2003)

11/06/2006 12:07PM

**MEDICAID DISABILITY DETERMINATION**

Claim Level and Type IN MAO1	Filing Date 02/14/05	SSN 247-65-1942
Name and Address of Claimant HOLLI TINDAL PO BOX 354 PELLON SC 29123	S/A Receipt Date 04/06/05	Date of Birth 12/30/69

Claimant Disabled	B. Onset		C. Diary			
	Type	Mo/Yr	Reason			
Claimant Not Disabled DENIED	Primary Diagnosis	Body Sys 01	Code 8270	Secondary Diagnosis	Body Sys 12	Code 3000
	Fractures of Lower Limb			Anxiety Related Disorders		
B. Disability Ceased		Reason SSA DENIAL ADOPTED-COORDINATED				
Med List No.	Basis Code ADC	VR Action A.	<input type="checkbox"/>	B. Screen Out	<input checked="" type="checkbox"/>	C. Prev Ref
Remarks						

Disability Examiner Date: 07/26/05

*Cindie D Kirby*

CDK/810  
Claim No: E06345  
MAO 99 (7/04)

**RECEIVED**

AUG - 2 2005

DHHS  
COLUMBIA REGIONAL OFFICE

11/06/2006 12:07PM

South Carolina  
Department of Health and Human Services  
Post Office Box 8206  
Columbia, South Carolina 29202-8206

**RECEIVED**

AUG - 2 2005

August 1, 2005

DHHS  
COLUMBIA REGIONAL OFFICE

Memorandum

To: Justin Rozier      Medicaid Supervisor      Richland      County

From: Nancy A. Bigelow      Department of Disability Determination

Subject: Special Attention for Disability Determination Decisions

Applicant:	Holli Tindal	SS#	247-65-1942
EW:	Toya Lewis	County:	Richland

Please forward the attached disability decision(s) to the appropriate eligibility worker.

If you have any questions, call me at (803) 898-4562.

/b

attachment(s)

✓



*State of North Carolina*  
*Department of Health and Human Services*

**COPIES**

Mark Sanford  
Governor

Robert M. Kerr  
Director

October 18, 2006

Ms. Tindal  
cc. Mrs. Mc White

Ms. Tindal,

My name is Emily Nicholson and I am a Medicaid worker who has been working with Mrs. Mc White to resolve your inquiry about receiving retro benefits beginning December 2004- February 2005. Below you will find an explanation of why you were eligible or ineligible for the above listed times.

**December 2004**

**Income:** You received \$52,340 during the entire year of 2004. This roughly equates to about \$1,090 /week. The income limit is 776.00 / month .  
**Resources:** Under the 4000 limit  
**Outcome:** Ineligible for retro benefits due to income

**January 2005**

**Income:** No income received  
**Resources:** Under the 4000 limit  
**Outcome:** **You are eligible for retro benefits this month**

DHHS-Region IV Medicaid  
P. O. Box 8206 Columbia South Carolina 29202-8206  
(803) 741-1165 Fax (803) 741-9475

<http://intranet.dhhs.state.sc.us/forms/2.dot>  
Rev. 03/11/2003

11/03/2006 10:48AM

(continued)

**COPY**

February 2005

Income: No income received

Resources: Over the 4000 limit (This is based on the Universal Checking, Savings, IRA and Life insurance Cash Value amount)

Conclusion: Indigible due to resources

I have sent a correction request for retro benefits effective 01/01/2005. If you have any other questions please do not hesitate to call us at 741-1165. Thank you for your patience, assistance and cooperation during this ordeal.

Emily Nicholson  
Human Service Specialist II

South Carolina Department of Health and Human Services  
Verification of Retroactive Medicaid

Date: 10/26/2006

To: Helli Tindal

Po Box 354

Pelton, SC 29123

Re: Hall Tindal

Medicaid Number: 4780420409

Retroactive Medicaid coverage was entered into the Department of Health and Human Services computer system for the above-named individual on the following date:  
10/18/2006

The retroactive period began on the following date: 1/1/05

The retroactive period ended on the following date: 2/1/05

Please be reminded that all bills must be submitted within six (6) months of the individual's eligibility determination or one (1) year from the date of service delivery, whichever is later.

Emily Nickerson  
Medicaid Eligibility Worker

(803)741-1165 ext 164  
Telephone Number



4. Tell us about any health insurance covering anyone for whom you are applying, including Medicaid in another state. Even if you already have health insurance, you and/or your children can still qualify for Partners for Health Medicaid.

Insurance company of Employer	Policy Number	Policyholder's Name	Policyholder's SSN	What type of health coverage (e.g., medical, dental, vision, life, accident, disability, long-term care, etc.) does the policy provide?	When was the policy last renewed or when does it expire?	Are you or anyone in your household covered by this policy?	Yes (longer than 60 days) / No (less than 60 days) / Yes (longer than 60 days) / No (less than 60 days)
Blue Cross & Blue Shield	ZCY2Y7L051942	Holl: J Tindal	24745-1942	Health - dental	359.29	Yes (longer than 60 days)	Yes (longer than 60 days)

5. Tell us what language you use most:

- English
- Spanish
- Chinese
- Russian
- Sign Language
- Vietnamese
- Other

If you are applying for someone who is age 65 or older or disabled, answer #6. If not, you can skip to #7.

6. Tell us how much money your family has in cash or in bank accounts. \$ 530.23

Name of bank: Bank of America

\$ ?

Name of bank: NCR Universal Credit

Does anyone in your family own the following?

Land other than home	Buildings other than home	Cars/trucks	Stocks/Bonds	Burial plots/funds
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
\$	\$	\$	\$	\$
Boats/campers/etc.	Life Insurance	Other (explain) such as trusts, IRAs, CDs, lump sums, etc.		
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>		
\$	\$ 50,000.00	\$ 2,379.00 value		
	Holl: J. Tindal	Holl: J. Tindal		

7. Tell us how much income your family has. Enter GROSS pay, not take home pay. Enter zero ("0") if you are not working.

Your Income from Employment	Employer Name and Phone Number	Amount you earn each pay period before taxes: \$	Hours worked each pay period	Does this employer offer health insurance?	How much would it cost you?
	<u>Employer retired 1-31-04 - F. Glenn Smith, attorney at law (803) 216-9449</u>	<u>595.24</u>	<input checked="" type="checkbox"/> Weekly <input type="checkbox"/> Every two weeks <input type="checkbox"/> Twice a month <input type="checkbox"/> Monthly	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<u>?</u>

Other Income	Amount	Low or other income you get from	Which family member gets the income?
Child Support	\$ -		
Allimony	\$ -		
Social Security Payment	\$ -		
Unemployment Benefits	\$ -		
Veterans Benefits	\$ -		
Other (Please explain)	\$ -		

**8. ATTACH REQUIRED PROOF.** Check below to tell us what you attached.

- Copies of pay stubs for the last 4 weeks; or a letter from my employer which shows last 4 weeks of GROSS pay.
- A copy of the letter I received telling me the gross amount of any benefits received (Social Security, Unemployment, VA, Workers Compensation, etc.)
- I am self employed and I have attached a copy of my most recent federal income tax form including all schedules.
- My family has no income.

**CHECK WHAT APPLIES BELOW AND ATTACH PROOF:**

- I have attached verification of the childcare/dependent adult expenses (statement from daycare, receipt, etc.).
- I am applying for someone who is age 65 or older or disabled and have attached proof of resources, listed in #6 on page 2.
- I have attached INS documents for each non citizen.

Other documents can be used to provide proof. If you are not sure what to send, call our toll-free line at 1-888-549-0820 for help.

9. Does anyone listed on this application already have a plastic SC Partners for Health Medicaid card?  Yes  No  
If yes, list their name and Medicaid Health Insurance Number here:

**10. You must sign one of these statements.**

US Citizens or lawful immigrant

I certify that the information I have provided is true to the best of my knowledge and I give permission for the State of South Carolina to make all necessary contacts to check my statements. I have read the list of my rights and responsibilities. I know that I could be penalized if I knowingly give false information. I certify that all persons for whom I am applying are U.S. citizens or lawful immigrants.

Signature of applicant or authorized representative: W. Q. Lindal

Address and phone number of authorized representative: P.O. Box 354, Pelham, SC 29123 (803) 894-6133

Date: 1-25-04

Non US Citizens

I am not a citizen nor lawful immigrant. However in applying for payment of an emergency service, I certify that the information I have provided is true to the best of my knowledge.

Signature of applicant or authorized representative: \_\_\_\_\_

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

The South Carolina Department of Social Services' Child Support Enforcement Division (CSED) provides services to establish paternity and child support, modify child support orders, and enforce support orders. Services are available to Medicaid recipients without charge. I understand that if I check no and ask for child support services later, I will have to pay a \$25 fee.  
I want to apply for these services now:  Yes  No

11. Take this completed, signed form, and required proof, to a Medicaid eligibility worker or mail to:

South Carolina Partners for Health Medicaid  
Division of Central Eligibility Processing

1801 Main Street  
Post Office Box 100101

Columbia, South Carolina 29202-3101

*From: P.O. Box 805, Lexington, SC 29071*

Tell us where you got this application

I know that my children under age 19 who are eligible for Partners for Health Medicaid can have free health checkups under a special prevention program called Early and Periodic Screening, Diagnosis and Treatment (EPSDT).

I know that the information I have given is confidential. I agree that information, including medical information, can be released only if needed to administer this program.

I know that any information I have given may be reviewed and verified by State of South Carolina staff. Also, I understand that I must cooperate fully with state and federal workers if my case is reviewed. No additional permission is needed to get verification or other information.

I know that according to Federal law and US Department of Health and Human Services (HHS) policy, the agency is prohibited from discriminating on the basis of race, color, national origin, sex, age or disability. To file a complaint of discrimination, I should contact HHS by writing to The HHS Director, Office of Civil Rights, Room 506F, 200 Independence Avenue, SW, Washington, DC 20201 or call (202) 619-0403 (voice) or (202) 619-3257 (TDD). HHS is an equal opportunity provider and employer.

