

Social Security Administration
Retirement, Survivors and Disability Insurance
Notice of Planned Action

SOCIAL SECURITY
3216 N CYPRESS ST
WICHITA, KS 67226-4002
Date: December 31, 2012
Claim Number: 445-34-5605C5
LA

CHICO C DAVIS
141 W ELM ST
WICHITA, KS 67203

Dear CHICO C DAVIS

We are writing to tell you that we plan to stop your Social Security benefits. This is because we learned that you are imprisoned for the conviction of a crime.

The Information We Have

Based on the information we have, we should have stopped the Social Security benefits beginning September 2012.

We received this information when we matched computer records with Sedgwick County Jail.

What You Can Do

Please let us know right away if this information is wrong. We cannot use this information to change Social Security benefits until we give you time to check it. You will also need to give us any proof that you have that shows that our information is wrong.

If We Do Not Hear From You

If we do not hear from you within 30 days from the date of this letter, we will assume the information in this letter is correct and will stop your Social Security benefits.

We will send another letter at that time. It will explain the change in your benefits, the amount of any overpayment, and how to appeal our decision.

- You will have 60 days to ask for an appeal.
- The 60 days will start the day after you receive the next letter.

Things To Remember

Even though your benefits will stop, we can pay other members of the family if they are entitled on your record.

See Next Page

If You Have Questions

We invite you to visit our website at www.socialsecurity.gov on the Internet to find general information about Social Security. If you have any specific questions, you may call us toll-free at 1-800-772-1213, or call your local Social Security office at 866-931-9173. We can answer most questions over the phone. If you are deaf or hard of hearing, you may call our TTY number, 1-800-325-0778. You can also write or visit any Social Security office. The office that serves your area is located at:

SOCIAL SECURITY
3216 N CYPRESS ST
WICHITA, KS 67226-4002

If you do call or visit an office, please have this letter with you. It will help us answer your questions. Also, if you plan to visit an office, you may call ahead to make an appointment. This will help us serve you more quickly when you arrive at the office.

Social Security Administration

Attorneys

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Kathleen E. Overton *
Jeffrey S. Ciegel ^
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Facsimile 316-631-3727
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December 6, 2011

Attorneys continued

Rodney P. Massman ^
Adam A. Powell ^
Kevin D. Posch ^

Of Counsel

Sheila M. Rennison
Senior Paralegal
Kathy K. Meyer †

† Former Senior Staff Attorney
Social Security Administration
* Licensed in the State of Missouri
^ Licensed in the State of Oklahoma
^ Licensed only in the State of Missouri
£ Licensed in the State of Tennessee
‡ Licensed in the State of Illinois
Φ Formerly with the State of Missouri
Disability Determinations Section

Chico Cortez Davis
1801 N Edgemoor
Wichita KS 67208

Dear Chico:

Congratulations, I am pleased to report that we have won your disability case with the Social Security Administration. We'd like to take this opportunity to thank you for allowing us to represent you.

You will soon be contacted by Social Security requesting information needed to complete your claim.

If you have children under the age of 18, they may be eligible to receive Auxiliary benefits from your earnings. Please contact your local Social Security office to discuss the application process. If the children are eligible for Auxiliary benefits, the application must be completed by the custodial parent at their local Social Security office.

A Notice of Award will be mailed to you by Social Security outlining your monthly payment and past due benefits. They will also send you documentation regarding our attorney fees, which will be paid from your past due benefits.

Your case will now be handled by Kasey to assist you with the next process. If we incurred expenses for medical records, copies, postage and faxes to win your case, there will be an invoice enclosed. Please keep in mind these expenses are due once you receive your first check from Social Security.

If you have any questions or need anything further, please contact Kasey at (417)616-2659. We will happy to assist you during the next process of your disability case.

Sincerely,

Daniel A. Parmele
Attorney at Law

DAP: blm

Frequently Asked Questions

There are three different disability programs:

1. Retirement, Survivors and Disability Insurance / Referred to as SSDI or Title II
2. Supplemental Security Income / Referred to as SSI or Title 16
3. A combination of Title II and Title 16

Program 1: Retirement, Survivors and Disability Insurance

How much will I get paid?

- Social Security calculates the amount of monthly benefits and back pay according to your work record and/or earnings.

When will I get paid?

- Social Security will send a Notice of Award letter to tell you the amount of your monthly benefit, the date of your first check, the amount of your back pay and how much attorney fees will be.
- Social Security can take up to 6 to 8 months to pay out past due benefits.

Do my children get benefits?

