

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

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AUG 30 2016

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

S.C. SUPREME COURT

Kiawah Development Partners, II, Petitioner,

v.

South Carolina Department of Health and Environmental Control, Appellant,

South Carolina Coastal Conservation League Appellant,

v.

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

Of Whom Kiawah Development Partners, II, is Respondent.

**MOTION FOR EXTENSION OF TIME FOR FILING
INITIAL BRIEF AND DESIGNATION OF MATTER OF
SC COASTAL CONSERVATION LEAGUE**

TO: ALL PARTIES AND THE SUPREME COURT:

PLEASE TAKE NOTICE that the Appellant South Carolina Coastal Conservation League hereby moves the Supreme Court for an Order extending the time for filing its Initial Brief and Designation of Matter. The Initial Brief and Designation are due August 26, 2016 and the Coastal Conservation League seeks and extension of thirty (30) days, until September 26, 2016. The basis of this motion is as follows:

Counsel for the Coastal Conservation League has not been able to commit the time

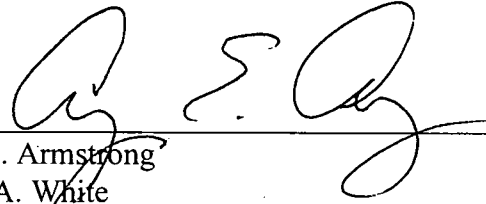
necessary to conduct research and adequately prepare this brief and designation. The case arises from an order on remand from the Administrative Law Court. Despite the fact that the case arises from remand, the underlying order on appeal makes new findings of fact that require reviewing the hearing transcript that is nearly 1,700 pages, as well as numerous exhibits. Counsel anticipates that the Record in this appeal will be at least ten (10) volumes.

In addition, lead counsel has had multiple and competing legal obligations, including preparing for a complex trial in another matter, drafting and filing prehearing statement in an administrative case, and seeking injunctive relief in an administrative appeal. Lead counsel has also had to assume additional administrative/financial/management duties because the office administrator who handles these day-to-day duties recently went on maternity leave, shifting many of these duties to lead counsel, who is also the executive director of the public interest law firm.

Because this appeal requires significant preparation, and due to other case demands, counsel has not been able to dedicate the time necessary to prepare its Initial Brief and Designation of Matter and respectfully requests a thirty (30) day extension.

Counsel for the Appellant S.C. Coastal Conservation League has consulted with the attorney for the Appellant SCDHEC and the Respondent Kiawah Development Partners, II, Inc., both of whom consent to this requested extension.

WHEREFORE, the Appellant Coastal Conservation League requests that this Court issue an order extending the time to file its initial brief and designation of matter until September 26, 2016. The Appellant further requests that the briefing deadline be held in abeyance pending a decision on this motion.



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Attorneys for the South Carolina Coastal
Conservation League

Georgetown, South Carolina

August 26, 2016

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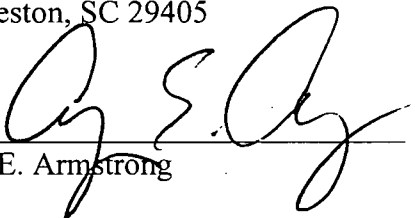
Of Whom Kiawah Development Partners, II, is Respondent.

CERTIFICATE OF SERVICE

I hereby certify that on this date I served the Coastal Conservation League's Motion for Extension of Time for Filing Initial Brief on Kiawah Development Partners II, Inc., and DHEC, by placing copies of the foregoing in the U.S. Mail addressed to:

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August 26, 2016