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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM ADMINISTRATIVE LAW COURT
Hon. Ralph King Anderson, III, Administrative Law Judge

Lower Court Case No. 15-ALJ-07-0258-CC
Appellate Case No.: 2015-001989

Tract 7, LLC

Appellant,

v.

South Carolina Department of Health and
Environmental Control, and BP Amoco
Chemical Company, Cooper River Plant

Respondents.

RESPONDENTS' SECOND JOINT MOTION FOR EXTENSION OF TIME

Pursuant to South Carolina Appellate Court Rule 263(b), Respondents BP Amoco Chemical Company ("BP Amoco") and South Carolina Department of Health and Environmental Control ("Respondents"), move for a second extension of thirty (30) days from the existing deadline, January 15, 2016, to file their Initial Briefs in this matter. Respondents request an extension of thirty (30) days to file their Initial Briefs on the grounds that Appellant and BP Amoco are currently engaged in settlement discussions and are close to reaching a resolution of this matter.

Respondents' Initial Briefs will be due on or before February 15, 2016, if the extension is granted. BP Amoco's counsel has conferred with counsel for Appellant regarding this motion, and Appellant consents to the thirty (30) day extension for both Respondents.

For the reasons set forth herein, Respondents request a thirty (30) day extension to serve and file their Initial Briefs.

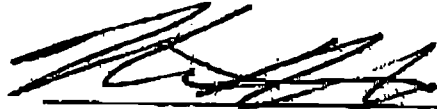
Respectfully submitted,

Lesley A. Firestone

Douglas M. Muller (S.C. Bar No. 10277)
Ben A. Hagood (S.C. Bar No. 2436)
Lesley A. Firestone (S.C. Bar No. 100080)
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ATTORNEYS FOR RESPONDENT
BP AMOCO CHEMICAL COMPANY

January 14, 2016
Charleston, SC



Nathan M. Haber, SC Bar # 100480
South Carolina Department of Health and
Environmental Control
1362 McMillan Avenue, Suite 400
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Attorney for Respondent SCDHEC

January 14, 2016
Charleston, South Carolina

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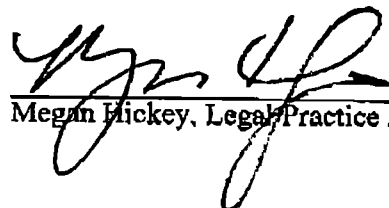
CERTIFICATE OF SERVICE

I hereby certify that on the date set forth below I served a copy of Respondents' Joint Motion for Extension of Time by placing it in the United States Mail, with sufficient postage thereon and addressed as follows:

M. Dawes Cooke, Jr.
D. Summers Clarke, II
Barnwell Whaley Patterson & Helms, LLC
288 Meeting Street, Suite 200
Charleston, SC 29401

Attorneys for Tract 7, LLC

January 14, 2016


Megan Mickey, Legal Practice Assistant

Moore & Van Allen

January 14, 2016

VIA FACSIMILE & US MAIL

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1220 Senate Street - PO Box 11629
Columbia, South Carolina 29201

Re: **Tract 7, LLC v. SCDHEC and BP Amoco Chemical Company,
Cooper River Plant; Appellate Case No. 2015-001989
MVA file No. 039124.5**

Lesley A. Firestone
Attorney at Law

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Moore & Van Allen PLLC

78 Wentworth St.
Charleston, SC 29401-1428

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Dear Ms. Kitchings:

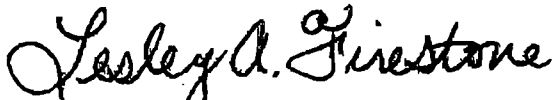
Enclosed for filing please find the original and six (6) copies of the Respondents' Second Joint Motion for Extension of Time in the above-referenced matter as well as a check in the amount of \$25.00 as the required filing fee. Please file the original and return a filed copy to me in the enclosed self-addressed stamped envelope.

By copy of this letter we are serving all parties of record.

Thank you for your assistance in this matter and please call me with any questions.

Sincerely,

Moore & Van Allen PLLC



Lesley A. Firestone

LAF/maa

Enclosures: as stated

cc: Nathan M. Haber, Esq. (via e-mail with enclosure)
Bradley D. Churdar, Esq. (via e-mail with enclosure)
M. Dawes Cook, Esq.
D. Summers Clarke, II, Esq.

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SC Court of Appeals

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FROM	Lesley A. Firestone
DATE	January 14, 2016
TIME	

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SC Court of Appeals

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Attention:

	NAME	COMPANY	TELEPHONE	FACSIMILE
1	The Hon. Jenny Abbott Kitchings	Clerk, South Carolina Court of Appeals	803-734-1890	803-734-1839
2				
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Re: Tract 7, LLC v. SCDHEC and BP Amoco Chemical Company, Cooper River Plant
 Appellate Case No. 2015-001989
 Respondents' Second Joint Motion for Extension of Time

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