- Please have the custodial parent contact their local Social Security office to file an auxiliary application for the children. Social Security will determine if there are benefits payable to your children.

Program 2: Supplemental Security Income Program

How much will I get paid?

- Social Security will contact you to get your current income, resources, and any assets you have to determine the amount of your monthly benefit and back pay.

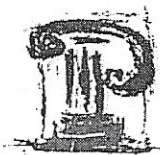
When will I get paid?

- Monthly benefits begin approximately 30 days after the date of your decision.
- Social Security pays the back pay in three separate installments that are 6 months apart.

Program 3: A combination of Retirement, Survivors and Disability and Supplemental Security Income

- This program includes payments from both SSI and SSDI and varies with each individual client.

Invoice



Law Offices of Daniel A. Parmele, PA
Corporate Office
830 E. Primrose, Suite 102
Springfield, MO 65807

Date 12/6/2011
Invoice # 11-11204

To Chico C Davis
1801 N Edgemoor
Wichita, KS 67208

Date	Item	Description	Amount
	Reimb Group		
9/2/2011		Comcare of Sedgwick County	20.84
9/22/2011		Wesley Medical Center- 0095391437	28.00
9/23/2011		Wichita Public Schools	2.00
9/23/2011		Via Christi Hospital - 95163773	28.00
11/4/2011		SFC-Via Christi- 0098990377	41.53
		Total Reimbursable Expenses	120.37
	Reimbursement-Post...	Postage/Fax Expense	14.73

Total \$135.10

Payments/Credits \$0.00

Payment is due upon receipt of your first check from Social Security. We accept Visa, Mastercard and Discover cards. Please call the Accounts Receivable Dept at 417-889-2570 or toll-free at 866-889-2570 with any questions regarding your bill. Copy and fax charges are billed at \$0.15 per page plus any postage expense incurred.

**HOW WE FIGURED YOUR PAYMENT FOR August 2009 THROUGH
November 2009**

Your Payment Amount

The most SSI money the law allows us to pay	\$674.00
We didn't subtract (-) any income from SSI money	<u>- 0.00</u>
Total Monthly SSI Payment for August 2009 through November 2009	\$674.00

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**HOW WE FIGURED YOUR PAYMENT FOR December 2009 THROUGH
January 2010**

Your Payment Amount

The most SSI money the law allows us to pay	\$674.00
We didn't subtract (-) any income from SSI money	<u>- 0.00</u>

Total Monthly SSI Payment for December 2009 through January 2010	\$674.00
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**HOW WE FIGURED YOUR PAYMENT FOR February 2010 THROUGH
June 2011**

Your Payment Amount

The most SSI money the law allows us to pay	\$674.00
Minus (-) "Total income we count" (see below)	<u>-224.66</u>
Total Monthly SSI Payment for February 2010 through June 2011	\$449.34

Your Income Other Than Your SSI

Income you receive in December 2009 through April 2011 affects your payment for February 2010 through June 2011

Value of food and shelter	<u>\$224.66</u>
Total income we count	\$224.66

SSA-18025



HOW WE FIGURED YOUR PAYMENT FOR July 2011

Your Payment Amount

The most SSI money the law allows us to pay	\$674.00
Minus (-) "Total income we count" (see below)	<u>-224.66</u>
Total SSI Payment for July 2011	\$449.34

Your Income Other Than Your SSI

Income you receive in May 2011 affects your payment for July 2011

Value of food and shelter	<u>\$224.66</u>
Total income we count	\$224.66

**HOW WE FIGURED YOUR PAYMENT FOR August 2009 THROUGH
November 2009**

Your Payment Amount

The most SSI money the law allows us to pay	\$674.00
We didn't subtract (-) any income from SSI money	<u>- 0.00</u>
Total Monthly SSI Payment for August 2009 through November 2009	\$674.00

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**HOW WE FIGURED YOUR PAYMENT FOR December 2009 THROUGH
January 2010**

Your Payment Amount

The most SSI money the law allows us to pay	\$674.00
We didn't subtract (-) any income from SSI money	<u>- 0.00</u>

Total Monthly SSI Payment for December 2009 through January 2010	\$674.00
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**HOW WE FIGURED YOUR PAYMENT FOR February 2010 THROUGH
June 2011**

Your Payment Amount

The most SSI money the law allows us to pay	\$674.00
Minus (-) "Total income we count" (see below)	<u>-224.66</u>

Total Monthly SSI Payment for February 2010 through June 2011	\$449.34
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Your Income Other Than Your SSI

Income you receive in December 2009 through April 2011 affects your payment for February 2010 through June 2011

Value of food and shelter	<u>\$224.66</u>
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Total income we count	\$224.66
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HOW WE FIGURED YOUR PAYMENT FOR July 2011

Your Payment Amount

The most SSI money the law allows us to pay	\$674.00
Minus (-) "Total income we count" (see below)	<u>-224.66</u>
Total SSI Payment for July 2011	\$449.34

Your Income Other Than Your SSI

Income you receive in May 2011 affects your payment for July 2011

Value of food and shelter	<u>\$224.66</u>
Total income we count	\$224.66

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We are writing to tell you about the fee agreement with your lawyer.

