

THE STATE OF SOUTH CAROLINA
In the Supreme Court

RECEIVED

APPEAL FROM THE ADMINISTRATIVE LAW COURT
Shirley C. Robinson, Administrative Law Judge

MAR 13 2020

SC Court of Appeals

Appellate Case No. 2017-000066

Pickens County, Respondent,

v.

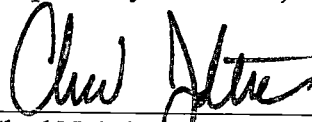
South Carolina Department of Health and Environmental Control and
MRR Pickens, LLC..... Petitioners.

NOTICE OF APPEARANCE

Attorneys Chad N. Johnston, Esquire, and R. Walker Humphrey, Esquire, respectfully request that the Court note their appearance as additional counsel of record for MRR Pickens, LLC, the would-be Petitioner in further proceedings in this Court challenging the Court of Appeals' decision in this matter, *Pickens County v. South Carolina Department of Health and Environmental Control and MRR Pickens, LLC*, Op. No. 5707 (S.C. Sup. Ct. filed Jan. 8, 2020) (Shearouse Ad. Sh. No. 2 at 25). Please also note that all of Petitioner MRR Pickens, LLC's current counsel remain counsel of record. *See* Rule 264, SCACR; *see also Ex parte Strom*, 343 S.C. 257, 539 S.E.2d 699 (2000).

[SIGNATURE PAGE FOLLOWS]

Respectfully submitted,



Chad N. Johnston, S.C. Bar No. 73751

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March 12, 2020

Columbia, South Carolina

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CERTIFICATE OF SERVICE

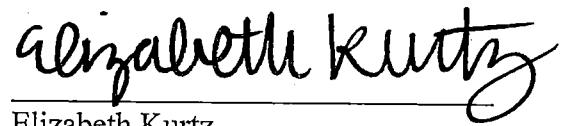
This is to certify that I, Elizabeth Kurtz, a paralegal with the law firm Willoughby & Hoefler, P.A., have caused to be served this day one (1) copy of Petitioner MRR Pickens, LLC's **Notice of Appearance** and the **Joint Motion for Extension of Time** for Petitioners MRR Pickens, LLC and South Carolina Department of Health and Environmental Control by placing same in the care and custody of the United States Postal Service with first class postage affixed thereto and addressed as follows::

Gary W. Poliakoff, Esquire
Poliakoff & Associates, P.A.
P.O. Box 1571
Spartanburg, SC 29304

Amy E. Armstrong, Esquire
South Carolina Environmental Law Project
P.O. Box 1380
Pawley's Island, SC 29585

Michael G. Corley, Esquire
South Carolina Environmental Law Project
P.O. Box 5761
Greenville, SC 29606

Etta R. Williams Linen, Esquire
Karen C. Ratigan, Esquire
South Carolina Department of Health and Environmental Control
2600 Bull Street
Columbia, SC 29201


Elizabeth Kurtz

Columbia, South Carolina
This 12th day of March, 2020

WILLOUGHBY & HOEFER, P.A.

ATTORNEYS & COUNSELORS AT LAW

MITCHELL M. WILLOUGHBY
JOHN M.S. HOEFER
RANDOLPH R. LOWELL**
TRACEY C. GREEN
CHAD N. JOHNSTON
ELIZABETH ZECK*
ELIZABETHANN L. CARROLL
JOHN W. ROBERTS
R. WALKER HUMPHREY, II***
ANDREW R. HAND****
J. JOSEPH OWENS

ELIZABETH S. MABRY
J. PATRICK HUDSON
OF COUNSEL

JOSEPH H. FARRELL, III
SPECIAL COUNSEL

*ALSO ADMITTED IN TEXAS
**ALSO ADMITTED IN WASHINGTON, D.C.
***ALSO ADMITTED IN CALIFORNIA
****ALSO ADMITTED IN NORTH CAROLINA

March 12, 2020

VIA HAND DELIVERY

The Honorable Daniel E. Shearouse
Clerk of Court
South Carolina Supreme Court
1231 Gervais Street
Columbia, South Carolina 29201

RE: *Pickens County v. S.C. DHEC and MRR Pickens, LLC*;
Appellate Case No. 2017-000066

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SC Court of Appeals

Dear Mr. Shearouse:

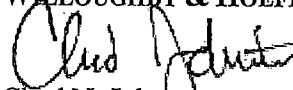
Enclosed for filing, please find the original and one (1) copy of the **Notice of Appearance** of Chad N. Johnston, Esquire and R. Walker Humphrey, Esquire, on behalf MRR Pickens, LLC, in the above-captioned matter. Please note that all existing counsel for MRR Pickens, LLC, remain additional counsel of record.

In addition, pursuant to Rules 240, 242, and 263(b), SCACR, enclosed for filing please find an original and seven (7) copies of the Joint Motion for Extension of Time for Petitioners MRR Pickens, LLC and South Carolina Department of Health and Environmental Control to file a Petition for Writ of Certiorari to the Court of Appeals of its decision in this matter, *Pickens County v. South Carolina Department of Health and Environmental Control and MRR Pickens, LLC*, Op. No. 5707 (S.C. Ct. App. filed Jan. 8, 2020) (Shearouse Ad. Sh. No. 2 at 25). Also enclosed is our filing fee check in the amount of fifty dollars (\$50). I would appreciate it if you would acknowledge receipt of these document by file stamping the enclosed extra copies and returning them to me via our courier.

If you have any questions or if you need any additional information, please do not hesitate to contact me. With best regards, I am,

Very truly yours,

WILLOUGHBY & HOEFER, P.A.

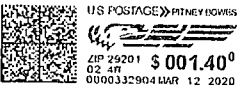

Chad N. Johnston

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The Honorable Daniel E. Shearouse
March 12, 2020
Page 2 of 2

cc: The Honorable Jenny Abbott Kitchings (via U.S. Mail with enclosure)
Gary W. Poliakoff, Esquire (via U.S. Mail with enclosure)
Amy E. Armstrong, Esquire (via U.S. Mail with enclosure)
Michael G. Corley, Esquire (via U.S. Mail with enclosure)
Etta R. Linen, Esquire (via U.S. Mail with enclosure)
Karen C. Ratigan, Esquire (via U.S. Mail with enclosure)
Jessica J.O. King, Esquire (via U.S. Mail with enclosure)
Robert F. Goings, Esquire (via U.S. Mail with enclosure)



WILLOUGHBY & HOEFER, P.A.
Post Office Box 8416
Columbia, SC 29202-8416

TO:
The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
1220 Senate Street
Columbia, South Carolina 29201

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