

STATE OF SOUTH CAROLINA
In the Court of Appeals

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Jan 27 2023

SC Court of Appeals

APPEAL FROM LEXINGTON COUNTY
Court of Common Pleas

Alison Renee Lee, Circuit Court Judge

Appellate Case No. 2020-001043

Town of Lexington South Carolina,.....Respondent,

v.

Patty Cox Wingard, as Trustee for PLCW Trust,
And Scott's Furniture Company, Inc.....Appellants.

RESPONDENT'S MOTION FOR COSTS

Pursuant to Rule 222, South Carolina Rules of Appellate Procedure, Appellant Town of Lexington South Carolina respectfully moves this Court for an Order taxing the costs of this appeal to the Appellants herein. The grounds of this motion are as follows:

1. The Notice of Appeal herein was filed on July 29, 2020.
2. Certain attorneys' fees and costs were incurred in preparing the Respondent's Brief herein.
3. This Court issued its final opinion on January 4, 2023, which affirmed the Orders appealed from.
4. Under Rule 222, therefore, Respondent should be awarded the costs incurred in filing and perfecting this appeal.

5. The total amount Appellant requests is \$2,500.00, as set out in the attached Itemized Statement of Costs.

For the foregoing reasons, Respondent respectfully requests that the Court tax the costs of this appeal in the amount of \$2,500.00 against Appellants.

Respectfully submitted,

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s/Adam T. Silvernail
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January 27, 2023

Counsel for Respondent

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PROOF OF SERVICE

The undersigned counsel for Respondent certifies that the Respondent's Initial Brief and Designation of Matter were served on the date shown below by emailing a copy of the same to all other counsel of record, addressed as follows:

James Edward Bradley, Esquire
ward@mttlaw.com
Sierra D. Carini, Esquire
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s/Adam T. Silvernail
Adam T. Silvernail (Bar #80219)

April 6, 2021

Counsel for Respondent

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v.

Patty Cox Wingard, as Trustee for PLCW Trust,
And Scott's Furniture Company, Inc.....Appellants.

PROOF OF SERVICE

The undersigned counsel for Respondent certifies that the Respondent's Motion for Costs and Itemized Statement of Costs were served on the date shown below by emailing a copy of the same to all other counsel of record, addressed as follows:

James Edward Bradley, Esquire
ward@mttlaw.com
Sierra D. Carini, Esquire
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s/Adam T. Silvernail
Adam T. Silvernail (Bar #80219)

January 27, 2023

Counsel for Respondent