

STATE OF SOUTH CAROLINA) IN THE COURT OF COMMON PLEAS
) FOR THE NINTH JUDICIAL CIRCUIT
COUNTY OF CHARLESTON) Case No. 2024-CP-1003838
)
)
Mary Edna Fraser; Glenda L. Miller;)
South Carolina Coastal Conservation) **JOINT MOTION/STIPULATION**
League,) Re: Scheduling Order
)
Plaintiffs,)
)
v.)
)
Charleston County; Charleston County)
Council,)
)
Defendants.)
)

COME NOW, the above-named Plaintiffs, AND the above-named Defendants, who JOINTLY move this Honorable Court for a scheduling order providing for the prompt resolution of this case. This motion is based on the following:

THAT simultaneous with the Complaint in this matter, the Plaintiffs also filed a motion for a preliminary injunction and motion for a speedy trial under South Carolina Rules of Civil Procedure Rules 65(a) and 57, for which the Court scheduled a hearing on August 8, 2024.

THAT the Parties have conferred upon Plaintiffs' motions and in resolution of these motions, the Parties agree and therefore jointly request this Court order the following:

1. Upon entry of this Order, this matter shall be set for an expedited trial. Accordingly, the Plaintiffs' motion for preliminary injunction will not be heard before the hearing on the merits set forth below and shall be withdrawn with prejudice at the commencement of the hearing on the merits as set forth below;
2. This matter shall be set for a speedy trial upon the following schedule:

- a. The Parties shall submit exhibits by stipulation that will be moved into evidence by agreement on Monday, August 20, 2024, and shall, on the same day, notify the Court of disputed exhibits/evidence (if any) with a simple statement of the basis for such dispute for resolution by the Court;
- b. Plaintiffs shall submit their pretrial brief on or before 5:00 p.m. on August 21, 2024;
- c. Defendants shall submit their pretrial brief on or before 5:00 p.m. on August 28, 2024;
- d. Plaintiffs shall submit any reply on or before 5:00 p.m. on August 30, 2024;
- e. A hearing on the merits of this matter shall be set before the Honorable Roger Young, presiding Judge in the Charleston County Court of Common Pleas, during the Court's Nonjury Term on either September 4 or 5, 2024, at Judge Young's direction; and
- f. Unless the Court instructs otherwise, the Parties shall submit proposed orders to the Court three (3) days after the hearing.

CONCLUSION

For these reasons, the parties move the Court to enter a scheduling order, as the attached proposed Order sets out. AND IT IS SO ORDERED.

Respectfully submitted,

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JUDGES ELECTRONIC SIGNATURE PAGE TO FOLLOW



Charleston Common Pleas

Case Caption: Mary Edna Fraser , plaintiff, et al VS Charleston County , defendant,
et al

Case Number: 2024CP1003838

Type: Order/Scheduling Order

So Ordered

s/Jennifer B. McCoy #2764