I have read these rights and responsibilities or had them read to me:

Applicant: *Walter Q. Jindal*

Date: *1-25-04*

Monthly Income Limits:

Family Size:	1	2	3	4	5	6	7	8	9
Family Income	\$ 369	\$ 497	\$ 626	\$ 754	\$ 882	\$1,010	\$1,139	\$1,267	\$1,395
Children Under Age 9	\$1,123	\$1,515	\$1,908	\$2,300	\$2,693	\$3,085	\$3,478	\$3,870	\$4,263
Family Income and Children Under Age 9	\$1,385	\$1,869	\$2,353	\$2,837	\$3,321	\$3,805	\$4,289	\$4,773	\$5,258
Age Blind, Blind/BB, Age Blind, Blind/BB	\$ 749	\$1,010							

Rights and Responsibilities

5. I know that I may request a hearing if I believe an error has been made by the State or South Carolina in processing my application.

6. I know that the State of South Carolina will request and use information from a computer system called the State Income and Eligibility Verification System (IEVS). This computer system compares the information about me and other members of my family with information from other agencies. Other agencies may include the Internal Revenue Service, Social Security Administration, and Employment Security Commission. The information will not be given to the Immigration and Naturalization Service (INS).

7. I know that Partners for Health does not pay medical expenses that a third party, such as a private health insurance company, is supposed to pay. I give my rights to any third party payments to the Department of Health and Human Services. These payments may include settlement from an accident. I will repay Medicaid for care given to me due to the accident.

8. Completion of a Medical Assistance Child Support Referral Form is required on an absence parent(s) if the custodial parent/caregiver relatives want Medicaid coverage.





January 2005 Budget Workbook

January 2005 retro requested

BG#: 092a2127  
Holl Tindal

11/03/2006 10:48AM

Section I - Burial Assets Exclusion Computation		Section III - Income Sources	
1. Determine Net Burial Assets Exclusion Limit:		RSD/RR Retirement	0.00
A. Maximum Burial Assets Exclusion Limit	1,500.00	VA Benefits	0.00
B. Offset		Pension/Retirement	0.00
C. Net Burial Assets Exclusion Limit (A - B)	1,500.00	Earned Income	0.00
2. A. Combined Value of Burial Assets		Interest/Dividends/Rent	0.00
B. Net Burial Assets Exclusion Limit	1,500.00	Cash Contributions	0.00
C. Excluded Burial Assets		Other	0.00
Enter 2C amount in Section II Line 14 below.		If determining eligibility for a child(ren) living with his/her parent(s), complete the monthly deeming and allocation section	
		SLMB/GMB Budgeting	
Section II - Countable Resources		Section IV - Determination of Income Eligibility	
\$ Value		\$ Amount	
1. Gross Unearned Income	0.00	1. Gross Unearned Income	0.00
2. Life Insurance (Face Value > \$5000)	2,145.48	2. General Disregard	50.00
3. Cash on Hand		3. Subtotal	0.00
4. Checking Account		4. Gross Earned	0.00
5. Savings Account	515.71	5. Disregards	0.00
6. U.S. Savings Bond	48.05	a. General SSI Disregard (Allow amount not used in 2)	50.00
7. Stocks and Bonds		b. Subtotal	0.00
8. Trust Fund		c. Earned Income Disregard (\$65)	65.00
9. Pre-Need Burial Account (Revocable)	0.00	d. Subtotal	0.00
10. Non-Excluded Cemetery Lot(s)		e. Disregard 1/2 the Amount in Line 5D	0.00
11. Real Property	0.00	f. Subtotal	0.00
12. Other	1,060.41	6. Total	0.00
13. Countable Resource Subtotal	3,769.65	7. Allocation	0.00
14. Less Burial Exclusion	0.00	8. Countable Resource	0.00
Total Countable Resource Value	4,769.65	9. Appropriate Poverty Level	776.00
Resource Limit	4,000.00	SLMB Countable	931.00
		S1 Limit	1,048.00
		S2 Limit	

Allocation for Children	
Allocation	0.00
Income	0.00
Total	0.00

Eligibility Worker's Signature: *Emily M. [Signature]*

Retrospective: \_\_\_\_\_

Categorical Eligibility: Disabled  
 Action: Re-budget  
 Decision: Approval  
 Month of Eligibility: \_\_\_\_\_

Decision Date: 10/13/2006  
 Processing Time: \_\_\_\_\_  
 Day(s): \_\_\_\_\_

GMB

Resource Eligible ABD Eligible

January 2005 Budget Workbook

Primary Individual: Hollie Tindal HH#: 10133594 BG#: 10724884 Application Date: 09202007

# Budget Group Information

Instructions												
Income												
Disregards	Budget Group Members											
	Relationship	Wages	Self Employment	SSA	VA	Pension	UCI Benefits	Child Support	Contribution	Interest	Other	Childcare Paid
Primary												
	1	Hollie Tindal										
	2											
	3											
	4											
	5											
	6											
	7											
	8											
Totals												

Resources											
Aid Group Members (Adults)											
	Auto, truck	Life Insurance	Checking	Savings	Pre-need	Real Property	Personal Needs	Other Resource			
1	Hollie Tindal		2,145.48	515.71	48.05			1,060.41			
2											
Totals											

Income Calculator											
0											
	Check 1	Check 2	Check 3	Check 4	Total	Average per Period	FI Monthly Average	SSI Monthly Average			
Weekly					0.00	0.00	0.00	0.00			
Bi-Weekly					0.00	0.00	0.00	0.00			
Semi-Monthly					0.00	0.00	0.00	0.00			
0											

## Notes and Documentation

Terminated employment 12/29/04  
 Life insurance policy : 2145.48  
 Bank Information: Checking ( Bank of America ) : - 530.23  
 Universal Credit Union checking: 515.71  
 IRA: 1060.41  
 Savings:48.05 Total resources: 1624.17

DECLARATION STATEMENT

Eligibility 105: Client had no earned income the first quarter of 2005 so she is eligible income-wise. Her resources are under the 4,000 limit so she is eligible for retro benefits in January 2005.

09/05: Once again client had no earned income/unearned income so she is income eligible. Ms Tindall's resources are over the 4000 resource limit so she is ineligible for services February 2005

I certify that the information given is true and complete to the best of my knowledge. I understand that if I have deliberately given any false information or have withheld any information regarding any situation, I am liable for prosecution for fraud and/or perjury.

Emily M. [Signature]

10/18/06

WITNESS

DATE

WITNESS

DATE

DECLARATION STATEMENT

Received a call from Ms. Tindal inquiring about the status of her retro benefits. I explained that I was awaiting wage verification from her former employer Mr. Smith. I was informed that he sent the requested wage form to her because he did not have record of that any longer. So I asked if a copy of her taxes could be submitted so that I can finish determining her retro eligibility.

I certify that the information given is true and complete to the best of my knowledge. I understand that if I have deliberately given any false information or have withheld any information regarding any situation, I am liable for prosecution for fraud and/or perjury.

*Emily M. DeStefano*  
SIGNATURE

10/21/06  
DATE

WITNESS

DATE

WITNESS

DATE

Page: 1 Document Name: unutilled

EDESC01 P  
MEDSPROD

S. C. DEPARTMENT OF HEALTH AND HUMAN SERVICES  
ESC WAGE INQUIRY  
THIS IS CONFIDENTIAL INFORMATION

DATE: 10/02/06  
PAGE 001 OF 001

ESC SSN : 247-65-1942 NAME: HJTIN  
MEDS SSN: 247651942 NAME: HOLLIE J TINDAL  
RCP NUM : 4780420409 HH NUM: 101033594 COUNTY: 40  
EMP# NAME & ADDRESS  
0102135 F GLENN SMITH ATTORNEY AT LAW TRADE NAME  
F GLENN SMITH ATTORNEY AT

2231 DEVINE ST STE 302  
COLUMBIA

SC 29205

QTR	AMT	QTR	AMT
06/1	.00	05/4	.00
05/3	.00	05/2	.00
05/1	.00	04/4	14,333.68

UPDATED: SYSTEM ID: ESC2100

DATE: 09/17/06

ME912002 WAGE RECORD FOUND

PF1->HELP PF5->RCP INFO PF6->PREV PF7->BACK PF8->FORWARD  
PF10->PREV MENU PF11->IEV PF12->EARNED INC PF14->SDX

Date: 10/2/2006 Time: 1:30:14 PM

11/03/2006 10:48AM

### DECLARATION STATEMENT

Gross income received for 8004: 52,340  
 52,340 ÷ 12 = 4,361.00 per month  
 4,361 <sup>a</sup>/<sub>2</sub> 4 = 1090 per week

Client is ineligible for retro benefits for 12/04 because her income is over the 776.00 limit. She is also ineligible for services under the SMMB program because she is not a medicare recipient. However, she is resource eligible because she is under 4000.

I certify that the information given is true and complete to the best of my knowledge. I understand that if I have deliberately given any false information or have withheld any information regarding any situation, I am liable for prosecution for fraud and/or perjury.

*Emely Mustafa*  
 SIGNATURE DATE 10/12/06

WITNESS DATE

WITNESS DATE

Form 1040

U.S. Individual Income Tax Return

2004

2004, ending

Department of the Treasury - Internal Revenue Service

For the year Jan. 1-Dec. 31, 2004, or other tax year beginning

2004, ending

20

OMB, No. 1545-0074

Your social security number

247-65-1942

Spouse's social security number

Important! You must enter your SSN(s) above.

Label

L A B C D E L  
(See instructions on page 18.)  
Use the IRS label.  
Otherwise, please print or type.

Your first name and initial  
HOLLIT J  
Last name  
JINDAL  
If a joint return, spouse's first name and initial  
Last name  
TINDAL  
Home address (number and street). If you have a P.O. box, see page 16.  
PO BOX 354  
City, town or post office, state, and ZIP code. If you have a foreign address, see page 18.  
PELTON SC 29123

TAX FILE COPY

TAX COPY

Important! You must enter your SSN(s) above.

Presidential Election Campaigns

Note: Checking "Yes" will not change your tax or reduce your refund.  
Do you, or your spouse if filing a joint return, want \$3 to go to this fund? Yes  No

Filing Status

1  Single  
2  Married filing jointly (even if only one had income)  
3  Married filing separately. Either spouse's SSN above and full name here.  
4  Head of household (with qualifying person). (See page 17.) If the qualifying person is a child but not your dependent, enter the child's name here.  
5  Qualifying widow(er) with dependent child (see page 17).

1

Exemptions

6 a  Yourself. If someone can claim you as a dependent, do not check box 6a.  
b  Spouse  
c Dependents:  
(1) First name Last name (2) Dependent's social security number (3) Dependent's relationship to you (4) Check if you claim this dependent for child tax credit (see DDT) (5) Check if you claim this dependent for education or dependent (see page 19)  
Add numbers on lines above 1

If more than four dependents, see page 18.

