

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

**RECEIVED**

APPEAL FROM THE ADMINISTRATIVE LAW COURT

FEB 20 2014

Carolyn C. Matthews, Administrative Law Judge

**S.C. SUPREME COURT**

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

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.

**MOTION FOR EXTENSION OF TIME  
FOR FILING REPLY BRIEF OF PETITIONER**

TO: ALL PARTIES AND THE SUPREME COURT:

PLEASE TAKE NOTICE that Petitioner York County hereby moves this Court for an Order extending the time for filing its Reply Brief. The Reply Brief is due February 18, 2014, and York County seeks an extension of ten (10) days, until February 28, 2014. The basis of this motion is as follows:

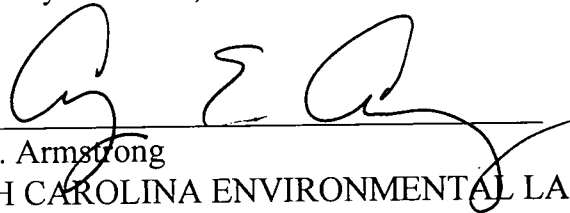
Respondents served and filed their Joint Brief on February 5, 2014; however, counsel for York County did not actually receive the brief until February 13, 2014, eight (8) days after

service and a mere three (3) working days before the Reply Brief is due. Upon information and belief, inclement weather on February 11 – 12 may have caused some delay in U.S. mail delivery. In addition, counsel for York County had a proposed order due on February 14 and was not able to begin work on the Reply Brief until submission of that order late on the 14<sup>th</sup>. For these reasons, counsel for York County requests more time in order to adequately assess and reply to the Respondents' Joint Brief.

Immediately upon receipt of Respondents' Joint Brief, counsel for the Petitioner York County notified both Respondents of the delayed receipt and requested consent to a 10-day extension. Counsel for the Respondent SCDHEC consents to this requested extension. Counsel for Respondent C & D Management Company, Inc., does not consent to this requested extension.

WHEREFORE, the Petitioner York County requests that the Supreme Court enter an order extending the time for filing its Reply Brief until February 28, 2014.

Respectfully submitted,



Amy E. Armstrong  
SOUTH CAROLINA ENVIRONMENTAL LAW  
PROJECT

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Attorney for Petitioner, York County

Georgetown, South Carolina

February 17, 2014

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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APPEAL FROM THE ADMINISTRATIVE LAW COURT

Carolyn C. Matthews, Administrative Law Judge

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

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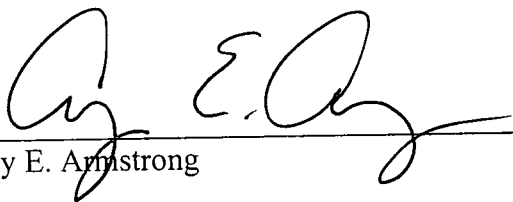
CERTIFICATE OF SERVICE

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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 the Reply Brief of Petitioner 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  
W. Thomas Lavender, Esquire  
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Amy E. Armstrong

Georgetown, South Carolina

February 17, 2014