

**RECEIVED**

**Feb 09 2023**

**SC Court of Appeals**

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM BERKELEY COUNTY  
Court of Common Pleas

Cristi F. Curtis, Circuit Court Judge

Appellate Case No. 2019-001169

Aracelis Santos, ..... Appellant,

v.

Harris Investment Holdings, LLC, ..... Respondent.

**RESPONDENT’S MOTION FOR AWARD OF ATTORNEY’S FEES AND COSTS**

Harris Investment Holdings, LLC (“HIH”) hereby moves for an order requiring the defendant, Aracelis Santos (“Santos”) to pay HIH’s attorney’s fees and costs incurred in connection with this appeal pursuant to the express terms of the governing leases.

**BACKGROUND**

The plaintiff Harris Investment Holdings, LLC (“Harris” or “Landlord”) filed actions below seeking to eject the defendant, Aracelis Santos (“Santos” or “Tenant”) from two separate units in the same shopping center located at 5901 Loftis Road, Hanahan, South Carolina, known as “El Alamo” and “Latino Mix,” respectively. Harris alleged Santos breached the leases for these properties in several respects and that the lease for Latino Mix of the units has expired according to its terms. The parties waived their right to a jury trial, and a consolidated bench trial was held on October 11, 2017. Harris was represented by Merritt G. Abney, Esq., and Santos was represented by Thomas R. Goldstein, Esq.

The magistrate held a bench trial on October 11, 2017. Following trial, the magistrate granted HIH's application for ejectment.<sup>1</sup> (R. p. 6, 12/7/2017 Order.) He concluded based on the evidence that Santos repeatedly violated local law in violation of the Lease and created a public nuisance on the property. (R. pp. 19-27.) The Ejectment Order stated that "Santos has maintained El Alamo as a place where the laws are publicly, repeatedly, persistently, and intentionally violated, thus disturbing the public peace." (R. p. 27.) The magistrate also awarded HIH its attorney's fees and costs in the amount of \$34,608. (R. p. 36; 2/9/2018 Order).

On February 8, 2018, Santos filed a Notice of Appeal of the magistrate court's orders to the circuit court. (R. p. 213.) On June 3, 2019, the circuit court held a hearing on the appeal. (R. p. 687; 6/3/2019 Hr'g Tr.). After the hearing, the circuit court affirmed. (R. p. 77.)

On July 15, 2019, Santos filed a notice of appeal to this Court. On January 25, 2023, this Court affirmed the circuit court.

Harris now seeks \$34,144 in legal fees \$474.28 in legal expenses incurred by its outside counsel, Nelson Mullins Riley & Scarborough, LLP ("Nelson Mullins"), in connection with this appeal from commencement in this Court through the present.<sup>2</sup> The primary attorney who worked on this appeal at Nelson Mullins is Merritt G. Abney. Mr. Abney is a 2003 graduate of Vanderbilt University Law School, and is a Partner at Nelson Mullins with 19 years of commercial litigation experience. Mr. Abney's rate for these actions was \$380/hour for most of the period covered by the appeal and increased to \$510/hour when oral argument occurred at the end of 2022. Additional

---

<sup>1</sup> The Magistrate also granted HIH's application to eject Santos both "El Alamo" and "Latino Mix." Santos vacated Latino Mix voluntarily after trial, and that property was only at issue in this appeal insofar as HIH was entitled to attorney's fees as the prevailing party in the Latino Mix case as well.

<sup>2</sup> HIH reserves the right to pursue any additional attorneys' fees and expenses incurred after the date of this Motion.

information regarding the background, experience, and rates charged by Mr. Abney are detailed in the Affidavit of Merritt G. Abney, attached hereto as **Exhibit A**. The role of other professionals and staff who assisted in the case, and their hourly rates, are also described in Mr. Abney's Affidavit, and the invoices attached thereto.

The invoices that Nelson Mullins submitted to Harris throughout this appeal—all of which were in fact paid by Harris—are attached to Mr. Abney's Affidavit at **Exhibit A-1**. A chart showing the total amount of fees and expenses requested is attached as **Exhibit B**. The invoices contain detailed time entries which describe the work performed by Nelson Mullins throughout this appeal.

### **DISCUSSION**

#### **I. THE COURT SHOULD AWARD HARRIS ALL OF THE FEES AND COSTS INCURRED BY NELSON MULLINS IN THIS APPEAL.**

As discussed in this Court's decision in this appeal, the lease agreements between the parties permit Harris to recover its litigation fees and expenses, including reasonable attorney's fees, in connection with any action to enforce the terms of the Leases. Specifically, the El Alamo Lease provides as follows:

**32) ATTORNEY'S FEE.** In the event Landlord successfully defends any action by the Tenant, or if it is necessary for Landlord to employ an attorney for the collection of rent or any other sum due hereunder, or to enforce any covenant of this lease, or the termination of this lease, or for the possession of the Premises or any part thereof the Tenant shall pay all costs, including reasonable attorney's fees.

(R. p. 552; Pls. Tr. Ex. 2, Sec. 32). Harris successfully enforced the terms of the El Alamo Lease in an effort to eject Santos and retake possession of El Alamo and obtain its attorneys' fees. Harris is therefore entitled to recover "all costs, including reasonable attorney's fees," incurred in connection with the El Alamo eviction, including on appeal.

Similarly, the Latino Mix Lease states as follows:

**46) ATTORNEYS FEE** - In the event that any legal matter, dispute, action or proceeding exist arts commenced by or between lessor and Lessee under this Lease, the prevailing party shall be reimbursed reasonable attorney fees and court cost in such matter. If either party hereto without fault is made a party team litigation instituted by or against any other party to this Lease, such other party shall indemnify and hold harmless Lessor or Lessee, as the case may be, against all costs and expenses, including reasonable attorney's fees incurred in connection therewith.

(R. p. 542A; Pls. Tr. Ex. 23, Sec. 46). Harris was the prevailing party in an action commenced under the Latino Mix Lease, and therefore Harris is entitled to recover its reasonable attorney's fees and costs in connection with the Latino Mix action, including on appeal.

In addition, the amount of attorney's fees and costs requested by Harris is reasonable under the circumstances of this case. The courts consider six factors in determining an award of attorney's fees: 1) nature, extent, and difficulty of the legal services rendered; 2) time and labor devoted to the case; 3) professional standing of counsel; 4) contingency of compensation; 5) fee customarily charged in the locality for similar services; and 6) beneficial results obtained. *Seabrook Island Property Owners' Ass'n v. Berger*, 365 S.C. 234, 239, 616 S.E.2d 431, 434-45 (2005). As this Court already ruled, in connection with the fee award below, these factors strongly support the Court awarding Harris its attorneys' fees and expenses for the same reasons.

#### **1. Nature, Extent & Difficulty of Legal Services Rendered**

The Record on Appeal establishes that the appeal raised a number of difficult legal issues and a large volume of evidence, and the appeal extended over a lengthy period of time. The docket shows that, in addition to appeal of the rulings in the circuit court, Santos file multiple motions, requiring additional briefing beyond what would have ordinarily been required. This factor supports the amount of fees claimed by Harris.

## **2. The Time and Labor Expended**

This factor also supports an award of the full amount of fees and costs incurred by Nelson Mullins. This was a time-consuming and labor-intensive appeal, as reflected in the detailed time records maintained by Nelson Mullins. The invoices, which are attached to the Affidavit of Mr. Abney as Exhibit 1, show the time and labor expended by Nelson Mullins in this appeal. All of Nelson Mullins' work was reasonable and necessary to Harris' defense in this appeal.

In addition, as set forth in the Affidavit of Mr. Abney, Nelson Mullins staffed this case leanly—virtually all of the legal work on Harris' behalf was performed by Mr. Abney—and managed the tasks in an efficient manner. Abney Aff. at ¶¶ 13-14.

This factor strongly favors a full award of the attorney's fees and costs incurred by Nelson Mullins.

## **3. Professional Standing of the Attorneys**

This factor also favors an award of the full amount requested. Mr. Abney is an experienced commercial litigator and appellate lawyer and enjoys a strong reputation in the community, as does the entire firm of Nelson Mullins. *See* Abney Aff. at ¶ 3.

