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Jun 22 2023

SC Court of Appeals

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

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

Case No. 2018-CP-10-00851
Court of Appeals Case No. 2019-000728
Opinion No. 5965 (S.C. Ct. App., filed Feb. 1, 2023)

National Trust for Historic Preservation in the United States and
the City of Charleston,

Petitioners,

v.

City of North Charleston,

Respondent.

**SECOND MOTION TO EXTEND THE TIME TO
PETITION FOR A WRIT OF CERTIORARI**

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Attorneys for the City of Charleston

NOW COMES Petitioner, City of Charleston, one of the Respondents/Appellants in the Court of Appeals, by and through its undersigned counsel, on the grounds stated below, pursuant to Rule 263(b), SCACR, as well as the Court's order of July 16, 2014, regarding Extensions in Cases Seeking a Petition for a Writ of Certiorari to Review a Decision of the South Carolina Court of Appeals, and hereby moves for a second extension of ten (10) days' time to file/serve its petition to this Court for issuance of a writ of certiorari to the Court of Appeals to review its decision in this matter.

Presently, by order of this Court dated June 12, 2023, the deadline for the petition for writ of certiorari is June 22, 2023. Due to other time commitments, both work- and non-work-related, the undersigned counsel for Petitioner City of Charleston requests ten (10) additional days, beyond today's date, to prepare Petitioner City of Charleston's petition seeking this Court's review of the Court of Appeals' decision via writ of certiorari, and the undersigned submits there is good cause to allow the requested dispensation: It is in furtherance of the interests of justice; it will not work any undue prejudice upon any other party; and it is consistent with the extension protocol established by the Court's aforementioned order of July 16, 2014.

WHEREFORE, Petitioner City of Charleston respectfully requests this Honorable Court grant it an extension of ten (10) days' time to file/serve its petition for writ of certiorari. With the extension requested herein, the new deadline for Petitioner City of Charleston to file/serve its petition for writ of certiorari would be July 3, 2023, according to the undersigned's calculations. Further, Petitioner City of Charleston respectfully requests the Court hold its present deadline in abeyance until it acts upon this motion.

[signature on next page]

[Signature page for Second Motion to Extend the Time for Petitioners to Petition for Writ of Certiorari, Appellate Case No. 2019-000728]

Respectfully submitted,

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Charleston, South Carolina

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Opinion No. 5965 (S.C. Ct. App., filed Feb. 1, 2023)

National Trust for Historic Preservation in the United States and
the City of Charleston,

Plaintiffs,

Of Whom City of Charleston is,

Petitioner,

v.

City of North Charleston,

Respondent.

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 **SECOND MOTION TO EXTEND THE TIME FOR PETITIONERS TO PETITION FOR WRIT OF CERTIORARI** was served on June 22, 2023, on all parties to this matter via emailing (see attached) a copy of the same to the following:

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Respectfully submitted,
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Charleston, South Carolina

June 22, 2023

Bell, Pollyana (Polly)

From: Bell, Pollyana (Polly)
Sent: Thursday, June 22, 2023 1:24 PM
To: dvanraalte@northcharleston.org; brady@bradyhair.com; walker@wglfirm.com; anelson@savingplaces.org; fcantwell054@gmail.com; copelandj@charleston-sc.gov; njdennis@wglfirm.com; dvrpalmetto@gmail.com
Cc: Russell, Karen; Johnson, Wilbur; Justman, Aimee
Subject: National Trust for Historic Preservation v. City of North Charleston (Ct. App. Case No. 2019-000728; Sup. Ct. Case No. 2023-000930) - CR 210598
Attachments: 2nd Motion for Extension - Petition for Writ of Certiorari.pdf

Enclosed please find the City of Charleston's Second Motion to Extend the Time to Petition for a Writ of Certiorari which will be filed today in the above-referenced matter.

Thank you,

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