

The South Carolina Court of Appeals

Clam Farm Partnership, LLC, Respondent,

v.

The South Carolina Department of Health and
Environmental Control, Office of Ocean and Coastal
Resource Management, Charleston County and The City
of Folly Beach, Defendants,

of which The South Carolina Department of Health and
Environmental Control, Office of Ocean and Coastal
Resource Management and The City of Folly Beach are
the Appellants.

Appellate Case No. 2022-000038

ORDER

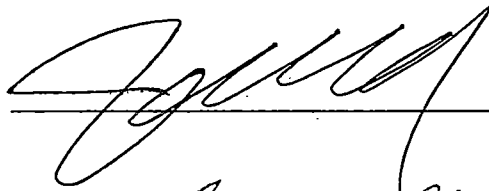
Respondent has informed the court the parties have reached a contingent settlement agreement that requires the parties submit a motion before the circuit court to vacate the orders on appeal. Respondent contends that if granted, the motion would moot the issues on appeal.

After careful consideration, we remand this case to the circuit court for consideration of the parties' consent motion to vacate and for approval of their settlement agreement. This appeal shall be held in abeyance pending the circuit court's ruling. If the circuit court vacates the orders on appeal and approves the settlement agreement, the parties shall immediately notify this court. Respondent shall provide this court with a status update in sixty days and every sixty days thereafter.

FILED
Sep 21 2023

Stephanie P. McDonald

J.



J.

James E. Loken

A. J.

Columbia, South Carolina

cc:

Randell Croft Stoney, Jr., Esquire

M. Dawes Cooke, Jr., Esquire

Allison Marie Burns, Esquire

Daniel Quigley Orvin, Esquire

Matthew Tillman, Esquire

Stephen Lynwood Brown, Esquire

Russell Grainger Hines, Esquire

John William Fletcher, Esquire