## **4. Contingency of Compensation**

This factor does not apply because Nelson Mullins did not handle this engagement on a contingency fee arrangement.

## **5. The Customary Fee For Like Work**

Nelson Mullins' rates, as charged in this case, are reasonable and within this market for similar work by attorneys and other professionals with a similar background, experience, and expertise. The Affidavit of Mr. Abney demonstrates that the fees charged by Nelson Mullins were actually below his standard rates charged for similar work. Abney Aff. at ¶¶ 9-12. Moreover, Mr.

Abney's Affidavit demonstrates that the rates charged were agreed to by Harris, and that Harris in fact paid the fees. (*Id.*) at ¶¶ 9-10. This is strong evidence that Nelson Mullins' rates charged in this case were accepted in the marketplace.

**6. Beneficial Results Obtained**


This factor strongly supports the amount of fees claimed. Harris has prevailed at every step of this dispute, including in the lower courts and in this Court on appeal. The result obtained is the most important factor in the reasonable fee calculation. *Brodziak v. Runyan*, 145 F.3d 194, 196 (4<sup>th</sup> Cir. 1998). The United States Supreme Court has stated that "where a [litigant] has obtained excellent results, his attorney should receive a fully compensable fee. Normally, this will encompass all hours reasonably expended on the litigation, and indeed in some cases of exceptional success an enhanced award may be justified." *Hensley v. Eckerhart*, 461 U.S. 424, 435 (1983). Given the outcome of this appeal, there is no question that this factor strongly supports an award of the full amount of fees requested.

**CONCLUSION**

For all of the above reasons, Harris respectfully requests the Court award it attorney's fees and costs as reflected in the invoices submitted by Nelson Mullins.

**[SIGNATURES ON FOLLOWING PAGE]**

NELSON MULLINS RILEY & SCARBOROUGH LLP

By:  \_\_\_\_\_

Merritt G. Abney

SC Bar No. 71893

E-Mail: merritt.abney@nelsonmullins.com

Olesya V. Bracey (SC Bar No. 101409)

E-Mail: olesya.bracey@nelsonmullins.com

151 Meeting Street / Sixth Floor

Post Office Box 1806 (29402-1806)

Charleston, SC 29401-2239

(843) 853-5200

*Attorneys for Respondent, Harris Investment Holdings, LLC*

Charleston, South Carolina  
February 9, 2023

# EXHIBIT A

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

---

APPEAL FROM BERKELEY COUNTY  
Court of Common Pleas

Cristi F. Curtis, Circuit Court Judge

---

Appellate Case No. 2019-001169

---

Aracelis Santos, ..... Appellant,

v.

Harris Investment Holdings, LLC, ..... Respondent.

---

**AFFIDAVIT OF MERRITT G. ABNEY, ESQ. IN SUPPORT OF RESPONDENT'S  
MOTION FOR AWARD OF ATTORNEY'S FEES**

---

Personally appeared before me, Merritt G. Abney, being duly sworn, deposes and says that:

1. My name is Merritt G. Abney. I am over twenty-one years of age and competent in all respects to testify about the matters herein. The matters alleged herein are based on my personal knowledge.
2. I was the lead attorney for the plaintiff in this matter, and I am familiar with the terms of my firm's engagement on this matter, the work performed, and the results obtained.
3. I am a partner with the firm of Nelson, Mullins, Riley, & Scarborough, LLP in Charleston, South Carolina. The firm originated in Columbia, South Carolina and enjoys an excellent reputation among the South Carolina legal community.
4. I am a member of the South Carolina Bar and admitted to practice before the United States Supreme Court, the United States Court of Appeals for the Fourth Circuit, and the United States District Court for the District of South Carolina.

5. I have over 19 years of experience as a commercial litigator. During this time, I have been involved in the litigation of many commercial and business disputes in South Carolina state and federal courts, including numerous landlord-tenant disputes similar to the present one, and many appeals, including several arguments before this Court, the South Carolina Supreme Court and the Fourth Circuit Court of Appeals.

6. I hold a Bachelor of Arts in English, cum laude, with high honors, from Davidson College, where I was a member of Phi Beta Kappa. In 2003, I earned a Juris Doctor from the Vanderbilt University Law School, where I was named to the Order of the Coif.

7. Members of Nelson Mullins' legal support staff also have assisted in the defense of this case, primarily my paralegal, Lauren Lynch.

8. Ms. Lynch holds a Bachelor's degree in Accounting from State University of West Georgia and Paralegal Certificate from Trident Technical College. She has worked in the legal field for approximately 24 years, including the last 15 years as a commercial litigation paralegal at Nelson Mullins.

9. The billing rates charged for each of the attorneys and legal professionals who had more than *de minimus* involvement in the representation of Harris in this matter are set forth in the Firm's invoices to Harris, which describe in detail the tasks performed by each individual, are attached hereto as **Exhibit A-1**.

10. From 2019, when this appeal was commenced, until 2021, my hourly billing rate for this matter was \$380 and Ms. Lynch's rate was \$205. By the time oral argument occurred, at the end of 2022, my hourly rate had increased to \$510.

11. The charges incurred from 2019-2021 relate only to this appeal. The charges on the invoices from December 2022 (2439152) and January 2023 (2448246) relate to preparation for oral argument in this appeal and the related appeal bearing Case No. 2021-000768, which was argued at the same time. Therefore, the Petition requests an award of only one half the fees and expenses reflected in those two invoices.

12. Harris agreed to pay and did pay the above rates for work performed on this matter.

13. Based upon my experience and my understanding of these hourly rates, these rates are reasonable in comparison to those rates charged by similarly qualified attorneys and support staff in South Carolina for commercial and business litigation appeal, including of commercial landlord-tenant disputes of this nature.

14. Our firm is able to obtain higher rates than the rates above from other clients for appellate work performed by the same professionals and staff on similar matters. During this same time period, I regularly charged clients hourly rates ranging from \$350-635 for representation on commercial matters and appeals.

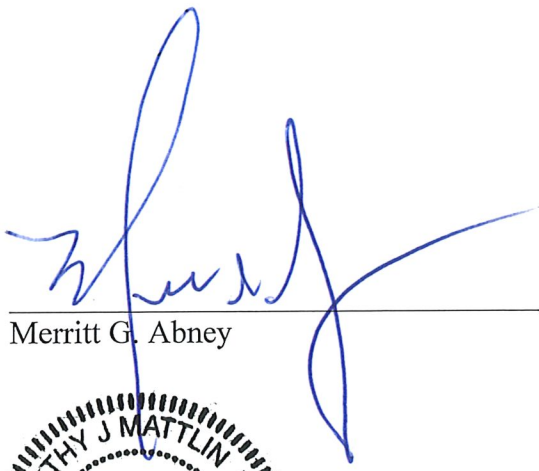
15. I avoided duplicative work on this matter and delegated certain tasks to those individuals who could most efficiently execute them.

16. Our firm often staffs cases with multiple attorneys. In this case, however, virtually all of the legal work on Harris' behalf was performed either by myself or Ms. Lynch.

17. The non-fee expenses incurred by Nelson Mullins in connection with this appeal are reflected in the invoices. They included charges for court fees, postage, long-distance phone calls, legal research, transcription, and copying costs, all of which were necessary and are customarily associated with commercial litigation.

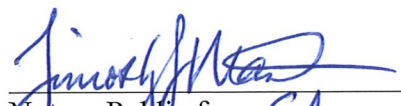
18. Based upon my experience, the amount of time spent performing the various tasks and the costs detailed in the invoices were reasonable and necessary to an effective prosecution of these ejectment actions. Indeed, the total amount of fees and costs is comparable to or less than that our firm has billed and collected for appeals of similar size and nature within South Carolina.

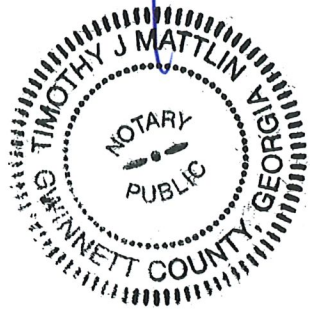
I SOLEMNLY AFFIRM that the foregoing statements are true and accurate to the best of my knowledge, information and belief.



Merritt G. Abney

SWORN to and subscribed before me  
this 9th day of February, 2023.

