

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

**ACTION REFERRAL**

TO <i>Singleton</i>	DATE <i>11-4-08</i>
------------------------	------------------------

DIRECTOR'S USE ONLY		ACTION REQUESTED	
1. LOG NUMBER  <i>101251</i>	<input type="checkbox"/> Prepare reply for the Director's signature DATE DUE _____	<input type="checkbox"/> Prepare reply for appropriate signature DATE DUE _____	<input type="checkbox"/> Necessary Action DATE DUE <i>11-19-08</i>
2. DATE SIGNED BY DIRECTOR <i>C. Stensland</i> <i>Cleared 11/6/08, letter</i> <i>attached.</i>		<input checked="" type="checkbox"/> FOIA	

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



NOV 04 2008

Department of Health & Human Services  
OFFICE OF THE DIRECTOR

**From:** Jan Polatty  
**To:** Brenda James  
**Date:** 11/4/2008 9:16 am  
**Subject:** FOIA Request: Magnolia Manner Nursing Home

**CC:** Marie Brown  
Bren, please log this FOIA - it came from an attorney - don't we log to Deirdra? Thanks, Jan.

>>> Jeff Stensland 11/3/2008 5:02 PM >>>  
FOIA request

Jeff Stensland  
SC DHHS  
(803) 898-2584

>>> "Aimee Zmroczek" <[Aimee@mcwhiterlaw.com](mailto:Aimee@mcwhiterlaw.com)> 11/3/2008 4:52 PM >>>  
Please see attached.

Thank you.

Aimee J. Zmroczek  
McWhirter, Bellinger and Associates, P.A.  
1807 Hampton Street  
Columbia, SC 29201  
(803) 252-5523  
(803) 252-1248 (fax)

[aimee@mcwhiterlaw.com](mailto:aimee@mcwhiterlaw.com) <<mailto:aimee@mcwhiterlaw.com>>

**RECEIVED**

NOV 6 4 2008

Department of Health & Human Services  
OFFICE OF THE DIRECTOR

November 3, 2008

Office of Public Information  
Department of Health and Human Services  
ATTN: Jack Stensland                      via E-mail

Dear Mr. Stensland:

Under the South Carolina Freedom of Information Act, I am requesting the following information regarding Magnolia Manor-Columbia Nursing Home, 1007 N. Kings Way, Columbia, SC 29223.

- ☐ Agency for healthcare research and Quality (AHRQ) publishes clinical practice guidelines on topics such as treatment of pressure sores
- ☐ Request a copy of the Guidelines technical report
- ☐ Inspection or review reports and responses by the facility
- ☐ Any appeals from the State Auditors reviews
- ☐ Certified copies of all Medicaid Financial and Statistical reports submitted to DHHS for example cost reports and contracts.
- ☐ Copies of any and all contracts between magnolia manor-columbia, inc for purchases of nursing care services with the state of South Carolina DHHS.

Please contact me as soon as this request is received so I may arrange for payment and hand pickup as this information is needed before Friday, November 7, 2008. I will also need to set up an appointment with you to secure an affidavit regarding the existence of a Medicaid Provider Manual by Friday, November 7, 2008. Thank you for your kind attention to this matter.

Best regards,

Aimee J. Zmroczek



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

Mark Sanford  
Governor

Emma Forkner  
Director

TO:

FROM:

SUBJECT: Cost of Processing Request for Information

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: \_\_\_\_\_

Finance and Administration  
P. O. Box 8206 Columbia South Carolina 29202-8206  
(803) 898-2503 Fax (803) 255-8235

MCWHIRTER, BELLINGER & ASSOCIATES, P. A.  
1807 HAMPTON STREET  
COLUMBIA, SOUTH CAROLINA 29201

PHONE 803-252-5523  
FAX 803-252-1248

803 #00251

FAX TRANSMISSION HEADER

DATE: 11/14/08

TO: Richard Hepler

FAX #: 803 - 8010

FROM: Anne

SUBJECT: Subpoena re: Magnolia Manor

NUMBER OF PAGES INCLUDING THIS PAGE: 1 - no others

COMMENTS:

Please be advised that we no longer need

any information requested by our previous subpoenas

thank you for providing the previous information



FAX CONFIDENTIALITY NOTICE

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State of South Carolina  
Department of Health and Human Services

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Mark Sanford  
Governor

Emma Fortner  
Director

November 6, 2008

Aimee J. Zmroczek  
McWitter, Bellinger and Associates, P.A.  
1807 Hampton Street  
Columbia, SC 29201

Re: FOIA on Magnolia Manor - Columbia

Dear Ms. Zmroczek

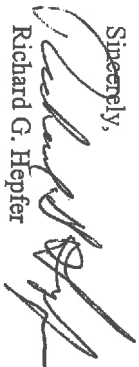
In accordance with our recent telephone conversation, attached are the contracts we still have in the Department's records with respect to your request of 1/13/2008.

Our expense for reproducing this information is Nine and 10/100 dollars (\$9.10). Please make the check payable to the Department of Health and Human Services and send it to:

Department of Health and Human Services  
Department of Receivables  
Post Office Box 8297  
Columbia, SC 29202-8355

Unless I hear otherwise, I will continue to pull the other documents you requested under the FOIA that are retained in the Department for the period of time, 2001-2003, but I will not request records that have already been archived.

Please contact me if you have any questions. My direct is (803) 898-2791.

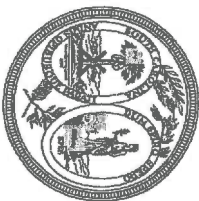
Sincerely,  
  
Richard G. Hepfer  
Deputy General Counsel

Enclosure

cc: April Wilson, Receivables

Office of General Counsel  
P. O. Box 8206 Columbia South Carolina 29202-8206  
(803) 898-2795 Fax (803) 255-8210

808 # 000251



State of South Carolina  
Department of Health and Human Services

Mark Sanford  
Governor

Emma Fortner  
Director

November 5, 2008

VIA FAX 252-1248  
Aimee J. Zmroczek  
McWitter, Bellinger and Associates, P.A.  
1807 Hampton Street  
Columbia, SC 29201

Re: FOIA on Magnolia Manor – Columbia

Dear Ms. Zmroczek

Your November 3, 2008 request, e-mailed to Jeff Stensland, the Department's Information Officer, was referred to us for a response. I have forwarded your request to the various units in the Department where the information resides, but it is very unlikely that we will be able to respond by your requested date of November 7, 2008.

Therefore, let me know if you will still need the information even though it will not be available until some time after the 7<sup>th</sup>. Please contact me if you have any questions. My direct is (803) 898-2791.

Sincerely,

A handwritten signature in blue ink, appearing to read "Richard G. Hepfer".

Richard G. Hepfer  
Deputy General Counsel


RGH/h

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

November 5, 2008

Memorandum

To: See Distribution

From: Rick Hepfer  
Legal 

Subject: Freedom of Information Act Request

Please see the attached FOIA request, with the very short turnaround time requested. Can you all please let me know, by e-mail, what of this information you have available and the approximate time that it would take to isolate it for copying (including redacting any personally identifiable information)? Please do not copy anything at this time. I am writing Ms. Zmroczek to say that we cannot provide the information in the time she requests.

Does anyone have any idea what is the AHRQ information referenced in the first and second blocks?

Enclosure

Distribution List

Nicole Mitchell-Threat  
Vastine Crouch  
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