

THE STATE OF SOUTH CAROLINA

In the Court of Appeals

APPEAL FROM THE SOUTH CAROLINA ADMINISTRATIVE LAW COURT

Ralph King Anderson III, Administrative Law Judge

Case No. 04-ALJ-07-0126-CC

Sierra Club Petitioner, Appellant,

v.

South Carolina Department of Health and Environmental Control and
Chem-Nuclear Systems..... Respondents.

MOTION FOR EXTENSION OF TIME

15
2/11
2/28

TO: ALL PARTIES AND THE COURT OF APPEALS:

PLEASE TAKE NOTICE that Respondent South Carolina Department of Health and Environmental Control moves the Court of Appeals for an Order extending the time for filing its Response Brief. The Response Brief is due February 11, 2013, and Respondent seeks an extension to February 28, 2013. This is the first request for an extension. The basis for the motion is as follows:

It is the intention of Respondents South Carolina Department of Health and Environmental Control and Chem-Nuclear Systems to file a joint brief in response to Appellant Sierra Club's Initial Brief. Additional time is needed for preparation, coordination and review of the joint response brief.

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SC Court of Appeals

Counsel for Appellant Sierra Club and for Respondent Chem-Nuclear Systems have agreed to the extension.

WHEREFORE, Respondent South Carolina Department of Health and Environmental Control respectfully requests that the Court of Appeals enter an Order extending the time for filing the Response Brief until February 28, 2013.

Respectfully submitted,



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Columbia, South Carolina
February 4, 2013

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PROOF OF SERVICE

The undersigned attorney hereby certifies that on February 4, 2013, a true copy of South Carolina Department of Health and Environmental Control's *Motion for Extension of Time* has been served upon all parties and counsel of record in the above-captioned matter by depositing a copy of the same in the United States Mail, postage prepaid and addressed as follows:

Amy E. Armstrong, Esquire
Michael G. Corley, Esquire
South Carolina Environmental Law Project
Post Office Box 1380
Pawley's Island, South Carolina 29585

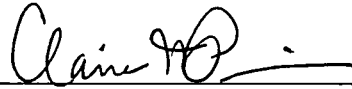
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[SIGNATURE PAGE FOLLOWS]



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