Table with 5 columns: Exemption type, Name, SSN, Relationship, Child tax credit, Education/dependent. Row 1: Yourself, (blank), (blank), Yourself, (blank), (blank).

Income

Attach Form(s) W-2 here. Also attach Forms W-2G and 1099-R if tax was withheld.  
If you did not get a W-2, see page 19.  
Enclose, but do not attach, any payment. Also, please use Form 1040-V.

Table with 3 columns: Line number, Description, Amount. Line 7: Wages, salaries, tips, etc. 50,340. Line 8a: Taxable interest. 8b: Tax-exempt interest. 9a: Ordinary dividends. 9b: Qualified dividends. 10: Taxable refunds, credits, or offsets of state and local income taxes. 11: Alimony received. 12: Business income or (loss). 13: Capital gain or (loss). 14: Other income. 15a: IRA distributions. 15b: Taxable amount. 16a: Pensions and annuities. 16b: Taxable amount. 17: Rental real estate, royalties, partnerships, S corporations, trusts, etc. 18: Farm income or (loss). 19: Unemployment compensation. 20a: Social security benefits. 20b: Taxable amount. 21: Other income.

Adjusted Gross Income

Table with 3 columns: Line number, Description, Amount. Line 22: Add the amounts in the far right column for lines 7 through 21. 52,340. Line 23: Educator expenses. Line 24: Certain business expenses of reservists, performing artists, and fee-basis government officials. Line 25: IRA deduction. Line 26: Student loan interest deduction. Line 27: Tuition and fees deduction. Line 28: Health savings account deduction. Line 29: Moving expenses. Line 30: One-half of self-employment tax. Line 31: Self-employed health insurance deduction. Line 32: Self-employed SEP, SIMPL-E, and qualified plans. Line 33: Penalty on early withdrawal of savings. Line 34a: Alimony paid. Line 34b: Recipient's SSN. Line 35: Add lines 23 through 34a. Line 36: Subtract line 35 from line 22. 52,340.

Form 1040 (2004)

Form 1040X

Department of the Treasury - Internal Revenue Service  
Amended U.S. Individual Income Tax Return

OMB No. 1545-0047

(Rev. November 2004)

This return is for calendar year **2004**, or fiscal year ended **▶**

See separate instructions.

Your first name and initial <b>HOLLIT J</b>	Last name <b>TINDAL</b>	Your social security number <b>247-65-1942</b>
If a joint return, spouse's first name and initial	Last name	Spouse's social security number
Home address (no. and street) or P.O. box if mail is not delivered to your home <b>PO BOX 354</b>	City, town or post office, state, and ZIP code. If you have a foreign address, see page 2 of the instructions. <b>PELLION SC 29123</b>	Apk. no. <b>247</b>
Type		For Paperwork Reduction Act Notice, see page 6.

- A** If the name or address shown above is different from that shown on the original return, check here  **Yes**  **No**
- B** Has the original return been changed or audited by the IRS or have you been notified that it will be?  **Yes**  **No**
- C** Filing status. Be sure to complete this line. Note: You cannot change from joint to separate returns after the due date.  **Yes**  **No**
- On original return  Single  Married filing jointly  Married filing separately  Head of household\*  Qualifying widow(er)
- On this return  Single  Married filing jointly  Married filing separately  Head of household\*  Qualifying widow(er)
- \* If the qualifying person is a child but not your dependent, see page 2.

Use Part II on page 2 to explain any changes

Tax liability	Income and Deductions (see pages 2-6)	A. Original amount or as previously adjusted (see page 2)		B. Net change - amount of increase or (decrease) - explain in Part II		C. Correct amount	
		1	2	3	4	5	6
1	Adjusted gross income (see page 3)	52,340		52,340		52,340	
2	Itemized deductions or standard deduction (see page 3)	4,850	2,544	4,850	(2,544)	7,394	
3	Subtract line 2 from line 1	47,490	(2,544)	47,490	(2,544)	44,946	
4	Exemptions. If changing, fill in Parts I and II on page 2	3,100		3,100		3,100	
5	Taxable income. Subtract line 4 from line 3	44,390	(2,544)	44,390	(2,544)	41,846	
6	Tax (see page 4). Method used in col. C <b>TABLES</b>	7,831		7,831	(637)	7,194	
7	Credits (see page 4)						
8	Subtract line 7 from line 6. Enter the result but not less than zero	7,831	(637)	7,831	(637)	7,194	
9	Other taxes (see page 4)						
10	Total tax. Add lines 8 and 9	7,831	(637)	7,831	(637)	7,194	
11	Federal income tax withheld and excess social security and tier 1 RRTA tax withheld. If changing, see page 4		8,953				8,953
12	Estimated tax payments, including amount applied from prior year's return						
13	Earned income credit (EIC)						
14	Additional child tax credit from Form 8812						
15	Credits from Form 2439, Form 4136, or Form 8885						
16	Amount paid with request for extension of time to file (see page 5)						16
17	Amount of tax paid with original return plus additional tax paid after it was filed						17
18	Total payments. Add lines 11 through 17 in column C						18

Refund or Amount You Owe

- 19 Overpayment, if any, as shown on original return or as previously adjusted by the IRS **19** 1,122
- 20 Subtract line 19 from line 18 (see page 5) **20** 7,831
- 21 Amount you owe. If line 10, column C, is more than line 20, enter the difference and see page 5 **21** 21
- 22 If line 10, column C, is less than line 20, enter the difference **22** 637
- 23 Amount of line 22 you want refunded to you **23** 637
- 24 Amount of line 22 you want applied to your estimated tax **24** 24

**Sign Here**

Under penalties of perjury, I declare that I have filed an original return and that I have examined this amended return, including accompanying schedules and statements, and to the best of my knowledge and belief, this amended return is true, correct, and complete. Declaration of preparer (other than taxpayer) is based on all information of which the preparer has any knowledge.

Preparer's signature <b>[Signature]</b>	Date <b>05-17-2006</b>	Check if self-employed <input checked="" type="checkbox"/>	Preparer's SSN or PTIN <b>247-70-8119</b>
Your signature <b>[Signature]</b>	Date	both must sign.	Date
Preparer's signature <b>[Signature]</b>	Date	Check if self-employed <input checked="" type="checkbox"/>	Preparer's SSN or PTIN <b>57-0682094</b>

Preparer's name (or yours if self-employed), address, and ZIP code  
**CROUTS TAX SERVICE  
214 EARLE ST  
WAGENER SC 29164**

Phone no. **803-564-3336**





Northwestern Mutual

Life Insurance Annual Policy Statement

Page 1 of 2

1011633596000335Z000312  
HOLLIS J TINDAL  
PO BOX 354  
PELLION SC 29123

Insured Name:  
Hollis J Tindal  
Direct Beneficiaries:  
Susan Lee Tindal  
Phil De Wight Tindal  
Phil Dewight Tindal II

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All information is as of January 15, 2005, and assumes all premiums are paid to that date.

PLAN, COVERAGE AND BENEFITS

Policy Number:	15263446	Policy Date:	January 15, 2000
Plan:	Adjustable Complete	Additional Benefits:	Waiver Premium Benefit
Basic Insurance Amount:	\$52,744.00		
Coverage Increases			
From Dividends:	\$540.00		
Total Death Benefit:	\$53,284.00		
Net Death Benefit:	\$53,223.71		

CASH VALUE AND DIVIDENDS

Assumes Premiums Paid to January 15, 2005:

Total Cash Value:	\$2,274.55	Past Year's Cash Value Increase:	\$612.77
Net Cash Value:	\$2,214.26	2005 Dividend:	\$68.78
Dividend Used to:			
Increase cash value and coverage.			

Dividend scale changes, loans and surrenders will affect policy values. Please contact your Financial Representative or the Home Office for free policy illustrations showing the impact of such changes on cash values available for future income or other needs.

FINANCIAL REPRESENTATIVE

Tracy L. Smith  
1901 Bull St  
Columbia, SC 29201  
(803) 254-0133

For more information, contact:

NETWORK OFFICE

James R Worrell  
6235 Morrison Blvd  
Charlotte NC 28211  
(704)365-2014

REFER TO THE BACK OF THIS STATEMENT FOR AN EXPLANATION OF TERMS



Have questions about your policy? Get answers at <http://www.northwesternmutual.com>

Date Prepared: 12/24/04

**Client Summary Statement**  
for Hollie J Tindal as of 02/24/2005

The Northwestern Mutual Financial Network® is a marketing name for the sales and distribution arm of The Northwestern Mutual Life Insurance Company, its affiliates and subsidiaries. The products and services referenced are offered and sold only by appropriately appointed and licensed entities and Financial Representatives. Each Financial Representative represents one or more, but not necessarily all, of the entities shown. The Northwestern Mutual Life Insurance Company, Milwaukee, WI, (the Insurance), disability insurance and annuities) is neither a registered investment adviser nor a registered broker-dealer. Securities are offered through Northwestern Mutual Investment Services, LLC (NMIS), 1-866-864-7737, member NASD and SIPC.

The information contained in these reports is for informational purposes only and may not reflect all policies, contracts, holdings or transactions, their values, costs, charges, or proceeds in your account. The information in this report does not in any way alter or supersede the terms of any policy, contract, confirmation or statement received from The Northwestern Mutual Life Insurance Company, NMIS, their subsidiaries and affiliates, or other organizations, and it has not been audited or verified. These reports should not be used as source documents for tax or other purposes. Form 1099 should be used when preparing tax returns. Please consult with your own tax advisor for specific tax advice.

Total Cash Value reflects the total gross cash value before the deduction of any loan balance. Variable life policies may also include surrender charges and an adjustment for unpaid premiums to arrive at Total Cash Value. The Net Cash Value (Surrender Value) is the Total Cash Value less any loan balance (Total Loans). For variable life policies, the Net Cash Value (Surrender Value) is the Total Cash Value less any loan balance, surrender charge and adjustment for unpaid premiums. Cash values displayed may not reflect actual premium payment status. Actual values will be determined at the time of surrender. For any variable contract, for the current date of the Statement, values are as of the close of the prior NYSE business day. For any variable contract, if the "as of date" of the Statement is prior to the current date, values are as of that day.