We wrote you before and said we had approved the fee agreement between you and your lawyer. Once we complete all our actions on your Social Security claim, we will decide the amount of the fee, if any, your lawyer can charge you for the work on your Supplemental Security Income (SSI) claim. We will send you another letter about SSI telling you the amount of the fee, if any, your lawyer can charge you for the work on your SSI claim.

We are also sending this information to DANIEL ALAN PARMELE.

- Your lawyer is eligible to receive direct payment of the fee we approve. Because of the law, we usually withhold part of the past-due benefits to pay an approved lawyer's fee. We withheld money from your past-due benefits to pay your lawyer.
- When the amount of the fee is decided, we will let you and your lawyer know how much of this money we use to pay the fee. We will send any remainder to you. If the approved fee is more than the money we have withheld, the Social Security Administration is not involved in paying the rest of the fee.

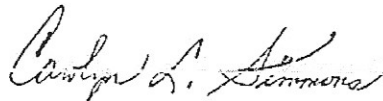
If you have any questions, please:

- See Next Page

- Visit our website at www.socialsecurity.gov/SSIRules/ to find the law and regulations about SSI eligibility and payments;
- Call us toll-free at 1-800-772-1213 or call your local office at 866-931-4486. We can answer most questions over the phone. If you are deaf or hard of hearing, our toll-free TTY number is 1-800-325-0778; or
- Write or visit any Social Security office. If you plan to visit an office, you may call ahead to make an appointment. The office that serves your area is located at:

SOCIAL SECURITY
3216 N CYPRESS ST
WICHITA KS 67226

Please have this letter with you if you call or visit an office. If you write, please include a copy of the first page of this letter. It will help us answer your questions. We are busiest early in the week and early in the month. If your business can wait, it is best to call or visit at other times.



Carolyn L. Simmons
Regional Commissioner

Social Security Administration
Supplemental Security Income
Notice of Award

SOCIAL SECURITY
3216 N CYPRESS ST
WICHITA KS 67226



027993 4 AB 0.743 0133 LTR T16 MOS 1228
769 12S1032J35492



CHICO CORTEZ DAVIS
701 SE STONE RD
INMATE 12324
EL DORADO KS 67042-5500

Date: January 4, 2012
Claim Number: 541-96-9218 DI

We have carefully reviewed the facts of your case and have approved the claim for Supplemental Security Income (SSI) benefits that you filed on July 17, 2009. As of July 2009 you meet all the rules to be eligible for SSI based on being disabled.

The rest of this letter explains your current monthly payment, your back payments, how we figured your payment amount, information about Medicaid, your reporting responsibilities, and your appeal rights.

Your Current Monthly Payment

Your current monthly payment is \$0.00 for February 2012. This amount will continue unless there is a change in the information we use to determine your SSI eligibility and payment amount.

Your Back Payments

From	Through	Monthly Payment Amount	Total
August 2009	January 2010	\$674.00	\$4,044.00
February 2010	July 2011	\$449.34	\$8,088.12
August 2011	January 2012	\$0.00	\$0.00
Total Back Payments Due To You			\$12,132.12

We explain how we figured the monthly payment amount on the worksheets at the end of this letter. The explanation shows how your income, other than any SSI payments, affects your SSI payment.

See Next Page

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Information About Your SSI Payments

We will be in touch with you about your back payments.

Information Used To Determine Your Eligibility

We based the decision on these facts:

- You meet all the rules to be eligible for SSI beginning July 17, 2009. Our rules do not allow us to pay SSI until the month after you first meet all of our eligibility rules. Therefore, the first month we can pay you is August 2009.
- You were found disabled in June 1999.
- SSI is a Federal program. However, some States give us money to add to the SSI payments. When you are eligible for SSI, payments may include Federal money, State money, or both.
- The amount of SSI we pay depends on your living arrangements. Your living arrangements are where you live, with whom you live, and how your food and shelter expenses are paid. Based on the information we have, your Federal living arrangement is:
 - ~~Category A for August 2009 through November 2009~~
 - Category B for December 2009 through June 2011
 - Category A for July 2011

Please see the enclosed "Fact Sheet on SSI Federal Living Arrangement Categories" for a description of these Federal living arrangement categories and others.

