

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM SUMTER COUNTY  
The Honorable, Richard Booth

2002-CP-43-064

RECEIVED

MAY 23 2013

SC COURT OF APPEALS

White's Mill Colony, Inc., ..... Respondent,

vs.

Richard O. Weeks, Lillian Davis, Jerry Rouse,  
Jimmie Johnson, and Leon Kelly ..... Defendants,

Of whom, Richard O. Weeks is the, ..... Appellant

MOTION FOR FEES AND COSTS

Kenneth R. Young, Jr.  
Young, Keffer & Associates, P.A.  
23 W. Calhoun Street  
Sumter, South Carolina 29150  
(803) 773-4371  
Attorney for Respondent

MOTION AND AFFIDAVIT OF FEES AND COSTS

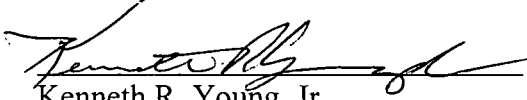
Now comes the Respondent, by and through its undersigned Attorney, Kenneth R. Young, Jr. and moves pursuant to South Carolina Appellate Court Rule 222 for Costs on Appeal. The Respondent submits and affirms that it has sustained recoverable costs in the amount of One Hundred Sixty-Eight and 11/100 Dollars ( \$168.11), which costs are itemized as follows:

- A. Filing fee (Motion) to the SC Court of Appeal: Twenty-five and no/100 Dollars, (\$25.00);
- B. Filing fee (Motion) to the SC Court of Appeal: Twenty-five and no/100 Dollars, (\$25.00);
- C. Filing fee (Motion) to the SC Court of Appeal: Twenty-five and no/100 Dollars, (\$25.00);
- D. Copies of Final Brief : Ninety-Three and 11/100 Dollars (\$93.11); and
- E. Recoverable fees in the amount of Two Thousand Eight Hundred Thirty-Five and 45/100, as shown on the attached breakdown of time. The total amount of fees and costs sought is Three Thousand Five and 32/100 Dollars (\$3,005.32).

The Court of Appeal also upholds the previous Order dated September 15, 2010, signed by the Honorable Richard L. Booth, Master-In Equity for Sumter County (a copy of which is attached hereto and incorporated herein), wherein the Appellant/Defendant was Ordered to pay the amount of \$12,350.00, making a total amount due of Fifteen Thousand Three Hundred

Fifty-Five and 32/100 Dollars (\$15,355.32) to the Respondent/Plaintiff for fees, costs, and the amount awarded pursuant to the previous Order.

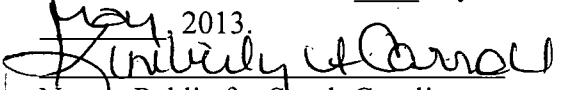
Respectfully submitted,



Kenneth R. Young, Jr.  
Young, Keffer & Associates, P.A.  
23 W. Calhoun Street  
Sumter, South Carolina 29150  
(803) 773-4371  
Attorney for Respondent

May 22, 2013

Sworn to before me this 22<sup>nd</sup> day  
May, 2013.



Notary Public for South Carolina  
My Commission Expires: 8.2.2020

05/16/2013 KRY

YOUNG, KEFFER & ASSOCIATES, PA  
ATTORNEYS AT LAW  
23 W. CALHOUN ST.  
SUMTER, SOUTH CAROLINA 29150

WHITE'S MILL COLONY  
C/O JOHN JACKSON  
2320 WHITE'S MILL ROAD  
SUMTER SC 29153

\* indicates work-in-process  
Client #: Y11.8484  
File #: Y11.8484  
As of Date: 05/16/2013  
Last Billed 09/19/2012

RE: WHITE'S MILL COLONY V. RICHARD WEEKS

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PROFESSIONAL SERVICES RENDERED

