

THE STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

RECEIVED

APPEAL FROM THE ADMINISTRATIVE LAW COURT

MAR 01 2018

Ralph King Anderson, III, Administrative Law Judge

S.C. SUPREME COURT

Appellate Case No. 2018-000137

Preservation Society of Charleston,
Historic Charleston Foundation, Historic
Ansonborough Neighborhood Association,
South Carolina Coastal Conservation
League, Charlestowne Neighborhood
Association, Charleston Chapter of the
Surfrider Foundation. and Charleston
Communities for Cruise Control,Petitioners,

vs.

South Carolina Department of Health and
Environmental Control and South Carolina
State Ports Authority,Respondents.

**RESPONDENT SCDHEC's MOTION FOR EXTENSION OF TIME TO FILE
RESPONDENT'S RETURN TO PETITION FOR WRIT OF CERTIORARI**

TO: THE COURT AND COUNSEL FOR ALL PARTIES

PLEASE TAKE NOTICE that, pursuant to Rule 263, SCACR, the Respondent, South Carolina Department of Health and Environmental Control ("Department"), hereby respectfully moves before this Court for an Order extending the time for filing its Return to Petition for Writ of Certiorari. The deadline for submission of the Respondent's Return is February 28, 2018. The Department seeks an extension of ~~thirty (30)~~ days, making the Department's deadline for filing

its Return to Petition for Writ of Certiorari March 30, 2018. The basis for this motion is as follows:

This extension is requested due to Respondent counsel's work load. Counsel is involved in several other heavily-contested, high profile matters that have required significant time commitments.

WHEREFORE, Respondent SCDHEC respectfully moves this Court for an Order extending the time for filing the Respondent's Return Petition for Writ of Certiorari until March 30, 2018. The Department respectfully requests that all other deadlines be held in abeyance pending the Court's approval of this extension.

Respectfully submitted,

SOUTH CAROLINA DEPARTMENT OF
HEALTH AND ENVIRONMENTAL CONTROL

By: 

Bradley D. Churdar, Chief Counsel
South Carolina Department of Health
and Environmental Control
1362 McMillan Avenue, Suite 400
Charleston, SC 29405
(843) 953-0213
(843) 953-0201 (fax)
Attorney for Respondent SCDHEC

February 26, 2018
Charleston, South Carolina

THE STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

RECEIVED

MAR 01 2018

APPEAL FROM THE ADMINISTRATIVE LAW COURT

S.C. SUPREME COURT

Ralph King Anderson, III, Administrative Law Judge

Appellate Case No. 2018-000137

Preservation Society of Charleston,
Historic Charleston Foundation, Historic
Ansonborough Neighborhood Association,
South Carolina Coastal Conservation
League, Charlestowne Neighborhood
Association, Charleston Chapter of the
Surfrider Foundation. and Charleston
Communities for Cruise Control,Petitioners,

vs.

South Carolina Department of Health and
Environmental Control and South Carolina
State Ports Authority,Respondents.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this date he has served the Respondent SCDHEC's *Motion for Extension of time to file Respondent's Return to Petition for Writ of Certiorari* in this matter upon the following, by placing copies of same in the United States Mail, first class postage prepaid, addressed to:

J. Blanding Holman, IV, Esquire
Southern Environmental Law Center
463 King Street
Suite B
Charleston, SC 29403

Randolph Lowell, Esquire
Tracey C. Green, Esquire
Chad N. Johnston, Esquire
Willoughby & Hoeffler
Post Office Box 8416
Columbia, South Carolina 29202-8416

Jefferson Leath, Esquire
Leath, Bouch & Seekings
92 Broad Street
Charleston, SC 29401

Amy Armstrong, Esquire
Jessie White, Esquire
Amelia Thompson, Esquire
Michael G. Corley, Esquire
SC Environmental Law Project
Post Office Box 1380
Pawley's Island, SC 29585

A handwritten signature in cursive script, reading "Brad Churdar". The signature is written in black ink and is positioned above a horizontal line.

Bradley D. Churdar

February 26, 2018



Healthy People. Healthy Communities.

February 26, 2018

The Honorable Daniel E. Shearouse
Clerk, South Carolina Supreme Court
Post Office Box 11330
Columbia, SC 29211

RECEIVED

MAR 01 2018

S.C. SUPREME COURT

Re: Preservation Society of Charleston v. S.C. State Ports Authority and SCDHEC
Appellate Case No. 2018-000137

Dear Mr. Shearouse:

Please find enclosed the original and seven (7) copies of the Department's Motion for Extension of Time to File Respondent's Return to Petition for Writ of Certiorari in the above referenced case. I would appreciate your returning a clocked copy in the enclosed envelope.

Petitioners' Counsel have consented to this request.

Please address all correspondence in this matter to my attention at 1362 McMillan Avenue, Suite 400, Charleston, South Carolina 29405.

Thank you for your attention in this matter.

Very truly yours,

Bradley D. Churdar
Chief Counsel

BDC/mdc

cc: Amy E. Armstrong, Esquire
Jessie White, Esquire
Amelia Thompson, Esquire
Michael G. Corley, Esquire
W. Jefferson Leath, Jr., Esquire
Randolph Lowell, Esquire
Tracey C. Green, Esquire
Chad N. Johnston, Esquire
J. Blanding Holman, IV, Esquire
20826