

SCARLA BRIEFS

News from the South Carolina Administrative and Regulatory Law Association

2002 SCARLA Seminar a Great Success

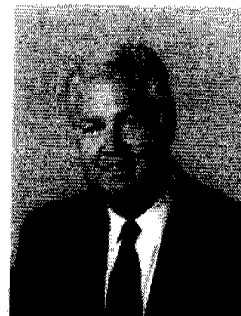
The South Carolina Administrative and Regulatory Law Association held its second Annual Education Seminar and Annual Meeting at the Spring Valley Country Club on September 20, 2002. This year's event was a great success, with over 200 attendees. The Annual Education Seminar and Meeting offers a unique opportunity for people involved and interested in administrative and regulatory law. A wide variety of cutting edge topics are covered, and there are great opportunities for networking.

Attendees at this year's seminar heard from a variety of experts in the field of administrative and regulatory law, including Administrative Law Judges Carolyn Matthews, and Ralph King Anderson, III; Professor John Freeman; Cam Lewis; Senator Brad Hutto; Representative Jim Harrison; and many prominent experts in private and government practice.



It was a packed house at this year's Seminar and Meeting

Our experts spoke on a wide variety of topics, including Ethics, Procedural Pointers for Practicing in the ALJD, FOIA issues, the Future of Administrative Law in South Carolina, and the impact of several recent and noteworthy cases. SCARLA is not just an organization for attorneys, however, and there were also breakout sessions for non-lawyers. In between sessions, everyone enjoyed a catered lunch from Tronco's. Overall, the 2002 seminar was a great success and members are already looking forward to next year.



From the President

Judge Marvin "Buddy" Kittrell

Thank you for the opportunity to serve another year as your President. SCARLA is a great organization and I am honored to be a part of its beginning. I am open to any thoughts and suggestions for improvement of the organization and its programs. Please write, call, or fax with your ideas on how SCARLA can assist you or your agency, firm, or association.

SCARLA began with discussions among some ten to twenty administrative law practitioners in the late fall of 2000, which culminated in the appointment of the initial board. The year 2001 ushered in our first annual conference which was held in Columbia, South Carolina on September 21, 2001. That first conference was well received, and we have just concluded our second annual conference and educational seminar, held on September 20 in Columbia. This seminar included breakout sessions for attorneys and for non-attorneys. Two hundred individuals were in attendance, with two hundred fifty individuals registering as members this second year. *Continued...*

SCARLA Member Profile: Liz Crum

Liz Crum has been active in SCARLA since its inception and currently serves on its Board. Liz is a native of Denmark, S. C. and a 1970 graduate of Agnes Scott College where she was listed in Who's Who in American Universities and Colleges. After graduating from the University of South Carolina School of Law in 1973, Liz served as an Assistant Attorney General for South Carolina in the Special Litigation Section until 1977. From 1977 to 1981, Liz served as Staff Counsel and Director of Research for the South Carolina House of Representatives Judiciary Committee, where she was responsible not only for research on legislative matters and drafting legislation and amendments, but also represented the House of Representatives in its litigation matters. In 1978 Liz was selected to Outstanding Young Women of America. She joined McNair Law Firm, P.A. in 1981 and became a Shareholder in 1983.

Liz is a part of McNair's Administrative and Regulatory Section and has extensive experience in the federal and state regulatory areas of health care generally (including HIPAA, the Anti-Kickback Act and the Stark Laws), Certificate of Need licensure issues, state and local government procurement, professional licensure issues and other state and local administrative and regulatory matters.

Through court appointment, she serves on the South Carolina Judicial Council and the Administrative Law Judge Division Rules Committee. Her memberships include the South Carolina Women Lawyer's Association, the South Carolina Bar (Administrative Law and Health Law Sections) and American Bar Associations (Health Law Section), and the American Health Lawyers Association. She is a member of the Board of Directors of the South Carolina Women Lawyer's Association and a member of the Richland County Election Commission. Liz has served as chairman of the Governor's Juvenile Justice Advisory Committee, member of the State Board of Architectural Examiners (first woman), member of the Board of Trustees of the South Carolina Nature Conservancy, and as a member of the Board of Directors of the Columbia Downtown Business Development Association. A graduate of Leadership South Carolina, she has served on its Board of Regents. Liz received the Athena Award from the Greater Columbia Chamber of Commerce in 1992, which recognized her efforts to encourage and celebrate the achievements of women in business and the professions.

In addition, Liz resides in Columbia with her husband Jim Byrum. She and Jim love to travel and host international students and visitors. Liz comes from a family lawyers with eight in her immediate family. Liz is an avid golfer, reader and enjoys cooking. One of her favorite pass times is watching Gamecock women's basketball and volleyball. Liz is one of the founders of the Women Helping Women Achieve, a program with its objective of providing role models or mentors to the female athletes at USC.

