

**THE STATE OF SOUTH CAROLINA
In The Supreme Court**

York County and Nazareth Baptist Church of Rock Hill,
Inc., Defendants,

of whom York County is Petitioner,

v.

South Carolina Department of Health and Environmental
Control and C & D Management Company, LLC,
Respondents.

Appellate Case No. 2012-212041

ON WRIT OF CERTIORARI TO THE COURT OF APPEALS

Appeal From The Administrative Law Court
Carolyn C. Matthews, Administrative Law Judge

Opinion No. 27387
Heard May 6, 2014 – Filed May 14, 2014

**CERTIORARI DISMISSED AS IMPROVIDENTLY
GRANTED**

Amy Elizabeth Armstrong, of South Carolina
Environmental Law Project, of Pawleys Island, for
Petitioner.

W. Thomas Lavender, Jr.; Leon C. Harmon, and Joan W. Hartley, all of Nexsen Pruet, LLC, of Columbia, and Susan A. Lake, of Columbia, for Respondents.

PER CURIAM: We granted certiorari to review the court of appeals' opinion in *York County v. South Carolina Department of Health & Environmental Control*, Op. No. 4940 (S.C. Ct. App. filed Feb. 8, 2012), which affirmed the administrative law court's final order upholding the South Carolina Department of Health and Environmental Control's issuance of a commercial construction, demolition waste and land-clearing debris landfill to C&D Management Company, LLC. We now dismiss the writ as improvidently granted.

DISMISSED AS IMPROVIDENTLY GRANTED.

TOAL, C.J., PLEICONES, KITTREDGE, HEARN, JJ., and Acting Justice James E. Moore, concur.