  
Notary Public for GA  
My commission expires: 1/04/2024



# EXHIBIT A-1







**REMITTANCE COPY**

Please Return With Your Payment To:

**ATTN: Accounts Receivable**  
**Nelson Mullins Riley & Scarborough LLP**  
Post Office Drawer 11009  
Columbia, South Carolina 29211  
Telephone (803) 799-2000  
accounts.receivable@nelsonmullins.com

Harris Ventures, Inc.  
ATTN: Eric Coulter  
2650 Holcomb Bridge Road  
Suite 630  
Alpharetta, GA 30022

Our Matter #    020766/01507    For Services Through 12/31/19  
Name of Matter:    v. Santos, Aracelis, et al.

Fees for Professional Services	\$76.00	
Charges for Other Services Provided/Expenses Incurred	0.00	
<b>TOTAL FOR THIS INVOICE .....</b>		<b>\$76.00</b>

**Terms of Payment: Balance due within thirty days of invoice date**

**ELECTRONIC PAYMENT INSTRUCTIONS**

**Domestic Wire  
And ACH Transfer**

**Beneficiary:**  
Nelson Mullins Riley &  
Scarborough, LLP  
1320 Main Street  
Columbia, SC 29201  
**Beneficiary Bank:**  
Synovus Bank (formerly NBSC, a division of Synovus Bank)  
1148 Broadway  
Columbus, GA 31901  
**ABA/Routing Number:** 061100606  
**Beneficiary Account:** 1002720611

**Foreign Wire (USD)  
Transfer**

**Beneficiary:**  
Nelson Mullins Riley &  
Scarborough, LLP  
1320 Main Street  
Columbia, SC 29201  
**Beneficiary Bank:**  
Synovus Bank  
Birmingham, Alabama, USA  
**SWIFT Code:** FICOUS44  
**Beneficiary Account:** 1002720611  
(Only if required, in addition to SWIFT  
Code FICOUS44, use ABA 061100606).

**Wire Reference Field:** Note the Nelson Mullins Invoice and Matter Number.



**Nelson Mullins Riley & Scarborough LLP**  
 Attorneys and Counselors at Law  
 Tax ID No. 57-0215445  
 Post Office Box 11070 / Columbia, South Carolina 29211  
 Tel: 803.799.2000

Harris Ventures, Inc.  
 ATTN: Eric Coulter  
 2650 Holcomb Bridge Road  
 Suite 630  
 Alpharetta, GA 30022

March 9, 2020  
 Invoice 2072019 Page 1

Our Matter # 020766/01507  
 Name of Matter: v. Santos, Aracelis, et al.

For Services Through 02/29/20

01/03/20 Correspondence with opposing counsel and consider consolidation of appeals.  
 M.G. ABNEY 0.30 hrs. 380.00/hr \$114.00

**Total Fees for Legal Services ..... \$114.00**

**BILLING SUMMARY**

	<u>Hours</u>	<u>Rate/Hr</u>	<u>Dollars</u>
M.G. ABNEY	0.30	380.00	114.00
TOTAL	0.30	\$380.00	\$114.00

**TOTAL FOR THIS INVOICE ..... \$114.00**

**REMITTANCE COPY**

Please Return With Your Payment To:

**ATTN: Accounts Receivable**  
**Nelson Mullins Riley & Scarborough LLP**  
Post Office Drawer 11009  
Columbia, South Carolina 29211  
Telephone (803) 799-2000  
accounts.receivable@nelsonmullins.com

Harris Ventures, Inc.  
ATTN: Eric Coulter  
2650 Holcomb Bridge Road  
Suite 630  
Alpharetta, GA 30022

Our Matter #                                      020766/01507                                      For Services Through 02/29/20  
Name of Matter:                                      v. Santos, Aracelis, et al.

Fees for Professional Services	\$114.00	
Charges for Other Services Provided/Expenses Incurred	0.00	
<b>TOTAL FOR THIS INVOICE .....</b>		<b>\$114.00</b>

**Terms of Payment: Balance due within thirty days of invoice date**

**ELECTRONIC PAYMENT INSTRUCTIONS**

**Domestic Wire  
And ACH Transfer**

**Beneficiary:**  
Nelson Mullins Riley &  
Scarborough, LLP  
1320 Main Street  
Columbia, SC 29201  
**Beneficiary Bank:**  
Synovus Bank (formerly NBSC, a division of Synovus Bank)  
1148 Broadway  
Columbus, GA 31901  
**ABA/Routing Number:** 061100606  
**Beneficiary Account:** 1002720611

**Foreign Wire (USD)  
Transfer**

**Beneficiary:**  
Nelson Mullins Riley &  
Scarborough, LLP  
1320 Main Street  
Columbia, SC 29201  
**Beneficiary Bank:**  
Synovus Bank  
Birmingham, Alabama, USA  
**SWIFT Code:** FICOUS44  
**Beneficiary Account:** 1002720611  
(Only if required, in addition to SWIFT  
Code FICOUS44, use ABA 061100606).

**Wire Reference Field:** Note the Nelson Mullins Invoice and Matter Number.



**Nelson Mullins Riley & Scarborough LLP**  
 Attorneys and Counselors at Law  
 Tax ID No. 57-0215445  
 Post Office Box 11070 / Columbia, South Carolina 29211  
 Tel: 803.799.2000

Harris Ventures, Inc.  
 ATTN: Eric Coulter  
 2650 Holcomb Bridge Road  
 Suite 630  
 Alpharetta, GA 30022

April 7, 2020  
 Invoice 2083777 Page 1

Our Matter # 020766/01507  
 Name of Matter: v. Santos, Aracelis, et al.

For Services Through 03/31/20

03/03/20 Review filings in appeal and analyze timing issue and potential for dismissal motion.  
 M.G. ABNEY 0.40 hrs. 380.00/hr \$152.00

**Total Fees for Legal Services ..... \$152.00**

**BILLING SUMMARY**

	<u>Hours</u>	<u>Rate/Hr</u>	<u>Dollars</u>
M.G. ABNEY	0.40	380.00	152.00
TOTAL	0.40	\$380.00	\$152.00

**TOTAL FOR THIS INVOICE ..... \$152.00**

**REMITTANCE COPY**

Please Return With Your Payment To:

ATTN: Accounts Receivable  
Nelson Mullins Riley & Scarborough LLP  
Post Office Drawer 11009  
Columbia, South Carolina 29211  
Telephone (803) 799-2000  
accounts.receivable@nelsonmullins.com

Harris Ventures, Inc.  
ATTN: Eric Coulter  
2650 Holcomb Bridge Road  
Suite 630  
Alpharetta, GA 30022

Our Matter #                                      020766/01507                                      For Services Through 03/31/20  
Name of Matter:                                      v. Santos, Aracelis, et al.

Fees for Professional Services	\$152.00	
Charges for Other Services Provided/Expenses Incurred	0.00	
<b>TOTAL FOR THIS INVOICE .....</b>		<b>\$152.00</b>

**ADDITIONAL INVOICES OUTSTANDING**

Invoice Number	Invoice Date	Invoice Amount	A/R Balance
2072019	03/09/2020	\$114.00	\$114.00

**Total Additional Invoices ..... \$114.00**

PLEASE DISREGARD IF PAYMENT IS IN TRANSIT

**Terms of Payment: Balance due within thirty days of invoice date**

**ELECTRONIC PAYMENT INSTRUCTIONS**

**Domestic Wire  
And ACH Transfer**

**Beneficiary:**  
Nelson Mullins Riley &  
Scarborough, LLP  
1320 Main Street  
Columbia, SC 29201  
**Beneficiary Bank:**  
Synovus Bank (formerly NBSC, a division of Synovus Bank)  
1148 Broadway  
Columbus, GA 31901  
**ABA/Routing Number:** 061100606  
**Beneficiary Account:** 1002720611

**Foreign Wire (USD)  
Transfer**

**Beneficiary:**  
Nelson Mullins Riley &  
Scarborough, LLP  
1320 Main Street  
Columbia, SC 29201  
**Beneficiary Bank:**  
Synovus Bank  
Birmingham, Alabama, USA  
**SWIFT Code:** FICOUS44  
**Beneficiary Account:** 1002720611  
(Only if required, in addition to SWIFT  
Code FICOUS44, use ABA 061100606).

