

Janet  
1028

DEPARTMENT OF HEALTH AND HUMAN SERVICES  
OFFICE OF DIRECTOR

ACTION REFERRAL

TO	DATE
Roberto/Singleton/FOIA	11-4-14

DIRECTOR'S USE ONLY	ACTION REQUESTED
1. LOG NUMBER 000105	<input type="checkbox"/> Prepare reply for the Director's signature DATE DUE _____
2. DATE SIGNED BY DIRECTOR	<input type="checkbox"/> Prepare reply for appropriate signature DATE DUE _____
cc: Brooks, Mallis Cleared 11/10/14, letter attached.	<input checked="" type="checkbox"/> FOIA DATE DUE 11-19-14
	<input type="checkbox"/> Necessary Action

APPROVALS (Only when prepared for director's signature)	APPROVE	* DISAPPROVE (Note reason for disapproval and return to preparer)	COMMENT
1. 547			
2.			
3.			17.27
4.			

South Carolina Department of Health and Human Services  
PAID BY  
MAKING VALIDATED

STATE OF SOUTH CAROLINA )

COUNTY OF SPARTANBURG )

FOIA REQUEST

**RECEIVED**

NOV 03 2014

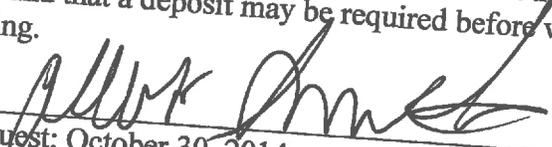
Department of Health & Human Services  
OFFICE OF THE DIRECTOR

Freedom of Information Act Request:

I, Albert V. Smith, Esquire, request all observation daily written log records and videos from the Department of Human and Health Services located in Columbia, South Carolina for the time period of 2014 regarding a public notice concerning Dialysis Clinic-East located at 155 Dillion Dr., Spartanburg, SC 29307. The public notice in question is attached hereto. Please include all documentation and videos from this incident.

The purpose of my interest in this information is:  
This office is investigation a possible medical negligence case against this facility regarding one of our clients that contracted an infection from DCI-East that has required numerous hospital stays and is still being treated to date.

I am requesting this information under the Freedom of Information Act as prescribed in Title 30 Chapter 4 of the South Carolina Code of Laws. I understand that there may be a charge for the actual costs involved with gathering the information that I am requesting (hourly rate, charge for copies etc.) and that a deposit may be required before work beings to search for the information I am requesting.

Signature 

Date of Request: October 30, 2014

Mailing Address: Albert V. Smith, P.A. PO Box 5866, Spartanburg, South Carolina, 29304-5866

Phone Number(s): 864-585-8174

Email: smithoffice1@albertvsmithatty.com or  
Nikkinicholls1@aol.com

Preferred method of contact: Phone or email

Capital Bank, NA, Linco Fund L.C., Provident Community Bank, Mountain 1st Bank & Trust, NAFH National Bank, Palmetto Bank, and Carus Bank. DEFENDANTS IN THE COURT OF COMMON PLEAS AMENDED SUMMONS AND NOTICE OF FILING OF AMENDED COMPLAINT AND NOTICE OF FORECLOSURE INTERVENTION (NON-JURY MORTGAGE FORECLOSURE) C/A NO: 2013-CP-42-05121 Deficiency Judgment Demanded TO THE DEFENDANTS, ABOVE NAMED: YOU ARE HEREBY SUMMONED and required to answer the Amended Complaint in the above entitled action, a copy of which is herewith served upon you, and to serve a copy of your answer upon the undersigned at their office, 704 E McBee Ave, Greenville, SC 29601 within thirty (30) days after service hereof upon you, exclusive of the day of such service, and if you fail to answer the Amended Complaint within the time aforesaid or otherwise appear and defend, the Plaintiff in this action will apply to the Court for the relief demanded in the Amended Complaint, and judgment by default will be rendered against you for the relief demanded in the Amended Complaint. NOTICE IS HEREBY GIVEN that the original Amended Complaint in the above entitled action was filed in the office of the Clerk of Court for Spartanburg County on June 25, 2014. NOTICE OF FORECLOSURE INTERVENTION PLEASE TAKE NOTICE THAT pursuant to the South Carolina Supreme Court Administrative Order 2011-05-02-01, (hereinafter "Order"), you may have a right to Foreclosure Intervention. To be considered for any available Foreclosure Intervention, you may communicate with and otherwise deal with the Plaintiff through its law firm, Kenison, Dudley & Crawford, LLC, 704 E McBee Ave, Greenville, SC 29601, or call (864) 242-4899. Kenison, Dudley & Crawford, LLC represents the Plaintiff in this action and does not represent you. Under our ethical rules, we are prohibited from giving you any legal advice. You must submit any requests for Foreclosure Intervention consideration within 30 days from the date of this Notice. IF YOU FAIL, REFUSE, OR VOLUNTARILY ELECT NOT TO PARTICIPATE IN FORECLOSURE INTERVENTION, YOUR MORTGAGE COMPANY/AGENT MAY PROCEED WITH A FORECLOSURE ACTION. If you have already pursued loss mitigation with the Plaintiff, this Notice does not guarantee the availability of loss mitigation options or further review of your qualifications. THIS IS AN ATTEMPT TO COLLECT A DEBT AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE. THIS COMMUNICATION IS FROM A DEBT COLLECTOR. Kenison, Dudley & Crawford, LLC, 704 E McBee Ave, Greenville, SC 29601 BY: F. LEE PRICKETT, III Attorney for Plaintiff, Greenville, SC