REGULAR ACCOUNT ACTIVITY				
DATE	TKPR	DESCRIPTION OF SERVICES RENDERED	TIME	AMOUNT
07/24/2011	KRY	WRITING BRIEF AND RECORD 3:00 P.M. - 6:00 P.M.	3.00	900.00
07/26/2011	KRY	REDRAFTING OF BRIEF	.50	150.00
07/26/2011	KG	PREPARED RESPONDENT'S INITIAL BRIEF	.75	37.50
07/26/2011	KG	PREPARED DESIGNATION OF MATTER	.50	25.00
07/27/2011	KG	REVISED RESPONDENT'S INTIAL BRIEF	.33	16.65
07/27/2011	KG	REVISED DESIGNATION OF MATTER	.25	12.50
07/27/2011	KG	PREPARED CLERK OF APPELLANT COURT LTR - FILING RESPONDENT'S INTIAL BRIEF AND DESIGNATION OF MATTER	.17	8.35
07/27/2011	KG	PREPARED RICHARD WEEKS LTR -SERVICE OF COPY OF INITIAL BRIEF AND DESIGNATION OF MATTER	.17	8.35
07/27/2011	KG	PREPARED PROOF OF SERVICE - RICHARD WEEKS - INITIAL BRIEF AND DESIGNATION OF MATTER	.25	12.50
08/17/2011	KG	Proof of Service.- filed ntial Brief of Respondent and Designation of Matter f -7-27-11	.17	8.35
10/10/2011	KRY	REVIEW OF RECORD ON APPEAL AND PREPARATION OF FINAL BRIEF	1.00	300.00
10/18/2011	KRY	LETTER TO CLIENT 10/18/11	.10	30.00
10/21/2011	KG	TELEPHONE CALL TO COURT OF APPEALS - REGARDING MOTION TO STRIKE	.10	5.00
10/26/2011	KRY	LETTER TO CLIENT 10/26/11	.10	30.00
10/28/2011	KC	Letter to Client on October 26, 2011	.17	8.35
11/03/2011	KRY	LETTER TO JIM BRAGG 11/03/11	.10	30.00
11/22/2011	KRY	LETTER TO JIM BRAGG 11/22/11	.20	60.00
11/28/2011	KG	PREPARED CLIENT LTR - COPIES OF DOCUMENTS RECEIVED FROM MR. WEEKS AND SC. COURT OF APPEALS	.17	8.35

\* indicates work-in-process

12/21/2011	KRY	PREPARATION OF RESPONSE TO MOTION AND MOTION TO DISMISS WEEKS MOTION AND LETTER TO CLIENT	.50	150.00
12/28/2011	KRY	LETTER TO JIM BRAGG AND REVIEW OF PLEADINGS	.20	60.00
12/29/2011	KRY	LETTER TO JIM BRAGG	.10	30.00
01/04/2012	KRY	LETTER TO CLIENT 01/04/12	.10	30.00
02/07/2012	KRY	LETTER TO CLIENT 02/07/12	.20	60.00
02/10/2012	KG	PREPARED CLIENT LTR - COPY OF APPEAL'S COURT ORDER DATED 2-3-12	.17	8.35
02/23/2012	KG	REVIEWED DOCUMENTS AND PREPARED MOTION TO DISMISS	1.00	50.00
02/27/2012	KRY	PREPARATION OF MOTION TO DISMISS AND REVIEW OF FILE	1.00	300.00
02/28/2012	KG	FILING FEE	.00	
02/28/2012	KG	PREPARED PROOF OF SERVICE - MOTION TO DISMISS	.17	8.35
02/28/2012	KG	PREPARED TONAY GEE LTR - FILING MOTION TO DISMISS	.17	8.35
02/28/2012	KG	PREPARED RICHARD WEEKS LTR - MOTION TO DISMISS	.17	8.35
03/11/2012	KRY	LETTER TO CLIENT AND REVIEW OF WEEKS MOTION	.20	60.00
03/12/2012	KG	PREPARED CLIENT LTR - COPY O FMNT TO DISMISS & WEEKS LTR OF 3/3/12 ALONG WITH MNT TO DENY MNT TO DIMISS	.17	8.35
04/17/2012	KG	PREPARED CLIENT LTR - COPY OF FILED MOTION TO DISMISS	.17	8.35
04/25/2012	KRY	LETTER TO CLIENT AND REVIEW OF FILE	.20	60.00
04/26/2012	KG	PREPARED CLIENT LTR - COPY OF ORDER DENYING RESPONDENT'S MOTION TO DISMISS	.17	8.35
05/11/2012	KG	PREPARED PROOF OF SERVICE- REPLY TO MOTION TO ADD 6 EXHIBITS	.10	5.00
05/11/2012	KG	PREPARED TONYA GEE LTR - REPLY TO MOTION TO ADD 6 EXHIBITS	.17	8.35
05/11/2012	KG	PREPARED RICHARD WEEKS LTR - COPY OF REPLY TO MOTION TO ADD 6 EXHIBITS	.10	5.00
05/11/2012	KG	PREPARED RESPONDENT'S REPLY TO MOTION TO ADD 6 EXHIBITS	1.10	55.00
08/08/2012	KG	PREPARED RESPONDENT'S FINAL BRIEF	1.25	62.50
08/17/2012	KG	PREPARED RICHARD WEEKS LTR - COPY OF FINAL BRIEF	.17	8.35
08/22/2012	KG	PREPARED MOTION TO FILE BRIEF OUT OF TIME	.25	12.50
08/22/2012	KG	PREPARED JOHN JACKSON LTR - COPY OF FINAL BRIEF & MOTION	.17	8.35
08/22/2012	KG	PREPARED PROOF OF SERVICE - MOTION TO FILE OUTSIDE OF TIME	.10	5.00