Tracy L. Smith  
1901 Bull St  
Columbia SC 29201  
(803)254-0133

Page 3 of 3

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02/24/2005

DHHS  
COLUMBIA REGIONAL OFFICE

11/03/2006 11:02AM



State of South Carolina  
Department of Health and Human Services

Mark Sanford  
Governor

Robert M. Karr  
Director

FAX COVER SHEET

“CONFIDENTIAL INFORMATION ENCLOSED”

DATE: 11/3/06

TO: Jennifer Dobbz  
Telephone #: 898-3465  
Fax #: 855-8350

FROM: Emily Nicholson

Total Number of Pages Transmitted: ~~3~~ 44 (Including Cover Sheet)

COMMENTS:

Holl, Indeed. If you have any more questions you may call Mr. Hampton at 714-7561.  
Thank you in advance for your cooperation and assistance!!

Confidentiality Note

This message is intended for the use of the person or entity to which it is addressed and may contain information, including health information, that is privileged, confidential, and the disclosure of which is governed by applicable law. If the reader of this message is not the intended recipient, or the employee or agent responsible for applicable to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this information is STRICTLY PROHIBITED. If you have received this in error, please notify us immediately and destroy the related message. Thank you.



January 2005 Budget Workbook

Primary Individual: Hollie Tindal HH#: 10133594 BG#: 6928217 ~~15721004~~ Application Date: \_\_\_\_\_

# Budget Group Information

Instructions												
Income												
Disregards												
	Childcare Paid	Other	Interest	Dividends	Unrearned							
Budget Group Members	Relationship	Wages	Self Employment	SSA	VA	Pension	UCI Benefits	Child Support	Contribution	Interest	Other	
1	Hollie Tindal	Primary	4,361.00									
Children												
2												
3												
4												
5												
6												
7												
8												
Totals			4,361.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

Resources												
Aid Group Members (Adults)												
1	Hollie Tindal	Auto, truck	Life Insurance	Checking	Savings	Pre-need	Burial	Real Property	Personal Needs	Other Resource		
2				3.91	80.03							
Totals			0.00	0.00	3.91	80.03	0.00	0.00	0.00	1,059.15		

### Income Calculator

Weekly	Bi-Weekly	Semi-Monthly	Check 1	Check 2	Check 3	Check 4	Total	Average per Period	FI Monthly Average	SSI Monthly Average
0							0.00	0.00	0.00	0.00
0							0.00	0.00	0.00	0.00

Weekly	Bi-Weekly	Semi-Monthly	Check 1	Check 2	Check 3	Check 4	Total	Average per Period	FI Monthly Average	SSI Monthly Average
0							0.00	0.00	0.00	0.00
0							0.00	0.00	0.00	0.00

### Notes and Documentation

Gross earned income for the entire year of 2004: 52, 340  
 52,340 / 12 = 4,361 per month  
 4361/4 ~ 1090 per week  
 This information was obtained from the clients income taxes.  
 Bank information: Checking ( Bank of America ) : - 224.78 - 4361 = 0  
 Universal Credit Union checking: 3.91  
 IRA: 1059.15  
 Savings: 80.03 Total resources: 1143.09  
 Life insurance policy : cash value is not known

**Universal Credit Union, Inc.**

**STATEMENT**

One River Park Drive Dayton Ohio 45409 937-225-6900 800-762-9555 www.universalcu.com

01653	XXXX-XX-1942
ACCOUNT NUMBER	SOCIAL SECURITY NO.
02-01-05	02-28-05
FROM	THROUGH
	PAGE
	1 OF 2

CJ60B1P17749\*\*\*\*\*AUTO\*\*3-DIGIT 290  
 17749 I AT 0.292  
 Hollid T TINDAL  
 PO BOX 354  
 PRILION SC 29123-0354

**Start a new home improvement... and enjoy it before summer...**

**2.75%** 3-month introductory APR

Get a great introductory rate on a new Home Equity Line of Credit! Stop in, call 800/762-9555, or apply on-line at [www.universalcu.org](http://www.universalcu.org)

The 2.75% 3-month introductory rate is available only for new borrowers who have not previously used a Home Equity Line of Credit with Universal Credit Union. This rate is subject to change without notice. The introductory rate is available for a maximum of 3 months. After the introductory rate period, the rate will increase to the applicable rate. The applicable rate is the greater of the prime rate plus 1.00% or the rate in effect for the applicable loan type. The applicable rate is subject to change without notice. The introductory rate is available for a maximum of 3 months. After the introductory rate period, the rate will increase to the applicable rate. The applicable rate is the greater of the prime rate plus 1.00% or the rate in effect for the applicable loan type. The applicable rate is subject to change without notice.

TRAN EFFECT NEW BALANCE  
 MO DAY MO DAY YR  
 05-05

SUFFIX:00 SAVINGS PLAN ANNUAL PERCENTAGE YIELD 0.0000%  
 JOINT OWNERS: P O D REPORTING SSN: 0X-FILE Y-T-D DIVIDENDS: .18  
 SUFFIX:18 FREE CHECKING

BEGINNING BALANCE 515.71  
 DEPOSITS 1870.00  
 DRAFTS 749.89  
 MISC DEBITS 122.80  
 MAINT/SERVICE CHGS 00  
 ENDING BALANCE 1513.02

TOTAL NUMBER DRAFTS CLEARED 12  
 YOUR AVG DAILY BALANCE WAS 601.28  
 YOUR LOW MONTH BALANCE WAS 43.02

020905TELLER DEPOSIT 400.00  
 022505DIRECT DEPOSIT 1122.00  
 US TREASURY 220  
 022505DIRECT DEPOSIT 348.00  
 SC REFUND  
 TAX REFUND  
 TOTAL: 1870.00

NO.	DATE	AMOUNT	NO.	DATE	AMOUNT	NO.	DATE	AMOUNT
681	02-03	78.56	687	02-14	50.00	691	02-22	40.00
682	02-02	41.02	688	02-16	10.00	*693	02-24	151.77
*684	02-10	20.00	689	02-15	226.92	694	02-24	40.00
685	02-16	26.66	690	02-22	45.00	695	02-24	40.00
TOTAL:			690			TOTAL:		

MISCELLANEOUS DEBITS

020105EACH WITHDRAWAL -23.90  
 TWX\*AOI SERVICE SETTLEMENT  
 021405EACH WITHDRAWAL -70.00  
 DIRECTV  
 021505EACH WITHDRAWAL -28.90  
 TWX\*AOI SERVICE 0205  
 TOTAL: 122.80

ANNUAL PERCENTAGE YIELD 0.0000%  
 JOINT OWNERS: POD Y-T-D DIVIDENDS: .00  
 REPORTING SSN: 0N-FILE  
 SUFFIX:70 IRA 12-MONTH TRAD 1060.41



# Universal Credit Union, Inc.

One River Park Drive Dayton Ohio 45409 937-225-6800 900-762-9555 www.universalcredit.com

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CLASSB1P16763\*\*\*\*\*AUTO\*\*3-DIGIT 290  
 16763 1 AT 0.292  
 COLUMBIA REGIONAL OFFICE  
 HOLLI J TINDAL  
 PO BOX 354  
 PELTON SC 29123-0354

ACCOUNT NUMBER	3901653	CHK-CHK-1942
REPORTING SSN	ON-FILE	Y-T-D DIVIDENDS: .00
FROM	01-01-05	01-31-05
THROUGH		
PAGE	1	OF 2

**Thank Yourself in Comfort!**  
 with \* Home Purchase, Refinance, Home Equity Lines of Credit, or Home Renovation Loans

Apply in February while rates are still low and receive a beautiful Credit Union Logo Afghan at closing!\*

\*while supplies last

TRAN MO DAY	EFFECT MO DAY YR	TRANSACTION DESCRIPTION	AMOUNT	NEW BALANCE
-------------	------------------	-------------------------	--------	-------------

**SUPERIOR 00 SAVINGS DEPOSITS**

010605TELLER DEPOSIT				80.03
011005TR TO SHARES 3901653-18			595.94	675.97
011205TR TO SHARES 3901653-18			-79.80	596.17
012805TR TO SHARES 3901653-18			-75.30	520.87
013105DIVIDEND			-473.00	47.87
			.18	48.05

ANNUAL PERCENTAGE YIELD 0.0000%  
 ANNUAL PERCENTAGE YIELD EARNED 0.5136%  
 JOINT OWNERS: P O D  
 REPORTING SSN: ON-FILE  
 SUFFIX:18 FREE CHECKING  
 Y-T-D DIVIDENDS: 18

BEGINNING BALANCE 3.91  
 DEPOSITS 710.81  
 DRAFTS 115.30  
 MISC DEBITS 83.71  
 MAINT/SERVICE CHGS .00  
 ENDING BALANCE 515.71

TOTAL NUMBER DRAFTS CLEARED 3  
 YOUR AVG DAILY BALANCE WAS 75.77  
 YOUR LOW MONTH BALANCE WAS .00

011005TR FROM SHARES 3901653-0 79.80  
 011205TR FROM SHARES 3901653-0 75.30  
 012405TELLER DEPOSIT 82.71  
 012805TR FROM SHARES 3901653-0 473.00  
**TOTAL: 710.81**

**DRAFTS**

NO.	EFF DATE	AMOUNT	NO.	EFF DATE	AMOUNT	NO.	EFF DATE	AMOUNT
556	01-12	41.39	557	01-12	33.91	*560	01-26	40.00
			TOTAL:			115.30		

**MISCELLANEOUS DEBITS**

011005ACH WITHDRAWAL - DIRECTV -83.71  
 DIRECTV -83.71  
**TOTAL: 83.71**

ANNUAL PERCENTAGE YIELD 0.0000%  
 JOINT OWNERS: POD  
 REPORTING SSN: ON-FILE Y-T-D DIVIDENDS: .00

NAME

ACCOUNT

SOCIAL

FROM

TO

PAGE

HOLLI J TINDAL

3901653

SECURITY NO.  
3XX-XX-1942

01-01-05

01-31-05

2 OF 2

SUFFIX:70 IRA 12 MONTH TRAD  
012705DIVIDEND

1059.15  
1060.41

ANNUAL PERCENTAGE YIELD 1.4098%  
ANNUAL PERCENTAGE YIELD EARNED 1.4097%

BENEFICIARIES: TINDAL/PHIL D Y-T-D DIVIDENDS:

TINDAL/SUSAN L  
1.26 FORFEITURES:

