

THE STATE OF SOUTH CAROLINA
IN THE Supreme COURT

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JUN 10 2013

APPEAL FROM AIKEN COUNTY
Court of Common Pleas

S.C. Supreme Court

Doyet A. Early, III, Circuit Court Judge
Case No. 2008-CP-2-1647

Alan Wilson, in his capacity as Attorney General of the State of South Carolina; Daryl J. Brown, on behalf of his minor children, Lindsey B. and Janise B.; Deanna J. Brown Thomas, on behalf of her minor child, Jason L.; Yamma N. Brown, on behalf of her minor children, Sydney L., Carrington L., and Tonya B.; Vanisha Brown; Larry Brown; Tommie Rae Hynie Brown; and James B., through his Guardian ad Litem, Respondents,

v.

Albert H. Dallas, Alfred A. Bradley, and David G. Cannon, Individually and as (purported) Trustees of the James Brown 2000 Irrevocable Trust; Adele J. Pope and Robert L. Buchanan, Jr., Personal Representatives of the Estate of James Brown and Trustees of the James Brown 2000 Irrevocable Trust; Terry Brown; Romunzo Brown; Forlando Brown; Cinnamon N. M. Paris; LaRhonda Petitt; Jeanette Mitchell; and Russell L. Bauknight, as Special Administrator and Special Trustee for The Estate of James Brown and The James Brown 2000 Irrevocable Trust,

of whom Robert L. Buchanan, Jr., and Adele J. Pope, as Personal Representatives of the Estate of James Brown and Trustees of the James Brown 2000 Irrevocable Trust are, Appellants,

and Albert H. Dallas, Alfred A. Bradley, and David G. Cannon, Individually and as (purported) Trustees of the James Brown 2000 Irrevocable Trust; Terry Brown; Romunzo Brown; Forlando Brown; Cinnamon N. M. Paris; LaRhonda Petitt; Jeanette Mitchell; and Russell L. Bauknight, as Special Administrator and Special Trustee for The Estate of James Brown and The James Brown 2000 Irrevocable Trust.

In re: The Estate of James Brown and The James Brown 2000 Irrevocable Trust
u/a/d August 1, 2000.

Appellant Adele J. Pope's Motion for Costs

Pursuant to Rule 222, South Carolina Rules of Appellate Procedure, Appellant Adele J. Pope respectfully moves this Court for an Order taxing the costs of this appeal to the Respondents who filed a brief herein. The grounds of this motion are as follows:

1. The Notice of Appeal herein was filed on July 21, 2009. Thereafter, the matter was transferred from the Court of Appeals to this Court.
2. Certain attorneys' fees and costs were incurred in preparing the Appellants' Brief, the Appellants' Reply Brief and Record on Appeal herein.
3. This Court issued its final opinion on May 8, 2013, which affirmed in part and reversed in part the Orders appealed from. In doing so, the Court granted nearly all relief sought by Appellants.
4. Under Rule 222, therefore, Appellant should be awarded the costs incurred in filing and perfecting this appeal.
5. The total amount Appellant requests is \$8,896, as set out in the attached Itemized Statement of Costs.

For the foregoing reasons, Appellant respectfully requests that the Court tax the costs of this appeal in the amount of \$8,896 against the Respondents who filed a brief herein.

Respectfully Submitted,

James B. Richardson, Jr.
1229 Lincoln Street
Columbia, South Carolina 29201
(803) 799-9412

Tressa T. H. Hayes
Post Office Box 7346
Asheville, North Carolina 28802

(803) 603-8583

June 7, 2013

By:  _____
Attorneys for Appellant Adele J. Pope.

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ITEMIZED STATEMENT OF COSTS

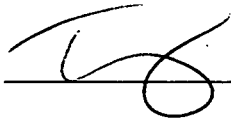
Appellant Adele J. Pope asks that the Court assess the following costs against all participating Respondents:

COSTS TAXABLE UNDER RULE 222, SCACR	NO. OF PAGES	RATE	REQUESTED	ALLOWED (For Court Use Only)
Cost of Printing or Copying Final Brief	1,200 Plus Binding	\$.10/page \$2.00/copy binding	\$182.50	
Cost of Printing or Copying Final Reply Brief	750 Plus Binding	\$.10/page \$2.00/copy binding	\$137.50	
Cost of Printing or Copying Record on Appeal	70,920 Plus Binding	\$.10/page \$2.00/bound volume	\$7,476	
Filing Fee Paid Under Rule 203(d), SCACR			\$100	
Cost of Court Reporter's Transcript				
Attorney's Fee Provided By Rule 222(b), SCACR			\$1,000 ¹	
Other (specify and explain):				
COSTS TAXABLE UNDER RULE 242(j), SCACR				
Cost of Printing or Copying Brief				
Cost of Printing or Copying Reply Brief				

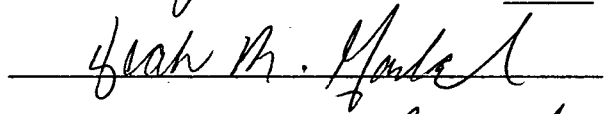
¹ This amount will be paid solely toward fees incurred by Tressa T.H. Hayes, Esquire, and is a portion of a larger fee claim to be heard in the Circuit Court. Co-counsel James B. Richardson, Jr. served *pro bono publico* in this matter.

Cost of Printing or Copying Appendix				
Filing fee paid under Rule 242(c), SCACR				
Attorney's fee provided by Rule 242(j)(2), SCACR				
Other (specify and explain):				
		TOTAL	\$8,896.00	

I, Tressa T.H. Hayes, do swear or affirm that the foregoing costs are correct and were necessarily incurred in this action. A copy of this statement was (mailed to/served upon) opposing counsel.


 _____ (Signature)
 Attorney for Appellant Pope

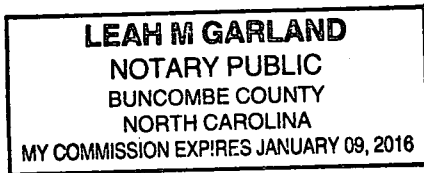
Subscribed and sworn to before me this 7 day of June, 202013.



 Notary Public for Buncombe

My Commission Expires: 1-9-16

(Seal)



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CERTIFICATE OF SERVICE


The undersigned certifies that she caused to be served copies of Appellant Adele J. Pope's Motion for Costs and Itemized Statement of Costs upon the respondents by first

class mail, postage prepaid, addressed to their respective attorneys, namely:

Attorney General Alan Wilson
Assistant Deputy Attorney General Robert D. Cook
Senior Assistant Attorney General C. Havird Jones
Assistant Attorney General J. C. Nicholson, III
Assistant Attorney General Mary Frances Jowers
Fred L. Kingsmore, Jr., Esq.
H. Wesley Kirkland, Jr., Esq.
James M. Griffin, Esq.
William Joseph Barr, Esq.

Louis Levenson, Esq.
Matthew Day Bodman, Esq.
Max N. Pickelsimer, Esq.
R. Wayne Byrd, Esq.
Robert N. Rosen, Esq.
T. Heyward Carter, Jr., Esq.
S. Alan Medlin, Esq.
David L. Michel, Esq.
Albert P. Shahid, Jr. Esq.

addressed to them at their respective addresses of record, on June 7, 2013.



Tressa T. H. Hayes
Post Office Box 7346
Asheville, North Carolina 28802
(803) 603-8583

June 7, 2013

Attorney for Appellant Adele J. Pope.