\* indicates work-in-process

08/22/2012	KG	PREPARED RICHARD WEEKS LTR - COPY OF FILED FINAL BRIEF AND MOTION TO FILE OUT OF TIME	.17	8.35
09/13/2012	KRY	LETTER TO JOHN JACKSON 09/13/12	.20	60.00
09/19/2012	KM	Letter to client :Whites Mill.docx	.10	3.50
* 09/24/2012	KRY	LETTER TO CLIENT 09/24/12	.10	30.00
* 04/10/2013	KG	PREPARED SUSAN JACKSON LTR - COPY OF APPEAL COURT LETTER OF MARCH 28,2013	.17	8.35
* 05/14/2013	KG	PREPARED SUSAN JACKSON LTR - COPY OF COUR'S DECISION	.17	8.35
* 05/15/2013	KG	PREPARED - MOTION FOR FEES AND COSTS	.75	37.50
<b>TOTAL SERVICES RENDERED:</b>			<u>17.73</u>	<u>\$2,835.45</u>

**TIMEKEEPER SUMMARY:**

KC	- KAYLEE CLEPPER	.17 HRS @ \$ 50.00/HR =	8.35
KG	- KAY GLOVER, PARALEGAL	9.67 HRS @ \$ 50.00/HR =	483.60
KM	- KAYLA MCLEOD	.10 HRS @ \$ 35.00/HR =	3.50
KRY	- KENNETH R. YOUNG, JR., ATTORNEY	7.80 HRS @ \$ 300.00/HR =	2,340.00
<b>Totals</b>		<u>17.73</u>	<u>\$2,835.45</u>

08/05/2011	CHECK REQUEST	25.00
10/12/2011	MOTION FILING FEE	25.00
12/15/2011	CHECK REQUEST - MOTION	25.00
* 09/19/2012	Postage	0.85
* 10/01/2012	CHECK REQUEST - COPIES	93.11
* 10/15/2012	Postage 0.45	0.45
* 04/12/2013	Postage .46	0.46
<b>TOTAL COSTS ADVANCED:</b>		<u>\$169.87</u>
<b>PREVIOUS BALANCE:</b>		0.00
<b>CURRENT CHARGES:</b>		3,005.32
<b>LESS PAYMENTS:</b>		0.00
<b>TOTAL AMOUNT DUE:</b>		<u>\$3,005.32</u>

BALANCE IS DUE AND PAYABLE UPON RECEIPT  
 THANK YOU FOR ALLOWING US THE OPPORTUNITY TO SERVE YOU

STATE OF SOUTH CAROLINA  
COUNTY OF SUMTER

RECORDED  
2010 SEP 2 } PM 3:42  
IN THE COURT OF COMMON PLEAS  
THIRD JUDICIAL CIRCUIT

White's Mill Colony, Inc.,  
Plaintiffs,

JAMES C. CAMPBELL Case No.: 2002-CP-43-064  
CLERK OF COURT  
SUMTER COUNTY, S.C.

v

Richard Weeks, Lillian Davis, Jerry  
Rouse, Jimmie Johnson, and Leon Kelly,  
Defendants.

**ORDER**

CERTIFIED TRUE COPY  
OF ORIGINAL FILE

*Barbara Shaper*  
DEPUTY CLERK OF COURT  
SUMTER COUNTY  
SOUTH CAROLINA

\*\*\*\*\*

Date of Hearing: July 8, 2010  
Presiding Judge: The Honorable Richard L. Booth  
Attorney for the Plaintiff: Kenneth R. Young, Jr., Esquire  
Lillian Davis and Richard Weeks Pro Se  
Jerry Rouse: Pro Se  
Court Reporter: Doris Brown

It appears to the Court that the Petitioners obtained a Judgment against the Defendants on July 26, 2005. On June 7, 2010, a Petition For Supplemental Proceedings was filed requesting that the Supplemental Proceedings be granted referring this matter to the Master -In-Equity of Sumter County. As a result thereof, an Order Of Reference was issued on June 7, 2010 by James C. Campbell, Clerk of Court for Sumter County, referring this matter to Richard L. Booth, Master-In-Equity pursuant to Rule 53(b) of the South Carolina Rules Of Civil Procedure for a hearing to be held on Thursday, July 8, 2010 at 10:00 a.m in the Sumter County Courthouse, Sumter, South Carolina. The Order of Reference further stated that the Master-In-Equity's findings would be in finality and that all appeals would be directed to the Appellate Court.

*MB #1*

The first party called to be examined was Jerry Rouse, who stated that he acknowledged that he owed \$500.00 pursuant to the Judgment and \$150.00 as post-judgment interest for a total of \$650.00 and that he would pay the same within seven days of the date of the hearing.

