

STATE OF SOUTH CAROLINA

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IN THE SUPREME COURT

FEB 27 2017

S.C. SUPREME COURT

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

Appellate Case No. 2016-000707

Kiawah Development Partners, II,..... Respondent,

v.

South Carolina Department of Health and Environmental Control.....Appellant,

and

South Carolina Coastal Conservation League Appellant,

v.

South Carolina Department of Health and Environmental Control, and Kiawah Development Partners, II, of whom South Carolina Department of Health and Environmental Control is, Appellant, and Kiawah Development Partners, II, is Respondent.

**RESPONDENT KIAWAH DEVELOPMENT PARTNERS, II'S MOTION FOR
PERMISSION TO EXCEED PAGE LIMITATION**

Respondent, Kiawah Development Partners, II, respectfully requests that the Court grant the Respondent permission to exceed the page limitation for its initial brief, already filed and served, pursuant to Rule 208(b)(5) of the SCACR.

The grounds for this Motion are:


- 1) Respondent mistakenly believed the page limit of fifty pages for initial briefs did not take into account the pages for the Table of Contents and Table of Authorities;

the initial brief Respondent submitted include four pages comprising the Table of Contents and Table of Authorities bringing the brief to a total of 54 pages, inclusive of the last page which is the signature page for the brief.

- 2) There are two Appellants to this appeal who each submitted separate briefs of 38 pages and 35 pages, exclusive of their respective Tables of Contents and Tables of Authorities; Respondent had to respond to the separate briefs of Appellants in its single brief.
- 3) Counsel for Respondent has conferred with the attorneys for the two Appellants and both consent to this motion.

Wherefore, Respondent requests that the Court grant permission for Respondent's brief to exceed the 50-page limit and accept the initial brief of 54 pages previously filed and served.

Respectfully Submitted,

By: 
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Attorneys for Respondent, Kiawah
Development Partners, II

February 22, 2017

Charleston, South Carolina

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PROOF OF SERVICE

I, Nancy Jane Dennis, an employee of Walker Gressette Freeman & Linton, LLC, hereby certify that I have served this 22nd day of February 2017, a copy of the **Respondent's Motion for Permission to Exceed page Limitation** on counsel of record by placing the same in the United States mail, first-class postage pre-paid, to:

Bradley D. Churdar
Chief Counsel DHEC-OCRM
1362 McMillan Avenue, Suite 400
Charleston, SC 29405

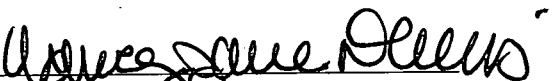
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