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**Jun 05 2023**

**SC Court of Appeals**

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

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Appeal from Charleston County  
Court of Common Pleas  
Eugene C. Griffith, Jr., Circuit Court Judge

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Circuit Court Cases No. 2019-CP-10-00846, -02131, and -02539

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Court of Appeals Case No. 2019-000903  
Opinion No. 5966 (S.C. Ct. App. filed February 1, 2023)

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Supreme Court Case No. 2023-000778

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City of Charleston,

Petitioner,

v.

City of North Charleston and Millbrook Plantation, LLC,

Respondents.

and

Millbrook Plantation, LLC

Plaintiff,

v.

City of Charleston,

Defendant.

and

City of Charleston,

Plaintiff,

v.

City of North Charleston and Millbrook Plantation, LLC

Defendants.

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**CITY OF CHARLESTON'S  
MOTION TO EXCEED PAGE LIMIT**

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*\*Counsel identified on the following page*

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*Attorneys for the City of Charleston*

NOW COMES Petitioner, City of Charleston (“Charleston”), by and through its undersigned counsel, pursuant to Rules 240 and 242, SCACR, and, on the grounds stated below, most respectfully requests permission to exceed the twenty-five (25) page limit for its petition for a writ of certiorari in the above-captioned matter.

This request, which is made contemporaneously with the submission of Charleston’s petition for a writ of certiorari, is made in good faith in light of the number and nature of the issues/questions presented in this matter, which involves the public interest. Accordingly, the undersigned submits that the extension sought herein is reasonable in scope, in furtherance of the interests of justice, and is not unduly prejudicial to Respondents.

WHEREFORE, Charleston hereby moves this Honorable Court for permission to exceed the page limitation imposed by Rule 242(d)(4), SCACR, and to accept for filing the City of Charleston’s Petition for a Writ of Certiorari, which is submitted contemporaneously herewith.

**<SIGNED ON THE FOLLOWING PAGE>**

Respectfully submitted,

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*Attorneys for the City of Charleston*

Charleston, South Carolina

June 5, 2023

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Respondents.

and

Millbrook Plantation, LLC

Plaintiff,

v.

City of Charleston,

Defendant.

and

City of Charleston,

Plaintiff,

v.

City of North Charleston and Millbrook Plantation, LLC

Defendants.

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**PROOF OF SERVICE**

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*Attorneys for the City of Charleston*

I, Russell G. Hines, of Clement Rivers, LLP, attorneys for the City of Charleston, hereby certify that the **CITY OF CHARLESTON'S PETITION FOR A WRIT OF CERTIORARI** and **CITY OF CHARLESTON'S MOTION TO EXCEED PAGE LIMIT** were served on June 5, 2023, on all parties to this matter via emailing (see attached) a copy of the same to the following:

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*Attorney for Millbrook Plantation, LLC*

I also certify that, on June 5, 2023, the **CITY OF CHARLESTON'S PETITION FOR A WRIT OF CERTIORARI** and **CITY OF CHARLESTON'S MOTION TO EXCEED PAGE LIMIT** were filed with the South Carolina Court of Appeals via emailing the same to [ctappfilings@sccourts.org](mailto:ctappfilings@sccourts.org).

Respectfully submitted,  
CLEMENT RIVERS, LLP

By: s/Russell G. Hines  
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*Attorneys for the City of Charleston*

Charleston, South Carolina

June 5, 2023

## Bell, Pollyana (Polly)

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**Cc:** Russell, Karen; Johnson, Wilbur; Justman, Aimee; Hines, Russell  
**Subject:** City of Charleston v. City of North Charleston (Sup. Ct. 23-000778 // Ct. App.  
19-000903) - (CR 210598)  
**Attachments:** Charleston v. N. Chas. -- Cert Petition.pdf; Charleston v. N. Chas. -- Mot. to Exceed  
Page Limit.pdf

Enclosed please find the City of Charleston's Petition for a Writ of Certiorari and Motion to Exceed Page Limit which will be filed today in the above-referenced matter.

Thank you,

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