

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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APPEAL FROM THE ADMINISTRATIVE LAW COURT

Carolyn C. Matthews, Administrative Law Judge

**RECEIVED**

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Case No. 07-ALC-07-0178-CC

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**S.C. Supreme Court**

York County and Nazareth Baptist Church of Rock Hill, Inc., ..... Defendants,  
of whom York County is ..... Petitioner,  
vs.

South Carolina Department of Health and Environmental Control and  
C & D Management Company, LLC, ..... Respondents.

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**PETITIONER'S MOTION FOR EXTENSION  
OF TIME FOR FILING FINAL BRIEF**

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TO: ALL PARTIES AND THE SUPREME COURT:

PLEASE TAKE NOTICE that Petitioner York County hereby moves the Supreme Court for an Order extending the time for filing its Brief and Appendix. The Brief and Appendix are due November 6, 2013, and York County seeks an extension of thirty (30) days, until December 6, 2013. The basis of this motion is as follows:

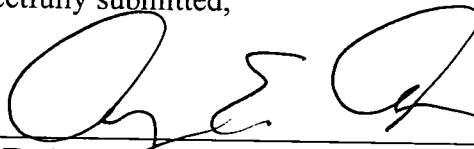
Counsel for York County has compiled the Appendix, which totals six (6) volumes from a case that lasted 3 full days in 2009. Due to the substantial record and the complex issues,

counsel needs more time to adequately update research and prepare the brief in this case. Counsel has not had adequate time in the past thirty (30) days complete this preparation, primarily due to obligations in other on-going cases, including filing a Reply to a Response on a Petition for a Writ of Certiorari which was due on October 8, filing a Request for Contested Case Hearing which was due on October 15, and briefing and arguing a Motion to Intervene on October 28. Because of these case-related obligations, in combination with counsel's recent move into a new home and a 5-day Liberty Fellow Seminar in mid-October, counsel has not been able to dedicate the time necessary to prepare its Brief.

Counsel for the Petitioner York County has consulted with the attorney for the Respondent SCDHEC, who consents to this requested extension. Counsel for Petitioner York County has not consulted with the attorney for Respondent C & D Management Company, Inc. based on information and belief that C & D Management Company will object to the requested extension.

WHEREFORE, the Petitioner York County requests that the Supreme Court enter an order extending the time for filing its Brief and Appendix until December 6, 2013.

Respectfully submitted,



Amy E. Armstrong  
SOUTH CAROLINA ENVIRONMENTAL LAW  
PROJECT

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Georgetown, South Carolina

November 6, 2013

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IN THE SUPREME COURT

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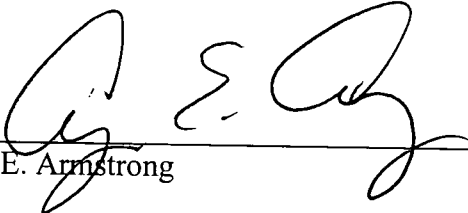
CERTIFICATE OF SERVICE

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I hereby certify that on this date I served copies of the Petitioner York County's Motion for Extension of Time for Filing Final Brief upon counsel for the Respondents, by placing same in the United States mail, first-class postage prepaid, addressed to:

Susan A. Lake, Esquire  
DHEC Legal Office  
2600 Bull Street  
Columbia, SC 29201

Joan W. Hartley, Esquire  
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Amy E. Armstrong

Georgetown, South Carolina

November 6, 2013