The second party called was Richard Weeks who acknowledged that he owed \$9,500.00 pursuant to the Judgment and \$2,850.00 as post-judgment interest for a total of \$12,350.00. Mr. Weeks stated that he would immediately pay \$9,500.00 and that he would pay the post-judgment interest of \$2,850.00 in four payment of \$712.50 starting on August 8, 2010, September 8, 2010, October 8, 2010; and the final payment on November 8, 2010.

The third party called was Lillian Davis who acknowledged that she owed \$2,500.00 pursuant to the Judgment and \$750.00 as post-judgment interest for a total of \$3,250.00. Ms. Davis informed the Court that she would pay this within seven days of the date of the hearing.

There being no further persons to be examined and upon Motion of counsel for the Plaintiff, it is

**ORDERED**, that Jerry Rouse shall pay to the Plaintiff, through their attorney Kenneth R. Young, Jr., at his office located at 23 West Calhoun Street, Sumter, South Carolina, the sum of \$650.00 and that the same be paid on or before July 15, 2010; it is further

**ORDERED**, that Richard Weeks shall immediately pay the Plaintiff, through their attorney Kenneth R. Young, Jr., at his office located at 23 West Calhoun Street, Sumter, South Carolina, the sum of \$9,500.00, and thereafter that he pay on August 8, 2010, the sum of \$712.50, on September 8, 2010, the pay the sum of \$712.50, on October 8, 2010, he pay the sum of \$712.50, and on November 8, 2010, the sum of \$712.50; it is further

A handwritten signature in black ink, appearing to be 'WJ#2', is located at the bottom center of the page.

**ORDERED**, that Lillian Davis pay the sum of \$3,250.00 to the Plaintiff through their attorney Kenneth R. Young, Jr., at his office located at 23 West Calhoun Street, Sumter, South Carolina, on or before July 15, 2010.

**IT IS SO ORDERED!**



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**RICHARD L. BOOTH**  
Master-In-Equity for Sumter County

In Chambers,  
Sumter, South Carolina

September 15, 2010

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM SUMTER COUNTY  
Court of Common Pleas  
The Honorable Richard Booth

Civil Action No. 2002-CP-43-064

RECEIVED

MAY 23 2013

SC Court of Appeals

White's Mill Colony, Inc., ..... Respondent,

v.

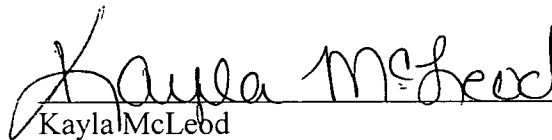
Richard Weeks, Lillian Davis, Jerry Rouse,  
Jimmied Johnson, and Leon Kelly ..... Defendants,

Of whom, Richard O. Weeks is the, ..... Appellant.

**PROOF OF SERVICE**

Before me personally appeared the undersigned who, being first duly sworn, upon oath deposes and says that on the 22nd day of May, 2013, she served a copy of the Motion For Fees And Costs upon, Richard O. Weeks, by depositing same in the United States Mail with sufficient postage affixed and addressed as follows:

Richard O. Weeks  
415 Vining Street  
Sumter, South Carolina 29150



Kayla McLeod  
YOUNG, KEFFER & ASSOCIATES  
23 West Calhoun Street  
Sumter, South Carolina 29150  
803-773-4371

## YOUNG, KEFFER & ASSOCIATES, PA

ATTORNEYS AT LAW  
23 WEST CALHOUN STREET  
SUMTER, SOUTH CAROLINA 29150  
803-773-4371 • FAX 773-4374

KENNETH R. YOUNG, JR. •

May 17, 2013

JOHN S. KEFFER  
[jkeffer@sumterattorney.com](mailto:jkeffer@sumterattorney.com)

- CERTIFIED FAMILY COURT MEDIATOR
- CERTIFIED CIVIL COURT MEDIATOR
- CERTIFIED ARBITRATOR

The Honorable Tanya Gee, Clerk of Court  
South Carolina Office of Court Administration  
Post Office Box 11629  
1015 Sumter Street  
Columbia, SC 29201

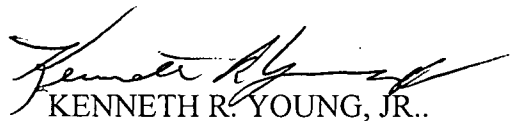
RE: Richard O. Weeks vs. White's Mill Colony  
Case No.: 2002-CP-43-064  
Case Tracking No.: 2011184846

Dear Ms. Gee:

Please find enclosed the original and six (6) copies of the Motion For Fees And Costs, along with our Certificate of Service for same. Also enclosed is our check in the amount of \$25.00 for the filing fee. By copy of this letter, I am serving Appellant, Richard O. Weeks, with the Motion.

With kindest regards, I am

Sincerely yours,

  
KENNETH R. YOUNG, JR..

KRYjr/kg  
Enclosures

RECEIVED  
MAY 23 2013  
SC Court of Appeals