

RECEIVED

NOV 20 2015

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM THE ADMINISRATIVE LAW COURT

The Honorable Ralph King Anderson, III, Chief Administrative Law Judge
Trial Court Case No. 2014-ALJ-07-0332-CC

Case No. 2015-001151

Sisters of Charity Providence Hospitals,Respondent,

v.

South Carolina Department of Health and Environmental Control
and Lexington County Health Services District, Inc. d/b/a
Lexington Medical Center

Of Whom South Carolina Department of Health and Environmental
Control is theRespondent,

and Lexington County Health Services District, Inc. d/b/a Lexington
Medical Center is theAppellant.

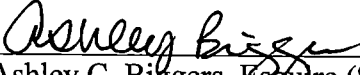
**MOTION FOR SECOND EXTENSION OF TIME
TO FILE INITIAL BRIEF
AND DESIGNATION OF MATTER
TO BE INCLUDED IN THE RECORD**

The Respondent South Carolina Department of Health and Environmental Control (“Respondent” or “Department”) hereby moves the Court for a twenty (20) day extension of time to file its Initial Brief as Respondent and Designation of Matter to be Included in the Record. This is Respondent’s second request for an extension. Respondent’s current deadline for filing Initial Brief and Designation of Matter is Monday, November 23, 2015. If granted, the requested

extension would make Respondent's Initial Brief and Designation of Matter due on Monday, December 21, 2015.

This appeal was filed by Appellant Lexington County Health Services District, Inc. d/b/a Lexington Medical Center ("LMC") on May 28, 2015. Appellant requested and received, with the consent of the other parties, two thirty-day extensions to file its initial brief. The Department and Respondent Sisters of Charity Providence Hospitals ("Providence") both obtained an initial 30-day extension to file their initial briefs, with LMC's consent. The Department is informed that Providence intends to submit a motion for a second extension of time in order to receive an additional twenty (20) days to file its initial brief. Counsel for the Department and LMC have informed counsel for Providence they consent to such request. In order to keep the filing deadlines for all parties consistent, and due to other pending matters, the Department respectfully requests an additional twenty (20) days to file its initial brief as well. Respondent has consulted with counsel for the other parties and they have consented to this request.

Respectfully submitted,


Ashley C. Biggers, Esquire (SC Bar No.: 17225)
Vito M. Wicevic, Esquire (SC Bar No.: 100265)
South Carolina Department of Health and
Environmental Control
2600 Bull Street
Columbia, SC 29078
P: (803) 898-3350
F: (803) 898-3367
E-mail: biggerac@dhec.sc.gov
E-mail: Vito.Wicevic@dhec.sc.gov
Paralegal: jonesjp@dhec.sc.gov

November 20, 2015

RECEIVED

NOV 20 2015

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM THE ADMINISRATIVE LAW COURT

The Honorable Ralph King Anderson, III, Chief Administrative Law Judge
Trial Court Case No. 2014-ALJ-07-0332-CC

Case No. 2015-001151

Sisters of Charity Providence Hospitals,Respondent,

v.

South Carolina Department of Health and Environmental Control
and Lexington County Health Services District, Inc. d/b/a
Lexington Medical Center

Of Whom South Carolina Department of Health and Environmental
Control is theRespondent,

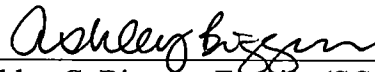
and Lexington County Health Services District, Inc. d/b/a Lexington
Medical Center is the.....Appellant.

PROOF OF SERVICE

The undersigned hereby certifies that on November 20, 2015, she has caused a copy of Respondent South Carolina Department of Health and Environmental Control's *Motion for Second Extension of time to File Initial Brief and Designation of Matter to be Included in the Record* to be served on all parties of record by United States Mail, First Class, postage prepaid, addressed as follows:

James G. Long, III, Esquire
Jennifer J. Hollingsworth, Esquire
Nexsen Pruet, LLC
1230 Main Street, Suite 700 (29201)
Post Office Drawer 2426
Columbia, SC 29202

David B. Summer, Jr., Esquire
William R. Thomas, Esquire
Parker Poe Adams & Bernstein LLP
1201 Main Street, Suite 1450 (29201)
Post Office Box 1509
Columbia, SC 29202



Ashley C. Biggers, Esquire (SC Bar No.:
17225)
Vito M. Wicevic, Esquire (SC Bar No.: 100265)
South Carolina Department of Health and
Environmental Control
2600 Bull Street
Columbia, SC 29078
P: (803) 898-3350
F: (803) 898-3367
E-mail: biggerac@dhec.sc.gov
E-mail: Vito.Wicevic@dhec.sc.gov
Paralegal: jonesjp@dhec.sc.gov

Date: November 20, 2015



Catherine E. Heigel, Director

Promoting and protecting the health of the public and the environment

November 20, 2015

RECEIVED

NOV 20 2015

SC Court of Appeals

VIA HAND DELIVERY

The Honorable Jenny A. Kitchings
Clerk, SC Court of Appeals
1015 Sumter Street
Columbia, SC 29201

RE: Sisters of Charity Providence Hospitals v. SCDHEC and Lexington
County Health Services District, Inc., d/b/a Lexington Medical Center
Case No.:14-ALJ-07-0332-CC
Appellate Case No.: 2015-001151
OGC No.: 22231

Dear Ms. Kitchings:

Enclosed please find the original and six copies of **Respondent South Carolina Department of Health and Environmental Control's Motion for Second Extension of Time to File Initial Brief and Designation of Matter to be included in the Record** along with a **Proof of Service** in the above-referenced matter.

Should you have any questions regarding this matter, please do not hesitate to contact me.

Sincerely,

Ashley C. Biggers

Enclosures

cc: James G. Long, III, Esquire
Jennifer J. Hollingsworth, Esquire
David B. Summer, Jr., Esquire
William R. Thomas, Esquire