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May 25 2023

SC Court of Appeals

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY  
Court of Common Pleas

L. Casey Manning, Circuit Court Judge

Appellate Case No. 2020-000501

Vermell Daniels, as Personal Representative of the Estate of Annie Porter,.....Respondent,

v.

THI of South Carolina at Columbia, LLC d/b/a Midlands Health & Rehabilitation Center,.....Appellant.

MOTION FOR COSTS

The Respondent, Vermell Daniels, as Personal Representative of the Estate of Annie Porter, in the above-captioned appeal moves to be awarded costs against the Petitioner, THI of South Carolina at Columbia, LLC d/b/a Midlands Health & Rehabilitation Center, under Rule 222, SCACR. The Respondent’s Motion is based on this Court’s affirmance of the judgment on appeal by Opinion No. 2022-UP-313 filed July 27, 2022. The Remittitur was issued on May 24, 2023.

The Respondent incurred \$2,537.00 in taxable attorney’s fees and costs in this matter. A sworn, itemized statement of these costs is attached. Accordingly, the Respondent respectfully requests that the Court award it \$2,537.00 in fees and costs pursuant to Rule 222, SCACR.

Respectfully submitted,

\_\_\_\_\_  
s/Bradley H. Banyas

Bradley H. Banyas  
HUGHEY LAW FIRM, LLC  
D. Nathan Hughey (SC Bar No. 68409)  
A. Stuart Hudson (SC Bar No. 71609)  
Bradley H. Banyas (SC Bar No. 101668)  
1311 Chuck Dawley Boulevard, Suite 201  
Mount Pleasant, SC 29464  
(843) 881-8644

*Attorneys for Respondent*

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v.

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Center,.....Appellant.

PROOF OF SERVICE

HUGHEY LAW FIRM, LLC  
D. Nathan Hughey (SC Bar No. 68409)  
A. Stuart Hudson (SC Bar No. 71691)  
Bradley H. Banyas (SC Bar No. 101668)  
1311 Chuck Dawley Boulevard, Suite 201  
Mount Pleasant, SC 29464  
(843) 881-8644

*Attorneys for Respondent*

The undersigned certifies that a copy of *Respondent's Motion for Costs and Itemized Statement of Costs* have been served upon counsel for Appellant via electronic mail at the email address as stated in the Attorney Information System and as set forth below this 25th Day of May, 2023.

Stephen L. Brown, Esquire  
D. Jay Davis, Jr., Esquire  
Russell G. Hines, Esquire  
Gaillard T. Dotterer, III, Esquire

May 25, 2023

s/Bradley H. Banyas  
Bradley H. Banyas (SC Bar No. 101668)

*Attorney for Respondent*



**HUGHEY**  
L A W F I R M

**Hughey Law Firm**

1311 Chuck Dawley Blvd. Ste. 201  
Post Office Box 348  
Mt. Pleasant, SC 29464

**p** (843) 881.8644  
**f** 1 (888) 884.8311

Bradley H. Banyas  
brad@hugheyfirm.com

May 25, 2023

**Via US Mail and e-mail ([ctappfilings@sccourts.org](mailto:ctappfilings@sccourts.org))**

Jenny Abbott Kitchings, Clerk of Court  
South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, SC 29211

**RECEIVED**  
**May 25 2023**  
**SC Court of Appeals**

Re: Vermell Daniels as Personal Representative of the Estate of Annie Porter v. THI of South Carolina at Columbia, LLC d/b/a Midlands Health & Rehabilitation Center and Matt Stanley  
Appellate Case No.: 2020-000501

Dear Ms. Kitchings:

Enclosed for filing is the Motion for Costs on behalf of Respondent Vermell Daniels as Personal Representative of the Estate of Annie Porter in the above referenced case, along with our Certificate of Service. We are also filing this Motion electronically with the Court of Appeals via e-mail at [ctappfilings@sccourts.org](mailto:ctappfilings@sccourts.org) pursuant to Section (b)(2) of the Supreme Court's May 6, 2022 Order.

Also enclosed is our firm's check in the amount of \$50.00 for the filing fee in this matter.

We have served this Motion for Costs on counsel for Appellant upon the primary email address listed in the Attorney Information System.

Should you have any questions regarding this matter, please do not hesitate to call.

With kind regards,

Yours truly,

Bradley H. Banyas

CC: Stephen L. Brown (via electronic mail)  
D. Jay Davis, Jr. (via electronic mail)  
Russell G. Hines (via electronic mail)  
Gaillard T. Dotterer, III (via electronic mail)