

**WILLOUGHBY & HOEFER, P.A.**

ATTORNEYS & COUNSELORS AT LAW

930 RICHLAND STREET

P.O. BOX 8416

COLUMBIA, SOUTH CAROLINA 29202-8416

MITCHELL M. WILLOUGHBY  
JOHN M. S. HOEFER  
RANDOLPH R. LOWELL  
TRACEY C. GREEN  
BENJAMIN P. MUSTIAN  
ELIZABETH ZECK\*  
ELIZABETHANN LOADHOLT CARROLL  
CHAD N. JOHNSTON  
JOHN W. ROBERTS  
ANDREW J. D'ANTONI

AREA CODE 803  
TELEPHONE 252-3300  
TELECOPIER 256-8062

SC Court of Appeals  
OCT 24 2013  
RECEIVED

October 24, 2013

\*ALSO ADMITTED IN TX

**Via Hand Delivery**

V. Claire Allen, Deputy Clerk  
The South Carolina Court of Appeals  
1015 Sumter Street  
Columbia, SC 29201

Re: *Duke Energy v. Department of Revenue*, No. 10-ALJ-17-0270-CC

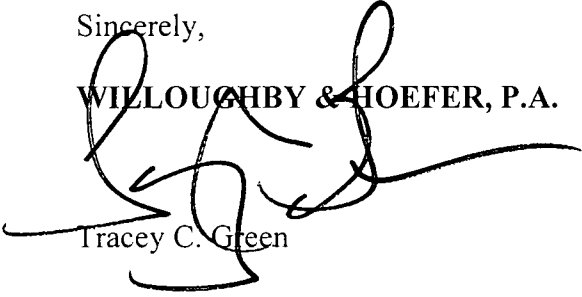
Dear Ms. Allen:

This letter is in response to your letter dated October 15, 2013 regarding potential argument dates for this case. I respectfully request that this case be scheduled for oral argument on the dates of February 11, 12, and 13. I presently am scheduled for a trial before the Administrative Law Court the week of January 27, 2014 that very well may continue into the week of February 2, 2014. Therefore, in order to avoid the possible scheduling conflict while also providing me with time to prepare for the argument, I respectfully request that this case not be scheduled on February 3-6, 2014.

Thank you. If you have any questions, please contact me at your convenience.

Sincerely,

WILLOUGHBY & HOEFER, P.A.

  
Tracey C. Green

cc:

Burnet Rhett Maybank, III  
James F. Reames, III  
Harry A. Hancock  
Milton Gary Kimpson  
Tanya Amber Gee  
Eric S. Tresh  
Maria Todorova  
Jeffery Friedman  
Jonathon Abraham Gutting