July 2, 2014  
7/7, 7/14, 7/21

**NOTICE TO CREDITORS OF ESTATES**

All persons having claims against the following estates MUST file their claims on Form #371ES with the Probate Court of Spartanburg County, the address of which is 180 Magnolia Street, Room 302 Spartanburg, SC 29306 within eight (8) months after the date of the first publication of this Notice to Creditors or within one (1) year from date of death, whichever is earlier (SCPC 62-3-801, et seq.), or such persons shall be forever barred as to their claims. All claims are required to be presented in written statement on the prescribed form (FORM #371ES) indicating the name and address of the claimant, the basis of the claim, the amount claimed, the date when the claim will become due, the nature of any uncertainty as to the claim, and a description of any security as to the claim.

Estate: Margie Ragan Brian  
Date of Death: March 15, 2014  
Case Number: 2014ES4200667

Personal Representative: Charles W. Brian  
Address: 275 Burnett Road, Inman, SC 29349

6/30, 7/7, 7/14

481970

**PUBLIC NOTICE FOR INVOLUNTARY TERMINATION OF MEDICARE/MEDICAID PROVIDER AGREEMENT**

Notice is hereby given that effective July 25, 2014, the agreement between DCI East Spartanburg, 155 Dillon Drive, Spartanburg, SC 29307 and the Secretary of Health and Human Services, as provider of End Stage Renal Disease Services in the Health Insurance for the Aged and Disabled Program (Medicare) is to be terminated. DCI East Spartanburg does not meet the following conditions of coverage:

- 42 CFC 494.30 - Infection Control
- 42 CFC 494.50 - Reuse of Hemodialyzers & Bloodlines

The Centers for Medicare and Medicaid Services has determined that DCI East Spartanburg is not in compliance with the conditions of Participation. The Medicare program will not make payment for hospital services to patients who are admitted after July 25, 2014. For patients admitted prior to July 25, 2014, payment may continue for a maximum of 30 days for Hospital Services. Such payment is specifically limited to covered services through the close of business July 25, 2014.

Sandra M. Pace  
Associate Regional Administrator  
Division of Survey and Certification

482776

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Job Line 579-6025 ext. 27.

**Medical**



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Recruitment Office at  
856 North Church St,  
Spartanburg, SC 29303.

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son: Junction Restaurant,  
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TO:

FROM:

SUBJECT: Cost of Processing FOIA Request #

The South Carolina Department of Health and Human Services has received and processed your FOIA request. The cost for processing this information is as follows:

Staff processing time at \$10.00 per hour \_\_\_\_\_ Hours \$ \_\_\_\_\_

Pages copied at \$.10 per page \_\_\_\_\_ Pages \$ \_\_\_\_\_

Pages faxed at \$.20 per page \_\_\_\_\_ Pages \$ \_\_\_\_\_

Shipping and Handling Costs \$ \_\_\_\_\_

Other costs associated with the FOIA request: \_\_\_\_\_ \$ \_\_\_\_\_

**Total Amount Due SCDHHS:** \$ \_\_\_\_\_

Please remit the above amount to the following address:

**Bureau of Fiscal Affairs**  
South Carolina Department of Health and Human Services  
Post Office Box 8297  
Columbia, South Carolina 29202-8297

Please contact \_\_\_\_\_ should you have any questions.