- You are living in the State of Kansas for July 2009 on.
- The amount of money we pay you from the State where you live depends on its rules.

You were living in the State of Kansas for August 2009 through July 2011. We do not pay money for the State of Kansas.

- To get SSI, your countable resources must not be more than the allowable limit of \$2,000.00 for 2009 through 2011. Your resources that we count are \$2,000.00 or less for July 2009 through July 2011. The enclosed fact sheet called "Resources - What You Need To Know" explains how we count your resources.
- We use income to figure your eligibility and payments. By law, we use different rules to count your income based on what kind of income you have and when you receive it.

- You have monthly income which must be considered in figuring your payment as follows:
 - The food and shelter you got in someone else's home or apartment. We value that food and shelter at \$224.66 for December 2009 through June 2011.
 - The food or shelter you got from someone. We value the food or shelter at \$244.66 for July 2009 through August 2009.

Information About Medicaid

The application you filed with us is not an application for Medicaid. However, if you need help with medical bills, you may be eligible for medical assistance. Also, you may be eligible for Medicaid for the months we paid you SSI.

Contact the Department of Social and Rehabilitation Services for information about your State's medical assistance programs and your eligibility for Medicaid. When you visit that agency, please take this letter with you. It will help the people there answer your questions.

Basic Rules For Determining SSI Payment

The SSI amount you get may not be the same each month. It depends on the following:

- The Federal benefit rate: The Federal benefit rate is the most SSI money the law allows us to pay.
 - In 2012 the monthly Federal benefit rate is \$698.00.
 - In 2011 the monthly Federal benefit rate was \$674.00.
 - In 2010 the monthly Federal benefit rate was \$674.00.
 - In 2009 the monthly Federal benefit rate was \$674.00.
- Your living arrangements: where you live, with whom you live, and how your living expenses are paid.
- The State where you live: Some States give us money to add to SSI payments. The amount of money we pay you from the State where you live depends on its rules.
- Your resources: cash, bank accounts, life insurance, savings bonds, automobiles, and other property you own. You can have resources up to \$2,000.00.

- The amount of your gross monthly income from sources other than SSI: Generally, the more income you have, the less your SSI payment will be. If your income is over the allowable limit, you will not be eligible for SSI.

Your Reporting Responsibilities

Your SSI payments may change if your situation changes. You are required to report any changes that may affect your SSI no later than 10 days after the month the change takes place.

Please call 1-800-772-1213 or contact your local Social Security office to report any of the following changes:

- you start or stop work, or your wages increase or decrease;
- your bank account balance goes over \$2,000.00;
- you move;
- anyone else moves into or out of your household;
- someone in your household dies;
- you marry, separate, or divorce;
- income or resources change for you or members of your household;
- your medical condition improves;
- you leave the United States and expect to be gone for a full calendar month or for 30 consecutive days;
- you are in a hospital, jail, or other institution for a full calendar month;
- a felony warrant for flight or escape or a warrant for violating a condition of parole or probation is issued for your arrest.

Please read the enclosed booklet "What You Need To Know When You Get Supplemental Security Income (SSI)" carefully for additional information about this reporting requirement.

You Can Review The Information in Your Case

The decisions in this letter are based on the law and information in our records. You have a right to review and get copies of the information in our records that we used to make the decisions explained in this letter. You also have a right to review and copy the laws, regulations, and policy statements used in deciding your case. To do so, please contact us. Our telephone number and address are shown under the heading "If You Have Questions".

Things You Should Know

- If you think you may be eligible for SSI again, please contact us. If you do not contact us before August 2012, you may have to file a new application. If you have to file a new application, the earliest month for which we can pay you is the month after you file.

- The application you filed for SSI was also a claim for Social Security benefits. We looked into this, and decided you can't get any Social Security benefits. If you disagree with the decision, you have the right to appeal. A case review, described later in this letter, is the only kind of appeal you can have regarding Social Security benefits.
- We are also sending this information to DANIEL ALAN PARMELE.

Disability Review

Because we believe that your health may improve, we will review your case in about 3 years. We will send you a letter before we start the review. Based on that review, your SSI will continue if you are still disabled, but will end if you are no longer disabled.

If You Disagree

If you disagree with this decision, you have the right to appeal. A person who did not make the first decision will decide the appeal. We call this appeal a reconsideration. When you appeal, we review your entire case, even the parts with which you agree. We consider any new facts we have and then make a new decision. The new decision could be more favorable, less favorable, or the same as the one you already have.

