

**THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS**

RECEIVED

May 13 2021

SC Court of Appeals

APPEAL FROM FAIRFIELD COUNTY
COURT OF COMMON PLEAS
THE HONORABLE DONALD B. HOCKER
CIRCUIT COURT JUDGE

APPELLATE CASE NO. 2021-000338
CIVIL ACTION NO. 2017-CP-20-00458

Fairfield County,

RESPONDENT,

versus

South Carolina Electric &
Gas Company,

APPELLANT.

MOTION FOR EXTENSION TO FILE PETITION FOR REHEARING

The Appellant, South Carolina Electric & Gas Company n/k/a Dominion Energy South Carolina, Inc. (“Dominion”), respectfully moves this Court for a fifteen-day extension of time until Thursday, June 3, 2021 to file its Petition for Rehearing.

The Petition for Rehearing is currently due to be filed and served on May 19, 2021. The parties have reached a settlement but require additional time to finalize the settlement documentation. Dominion does not want to waive its right to seek rehearing before this Court in the event the settlement is not finalized. Likewise, neither party wishes to incur unnecessary expense in continuing to prosecute and defend this appeal in the event the settlement is finalized.

Counsel for Respondent Fairfield County has been consulted and has consented to the requested extension. See attached e-mail as **Exhibit A**.

Therefore, Appellant South Carolina Electric & Gas Company n/k/a Dominion Energy South Carolina, Inc. respectfully requests that it be allowed until June 3, 2021 by which to file and serve its Petition for Rehearing.

Respectfully submitted,

/s Carmen V. Ganjehsani

Steven J. Pugh (S.C. Bar No. 14341)
Anthony E. Rebollo (S.C. Bar No. 70488)
Benjamin P. Carlton (SC Bar No. 101142)
Carmen V. Ganjehsani (S.C. Bar No. 73515)
RICHARDSON, PLOWDEN & ROBINSON, PA
1900 Barnwell Street (29201)
Post Office Drawer 7788
Columbia, South Carolina 29202
(803) 771-4400
spugh@richardsonplowden.com
trebollo@richardsonplowden.com
bcarlton@richardsonplowden.com
cganjehsani@richardsonplowden.com

and

I.S. Leevy Johnson (S.C. Bar No. 3020)
George C. Johnson (S.C. Bar No. 9308)
JOHNSON TOAL & BATTISTE, P.A.
1615 Barnwell Street
Columbia, South Carolina 29201
(803) 252-9700
islj@jtbpa.com
george@jtbpa.com

**ATTORNEYS FOR APPELLANT
SOUTH CAROLINA ELECTRIC & GAS
COMPANY n/k/a DOMINION ENERGY
SOUTH CAROLINA, INC.**

May 13, 2021.

EXHIBIT “A”



From: Jack McKenzie [<mailto:JackM@mrmrl.com>]

Sent: Wednesday, May 12, 2021 11:22 AM

To: Ben Carlton <BCarlton@RichardsonPlowden.com>

Cc: Steve Pugh <SPugh@RichardsonPlowden.com>; Terry Richardson <terry@richardsonthomas.com>; Dan Haltiwanger <dan@richardsonthomas.com>

Subject: RE: FILOT - Ginny Smith Errata Sheet

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Ben:

Pursuant to our conversation, you are welcome to the 15 day extension to file your motions with the Court of Appeals. Let me know if you need anything else from us.

Jack

223-6160

RECEIVED

May 13 2021

SC Court of Appeals

CERTIFICATE OF SERVICE

I, the undersigned, an employee of Richardson Plowden & Robinson, P.A., for Appellant, South Carolina Electric & Gas Company n/k/a Dominion Energy South Carolina, Inc. do hereby certify that I have this date served the foregoing Motion for Extension to File Petition for Rehearing, dated May 13, 2021 pursuant to Section (g)(3) of the Supreme Court's Amended Order dated May 29, 2020, on the following counsel of record using the primary email addresses listed in the Attorney Information System (if applicable):

John F. McKenzie
Robert A. McKenzie
MCDONALD, MCKENZIE, RUBIN, MILLER
& LYBRAND, LLC
1704 Main Street
P. O. Box 58
Columbia, SC 29202
jackm@mmrml.com
mckenzie@mmrml.com

Edward J. Westbrook
Jerry H. Evans
Theodore (TAC) Hargrove, II
RICHARDSON PATRICK WESTBROOK
& BRICKMAN, LLC
1037 Chuck Dawley Blvd., Bldg. A
Mount Pleasant, SC 29464
ewestbrook@rpwb.com
jevans@rpwb.com
thargrove@rpwb.com

Terry E. Richardson, Jr.
Brady R. Thomas
Daniel S. Haltiwanger
RICHARDSON THOMAS HALTIWANGER
MOORE & LEWIS, LLC
1730 Jackson Street
Barnwell, SC 29812
terry@richardsonthomas.com
brady@richardsonthomas.com
dan@richardsonthomas.com

ATTORNEYS FOR RESPONDENT FAIRFIELD COUNTY

/s Carmen V. Ganjehsani

Carmen V. Ganjehsani

S.C. Bar No. 73515

RICHARDSON, PLOWDEN & ROBINSON, PA

1900 Barnwell Street (29201)

Post Office Drawer 7788

Columbia, South Carolina 29202

(803) 771-4400

ATTORNEYS FOR APPELLANT

SOUTH CAROLINA ELECTRIC & GAS

COMPANY n/k/a DOMINION ENERGY

SOUTH CAROLINA, INC.

Dated: May 13 , 2021.