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Apr 15 2026

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW COURT

The Honorable Crystal M. Rookard, Administrative Law Judge

Appellate Case No. 2026-000734

MPC Harden, LLC d/b/a 5 Points Saloon,

Respondent,

v.

South Carolina Department of Revenue,

Respondent,

and

Coley Frank Adams,

Intervenor-Appellant.

**RESPONSE TO THE CLERK OF COURT'S APRIL 14, 2026
LETTER CONCERNING THE TRANSCRIPT AND
CONSENT MOTION FOR EXTENSION OF TIME
TO FILE INITIAL BRIEF**

Appellant Coley Frank Adams hereby respectfully (1) responds to the Clerk of Court's April 14, 2026 letter concerning the time to order a transcript of the proceedings below and (2) requests an enlargement of time by thirty (30) days in which to file his initial brief in this matter. The basis for this motion is as follows:

1. This is an appeal from the South Carolina Administrative Law Court concerning the South Carolina Department of Revenue's denial of Respondent MPC Harden, LLC's liquor-by-the-drink license and the ALC's subsequent decision to grant Respondent's license pursuant to certain conditions. Appellant, who was an intervenor in the proceedings below, appealed from the

ALC's Final Order and Order Denying Motion for Reconsideration on March 20, 2026. In his notice of appeal, Appellant stated that no additional transcripts are necessary for this appeal, because Appellant had already ordered and obtained the transcripts necessary for the prosecution of this appeal.

2. On April 14, 2026, the Clerk of Court transmitted a letter to Appellant's counsel requesting that counsel inform the Court whether the transcript had been ordered. Appellant hereby reaffirms that the necessary transcripts from the proceedings below have already been procured by counsel.

3. Pursuant to Rule 208, SCACR, because Appellant has already received the transcripts in this matter, his initial brief is due on Monday, April 20, 2026. Appellant respectfully requests an enlargement of time by thirty (30) days in which to file his initial brief. In support, the undersigned counsel states that he was engaged in a six-week jury trial in federal district court in Greenville, South Carolina from January 28, 2026 through March 11, 2026, and that this lengthy trial created a bit of a backlog through which counsel has been working these past few weeks. Counsel's prior and ongoing obligations have thus hampered his ability to complete Appellant's initial brief in this matter, and Appellant therefore requests additional time in which to complete and submit that brief.

4. The undersigned counsel has conferred with counsel for both Respondents concerning this request. Both Respondents MPC Harden and S.C. Department of Revenue consent to the relief requested herein.

WHEREFORE, Appellant respectfully requests an additional thirty (30) days, up to and including May 20, 2026, in which to file his initial brief in this matter.

[Signature on following page]

Respectfully submitted,

s/ Andrew R. Hand

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Andrew R. Hand, SC Bar No. 101633

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Attorneys for Appellant Coley Frank Adams

April 15, 2026

Columbia, South Carolina

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Coley Frank Adams,

Appellant.

CERTIFICATE OF SERVICE

I, Holli Miller, paralegal to Richard A. Harpootlian, P.A., located at 1410 Laurel Street, Columbia, South Carolina 29201, hereby certify that on April 15, 2026 did serve, via email, the following document to the below counsel:

Document: Response to the Clerk of Court's April 14, 2026 Letter Concerning the Transcript and Consent Motion for Extension of Time to File Initial Brief

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ctappfilings@sccourts.org

In re: MPC Harden, LLC d/b/a 5 Points Saloon vs. South Carolina Department of Revenue
Appellate Case No. 2026-000734

Dear Ms. Kitchings,

Enclosed please find Appellant's response to the Clerk of Court's April 14, 2026 letter concerning the transcript and consent motion for extension of time to file his initial brief in this matter, along with a certificate of service.

The filing fee is being sent to the Court today.

With warm regards, I am

Sincerely,

Andrew R. Hand

/hm

Enclosures

cc: John R. Alphin
Whitney B. Harrison
Dana R. Krajack