Time To File An Appeal

- You have 60 days to file an appeal in writing.
- The 60 days start the day after you receive this letter. We assume you received this letter 5 days after the date on the letter.
- You must have a good reason for waiting more than 60 days to file an appeal.

How To Appeal

You can file an appeal with any Social Security office. You must request the appeal in writing. Please use our "Request for Reconsideration" form, SSA-561-U2, which is available on our website at www.socialsecurity.gov on the Internet. You can also contact us by phone, by mail, or come into the office to obtain the form. If you need assistance, we can help you fill out the form.

There are 2 types of appeals. In most cases, you can choose the one you want.

- Case Review: You will not meet with the person who decides your case. You have a right to review the facts in your file. You can give us more facts to add to your file. Then we will decide your case again. This is the only kind of appeal you can have for a medical decision.

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- Informal Conference: You will talk with the person who decides your case either in person or over the phone. You can tell that person why you disagree with our decision. If you meet with us in person, it may help your case. You have a right to review the facts in your file. You can give us more facts to add to your file. You can have other people help explain your case. Then we will decide your case again.

If You Want Help With Your Appeal

You can have a friend, representative, or someone else help you. Many representatives do not charge a fee unless you win your appeal. There are groups that can help you find a representative or give you free legal services if you qualify. Your local Social Security office has a list of groups that can help you with your appeal.

If you get someone to help you, please let us know. If you hire someone, we must approve the fee before he or she can collect it.

If You Have Questions

If you have any questions, please:

- Visit our website at www.socialsecurity.gov to find general information about SSI;
- Visit our website at www.socialsecurity.gov/SSIRules/ to find the law and regulations about SSI eligibility and payments;
- Call us toll-free at 1-800-772-1213 or call your local office at 866-931-4486. We can answer most questions over the phone. If you are deaf or hard of hearing, our toll-free TTY number is 1-800-325-0778; or
- Write or visit any Social Security office. If you plan to visit an office, you may call ahead to make an appointment. The office that serves your area is located at:

SOCIAL SECURITY
3216 N CYPRESS ST
WICHITA KS 67226

Please have this letter with you if you call or visit an office. If you write, please include a copy of the first page of this letter. It will help us answer your questions. We are busiest early in the week and early in the month. If your business can wait, it is best to call or visit at other times.



We are sending you a pamphlet which contains important information you should know. The pamphlet is called "What You Need to Know When You Get SSI."



Michael J. Astrue
Commissioner
of Social Security

Enclosure(s):

Pub 05-11011 - What You Need To Know When You Get Supplemental Security Income (SSI)

Fact Sheet on SSI Federal Living Arrangement Categories

How We Figured Your Payment

**Fact Sheet on SSI
Federal Living Arrangement Categories**

Category Definition

- A** Living in Own Household -- You fit in this category if you are eligible for SSI and you meet one of the following conditions:
1. You live in your own household whether or not you receive help paying your food or housing costs.
 2. You live in a foster care or family care situation.
 3. You are homeless or have no permanent living arrangement.
 4. You live in an institution for all or part of a month and Medicaid does not pay more than 50 percent of the cost of your care. You do not fit in this category if you are considered an inmate of a public institution such as a prison.
 5. You live alone.
 6. You live only with your child, spouse, or persons whose income is being used to compute the amount of your SSI payment.
 7. You do not fit in categories B, C or D described below.

In Category "A" The Maximum Federal SSI Money Is Used To Compute Your SSI payment.

- B** Living in the Household of Another -- You fit in this category if you are eligible for SSI and you meet both of the following conditions:
1. You live in a household other than your own throughout a month with at least one other person who is not your child, your spouse or an ineligible person whose income is being used to compute the amount of your SSI payment.
 2. And you receive food and housing from someone in that household.

In Category "B" The Federal SSI Money is Reduced By One-Third Because Another Person Helps Pay For Your Food And Housing Costs.

- C** Child Living in Parents' Household -- You fit in this category if you are eligible for SSI and you meet both of the following conditions:

1. You are under 18 years old.
2. You live in the same household as your parents.

In Category "C" The Maximum Federal SSI Money Is Used To Compute Your SSI payment.

D

Medicaid Facility -- You fit in this category if you are eligible for SSI and meet both of the following conditions:

1. You live in a public or private medical institution throughout a month.
2. Medicaid is paying more than 50 percent of the cost of your care.

In Category "D" The Federal SSI Money Cannot Exceed \$30.