

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

RECEIVED
AUG 07 2015
SC Court of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW COURT

John D. McLeod, Administrative Law Judge

Appellate Case No. 2015-000700

Rick Still, Donice Still, Christine Orr and Terry Orr,Appellants,

vs.

South Carolina Department of Health and Environmental Control
and Lisa Sumerel and Sumerel Poultry Farm,Respondents.

**Respondent South Carolina Department of
Health and Environmental Control's
*Motion for Extension to File Initial Brief of
Respondent and Designation of Matter to be
Included in the Record on Appeal***

Respondent South Carolina Department of Health and Environmental Control respectfully requests an extension of two (2) weeks in which to file the *Initial Brief of Respondent and Designation of Matter to be Included in the Record on Appeal*. The Initial Brief of Respondent was due to be served and filed with the Court on July 8, 2015; however, due to counsel's personal involvement with the tragedy in the Emmanuel Church shootings in Charleston, undersigned counsel received a thirty (30) day extension, until August 7, 2015, in which to serve and file the initial brief.

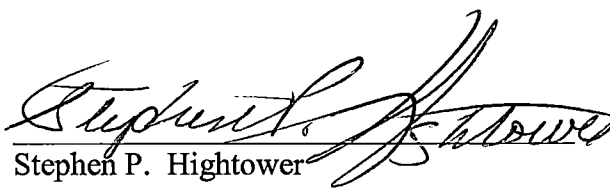
Counsel just received a telephone call from his mother in New York, New York, advising that his father is being admitted to the hospital for emergency heart surgery. Counsel's father is

ninety (90) years of age and his health has been declining in recent months. Counsel's mother advised that he needed to be at the hospital as soon as possible.

Counsel has telephoned opposing counsel, Joshua Smith, and Thomas Hite, counsel for Co-Respondents, and both do not oppose this request.

Therefore, counsel for Respondent South Carolina Department of Health and Environmental Control, would respectfully request a two (2) week extension, until August 21, 2015, in which to serve and file the Initial Brief of Respondent and Designation of Matter to be Included in the Record on Appeal.

Respectfully submitted,



Stephen P. Hightower
S. C. Bar No. 72265
Assistant General Counsel
South Carolina Department of Health
and Environmental Control
2600 Bull Street
Columbia, South Carolina 29201
Tel: 803.898.3350
Fax: 803.898.3367
hightosp@dhec.sc.gov
Attorney for South Carolina Department of
Health and Environmental Control

August 5, 2015

Columbia, South Carolina

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM THE ADMINISTRATIVE LAW COURT

RECEIVED

John D. McLeod, Administrative Law Judge

AUG 07 2015

Appellate Case No. 2015-000700

SC Court of Appeals

Rick Still, Donice Still, Christine Orr and Terry Orr,Appellants,

vs.

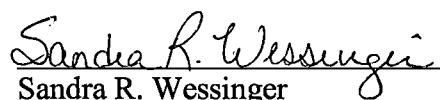
South Carolina Department of Health and Environmental Control
and Lisa Sumerel and Sumerel Poultry Farm,Respondents.

Certificate of Service

I, Sandra R. Wessinger, Legal Assistant for the South Carolina Department of Health and Environmental Control, hereby certify that I have on this **5th day of August, 2015**, served a copy of ***Respondent South Carolina Department of Health and Environmental Control's Motion for Extension to File Initial Brief of Respondent and Designation of Matter to be Included in the Record on Appeal*** upon all parties and counsel of record in the above-captioned case, via United States Mail, First Class, postage prepaid, addressed as follows:

Joseph O. Smith, Esquire
Roe Cassidy Coates & Price PA
Post Office Box 10529
Greenville, South Carolina 29603

Thomas E. Hite, III, Esquire
Hite & Stone
Post Office Box 805
Abbeville, South Carolina 29620


Sandra R. Wessinger

August 5, 2015
Columbia, South Carolina



Catherine E. Heigel, Director

Promoting and protecting the health of the public and the environment

RECEIVED

AUG 07 2015

SC Court of Appeals

August 5, 2015

Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
P.O. Box 116729
Columbia, South Carolina 29211

Re: *Rick Still, Donice Still, Christine Orr and Terry Orr vs. South Carolina
Department of Health and Environmental Control and Lisa Sumerel and
Sumerel Poultry Farm*
Appellate Case No. 2015-000700; OGC #21908

Dear Ms. Kitchings:

Enclosed please find Respondent South Carolina Department of Health and Environmental Control's *Motion for Extension of Time to File Initial Brief of Respondent and Designation of Matter to be Included in the Record on Appeal*. The Department and Respondents Lisa Sumerel and Sumerel Poultry Farm are scheduled to serve and file their Initial Briefs on August 7, 2015, previously having received a thirty day extension.

My father is being admitted to the hospital in New York for emergency heart surgery, and due to his advanced age and condition, I feel it is necessary for my family to be with my mother during this time. I have contacted Joseph O. Smith, counsel for Appellants, as well as Thomas R. Hite, Jr., counsel for Respondents Sumerel and both have consented to my request.

Should you have any questions regarding this matter please contact the under signed counsel at you earliest convenience.

Very truly yours,

Stephen P. Hightower
Assistant General Counsel

Enclosure

cc: Joseph O, Smith, Esquire
Thomas E. Hite, III, Esquire



2600 Bull Street
Columbia, SC 29201

Return Service Requested

neopost[®]
08/05/2015
US POSTAGE \$000.47¹

FIRST-CLASS MAIL
PRSRT



ZIP 29201
041L12203831

RECEIVED

AUG 07 2015

SC Court of Appeals

Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
P.O. Box 116729
Columbia, South Carolina 29211

29211

