

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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APR 26 2021

SC Court of Appeals

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APPEAL FROM THE CHARLESTON COUNTY COURT OF COMMON PLEAS  
Mikell R. Scarborough, Circuit Court Judge

Appellate Case No. 2020-000937

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City of Folly Beach, Coastal Conservation League, Save Folly Beach, Inc., John Collins,  
Matt Napier, Paula Stubblefield, Troy Bode, and Carol Kruer. . . . . Appellants,

vs.

State of South Carolina, Amy Connelly, Jeffrey H. Morris, Michael Vandaele, Stephen Rawe, Juan  
Enterprises, LLC, Juanita A Wright, Debbie's Folly, LLC, and  
Vernon Staubes, . . . . . Respondents,

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**MOTION FOR EXTENSION OF TIME FOR FILING  
APPELLANTS' FINAL BRIEFS**

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TO: ALL PARTIES AND THE COURT OF APPEALS:

PLEASE TAKE NOTICE that the Appellants hereby move the Court of Appeals for an extension of time for filing Appellants' Final Brief. The Final Briefs are due April 19, 2021 and the Appellants seek an extension of twenty days until May 10, 2021. This is the first extension request for filing the Final Brief.

The basis for this motion is that the undersigned counsel has had other trial and appellate commitments that have converged on counsel at the same time and has been unable to compile the Appellants' Final Brief.

Counsel has consulted with opposing counsel and counsel for Stephen Rawe and Juanita Wright and Juan Enterprises consent. Counsel has not received a response from remaining counsel

as of the date of this filing.

WHEREFORE, the Appellants request that this Court issue an order extending the time to file its initial brief and designation of matter until May 10, 2021.

[SIGNATURE PAGE FOLLOWS]

/s/ Leslie S. Lenhardt

Leslie S. Lenhardt

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PROJECT

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Attorney for the Appellants

Mount Pleasant, South Carolina

April 19, 2021

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Enterprises, LLC, Juanita A Wright, Debbie's Folly, LLC, and  
Vernon Staubes, . . . . . Respondents,

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**CERTIFICATE OF SERVICE**

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I hereby certify that on this date I served Appellant's Motion for Extension to File Reply Brief on all parties by emailing a copy of same on April 19, 2021, to the Attorney Information System provided email addresses below, via attached e-mail:

J. Emory Smith  
[Esmith@scag.gov](mailto:Esmith@scag.gov)

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          /s/ Leslie S. Lenhardt  
Leslie S. Lenhardt

April 19, 2021

## Folly Beach motion for extension final briefs

**From:** [Leslie Lenhardt <leslie@scelp.org>](mailto:leslie@scelp.org)  
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**Cc:** [Amy Armstrong <Amy@scelp.org>](mailto:Amy@scelp.org)  
**Subject:** Folly Beach motion for extension final briefs  
**Date:** Monday, April 19, 2021 2:26 PM  
**Size:** 236 KB

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Counsel,

Please find attached Appellants' Motion for Extension to File Final Briefs in the above-referenced matter. Realizing we have not heard from the court, due to my issues with deadlines I am filing this out of an abundance of caution.

Thanks,  
Leslie

—  
Leslie Lenhardt  
Staff Attorney  
S.C. Environmental Law Project  
P.O. Box 1380  
Pawleys Island, SC 29585  
Phone: (843) 527-0078  
[leslie@scelp.org](mailto:leslie@scelp.org)

Be a Champion #ForTheWildSide this May 4-5th  
Gifts made on [Palmetto Giving Day](#) will be matched up to \$50,000!  
[Click to Help Raise \\$100,000 for SC's Natural Assets](#)

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# South Carolina Environmental Law Project

Lawyers for the Wild Side of South Carolina

April 19, 2021

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SC Court of Appeals

a 501c3  
non-profit organization

VIA E-MAIL

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Michael G. Corley  
Upstate Director  
Benjamin D. Cunningham  
Staff Attorney  
Leslie S. Lenhardt  
Staff Attorney  
Lauren Megill Milton  
Lucey Law Fellow

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

Re: City of Folly Beach et al. v. State of South Carolina et al.  
Appellate Case No. 2020-000937

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Dear Ms. Kitchings:

Enclosed for filing please find Appellants' Motion for Extension to File Final Briefs, along with a Certificate of Service. The \$50.00 motion fee is being placed in the mail today.

The parties were unsure of the deadline for filing final briefs, as counsel for Appellant filed an Amended Record on Appeal on April 6, 2021. Out of an abundance of caution, I am filing this motion today based on the filing date of March 30, 2021. Thank you for your kind consideration.

Respectfully,

Leslie S. Lenhardt  
Staff Attorney

Enclosure  
cc: Mary D. Shahid, Esq.

**Bruce Wallace, Esq.**  
**J. Emory Smith, Esq.**  
**Kerry Koon, Esq.**  
**Rita Bolt Barker, Esq.**



**SOUTH CAROLINA ENVIRONMENTAL LAW PROJECT**  
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The Honorable Jenny Abbott Kitchings  
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