**Wire Reference Field:** Note the Nelson Mullins Invoice and Matter Number.



**REMITTANCE COPY**

Please Return With Your Payment To:

**ATTN: Accounts Receivable**  
**Nelson Mullins Riley & Scarborough LLP**  
Post Office Drawer 11009  
Columbia, South Carolina 29211  
Telephone (803) 799-2000  
accounts.receivable@nelsonmullins.com

Harris Ventures, Inc.  
ATTN: Eric Coulter  
Harris Investment Holdings, LLC  
863 Holcomb Bridge Road  
Roswell, GA 30076

Our Matter #                                020766/01507                                For Services Through 05/31/20  
Name of Matter:                            v. Santos, Aracelis, et al.

Fees for Professional Services	\$342.00	
Charges for Other Services Provided/Expenses Incurred	0.00	
<b>TOTAL FOR THIS INVOICE .....</b>		<b>\$342.00</b>

**Terms of Payment:** Balance due within thirty days of invoice date

**ELECTRONIC PAYMENT INSTRUCTIONS**

**Domestic Wire  
And ACH Transfer**

**Beneficiary:**  
Nelson Mullins Riley &  
Scarborough, LLP  
1320 Main Street  
Columbia, SC 29201  
**Beneficiary Bank:**  
Synovus Bank (formerly NBSC, a division of Synovus Bank)  
1148 Broadway  
Columbus, GA 31901  
**ABA/Routing Number:** 061100606  
**Beneficiary Account:** 1002720611

**Foreign Wire (USD)  
Transfer**

**Beneficiary:**  
Nelson Mullins Riley &  
Scarborough, LLP  
1320 Main Street  
Columbia, SC 29201  
**Beneficiary Bank:**  
Synovus Bank  
Birmingham, Alabama, USA  
**SWIFT Code:** FICOUS44  
**Beneficiary Account:** 1002720611  
(Only if required, in addition to SWIFT  
Code FICOUS44, use ABA 061100606).

**Wire Reference Field:** Note the Nelson Mullins Invoice and Matter Number.



Nelson Mullins Riley & Scarborough LLP
Attorneys and Counselors at Law
Tax ID No. 57-0215445
Post Office Box 11070 / Columbia, South Carolina 29211
Tel: 803.799.2000

Harris Ventures, Inc.
ATTN: Eric Coulter
Harris Investment Holdings, LLC
863 Holcomb Bridge Road
Roswell, GA 30076

July 15, 2020
Invoice 2118307 Page 1

Our Matter # 020766/01507 For Services Through 06/30/20
Name of Matter: v. Santos, Aracelis, et al.

Table with 4 columns: Date, Description, Hours, Rate, and Amount. Rows include dates 06/02/20, 06/08/20, and 06/11/20 with descriptions of legal services and associated costs.

Total Fees for Legal Services ..... \$190.00

BILLING SUMMARY

Summary table with columns: Name (M.G. ABNEY, TOTAL), Hours (0.50, 0.50), Rate/Hr (380.00, \$380.00), and Dollars (190.00, \$190.00).

Advance payments applied \$(25.00)
TOTAL FOR THIS INVOICE ..... \$165.00

**REMITTANCE COPY**

Please Return With Your Payment To:

**ATTN: Accounts Receivable**  
**Nelson Mullins Riley & Scarborough LLP**  
Post Office Drawer 11009  
Columbia, South Carolina 29211  
Telephone (803) 799-2000  
accounts.receivable@nelsonmullins.com

Harris Ventures, Inc.  
ATTN: Eric Coulter  
Harris Investment Holdings, LLC  
863 Holcomb Bridge Road  
Roswell, GA 30076

Our Matter #                                      020766/01507                                      For Services Through 06/30/20  
Name of Matter:                                      v. Santos, Aracelis, et al.

Fees for Professional Services	\$190.00	
Charges for Other Services Provided/Expenses Incurred	0.00	
Advance Payments Applied	-25.00	
<b>TOTAL FOR THIS INVOICE .....</b>		<b>\$165.00</b>

**Terms of Payment:** Balance due within thirty days of invoice date

**ELECTRONIC PAYMENT INSTRUCTIONS**

**Domestic Wire  
And ACH Transfer**

**Beneficiary:**  
Nelson Mullins Riley &  
Scarborough, LLP  
1320 Main Street  
Columbia, SC 29201  
**Beneficiary Bank:**  
Synovus Bank (formerly NBSC, a division of Synovus Bank)  
1148 Broadway  
Columbus, GA 31901  
**ABA/Routing Number:** 061100606  
**Beneficiary Account:** 1002720611

**Foreign Wire (USD)  
Transfer**

**Beneficiary:**  
Nelson Mullins Riley &  
Scarborough, LLP  
1320 Main Street  
Columbia, SC 29201  
**Beneficiary Bank:**  
Synovus Bank  
Birmingham, Alabama, USA  
**SWIFT Code:** FICOUS44  
**Beneficiary Account:** 1002720611  
(Only if required, in addition to SWIFT  
Code FICOUS44, use ABA 061100606).

**Wire Reference Field:** Note the Nelson Mullins Invoice and Matter Number.



**Nelson Mullins Riley & Scarborough LLP**  
 Attorneys and Counselors at Law  
 Tax ID No. 57-0215445  
 Post Office Box 11070 / Columbia, South Carolina 29211  
 Tel: 803.799.2000

Harris Ventures, Inc.  
 ATTN: Eric Coulter  
 Harris Investment Holdings, LLC  
 863 Holcomb Bridge Road  
 Roswell, GA 30076

August 10, 2020  
 Invoice 2127382 Page 1

Our Matter #                                    020766/01507                                    For Services Through 07/31/20  
 Name of Matter:                                v. Santos, Aracelis, et al.

07/23/20	Review correspondence from Court of Appeals and follow up on same; work on appellate briefing and record on appeal. M.G. ABNEY	0.60 hrs.	380.00/hr	\$228.00
07/31/20	Review status of initial brief on appeal. M.G. ABNEY	0.10 hrs.	380.00/hr	\$38.00

**Total Fees for Legal Services ..... \$266.00**

**BILLING SUMMARY**

	<u>Hours</u>	<u>Rate/Hr</u>	<u>Dollars</u>
M.G. ABNEY	0.70	380.00	266.00
TOTAL	0.70	\$380.00	\$266.00

**TOTAL FOR THIS INVOICE ..... \$266.00**

**REMITTANCE COPY**

Please Return With Your Payment To:

**ATTN: Accounts Receivable**  
**Nelson Mullins Riley & Scarborough LLP**  
Post Office Drawer 11009  
Columbia, South Carolina 29211  
Telephone (803) 799-2000  
accounts.receivable@nelsonmullins.com

Harris Ventures, Inc.  
ATTN: Eric Coulter  
Harris Investment Holdings, LLC  
863 Holcomb Bridge Road  
Roswell, GA 30076

Our Matter #                                    020766/01507                                    For Services Through 07/31/20  
Name of Matter:                                v. Santos, Aracelis, et al.

Fees for Professional Services	\$266.00	
Charges for Other Services Provided/Expenses Incurred	0.00	
<b>TOTAL FOR THIS INVOICE .....</b>		<b>\$266.00</b>

**ADDITIONAL INVOICES OUTSTANDING**

Invoice Number	Invoice Date	Invoice Amount	A/R Balance
2118307	07/15/2020	\$190.00	\$165.00

**Total Additional Invoices .....**                                    **\$165.00**

PLEASE DISREGARD IF PAYMENT IS IN TRANSIT

**Terms of Payment:** Balance due within thirty days of invoice date

**ELECTRONIC PAYMENT INSTRUCTIONS**

**Domestic Wire  
And ACH Transfer**

**Beneficiary:**  
Nelson Mullins Riley &  
Scarborough, LLP  
1320 Main Street  
Columbia, SC 29201  
**Beneficiary Bank:**  
Synovus Bank (formerly NBSC, a division of Synovus Bank)  
1148 Broadway  
Columbus, GA 31901  
**ABA/Routing Number:** 061100606  
**Beneficiary Account:** 1002720611

**Foreign Wire (USD)  
Transfer**

**Beneficiary:**  
Nelson Mullins Riley &  
Scarborough, LLP  
1320 Main Street  
Columbia, SC 29201  
**Beneficiary Bank:**  
Synovus Bank  
Birmingham, Alabama, USA  
**SWIFT Code:** FICOUS44  
**Beneficiary Account:** 1002720611  
(Only if required, in addition to SWIFT  
Code FICOUS44, use ABA 061100606).

