

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

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S.C. Supreme Court

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

Docket No. 09-ALJ-07-00029-CC

Kiawah Development Partners, II, Respondent,

v.

South Carolina Department of Health and Environmental Control, Appellant.

Docket No. 09-ALJ-07-00039-CC

South Carolina Coastal Conservation League, Appellant,

v.

South Carolina Department of Health and Environmental Control and
Kiawah Development Partners, II,

Of Whom

South Carolina Department of Health and Environmental Control is, , Appellant,

and Kiawah Development Partners, II, is, Respondent.

**SOUTH CAROLINA COASTAL CONSERVATION
LEAGUE'S MOTION FOR EXTENSION OF TIME FOR FILING
RETURN TO RESPONDENT'S MOTION TO LIFT SUPERSEDEAS**

TO: THE SUPREME COURT AND ALL PARTIES AND THEIR ATTORNEYS

The South Carolina Coastal Conservation League hereby moves this Honorable Court for

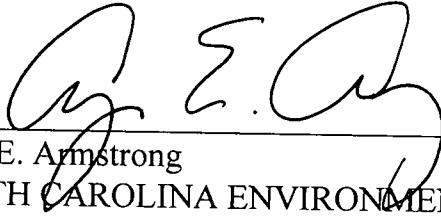
an extension of time for filing a Return to the Respondent's Motion to Lift Supersedeas or, in the Alternative, to Require Posting of Bond or Other Security. The Return is due on May 27, 2014, and the Appellant Coastal Conservation League requests a 10-day extension such that the Return would be due on June 6, 2014.

The basis of this motion is as follows: Counsel received the Respondent's motion to lift supersedeas on May 19, 2014. The motion contains three affidavits with new allegations, one of which contains fourteen (14) photographs depicting Beachwalker Park. The Appellant is investigating the assertions made in the affidavits and is in the process of obtaining its own responsive affidavits. In addition, upon discussion with counsel for the Department, the Appellants anticipate filing a joint return which will require coordination of briefing of this important issue. Finally, counsel for the Coastal Conservation League runs a small office with three attorneys. One of the attorney's wife gave birth on May 19, five (5) weeks early, and the attorney has been out of the office for over a week, requiring the remaining two attorneys to assume his responsibilities. For these reasons, counsel for the Coastal Conservation League requests additional time to adequately and thoroughly prepare its Return.

Counsel for the Coastal Conservation League has consulted with counsel for the Respondent and is informed that the Respondent consents to an extension until June 2, 2014. Counsel for the Department consents to an extension until June 6, 2014.

WHEREFORE, the Appellant Coastal Conservation League requests that the Supreme Court enter an order extending the time for filing its return until June 6, 2014.

Respectfully submitted,



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PROJECT

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May 27, 2014

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v.

South Carolina Department of Health and Environmental Control and
Kiawah Development Partners, II,

Of Whom

South Carolina Department of Health and Environmental Control is, , Appellant,

and Kiawah Development Partners, II, is, Respondent.

CERTIFICATE OF SERVICE

I hereby certify that on this date I served copies of the foregoing Motion for Extension of Time for Filing Appellant's Return to Respondent's Motion to Lift Supersedeas or, in the Alternative, to Require Posting of Bond on counsel for all parties by placing copies of same in the United States Mail, first-class postage prepaid, addressed to:

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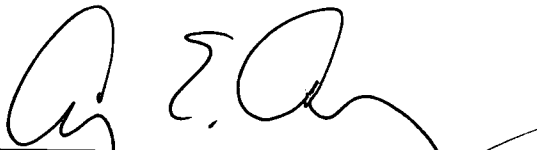
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May 27, 2014