.00

CERT NO: 0 ISSUE DATE:022704 MATURITY DATE:022705 DIV RATE: 1.4000

PLAN SUMMARY FOR ACCOUNT:  
PLAN SSN: ON-FILE

3901653  
PLAN NUM:

1

SUMMARY OF YEAR-TO-DATE DIVIDENDS

REPORTABLE DIVIDENDS CREDITED 2005 2004  
NON-REPORTABLE IRA DIVIDENDS CREDITED .18 .16  
1.26 20.30

TOTAL DIVIDENDS CREDITED

1.44

20.46

FOR 2005 REPORTING \* IRA YTD \* OTHER YTD \* TOTAL YTD \* TOTAL YTD \* TOTAL YTD \* TOTAL YTD \*  
SSN DIVIDENDS DIVIDENDS DIVIDENDS FED WHH STATE WHH FORFEITURES

ON-FILE 1.26 .18 1.44 .00 .00 .00

# Universal Credit Union, Inc.

One River Park Drive Dayton Ohio 45409 937-223-6800 800-762-9555 www.universalcu.com

## STATEMENT

ACCOUNT NUMBER	901653	SOCIAL SECURITY NO.	XXX-XX-1942
FROM	12-01-04	THROUGH	12-31-04
PAGE	1 OF 2		

C331B1P43870\*\*\*\*\*AUTO\*\*3-DIGIT 290  
 43870 1 AT 0.292  
 HOLLIT J TINDAL  
 PO BOX 354  
 PELLIION SC 29123-0354

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 DHHS  
 COLUMBIA REGIONAL OFFICE

**Start the new year with a Budget Booster debt consolidation loan!**



- Low rates!
- No payment for 90 days
- Repay with tax refund, or
- Opt for low monthly payments

Apply on-line, stop by, or call your Universal 1 Credit Union office.

TRAN EFFECT  
 NO DAY MO DAY YR

TRANSACTION DESCRIPTION

AMOUNT NEW BALANCE

SUFFIX:00 SAVINGS PLDS  
 120704TELLER DEPOSIT  
 123104DIVIDEND

75.00 5.00  
 .03 80.00  
 80.03

ANNUAL PERCENTAGE YIELD 0.5011%  
 ANNUAL PERCENTAGE YIELD EARNED 0.5408%  
 JOINT OWNERS: P O D

REPORTING SSN: ON-FILE Y-T-D DIVIDENDS: .16  
 SUFFIX:18 CHECKING

BEGINNING BALANCE -151.71  
 DEPOSITS 280.00  
 DRAFTS 117.38  
 MISC DEBITS 7.00  
 MAINT/SERVICE CHGS 0.00  
 ENDING BALANCE 3.91

TOTAL NUMBER DRAFTS CLEARED 1  
 YOUR AVG DAILY BALANCE WAS 13.29  
 YOUR LOW MONTH BALANCE WAS -151.71

120704TELLER DEPOSIT

TOTAL: 280.00  
 280.00

NO. DATE EFF AMOUNT  
 554 12-16 117.38

NO. DATE EFF AMOUNT  
 DRAFTS

NO. DATE EFF AMOUNT  
 TOTAL: 117.38

MISCELLANEOUS DEBITS

123104MIN BAL CHK FEE

TOTAL: -7.00  
 7.00

ANNUAL PERCENTAGE YIELD 0.0000%  
 JOINT OWNERS: POD  
 REPORTING SSN: ON-FILE Y-T-D DIVIDENDS: .00  
 SUFFIX:70 IRA 12 MONTH TRAD

1057.93

\*\*\*\*\*  
 \*\* IMPORTANT TAX RETURN INFORMATION INCLUDED \*\*  
 \*\*\*\*\*

122704DIVIDEND

1.22 1059.15

IRA FAIR MARKET VALUE AS OF DECEMBER 31, 2004:

1059.15

HOLLIS J TINDAL

3901653

3000-00-1942

12-01-04

12-31-04

2 OF 2

ANNUAL PERCENTAGE YIELD 1.4098%  
ANNUAL PERCENTAGE YIELD EARNED 1.4121%

BENEFICIARIES: TINDAL/PHIL D  
REPORTING SSN: ON-FILE Y-T-D DIVIDENDS:

TINDAL/SUSAN L

20.30 FORFEITURES:

.00

CERT NO: 0 ISSUE DATE:022704 MATURITY DATE:022705 DIV RATE: 1.4000

PLAN SUMMARY FOR ACCOUNT: 3901653

ON-FILE PLAN NUM:

1

TOTAL DISTRIBUTION THIS YEAR: 2000.00

FOR 2004 REPORTING SSN	* IRA YTD DIVIDENDS	* OTHER YTD DIVIDENDS	* TOTAL YTD DIVIDENDS	* TOTAL YTD FED WHH	* TOTAL YTD STATE WHH	* TOTAL YTD FORFEITURES
ON-FILE	20.30	.16	20.46	.00	.00	.00

STATEMENT

**Universal**  
**Credit Union, Inc.**

One Riverbank Drive Dayton Ohio 45409 937-225-6800 800-752-9555 www.universalcu.org

ACCOUNT NUMBER	01653	XXXX-XX-1942
SOCIAL SECURITY NO.		
FROM	11-01-04	11-30-04
THROUGH		
PAGE		1 OF 2

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MAR 2 4 2005

CLASSIFIED 16590\*\*\*\*\*AUTO\*\*3-DIGIT 290  
16590 1 AT 0.292  
DHHS  
HOLLIS J TINDAL  
PO BOX 354  
PELTON SC 29123-0354



TRAN EFFECT  
MO DAY MO DAY YR

TRANSACTION DESCRIPTION

AMOUNT NEW BALANCE

SUFFIX:00 SAVINGS PLUS  
111704TRNSFR TO DRAFT ACCT 41659 -29.30 36.24  
TRF TO SHARES 3901653-18  
Palmetto 1220 B AVENUE WEST COLUMBIASCUS 6.94  
112404TRF TO SHARES 3901653-18 -1.94 5.00

ANNUAL PERCENTAGE YIELD 0.0000%  
JOINT OWNERS: F O D  
REPORTING SSN: ON-FILE Y-T-D DIVIDENDS: 13  
SUFFIX:18 CHECKING

BEGINNING BALANCE 139.70  
DEPOSITS 31.24  
DRAFTS 225.65  
MISC DEBITS 97.00  
MAINT/SERVICE CHGS 0.00  
ENDING BALANCE -151.71  
TOTAL NUMBER DRAFTS CLEARED 3  
YOUR AVG DAILY BALANCE WAS -21.78  
YOUR LOW MONTH BALANCE WAS -151.71

111704TRNSFR TO DRAFT ACCT 41659 29.30  
TRF FROM SHARES 3901653-0  
Palmetto 1220 B AVENUE  
112404TRF FROM SHARES 3901653-0  
WEST COLUMBIASCUS 1.94  
TOTAL: 31.24

NO.	EFF DATE	AMOUNT	NO.	EFF DATE	AMOUNT	NO.	EFF DATE	AMOUNT
551	11-01	129.00	552	11-26	72.65	553	11-24	24.00
TOTAL:			TOTAL:			TOTAL:		

MISCELLANEOUS DEBITS  
111704ATM WITHDRAWAL 41659 -40.00  
Palmetto 1220 B AVENUE WEST COLUMBIASCUS  
112404PAID NSF FEE# 553 -25.00  
112604PAID NSF FEE# 552 -7.00  
113004MIN BAL CHK FEE TOTAL: 97.00

ANNUAL PERCENTAGE YIELD 0.0000%  
JOINT OWNERS: FOD  
REPORTING SSN: ON-FILE Y-T-D DIVIDENDS: 00  
SUFFIX:70 IRA 12 MONTH TRAD 1.26 1056.67  
112704DIVIDEND 1057.93

NAME

ACCOUNT

SOCIAL

FROM

TO

PAGE

HOLLIS J TINDAL

3901653

SECURITY NO.  
KCK-KK-1942

11-01-04

11-30-04

2 of 2

ANNUAL PERCENTAGE YIELD 1.4098%

ANNUAL PERCENTAGE YIELD EARNED 1.4130%

BENEFICIARIES: TINDAL/PHIL D

REPORTING SSN: ON-FILE

Y-T-D DIVIDENDS:

TINDAL/SUSAN L

19.08 FORFEITURES:

.00

CERT NO:

0 ISSUE DATE:022704 MATURITY DATE:022705 DIV RATE:

1.4000

PLAN SUMMARY FOR ACCOUNT:

3901653

PLAN SSN: ON-FILE

PLAN NUM:

1

TOTAL DISTRIBUTION THIS YEAR:

2000.00

FOR 2004

REPORTING SSN	IRA YTD DIVIDENDS	OTHER YTD DIVIDENDS	TOTAL YTD DIVIDENDS	TOTAL YTD FED WHH	TOTAL YTD STATE WHH	TOTAL YTD FORFEITURES
ON-FILE	19.08	.13	19.21	.00	.00	.00



# Bank of America

Bank of America, N.A.  
P.O. Box 25118  
Tampa, FL 33622-5118



Page 1 of 2  
Statement Period  
01-12-05 through 02-08-05  
Number of checks enclosed: 0  
B 07 0 A P 07  
Account Number: 9007 6919 283

00006155 1 AT 8.292 12 09065 001 SCH999 TI  
HOLLI J TINDAL  
PO BOX 354  
PELION SC 29123-0354

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DHHS  
COLUMBIA REGIONAL OFFICE

Our free Online Banking service allows you to check balances, track account activity, pay bills and more. With Online Banking you can also view up to 18 months of this statement online and even turn off delivery of your paper statement. Enroll at [www.bankofamerica.com](http://www.bankofamerica.com)

Customer Service Information  
[www.bankofamerica.com](http://www.bankofamerica.com)

1890 230 040  
1890 984 408  
1898 698 50888

Branch of Account  
P.O. Box 95218  
Tampa, FL 33622-5118

## MyAccess checking

Your Account at a Glance

Account Number .....	0007 6919 2835
Beginning Balance on 01-12-05 .....	\$ 580.23
Service Charges and Other Fees .....	5.95
Ending Balance on 02-08-05 .....	\$ 586.18

A monthly maintenance fee was applied to your MyAccess checking account because we did not receive a direct deposit to your account during this statement cycle. Please call our 24-hour Customer Service if you would like information about how to avoid this fee.

