

**THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS**

Appeal from Charleston County
Court of Common Pleas

Bentley D. Price, Circuit Court Judge

Appellate Case No. 2022-000038
Circuit Court Case No. 2021-CP-10-00562

Clam Farm Partnership, LLC,

Respondent,

v.

The South Carolina Department of Health and Environmental
Control, Office of Ocean and Coastal Resource Management,
Charleston County, and The City of Folly Beach,

Defendants,

Of which The South Carolina Department of Health and
Environmental Control, Office of Ocean and Coastal Resource
Management and The City of Folly Beach are,

Appellants.

**MOTION FOR EXTENSION OF TIME
TO FILE/SERVE INITIAL REPLY BRIEF OF APPELLANT**

CLEMENT RIVERS, LLP
Stephen L. Brown (SC Bar No. 66468)
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Attorneys for The City of Folly Beach

TO: THE HONORABLE JUDGES OF THE SOUTH CAROLINA COURT OF APPEALS

COMES NOW Appellant The City of Folly Beach (“Folly Beach”), by and through its undersigned counsel, pursuant to Rule 263(b), SCACR, and moves for an extension of ten (10) days’ additional time to file/serve its initial reply brief and corresponding designation of matter to be included in the record on appeal.

Presently, in accordance with Rule 208(a)(3), the deadline for Appellants’ initial reply brief and designation of matter is Monday, July 25, 2022. On account of work-related and other time commitments, Folly Beach respectfully requests that this deadline be extended by 10 days. Respectfully, Folly Beach believes that this relief is consistent with the interests of justice and will not work any undue prejudice upon Respondent.

WHEREFORE, Folly Beach moves this Honorable Court to grant it an additional extension of 10 days’ time to file/serve its initial reply brief and corresponding designation of matter to be included in the record on appeal. With the extension requested herein, the new deadline for filing/serving its initial reply brief and designation of matter would be August 4, 2022, according to the undersigned’s calculations. Further, Folly Beach respectfully requests that the Court hold its present initial-reply-briefing/designation-of-matter deadline in abeyance until it acts upon this motion.

[Signature on next page]

*[Signature page for Motion for Extension of Time to File/Serve
Initial Reply Brief of Appellant, Appellate Case No. 2022-000038]*

Respectfully submitted,

CLEMENT RIVERS, LLP

By: *s/Stephen L. Brown*
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Charleston, South Carolina

July 21, 2022

**THE STATE OF SOUTH CAROLINA
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Appeal from Charleston County
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Bentley D. Price, Circuit Court Judge

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PROOF OF SERVICE

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I, Stephen L. Brown, of Clement Rivers, LLP, attorneys for Appellant The City of Folly Beach, hereby certify that the **MOTION FOR EXTENSION OF TIME TO FILE/SERVE INITIAL REPLY BRIEF OF APPELLANTS** was served on Respondent, Clam Farm Partnership, LLC, and all other parties to this appeal on April 6, 2022, by emailing (see attached) a copy of the same to all counsel of record:

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July 21, 2022

Bell, Pollyana (Polly)

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Sent: Thursday, July 21, 2022 2:16 PM
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Cc: 'Stephen Brown (sbrown@ycrlaw.com)'; Rowh, Chandler; Justman, Aimee; Childress, Jerrie
Subject: Clam Farm Partnership, LLC v. SC DHEC et al. // Appellate Case No. 2022-000038
Attachments: Mtn for Ext for Appellant's Initial Reply Brief.pdf

Enclosed please find Appellant City of Folly Beach's Motion for Extension of Time to File/Serve their Initial Reply Brief which will be filed today in the above-referenced matter.

Thank you,

Pollyana Bell
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