

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW COURT

**RECEIVED**

Ralph King Anderson, III, Chief Administrative Law Judge

APR 21 2016

**SC Court of Appeals**

Docket No. 09-ALJ-07-0029-CC  
Appellate Case No. 2016-000707

Kiawah Development Partners, II, ..... Petitioner,

vs.

South Carolina Department of Health and  
Environmental Control ..... Appellant, Respondent below

South Carolina Coastal Conservation League.....Appellant,

vs.

South Carolina Department of Health and Environmental Control, and  
Kiawah Development Partners, II, ..... Respondents below

Of which Kiawah Development Partners, II is the Respondent

NOTICE OF APPEAL

The South Carolina Department of Health and Environmental Control (“DHEC” or the “Department”) hereby appeals the following decisions of the Honorable Ralph King Anderson, III, Administrative Law Judge: the Amended Final Order and Decision on Remand dated March 22, 2016 and the Order Granting Motions for Clarification and Denying Motions for Reconsideration, dated March 22, 2016.



Bradley D. Churdar, SC Bar # 12829  
Associate General Counsel  
**SOUTH CAROLINA DEPARTMENT OF  
HEALTH AND ENVIRONMENTAL CONTROL**  
1362 McMillan Avenue, Suite 400  
Charleston, South Carolina 29405  
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*Attorney for Appellant  
South Carolina Department of Health  
and Environmental Control*

April 21, 2016  
Charleston, South Carolina

Other Counsel of Record:

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Jessie Allison White, Esq.  
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South Carolina Environmental Law Project  
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Conservation League

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Attorney for Kiawah Development Partners, II, Inc.

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Of which Kiawah Development Partners, II is the Respondent

CERTIFICATE OF SERVICE


The undersigned hereby certifies that he/she has this day served the *Department's Notice of Appeal* by mailing a copy of the same by **U.S. First Class Mail**, postage pre-paid:

Amy E. Armstrong, Esq.  
Jessie Allison White, Esq.  
Amelia Ann Thompson, Esq.  
South Carolina Environmental  
Law Project  
Post Office Box 1380  
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Charleston, SC 29413-2247

The Honorable Jana E. Shealy  
Clerk, S.C. Administrative Law Court  
1205 Pendleton Street, Suite 224  
Edgar A. Brown Building  
Columbia, South Carolina 29211

April 21, 2016

A handwritten signature in cursive script, appearing to read "Brad Churdar", written in black ink. The signature is fluid and stylized, with a long horizontal stroke at the end.

Bradley D. Churdar



Catherine E. Heigel, Director

*Promoting and protecting the health of the public and the environment*

April 21, 2016

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APR 21 2016

**SC Court of Appeals**

**VIA PERSONAL DELIVERY**

The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, SC 29211

Re: Kiawah Development Partners, II v. South Carolina Department of Health &  
Environmental Control and South Carolina Coastal Conservation League  
Docket No. 09-ALJ-07-0029-CC and Docket No. 09-ALJ-07-0029-CC  
Appellate Case No. 2016-000707

Dear Ms. Kitchings:

Please find enclosed the Department's Notice of Appeal in the above-referenced case. Also enclosed are the Certificate of Service and a copy of the Orders which are to be challenged on appeal. The Department, as an agency of the State, is not required to include the filing fee. By copy of this letter, I am serving all parties of record.

Sincerely,

Bradley D. Churdar

BDC/

Enclosures

cc: Amy E. Armstrong, Esq.  
Jessie Allison White, Esq.  
Amelia Ann Thompson, Esq.  
G. Trenholm Walker, Esq.  
The Honorable Jana E. Shealy

**SOUTH CAROLINA DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL**

**Office of General Counsel**

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