

The South Carolina Court of Appeals

Preservation Society of Charleston, Historic Charleston Foundation, Historic Ansonborough Neighborhood Association, South Carolina Coastal Conservation League, Charleston Chapter of the Surfrider Foundation, and Charleston Communities for Cruise Control,
Appellants,

v.

South Carolina Department of Health and Environmental Control and South Carolina State Ports Authority,
Respondents.

Appellate Case No. 2014-000847

ORDER

Respondents filed a motion requesting permission to exceed the page limitations set forth in Rule 208(b)(5) of the South Carolina Appellate Court Rules. Additionally, Respondents filed a motion to strike a portion of Appellants' brief addressing the August 12, 2014 letter from Lieutenant Colonel John T. Litz to Jim Van Ness. Appellants filed a return opposing the motion to strike.

After careful consideration, this Court grants Respondents' motion to exceed the page limit and requires Respondents to submit an initial brief not exceeding seventy-five pages within thirty days of the date of this order. This Court also grants Respondents' motion to strike and orders Appellants to remove from their brief any reference to the August 12, 2014 letter. *See* Rule 210(c), SCACR (stating the record on appeal "shall not . . . include matter which was not presented to the lower court or tribunal"). Appellants shall submit an amended brief within ten days of the date of this order.

Jasper W. Cretton #1
FOR THE COURT

Columbia, South Carolina

cc: Amy Elizabeth Armstrong, Esquire
Michael Gary Corley, Esquire
Jessie Allison White, Esquire
W. Jefferson Leath, Jr., Esquire
James Blanding Holman, IV, Esquire
Bradley David Churdar, Esquire
Tracey Colton Green, Esquire
Randolph Russell Lowell, Esquire
Chad Nicholas Johnston, Esquire
Philip L. Lawrence, Esquire

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