**Wire Reference Field:** Note the Nelson Mullins Invoice and Matter Number.



Nelson Mullins Riley & Scarborough LLP  
Attorneys and Counselors at Law  
Tax ID No. 57-0215445  
Post Office Box 11070 / Columbia, South Carolina 29211  
Tel: 803.799.2000

Harris Ventures, Inc.  
ATTN: Eric Coulter  
Harris Investment Holdings, LLC  
863 Holcomb Bridge Road  
Roswell, GA 30076

September 2, 2020  
Invoice 2135284 Page 1

Our Matter # 020766/01507 For Services Through 08/31/20  
Name of Matter: v. Santos, Aracelis, et al.

08/19/20	Review and analyze initial appellate brief of appellant and confer with client re: same; review record on appeal and motion for remand; begin drafting respondents brief and response to motion to remand. M.G. ABNEY	5.10 hrs.	380.00/hr	\$1,938.00
08/24/20	Work on respondent's brief on appeal and analyze requirements and timing for preparation of appellate record. M.G. ABNEY	2.20 hrs.	380.00/hr	\$836.00
08/25/20	Work on response to motion to remand appeal. M.G. ABNEY	1.20 hrs.	380.00/hr	\$456.00
08/26/20	Research law on self-help for tenant ouster and liability for wrongful ouster in connection with motion to remand; review procedural and factual history re: demolition of building; work on respond to motion to remand. M.G. ABNEY	4.40 hrs.	380.00/hr	\$1,672.00
08/27/20	Work on response to motion to remand; call with client re: same; revisions to same and finalize for filing. M.G. ABNEY	5.20 hrs.	380.00/hr	\$1,976.00
08/27/20	Research and analyze national case law to identify and prepare legal citations supporting argument that landlord can use self-help to retake possession after expiration of commercial lease term for use in Return to Motion to Remand. O.V. BRACEY	2.50 hrs.	345.00/hr	\$862.50

**Total Fees for Legal Services ..... \$7,740.50**

**BILLING SUMMARY**

	<u>Hours</u>	<u>Rate/Hr</u>	<u>Dollars</u>
M.G. ABNEY	18.10	380.00	6,878.00
O.V. BRACEY	2.50	345.00	862.50
<b>TOTAL</b>	<b>20.60</b>	<b>\$375.75</b>	<b>\$7,740.50</b>

**TOTAL FOR THIS INVOICE ..... \$7,740.50**





**Nelson Mullins Riley & Scarborough LLP**

Attorneys and Counselors at Law

Tax ID No. 57-0215445

Post Office Box 11070 / Columbia, South Carolina 29211

Tel: 803.799.2000

Harris Ventures, Inc.  
ATTN: Eric Coulter  
Harris Investment Holdings, LLC  
863 Holcomb Bridge Road  
Roswell, GA 30076

October 6, 2020  
Invoice 2148093 Page 1

Our Matter # 020766/01507 For Services Through 09/30/20  
Name of Matter: v. Santos, Aracelis, et al.

09/01/20	Review reply brief from opposing counsel and forward to client with comment; work on respondent's brief. M.G. ABNEY	1.00 hrs.	380.00/hr	\$380.00
09/02/20	Confer with client regarding whether to file a sur-reply and review documentation regarding permitting and development plans. M.G. ABNEY	0.40 hrs.	380.00/hr	\$152.00
09/02/20	Work on initial respondent's brief on appeal. M.G. ABNEY	1.10 hrs.	380.00/hr	\$418.00
09/08/20	Draft sur-reply and motion to file same; review appellate court rules regarding same; correspondence to client. M.G. ABNEY	3.10 hrs.	380.00/hr	\$1,178.00
09/09/20	Finalize sur-reply and motion to file same and arrange filing with supporting documentation. M.G. ABNEY	0.50 hrs.	380.00/hr	\$190.00
09/10/20	Review Santos' return to motion to file sur-reply and consider next steps. M.G. ABNEY	0.30 hrs.	380.00/hr	\$114.00
09/11/20	Work on respondent's brief. M.G. ABNEY	0.80 hrs.	380.00/hr	\$304.00
09/15/20	Work on respondent's brief and prepare extension request. M.G. ABNEY	1.40 hrs.	380.00/hr	\$532.00
09/16/20	Telephone conference with opposing counsel and correspondence regarding transcripts. M.G. ABNEY	0.60 hrs.	380.00/hr	\$228.00
09/23/20	Review order and correspondence from Court of Appeals and update client. M.G. ABNEY	0.20 hrs.	380.00/hr	\$76.00
09/30/20	Review correspondence from opposing counsel and confer with client regarding same and response. M.G. ABNEY	0.50 hrs.	380.00/hr	\$190.00

**Total Fees for Legal Services ..... \$3,762.00**

**BILLING SUMMARY**

	<u>Hours</u>	<u>Rate/Hr</u>	<u>Dollars</u>
M.G. ABNEY	9.90	380.00	3,762.00
<b>TOTAL</b>	<b>9.90</b>	<b>\$380.00</b>	<b>\$3,762.00</b>

**CHARGES FOR OTHER SERVICES PROVIDED/EXPENSES INCURRED**

08/28/2020	Postage	8.25
09/22/2020	VENDOR: Karen V. Andersen, RMR, CRR INVOICE#: 092220-020766-0846 DATE: 9/22/2020 - 09/22/20 - Court Reporter fee for certified transcript from August 6, 2018	62.00
09/22/2020	VENDOR: Joyce Rueger INVOICE#: 092220-020766-1053 DATE: 9/22/2020 - 09/22/20 - Court Reporter fee for copies of April 10, 2018 & June 3, 2019 hearing transcripts	138.00
09/23/2020	VENDOR: Amanda Haffenden INVOICE#: 092320-020766-0821 DATE: 9/22/2020 - 09/22/20 - Court Reporter fee for copy of March 14, 2018 hearing transcript	20.00
<b>Total Charges for Other Services Provided/Expenses Incurred.....</b>		<b>\$228.25</b>

**DISBURSEMENT SUMMARY**

<u>Description</u>	<u>Dollars</u>
Court Reporters	220.00
Postage	8.25
<b>TOTAL</b>	<b>\$228.25</b>

**TOTAL FOR THIS INVOICE ..... \$3,990.25**





**Nelson Mullins Riley & Scarborough LLP**

Attorneys and Counselors at Law

Tax ID No. 57-0215445

Post Office Box 11070 / Columbia, South Carolina 29211

Tel: 803.799.2000

Harris Ventures, Inc.  
ATTN: Eric Coulter  
Harris Investment Holdings, LLC  
863 Holcomb Bridge Road  
Roswell, GA 30076

November 6, 2020  
Invoice 2160168 Page 1

Our Matter # 020766/01507 For Services Through 10/31/20  
Name of Matter: v. Santos, Aracelis, et al.

10/02/20	Call with client and communicate with opposing counsel regarding settlement. M.G. ABNEY	0.50 hrs.	380.00/hr	\$190.00
10/05/20	Communicate with client regarding settlement and bond. M.G. ABNEY	0.30 hrs.	380.00/hr	\$114.00
10/06/20	Research whether payments were tendered for period before demolition; analyze grounds to retain bond. M.G. ABNEY	0.40 hrs.	380.00/hr	\$152.00
10/13/20	Work on respondent's brief on appeal and review hearing transcripts in connection with same. M.G. ABNEY	1.20 hrs.	380.00/hr	\$456.00
10/14/20	Confer with opposing counsel and client regarding settlement and appellate issues. M.G. ABNEY	0.30 hrs.	380.00/hr	\$114.00
10/19/20	Work on appellate brief and designation of matter on appeal. M.G. ABNEY	6.20 hrs.	380.00/hr	\$2,356.00
10/19/20	Review transcripts in preparation of appellate brief to assist Attorney Abney. L.M. LYNCH	0.20 hrs.	250.00/hr	\$50.00
10/20/20	Work on appellate brief and respondent's designation of matter. M.G. ABNEY	4.80 hrs.	380.00/hr	\$1,824.00
10/21/20	Work on revisions to appellate brief and finalize designation of matter to be included in the record on appeal; research issues related to briefing. M.G. ABNEY	3.40 hrs.	380.00/hr	\$1,292.00
10/21/20	Review and revise respondent's initial brief and related citations; compare appellant's designation of matter to citations within respondent's initial brief; draft respondent's designation of matter to assist Attorney Abney. L.M. LYNCH	5.10 hrs.	250.00/hr	\$1,275.00
10/22/20	Finalize respondent's brief and designation of matter on appeal and arrange for filing and service of same.			

