

**From:** [steve.mueller](mailto:steve.mueller)  
**To:** [Court Of Appeals Filings](#); [Staley, Denesha](#); [Mary D. Shahid](#)  
**Cc:** [churdabd@dhec.sc.gov](mailto:churdabd@dhec.sc.gov); [Angelica M. Colwell](#); "Paul DuPre"  
**Subject:** Re: Scan - Stephen Mueller v. SCDHEC et al. 2023-000441 [IWOV-NPDocuments.FID3239507]  
**Date:** Tuesday, November 28, 2023 8:57:54 PM

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**\*\*\* EXTERNAL EMAIL:** This email originated from outside the organization. Please exercise caution before clicking any links or opening attachments. **\*\*\***

Dear Madam Clerk: The respondents have for over two years repeatedly attempted to dismiss my case by arguing technicalities in filings. The reason they do this is that they have no basis in fact or law to defend their case. They are the parties delaying the finality of the appeal. They have never asked for a dismissal based upon any legitimate fact of law. I ask that the Court rule on my Motion for Summary Judgement based upon the precedent set by ALC, Docket #18-ALJ-0023-CC ruling that there is no primary oceanfront sand dune seaward of the baseline. As SC Statute 48-39-290(A)(6) states that construction "must not be situated on a primary oceanfront sand dune" and DHEC/OCRM has permitted construction seaward of the baseline the permit is illegal and should be revoked.

Respectfully, Stephen Mueller

On Tuesday, November 28, 2023, 05:23:16 PM EST, Mary D. Shahid <mshahid@maynardnexsen.com> wrote:

Dear Madam Clerk: I received the attached by regular mail today from Appellant Stephen Mueller. These same documents were also filed by Mr. Mueller with the Court on Nov. 22, in response to a letter from the Clerk's office forwarded to all parties on November 17, 2023. In that letter Mr. Mueller was advised to provide the Record on Appeal within ten days "or this appeal will be dismissed." Rule 210 of the SC Appellate Court Rules defines Record on Appeal as including "all matters designated." The document provided by Mr. Mueller is not a Record on Appeal and instead resembles the Designation of Matters on Appeal that he previously filed. With each of the multiple, flawed filings submitted by Appellant Mueller over the past several month, Respondents have suffered significant delays in reaching finality in this appeal. Respondents would ask that the Clerk enforce the November 17<sup>th</sup> letter and dismiss this appeal.

**Mary D. Shahid**

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**From:** Elizabeth Heffron <EHeffron@maynardnexsen.com>

**Sent:** Tuesday, November 28, 2023 4:58 PM

**To:** Mary D. Shahid <MShahid@maynardnexsen.com>

**Subject:** Scan - Stephen Mueller

**Elizabeth Heffron**

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