

**RECEIVED**

**Apr 06 2022**

**SC Court of Appeals**

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

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Appeal from Charleston County  
Court of Common Pleas

Bentley D. Price, Circuit Court Judge

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Appellate Case No. 2022-000038  
Circuit Court Case No. 2021-CP-10-00562

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Clam Farm Partnership, LLC,

Respondent,

v.

The South Carolina Department of Health and Environmental  
Control, Office of Ocean and Coastal Resource Management,  
Charleston County, and The City of Folly Beach,

Defendants,

Of which The South Carolina Department of Health and  
Environmental Control, Office of Ocean and Coastal Resource  
Management and The City of Folly Beach are,

Appellants.

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**MOTION FOR EXTENSION OF TIME  
TO FILE/SERVE INITIAL BRIEF OF APPELLANT**

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CLEMENT RIVERS, LLP  
Stephen L. Brown (SC Bar No. 66468)  
Russell G. Hines (SC Bar No. 72100)  
Chandler D. Rowh (SC Bar No. 103687)  
25 Calhoun Street, Suite 400 (29401)  
P.O. Box 993  
Charleston, South Carolina 29402  
(843) 720-5488  
*Attorneys for The City of Folly Beach*

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

COMES NOW Appellant The City of Folly Beach (“Folly Beach”), by and through its undersigned counsel, pursuant to Rule 263(b), SCACR, and moves for an extension of thirty (30) days’ additional time to file/serve its initial brief and corresponding designation of matter to be included in the record on appeal.

Presently, by order of this Court filed March 16, 2022, the deadline for Folly Beach’s initial brief and designation of matter is April 8, 2022. On account of work-related and other time commitments, Folly Beach respectfully requests that this deadline be extended by 30 days. Respectfully, Folly Beach believes that this relief is consistent with the interests of justice and will not work any undue prejudice upon Respondent.

WHEREFORE, Folly Beach moves this Honorable Court to grant it an additional extension of 30 days’ time to file/serve its initial brief and corresponding designation of matter to be included in the record on appeal. With the extension requested herein, the new deadline for filing/serving its initial brief and designation of matter would be May 9, 2022, according to the undersigned’s calculations. Further, Folly Beach respectfully requests that the Court hold its present initial-briefing/designation-of-matter deadline in abeyance until it acts upon this motion.

*[Signature on next page]*

*[Signature page for Motion for Extension of Time to File/Serve  
Initial Brief of Appellant, Appellate Case No. 2022-000038]*

Respectfully submitted,

CLEMENT RIVERS, LLP

By: *s/Stephen L. Brown*  
Stephen L. Brown (SC Bar No. 66468)  
Russell G. Hines (SC Bar No. 72100)  
Chandler D. Rowh (SC Bar No. 103687)  
25 Calhoun Street, Suite 400 (29401)  
P.O. Box 993  
Charleston, South Carolina 29402  
(843) 720-5488  
***Attorneys for The City of Folly Beach***

Charleston, South Carolina

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Management and The City of Folly Beach are,

Appellants.

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**PROOF OF SERVICE**

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CLEMENT RIVERS, LLP

Stephen L. Brown (SC Bar No. 66468)

Russell G. Hines (SC Bar No. 72100)

Chandler D. Rowh (SC Bar No. 103687)

25 Calhoun Street, Suite 400 (29401)

P.O. Box 993

Charleston, South Carolina 29402

(843) 720-5488

*Attorneys for The City of Folly Beach*

I, Stephen L. Brown, of Clement Rivers, LLP, attorneys for Appellant The City of Folly Beach, hereby certify that the **MOTION FOR EXTENSION OF TIME TO FILE/SERVE INITIAL BRIEF OF APPELLANTS** was served on Respondent, Clam Farm Partnership, LLC, and all other parties to this appeal on April 6, 2022, by emailing (see attached) a copy of the same to all counsel of record:

Matthew Tillman, Esquire Matthew.Tillman@wbd-us.com  
Daniel Q. Orvin, Esquire dan.orvin@wbd-us.com  
Womble Bond Dickinson (US) LLP  
5 Exchange Street  
Charleston, SC 29401  
*Attorneys for Respondent Clam Farm Partnership, LLC*

Randell C. Stoney, Jr., Esquire rstoney@barnwell-whaley.com  
M. Dawes Cooke, Jr., Esquire mdc@barnwell-whaley.com  
Allison M. Burns, Esquire aburns@barnwell-whaley.com  
Barnwell Whaley Patterson & Helms  
P.O. Drawer H  
Charleston, SC 29402-0197  
*Attorneys for Defendants The South Carolina Department of Health and Environmental Control, Office of Ocean and Coastal Resource Management*

Andrew S. Halio, Esquire ashelio@bellsouth.net  
Halio & Halio  
P.O. Box 747  
Charleston, SC 29402-0747  
*Attorneys for Defendants Charleston County*

CLEMENT RIVERS, LLP

By: s/Stephen L. Brown  
Stephen L. Brown  
*Attorneys for The City of Folly Beach*

Charleston, South Carolina

April 6, 2022

## Bell, Pollyana (Polly)

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**From:** Bell, Pollyana (Polly)  
**Sent:** Wednesday, April 6, 2022 3:04 PM  
**To:** 'dan.orvin@wbd-us.com'; 'Matthew.Tillman@wbd-us.com'; 'rstoney@barnwell-whaley.com'; 'mdc@barnwell-whaley.com'; 'mmason@barnwell-whaley.com'; 'aburns@barnwell-whaley.com'; 'choy@barnwell-whaley.com'; 'bmitton@barnwell-whaley.com'; 'jfletcher@barnwell-whaley.com'; 'ashalio@bellsouth.net'; 'sgiblin@bellsouth.net'; 'jenkinwilson@bellsouth.net'  
**Cc:** 'Stephen Brown (sbrown@yctrlaw.com)'; Rowh, Chandler; Justman, Aimee; Childress, Jerrie  
**Subject:** Clam Farm Partnership, LLC v. SC DHEC et al. // Appellate Case No. 2022-000038  
**Attachments:** Mtn for 2nd Ext for Initial Brief.pdf

Enclosed please find Appellant City of Folly Beach's Motion for Extension of Time to File/Serve their Initial Brief in the above-referenced matter which will be filed today.

Thank you,

Pollyana Bell  
Project Assistant  
Commercial Litigation Practice Group  
Phone:(843)720-5488 | Fax:(843)579-1369



**CLEMENT RIVERS, LLP**  
25 Calhoun Street • Suite 400 • Charleston, SC 29401  
778 699 0000