

9/16/19

**STATE OF SOUTH CAROLINA
IN THE
COURT OF APPEALS**

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DEC 16 2019

SC Court of Appeals

Appeal from the Administrative Law Court
The Honorable S. Phillip Lenski
Case No.: 2017-ALJ-07-0085CC
Appellate Case No.: 2019-001282

South Carolina Department of Health and Environmental Control,

Appellant,

v.

Richard J. Hook and Phillip Patterson,

Respondents.

**MOTION FOR EXTENSION OF TIME IN WHICH TO
FILE INITIAL RESPONDENT'S BRIEF AND DOM BY THE
RESPONDENT, RICHARD J. HOOK**

Mary D. Shahid, Esquire
Angelica M. Colwell, Esquire
NEXSEN PRUET, LLC
205 King Street, Suite 400
Charleston, South Carolina 29401
Telephone: 843.720.1788
Facsimile: 843.414.8242
E-Mail: mshahid@nexsenpruet.com
*Attorneys for the Respondent,
Richard J. Hook*

TO: THE HONORABLE JUDGES OF THE SOUTH CAROLINA COURT OF APPEALS

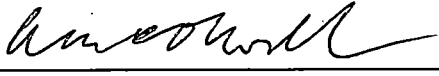
COMES NOW Respondent, Richard J. Hook ("Hook"), pursuant to Rule 240 of the South Carolina Appellate Court Rules, and respectfully requests this Court of Appeals to grant it a thirty-day (30) extension of time in which to file Hook's Initial Respondent's Brief and Designation of Matter to be Included in the Record on Appeal (the "DOM") in this appellate case. The basis for this motion is the advent of the Christmas and New Year's holidays, as well as the fact Hook's appellate counsel are involved in other appellate and trial matters at this time and need the additional time in which to complete Hook's Initial Respondent's Brief and the DOM.

Based upon the current briefing schedule Hook's Initial Respondent's Brief and DOM are currently due on or before Thursday, January 2, 2019. Consequently, anticipating a favorable reception and subsequent grant of this extension motion, Hook's Initial Respondent's Brief and DOM would then be due on or before Monday, February 3, 2019. Counsel for Appellant and Phillip Patterson have been consulted and have consented to the requested extension.

Finally, Hook respectfully requests this Court of Appeals to hold the briefing time in abeyance until such time as this Court of Appeals has the opportunity to consider and rule upon this motion.

Respectfully submitted,

NEXSEN PRUET, LLC

By: 

Mary D. Shahid, Esquire
Angelica M. Colwell, Esquire
205 King Street, Suite 400
Charleston, South Carolina 29401
Telephone: 843.720.1725
Facsimile: 843.414.8242

*Attorneys for Respondent,
Richard J. Hook*

Charleston, South Carolina
December 12, 2019

**STATE OF SOUTH CAROLINA
IN THE
COURT OF APPEALS**

Appeal from the Administrative Law Court
The Honorable S. Phillip Lenski
Case No.: 2017-ALJ-07-0085CC
Appellate Case No.: 2019-001282

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SC Court of Appeals

South Carolina Department of Health and Environmental Control,

Appellant,

v.

Richard J. Hook and Phillip Patterson,

Respondents.

**Proof of Service for the
MOTION FOR EXTENSION OF TIME IN WHICH TO
FILE INITIAL RESPONDENT'S BRIEF AND DOM**

Mary D. Shahid, Esquire
Angelica M. Colwell, Esquire
NEXSEN PRUET, LLC
205 King Street, Suite 400
Charleston, South Carolina 29401
Telephone: 843.720.1725
Facsimile: 843.414.8242
E-Mail: mshahid@nexsenpruet.com

*Attorneys for Respondent,
Richard J. Hook*

I, Angelica M. Colwell, Esquire, hereby certify that on December 12, 2019, I served a copy of the **Motion for Extension of Time in Which to File Initial Respondent's Brief and Designation of Matter** submitted by the Respondent, Richard J. Hook, on counsel for the Petitioner and Respondent, Phillip Patterson, via the United States Mail, postage pre-paid, and addressed as follows:

Bradley D. Churdar, Esquire
SC Department of Health and Environmental Control
1362 McMillan Avenue
Suite 400
Charleston, SC 29405

Attorney for the Petitioner

Phillip Brent Patterson
627 Parrot Point Drive
Charleston, SC 29412



Angelica M. Colwell, Esquire

Charleston, South Carolina
December 12, 2019

NPCHAR1:2745725.1-BR-(AMC) 032476-00002

NEXSEN | PRUET

Angelica M. Colwell
Registered Patent Attorney
Admitted in MI, SC

December 12, 2019

VIA U.S. MAIL

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

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SC Court of Appeals

Re: Richard J. Hook v. SCDHEC and Phillip Patterson
Appellate Case No. 2019-001282

Dear Ms. Kitchings:

Please find enclosed the original and six copies of Respondent Richard Hook's Motion for Extension of Time to File Initial Respondent's Brief and Designation of Matter in the above referenced case. Also enclosed is a check in the amount of \$50.00 for the filing fee. One additional copy is provided, along with a self-addressed stamped envelope, for you to stamp and return.

Charleston

Charlotte

Columbia

Greensboro

Greenville

Hilton Head

Myrtle Beach

Raleigh

Please contact me if you have any questions or if I can be of assistance.

Very truly yours,



Angelica M. Colwell

AMC/mdh

Enclosures

cc: Bradley Churdar, Esq.
Phillip Brent Patterson

205 King Street
Suite 400 (29401)
PO Box 486
Charleston, SC 29402
www.nexsenpruet.com

T 843.720.1769
F 843.414.8201
E AColwell@nexsenpruet.com
Nexsen Pruet, LLC
Attorneys and Counselors at Law

032476-00002