HOLLIS J TINDAL

Page 2 of 2  
 Statement Period  
 01-12-05 through 02-08-05  
 Number of checks enclosed: 0  
 B 07 0 A P 07  
 Account Number: 0007 6919 2835

Effective April 2, 2005, if you use your Check Card or ATM Card to purchase goods or services (or to obtain cash from an ATM) in currency other than U.S. dollars, the currency conversion exchange rate used by Visa will be: rate selected by Visa from a range of rates available in wholesale currency markets for the applicable central processing date, which rate may differ from the rate Visa receives, or the government-mandated rate in effect for the central processing date. Visa will no longer add a 1% adjustment factor and show it as part of the U.S. dollar amount.

The Check Card Foreign Currency Conversion Adjustment fee determined by us and shown as a separate charge for each converted Check Card purchase (but not ATM cash withdrawals) will be 3% of the U.S. dollar amount. Please call the number on this statement with questions regarding this change or to find out about other options for international transactions.

### MyAccess checking Additions and Subtractions

Posted Date	Amount(\$)	Resulting Balance(\$)	Transaction
08-	5.95-	536.18-	Monthly Maintenance Fee

### Daily Balance Summary

End of Day Date	Balance	Date	Balance
Beginning	530.23-	02-08	536.18-

Did not receive money instantly to other Bank of America customers - free. With Online Banking you can make secure, person-to-person transfers from your checking, savings or credit card account to millions of other Bank of America customers with checking or savings accounts - and the money will be available immediately. Enroll or sign in today at [www.bankofamerica.com](http://www.bankofamerica.com).

**TX PREPARATION DISCOUNT:** Because we value you as a Bank of America customer, we are offering you the opportunity to use TurboTax(R) or H&R Block(R) online tax preparation at a savings of up to 50%. Visit [www.bankofamerica.com/taxprep](http://www.bankofamerica.com/taxprep) for more details.



HOLLI J TINDAL

Page 2 of 3  
 Statement Period  
 12-15-04 through 01-11-05  
 Number of checks enclosed: 0  
 B 07 0 A p 07  
 Account Number: 0007 6919 2835

to solve to save more in 2005. Automatic transfers from checking to savings are an easy way to save. Start saving now and you can watch your money grow all year long.

do you know that your online checking account statements are secure and protected in Online Banking? You can even stop delivery of your paper statement altogether. Enroll or sign in to Online Banking today at [www.bankofamerica.com](http://www.bankofamerica.com). Select the Account Activity tab and click on the "Stop/Resume mailing paper statements" link.

### MyAccess checking Additions and Subtractions

date posted	Amount(\$)	Resulting Balance(\$)	Transaction
1-16	135.84 +	88.94	Return Of Posted Check / Item (Received On 12-14)
1-15	135.84 +	46.90	Electronic Transaction
1-15	602.49 +	649.39	Return Of Posted Check / Item (Received On 12-14)
1-15	44.45-	604.94	Electronic Transaction Deposit
1-15	33.00-	571.94	CheckCard 1213 Ovs Pharmacy #5471 G03 Lexington SC 24445004349012780837282 Overdraft Fee For Activity Of 12-14
1-15	33.00-	538.94	Electronic Trans Overdraft Fee For Activity Of 12-14
1-17	60.00-	478.94	Electronic Transaction
1-17	158.89-	320.05	Check 1498
1-20	595.94 +	915.99	CheckCard 1216 Gingular*0156757700135 800-331-0500 TN 244939843510071669365576 Counter Credit
1-23	1,000.00 +	1,915.99	ATM/Check Card Temporary Cr Reversal On 10/04/04
1-23	55.00-	1,860.99	Card # 435640009662838 Claim #466-06Oct04
1-23	558.37-	1,302.62	Check 1497
1-23	384.34-	918.28	CheckCard 1222 Target 00019232
1-24	135.84-	782.44	CheckCard 1222 Target 00019232
1-24	71.29-	711.15	Columbia SC 24164074357091008319522
1-27	170.61-	523.23	CheckCard 1222 Div*directv Service 800-347-3288 GA 24692164357000306561255
1-27	162.94-	360.29	CheckCard 1223 Target 00019232
1-27	116.99-	243.30	Columbia SC 24164074358091007298969
1-27	99.75-	143.55	CheckCard 1222 Shell Oil 57528069602
1-27	74.18-	69.37	West Columbia 24692164358000407179543
1-27	68.90-	0.47	CheckCard 1223 Belk #178 Dutch Square Columbia SC 24445004359023864996735
1-27	63.57-	63.10-	CheckCard 1224 Wal-Mart Stores, IN
1-28	296.18-	359.28-	CheckCard 1224 Belk #513 Orangeburg SC 24456014359140002869222
			Orangeburg SC 24445004361025064437002
			CheckCard 1223 Belk #178 Dutch Square Columbia SC 24445004359023864996651
			CheckCard 1224 Jopney Store 2152
			Orangeburg SC 24299164359901705658037
			CheckCard 1224 Belk #513 Orangeburg SC 24445004361025064436921
			Orangeburg SC 24445004361025064437184
			CheckCard 1227 Winn-Dixie #1235 S91
			South Congaree 24445004363026722114023



**Bank of America**



HOLLI J TINDAL

Page 3 of 3  
 Statement Period  
 12-15-04 through 01-11-05  
 Number of checks enclosed: 0  
 B 07 0 A P 07 002594

Account Number: 0007 6919 2935

**MyAccess checking Additions and Subtractions**

Date Posted	Amount(\$)	Resulting Balance(\$)	Transaction
12-28	33.00-	392.28-	Overdraft Fee For Activity Of 12-27
12-29	148.00-	540.28-	Electronic Transa
12-29	33.00-	573.28-	Check 1499
12-30	148.00+	425.28-	Overdraft Fee For Activity Of 12-28
12-30	33.00-	458.28-	Electronic Transa
12-31	4.95-	463.23-	Return Of Posted Check / Item (Received On 12-29)
01-03	4.95+	458.28-	Check #0000001499
01-03	33.00-	491.28-	Overdraft Fee For Activity Of 12-29
01-05	148.00-	639.28-	Check #0000001500
01-06	148.00+	491.28-	Check 1499
01-06	33.00-	524.28-	Return Of Posted Check / Item (Received On 01-05)
01-11	5.95-	530.23-	Check #0000001499
			Overdraft Fee For Activity Of 01-05
			Check #0000001499
			Monthly Maintenance Fee

**Checks Posted in Numerical Order**

Check Number	Date Posted	Amount(\$)	Check Number	Date Posted	Amount(\$)	Check Number	Date Posted	Amount(\$)
1497	12-23	568.37	1499	12-29	148.00	1500	12-31	4.95
1498	12-17	60.00	1499	01-05	148.00			

**Total Checks Posted \$919.32**

\* The asterisk shows a break in the check number order. Your check may have been in a previous statement or may still be outstanding.

**Daily Balance Summary**

Date	Balance	Date	Balance	Date	Balance
Beginning	294.78-	12-24	693.84	12-31	463.23-
12-16	538.94	12-27	63.10-	01-03	491.28-
12-17	330.05	12-28	392.28-	01-05	639.28-
12-20	915.99	12-29	573.28-	01-06	524.28-
12-23	782.44	12-30	458.28-	01-11	530.23-



# Bank of America



Bank of America, N.A.  
P.O. Box 25118  
Tampa, FL 33622-5118

Page 1 of 4  
Statement Period  
11-10-04 through 12-14-04  
Number of checks enclosed: 0  
B 07 0 A P 07  
0000179  
Account Number: 0007 6919 2835

15005 001 SCM999 112 0

# RECEIVED

MAR 2 4 2005

HOLLI J TINDAL  
PO BOX 354  
PELION SC 29123-0354

DHHS  
COLUMBIA REGIONAL OFFICE

Our free Online Banking service allows you to check balances, track account activity, pay bills and more.  
With Online Banking you can also view up to 18 months of this statement  
online and even turn off delivery of your paper statement.  
Enroll at [www.bankofamerica.com](http://www.bankofamerica.com).

Customer Service Information  
[www.bankofamerica.com](http://www.bankofamerica.com)

For additional information or service, you may call:  
1-800-368-0000 (Automated Service)  
1-800-291-4508 (TDD/VOICE) (Toll-free)  
1-800-688-6968 (FL, TN, SC only)

Or you may write to:  
Bank of America, N.A.  
P.O. Box 25118  
Tampa, FL 33622-5118

## MyAccess checking

HOLLI J TINDAL

### Your Account at a Glance

Account Number .....	0007 6919 2835
Beginning Balance on 11-10-04 .....	\$ 194.60
Deposits and Other Additions .....	3,030.11
Checks Posted .....	1,108.22
ATM and Debit Card Subtractions .....	1,959.64
Service Charges and Other Fees .....	39.95
Other Subtractions .....	341.68
Ending Balance on 12-14-04 .....	\$ 224.78-

A monthly maintenance fee was applied to your MyAccess checking account because we did not receive a direct deposit to your account during this statement cycle. Please call our 24-hour Customer Service if you would like information about how to avoid this fee.



