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MAR 21 2023

SC Court of Appeals

March 20, 2023

VIA EMAIL and FEDERAL EXPRESS NO.: 8179 2975 3839

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
1220 Senate Street
Columbia, South Carolina 29201
Via e-filing: ctappfilings@sccourts.org

RE: *KDP II, LLC v. S.C. Department of Health and Environmental Control*,
Appellate Case No. 2022-001179

Dear Ms. Kitchings:

Enclosed please find a Consent Motion for Extension to File Initial Reply Brief. The unique circumstances necessitating this Motion are set forth in the filing.

Please contact me if there are any questions.

The filing fee of \$50.00 is enclosed with the hard copy of this letter being sent by regular mail.

Thank you in advance for your consideration.

Yours very truly,

Thomas P. Gressette, Jr.

cc: Sallie Phelan, Esq.
Bradley Churdar, Esq.

Enclosure (as stated)

00005
00076

FedEx
Express
Package
US Airbill

FedEx
Tracking
Number

8179 2975 3839

232012
Form ID No. 215
Recipient's Copy

1 From [Redacted]
Date 3-2-2022

Sender's Name Thomas W. Marshall, Esq. Phone 843 727-2500

Company WALKER GRESSEITE & LINTON

Address 66 HASELL ST

Dept./Floor/Suite/Room

City CHARLESTON State SC ZIP 29401-1616

2 Your Internal Billing Reference

3 To Recipient's Name The Hon. Jimmy Brown Killings Phone

Company South Carolina Council of Appo. Ct.

Address 1270 Seaside Road
We cannot deliver to P.O. boxes or P.O. ZIP codes. Dept./Floor/Suite/Room

Hold Weekday
FedEx location address
REQUIRED. NOT available for
FedEx First Overnight.

Hold Saturday
FedEx location address
REQUIRED. Available ONLY for
FedEx Priority Overnight and
FedEx 2Day to select locations.

Address Use this line for the HOLD location address or for continuation of your shipping address.

City Columbia State SC ZIP 29201

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4 Express Package Service *To most locations. Packages up to 150 lbs. For packages over 150 lbs., use the FedEx Express Freight US Airbill.

- | Next Business Day | 2 or 3 Business Days |
|---|---|
| <input type="checkbox"/> FedEx First Overnight Earliest next business morning delivery to select locations. Friday shipments will be delivered on Monday unless Saturday Delivery is selected. | <input type="checkbox"/> FedEx 2Day A.M. Second business morning.* Saturday Delivery NOT available. |
| <input type="checkbox"/> FedEx Priority Overnight Next business morning.* Friday shipments will be delivered on Monday unless Saturday Delivery is selected. | <input type="checkbox"/> FedEx 2Day Second business afternoon.* Thursday shipments will be delivered on Monday unless Saturday Delivery is selected. |
| <input type="checkbox"/> FedEx Standard Overnight Next business afternoon.* Saturday Delivery NOT available. | <input type="checkbox"/> FedEx Express Saver Third business day.* Saturday Delivery NOT available. |

5 Packaging *Declared value limit \$500.

- FedEx Envelope* FedEx Pak* FedEx Box FedEx Tube Other

6 Special Handling and Delivery Signature Options Fees may apply. See the FedEx Service Guide.

- Saturday Delivery
NOT available for FedEx Standard Overnight, FedEx 2Day A.M., or FedEx Express Saver.
- No Signature Required
Package may be left without obtaining a signature for delivery.
- Direct Signature
Someone at recipient's address may sign for delivery.
- Indirect Signature
If no one is available at recipient's address, someone at a neighboring address may sign for delivery. For residential deliveries only.

Does this shipment contain dangerous goods? One box must be checked.

- No Yes As per associated Shipper's Declaration. Yes Shipper's Declaration not required. Dry Ice Dry Ice, 9, UN 1845 _____ x _____ kg
- Restrictions apply for dangerous goods — see the current FedEx Service Guide. Cargo Aircraft Only

7 Payment Bill to:

- Sender Acct. No. in Section 1 will be billed. Recipient Third Party Obtain recip. FedEx Acct No.

Total Packages Total Weight [Redacted] lbs.

Your liability is limited to US\$100 unless you declare a higher value. See the current FedEx Service Guide for details.



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