	M.G. ABNEY	3.20 hrs.	380.00/hr	\$1,216.00
10/28/20	Confer with opposing counsel on extension request; reviewing timing for preparation of record on appeal.			
	M.G. ABNEY	0.20 hrs.	380.00/hr	\$76.00
<b>Total Fees for Legal Services .....</b>				<b>\$9,115.00</b>

**BILLING SUMMARY**

	<u>Hours</u>	<u>Rate/Hr</u>	<u>Dollars</u>
M.G. ABNEY	20.50	380.00	7,790.00
L.M. LYNCH	5.30	250.00	1,325.00
TOTAL	<u>25.80</u>	<u>\$353.29</u>	<u>\$9,115.00</u>

**CHARGES FOR OTHER SERVICES PROVIDED/EXPENSES INCURRED**

09/22/2020	Fed Ex	18.07
<b>Total Charges for Other Services Provided/Expenses Incurred .....</b>		<b>\$18.07</b>

**DISBURSEMENT SUMMARY**

<u>Description</u>	<u>Dollars</u>
Fed Ex	18.07
TOTAL	<u>\$18.07</u>

<b>TOTAL FOR THIS INVOICE .....</b>	<b>\$9,133.07</b>
-------------------------------------	-------------------

**REMITTANCE COPY**

Please Return With Your Payment To:

**ATTN: Accounts Receivable**  
**Nelson Mullins Riley & Scarborough LLP**  
 Post Office Drawer 11009  
 Columbia, South Carolina 29211  
 Telephone (803) 799-2000  
 accounts.receivable@nelsonmullins.com

Harris Ventures, Inc.  
 ATTN: Eric Coulter  
 Harris Investment Holdings, LLC  
 863 Holcomb Bridge Road  
 Roswell, GA 30076

Our Matter #                                      020766/01507                                      For Services Through 10/31/20  
 Name of Matter:                                      v. Santos, Aracelis, et al.

Fees for Professional Services	\$9,115.00	
Charges for Other Services Provided/Expenses Incurred	18.07	
<b>TOTAL FOR THIS INVOICE .....</b>		<b>\$9,133.07</b>

**ADDITIONAL INVOICES OUTSTANDING**

Invoice Number	Invoice Date	Invoice Amount	A/R Balance
2118307	07/15/2020	\$190.00	\$165.00

**Total Additional Invoices .....**                                      **\$165.00**

PLEASE DISREGARD IF PAYMENT IS IN TRANSIT

**Terms of Payment:** Balance due within thirty days of invoice date

**ELECTRONIC PAYMENT INSTRUCTIONS**

**Domestic Wire  
 And ACH Transfer**

**Beneficiary:**  
 Nelson Mullins Riley &  
 Scarborough, LLP  
 1320 Main Street  
 Columbia, SC 29201  
**Beneficiary Bank:**  
 Synovus Bank (formerly NBSC, a division of Synovus Bank)  
 1148 Broadway  
 Columbus, GA 31901  
**ABA/Routing Number:** 061100606  
**Beneficiary Account:** 1002720611

**Foreign Wire (USD)  
 Transfer**

**Beneficiary:**  
 Nelson Mullins Riley &  
 Scarborough, LLP  
 1320 Main Street  
 Columbia, SC 29201  
**Beneficiary Bank:**  
 Synovus Bank  
 Birmingham, Alabama, USA  
**SWIFT Code:** FICOUS44  
**Beneficiary Account:** 1002720611  
 (Only if required, in addition to SWIFT  
 Code FICOUS44, use ABA 061100606).

**Wire Reference Field:** Note the Nelson Mullins Invoice and Matter Number.



**Nelson Mullins Riley & Scarborough LLP**

Attorneys and Counselors at Law

Tax ID No. 57-0215445

Post Office Box 11070 / Columbia, South Carolina 29211

Tel: 803.799.2000

Harris Ventures, Inc.  
ATTN: Eric Coulter  
Harris Investment Holdings, LLC  
863 Holcomb Bridge Road  
Roswell, GA 30076

December 14, 2020  
Invoice 2172376 Page 1

Our Matter # 020766/01507 For Services Through 11/30/20  
Name of Matter: v. Santos, Aracelis, et al.

11/11/20	Review reply brief and forward to client with comment and update on next steps. M.G. ABNEY	0.50 hrs.	380.00/hr	\$190.00
11/24/20	Review Santos' designation of matter and identify additional items for inclusion in record on appeal. M.G. ABNEY	0.30 hrs.	380.00/hr	\$114.00

**Total Fees for Legal Services ..... \$304.00**

**BILLING SUMMARY**

	<u>Hours</u>	<u>Rate/Hr</u>	<u>Dollars</u>
M.G. ABNEY	0.80	380.00	304.00
TOTAL	0.80	\$380.00	\$304.00

**TOTAL FOR THIS INVOICE ..... \$304.00**

**REMITTANCE COPY**

Please Return With Your Payment To:

**ATTN: Accounts Receivable**  
**Nelson Mullins Riley & Scarborough LLP**  
Post Office Drawer 11009  
Columbia, South Carolina 29211  
Telephone (803) 799-2000  
accounts.receivable@nelsonmullins.com

Harris Ventures, Inc.  
ATTN: Eric Coulter  
Harris Investment Holdings, LLC  
863 Holcomb Bridge Road  
Roswell, GA 30076

Our Matter #                                      020766/01507                                      For Services Through 11/30/20  
Name of Matter:                                      v. Santos, Aracelis, et al.

Fees for Professional Services	\$304.00	
Charges for Other Services Provided/Expenses Incurred	0.00	
<b>TOTAL FOR THIS INVOICE .....</b>		<b>\$304.00</b>

**Terms of Payment:** Balance due within thirty days of invoice date

**ELECTRONIC PAYMENT INSTRUCTIONS**

**Domestic Wire  
And ACH Transfer**

**Beneficiary:**  
Nelson Mullins Riley &  
Scarborough, LLP  
1320 Main Street  
Columbia, SC 29201  
**Beneficiary Bank:**  
Synovus Bank (formerly NBSC, a division of Synovus Bank)  
1148 Broadway  
Columbus, GA 31901  
**ABA/Routing Number:** 061100606  
**Beneficiary Account:** 1002720611

**Foreign Wire (USD)  
Transfer**

**Beneficiary:**  
Nelson Mullins Riley &  
Scarborough, LLP  
1320 Main Street  
Columbia, SC 29201  
**Beneficiary Bank:**  
Synovus Bank  
Birmingham, Alabama, USA  
**SWIFT Code:** FICOUS44  
**Beneficiary Account:** 1002720611  
(Only if required, in addition to SWIFT  
Code FICOUS44, use ABA 061100606).

**Wire Reference Field:** Note the Nelson Mullins Invoice and Matter Number.



**Nelson Mullins Riley & Scarborough LLP**

Attorneys and Counselors at Law

Tax ID No. 57-0215445

Post Office Box 11070 / Columbia, South Carolina 29211

Tel: 803.799.2000

Harris Ventures, Inc.  
ATTN: Eric Coulter  
Harris Investment Holdings, LLC  
863 Holcomb Bridge Road  
Roswell, GA 30076

February 5, 2021  
Invoice 2190288 Page 1

Our Matter #                                    020766/01507                                    For Services Through 01/31/21  
Name of Matter:                                v. Santos, Aracelis, et al.

