

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW COURT

The Honorable S. Phillip Lenski, Administrative Law Judge

Appellate Case No. 2019-001282

Case No. 17-ALJ-07-0085-CC

RECEIVED
NOV 25 2019
SC Court of Appeals

Richard J. Hook and Phillip Patterson.....Respondents,

vs.

South Carolina Department of Health and Environmental Control.....Appellant.

**MOTION FOR 3ND EXTENSION OF TIME
TO FILE APPELLANT'S INITIAL BRIEF
AND DESIGNATION OF MATTER**

TO: THE COURT OF APPEALS AND 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 week extension of time to file Appellant's Initial Brief and Designation of Matter, making the Department's deadline for filing its Initial Brief and Designation of Matter December 2, 2019. The basis for this motion is as follows:

This extension is requested due to Appellant counsel's work load. Counsel has frequently been out of the office due to a knee injury. 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 Appellant's Initial Brief and Designation of Matter in this matter.

WHEREFORE, Appellant SCDHEC respectfully moves this Court for an Order extending the time for filing the Appellant's Initial Brief and Designation of Matter until December 2, 2019. The Department respectfully requests that all other deadlines be held in abeyance pending the Court's approval of this extension. All parties have consented to this extension request.

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

November 20, 2019
Charleston, South Carolina



November 20, 2019

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

RECEIVED
NOV 25 2019
SC Court of Appeals

Re: Richard J. Hook v. SCDHEC and Phillip Patterson
In Re: Ford Development Corp. v. SCDHEC, Docket No. 05-ALJ-07-0031-CC
Case Tracking No. 2019-001282

Dear Ms. Kitchings:

Please find enclosed the original and seven (7) copies of the Department's Motion for 3rd Extension of Time to File Appellant South Carolina Department of Health and Environmental Control's Initial Brief and Designation of Matter in the above referenced case. I would appreciate your returning a clocked copy in the enclosed envelope.

All parties have consented to this request.

Please address all correspondence in this matter to my attention at 1362 McMillan Avenue, Suite 400, Charleston, South Carolina 29405.

Thank you for your attention in this matter.

Very truly yours,

A handwritten signature in black ink, appearing to read "Brad Churdar", written in a cursive style.

Bradley D. Churdar
Chief Counsel

BDC/cas

cc: Mary D. Shahid, Esquire
Angelica M. Colwell, Esquire
Phillip Brent Patterson

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Richard J. Hook and Phillip Patterson.....Respondents,

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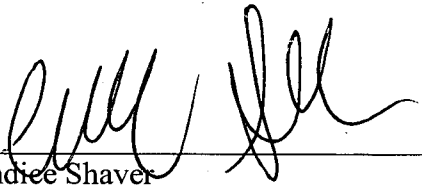
South Carolina Department of Health and Environmental Control.....Appellant.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this date she has served the Appellant, South Carolina Department of Health and Environmental Control's *Motion for 3rd Extension of Time to File Appellant'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:

Mary D. Shahid, Esquire
Angelica M. Colwell, Esquire
Nexsen Pruet
Post Office Box 486
Charleston, SC 29402

Phillip Brent Patterson
627 Parrot Point Drive
Charleston, SC 29412

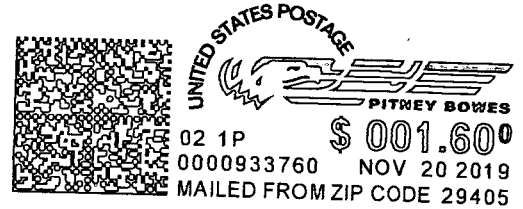

Candice Shaver

November 20, 2019



Ocean & Coastal Resource Management
1362 McMillan Ave., Suite 400
Charleston, SC 29405

Return Service Requested



The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
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Columbia, SC 29211

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