

THE STATE OF SOUTH CAROLINA
In The Supreme Court

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MAR 20 2014

S.C. Supreme Court

APPEAL FROM THE ADMINISTRATIVE LAW COURT
Ralph King Anderson, III, Administrative Law Judge

Case No. 08-ALJ-07-0425-CC
Court of Appeals Unpublished Opinion No. 2011-UP-380 filed August 4, 2011

Engaging and Guarding Laurens County's Environment ("EAGLE") Petitioner,

v.

South Carolina Department of Health and Environmental Control and
MRR Highway 92, LLC Defendants,
of whom MRR Highway 92, LLC is Respondent.

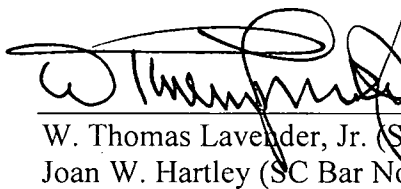
**RESPONDENT MRR HIGHWAY 92, LLC'S
MOTION FOR EXTENSION OF TIME FOR FILING A
PETITION FOR REHEARING**

Pursuant to Rule 240(a), SCACR, Respondent MRR Highway 92, LLC ("Respondent"), hereby respectfully moves the Court for an extension of time to file a petition for rehearing on Opinion No. 27366 filed on March 12, 2014 ("Opinion"). Pursuant to Rule 221, SCACR, a petition for rehearing on the Opinion must be received by the Court no later than March 27, 2014. Counsel for Respondent is scheduled for rotator cuff surgery on March 21, 2014, and will be out of the office recovering for most of the week of March 24, 2014. Accordingly, Respondent requests an extension of fifteen (15) days to April 11, 2014, to file a petition for rehearing on the Opinion. The time in which the Respondent is required to file a petition for rehearing on the Opinion has not been

previously extended by this Court.

Counsel for Respondent has consulted with counsel for Petitioner, who does not consent to this Motion.

Wherefore, Respondent respectfully requests an extension of fifteen (15) days to April 11, 2014, to file a petition for rehearing on the Opinion.



W. Thomas Lavender, Jr. (SC Bar No.: 3143)

Joan W. Hartley (SC Bar No.: 72735)

NEXSEN PRUET, LLC

1230 Main St., Ste. 700 (29201)

Post Office Drawer 2426

Columbia, South Carolina 29202

PHONE: 803.771.8900

FACSIMILE: 803.727.1471

TLavender@nexsenpruet.com

JHartley@nexsenpruet.com

Attorneys for Respondent

MRR Highway 92, LLC

March 20, 2014
Columbia, South Carolina

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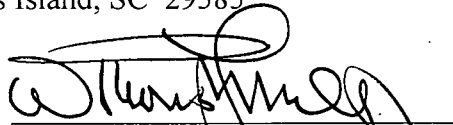
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PROOF OF SERVICE

I certify that I have served Respondent MRR Highway 92, LLC's Motion for Extension of Time for Filing a Petition for Rehearing on counsel of record for Engaging and Guarding Laurens County's Environment ("EAGLE") by depositing a copy of it in the United States Mail, postage prepaid, on March 20, 2014, addressed to:

Amy E. Armstrong, Esquire
South Carolina Environmental Law Project
Post Office Box 1380
Pawleys Island, SC 29585



W. Thomas Lavender, Jr. (SC Bar No.: 4143)
Joan W. Hartley (SC Bar No.: 72735)
NEXSEN PRUET, LLC
1230 Main St., Ste. 700 (29201)
Post Office Drawer 2426
Columbia, South Carolina 29202
803.771.8900

March 20, 2014
Columbia, South Carolina

Attorneys for Respondent
MRR Highway 92, LLC