



**SOUTH CAROLINA
ENVIRONMENTAL
LAW PROJECT**

Lawyers for the Wild Side

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Staff Attorneys
Lauren Megill Milton | lauren@scelp.org
Emily Poole | emily@scelp.org

RECEIVED

Sep 18 2023

September 18, 2023

Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

SC Court of Appeals

Re: Motion to Withdraw as Counsel and Extend the Briefing Schedule
Blue Ridge Environmental Defense League vs. SCDHEC and Dominion Energy,
Docket No. 22-ALJ-07-0131-CC

Dear Ms. Kitchings:

Please find enclosed a Motion to Withdraw as Counsel and Extend the Briefing Schedule and requisite filing fee in the above-referenced matter. Also, in response to the letter received today, September 18th, 2023, please see attached proof that the transcript in this matter was timely ordered by our office on April 12, 2023.

By copy of this letter I am serving all parties, as well as through the Court's electronic filing system and, as directed, we have copied the Office of Court Administration regarding the status of the transcript. Thank you very much for your kind cooperation and assistance. With deep respect and kind regards, I remain;

Sincerely,

Lauren Megill Milton

Enclosures

cc: Elizabeth B. Partlow, Esq.
Sara V. Martinez, Esq.
Bennett W. Smith, Esq.
Christopher P. Whitehead, Esq. Brooks M. Smith, Esq.
South Carolina Office of Court Administration (1220 Senate Street, Suite 200 Columbia, SC 29201)

Drop Box Link with transcripts Invoice 23-2764 from Creel Court Reporting, Inc.

From: [Creel Court Reporting <contact@creelreporting.com>](mailto:contact@creelreporting.com)
To: lauren@scelp.org, ben@scelp.org
Subject: Drop Box Link with transcripts Invoice 23-2764 from Creel Court Reporting, Inc.
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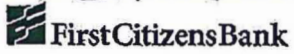
SCELP Checking

**SOUTH CAROLINA ENVIRONMENTAL
LAW PROJECT, INC.**
P O BOX 1380
PAWLEYS ISLAND, SC 29585

DATE 4/12/2023

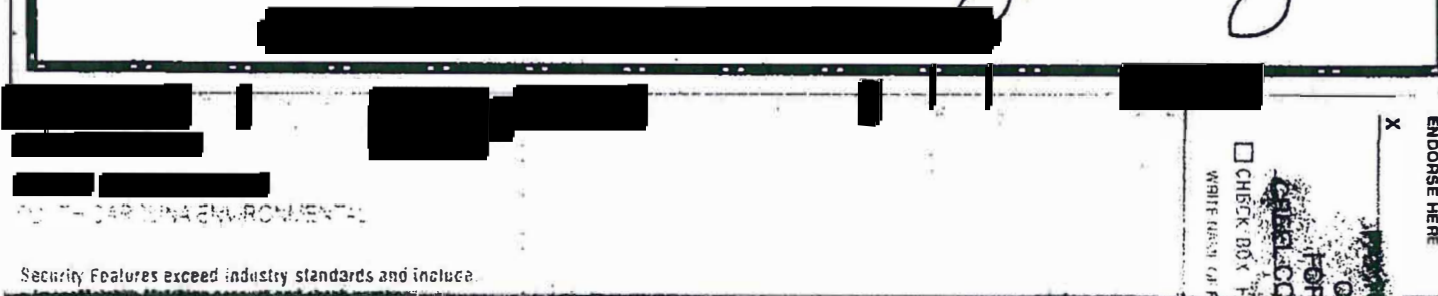


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Sep 18 2023

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM THE ADMINISTRATIVE LAW COURT
Ralph King Anderson, III, Administrative Law Judge

Docket No. 22-ALJ-07-0131-CC
Appellate Case No. 2022-001126

Blue Ridge Environmental Defense League Appellant,

vs.

South Carolina Department of Health and Environmental Control, and
Dominion Energy, Respondents.

**MOTION FOR LEAVE TO WITHDRAWAL AS COUNSEL AND MOTION FOR
EXTENSION OF TIME TO OBTAIN NEW COUNSEL**

Pursuant to Rule 240 and 264(b), SCARCR, and Rule 1.16(b) of the South Carolina Rules of Professional Conduct, the undersigned counsel for Appellant, Lauren Megill Milton and Benjamin David Cunningham of South Carolina Environmental Law Project (“SCELP”) hereby request an order removing them as counsel of record in the above-captioned matter. The undersigned have provided written notice to the client and have consulted with counsel for Respondents, all of whom consent to Lauren Megill Milton, Benjamin David Cunningham, and SCELP being relieved as counsel in this matter.

In keeping with their duties as counsel of record, the undersigned counsel filed the notice of appeal on behalf of Appellant. However, the undersigned counsel does not intend to continue as counsel for Appellant and is unaware whether Appellant intends to retain other counsel for its appeal. The undersigned requests an Order relieving them as counsel for the Appellant based on

the statutory and common laws of this state, the Rules of Appellate Procedure and the fact Appellant, Blue Ridge Environmental Defense League, has consented to this motion.

In addition, this appeal is currently in the briefing process. The Appellant's initial brief is due September 22, 2023. As the Appellant will be seeking new counsel to handle the appeal, counsel respectfully requests this Honorable Court extend the briefing process to allow Appellant 30 days from the date of any order from this Court to obtain new counsel and extend all deadlines accordingly. Appellant has not requested an extension of any deadline previously. The undersigned have consulted with counsel for Respondents, all of whom consent to this extension.

The undersigned attorneys accordingly request that the Court enter an order granting this motion and allow counsel for Appellant to withdraw and that the deadline for Appellant's initial brief be extended an additional 30 days from the date of any order granting this relief.

Respectfully submitted,

S.C. ENVIRONMENTAL LAW PROJECT

s/ Lauren Megill Milton

Lauren Megill Milton (SC Bar #:100389)

Benjamin D. Cunningham (SC Bar (S.C. Bar #76396)

510 Live Oak Drive | Mt. Pleasant, SC 29464

lauren@scelp.org | ben@scelp.org

Counsel for Appellant

September 18, 2023
Georgetown, South Carolina

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

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APPEAL FROM THE ADMINISTRATIVE LAW COURT
Ralph King Anderson, III, Administrative Law Judge

SC Court of Appeals

Docket No. 22-ALJ-07-0131-CC
Appellate Case No. 2022-001126

Blue Ridge Environmental Defense League Appellant,

vs.

South Carolina Department of Health and Environmental Control, and
Dominion Energy, Respondents.

PROOF OF SERVICE

I hereby certify that on this date, I served the Appellant's Motion for Leave to Withdraw as Counsel and Motion for Extension of Time to Obtain New Counsel on all parties by emailing a copy of the same to the recipients below:

Law Offices of Elizabeth B. Partlow, LLC
Elizabeth B. Partlow, Esq.
P.O. Box 2444 Columbia, S.C. 29202
Attorney for Dominion Energy

The Honorable Ralph King Anderson, III
Chief Administrative Law Judge
South Carolina Administrative Law Court
Edgar A. Brown Building
1205 Pendleton Street, Suite 224
Columbia, SC 29201

SCDHEC-Office of General Counsel
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Sara V. Martinez, Esq.
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Attorneys for SC DHEC

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1001 Haxall Street
Richmond, VA 23219
Attorney for Dominion Energy Services, Inc.

South Carolina Office of Court Administration
1220 Senate Street, Suite 200
Columbia, SC 29201

s/ Lauren Megill Milton
Lauren Megill Milton

Georgetown, SC
September 18, 2023