



December 30, 2020

**Via email to [ctappfilings@sccourts.org](mailto:ctappfilings@sccourts.org) and U.S. Mail**

The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, SC 29211

Re: *Ex Parte: Coastal Conservation League, Appellant, in re KDP, II, LLC, Respondent v. SCDHEC, Respondent*  
Case Tracking No. 2020-001090

Dear Ms. Kitchings:

Please be advised the South Carolina Department of Health and Environmental Control (DHEC) does not take a position with regard to this appeal, and therefore, does not intend to file an Initial Brief or Designation of Matter in this case. Please advise if you would like DHEC to submit and file a formal response in lieu of this correspondence.

By copy of this letter to all attorneys of record, we are advising them of same.

***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. I hope you have a wonderful new year!

Best Regards,

*Sallie P. Phelan*

Sallie P. Phelan  
Assistant Chief Counsel

SPP/jhd

cc: Amy E. Armstrong, Esquire (via email to [amy@scelp.org](mailto:amy@scelp.org))  
Leslie Lenhardt, Esquire (via email to [leslie@scelp.org](mailto:leslie@scelp.org))  
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**SC Court of Appeals**