

THE STATE OF SOUTH CAROLINA
In the Supreme Court

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APPEAL FROM THE ADMINISTRATIVE LAW COURT SEP 20 2019

Ralph King Anderson, III, Administrative Law Judge S.C. SUPREME COURT

Appellate Case No. 2019-000074

Case No. 2015-ALJ-07-0579-CC

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 2ND EXTENSION OF TIME
TO FILE RESPONDENT'S INITIAL BRIEF
AND DESIGNATION OF MATTER**

TO: THE SUPREME COURT AND COUNSEL FOR ALL PARTIES:

PLEASE TAKE NOTICE that, pursuant to Rule 263, SCACR, Respondent South Carolina Department of Health and Environmental Control ("SCDHEC" or the "Department") respectfully requests a thirty (30) day extension of time to file Respondent's Initial Brief and Designation of Matter, making the Department's deadline for filing its Initial Brief and Designation of Matter October 18, 2019. The basis for this motion is as follows:

This extension is requested due to Respondent's counsel's work load. Counsel just returned to the office after State offices being closed and Counsel's evacuation as a result of Hurricane Dorian. Department Counsel is working on filings due to multiple Courts in the next couple weeks. As such, Counsel will not have adequate time to prepare the Respondent's Initial Brief and Designation of Matter in this matter.

WHEREFORE, Respondent SCDHEC respectfully moves this Court for an Order extending the time for filing the Respondent's Initial Brief and Designation of Matter until October 18, 2019. The Department respectfully requests that all other deadlines be held in abeyance pending the Court's approval of this extension.

Respectfully submitted,

SOUTH CAROLINA DEPARTMENT OF
HEALTH AND ENVIRONMENTAL CONTROL

By: 

Bradley D. Churdar, Chief Counsel
South Carolina Department of Health
and Environmental Control
1362 McMillan Avenue, Suite 400
Charleston, SC 29405
(843) 953-0213
(843) 953-0201 (fax)
Attorney for Respondent SCDHEC

September 17, 2019
Charleston, South Carolina

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CERTIFICATE OF SERVICE


The undersigned hereby certifies that on this date he has served the Respondent, South Carolina Department of Health and Environmental Control's *Motion for 2nd Extension of Time to File Respondent's Initial Brief and Designation of Matter* in this matter upon the following, by placing copies of same in the United States Mail, first class postage prepaid, addressed to:

The Honorable Daniel E. Shearouse
Clerk, South Carolina Supreme Court
Post Office Box 11330
Columbia, SC 29211

Amy Armstrong, Esquire
Jessie White, Esquire
SC Environmental Law Project
Post Office Box 1380
Pawley's Island, SC 29585

Thomas P. Gressette, Jr., Esquire
G. Trenholm Walker, Esquire
Walker Gressette Freeman Linton
Post Office Box 22167
Charleston, SC 29413

September 17, 2019


Bradley D. Churdar