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IN THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM DORCHESTER COUNTY
Court of Common Pleas

Edgar W. Dickson, Circuit Court Judge
Case No. 2015-CP-18-00991

Appellate Case No. 2015-002199

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MAR 25 2016
SC Court of Appeals

Faye P. Croft, Personally and as Trustee of the James A. Croft Trust; James A. Croft Trust; William A. Harbeson; Heyward G. Hutson; James Stephen Greene, Jr.; South Carolina Public Interest Foundation; Summerville Preservation Society; and Dorchester County Taxpayers Association, individually, and on behalf of all others similarly situated, Appellants,

v.

Town of Summerville and Town of Summerville Board of Architectural Review, Respondents.

MOTION TO EXPAND PAGE LIMITATION

Appellants hereby respectfully move the Court for permission to exceed the 50-page limitation established by Rule 208((b)(5), SCAR and request that the Court accept their 67-page Initial Brief.

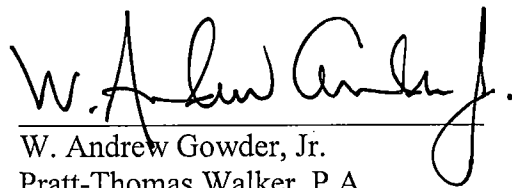
Appellants have made every effort to be concise throughout the brief. There are at least six primary bases on which the court could reverse the lower court and the board of architectural review, however, and the extension is necessary to allow Appellants to address the distinct legal issues and facts relevant to their arguments.

As the Court can see by reviewing the Initial Brief, the record upon which this appeal is based exceeds 1000 pages and requires seventeen pages to state relevant facts regarding ten meetings of the board of architectural review leading to the decisions being appealed here. This case involves numerous and complex legal issues requiring judicial review, including the failure of a board of architectural review to have and comply with required rules and procedures when making its decisions regarding a high-profile and controversial public private partnership hotel/ condominium project in downtown Summerville, South Carolina. These go beyond whether the decision is based on adequate factual support in the record, and involve whether the decision is supportable as a matter of law based on numerous violations of dozens of statutory laws and municipal ordinances.

In addition, the issues raised by this appeal are novel in reviewing decisions of a board of architectural review in this state. Judicial guidance is needed for future actions of boards of architectural review throughout South Carolina. As a result, Appellants believe a larger page allowance for full briefing on all the pertinent errors warranting reversal by this Court will permit a greater clarification of the issues and a fair and full review of this matter on appeal.

For the foregoing reasons, Appellants requests the Court grant a 17-page extension to the page limitation established by Rule 208((b)(5), SCAR for Appellants' initial brief.

Respectfully submitted,



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March 22, 2016
Charleston, S.C.

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William A. Harbeson; Heyward G. Hutson; James Stephen Greene, Jr., South Carolina
Public Interest Foundation; Summerville Preservation Society; and Dorchester County
Taxpayers Association, individually, and on behalf of all others similarly
situated Appellants,

v.

Town of Summerville and Town of Summerville Board of Architectural
Review Respondent.

PROOF OF SERVICE

I certify that on the date indicated below, I served Appellants' Motion to Expand
the Page Limitation, by depositing a copy of it in the United States Mail, postage paid, on
March 22, 2016, addressed to all attorneys of record as follows:

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The Honorable Jenny Abbott Kitchings
Clerk of the S.C. Court of Appeals
P.O. Box 11629
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SC Court of Appeals

Re: Faye P. Croft, et al v. Town of Summerville, et al
Appellate Case No.: 2015-002199
PTW No.: 7754.001

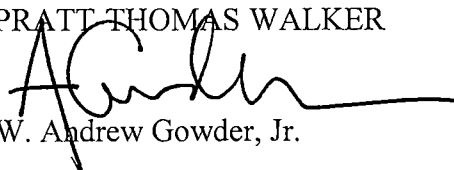
Dear Ms. Kitchings,

Enclosed please find the Appellants' Initial Brief and Designation of Matter for filing in the above referenced matter. Also enclosed is the Appellants' Motion to Expand the Page Limitation, with the \$25.00 filing fee and a Certificate of Service for all of these filings.

In the event you have any questions, please do not hesitate to contact our office.

With kindest regards,

Sincerely,
PRATT THOMAS WALKER



W. Andrew Gowder, Jr.

WAG/lfc
Enclosures

cc: G. Waring Parker, Esq.
Timothy A. Domin, Esq.



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SC Court of Appeals

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