

From: Adams, Chaney <ChaneyAdams@gov.sc.gov>
To: Glaccum, DavidDavidGlaccum@gov.sc.gov
Pisarik, HollyHollyPisarik@gov.sc.gov
Godfrey, RobRobGodfrey@gov.sc.gov
Date: 4/22/2016 11:49:11 AM
Subject: Fwd: New MOX lawsuit filing

David,

I'm about to give you a call about this.

Begin forwarded message:

From: "Smith, Michael" <msmith@aikenstandard.com>
Date: April 22, 2016 at 11:00:45 AM EDT
To: Chaney Adams <chaneyadams@gov.sc.gov>
Cc: "Gardiner, Thomas" <tgardiner@aikenstandard.com>
Subject: Re: New MOX lawsuit filing

One additional question...

Why does the response filed April 21 by the state ask for the motion to extend the deadline be granted only in conjunction with a briefing schedule? (Emphasis added). What is the significance of the briefing schedule?

My apologies for neglecting to include that question in my previous email. Thanks!

Michael Smith
Executive Editor, Aiken Standard
326 Rutland Dr. NW
Aiken, SC 29801
Direct line: 803-644-2364
Email: msmith@aikenstandard.com
Website: www.aikenstandard.com

On Apr 22, 2016, at 10:50 AM, Smith, Michael <msmith@aikenstandard.com> wrote:

Hello Chaney,

While checking PACER a few moments ago, I noticed the state filed a response opposing the federal government's motion for extension.

The state's response on Page 2 says the defendants plan to file a motion to dismiss in advance of the April 25 deadline. A filing to that effect hasn't quite made it into PACER yet, though I'm sure it will.

When we last spoke, you expressed a desire for us to let you know right away when we notice a new filing and need to seek comment. Since we're at that point, I'm seeking comment on the filing. Here are my specific questions:

- Why is it important for the state respond to the federal government's motion for extension to reply?
- The response the state filed April 21 states "the state understands that on Monday, April 25, the federal defendants will file a motion to dismiss." How does the state know this?

I have copied Thomas Gardiner on this email since this is his beat. I'm contacting you know since you asked to be notified as soon as we discovered a new filing. A copy of the state's response is attached for your convenience. Thanks!

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<April 21 response to motion to dismiss(2).pdf>