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June 4, 2020

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SC Court of Appeals

Via Email to ctappfilings@sccourts.org

Jenny Abbott Kitchings, Clerk of Court
South Carolina Court of Appeals
PO Box 11629
Columbia, SC 29211

Re: Innovative Waste Mgmt. v. Crest Energy Partners, *et al.*
Case No. 2019-001719

Dear Ms. Kitchings,

I hope this letter continues to find you well. Please accept my apologies for burdening you further with this matter. I have reviewed Mr. Drazan's response to my letter of June 2, 2020. I did not anticipate a substantive objection to the issues raised thereby, and ask that the Court advise us if the issue should be briefed.

The Supreme Court's May 29, 2020 Order states that "all Appellate Court filings due during the period of March 20, 2020, thru June 8, 2020, are automatically extended for twenty (20) days." The April 27, 2020 deadline fell within that period. As recent filings evidence, Appellants did not consider themselves, as Mr. Drazan suggests, the beneficiaries of any prior "Automatic Extension". Appellants' first and second Motions for Extension were granted on the merits. If the March 20, 2020 Order was, in fact, "open ended", then the Initial Brief was timely filed. However, Appellants read the May 29, 2020 Order to grant, *nunc pro tunc*, the twenty day extension to all filings that were due between March 20 and June 8, 2020 where such motions were not filed.

Thank you for your continued assistance with this matter. We remain available to address this matter further at the Court's request. With best regards, I remain

Sincerely,

David B. Marvel

/DBM

cc: All counsel of Record