

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

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

Appellate Case No. 2017-001554

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 Hutton 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,

Of Which Town of Arcadia Lakes is the Appellant/Respondent,

vs.

South Carolina Department of Health and Environmental Control, Respondent, and Roper Pond, LLC, Respondent/Appellant.

CONSENT MOTION FOR EXTENSION OF TIME

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AUG 21 2017

TO: ALL PARTIES AND THE COURT OF APPEALS:

SC Court of Appeals

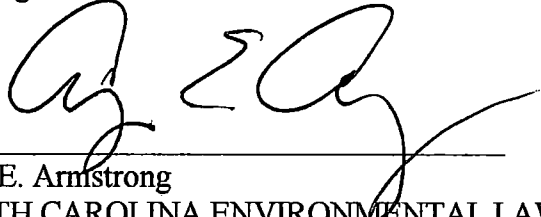
PLEASE TAKE NOTICE that Appellant Town of Arcadia Lakes hereby moves the Court for an Order extending the time for filing its Initial Brief. The Initial Brief is currently due on August 21, 2017, and the Appellants request an extension of thirty (30) days. This is Appellant's first request for extension of time, and it is undertaken with consent of Respondents. The basis of this motion is as follows:

Due to existing commitments and deadlines in the time since filing notice of appeal, counsel for Appellant has not been able to commit the time necessary to adequately complete the Initial Brief. In particular, undersigned counsel has been preparing for a date certain trial, which is to begin August 21 and is set to last for more than a week. Trial preparation, along with other



unavoidable obligations, have had a prohibitive effect on briefing the important and complex issues in this multi-faceted appeal.

WHEREFORE, Appellant respectfully requests that the Court enter an order extending the time for filing its Initial Brief until September 21, 2017. Appellant further requests that this Court hold deadlines in abeyance while considering this motion.



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Attorneys for the Appellant

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August 17, 2017

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

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

Appellate Case No. 2017-001554

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 Hutton 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,

Of Which Town of Arcadia Lakes is the Appellant/Respondent,

vs.

South Carolina Department of Health and Environmental Control, Respondent, and Roper Pond, LLC, Respondent/Appellant.

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CERTIFICATE OF SERVICE

AUG 21 2017

SC Court of Appeals

I hereby certify that on this date I served Respondents Roper Pond, LLC and SCDHEC with Appellant's Consent Motion for Extension of Time by placing copies of same in the U.S. Mail addressed to:

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Columbia, SC 29201

Joan Hartley, Esquire
Nexsen Pruet, LLC
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Amy Armstrong

Georgetown, South Carolina

August 17, 2017



South Carolina Environmental Law Project

Lawyers for the Wild Side of South Carolina

August 17, 2017

a 501c3
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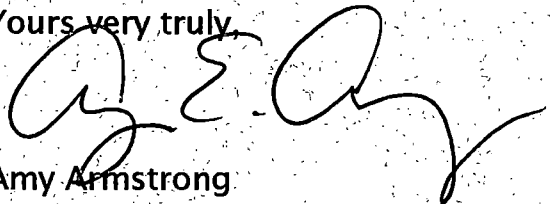
RE: Town of Arcadia Lakes, et al. v. Roper Pond, LLC, et al.
Appellate Case No. 2017-001554

Dear Ms. Kitchings:

Enclosed for filing, please find the original and seven (7) copies of the Appellant's Consent Motion for Extension of Time, 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,



Amy Armstrong

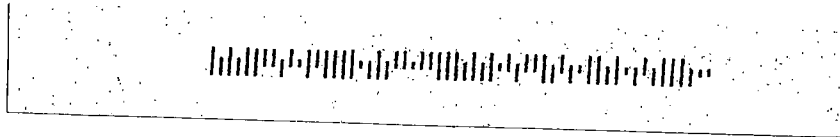
cc: Stephen Hightower, Esq.
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Terry Richardson, Esq.

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