**BANK OF AMERICA**



HOLLI J TINDAL

Page 3 of 4  
Statement Period  
11-10-04 through 12-14-04  
Number of checks enclosed: 0  
B 07 0 A P 07  
00K

Account Number: 0007 6919 283E

**MyAccess checking Additions and Subtractions**

Date Posted	Amount(\$)	Resulting Balance(\$)	Transaction
12-02	27.10-	396.15	CheckCard 1201 D.F. Shumpert Groce
12-02	4.95-	391.20	Pelion SC 24455014336040005251782
12-03	105.00-	286.20	Check 1489
12-03	17.96-	268.24	Check 1488
12-06	245.94+	514.18	CheckCard 1201 Shell Oil 57523069602
12-06	160.00-	354.18	West Columbiasc 24692164337000715164522
12-06	50.42-	303.76	Deposit
12-06	49.00-	254.76	CheckCard 1204 Tyler Brothers
12-06	23.90-	230.86	Wagener SC 24246514339206289200328
12-07	72.03-	158.83	CheckCard 1203 Kmart 00041418
12-07	70.00-	88.83	W Columbia SC 243990043399041413398977
12-08	1,001.88+	1,090.71	CheckCard 1208 Trwr*ao1 Service 1204
12-08	80.00-	1,010.71	800-827-6364 VA 246921643380007667899986
12-09	53.20-	957.51	CheckCard 1205 Ocharlers 010083151
12-09	19.80-	937.71	Lexington SC 24164074341119370216734
12-09	17.53-	920.18	Cingular :Des = check Pymt:ID = 1491
12-10	30.00-	890.18	EFF Date: 041207;Indn:015667577
12-10	106.72-	783.46	Deposit
12-10	75.00-	708.46	BkofAmerica ATM 12/08 #000006985 Withdrawl
12-13	162.00-	546.46	Airport Bc 1493 W. Columbia SC
12-13	160.00-	386.46	Check 1495
12-13	106.55-	279.91	CheckCard 1207 Shell Oil 57523069602
12-13	101.80-	178.11	West Columbiasc 24692164343000138699287
12-13	26.00-	152.11	Stop Payment Fee
12-13	18.68-	133.43	CheckCard 1209 D.F. Shumpert Groce
12-13	2.00-	131.43	Pelion SC 24455014344040005637477
12-14	135.84-	4.41-	Check 1496
12-14	50.00-	140.25-	Branch Banking 12/12 #000020812 Withdrawl
12-14	28.58-	190.25-	Lexington - Pelio Lexington SC
12-14	5.95-	224.78-	BkofAmerica ATM 12/11 #000004233 Withdrawl
12-14			Hwy 378 - Lexing Lexington SC
12-14			Branch Banking 12/12 #000020812 Withdrawl
12-14			BkofAmerica ATM 12/11 #000004233 Withdrawl
12-14			CheckCard 1211 Mikes Liquor And Party
12-14			Pelion SC 24254774347443503000033
12-14			CheckCard 1211 Elante Day Spa
12-14			Lexington SC 24073144347900013109698
12-14			Check 1492
12-14			CheckCard 1211 Exxonmobil75 04227914
12-14			Lexingto SC 2416405347378000051608
12-14			Branch Banking 12/12 #000020812 Withdrawl
12-14			Lexington - Pelio Lexington SC Fee
12-14			**Directv :Des = directv :ID =
12-14			EFF Date: 041214;Indn: *holli Tindal
12-14			**Directv :Des = checkPymt:ID = 1494
12-14			EFF Date: 041214;Indn:014668692
12-14			sBkofAmerica ATM 12/13 #000009868 Withdrawl
12-14			Springe Crossing Lexington SC
12-14			sCheckCard 1213 Ruby Tuesday #3613
12-14			Columbia SC 24792624349221131400385
12-14			Monthly Maintenance Fee



HOLLIS J TINDAL

Page 4 of 4  
 Statement Period  
 11-10-04 through 12-14-04  
 Number of checks enclosed: 0  
 B 07 0 A P 07

Account Number: 0007 6919 2836

There were not enough funds available in your account to cover all the electronic transactions received on 12-14. The transaction(s) indicated here have been paid. Any service charge(s) will be reflected on your next statement. We have stopped payment on this electronic transaction as you requested. This indicates that the transaction was presented for payment. We have since returned it electronic transaction and credited your account for the amount of the transaction. This credit will appear on your next statement.

**Checks Posted in Numerical Order**

Check Number	Date Posted	Amount(\$)	Check Number	Date Posted	Amount(\$)	Check Number	Date Posted	Amount(\$)
1484	11-22	10.00	1488	12-03	105.00	1493	12-09	53.20
1485	11-22	558.37	1489	12-02	4.95	1495*	12-09	19.80
1486	11-26	30.00	1490	12-06	160.00	1495	12-10	75.00
1487	12-01	65.90	1492*	12-13	26.00			
<b>Total Checks Posted</b>						<b>\$1,108.25</b>		

\* The asterisk shows a break in the check number order. Your check may have been in a previous statement or may still be outstanding.

**Daily Balance Summary**

Date	Balance	Date	Balance	Date	Balance
Beginning	194.60	11-24	329.21	12-06	230.88
11-10	322.34	11-26	217.47	12-07	88.83
11-12	304.44	11-29	105.23	12-08	1,010.71
11-15	646.90	11-30	611.17	12-09	920.18
11-16	618.64	12-01	423.25	12-10	708.46
11-19	608.64	12-02	391.20	12-13	181.43
11-22	336.21	12-03	268.24	12-14	224.78.

Great news! Cutoff time on deposits at most banking centers in North & South Carolina is extended until 6pm Mon-Thu & 6pm on Fri. Also cutoff time for deposits at Bank of America ATMs is extended to 6pm Mon-Fri. Some deposits may be subject to holds; see deposit envelope for details. To find the closest banking center or ATM, visit [www.bankofamerica.com](http://www.bankofamerica.com).

### Client Summary Statement for Hollis J Tindal as of 02/24/2005

Insured Policy Number	Plan	Policy Date	Net Death Benefit	Annualized Premium	Last Dividend	Dividend Option	Net Cash Value **	Total Loans
Hollis J Tindal 15-263-446	ACL	01/15/2000	52,923	692.28	68.78	PUR.ADDS	1,913.75	360.80

\*\* Cash values displayed may not reflect actual premium payment status. Actual values will be determined at the time of surrender.

Tracy L Smith  
1901 Bull St  
Columbia SC 29201  
(803)254-0133

**RECEIVED**

MAR 24 2005

02/24/2005

DR. J. J. SMITH  
COLUMBIA REGIONAL OFFICE

**Client Summary Statement  
for Hollis J Tindal as of 02/24/2005**

Insured Policy Number	Plan	Beneficiary	Owner	Payer	ISA Number
Hollis J Tindal 15-263-446	ACL	Susan Lee Tindal Phil DeWight Tindal Phil Dewight Tindal II	Hollis J Tindal	Hollis J Tindal	89-663-84

**RECEIVED**

MAR 2 4 2005

DHHS  
COLUMBIA REGIONAL OFFICE

\*\* Cash values displayed may not reflect actual premium payment status. Actual values will be determined at the time of surrender.

Tracy L Smith  
1901 Bull St  
Columbia SC 29201  
(803)254-0133

Holli J. Tindal  
Post Office Box 354  
Pelton, South Carolina 29123  
(803) 894-6133

**COPIES**

February 7, 2005

*Social Security Administration  
Supplemental Security Income*  
Strom Thurmond Federal Building  
1835 Assembly Street  
Columbia, South Carolina 29201

**RECEIVED**

FEB 14 2005

DHHS  
COLUMBIA REGIONAL OFFICE

RE: Holli Josette Tindal  
Claim Number: 247-65-1942 DI

Dear Sir/Madam:

Please be advised that I write this letter in an effort to appeal the enclosed copy of the decision dated January 21, 2005, and received by me on or about January 28, 2005. I wish to appeal the decision.

The one asset that I may have and which may possibly exceed the \$ 2,000.00 "limit on resources" is a life insurance policy that I have had since the year of 2000. I am a 35 year old female but felt that approximately five years ago it would be beneficial to my family to insure my life for \$ 50,000.00, by paying monthly premiums of \$ 58.69 on this policy during the time I was still employed. I am no longer employed as my employer retired as of December 31, 2004. I have spoken to my insurance agent (Ms. Tracy Smith at Northwestern Mutual at (803) 254-0133) and she has informed me that since I am now disabled and unemployed that the monthly premiums will be deducted from the cash value of the policy. Since I am unemployed, now disabled with two broken feet, and a prognosis of six months to one year of being unable to walk, I do not believe that the current amount will be maintained considering my monthly premiums will be \$ 58.69 plus interest which will be deducted from the cash value. Thus over the course of my disability will lower the cash value below \$ 2,000.00. Until I become physically able and employed I will be unable to make the premium payments. I do not feel that I should have to sell this resource as it will be a benefit to my family should I become deceased.

Please feel free to contact my insurance agent and/or me for further explanation if necessary. I would appreciate any consideration that can be given to this matter as I am in dire straits with my financial capabilities at present.

✓

*Social Security Administration  
Supplemental Security Income*

*RE: Hollis Josette Tindal*

*Claim Number: 247-65-1942 DI*

*Page Two*

*January 7, 2005*

Also since becoming unemployed I will no longer have the benefit of having health insurance coverage which cost was maintained by my employer. I will be facing many medical costs, outside of my regular living expenses and I have absolutely no idea of how I am going to pay these costs without some assistance.

Please review this matter and advise if I should need to complete a "Request for Reconsideration" form. If so, please forward me form number SSA-561, as I am unable to walk or make any appointments other than telephone-related appointments.

With kindest regards, I am,

Respectfully,

*Hollis J. Tindal*  
Hollis J. Tindal

Enclosure

# Social Security Administration Supplemental Security Income Notice of Disapproved Claim

Date: January 21, 2005  
Claim Number: 247-65-1942 DI

SSS 0114.M08.004.039762 000039762 01 M/B 0.309

**RECEIVED**

FEB 14 2005

HOLLIS JOSETTE TINDAL  
PO BOX 354  
PELION SC 29123-0354

DHHS  
COLUMBIA REGIONAL OFFICE

\* Application Filed \*  
January 14, 2005

\* Type of Claim \*  
Individual-Disabled

You cannot get Supplemental Security Income for the reason given below.

### Why We Can't Pay You

We find that you have resources worth more than \$2,000.00 for January 2005 on

For you to receive SSI payments, the resources that you own cannot be worth more than \$2,000.00 for January 2005 on. We call this amount the limit on resources.

Resources are the things that you own such as cash, stocks, bank accounts, certain types of life insurance, buildings, and land on which you do not live. We do not include as resources the home in which you live, one car used for necessary activities, and some other things.



See Next Page

SSA-18030

Holli Josette Tindal (247-65-1942)

Page 2 of 3

**Time to File an Appeal**

To file an appeal, you must file your request for review within 60 days from the date you get this notice.

The Appeals Council assumes you got the notice 5 days after the date shown above unless you show you did not get it within the 5-day period. The Council will dismiss a late request unless you show you had a good reason for not filing it on time.

**Time to Submit New Evidence**

You should submit any new evidence you wish to the Appeals Council to consider with your request for review.

**How an Appeal Works**

Our regulations state the rules the Appeals Council applies to decide when and how to review a case. These rules appear in the Code of Federal Regulations, Title 20, Chapter III, Part 404 (Subpart J) and Part 416 (Subpart N).

If you file an appeal, the Council will consider all of my decision, even the parts with which you agree. The Council may review your case for any reason. It will review your case if one of the reasons for review listed in our regulation exists. Section 404.970 and Section 416.1470 of the regulation list these reasons.

