

# The Supreme Court of South Carolina

Duke Energy Carolinas, L.L.C., Petitioner,

v.

South Carolina Department of Health and Environmental Control, South Carolina Attorney General, American Rivers, and The South Carolina Coastal Conservation League, Defendants,

Of Whom South Carolina Department of Health and Environmental Control, American Rivers, and The South Carolina Coastal Conservation League are the Respondents.

Appellate Case No. 2013-001118


Lower Court Case No. 2009-ALC-07-0377-CC

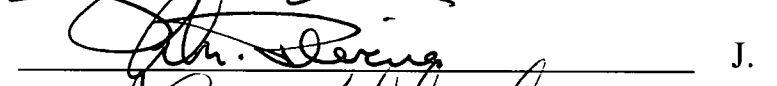
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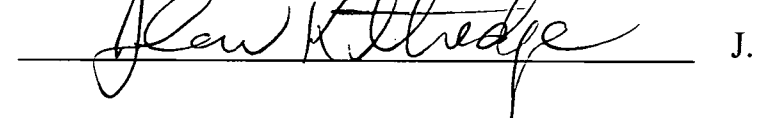
## ORDER

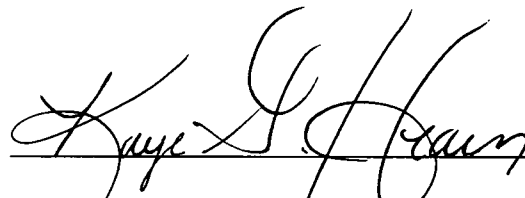
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The parties submitted a consent motion to dismiss this matter in which petitioner sought review of the Court of Appeals' opinion in *Duke Energy Carolinas, L.L.C. v. S.C. Dep't of Health & Env't Control*, 404 S.C. 119, 744 S.E.2d 194 (Ct. App. 2012). We grant the consent motion to dismiss this matter. We hereby direct the Court of Appeals to depublish its opinion and assign the matter an unpublished opinion number. The above opinion shall no longer have any precedential effect.

  
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C.J.

  
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J.

  
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J.

  
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J.

Justice Donald W. Beatty, not participating.

Columbia, South Carolina

April 10, 2015

cc:

Frank S. Holleman, III, Esquire  
Stephen Philip Hightower, Esquire  
Christopher Kaltman DeScherer, Esquire  
James Blanding Holman, IV, Esquire  
James Wm. Potter, Esquire  
W. Thomas Lavender, Jr., Esquire  
Joan Wash Hartley, Esquire  
Jacquelyn Sue Dickman, Esquire  
The Honorable Jenny Abbott Kitchings  
The Honorable Jana E. Shealy