

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW COURT
John D. McLeod, Administrative Law Judge

Case No. 09-ALC-07-0069-CC

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SC Court of Appeals

Town of Arcadia Lakes, Robert L. Jackson, Linda Z. Jackson, Robert E. Williams, Barbara S. Williams, Elizabeth M. Walker, Louis E. Spradlin, Mary Helen Spradlin, Thomas Hutto Utsey, Tony Sinclair, Aaron Small, Bette Small, Gene F. Starr, M.D., Elaine J. Starr, Sanford T. Marcus, Ruth L. Marcus, and Steven Brown Petitioners,

v.

South Carolina Department of Health and Environmental Control and
Roper Pond, LLC. Respondents,

Of Whom

Town of Arcadia Lakes is Appellant,


and South Carolina Department of Health and Environmental Control and
Roper Pond, LLC Respondents.

PROOF OF SERVICE

I certify that I have served the Respondent Roper Pond, LLC's Motion to Dismiss Appeal on counsel of record for South Carolina Department of Health and South Carolina Environmental Law Project by depositing a copy of it in the United States Mail, postage prepaid, on October 31, 2016, addressed to:

Stephen P. Hightower, Esquire
Office of General Counsel
South Carolina Department of Health
and Environmental Control
2600 Bull Street
Columbia, SC 29201

Amy E. Armstrong, Esquire
South Carolina Environmental Law
Post Office Box 1380
Pawleys Island, SC 29585



W. Thomas Lavender, Jr. (SC Bar No. 3143)

Joan W. Hartley (SC Bar No. 72735)

Nexsen Pruet, LLC

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Columbia, South Carolina 29202

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Attorneys for Roper Pond, LLC

Joan W. Hartley
Special Counsel
Admitted in SC, NC

October 31, 2016

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SC Court of Appeals

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1015 Sumter Street
Columbia, South Carolina 29201

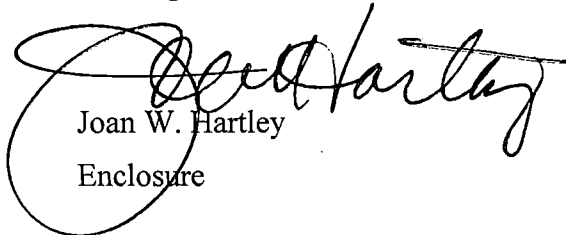
Re: *Town of Arcadia Lakes, et al. v. South Carolina Department of Health and Environmental Control and Roper Pond, LLC*
Docket No. 09-ALC-07-0069-CC

Dear Ms. Kitchings:

Enclosed for filing please find the original and one copy of Proof of Service of Respondent Roper Pond, LLC's Motion to Dismiss Appeal in the above-referenced matter. Please return a clocked copy to us via the enclosed envelope. On October 12, 2016, we filed Respondent Roper Pond, LLC's Motion to Dismiss Appeal and served on counsel for Town of Arcadia Lakes and South Carolina Department of Health and Environmental Control by mail. On Friday, October 31, 2016, the USPS returned the package serving the Motion on counsel for the Town of Arcadia Lakes because the post office box on the envelope was incorrect. We are therefore serving the Motion again on counsel for Town of Arcadia Lakes and South Carolina Department of Health and Environmental Control.

- Charleston
- Charlotte
- Columbia**
- Greensboro
- Greenville
- Hilton Head
- Myrtle Beach

Best regards,



Joan W. Hartley
Enclosure

cc: Amy E. Armstrong, Esquire
Stephen P. Hightower, Esquire

NEXSEN | PRUET

P. O. Drawer 2426
Columbia SC 29202

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The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1015 Sumter Street
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