President's Column Continued

SCARLA was designed to be a professional organization for accountants, attorneys, commissioners, hearing officers, judges, tax officials, and others involved in the administrative law process in this state. Working together we can accomplish much and can learn from each other. It is my hope that you will encourage others who hear, argue, or determine administrative law issues, both in the state and the federal arena, to join the organization.

Administrative law touches the lives of South Carolina citizens in many ways. Permitting and enforcement issues with state agencies and commissions, applications for benefits, and tax matters can potentially affect both individuals and corporations. The laws, regulations and ordinances which affect citizens are constantly changing. In order to better serve the citizens of South Carolina, practitioners and adjudicators must stay abreast of the latest changes in the law. SCARLA can assist us in this important task.

I would like to express my personal thanks to all who have so generously given of their time this year to serve in various ways— as board members, committee members, and seminar speakers. I would further encourage all members to become more involved in the organization by serving on a committee. Additionally, there are hundreds of professionals involved in administrative law who are not yet members of SCARLA. Contact the membership committee or a board member and make it your duty to bring in at least one new member this coming year. The sec

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SCARLA ANNOUNCEMENTS

2003 Officers

At the Annual Conference held at Spring Valley Country Club on Friday September 20, 2002, the board elected the following as its officers for 2002-2003:

President: Judge Marvin F. "Buddy" Kittrell
Vice-President: Malane S. Pike, Esq.
Secretary: Deborah Ann Hottell, Esq.
Treasurer: Phillip S. Porter, Esq.

Annual Convention in 2003

The third SCARLA Annual Conference will be held next year in Columbia on September 19, 2003. The specific location will be announced at a later date.

SCARLA Board for 2002-2003

The membership at the Annual Conference held on September 20, 2002, elected nine board members for one year terms, nine for two year terms, and nine for three year terms. They are listed below.

President's Column Continued

ond year membership of the organization increased twenty-five per cent over the first year. Your efforts can help us continue this trend.

I conclude by saying that your work and your efforts for this organization are of the greatest importance. Your contributions will indeed make 2002-2003 a banner year. I hope to hear from you soon!

Sincerely,

Marvin "Buddy" Kittrell

Judge Marvin F. "Buddy" Kittrell is the Chief Administrative Law Judge of the South Carolina Administrative Law Judge Division.

Officers and Board Members for 2002-2003

Three Year Terms:

Malane S. Pike, Esq. (Vice-Pres.)
S. C. Dept. of Revenue
P. O. Box 125
Columbia, S. C. 29201
(803) 898-5130

Deborah Hottel, Esq. (Secretary)
McNair Law Firm, PA.
P. O. Box 11390
Columbia, S. C. 29211
(803) 799-9800

Gary W. Poliakoff, Esq.
Poliakoff and Assoc., PA
P. O. Box 1571
Spartanburg, S. C. 29304
(864) 582-5472

Burnett R. Maybank III, Esq.
Nexsen Pruet Jacobs & Pollard, LLC
P. O. Box 486
Columbia, S. C. 29402
(803) 771-8900

Marvin Gravino
S. C. Dept. of Probation, Pardon & Parole
P. O. Box 50666
Columbia, S. C. 29250
(803) 734-9015

Cheryl H. Bullard, Esq.

Two Year Terms:

Linda C. McDonald, Esq.
S. C. Dept. of Transportation
955 Park St., P. O. Box 191
Columbia, S. C. 29202
(803) 737-1302

Patricia L. Quentel, Esq.
Moore & Van Allen, PLLC
P. O. Box 22828
Charleston, S. C. 29413
(843) 579-7035

Harold W. Funderburk, Jr. Esq.
S. C. Employment Security Comm.
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(803) 737-2666

Elizabeth Crum, Esq.
McNair Law Firm, PA
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Columbia, S. C. 29211
(803) 799-9800

Deirdra T. Singleton, Esq.
S. C. Dept. of Health & Human Ser.
P. O. Box 8206
Columbia, S. C. 29202
(803) 898-2500

John A. Cloyd

One Year Terms:

David B. Summer, Jr., Esq.
Parker Poe Adams & Bernstein
P. O. Box 1509
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(803) 253-8910

Michael A. Molony, Esq.
Young Clement Rivers & Tisdale
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Richardson Plowden, et al
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Mary D. Shahid, Esq.
McNair Law Firm, PA
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P. O. Box 5757
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(803) 734-4200

Mary D. Anderson, Esq.

