

**RECEIVED**

MAR 01 2021

**SC Court of Appeals**

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

---

APPEAL FROM THE ADMINISTRATIVE LAW COURT

Ralph King Anderson, III, Chief Administrative Law Judge

---

Case No. 19-ALJ-17-0153-CC  
Appellate Case No. 2020-001542

---

Duke Energy Corporation, ..... Appellant,

v.

South Carolina Department of Revenue, ..... Respondent.

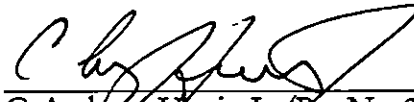
---

**MOTION FOR EXTENSION BY RESPONDENT**

---

Respondent South Carolina Department of Revenue moves the Court, pursuant to Rule 240, SCACR, for an Order granting a thirty (30) day extension from March 12, 2021 to April 11, 2021, to file Respondent's Initial Brief and Designation of Matter to be included in the Record on Appeal in this matter. Counsel certifies that opposing counsel has consented to the requested extension.

RESPECTFULLY SUBMITTED, ;



C. Anthony Harris, Jr. (Bar No. 2745)

Counsel for Litigation

Jason P. Luther (Bar No. 78021)

General Counsel for Litigation

P.O. Box 12265

Columbia, SC 29211-9979

Phone: 803-898-5278

[Charles.Harris@dor.sc.gov](mailto:Charles.Harris@dor.sc.gov)

Attorneys for Respondent

South Carolina Department of Revenue

Columbia, South Carolina  
March 1, 2021

**RECEIVED**

MAR 01 2021

SC Court of Appeals

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW COURT

Ralph King Anderson, III, Chief Administrative Law Judge

Case No. 19-ALJ-17-0153-CC  
Appellate Case No. 2020-001542

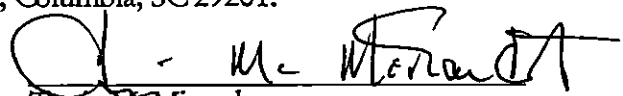
Duke Energy Corporation, ..... Appellant,

v.

South Carolina Department of Revenue,..... Respondent.

**PROOF OF SERVICE**

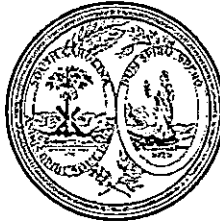
I, Tonie M. Miranda, hereby certify that I have caused to be mailed a copy of Respondent South Carolina Department of Revenue's Motion for Extension to File Initial Brief of Respondent regarding the above-referenced case, by causing a copy of same to be deposited in the United States Mail, postage prepaid, and via e-mail, on March 1, 2021, addressed to the attorney(s) of record, Samantha K. Trencs, Esquire, [samtrencs@eversheds-sutherland.com](mailto:samtrencs@eversheds-sutherland.com); Eversheds Sutherland (US) LLP, 700 Sixth Street, NW, Suite 700, Washington, DC 20001-3980; and Maria M. Todorova, Esquire, [MariaTodorova@eversheds-sutherland.com](mailto:MariaTodorova@eversheds-sutherland.com); Eric S. Tresh, Esquire, [erictresh@eversheds-sutherland.com](mailto:erictresh@eversheds-sutherland.com); and Chris R. Lee, Esquire, [ChrisLee@eversheds-sutherland.com](mailto:ChrisLee@eversheds-sutherland.com); at Eversheds Sutherland (US), LLP; 999 Peachtree Street, NE, Suite 2300, Atlanta, GA 30309-3996; and by hand delivery to the Court of Appeals, 1220 Senate Street, Columbia, SC 29201.



Tonie M. Miranda  
Paralegal for Respondent  
Office of General Counsel  
South Carolina Department of Revenue

STATE OF SOUTH CAROLINA  
DEPARTMENT OF REVENUE  
OFFICE OF THE GENERAL COUNSEL

Physical Address:  
300A Outlet Pointe Blvd.  
Columbia, SC 29210



Mailing Address:  
PO Box 12265  
Columbia, SC 29211-9979

March 1, 2021

VIA HAND DELIVERY

The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211

**RECEIVED**  
MAR 01 2021  
SC Court of Appeals

Re: Duke Energy Corporation, Appellant, v. South Carolina Department of Revenue, Respondent  
Appellate Case No. 2020-001542  
ALC Docket No. 19-ALJ-17-0153-CC

Dear Ms. Kitchings:

Enclosed please find the original of the following documents in connection with the above-referenced matter:

1. Motion for Extension to File Initial Brief of Respondent; and
2. Proof of Service.

Please accept in advance my thanks for the Court's consideration of our motion, and should you have any questions, please do not hesitate to contact me at 803-898-5278 or [Charles.Harris@dor.sc.gov](mailto:Charles.Harris@dor.sc.gov).

With kindest regards, I am

Sincerely Yours,

OFFICE OF GENERAL COUNSEL FOR LITIGATION

  
C. Anthony Harris, Jr.  
Counsel for Litigation

c: Samantha K. Trencs, Esquire -- via U.S. Mail & e-mail  
Eric S. Tresh, Esquire -- via U.S. Mail & e-mail  
Maria M. Todorova, Esquire -- via U.S. Mail & e-mail  
Chris R. Lee, Esquire -- via U.S. Mail & e-mail

Enclosures  
CAH: tm



South Carolina  
Department of Revenue  
Office of General Counsel

P.O. Box 12265, Columbia, SC 29211-9979

PRESORTED  
FIRST CLASS MAIL  
U.S. POSTAGE PAID  
COLUMBIA, S.C.  
PERMIT NO. 134

RECEIVED

MAR 01 2021

SC Court of Appeals

THE HONORABLE JENNY ABBOTT KITCHINGS  
CLERK OF COURT  
SOUTH CAROLINA COURT OF APPEALS  
PO BOX 11629  
COLUMBIA SC 29211