

THE STATE OF SOUTH CAROLINA
In the Supreme Court

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S.C. SUPREME COURT

APPEAL FROM PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA

Public Service Commission Docket No. 2018-318-E

Duke Energy Progress, LLC Appellant-Respondent,

v.

Office of Regulatory Staff, Nucor Steel-South Carolina, Cypress Creek
Renewables, LLC, SC Department of Consumer Affairs, Sierra Club, South
Carolina Coastal Conservation League, South Carolina Energy Users Committee,
South Carolina Solar Business Alliance, Incorporated, The South Carolina State
Conference of the National Association for the Advancement of Colored People,
Upstate Forever, Vote Solar, and Walmart, Inc., Respondents,

of whom Office of Regulatory Staff is Respondent-Appellant.

CONSENT MOTION FOR EXTENDED BRIEFING SCHEDULE

The appellant-respondent, Duke Energy Progress, LLC with the consent of respondent-appellant, South Carolina Office of Regulatory Staff, hereby moves to extend by thirty (30) days the briefing deadlines set by the Court in its Order entered on January 10, 2020. The parties have attempted to comply with the deadlines set forth in that Order but seek additional time for the reasons set forth below.

The January 10th Order established deadlines of March 2, 2020, for initial briefs and designations of matters to be included in the record on appeal; May 15, 2020, for response briefs and designations of matters; and June 22, 2020, for reply briefs and designations of matters. Due to the lengthy orders on appeal (136 total pages), the complexity of the issues, the volume of the transcripts

(six volumes plus exhibits), and the fact there is a pending appeal of a related action of similar size and complexity filed the same day (Appellate Case No. 2019-001900), the appellant-respondent, with the consent of respondent-appellant, requests these deadlines be extended by thirty days. In addition, the parties jointly moved on January 24, 2020 to consolidate the related actions and to exceed page limitations for a total of 75 pages on their initial appellant and respondent briefs and have not yet received a ruling on that motion. The requested new schedule is as follows:

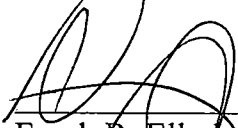
- (1) The initial brief and designation of matter by an appellant shall be served and filed by April 1, 2020.
- (2) Any respondent's brief and designation of matter filed in response to the initial brief of an appellant shall be served and filed by June 15, 2020.
- (3) Any reply brief and designation of matter by an appellant shall be served and filed by July 22, 2020.

This will serve the added function of keeping all parties to this cross-appeal on the same schedule through the initial briefing process.

All other deadlines will be as established in the South Carolina Appellate Court Rules. The parties also request that all deadlines be stayed pending resolution of this motion.

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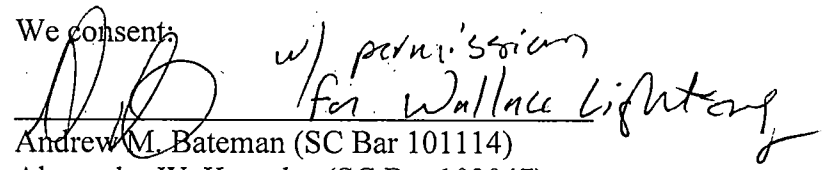
Respectfully submitted,



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We consent:



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February 12, 2020

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Conference of the National Association for the Advancement of Colored People,
Upstate Forever, Vote Solar, and Walmart, Inc., Respondents,

of whom Office of Regulatory Staff is Respondent-Appellant.

PROOF OF SERVICE

I certify that I have served the *Consent Motion for Extended Briefing Schedule (3rd)* on the following parties on this the 12th day of February 2020, by mailing a copy of the same via United States Mail, postage prepaid, to the following:

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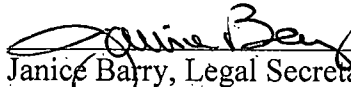
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