• S. C. Dept. of Health & Env. Control
2600 Bull Street
Columbia, S. C. 29201
(803) 898-3354

Assessor, Richland County
P. O. Box 192
Columbia, S. C. 29202
(803) 343-5300

S. C. Dept. of Corrections
P. O. Box 21787
Columbia, S. C. 29221
(803) 896-8508

Doris Cubitt, CPA
S. C. Board of Accountancy
Dept. of Labor, Licensing & Regulation
110 Centerview Drive, Suite 104
Columbia, S. C. 29210
(803) 896-4492

Nike Theodore
S. C. Public Ser. Comm.
101 Executive Center Drive
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Columbia, S. C. 29211
(803) 896-5100

Sheila Ogletree, CPA
Cherry, Bekaert & Holland
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Hilton Head Island, S. C. 29938
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John M. S. Hoefler, Esq.
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Francis P. Mood, Esq.
Haynsworth Sinkler Boyd PA
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Columbia, S. C. 29211
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Wendy B. Cartledge, Esq.
S. C. Dept. of LLR
P. O. Box 11329
Columbia, S. C. 29211
(803) 896-4470

Zoe Sanders Nettles, Esq.
Nelson Mullins Riley & Scarborough, LLP
P. O. Box 11070
Columbia, S. C. 29211
(803) 255-9513

Judge Marvin "Buddy" Kittrell (Pres.)
Administrative Law Judge Division
P. O. Box 11667
Columbia, S. C. 29211
(803) 734-6402

Paula M. Stewart, Esq.
Suggs & Kelly Law Firm, PA
P. O. Box 8113
Columbia, S. C. 29202
(803) 256-7550

SCARLA Committees for 2002-2003

The following committee chairs are appointed for this year. Also listed are existing mission statement for the committees. Please contact the chair of a committee if you are interested in serving on that committee.

Audit—Trey Kannaday (chair)

To examine all financial records of SCARLA to ensure their accuracy and compliance with the Articles, Bylaws, and other governing actions of SCARLA; to certify to the correctness of the treasurer's annual report; and to report findings to the Board and to the membership.

Bylaws and Procedures—Malane Pike (chair)

To review the bylaws and procedures of the association and report its findings and suggestions to the board.

Education Programs—Linda McDonald and John Hoefler (co-chair)

To coordinate with various subcommittees (Natural Resources/Environmental/Health, Trial Advocacy, Social Security/Workers Compensation, Taxation, Ethics and Professional Discipline, as well as others created by the chair) the planning of various educational conferences and seminars throughout the year, including the annual conference.

Legislative—Burnie Maybank (chair)

To review all changes to administrative rules of procedure and substantive law changes and provide a history of such to the board and the membership at its meetings.

Membership—Sheila Ogletree and Kelly Rainsford (co-chair)

To suggest ways to increase membership, as well as the feasibility of having associate members, such as law professors, law students and public figures.

Newsletter—Allen Hutto (Editor)

To attend board meetings and educational meetings, suggest format and layout improvements, and to request articles and information/news for publication.

Nominating—Gary Poliakoff (chair)

To collect information from members who wish to serve, along with their bio, and to provide reports to the board and the membership.

Sponsorship—Frank Mood (chair)

To request sponsorships from members, law firms, and other organizations/businesses to support the education efforts of SCARLA.

Study Committee—Zoe S. Nettles and Liz Crum (co-chair)

To study the state Administrative Procedures Act, as well as other timely issues affecting administrative law in South Carolina.

APPLICATION FOR MEMBERSHIP
SOUTH CAROLINA ADMINISTRATIVE AND REGULATORY LAW
ASSOCIATION

NAME: _____

FIRM/ BUSINESS/ AGENCY: _____

TITLE: _____

ADDRESS: _____

CITY: _____ STATE: _____ ZIP: _____

TELEPHONE: _____ FAX: _____

E – MAIL: _____

MEMBER CATEGORY:

Attorney Accountant Auditor County Assessor Hearings Officer
 Other specify _____

Briefly, my interest in Administrative and Regulatory Law is:

PURPOSE

SCARLA is a non-profit organization dedicated to fostering the development of Administrative Law and improving the administrative justice system in South Carolina. Through its' educational initiatives SCARLA will offer commissioners, hearing officers, attorneys, certified public accountants, judges, public officials and others a forum for the exchange of ideas and opinions on administrative law issues and will promote uniformity in administrative procedures throughout South Carolina.

MEMBERSHIP:

Membership Dues to SCARLA are \$ 25.00 per year. The membership year begins July 1 and concludes June 30 of the next year.

_____ Enclosed is my check in the amount of \$ 25.00 for 2003 dues. Please make your check payable to:

South Carolina Administrative and Regulatory Law Association (TIN 57-1127627)

PLEASE RETURN COMPLETED APPLICATION AND CHECK TO:

John E. Nabors
South Carolina Administrative and Regulatory Association
1135 Dixired Road
Leesville, South Carolina 29070
803/532-0608 Phone
803/532-9892 Fax
nabson@pbtcomm.net

PLEASE MAKE ADDITIONAL COPIES OF THIS FORM IF YOU NEED THEM