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Oct 30 2025

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from the Administrative Law Court

The Honorable Deborah Brooks Durden
Administrative Law Judge

Appellate Case No. 2025-000379

SOUTH CAROLINA COASTAL CONSERVATION LEAGUE, APPELLANT,

v.

SOUTH CAROLINA DEPARTMENT OF ENVIRONMENTAL SERVICES AND
PULTE HOMES, LLC, RESPONDENTS.

**Respondent South Carolina Department of
Environmental Services' Motion for Extension
of Time to File Respondent SCDES' Initial Brief and Designation
of Matter to be Included in the Record on Appeal**

COMES NOW Respondent South Carolina Department of Environmental Services (“SCDES” or “Respondent SCDES”) by and through the undesigned counsel and respectfully requests an extension of time to file Respondent SCDES’ Initial Brief of Respondent and Designation of Matter to be Included in the Record on Appeal.

Respondent SCDES would respectfully show the Court that:

The current deadline for both Respondent SCDES and the Co-Respondent Pulte Homes, LLC’s Initial Brief of Respondent and Designation of Matter to be Included in the Record on Appeal is Wednesday, November 5, 2025, having been extended for thirty (30) days

from October 6, 2025, per Motion for Extension of Time granted by this Court.

The undersigned counsel for Respondent SCDES believes that this additional time is needed to prepare the Initial Brief of Respondent due to their current work schedule in which they are involved and preparing for four trials on the following upcoming dates: December 9-10, 2025, January 8, 2026, January 14-16, 2026, February 23-25, 2026, and March 17, 2026. Additionally, undersigned counsel for Respondent SCDES is preparing for depositions in three separate matters on November 10, 2025, November 17, 2025, and November 19, 2025.

Respondent SCDES respectfully requests an extension of thirty (30) days in which to file the Respondent SCDES's Initial Brief of Respondent and Designation of Matter to be Included in the Record on Appeal pursuant to Rule 240 of the South Carolina Appellate Court Rules.

Respondent SCDES has conferred with counsel for Appellant and Co-Respondent, and neither have any objections to this request.

For the reasons cited above, Respondent SCDES respectfully requests a thirty (30) day extension in which to file the Initial Brief of Respondent and Designation of Matter to be Included in the Record on Appeal.

[Signature Page to Follow]

/s/ Joseph A. Giordano

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Department of Environmental Services

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CERTIFICATE OF SERVICE

I, Joseph A. Giordano, attorney for the South Carolina Department of Environmental Services, hereby certify that I have on this 30th day of October, 2025, served the Department's **Motion for Extension of Time to File Respondent SCDES' Initial Brief and Designation of Matter to be Included in the Record on Appeal** upon all parties via e-mail sent to the primary AIS e-mail address for counsel of record, as follows:

Amy Armstrong, Esquire Leslie Lenhardt, Esquire Monica Whalen, Esquire South Carolina Environmental Law Project Post Office Box 1380 Pawleys Island, South Carolina 29585 Tel: (843) 527-0078 Email: amy@scelp leslie@scelp monica@scelp Attorneys for Appellant	Ellis R. Lesemann, Esquire S. Grace Heaton Benko, Esquire Lesemann & Associates, LLC 418 King Street, Suite 301 Charleston, South Carolina 29403 Tel: (843) 724-5155 Email: erl@lalawsc.com ghb@lalawsc.com Attorneys for Respondent Pulte Homes, LLC
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