

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

APPEAL FROM THE ADMINISTRATIVE LAW COURT

**RECEIVED**

Ralph King Anderson, III, Administrative Law Judge MAY 13 2013

Case No. 08-ALC-07-0425-CC

S.C. SUPREME COURT

Engaging and Guarding Laurens County's Environment ("EAGLE") ..... Petitioner,

vs.

South Carolina Department of Health and Environmental Control  
and MRR Highway 92, LLC, ..... Defendants,

of whom MRR Highway 92, LLC, is ..... Respondent.

**MOTION FOR EXTENSION FOR  
FILING INITIAL BRIEF OF PETITIONER**

TO: ALL PARTIES AND THE SUPREME COURT:

PLEASE TAKE NOTICE that the Petitioner Engaging and Guarding Laurens County's Environment hereby moves the Supreme Court for an Order extending the time for filing its Initial Brief. The Initial Brief is due May 8, 2013, and the Petitioner seeks an extension of thirty (30) days, until June 7, 2013.

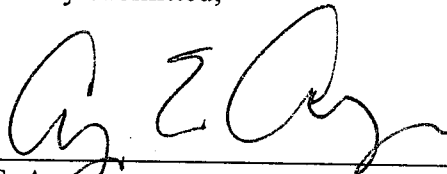
The basis for this motion is that counsel for the Petitioner needs additional time to complete the necessary updated research and writing to complete the brief in an appropriate

manner. This firm has three lawyers, one of whom joined the group five (5) weeks ago as a 2012 USC law school graduate. Due to the demands of other cases, as well as integrating the new attorney into the firm, counsel has not been able to spend the time necessary to adequately prepare the brief in this appeal. In particular, counsel had a hearing May 8, 2013, and a three day trial at the top of the roster the following week of May 13, 2013. Due to these demands, counsel for EAGLE needs more time to conduct research and adequately prepare this brief.

Counsel for the Petitioner has consulted with the attorney for the Respondent MRR Highway 92, LLC, who consents to a ten (10) day extension, but not to a thirty (30) day extension.

WHEREFORE, the Petitioner Engaging and Guarding Laurens County's Environment requests that the Court of Appeals enter an order extending the time for filing its Initial Brief for thirty (30) days until May 8, 2013.

Respectfully submitted,



Amy E. Armstrong

SOUTH CAROLINA ENVIRONMENTAL LAW  
PROJECT

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Attorney for the Petitioner, EAGLE

Georgetown, South Carolina

May 8, 2013

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vs.

South Carolina Department of Health and Environmental Control  
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of whom MRR Highway 92, LLC, is ..... Appellant.

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**CERTIFICATE OF SERVICE**

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I hereby certify that on this date I served copies of the Motion for Extension for Filing Initial Brief upon counsel for the Respondents by placing same in the United States Mail, First Class Postage Prepaid, addressed to:

W. Thomas Lavender, Jr., Esquire  
Joan W. Hartley, Esquire  
Nexsen Pruet, LLC  
1230 Main Street, Suite 700  
Columbia, SC 29202

  
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Amy E. Armstrong

May 8, 2013