

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

Appeal from the Administrative Law Court
Ralph King Anderson, III, Administrative Law Judge

Case No. 11-ALJ-07-0425-CC
Appellate Case No. 2012-213207

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MAR 14 2013

SC Court of Appeals

South Carolina Coastal Conservation League
and Save the Angel Oak,

Appellants,

vs.

South Carolina Department of Health and
Environmental Control and Angel Oak Village, LLC,

Respondents.

**APPELLANT SOUTH CAROLINA DEPARTMENT
OF HEALTH AND ENVIRONMENTAL CONTROL'S
SECOND MOTION FOR EXTENSION OF TIME TO
FILE INITIAL BRIEF OF RESPONDENT AND
DESIGNATION OF MATTER TO BE INCLUDED
IN THE RECORD ON APPEAL**

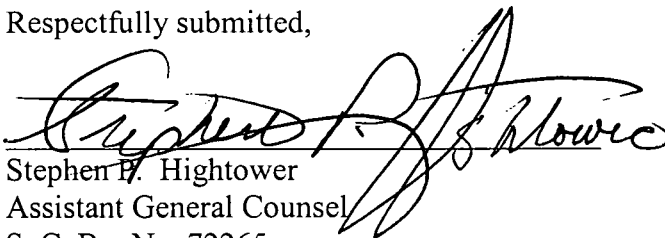
TO: THE HONORABLE JUDGES OF THE SOUTH CAROLINA COURT OF APPEALS:

Pursuant to Rule 240, SCACR, Appellant South Carolina Department of Health and Environmental Control (the "Department") respectfully requests a second thirty (30) day extension of the time in which to file its Initial Brief of Respondent and Designation of Matter to be Included in the Record on Appeal in this appeal. The basis of this motion is counsel's current caseload and the parties are engaged in settlement negotiations.

Counsel for Respondent Angel Oak Village, LLC ("AOV") has filed a similar motion dated March 8, 2013, in which, pursuant to Rule 224, SCACR, it requested a thirty (30) day

extension from March 29, 2013, to April 29, 2013. Further, AOV requested that the Court hold the briefing time in abeyance until the motion had been considered and ruled upon. In light of AOV's request, the Department would respectfully join AVO's request to hold the briefing time in abeyance until the motions have been considered and ruled upon. Additionally, the Department would respectfully request that if the Court grants AOV's motion, that it also grant the Department's motion.

Respectfully submitted,



Stephen H. Hightower

Assistant General Counsel

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South Carolina Department of Health
and Environmental Control

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Attorney for South Carolina Department of
Health and Environmental Control

March 12, 2013
Columbia, South Carolina

THE STATE OF SOUTH CAROLINA
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Appeal from the Administrative Law Court
Ralph King Anderson, III, Administrative Law Judge

Case No. 11-ALJ-07-0425-CC
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South Carolina Coastal Conservation League
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South Carolina Department of Health and
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Respondents.

CERTIFICATE OF SERVICE

I, Sandra R. Wessinger, with the South Carolina Department of Health and Environmental Control, hereby certify that I have on this **12th day of March, 2013**, served a copy of **Respondent South Carolina Department of Health and Environmental Control's Second Motion for Extension of Time to File Initial Brief of Respondent and Designation of Matter to be Included in the Record on Appeal** upon all parties and counsel of record in the above-captioned case, via United States Mail, First Class, postage prepaid, addressed as follows:

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

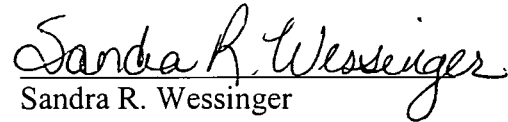
*Attorneys for Appellants South Carolina Coastal
Conservation League and Save the Angel Oak*

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SC Court of Appeals

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Charleston, South Carolina 29401
Attorneys for Respondent Angel Oak Village, LLC


Sandra R. Wessinger

March 12, 2013
Columbia, South Carolina