

THE STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

APPEAL FROM THE ADMINISTRATIVE LAW COURT

RECEIVED

Ralph King Anderson, III, Administrative Law Judge

JUL 28 2016

Appellate Case No. 2016-000707

S.C. SUPREME COURT

Docket No. 09-ALJ-07-00029-CC

Kiawah Development Partners, II,

Petitioner,

v.

South Carolina Department of Health and Environmental Control,

Appellant.

Docket No. 09-ALJ-07-00039-CC

South Carolina Coastal Conservation League,

Appellant,

v.

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

Respondents,

Of Whom

Kiawah Development Partners, II, is

Respondent.

**MOTION FOR EXTENSION OF TIME
TO FILE APPELLANT'S INITIAL BRIEF AND
DESIGNATION OF MATTER**

TO: THE COURT AND COUNSEL FOR ALL PARTIES

PLEASE TAKE NOTICE that, pursuant to Rule 263, SCACR, Appellant South Carolina Department of Health and Environmental Control ("SCDHEC" or the "Department") respectfully requests a thirty (30) day extension of time to file Appellant's Initial Brief and Designation of Matter in this matter, making the Department's deadline for filing its Brief and Designation of Matter August 26, 2016. The basis for this motion is as follows:

This extension is requested due to Appellant's counsel's work load. Counsel just returned from long standing vacation plans this week and has a hearing in the Administrative Law Court in the matter of Schwiars vs. SCDHEC and Heath on July 26, 2016. As such, Counsel will not have adequate time to prepare the Appellant's Initial Brief and Designation of Matter in this matter.

WHEREFORE, Appellant SCDHEC respectfully moves this Court for an Order extending the time for filing the Appellant's Initial Brief and Designation of Matter until August 26, 2016. The Department respectfully requests that all other deadlines be held in abeyance pending the Court's approval of this extension.

Respectfully submitted,

SOUTH CAROLINA DEPARTMENT OF
HEALTH AND ENVIRONMENTAL CONTROL

By: 

Bradley D. Churdar, Chief Counsel
South Carolina Department of Health
and Environmental Control
1362 McMillan Avenue, Suite 400
Charleston, SC 29405
(843) 953-0213
(843) 953-0201 (fax)
Attorney for Petitioner SCDHEC

July 21, 2016
Charleston, South Carolina

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Of Whom

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Respondent.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this date she has served the Appellant's *Motion for Extension of Time to File Appellant's Initial Brief and Designation of Matter* in this matter upon the following, by placing copies of same in the United States Mail, first class postage prepaid, addressed to:

The Honorable Daniel E. Shearouse
Clerk, South Carolina Supreme Court
Post Office Box 11330
Columbia, SC 29211

Amy E. Armstrong, Esquire
Jessie White, Esquire
Amelia Thompson, Esquire
SC Environmental Law Project
Post Office Box 1380
Pawleys Island, SC 29585

G. Trenholm Walker, Esquire
Thomas P. Gressette, Jr., Esquire
Pratt-Thomas Walker
Post Office Drawer 22247
Charleston, SC 29413

A handwritten signature in black ink, appearing to read "M. Denise Crawford". The signature is written in a cursive style with a large, looped initial "M" and a long, horizontal flourish extending to the right.

M. Denise Crawford

July 21, 2016



RECEIVED

JUL 28 2016

S.C. SUPREME COURT

July 21, 2016

The Honorable Daniel E. Shearouse
Clerk, South Carolina Supreme Court
Post Office Box 11330
Columbia, SC 29211

Re: Kiawah Development Partners, II v. SCDHEC and SCCCL
Case Tracking No. 2016-000707

Dear Mr. Shearouse:

Please find enclosed the original and seven (7) copies of the Department's Motion for Extension of Time to File Appellant's Initial Brief and Designation of Matter in the above referenced case. I would appreciate your returning a clocked copy in the enclosed envelope.

By copy of this letter, I am notifying all parties of this request.

Please address all correspondence in this matter to my attention at 1362 McMillan Avenue, Suite 400, Charleston, South Carolina 29405.

Thank you for your attention in this matter.

Very truly yours,

Bradley D. Churdar
Chief Counsel

BDC/mdc

cc: Amy E. Armstrong, Esquire
Jessie White, Esquire
Amelia Thompson, Esquire
G. Trenholm Walker, Esquire
Thomas P. Gressette, Jr., Esquire

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