\_\_\_\_\_  
Signature

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

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

November 10, 2014

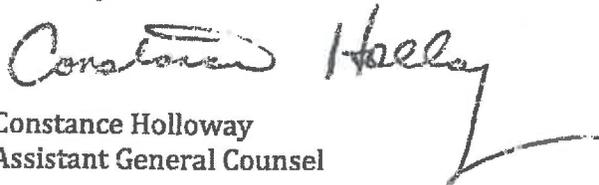
Albert V. Smith, P.A.  
PO Box 5866  
Spartanburg, SC 29304

Dear Mr. Smith :

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Thank you for your request. If you have any questions, please feel free to contact me at (803-898-0062.

Sincerely,

  
Constance Holloway  
Assistant General Counsel

Constance / Linda B

DEPARTMENT OF HEALTH AND HUMAN SERVICES  
OFFICE OF DIRECTOR

RECEIVED

NOV 05 2014

SCDHHS  
Office of General Counsel

ACTION REFERRAL

TO	DATE
Roberts / Singleton / FOIA	11-4-14

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1. LOG NUMBER 000105	<input type="checkbox"/> Prepare reply for the Director's signature DATE DUE _____
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APPROVALS (Only when prepared for director's signature)	APPROVE	* DISAPPROVE (Note reason for disapproval and return to preparer.)	COMMENT
1.		Due	Nov 24
2.			
3.			
4.			

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF SPARTANBURG )

FOIA REQUEST

RECEIVED

NOV 03 2014

Department of Health & Human Services  
OFFICE OF THE DIRECTOR

Freedom of Information Act Request:

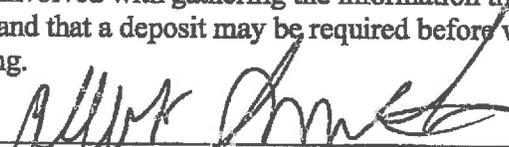
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Signature



Date of Request: October 30, 2014

Mailing Address: Albert V. Smith, P.A. PO Box 5866, Spartanburg, South Carolina, 29304-5866

Phone Number(s): 864-585-8174

Email: [smithoffice1@albertvsmithatty.com](mailto:smithoffice1@albertvsmithatty.com) or  
[NikkiNicholls1@aol.com](mailto:NikkiNicholls1@aol.com)

Preferred method of contact: Phone or email

RECEIVED

NOV 05 2014

SCDHHS  
Office of General Counsel

Capital Bank, NA, First National Bank, Provident Community Bank, Mountain 1st Bank & Trust, NAFB National Bank, Palmetto Bank, and Carolina Bank, Defendants IN THE COURT OF COMMON PLEAS AMENDED SUMMONS AND NOTICE OF FILING OF AMENDED COMPLAINT AND NOTICE OF FORECLOSURE INTERVENTION (NON-JURY MORTGAGE FORECLOSURE) CA NO: 2013-CP-00121 Dependency Judgment Debtor TO THE DEFENDANTS ABOVE NAMED: YOU ARE HEREBY SUMMONED and required to answer the Amended Complaint in the above entitled action, a copy of which is herewith served upon you, and to serve a copy of your answer upon the undersigned at their office, 704 E. McBee Ave., Greenville, SC 29601 within thirty (30) days after service hereof upon you, exclusive of the day of such service, and if you fail to answer the Amended Complaint within the time aforesaid or otherwise appear and defend, the Plaintiff's motion will apply to the Court for the relief demanded in the Amended Complaint and judgment by default will be rendered against you for the relief demanded in the Amended Complaint. NOTICE IS HEREBY GIVEN that the original Amended Complaint in the above entitled action was filed in the office of the Clerk of Court for Spartanburg County on June 25, 2014. NOTICE OF FORECLOSURE INTERVENTION PLEASE TAKE NOTICE THAT pursuant to the South Carolina Supreme Court Administrative Order 2011-05-02-01, (hereinafter "Order"), you may have a right to Foreclosure Intervention. To be considered for any available Foreclosure Intervention, you may communicate with and otherwise deal with the Plaintiff through its law firm, Kenison, Dudley & Crawford, LLC, 704 E. McBee Ave., Greenville, SC 29601, or call (864) 242-9899. Kenison, Dudley & Crawford, LLC represents the Plaintiff in this action and does not represent you. Under our ethical rules, we are prohibited from giving you any legal advice. You must submit any requests for Foreclosure Intervention consideration within 30 days from the date of this Notice. IF YOU FAIL, REFUSE, OR VOLUNTARILY ELECT NOT TO PARTICIPATE IN FORECLOSURE INTERVENTION, YOUR MORTGAGE COMPANY/AGENT MAY PROCEED WITH A FORECLOSURE ACTION. If you have already pursued loss mitigation with the Plaintiff, this Notice does not guarantee the availability of loss mitigation options or further review of your qualifications. THIS IS AN ATTEMPT TO COLLECT A DEBT AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE. THIS COMMUNICATION IS FROM A DEBT COLLECTOR, Kenison, Dudley & Crawford, LLC, 704 E. McBee Ave., Greenville, SC 29601 BY: R. LEE PRICKETT, III Attorney for Plaintiff, Greenville, SC

