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SC Court of Appeals

THE STATE OF SOUTH CAROLINA  
In the Supreme Court

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APPEAL FROM THE ADMINISTRATIVE LAW COURT

Ralph K. Anderson, III, Chief Administrative Law Judge

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Case No. 2014-000847

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Preservation Society of Charleston,  
Historic Charleston Foundation, Historic  
Ansonborough Neighborhood Association,  
South Carolina Coastal Conservation  
League, Charlestowne Neighborhood  
Association, 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.

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MOTION FOR EXTENSION OF TIME TO FILE  
REPLY IN SUPPORT OF MOTION FOR CERTIFICATION

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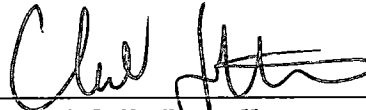
Pursuant to Rules 240 and 263, of the South Carolina Appellate Court  
Rules (SCACR), Respondent South Carolina State Ports Authority (Ports  
Authority) moves the Court for an extension of time to file a Reply in Support  
of its Motion for Certification:

1. On June 5, 2015, The Ports Authority filed a motion with this Court seeking certification of the above-captioned appeal from the Court of Appeals.
2. On June 15, 2015, Appellants Preservation Society of Charleston, Historic Charleston Foundation, Historic Ansonborough Neighborhood Association, South Carolina Coastal Conservation League, Charlestowne Neighborhood Association, Charleston Chapter of the Surfrider Foundation, and Charleston Communities for Cruise Control (collectively, Appellants) filed a motion for a ten-day extension of time to file and serve a copy of any Return of Appellants to the Motion for Certification.
3. By Order dated June 18, 2015, this Court granted Appellants' motion and extended the time for serving and filing the Return until June 25, 2015.
4. On June 25, 2015, Appellants served their Return, which was received by the undersigned on June 29, 2015.
5. Counsel for the Ports Authority hereby respectfully requests an extension of five (5) days to file a Reply. This additional time is required because of work schedule conflicts coinciding with the current due date.

6. If the Court grants this request, Counsel for Respondents calculate that they will have until Tuesday, July 7, 2015 to file the Reply.
7. This is the first request for an extension by Counsel for the Ports Authority related to the Motion for Certification.

Counsel for Respondent Ports Authority therefore respectfully requests that this Court grant the within motion and extend the time for the Ports Authority to file a Reply in support of their Motion for Certification of the appeal to this Court until Tuesday, July 7, 2015.

Respectfully submitted,



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*Attorneys for Respondent  
South Carolina State Ports Authority*

June 29, 2015  
Columbia, South Carolina

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In the Court of Appeals

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SC Court of Appeals

Ralph K. Anderson, III, Chief Administrative Law Judge

Case No. 2014-000847

Preservation Society of Charleston,  
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Association, 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.

**PROOF OF SERVICE**


This is to certify that I, a paralegal with the law firm Willoughby & Hoefler, P.A.,  
have caused to be served this day one (1) copy of a **Motion for an Extension of Time  
to file a Reply in Support of Certification** by placing same in the care and custody of  
the United States Postal Service with first class postage affixed thereto and addressed as  
follows:

Amy Armstrong, Esquire  
**South Carolina Environmental Law Project**  
Post Office Box 1380  
Pawley's Island, SC 29585

Jefferson Leath, Esquire  
**Leath, Bouch & Seekings, LLP**  
92 Broad Street  
Charleston, SC 29401

Bradley D. Churdar, Esquire  
**South Carolina Department of  
Health and Environmental Control**  
1362 McMillan Avenue, Suite 400  
North Charleston, SC 29405

J. Blanding Holman, Esquire  
**Southern Environmental Law Center**  
463 King Street, Suite B  
Charleston, SC 29403

  
Breanna M. Karns

Columbia, South Carolina  
This 29th day of June 2015

**WILLOUGHBY & HOEFER, P.A.**

ATTORNEYS & COUNSELORS AT LAW

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P.O. BOX 8416

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SC Court of Appeals

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ELIZABETH S. MABRY  
OF COUNSEL

\*ALSO ADMITTED IN TX

\*\*ALSO ADMITTED IN WASHINGTON, D.C.

June 29, 2015

**VIA HAND DELIVERY**

The Honorable Daniel E. Shearouse  
Clerk of Court  
South Carolina Supreme Court  
Post Office Box 11330  
Columbia, South Carolina 29211

RE: *Preservation Society of Charleston v. S.C. State Ports Authority*;  
Appellate Case No. 2014-000847


Dear Mr. Shearouse:

Pursuant to Rules 204(b), 240 and 263 of the South Carolina Appellate Court Rules, enclosed for filing please find the original and seven (7) copies of a **Motion for an Extension of Time to file a Reply in Support of Certification** on behalf of Respondent South Carolina State Ports Authority in the above-captioned matter. By copy of this letter to counsel, I am serving counsel of the Appellants, as well as counsel for co-Respondent South Carolina Department of Health and Environmental Control, with a copy of this Motion and enclose a proof of service to that effect. Under the Ports Authority's longstanding interpretation of Rule 240(d), and as an agency of the State, it is exempt from the filing fee requirement for the within motion.

I would appreciate your acknowledging receipt of the Motion by file stamping the enclosed extra copy of same and returning it to me via our courier. If you have any questions, or require additional information, please do not hesitate to contact me. With best regards, I am,

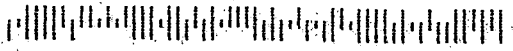
Respectfully,

**WILLOUGHBY & HOEFER, P.A.**

  
Chad N. Johnston

Enclosures

cc: The Honorable Jenny Abbott Kitchings (via U.S. Mail with enclosures)  
Amy Armstrong, Esquire (via U.S. Mail with enclosures)  
Jefferson Leath, Esquire (via U.S. Mail with enclosures)  
J. Blanding Holman, Esquire (via U.S. Mail with enclosures)  
Bradley D. Churdar, Esquire (via U.S. Mail with enclosures)  
Philip Lawrence, Esquire (via U.S. Mail with enclosures)



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**WILLOUGHBY & HOEFER, P.A.**  
Post Office Box 8416  
Columbia, SC 29202-8416

TO:

Honorable Jenny Abbott Kitchings  
Clerk of Court  
**South Carolina Court of Appeals**  
Post Office Box 11629  
Columbia, South Carolina 29211

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