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SC Court of Appeals

December 15, 2022

Via email to ctappfilings@sccourts.org
The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

RE: KDP II, LLC v. SCDHEC Appellate
Case No.: 2022-001179

Dear Ms. Kitchings:

Please allow this letter to serve as Respondent's request for a 60-day extension of time to file Respondent's Initial Brief and Designation of Matter in the above-referenced matter. The Appellant's counsel has kindly consented to Respondent's 60-day extension request. It is our understanding that it is unnecessary to submit a formal motion, but please let us know at your earliest convenience if you would like us to submit one.

Respondent's counsel currently has three (3) trials scheduled before the Administrative Law Court in January and February 2023. Because of these three swiftly approaching trials along with other work responsibilities, Respondent's counsel's workload has been extremely heavy with extensive written discovery and multiple depositions in these cases. This workload, in conjunction with the Thanksgiving and Christmas holidays, and long-standing vacation plans, will greatly hinder Respondent's counsel's ability to give the necessary time and attention to adequately prepare the Initial Brief and Designation of Matter in this case until after the trials in February.

Currently, by my calculations, the Respondent's Initial Brief and Designation of Matter is due on December 23, 2022. I am requesting an additional 60 days, making the amended due date February 21, 2023. This is Respondent's counsel's first request. Thank you very much for your kind consideration. By copy hereof, I am notifying all parties of this filing.

Sincerely,

A handwritten signature in blue ink that reads "Sallie P. Phelan".

Sallie P. Phelan
Assistant General Counsel
SPP/jhd

cc: Thomas P. Gressette, Jr., Esquire (via email to gressette@wglfirm.com)
G. Trenholm Walker, Esquire (via email to walker@wglfirm.com)