12/03/20	Correspond with opposing counsel and review next steps on appeal. M.G. ABNEY	0.20 hrs.	380.00/hr	\$76.00
01/05/21	Attention to record on appeal and communicate with opposing counsel regarding compilation and filing of same. M.G. ABNEY	0.20 hrs.	380.00/hr	\$76.00
01/06/21	Attention to record on appeal and correspondence regarding same. M.G. ABNEY	0.20 hrs.	380.00/hr	\$76.00
01/07/21	Attention to record on appeal and correspondence with opposing counsel regarding same; review designations to confirm all items required for appellate review are included. M.G. ABNEY	1.00 hrs.	380.00/hr	\$380.00
01/11/21	Work on record on appeal and ensure inclusion of items cited in briefing; confer with opposing counsel regarding same. M.G. ABNEY	0.70 hrs.	380.00/hr	\$266.00
01/12/21	Communicate with opposing counsel regarding record on appeal. M.G. ABNEY	0.20 hrs.	380.00/hr	\$76.00
01/15/21	Research plaintiff's ability to file tort claims despite passing of statute of limitations following dismissal without prejudice. M.G. ABNEY	0.80 hrs.	380.00/hr	\$304.00
01/18/21	Attention to record on appeal and communicate with opposing counsel regarding same. M.G. ABNEY	0.20 hrs.	380.00/hr	\$76.00
01/21/21	Communicate with opposing counsel regarding record on appeal and review filed record. M.G. ABNEY	0.50 hrs.	380.00/hr	\$190.00
01/28/21	Work on respondent's final brief on appeal and communicate with opposing counsel regarding supplementation of the record. M.G. ABNEY	1.30 hrs.	380.00/hr	\$494.00
01/29/21	Work on final respondent's brief. M.G. ABNEY	0.80 hrs.	380.00/hr	\$304.00

**Total Fees for Legal Services ..... \$2,318.00**

**BILLING SUMMARY**

	<u>Hours</u>	<u>Rate/Hr</u>	<u>Dollars</u>
M.G. ABNEY	6.10	380.00	2,318.00
TOTAL	6.10	\$380.00	\$2,318.00

**CHARGES FOR OTHER SERVICES PROVIDED/EXPENSES INCURRED**

01/28/2021	Westlaw	131.72
<b>Total Charges for Other Services Provided/Expenses Incurred.....</b>		<b>\$131.72</b>

**DISBURSEMENT SUMMARY**

<u>Description</u>	<u>Dollars</u>
Westlaw	131.72
TOTAL	\$131.72

**TOTAL FOR THIS INVOICE ..... \$2,449.72**

**REMITTANCE COPY**

Please Return With Your Payment To:

**ATTN: Accounts Receivable**  
**Nelson Mullins Riley & Scarborough LLP**  
Post Office Drawer 11009  
Columbia, South Carolina 29211  
Telephone (803) 799-2000  
accounts.receivable@nelsonmullins.com

Harris Ventures, Inc.  
ATTN: Eric Coulter  
Harris Investment Holdings, LLC  
863 Holcomb Bridge Road  
Roswell, GA 30076

Our Matter #                                    020766/01507                                    For Services Through 01/31/21  
Name of Matter:                                v. Santos, Aracelis, et al.

Fees for Professional Services	\$2,318.00	
Charges for Other Services Provided/Expenses Incurred	131.72	
<b>TOTAL FOR THIS INVOICE .....</b>		<b>\$2,449.72</b>

**Terms of Payment:** Balance due within thirty days of invoice date

**ELECTRONIC PAYMENT INSTRUCTIONS**

**Domestic Wire  
And ACH Transfer**

**Beneficiary:**  
Nelson Mullins Riley &  
Scarborough, LLP  
1320 Main Street  
Columbia, SC 29201  
**Beneficiary Bank:**  
Synovus Bank (formerly NBSC, a division of Synovus Bank)  
1148 Broadway  
Columbus, GA 31901  
**ABA/Routing Number:** 061100606  
**Beneficiary Account:** 1002720611

**Foreign Wire (USD)  
Transfer**

**Beneficiary:**  
Nelson Mullins Riley &  
Scarborough, LLP  
1320 Main Street  
Columbia, SC 29201  
**Beneficiary Bank:**  
Synovus Bank  
Birmingham, Alabama, USA  
**SWIFT Code:** FICOUS44  
**Beneficiary Account:** 1002720611  
(Only if required, in addition to SWIFT  
Code FICOUS44, use ABA 061100606).

**Wire Reference Field:** Note the Nelson Mullins Invoice and Matter Number.



**TOTAL FOR THIS INVOICE .....** **\$1,844.80**









**Nelson Mullins Riley & Scarborough LLP**  
 Attorneys and Counselors at Law  
 Tax ID No. 57-0215445  
 Post Office Box 11070 / Columbia, South Carolina 29211  
 Tel: 803.799.2000

Harris Ventures, Inc.  
 ATTN: Eric Coulter  
 Staff Zone  
 863 Holcomb Bridge Road  
 Roswell, GA 30076

December 12, 2022  
 Invoice 2439152 Page 1

Our Matter #	020766/01513	For Services Through 11/30/22
Docket No.	2021-CP-08-00513	
Name of Matter:	Tort Complaint	

11/02/22	Review oral argument notices for both appeals; review correspondence from opposing counsel in connection with same and supplemental authority; prepare for argument; correspondence from counsel for Town re: discovery pending appeal.			
	M.G. ABNEY	0.80 hrs.	510.00/hr	\$408.00
11/03/22	Update client on status of appeals and oral argument and make arrangements for same.			
	M.G. ABNEY	0.30 hrs.	510.00/hr	\$153.00
11/14/22	Review appellate briefing in preparation for oral argument.			
	M.G. ABNEY	1.20 hrs.	510.00/hr	\$612.00
11/16/22	Work on argument outline and prepare for oral arguments on two appeals.			
	M.G. ABNEY	2.20 hrs.	510.00/hr	\$1,122.00
11/18/22	Prepare for oral argument on appeal and make arrangements in connection with same.			
	M.G. ABNEY	1.20 hrs.	510.00/hr	\$612.00
11/21/22	Prepare for oral argument on appeals.			
	M.G. ABNEY	0.70 hrs.	510.00/hr	\$357.00
11/22/22	Prepare for oral argument on appeals.			
	M.G. ABNEY	0.50 hrs.	510.00/hr	\$255.00
11/29/22	Prepare for oral argument on appeals.			
	M.G. ABNEY	2.20 hrs.	510.00/hr	\$1,122.00

**Total Fees for Legal Services ..... \$4,641.00**

**BILLING SUMMARY**

	<u>Hours</u>	<u>Rate/Hr</u>	<u>Dollars</u>
M.G. ABNEY	9.10	510.00	4,641.00
<b>TOTAL</b>	9.10	\$510.00	\$4,641.00

**TOTAL FOR THIS INVOICE ..... \$4,641.00**

**REMITTANCE COPY**

Please Return With Your Payment To:

**ATTN: Accounts Receivable**  
**Nelson Mullins Riley & Scarborough LLP**  
Post Office Drawer 11009  
Columbia, South Carolina 29211  
Telephone (803) 799-2000  
accounts.receivable@nelsonmullins.com

Harris Ventures, Inc.  
ATTN: Eric Coulter  
Staff Zone  
863 Holcomb Bridge Road  
Roswell, GA 30076

Our Matter #                   020766/01513  
Docket No.                    2021-CP-08-00513  
Name of Matter:               Tort Complaint

For Services Through 11/30/22

Fees for Professional Services	\$4,641.00	
Charges for Other Services Provided/Expenses Incurred	0.00	
<b>TOTAL FOR THIS INVOICE .....</b>		<b>\$4,641.00</b>

**Terms of Payment:** Balance due within thirty days of invoice date

**ELECTRONIC PAYMENT INSTRUCTIONS**

**Domestic Wire  
And ACH Transfer**

**Beneficiary:**  
Nelson Mullins Riley &  
Scarborough, LLP  
1320 Main Street  
Columbia, SC 29201  
**Beneficiary Bank:**  
Synovus Bank (formerly NBSC, a division of Synovus Bank)  
1148 Broadway  
Columbus, GA 31901  
**ABA/Routing Number:** 061100606  
**Beneficiary Account:** 1002720611

**Foreign Wire (USD)  
Transfer**

**Beneficiary:**  
Nelson Mullins Riley &  
Scarborough, LLP  
1320 Main Street  
Columbia, SC 29201  
**Beneficiary Bank:**  
Synovus Bank  
Birmingham, Alabama, USA  
**SWIFT Code:** FICOUS44  
**Beneficiary Account:** 1002720611  
(Only if required, in addition to SWIFT  
Code FICOUS44, use ABA 061100606).

