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Dec 13 2023

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

Perry H. Gravely, Circuit Court Judge

Appellate Case No. 2023-001135

James Dustin Lucas.....Appellant,

vs.

Meghan Seely and Andre Knox,

of whom

Andre Knox is.....Respondent.

REPLY TO RETURN FOR MOTION FOR COSTS

Respondent Andre Knox hereby replies to Appellant’s Return for Motion for Costs. Appellant’s Return initially sets forth a statement and argument regarding mediation and insurance which are not properly before this court or relevant to the present motion or case. Accordingly, Respondent will not address that section of the Return in this Reply except as to object to the production of “Exhibit A” to Appellant’s Return and to request the Court strike the language and exhibit.

Appellant subsequently requests Respondent’s Motion for Costs be denied as briefs were not filed in this action. Respondent admits no briefs were filed in the appeal, and accordingly, does not seeking filing or printing costs as set forth in the motion. However, Respondent did spend time on research and preparation of a Motion to Dismiss and a memorandum addressing appealability, neither of which were filed with this Court due to Appellant’s counsel’s request for

a dismissal as demonstrated in Appellant's "Exhibit B." Respondent did not submit the memorandum or file the Motion to Dismiss, under the belief Appellant was going to dismiss the appeal. Although the documents were not finalized and submitted to the Court, the time and expenses of preparation were still accrued. Accordingly, Respondent requests the Court grant his Motion for Costs pursuant to Rule 222, SCACR.

Respectfully submitted,

CLAWSON and STAUBES, LLC

s/ Jeanmarie Tankersley
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December 13, 2023

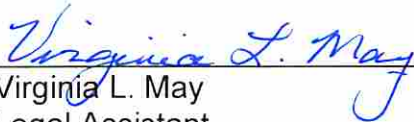
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CERTIFICATE OF SERVICE

I hereby certify that a true copy of the Respondent Andre Knox's Reply to Return for Motion for Costs is being served via e-mail and regular U.S. mail this 13th day of December, 2023, to: Ethan Lee Jedziniak, Esq., Helena L. Jedziniak, Esq., and Joshua D. Hawkins, Esq., counsel for Appellant James Dustin Lucas, Hawkins & Jedziniak, LLC, 1225 S. Church St., Greenville, SC, 29605, e-mail addresses: ethan@hjlsc.com; josh@hjlsc.com; Helena@hjlsc.com; Paralegal@hjlsc.com.



Virginia L. May
Legal Assistant