

South Carolina Environmental Law Project

Lawyers for the wild side of South Carolina

a 501c3 non-profit organization

August 29, 2012

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OUR MISSION

To protect the natural environment of South Carolina by providing legal services and advice to environmental organizations and concerned citizens and by improving the state's system of environmental regulation.

Honorable Jenny A. Kitchings
Deputy Clerk, S. C. Court of Appeals
P. O. Box 11629
Columbia, S. C. 29211

RECEIVED

SEP 04 2012

SC Court of Appeals

RE: Deerfield Plantation Phase IIB Property Owners Association v. SCDHEC, Deertrack Golf, Inc., and Bill Clark Homes of Myrtle Beach
Case Tracking Number 2009-135686

Dear Ms. Kitchings:

I am responding to the Court's request for a status update dated August 20, 2012

The Respondent S.C. Department of Health and Environmental Control (DHEC) submitted a letter to Respondent Deertrack Golf on May 18, 2012. In that letter DHEC set forth the terms of the remand and requested that the applicant Deertrack provide additional information and take additional steps to allow the agency to complete the required agency action. The applicant Deertrack has not yet responded to these requests.

I have communicated with counsel for Deertrack Golf, Mary Shahid, who informs me that she anticipates responding with some of the requested additional information within the next several weeks. She also informed me that she is considering filing a motion in the Administrative Law Court objecting to providing some of the information and seeking to address and establish the scope of the remand.

I will continue to maintain contact with counsel for both Respondent DHEC and Deertrack Golf, Inc., in an effort to address these issues.

Yours very truly,


Amy E. Armstrong

cc: Bradley Churdar, Esquire
Mary D. Shahid, Esquire