

STATE OF SOUTH CAROLINA  
In the Court of Appeals

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APPEAL FROM THE ADMINISTRATIVE LAW COURT **Dec 27 2023**

The Honorable Ralph King Anderson, III  
Administrative Law Judge

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**SC Court of Appeals**

Appellate Case No. 2023-001351

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Blue Ridge Environmental Defense League, Appellant,

v.

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

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APPELLANT’S MOTION FOR EXTENSION OF TIME TO FILE REPLY TO  
RESPONDENT’S RETURN TO THE PETITION FOR WRIT OF SUPERSEDEAS

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Pursuant to Rule 240, SCACR, Appellant Blue Ridge Environmental Defense League, through its undersigned counsel, respectfully requests a five (5) day extension of time to file a Reply to Respondent’s Return to the Petition for Writ of Supersedeas. This extension is necessitated due to apparent technical issues involving service of the Return. Specifically, attorneys for Appellant did not receive notice that the Return had been served or filed on Friday, December 22, 2023 and did not learn about the filing until it received a file-stamped copy of Respondent’s cover letter from the Court of Appeals on December 27, 2023. Although Respondent’s filings indicates that Counsel for Respondent emailed a *link* to the Return and Exhibits on December 22, neither of Appellant’s attorneys received the email in their respective

inboxes. Additionally, Attorneys for Appellant did not receive a file-stamped copy of the Return from the Court of Appeals on the 22<sup>nd</sup>, indicating that a Return had been filed.

Accordingly, Appellant respectfully moves for an Order granting a five (5) day extension of time to file a Reply. Appellant's Reply is currently due on Wednesday, December 27, 2023. If this extension is granted, Appellant's new deadline would be Tuesday, January 2, 2024. Appellant also respectfully requests that this Court hold all deadlines in abeyance until an order has been issued on this Motion. Appellant does not request this extension for the impermissible purpose of delay.

Respectfully submitted,

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**Attorneys for Appellant**  
**Blue Ridge Environmental Defense League**

Mount Pleasant, South Carolina  
December 27, 2023