Requesting review places the entire record of your case before the Council. Review can make any part of my decision more or less favorable or unfavorable to you.

On review, the Council may itself consider the issues and decide your case. The Council may also send it back to an Administrative Law Judge for a new decision.

**If No Appeal and No Appeals Council Review**

If you do not appeal and the Council does not review my decision on its own motion, you will not have a right to court review. My decision will be a final decision that can be changed only under special rules.

See Next Page

Holli Josette Tindal (247-65-1942)

Page 3 of 3

**If You Have Any Questions**

If you have any questions, you may call, write or visit any Social Security office. If you visit an office, please bring this notice and decision with you. The telephone number of the local office that serves your area is (803)929-7635. Its address is Social Security Administration, 1835 Assembly Street, 2nd Floor, Strom Thurmond Federal Building, Columbia, SC 29201.

William F. Pope  
Administrative Law Judge...

cc: Harry F. Smithson  
Attorney at Law  
P.O. Box 7965  
Columbia, SC 29202

**SOCIAL SECURITY ADMINISTRATION**  
**Office of Hearings and Appeals**

**ORDER**

IN THE CASE OF

CLAIM FOR

Holli Josette Tindal

(Claimant)

Period of Disability,  
Disability Insurance Benefits, and  
Supplemental Security Income

(Wage Earner)

247-65-1942  
(Social Security Number)

I approve the fee agreement between the claimant and her representative subject to the condition that the claim results in past-due benefits.

My determination is limited to whether the fee agreement meets the statutory conditions for approval and is not otherwise excepted. I neither approve nor disapprove any other aspect of the agreement.

**HOW TO ASK US TO REVIEW THE FEE AGREEMENT DETERMINATION**

You or your representative may ask us to review the determination on the fee agreement. If you decide to ask us for a review, write us within 15 days from the day you get this order. Tell us that you disagree and give your reasons. Send your request to this address:

Ollie Garnor  
Regional Chief Administrative Law Judge  
61 Forsyth Street, SW  
Suite 20T10  
Atlanta, GA 30303

Your representative also has 15 days to write us if he or she does not agree with the determination on the fee agreement.

You should include the social security number(s) shown on this order on any papers that you send us.

*William F. Pore*  
William F. Pore  
Administrative Law Judge  
APR 27 2006

Date

**SOCIAL SECURITY ADMINISTRATION**  
**Office of Hearings and Appeals**

**DECISION**

**IN THE CASE OF**

Holli Josette Tindal  
(Claimant)

(Wage Earner)

**CLAIM FOR**

Period of Disability,  
Disability Insurance Benefits, and  
Supplemental Security Income

247-65-1942  
(Social Security Number)

**PROCEDURAL HISTORY**

The claimant filed applications for a period of disability and disability insurance benefits and for supplemental security income on January 10, 2005, and March 3, 2005, respectively. She alleges disability since December 29, 2004. Her applications were denied initially and upon reconsideration, and a timely request for hearing was filed on January 23, 2006. The claimant is represented by Harry F. Smithson, an attorney.

After a careful review of the documentary evidence, I find that a fully favorable decision can be issued without oral testimony.

**ISSUES**

At issue in this case is whether the claimant is entitled to a period of disability and disability insurance benefits under Sections 216(f) and 223, respectively, of the Social Security Act, as amended; and whether the claimant is disabled under Section 1614(a)(3)(A) of the Act. The Social Security Act defines disability as the inability to engage in any substantial gainful activity due to physical or mental impairments which can be expected either to result in death or to last for a continuous period of not less than 12 months. The specific issues are whether the claimant was under a disability; and, if so, when such disability commenced and the duration thereof; and whether the special earnings requirements of the Act are met for the purpose of entitlement to a period of disability and disability insurance benefits.

**EVALUATION OF THE EVIDENCE**

After a thorough evaluation of the entire record, I find that the claimant has been disabled since December 29, 2004. She met the insured status requirements of the Social Security Act on that date and continues to meet them through December 31, 2009. The claimant was 34 years old on the date her disability began. She has a 12<sup>th</sup> grade education and worked as a paralegal. She has not engaged in any substantial gainful activity since the disability onset date.

Holfi Josette Tindal (247-65-1942)

Page 2 of 3

The claimant has a severe impairment due to bilateral heel fractures.

The claim sustained bilateral heel fractures in an automobile accident on December 29, 2004. She has had multiple surgeries and was in a wheelchair until May 2005, and she continues to require the use of crutches to ambulate (Exhibit 10F, page 5). According to treatment notes, the claimant has atrophy and persistently severe limitation of subtalar motion of the left ankle, swelling in both ankles, and severe dorsiflexion in the left ankle to only three or four degrees (normal is 20 degrees). While the claimant's treating orthopedic surgeon, Dr. Coleman Fowble, reported on February 27, 2006, that he wants the claimant to work on weight-bearing "as much as her comfort level allows" (Exhibit 10F, page 5), he opined on March 23, 2006, that she should not walk for any length of time and was able to stand and walk for less than two hours in an 8-hour day (Exhibit 10F, page 2).

Listing 1.03 refers to reconstructive surgery of a major weight bearing joint (ankle-foot is included in the definition under 1.00F) without return of effective ambulation within twelve months. Ineffective ambulation is defined generally as having insufficient lower extremity function to permit independent ambulation without the use of a hand-held assistive device(s) that limits the functioning of both upper extremities.

The claimant's impairment meets the requirements of Listing 1.03, and she is disabled.

In concluding that the claimant is disabled, I have considered the opinions of the State agency medical and psychological consultants. As the medical opinions of expert physicians and psychologists, they cannot be ignored. Social Security Ruling 96-5p. However, as those of nonexamining medical sources, their opinions are weighed by stricter standards, based to a greater degree on medical evidence, qualifications, degree of specialization, and clarity of explanations for their opinions, which can be given weight only insofar as they are supported by the whole record, including new evidence received after their opinions were rendered. Social Security Ruling 96-6p.

New evidence has been submitted which was not available for review by the State agency physicians. That evidence reveals material facts regarding the claimant's medical condition. Since that evidence was not available for review by the State agency physicians in their consideration of the record, their opinions are not based on the whole record and cannot be afforded significant weight in the determination of the claimant's residual functional capacity.

#### FINDINGS

After consideration of the entire record, the Administrative Law Judge makes the following findings:

1. The claimant met the insured status requirements of the Act on December 29, 2004. She has not performed any substantial gainful activity since that time.
2. The claimant has an impairment or a combination of impairments considered "severe" based on the requirements in the Regulations 20 CFR §§ 404.1520(b) and 416.920(b).

Holli Josette Tindal (247-65-1942)

Page 3 of 3

3. The claimant's impairment meets the requirements of Listing 1.03, Appendix 1, Subpart P, Regulation No. 4.
4. The claimant has been under a disability as defined by the Social Security Act and Regulations since December 29, 2004.

DECISION

Based on the Title II application filed on January 10, 2005, the claimant is entitled to a period of disability commencing December 29, 2004, and to disability insurance benefits under sections 216(i) and 223 of the Social Security Act, respectively, and the claimant's disability has continued at least through the date of this decision.

It is the further decision of the Administrative Law Judge that based on the Title XVI application filed on March 3, 2005, the claimant has been disabled since December 29, 2004, under section 1614(a)(3)(A) of the Social Security Act, and the claimant's disability has continued through the date of this decision.

The Social Security Administration must also determine whether the claimant meets the income and resources and other eligibility requirements for supplemental security income payments, and if the claimant is eligible, the amount and the month(s) for which the claimant will receive payment. The claimant will receive a notice from another office of the Social Security Administration when that office makes those determinations.

I recommend that this case be diaried for review in one year

  
William F. Pope  
Administrative Law Judge  
APR 2 2006

Date

**LIST OF EXHIBITS**

**Claimant:** Hollis Josette Tindal

**SSN:** 247-65-1942

<b>Exh. Part No. No.</b>	<b>Description</b>	<b>No. of Pages</b>
------------------------------	--------------------	-------------------------

**PAYMENT DOCUMENTS/DECISIONS**

1 A -2A

**JURISDICTIONAL DOCUMENTS/NOTICES**

- 1 B -6B
- 7 B VE Resume – Carroll Crawford 1
- 8 B Pre-Hearing Brief and Request for On-the-Record Decision dated 03/30/06 from Harry Smithson, claimant's attorney 4

**NON-DISABILITY DEVELOPMENT**

1 D -3D

**SUPPLEMENTAL SECURITY INCOME (SSI)**

1 SSI -3SSI

**LIST OF EXHIBITS**

**Claimant: Hollis Jasette Tindal**

**SSN: 247-65-1942**

**Exh. Part  
No. No.**

**Description**

**No. of  
Pages**

**DISABILITY RELATED DEVELOPMENT AND DOCUMENTATION**

1	E	Work History Report dated 03/18/05	8
2	E	Vocational Analysis	3
3	E	Vocational Analysis	3
4	E	Disability Report - Appeal dated 12/22/05	3
5	E	Daily Activities Questionnaire dated 02/23/05	7
6	E	Report of Contact dated 05/19/05	4
7	E	Claimant's Medications	1

LIST OF EXHIBITS

Claimant: Halli Josette Tindal

SSN: 247-65-1942

Exh. Part No. No.	Description	No. of Pages
<u>MEDICAL RECORDS</u>		
1 F	Medical Records dated 09/15/98 from Carolina Primary Care	
2 F	Medical Records covering the period from 03/11/99 to 11/16/04 from Columbia Womens Healthcare	
3 F	Hospital Records for admission on 12/29/04 through discharge on 01/07/05 from Lexington Medical Center	
4 F	Hospital Records for admission on 01/14/05 through discharge on 01/19/05 from Lexington Medical Center	
5 F	Medical Records covering the period from 01/24/05 to 05/27/05 from Winyah Home Health Care	
6 F	Medical Records dated 08/01/05 & 10/21/05 from Coleman D. Fowble, MD	
7 F	Medical Records covering the period from 01/10/05 to 11/14/05 from Midlands Orthopaedics	
8 F	Medical Consultants Evaluation completed by DDS Physicians	
9 F	Medical Report and Opinion Re: Ability to do Work-Related Activities dated 03/10/06 from W. Paul Carlson, Th.D.	
10 F	Medical Records dated 12/05/05 - 02/27/06 and Opinion Re: Ability to do Work-Related Activities from Coleman D. Fowble, M.D., Midlands Orthopaedics	