



Catherine B. Templeton, Director

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

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November 9, 2012  
S.G. SUPREME COURT

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

Re: Tommy W. Berry, Sr. and Jo S. Berry v. SCDHEC  
Case Tracking No. 2011-192812

Dear Mr. Shearouse:

I am in receipt of letter dated November 2, 2012 in the above referenced matter advising that the case is likely to be reached for oral arguments at the January 2013 court term. Please be advised that I am available all stated dates during that term except January 8, 9, and 10, 2013. I have a hearing before the Administrative Law Court on January 8, 2012 and will not have adequate time to prepare for oral arguments on January 9 and 10, 2012.

If you have any questions or need any additional information, please give me a call.

Very truly yours,

Bradley D. Churdar  
Chief Counsel

BDC/mdc

cc: Howell V. Bellamy, Jr., Esquire  
Howell Vaught Bellamy, III, Esquire

**SOUTH CAROLINA DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL**  
**Office of General Counsel**

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