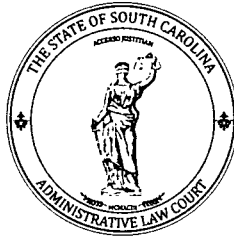


STATE OF SOUTH CAROLINA
Administrative Law Court

Ralph K. Anderson, III
Chief Judge

Jana E. Cox Shealy
Clerk



PHONE: (803) 734-0550
FAX: (803) 734-6400
WEB: WWW.SCALC.NET

January 2, 2013

VIA HAND DELIVERY

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1st Floor, Edgar Brown Building
Columbia, SC 29201

RECEIVED

JAN 02 2013

SC Court of Appeals

Re: Upstate Forever, et al. v. SC DHEC and Greenville Water System
ALC Case No. 10-ALJ-07-0919
Appellate Case No. 2011-186086

Dear Clerk Kitchings:

Pursuant to the Court's Order received by the ALC on December 7, 2012, I am hereby returning the Remittitur in the above-captioned matter.

Please let me know if you have any questions.

With warm personal regards, I am,

Sincerely,

Jana E. Shealy
Clerk

Enclosure

cc: Amy Armstrong, Esquire
Stephen Hightower, Esquire
Randy Lowell, Esquire



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1015 SUMTER STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

December 05, 2012

The Honorable Jana E. Shealy
1205 Pendleton Street
Columbia SC 29201

REMITTITUR

Re: Upstate Forever v. SCDHEC
Lower Court Case No. 2010ALJ070919CC
Appellate Case No. 2011-186086

Dear Clerk of Court:

The above referenced matter is hereby remitted to the lower court or tribunal. A copy of the judgment of this Court is enclosed.

Very truly yours,


CLERK

Enclosure

cc: Chad Nicholas Johnston
Frank S. Holleman, III
Stephen Philip Hightower

Eugene C. McCall, Jr.
Amy Elizabeth Armstrong
David D. Armstrong
Randolph Russell Lowell

The South Carolina Court of Appeals

Upstate Forever, South Carolina Native Plant Society,
and South Carolina Wildlife Federation, Appellants,

v.

South Carolina Department of Health and Environmental
Control and Greenville Water System, Respondents.

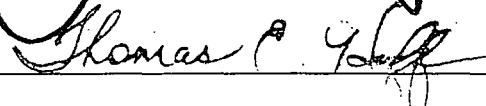
Appellate Case No. 2011-186086

ORDER

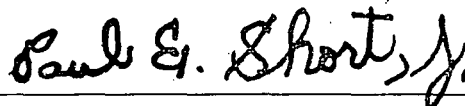
Appellants filed a petition for rehearing of the dismissal of this appeal and Trout Unlimited filed a motion to file an *amicus curiae* brief in support of Appellants' petition for rehearing. Trout Unlimited's motion is denied. Additionally, after careful consideration of the petition for rehearing, the Court is unable to discover that any material fact or principle of law has been either overlooked or disregarded, and hence, there is no basis for granting a rehearing. Accordingly, the petition for rehearing is denied.



C.J.



J.



J.

Columbia, South Carolina

FILED

10/23/12 AS



cc:

Chad Nicholas Johnston

Frank S. Holleman, III

Stephen Philip Hightower

Eugene C. McCall, Jr.

Amy Elizabeth Armstrong

David D. Armstrong

Randolph Russell Lowell

Jana E. Shealy