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March 13, 2013

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VIA HAND DELIVERY

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
1015 Sumter Street
Columbia, South Carolina 29201

Re: *Duke Energy Corp. v. S.C. Dep't of Revenue*, Appellate Case No. 2012-213180

Dear Ms. Kitchings:

On behalf of the South Carolina Department of Revenue, I respectfully request an extension of time of 30 days in which to file the Initial Brief of Respondent and Declaration of Matter (Respondent's Initial Brief). This is the Department's first request for an extension of time with respect to filing Respondent's Initial Brief. I am enclosing a check in payment of the \$25.00 motion filing fee.

Respondent's Initial Brief currently is due to be filed Monday, March 25, 2013. By my calculations, the 30-day extension would result in Respondent's Initial Brief being due on Wednesday, April 24, 2013. I have consulted with James Frederick Reames, counsel for Duke Energy, and I am authorized to state that Duke Energy consents to this request for an extension of time.

If you have any questions or need additional information, please contact me at your convenience.

Thank you.

Very truly yours,

WILLOUGHBY & HOEFER, P.A.

Tracey C. Green

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SC Court of Appeals

TCG/lag
Enclosure

The Honorable Jenny Abbott Kitchings
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cc: Burnet R. Maybank, III, Esquire
James Fredrick Reames, III, Esquire
Jeffery A. Friedman, Esquire
Eric S. Tresh, Esquire
Jonathon A. Gutting, Esquire