

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW COURT
Shirley C. Robinson, Administrative Law Judge

Appellant Case No.: 2017-000066

RECEIVED
AUG 28 2017
SC Court of Appeals

Pickens County,.....Appellant,

v.

South Carolina Department of Health
and Environmental Control and
MRR Pickens, LLC,.....Respondents,

**RESPONDENT SOUTH CAROLINA DEPARTMENT OF HEALTH AND
ENVIRONMENTAL CONTROL'S MOTION FOR EXTENSION
OF TIME TO FILE AND SERVE
RESPONDENT'S RESPONSE BRIEF**

Respondent South Carolina Department of Health and Environmental Control (“DHEC” or “the Department”) hereby moves for an extension of an additional thirty (30) days to file and serve Respondent DHEC’s Response Brief to Appellant Pickens County’s Initial Brief. Appellant’s Initial Brief and Designation of Matter was filed on July 7, 2017. Respondent DHEC requested one prior extension, which was granted on July 26, 2017, making the Response Brief due on or before August 7, 2017. However, due to the amount of time Respondent DHEC has had to devote to another case to prepare a proposed order that is due on August 30th, current workload responsibilities, and the week-long vacation taken by one of the DHEC attorneys assigned to this case, Respondent DHEC respectfully requests an additional thirty (30) days, until October 6, 2017, to submit its Response Brief to Appellant’s Initial Brief. Respondent DHEC has conferred with both Appellant and MRR Pickens, LLC, regarding this matter, and

have graciously consented to this request for an extension of another 30 days in which to file and serve Respondent's Response Brief.

Respectfully submitted,

Etta R. Williams Linen

Etta R. Williams Linen, Esquire
Assistant General Counsel for SC DHEC

Claire Prince, Esquire
Special Counsel for SC DHEC

South Carolina Department of Health
and Environmental Control
2600 Bull Street
Columbia, South Carolina 29201-1708
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ATTORNEYS FOR RESPONDENT SC DHEC

August 25, 2017
Columbia, South Carolina

IN THE STATE OF SOUTH CAROLINA
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Pickens, LLC,Respondents

CERTIFICATE OF SERVICE

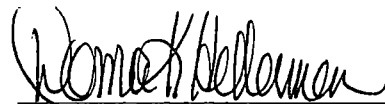
I, Donna K. Hellerman, Legal Assistant with the South Carolina Department of Health and Environmental Control, hereby certify that I have this 25th day of August, 2017, served the foregoing *South Carolina Department of Health and Environmental Control's Motion for Extension of Time to File and Serve Response Brief* upon all parties and counsel of record by placing a copy of same in an envelope and depositing it in the U.S. Mail, first-class, with sufficient postage paid, at the address indicated below:

Gary J. Poliakoff, Esquire
Poliakoff & Associates
Post Office Box 1571
Spartanburg, SC 29304

Jessica J. O. King, Esquire
Allen K. McAlister, Jr., Esquire
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Columbia, SC 29202

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

Robert F. Goings, Esquire
Goings Law Firm, LLC
914 Richland Street, Suite A-101
Columbia, SC 29201



Donna K. Hellerman
Legal Assistant to Etta R. Williams Linen

August 25th, 2017
Columbia, South Carolina



August 25, 2017

Honorable Jenny Abbott Kitchings
Clerk of Court, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

Re: Pickens County vs. South Carolina Department of Health and Environmental Control and MRR Pickens, LLC
Appellate Case No.: 2017-000066; OGC #22666

Dear Ms. Kitchings:

Enclosed please find the original and eight (8) copies of the *Respondent South Carolina Department of Health and Environmental Control's Motion for Extension of Time to File and Serve Response Brief* for filing in the above referenced case. I would appreciate your office returning the stamped copies in the enclosed self addressed stamped interoffice envelope.

By copy of this letter, I am serving all counsel of record.

Should you have any questions or need additional information, please do not hesitate to contact our office.

Sincerely,

A handwritten signature in black ink, appearing to read "Donna K. Hellerman".

Donna K. Hellerman
Legal Assistant to Etta R. Williams Linen

/dkh

Enclosures

- ec: Etta R. Williams Linen, Esquire
Claire H. Prince, Esquire
- cc: Jessica J. O. King, Esquire
Allen K. McAllister, Jr., Esquire
Robert F. Going, Esquire
Amy E. Armstrong, Esquire
Amelia A. Thompson, Esquire
Michael G. Corley, Esquire
Gary W. Poliakoff, Esquire

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SC Court of Appeals



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