

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW COURT

Shirley C. Robinson, Administrative Law Judge
Docket No. 15-ALJ-07-0282-CC

Case Tracking No.: 2015-000602

RECEIVED
JUL 09 2015
SC Court of Appeals

Dan Abel and Mary Abel,

Appellants,

vs.

South Carolina Department of Health and Environmental Control
and Pawleys Island Community Church,

Respondents.

**RESPONDENT SOUTH CAROLINA DEPARTMENT OF HEALTH AND
ENVIRONMENTAL CONTROL'S MOTION FOR EXTENSION OF TIME TO FILE
RESPONDENT'S INITIAL BRIEF AND DESIGNATION OF MATTER TO BE
INCLUDED IN THE RECORD ON APPEAL**

TO: THE COURT AND COUNSEL FOR ALL PARTIES:

PLEASE TAKE NOTICE that, pursuant to Rule 263, SCACR, the Respondents, South Carolina Department of Health and Environmental Control ("Department"), hereby respectfully moves before this Court for an Order extending the time for filing its Initial Brief and Designation of Matter to be Included in the Record on Appeal. The deadline for submission of the Respondent's Initial Brief and Designation of Matter to be Included in the Record on Appeal is July 15, 2015. The Department seeks an extension of thirty (30) days, making the Department's deadline for filing its Initial Brief and Designation of Matter to be Included in the Record on Appeal August 14, 2015. The basis for this motion is as follows:

This extension is requested due to Respondent, South Carolina Department of Health and Environmental Control's counsel's work load. Counsel was out of the office for the last two (2) weeks of June and has an increased work load as a result.

WHEREFORE, the Respondent South Carolina Department of Health and Environmental Control respectfully moves before this Court for an Order extending the time for filing its Initial Brief and Designation of Matter to be Included in the Record on Appeal until August 14, 2015. The Department respectfully requests that all other deadlines be held in abeyance pending the Court's approval of this extension.

Respectfully Submitted,



Nathan M. Haber, SC Bar # 100480
Staff Counsel
South Carolina Department of Health and
Environmental Control
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Attorney for Respondent SCDHEC

July 7, 2015
Charleston, South Carolina

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that he has this day served the *Respondent South Carolina Department of Health and Environmental Control's Motion for Extension to file Respondent's Initial Brief and Designation of Matter* via U.S. First Class Mail, postage pre-paid to the following:

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

Daniel W. Stacy, Jr., Esquire
Oxner & Stacy
90 Wall Street
Pawleys Island, SC 29585

Jessie A. White, Esquire
Amy E. Armstrong, Esquire
Post Office Box 1380
Pawleys Island, SC 29585



Nathan M. Haber

July 7, 2015



Catherine E. Heigel, Director

Promoting and protecting the health of the public and the environment

July 7, 2015

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

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SC Court of Appeals

Re: *Dan Abel and Mary Abel v. SCDHEC and Pawleys Island Community Church*
Case Tracking No.: 2015-000602

Dear Ms. Kitchings:

Please find enclosed the original and seven (7) copies of the Respondent South Carolina Department of Health and Environmental Control's Motion for Extension of Time to File Respondent's Initial Brief and Designation of Matter to be Included in the Record on Appeal in the above referenced case.

All parties have graciously consented to this request.

I would appreciate your returning a clocked copy in the enclosed envelope.

Very truly yours,

Nathan M. Haber
Counsel

NMH/mdc

cc: Daniel W. Stacy, Jr., Esquire
Jessie A. White, Esquire
Amy E. Armstrong, Esquire

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Return Service Requested

The Honorable Jenny Abbott Kitchings
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