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**Mar 18 2026**

**SC Court of Appeals**

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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APPEAL FROM THE ADMINISTRATIVE LAW COURT  
S. Phillip Lenski, Administrative Law Judge

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Appellate Case No.: 2025-002447  
Docket No. 24-ALJ-07-0316-CC

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Friends of Horse Creek Valley,

Appellant,

v.

South Carolina Department of Environmental Services and Rabbit Hill Class 2 Landfill,

Respondents.

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**SECOND MOTION FOR EXTENSION OF TIME TO FILE/SERVE  
APPELLANT'S INITIAL BRIEF**

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TO: ALL PARTIES AND THE COURT OF APPEALS:

PLEASE TAKE NOTE that the Appellant, Friends of Horse Creek Valley respectfully moves the Court of Appeals for an extension to file its initial brief and designation of matter in the above-referenced case. The initial brief and designation of matter are due on Monday, March 23, 2026, and Appellant seeks an extension of thirty (30) days until Wednesday, April 22, 2026. This is the second extension being sought.

Undersigned counsel requests this extension for multiple reasons, including counsel's current workload and longstanding vacation plans. For these reasons, counsel has been unable to commit the necessary time needed to adequately prepare the initial brief and designation of matter to be included

in the record on appeal in this matter, and undersigned submits that the requested thirty-day extension is appropriate and will not cause any undue prejudice upon Respondents.

WHEREFORE, the Appellant requests that this Court issue an Order extending the time to file and serve their initial brief and designation of matter until Wednesday, April, 22, 2026. Further, Appellant respectfully requests that the Court hold the present deadline in abeyance until it acts upon this motion.

Respectfully submitted,

CAROLINA ENVIRONMENTAL LAW PROJECT

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March 18, 2026  
Pawleys Island, South Carolina

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Appellant,

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South Carolina Department of Environmental Services and Rabbit Hill Class 2 Landfill,

Respondents.

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**PROOF OF SERVICE**

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The undersigned hereby certifies that on this date I served the foregoing Second Motion for Extension to File/Serve Appellant's Initial Brief upon the Respondents by electronic notification to the contacts listed in the Attorney Information System (AIS):

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Christopher Whitehead, Esq.

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Respectfully submitted,

CAROLINA ENVIRONMENTAL LAW PROJECT

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March 18, 2026  
Pawleys Island, SC



Polly Bell <polly@scelp.org>

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**Friends of Horse Creek Valley v. SCDES; Appellate Case No. 2025-002447**

1 message

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**Polly Bell** <polly@scelp.org>

Wed, Mar 18, 2026 at 1:04 PM

To: etta.rosita.linen@des.sc.gov, christopher.whitehead@des.sc.gov, cjohnston@burr.com, rlowell@burr.com, matthew.decker@nelsonmullins.com, kevin@austinpethick.com

Cc: Michael Corley <michael@scelp.org>, Lauren Megill Milton <lauren@scelp.org>

Enclosed please find Appellant's Second Motion for Extension of Time to File/Serve the Initial Brief for service upon you in the above-referenced matter.

Thank you,  
Polly Bell  
Legal Assistant  
**South Carolina Environmental Law Project**  
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