**CREDIT CARD PAYMENTS**

<http://www.nelsonmullins.com/pay>

**Reference Field:** Note the Nelson Mullins Invoice and Matter Number.



**Nelson Mullins Riley & Scarborough LLP**  
 Attorneys and Counselors at Law  
 Tax ID No. 57-0215445  
 Post Office Box 11070 / Columbia, South Carolina 29211  
 Tel: 803.799.2000

Harris Ventures, Inc.  
 ATTN: Eric Coulter  
 Staff Zone  
 863 Holcomb Bridge Road  
 Roswell, GA 30076

January 9, 2023  
 Invoice 2448246 Page 1

Our Matter #                      020766/01513                                      For Services Through 12/31/22  
 Docket No.                        2021-CP-08-00513  
 Name of Matter:                    Tort Complaint

12/01/22	Call from counsel for Town re: discovery issues; review discovery responses from Town; prepare for oral argument on appeal. M.G. ABNEY	1.40 hrs.	510.00/hr	\$714.00
12/02/22	Prepare for oral argument on appeal. M.G. ABNEY	2.20 hrs.	510.00/hr	\$1,122.00
12/05/22	Review briefing and record on appeal and prepare for oral argument on both appeals; correspondence with court and opposing counsel re: same. M.G. ABNEY	6.70 hrs.	510.00/hr	\$3,417.00
12/06/22	Prepare for and argue both appeals in South Carolina Court of Appeals and travel in connection with same. M.G. ABNEY	7.50 hrs.	510.00/hr	\$3,825.00
12/07/22	Update client on appeals argument and respond to questions; review status of discovery in event tort case remanded. M.G. ABNEY	0.40 hrs.	510.00/hr	\$204.00
<b>Total Fees for Legal Services .....</b>				<b>\$9,282.00</b>

**BILLING SUMMARY**

	<u>Hours</u>	<u>Rate/Hr</u>	<u>Dollars</u>
M.G. ABNEY	18.20	510.00	9,282.00
<b>TOTAL</b>	18.20	\$510.00	\$9,282.00

**CHARGES FOR OTHER SERVICES PROVIDED/EXPENSES INCURRED**

12/05/2022	Copies 2 Page(s)	0.10
12/05/2022	Color Copies 211 Page(s)	10.55
12/08/2022	Vendor: Abney, Merritt G. Invoice#: 5584348812080201 Date: 12/7/2022 - CREXP MGA Mileage Reimbursement - - Mileage 12/07/22 Roundtrip mileage for December 6 Oral Argument	140.23

(CHS/CAE/CHS) 224.37 miles  
**Total Charges for Other Services Provided/Expenses Incurred..... \$150.88**

**DISBURSEMENT SUMMARY**

<u>Description</u>	<u>Dollars</u>
Color Copies	10.55
Photocopies	0.10
Travel	140.23
<b>TOTAL</b>	<b>\$150.88</b>

**TOTAL FOR THIS INVOICE ..... \$9,432.88**

**REMITTANCE COPY**

Please Return With Your Payment To:

**ATTN: Accounts Receivable**  
**Nelson Mullins Riley & Scarborough LLP**  
Post Office Drawer 11009  
Columbia, South Carolina 29211  
Telephone (803) 799-2000  
accounts.receivable@nelsonmullins.com

Harris Ventures, Inc.  
ATTN: Eric Coulter  
Staff Zone  
863 Holcomb Bridge Road  
Roswell, GA 30076

Our Matter #                                    020766/01513                                    For Services Through 12/31/22  
Docket No.                                    2021-CP-08-00513  
Name of Matter:                                Tort Complaint

Fees for Professional Services	\$9,282.00	
Charges for Other Services Provided/Expenses Incurred	150.88	
<b>TOTAL FOR THIS INVOICE .....</b>		<b>\$9,432.88</b>

**ADDITIONAL INVOICES OUTSTANDING**

Invoice Number	Invoice Date	Invoice Amount	A/R Balance
2439152	12/12/2022	\$4,641.00	\$4,641.00

**Total Additional Invoices .....**                                    **\$4,641.00**

PLEASE DISREGARD IF PAYMENT IS IN TRANSIT

**Terms of Payment:** Balance due within thirty days of invoice date

**ELECTRONIC PAYMENT INSTRUCTIONS**

**Domestic Wire  
And ACH Transfer**

**Beneficiary:**  
Nelson Mullins Riley &  
Scarborough, LLP  
1320 Main Street  
Columbia, SC 29201  
**Beneficiary Bank:**  
Synovus Bank (formerly NBSC, a division of Synovus Bank)  
1148 Broadway  
Columbus, GA 31901  
**ABA/Routing Number:** 061100606  
**Beneficiary Account:** 1002720611

**Foreign Wire (USD)  
Transfer**

**Beneficiary:**  
Nelson Mullins Riley &  
Scarborough, LLP  
1320 Main Street  
Columbia, SC 29201  
**Beneficiary Bank:**  
Synovus Bank  
Birmingham, Alabama, USA  
**SWIFT Code:** FICOUS44  
**Beneficiary Account:** 1002720611  
(Only if required, in addition to SWIFT  
Code FICOUS44, use ABA 061100606).

**CREDIT CARD PAYMENTS**

<http://www.nelsonmullins.com/pay>

**Reference Field:** Note the Nelson Mullins Invoice and Matter Number.

# EXHIBIT B



RECEIVED

Feb 09 2023

SC Court of Appeals

PROOF OF SERVICE

I, the undersigned Administrative Assistant of the law offices of Nelson Mullins Riley & Scarborough LLP, attorneys for Harris Investment Holdings, LLC, do hereby certify that I have served all counsel in this action with a copy of the pleading(s) hereinbelow specified by mailing a copy of the same by United States Mail, postage prepaid, to the following address(es):

Pleadings:

**RESPONDENT'S MOTION FOR AWARD OF ATTORNEY'S FEES AND COSTS**

Counsel Served:

Thomas R. Goldstein, Esq.  
Belk, Cobb, Infinger & Goldstein, P.A.  
PO Box 71121  
Charleston, SC 29415-1121

*Attorneys for Appellant*



Lydia Spry  
Administrative Assistant

February 9, 2023

Merritt G. Abney  
T 843.534.4110  
merritt.abney@nelsonmullins.com

NELSON MULLINS RILEY & SCARBOROUGH LLP  
ATTORNEYS AND COUNSELORS AT LAW

151 Meeting Street | Sixth Floor  
Charleston, SC 29401-2239  
T 843.853.5200 F 843.722.8700  
nelsonmullins.com

February 9, 2023

**Via Electronic Filing and U.S. Mail**

The Honorable Jenny Abbott Kitchings  
Clerk of South Carolina Court of Appeals  
1220 Senate Street  
Columbia, SC 29201

**RECEIVED**  
**Feb 09 2023**  
**SC Court of Appeals**

RE: Aracelis Santos v. Harris Investment Holdings, LLC  
Appellate Case No.: 2019-00169  
Our File No. 020766/01507

Dear Ms. Kitchings:

Please find attached for electronic filing in the above matter, Respondent's Motion for Award of Attorney's Fees and Costs. Please file the attached document and, if possible, return an electronic version to us bearing the Court's file stamp. A check for the \$50.00 filing fee is being forwarded via U.S. Mail.

By copy of this letter, we are hereby serving this Motion on counsel for the Appellant via electronic mail only.

Thank you for your assistance with this matter. Should you have any questions or need any additional information, please do not hesitate to contact me.

Very truly yours,



Merritt G. Abney

MGA:ls

Enclosure

cc: Thomas R. Goldstein, Esq. (tgoldstein@cobblaw.net)