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THE STATE OF SOUTH CAROLINA
In the Court of Appeals

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

Appellate Case No. 2017-000066

RECEIVED
NOV 07 2017
SC Court of Appeals

Pickens County,

vs.

South Carolina Department of Health and Environmental and
MRR Pickens, LLC,

Appellant,

Respondents.

**APPELLANT'S MOTION FOR EXTENSION OF
TIME FOR FILING INITIAL REPLY BRIEF**

TO: THE COURT OF APPEALS AND ALL PARTIES AND THEIR ATTORNEYS

YOU WILL PLEASE TAKE NOTICE that the Appellant Pickens County hereby moves the Court for an Order extending the time for filing its Initial Reply Brief. The brief is currently due on November 6, and the Appellant seeks an extension of ten (10) days, until November 16, 2017. The basis of this motion is as follows:

As a small nonprofit law firm with only four attorneys, counsel for the Appellants has not been able to commit the time necessary to adequately complete the Initial Reply Brief for this case. Specifically, counsel for the Appellant has had significant time-sensitive obligations, including multiple filings in a complex dispute before the Supreme Court and in another appeal before this Court. These

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and other briefing and filing deadlines have prevented counsel from being able to devote the time necessary to thoroughly and adequately prepare a reply brief.

Further, the Respondents filed separate initial briefs, each of which raised multiple independent issues, which will require more analysis than is typical in a reply brief. Combined, the Respondents' briefs are almost sixty pages in length, and offer both distinct topics and distinct analysis, requiring more research and preparation than a typical reply brief that addresses only one brief from one perspective.

Appellant notes that the Respondents received multiple extensions to their initial briefing deadline.

This is the second request for an extension. Counsel for Respondents consent to this motion.

WHEREFORE, the Appellant Pickens County requests that this Court issue an order extending the time to file their Initial Reply Brief until November 16, 2017. The Appellant further requests that the briefing deadline be held in abeyance pending a decision on this motion.

Respectfully submitted,



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Attorneys for the Appellant

November 2, 2017
Georgetown, South Carolina

THE STATE OF SOUTH CAROLINA

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CERTIFICATE OF SERVICE

I hereby certify that on this date I served the foregoing Motion for Extension of Time on Respondents SCDHEC and MRR Pickens, LLC, by placing copies of same in the U.S. Mail addressed to:

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P.O. Box 8116
Columbia, SC 29202

Etta Linen
SCDHEC, Legal Office
2600 Bull Street
Columbia, SC 29201

Robert F. Goings
914 Richland St #A101
Columbia, SC 29201



Amelia A. Thompson

November 3, 2017

Georgetown, SC



South Carolina Environmental Law Project

Lawyers for the Wild Side of South Carolina

a 501c3
non-profit organization

November 3, 2017

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

Re: Pickens County v. SCDHEC
Appellate Case No. 2017-000066

Dear Ms. Kitchings:

I am enclosing for filing Appellant's Motion for Extension of Time, along with my certificate of service and the filing fee in the above-captioned case. I am also enclosing seven copies of the motion and request that you kindly return a clocked-in copy of the motion in the enclosed pre-paid envelope.

Thank you very much for your kind cooperation and assistance.

Yours very truly,

Amelia A. Thompson

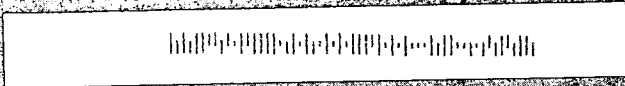
cc: Etta R. Linen, Esquire
Robert F. Goings, Esquire
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SC Court of Appeals

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