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Jan 13 2023

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

The Honorable Mikell R. Scarborough
Circuit Court Case No.: 2015-CP-10-7000

Appellate Case No. 2020-000955

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Mar 09 2023

SC Court of Appeals

Thelma Smalls David, Bernard Brown, Benjamin Smalls, Edward Brown, Nicolette James, Robert Brown, Thomas Brown, and Debra Commodore,

Appellants,

vs.

Donna Lee Cox, Robert R. Cox, Jr., Shawn Thackeray, and Lowcountry Highlanders Farm, LLC,

and

Bohicket Farms, LLC,

Respondents.

RESPONDENTS' MOTION FOR COSTS

Pursuant to Rule 222 of the South Carolina Appellate Court Rules, Respondents hereby move for Costs against Appellants. Respondents' motion is based on this Court's affirmance, in Unpublished Opinion No. 2022-UP-457, of the lower court's judgment which was on appeal. The Remittitur was issued on January 3, 2023.

Respondents incurred \$3,609.40 in taxable costs in this matter. A detailed, sworn, itemized statement of costs is attached, along with accompanying documentation of the same. Accordingly, the Respondents respectfully requests that this Court would award them \$3,609.40 in fees and costs, pursuant to Rule 222, SCACR.

Respectfully submitted,



Ainsley F. Tillman
715 King Street
Charleston, South Carolina 29403
(843) 277-2011
Attorney for Respondents
Donna Lee Cox and Robert R. Cox, Jr.

Charleston, South Carolina
January 12, 2023

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PROOF OF SERVICE

I certify that on January 13, 2023, I have served Respondents' Motion for Costs on Appellants by sending the same to their attorney of record, Arthur C. McFarland, at his email addresses of record with AIS.

s/ Ainsley F. Tillman
Attorney for Appellants

From: Ainsley Tillman <Ainsley.Tillman@fordwallace.com>
Sent: Friday, January 13, 2023 10:38 AM
To: Arthur McFarland <cecilesq@aol.com>
Cc: dsinkler@gibbs-holmes.com <dsinkler@gibbs-holmes.com>; rileybradham@att.net <rileybradham@att.net>; Ian Ford <ian.ford@fordwallace.com>
Subject: Re: Thelma David v. Donna Cox- Appellate Case No. 2020-000955

Good morning, Mr. McFarland,

Attached for service on you, please find Respondents' Motion for Costs on Appeal and an Itemized Statement of Costs.

Sincerely,
Ainsley

Ainsley Fisher Tillman
Ford Wallace Thomson LLC
[715 King Street](#)
[Charleston, S.C. 29403](#)

T. 843.266.1289
E. Ainsley.Tillman@FordWallace.com
W. www.FordWallace.com