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Jun 22 2026

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW COURT

The Honorable Robert L. Reibold, Administrative Law Judge

Appellate Case No. 2026-001190

Matthew DeNapoli and Lindsay DeNapoli,..... Appellants,

v.

Charleston County Assessor,Respondent.

**RESPONDENT'S RESPONSE TO
APPELLANTS' MOTION FOR EXTENSION OF TIME**

Pursuant to Rule 240, SCACR, Respondent Charleston County Assessor (hereinafter "Respondent") hereby respectfully responds to Appellants' Motion for Extension of Time. Respondent consents to a thirty (30) day extension of Appellants' deadline to file their initial brief and designation of matter to be included in the record on appeal. Respondent notified Appellants of the same prior to their filing the subject motion. (*See Exhibit A*)

Respondent would bring to the Court's attention that Appellants seek an extension based upon not receiving the trial court transcript pursuant to Rule 207, SCACR. To be clear, there was no hearing before the lower court, because Respondent was granted summary judgment solely based upon the parties' briefs. Thus, no transcript exists in the lower court, and the parties have all material necessary to prepare their initial briefs and designations of matter.

CONCLUSION

Therefore, for the above stated reasons, Respondent consents to a thirty (30) day extension of Appellants' deadline to file their initial brief and designation of matter to be included in the record on appeal. However, Respondent will not be inclined to agree to further extensions in the future.

Respectfully submitted,

CHARLESTON COUNTY ATTORNEY'S OFFICE

s/Andrew L. Hethington

Bernard E. Ferrara, Jr., Esquire (S.C. Bar No. 9034)

Marc G. Belle, Esquire, (S.C. Bar No. 103946)

Kevin M. DeAntonio, Esquire (S.C. Bar No. 101169)

Andrew L. Hethington, Esquire (S.C. Bar No. 104667)

Lonnie Hamilton, III Public Services Building

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Attorneys for Respondent

Charleston County Assessor

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EXHIBIT A

(Respondent's Email Consenting to Appellants' Extension of Time Request)

Andrew L Hethington

From: Andrew L Hethington
Sent: Thursday, June 18, 2026 9:29 AM
To: 'Matt DeNapoli'; Bernard Ferrara
Cc: Kevin M. Deantonio; Marc Belle; Catherine S. Anderson; Lindsay DeNapoli
Subject: RE: [Appellate Case No. 2026-001190] - Conferral on Motion

Mr. DeNapoli:

As for your first question, please include all of us in your correspondence, as we are all working on this appeal collectively.

I am unaware of your request to the ALC on May 27th, so I am not sure what you have requested that the court produce. If that was an email or formal filing, can you please send that to us?

I cannot provide you legal advice. However, because the record on appeal is something we will have to work on collectively, I will note that it is typically the responsibility of the parties to compile the record on appeal, not the court. There is no hearing transcript to be obtained under Rule 207, because there were no hearings before the ALC. The decision of the court was made on briefs alone. Therefore, after we complete our initial briefs and designations of matter, you will file the record on appeal along with your final briefs.

We will consent to your motion for a 30 day extension of the deadline to file your initial brief and designation of matter.

Thanks,

Andrew L. Hethington
Assistant County Attorney
CHARLESTON COUNTY ATTORNEY'S OFFICE
Lonnie Hamilton, III Public Services Building
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From: Matt DeNapoli <MattDeNapoli@spacecomintl.com>
Sent: Wednesday, June 17, 2026 10:46 AM
To: Bernard Ferrara <BFerrara@charlestoncounty.org>

Cc: Andrew L Hethington <ALHethington@charlestoncounty.org>; Kevin M. Deantonio <KDeantonio@charlestoncounty.org>; Marc Belle <MBelle@charlestoncounty.org>; Catherine S. Anderson <CSAnderson@charlestoncounty.org>; Lindsay DeNapoli <lindsaydenapoli@yahoo.com>
Subject: [Appellate Case No. 2026-001190] - Conferral on Motion

CAUTION: This email originated outside of Charleston County. Do not click links or open attachments from unknown senders or suspicious emails. If you are not sure, please contact IT helpdesk.

Dear Mr. Ferrara et al.,

I'm curious to know who you've designated as the lead counsel for handling day-to-day matters and correspondence in this appeal? We intend to file a motion for extension of time to file the initial brief, as we've not received any response from the ALC on our request.

As you know, the Record contains a substantial volume of evidence, including thousands of documents, emails, video, audio, and other materials. Notably, this includes a plethora of sensitive personal information such as, un-redacted tax returns and other personal identifying information that were produced by Respondent during discovery in the underlying ALC case. Pursuant to S.C. Code Ann. § 30-2-330 and the South Carolina Supreme Court's Revised Order Concerning Personal Identifying Information and Other Sensitive Information in Appellate Court Filings (*April 15, 2014, Order No. 2014-04-15-02*), and related guidance (enforced through **SCACR Rules 267** (Form of Papers), to include but not limited to; 210 (Record on Appeal), 209 (Designation), 262 (Filing and Service), and 240 (Motions)), parties are required to redact sensitive information such as Social Security numbers, driver's license numbers, taxpayer identification numbers, financial account details, full home addresses, dates of birth, and similar data in all filings, including the Record on Appeal and appendices. Pro se litigants bear the same responsibility to ensure compliance before public filing. Since "full home addresses" on government issued documents and federal documents is at the heart of our case, we likely request to seal those particular records.

As you are also aware, pro se litigants do not have the same visibility and access to the South Carolina Attorney Information System ("AIS"), the portal for E-Filing, and the South Carolina Court Management System ("CMS") that licensed attorneys have. For reference, our May 27, 2026 request to the ALC Clerk (pursuant to SCACR Rules 207(a), (b)(1), and 208) for the complete Record, transcripts/recordings, and designation of critical items (including the full administrative record, 2015 approval documents, BAA hearing recording, affidavits, etc.) remains pending.

We therefore seek your position on (and **no objection to**) a motion requesting a 60-day extension (or, alternatively, 30 days after receipt of the entire certified Record from the ALC) to file Appellants' Initial Brief. Given our other obligations and the need to file the motion before 1:00 p.m. today, we respectfully request a timely response from any of the attorneys handling this matter by close of business today. Your prompt attention is appreciated so that we may proceed accordingly.

Respectfully,
Matthew DeNapoli
Pro Se Appellant
918 Casseque Province
Mount Pleasant, SC 29464

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CERTIFICATE OF SERVICE

I, Andrew Hethington, do hereby certify that I have on this date served one (1) copy of Respondent Charleston County Assessor's Response to Appellants' Motion for Extension of Time upon the Appellants by causing said copies to be deposited with the United States Mail, first class postage prepaid, and emailed, all addressed as follows:

Matthew and Lindsay DeNapoli
918 Casseque Province
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lindsaydenapoli@yahoo.com
MattDeNapoli@spacecomintl.com

CHARLESTON COUNTY ATTORNEY'S OFFICE

/s/ Andrew L. Hethington
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***Attorneys for Respondent
Charleston County Assessor***

June 22, 2026