

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

APPEAL FROM THE ADMINISTRATIVE LAW COURT

Ralph King Anderson, III, Administrative Law Judge

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Appellate Case No. 2016-001758

APR 04 2017

SC Court of Appeals

South Carolina Coastal Conservation League  
and South Carolina Wildlife Federation ..... Appellants,

vs.

South Carolina Department of Health and Environmental Control  
and Horry County Public Works ..... Respondents.

**MOTION TO STAY PROCEEDINGS**

TO: ALL PARTIES AND THE COURT OF APPEALS:

PLEASE TAKE NOTICE that the Appellants hereby move the Court for an Order staying the appeal, including deadlines for the record and briefs, and oral arguments. The basis of this motion is as follows:

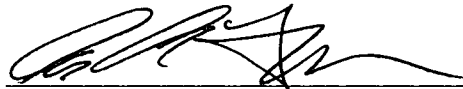
In or around March 2017, the parties began discussing settlement terms, which would ultimately lead to a dismissal of this appeal. The Appellant Coastal Conservation League and Respondent Horry County have met and discussed settlement terms outside of counsel, and counsel understands that those parties have reached an agreement in principle; in which Appellant S.C. Wildlife Federation concurs. Counsel for the Appellants communicated with counsel for Horry County on Monday, March 27, Tuesday, March 28, and Friday, March 31. Counsel for the Appellants is informed that a draft

agreement has been circulated for various approvals with the County this week, and that a draft for Appellants' review is forthcoming.

In order to allow the parties an opportunity to resolve their differences and execute a binding settlement agreement, as well as to avoid unnecessary time, energy and expense<sup>1</sup> of preparing and filing the record on appeal and final briefs, the Appellants respectfully request that this Court stay the proceedings.

Counsel for Appellants have been informed that counsel for Respondents consent to this motion.

WHEREFORE, the Appellants respectfully request that the Court enter an order staying this appeal for forty-five (45) days. Appellants further request that this Court hold the deadline for serving and filing the record on appeal and final briefs in abeyance until this motion is decided.



Amy E. Armstrong

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Attorneys for the Appellants

Georgetown, South Carolina

March 31, 2017

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<sup>1</sup>Based upon counsels' experience, the expense of printing and binding the record on appeal, which consists of five volumes, and final briefs will range between \$5,000-\$7,000.

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**CERTIFICATE OF SERVICE**


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I hereby certify that on this date I served Respondents Horry County Public Works and SCDHEC with Appellants' Motion to Stay Proceedings by placing copies of same in the U.S. Mail addressed to:

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305 Noth Civitas Street  
Mt. Pleasant, SC 29464

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DHEC/OCRM  
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Charleston, SC 29405

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2600 Bull Street  
Columbia, SC 29201



Amelia A. Thompson

Georgetown, South Carolina

March 31, 2017



**South Carolina Environmental Law Project**  
*Lawyers for the Wild Side of South Carolina*

March 31, 2017

a 501c3  
non-profit organization

Honorable Jenny Abbott Kitchings  
Clerk, S. C. Court of Appeals  
P. O. Box 11629  
Columbia, S. C. 29211

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RE: SC Coastal Conservation League and SC Wildlife  
Federation v. SCDHEC and Horry County Public  
Works  
Appellate Case No. 2016-001758

Dear Ms. Kitchings:

Enclosed for filing, please find the original and seven (7)  
copies of the Appellants' Motion to Stay Proceedings, along with  
my certificate of service and filing fee.

Please return a clocked-in copy in the enclosed, postage-  
paid envelope. Thank you for your assistance.

Yours very truly,

Amelia A. Thompson

cc: Stan Barnett, Esq.  
Michael Traynam, Esq.  
Nathan Haber, Esq.

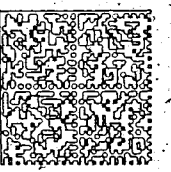
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*S.C. Environmental Law Project  
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