**NOTICE TO CREDITORS OF ESTATES**

All persons having claims against the following estates MUST file their claims on Form #371ES with the Probate Court of Spartanburg County, the address of which is 180 Cooney Street, Room 352, Spartanburg, SC 29305 within eight (8) months after the date of the first publication of this Notice to Creditors or within one (1) year from date of death, whichever is earlier (SCPC 62-2-601 et seq.), or such persons shall be forever barred as to their claims. Claims are required to be presented in written statement on the prescribed form (FORM #371ES) indicating the name and address of the claimant, the basis of the claim, the amount claimed, the date when the claim will become due, the nature of any uncertainty as to the claim, and a description of any security as to the claim.

Estate of: Jorge Roger Brian  
Date of Death: March 15, 2014  
Case Number: 201JES-000657  
Person's Representative: Charles W. Bloor  
Address: 275 Burnett Road, Ijamboe, SC 29329  
582.77.7714 481970

**PUBLIC NOTICE FOR INVOLUNTARY TERMINATION OF MEDICARE MEDICAID PROVIDER AGREEMENT**

Notice is hereby given that effective July 25, 2014, the agreement between DCI East Spartanburg, 155 Dills Drive, Spartanburg, SC 29307 and the Secretary of Health and Human Services, as provider of End Stage Renal Disease Services in - Stage Renal Disease Services in the Health Insurance for the Aged and Disabled Program (Medicare) is to be terminated. DCI East Spartanburg does not meet the following conditions of coverage:

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- 42 CFR 494.50 - Review of Hemodialyzers & Bloodlines

The Centers for Medicare and Medicaid Services has determined that DCI East Spartanburg is not in compliance with the conditions of participation. The Medicare program will not make payment for hospital services to patients who are admitted after July 25, 2014, are admitted after July 25, 2014, or patients admitted after July 25, 2014, payment may continue for a maximum of 30 days for Hospital Services. Such payment is specifically limited to covered services through the close of business July 25, 2014.

Sandra M. Pace  
Associate Regional Administrator  
Division of Survey and Certification

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**Medical**  
Spartanburg Regional Medical Center offers significant opportunities for professionals provide competitive salary outstanding benefits, including health and dental insurance, a Paid-Time-Off program, child development center, retirement, and owners' insurance, and insurance and much more. You may apply online at [www.spartanburgregional.com](http://www.spartanburgregional.com) or visit our Employment Recruitment Office at 356 North Church St. Spartanburg, SC 29303.

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Office of General Counsel

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July 2, 2014  
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Albert V. Smith, P.A.  
Attorneys at Law  
Post Office Box 5866  
Spartanburg, SC 29304

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NOV 03 2014

Department of Health & Human Services  
OFFICE OF THE DIRECTOR

SCDHHS  
PO Box 8206  
Columbia SC 29202

OFFICIAL USE  
NOV 03 2014



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NOV 05 2014

SCDHHS  
Office of General Counsel

25202820505



Constance / Linda B

DEPARTMENT OF HEALTH AND HUMAN SERVICES  
OFFICE OF DIRECTOR

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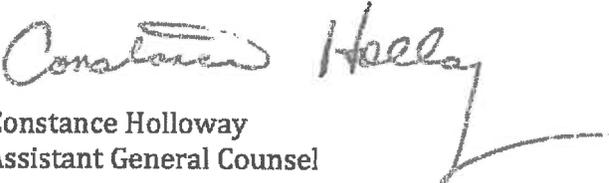
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Assistant General Counsel

