

THE STATE OF SOUTH CAROLINA  
In The Supreme Court

APPEAL FROM BERKELEY COUNTY  
Court of Common Pleas

Roger M. Young, Circuit Court Judge

Case No. 2015-002173

**RECEIVED**

NOV 30 2015

**S.C. SUPREME COURT**

North Pleasant, LLC and Vanguard Development Group, LLC ..... Appellants,

v.

South Carolina Coastal Conservation League and Edward Dana Beach ..... Defendants,  
of whom the South Carolina Coastal Conservation League is the..... Respondent.

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**MOTION OF RESPONDENTS TO FILE RETURN TO PETITION FOR WRIT  
OF CERTIORARI OUT OF TIME**

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G. Trenholm Walker (SC Bar # 5777)  
W. Andrew Gowder, Jr. (SC Bar #7895)  
John P. Linton, Jr. (SC Bar # 14065)  
Pratt-Thomas Walker, P.A.  
P.O. Drawer 22247  
Charleston, SC 29413-2247  
(843) 727-2200  
Attorneys for Respondent

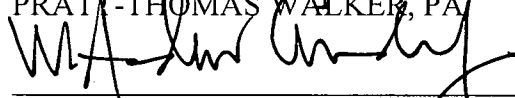
Other Counsel of Record  
Stan Barnett  
Ellison D. Smith IV  
Smith, Bundy, Bybee & Barnett, P.C.  
P.O. Box 1542  
Mount Pleasant, S.C. 29465  
Charles E. Reynolds  
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600 Vine Street, Suite 2700  
Cincinnati, Ohio 45202

The Respondent, through its undersigned attorneys, files this Motion to File a Return to Petition for Writ of Certiorari out of time under Rules 240, 267 and 263(b), SCACR.

The Appellant served its Petition for Writ of Certiorari on Respondents by regular mail dated October 19, 2015.

Counsel for Respondents miscalculated the due date for the Return as November 19, 2015 when, in fact, the Return was due on November 18, 2015. The Respondent's counsel served and filed the Return to Petition for Writ of Certiorari on November 19, when it believed it was due, one day late. The Respondent's counsel became aware of this error through a phone call with the Clerk of Court's office and is filing this Motion, requesting permission to file its Return on November 19, rather than November 18. After consultation, counsel for the Appellant has consented to this Motion.

Respectfully Submitted,  
PRATT-THOMAS WALKER, PA



G. Trenholm Walker (S.C. Bar #5777)  
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November 24, 2015  
Charleston, South Carolina

THE STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

APPEAL FROM BERKELEY COUNTY  
COURT OF COMMON PLEAS

Roger M. Young, Circuit Court Judge

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PROOF OF SERVICE

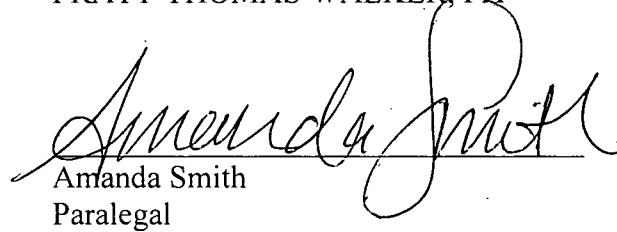
I certify that I served Respondent's Motion to file Return to Petition for a Writ of  
Certiorari Out of Time; Postage prepaid, to the addresses below, on November 24, 2015.

Stanley Barnett, Esquire  
Ellison D. Smith IV  
Smith, Bundy, Bybee & Barnett, PC  
Post Office Box 1542  
Mount Pleasant, SC 29465

Charles R. Reynolds, Esquire  
Santen & Hughes  
600 Vine Street, Suite 2700  
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[Signature on following page]

PRATT-THOMAS WALKER, PA



Amanda Smith  
Paralegal

November 24, 2015  
Charleston, South Carolina