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Sep 20 2024

SC Court of Appeals

STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW COURT

The Honorable Ralph King Anderson, III
Administrative Law Judge

Appellate Case No. 2023-001351

Blue Ridge Environmental Defense League, Appellant,

v.

South Carolina Department of Environmental
Services and Dominion Energy, Respondents.

APPELLANT’S MOTION FOR EXTENSION OF TIME
TO FILE INITIAL REPLY BRIEF AND
ADDITIONAL DESIGNATION OF MATTER TO INCLUDE
IN THE RECORD ON APPEAL

Pursuant to Rule 240, SCACR, Appellant Blue Ridge Environmental Defense League, through its undersigned counsel, respectfully requests a twenty (20) day extension of time to file its Initial Reply Brief and any additional Designation of Matter to Include in the Record on Appeal.

The grounds for this motion are 1) Appellant’s counsel currently has an oral argument scheduled before the South Carolina Supreme Court on October 2, 2024, which necessitates time for preparation, 2) There are two Respondents in this case, each of which has filed a brief in excess of thirty pages, which will require adequate time to properly review and respond.

Appellant's Reply Brief is currently due on September 30, 2024. If this motion is granted, the new deadline would be October 21, 2024. A twenty (20) day extension of time will serve the interests of justice and aid the Court by allowing counsel adequate time to prepare a thorough Initial Reply Brief. Appellant does not request this extension for the impermissible purpose of delay.

Appellant also respectfully requests that this Court hold all deadlines in abeyance until an order has been issued on this Motion.

Respectfully submitted,

THE LAW OFFICE OF JESSE SANCHEZ, LLC

s/Jesse Sanchez

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STEPHEN A. SPITZ, ESQ.
A BUSINESS LAW FIRM

s/Stephen A. Spitz

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Attorneys for Appellant
Blue Ridge Environmental Defense League

Mount Pleasant, South Carolina
September 20, 2024

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PROOF OF SERVICE

I, the undersigned, certify that I have served Appellant Blue Ridge Environmental Defense League's Motion for Extension of Time to file Initial Reply Brief and Additional Designation of Matter to Include in the Record on Appeal via electronic mail on Counsel for Respondent Dominion Energy, Elizabeth B. Partlow, Esq., at her AIS-designated email address (beth@partlowlaw.com) and Brooks M. Smith, Esq., at his designated email address (brooks.smith@troutman.com), and Counsel for Respondent South Carolina Department of Environmental Services, Bennet W. Smith, Esq. (bennet.smith@des.sc.gov), Christopher Patrick Whitehead, Esq. (christopher.whitehead@des.sc.gov), and Sara Volk Martinez, Esq. (sara.martinez@des.sc.gov) at their respective AIS-designated email addresses on September 20, 2024.

[Signature on following page]

Respectfully submitted,

THE LAW OFFICE OF JESSE SANCHEZ, LLC

s/Jesse Sanchez

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Attorney for Appellant

Blue Ridge Environmental Defense League

Mount Pleasant, South Carolina
September 20, 2024

September 20, 2024

VIA U.S. MAIL AND EMAIL (ctappfilings@sccourts.org)

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, SC 29211



RE: Blue Ridge Environmental Defense League, Appellant v. South Carolina Department of Environmental Services and Dominion Energy, Respondents, Appellate Case No. 2023-001351

Dear Ms. Kitchings:

Attached for filing, please find the follow:

1. Appellant Blue Ridge Environmental Defense League's Motion for Extension of Time to File Initial Reply Brief and Additional Designation of Matter to Include in the Record on Appeal.
2. Proof of Service.

A check for the fifty-dollar (\$50.00) filing fee has been deposited in today's mail. Thank you for your assistance with this matter. Should you have any questions or wish to discuss the filing, please do not hesitate to contact me directly.

Sincerely,

s/Jesse Sanchez

Jesse Sanchez (SC Bar No. 101906)

Cc: Elizabeth B. Partlow, Esq. (Via email only)
Brooks M. Smith, Esq. (Via email only)
Bennet W. Smith, Esq. (Via email only)
Christopher Patrick Whitehead, Esq. (Via email only)
Sara Volk Martinez, Esq. (Via email only)
Stephen A. Spitz, Esq. (Via email only)