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S.C. SUPREME COURT

November 02, 2016

Via Facsimile to 803-734-1499 (Attn: Debbie)

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:

In response to Respondent KDP's November 1, 2016 letter opposing the joint extension request, counsel for DHEC recognizes the importance of expeditiously resolving the issues in this case. However, this final extension request has been made due to the extraordinary circumstances caused by Hurricane Matthew. As referenced in the joint extension request, the hurricane-related erosion and widespread property damage up and down the South Carolina coast significantly increased the Department's responsibilities to respond to this natural disaster. Consequently, counsel for DHEC had to divert attention from briefing this case to responding to issues related to numerous emergency permits reviewed by the Department. As counsel for SCCCL reiterated in her response letter earlier today, the Department and SCCCL requested this final extension until November 22, 2016 based on our best-educated belief as to the earliest possible date that the initial briefing could be completed. As such counsel for DHEC requests that the Court grant this extension request until November 22, 2016. This will be the Department's last extension request to file its Initial Brief and Designation of Matter.

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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