STATE OF SOUTH CAROLINA )  
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COUNTY OF SPARTANBURG )

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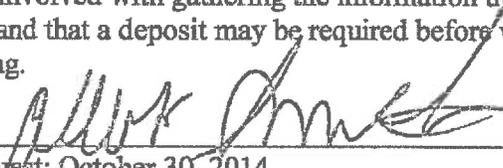
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Phone Number(s): 864-585-8174

Email: [smithoffice1@albertvsmithatty.com](mailto:smithoffice1@albertvsmithatty.com) or

[Nikkinicholls1@aol.com](mailto:Nikkinicholls1@aol.com)

Preferred method of contact: Phone or email

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SCDHHS  
Office of General Counsel

Capital Bank, N.A. Citicorp, First Community Bank, L.C., Provident Community Bank, Mountain 1st Bank & Trust, NAFB National Bank, Palmetto Bank, and Centus Bank, Defendants IN THE COURT OF COMMON PLEAS AMENDED SUMMONS AND NO-AMENDED COMPLAINT AND NOTICE OF FORECLOSURE INTERVENTION (NON-JURY MORTGAGE FORECLOSURE) CIA NO: 2013-CP-02-05121 Deceit Judgment Defendant TO THE DEFENDANTS, ABOVE NAMED: YOU ARE HEREBY SUMMONED and required to answer the Amended Complaint in the above entitled action, a copy of which is herewith served upon you, and to serve a copy of your answer upon the undersigned at their office, 704 E. McGehee Ave., Greenville, SC 29601 within thirty (30) days after service of this Amended Complaint and Judgment by default will be rendered against you for the relief demanded in the Amended Complaint. NOTICE IS HEREBY GIVEN that the original Amended Complaint in the above entitled action was filed in the office of the Clerk of Court for Spartanburg County on June 25, 2014. NOTICE OF FORECLOSURE INTERVENTION PLEASE TAKE NOTICE THAT pursuant to the South Carolina Supreme Court Administrative Order 2011-05-02-01, (hereinafter "Order"), you may have a right to Foreclosure Intervention. To be considered for any available Foreclosure Intervention, you may communicate with and otherwise deal with the Plaintiff through its law firm, Kenison, Dudley & Crawford, LLC, 704 E. McGehee Ave., Greenville, SC 29601, or call (864) 242-4899. Kenison, Dudley & Crawford, LLC represents the Plaintiff in this action and does not represent you. Under our ethical rules, we are prohibited from giving you any legal advice. You must submit any requests for Foreclosure Intervention consideration within 30 days from the date of this Notice. IF YOU FAIL, REFUSE, OR VOLUNTARILY ELECT NOT TO PARTICIPATE IN FORECLOSURE INTERVENTION, COM-PANY/AGENT MAY PROCEED WITH A FORECLOSURE ACTION. If you have already pursued legal action with the Plaintiff, this Notice does not guarantee the availability of less mitigation options or a better review of your qualifications. THIS IS AN ATTEMPT TO COLLECT A DEBT AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE. THIS COMMUNICATION IS FROM A DEBT COLLECTOR, Kenison, Dudley & Crawford, LLC, 704 E. McGehee Ave., Greenville, SC 29601 BY: K. LEE PRICKETT, III Attorney for Plaintiff, Greenville, SC

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Estate of Jargie Ragan Brian  
Date of Death: March 15, 2014  
Case Number: 2014ES4200657

Personal Representative: Charles W. Brant  
Address: 375 Burnett Road, Inman, SC 29652  
630.77.7114 481970

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- 42 CFC 494.30 - Infection Control
- 42 CFC 494.30 - Reuse of Hemodialyzers & Bloodlines

The Centers for Medicare and Medicaid Services has determined that DCI East Spartanburg is not in compliance with the conditions of participation. The Medicare program will not make payment for hospital services to patients who are admitted after July 25, 2014. For patients admitted prior to July 25, 2014, payment may continue for a maximum of 30 days for Hospital Services. Such payment is specifically limited to covered services through the close of business July 25, 2014.

Sandra M. Pace  
Associate Regional Administrator  
Division of Survey and Certification

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