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STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

APPEAL FROM THE ADMINISTRATIVE LAW COURT

Ralph King Anderson, III, Administrative Law Judge

Case No. 2019-000074

RECEIVED

MAY 15 2019

SC Court of Appeals

South Carolina Coastal Conservation League Appellant,

v.

South Carolina Department of Health and Environmental Control, KDP II, LLC, and
Kiawah Development Partners, II, ... Respondents.

**MOTION FOR EXTENSION OF TIME FOR FILING
INITIAL BRIEF AND DESIGNATION OF MATTER
AND FOR LEAVE TO FILE A BRIEF IN EXCESS OF
THE PAGE LIMITS OF SCACR RULE 208(B)(5)**

TO: ALL PARTIES AND THE COURT OF APPEALS:

PLEASE TAKE NOTICE that the Appellant South Carolina Coastal Conservation League ("League") hereby moves the Court of Appeals for an extension of time for filing its initial brief and designation. The initial brief and designation are due on May 15, 2019 and the League seeks an extension of thirty days until June 14, 2019. This is the fourth extension request. The League also seeks to file a brief in excess of the page limits of SCACR Rule 208(b)(5). The basis of this motion is as follows:

While significant progress has been made in preparing the initial brief, counsel for the League experienced an unanticipated setback in the form of a serious medical emergency. On

Monday May 6th, co-counsel's significant other suffered a cerebral stroke and she was out of the office and in the hospital with him for the remainder of the week until he was discharged and she was able to bring him home. During this time, lead counsel had to adjust to also take over co-counsel's duties on other active cases, including managing client expectations and continuing complicated settlement negotiations in a pending matter. This medical emergency has caused an unanticipated setback from which counsel for the League is still recovering.

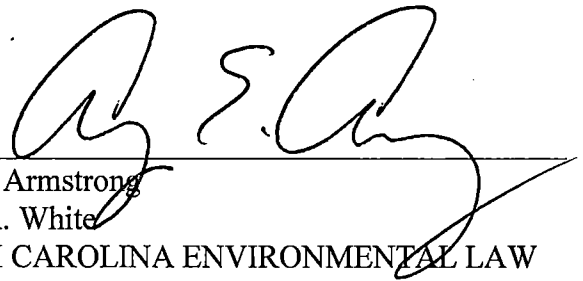
In addition to this medical emergency, counsel has been managing an ongoing personnel transition. As counsel indicated in her last motion for extension, two long-time employees resigned since the start of 2019. Between January and this month, four new employees have been hired, and the fourth employee is an attorney who will begin work on May 28th and is expected to provide much-needed assistance in meeting the organization's demand for services. As the chief executive officer, counsel's time has necessarily and continually been diverted to hiring and on-boarding new employees.

Finally, preparation of the initial brief resulting from this 7-day long hearing continues to be a major undertaking. The issues on appeal are complex and the factual record is dense, which requires a substantial amount of time and energy on behalf of both lead and co-counsel. Counsel has made considerable progress and now recognizes that she will almost certainly need an additional fifteen (15) pages to fully and thoroughly brief the issues to the Court. Under the circumstances, counsel does not have sufficient resources necessary to adequately and thoroughly prepare the brief in this matter by May 15. Therefore, counsel respectfully requests an additional extension of time to complete the Appellant's brief and seeks leave to file a brief no more than sixty-five (65) pages.

Counsel for the Appellant Coastal Conservation League consulted with counsel for

Respondent South Carolina Department of Health and Environmental Control who consents to this request. Counsel for the League sought to consult with counsel for Respondent KDP II, LLC and Kiawah Development Partners II, Inc., but had not received a response at the time of filing.

WHEREFORE, the Coastal Conservation League requests that this Court issue an order extending the time to file its initial brief and designation of matter until June 14, 2019 and granting leave to exceed the page limitations of Rule 208(b)(5) up to sixty-five (65) pages.



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Georgetown, South Carolina
May 13, 2019

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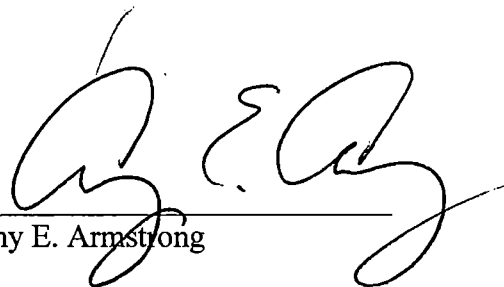
South Carolina Department of Health and Environmental Control, KDP II, LLC, and
Kiawah Development Partners, II, ... Respondents.

CERTIFICATE OF SERVICE

I hereby certify that on this date I served the foregoing Motion for Extension of Time and to Exceed the Page Limits for Filing Appellant's Initial Brief and Designation on all parties by placing copies of same in the U.S. Mail addressed to:

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May 13, 2019



South Carolina Environmental Law Project

Lawyers for the Wild Side of South Carolina

a 501c3
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Honorable Jenny Abbott Kitchings
Clerk, S.C. Court of Appeals
P.O. Box 11629
Columbia, SC 29211

May 13, 2019

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MAY 15 2019

SC Court of Appeals

Re: S.C. Coastal Conservation League v. SCDHEC, et al.;
Appellate Case No. 2019-000074

Dear Ms. Kitchings:

I am enclosing for filing the South Carolina Coastal Conservation League's Motion for Extension and to Exceed the Page Limits for Filing Appellant's Initial Brief and Designation, together with my certificate of service and a check for the filing fee.

Please return a clocked-in copy of the motion in the enclosed envelope. Thank you for your kind consideration and assistance with this matter.

Yours very truly,

Amy E. Armstrong

cc: Brad Churdar Esquire
G. Trenholm Walker, Esquire
Thomas Gressette, Esquire

S.C. Environmental Law Project
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Pawleys Island, SC 29585



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