

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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APPEAL FROM DORCHESTER COUNTY  
Court of Common Pleas

The Honorable George M. McFaddin, Jr.

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Supreme Court Appellate Case No. 2023-000960  
Court of Appeals Appellate Case No. 2020-000985  
Circuit Court Case No. 2018-CP-18-01436

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MONICA BROWN-GANTT,..... Appellant

v.

CENTEX REAL ESTATE COMPANY, LLC and CENTEX HOMES, A NEVADA GENERAL PARTNERSHIP. .... Respondents

And

CENTEX REAL ESTATE COMPANY, LLC and CENTEX HOMES, A NEVADA GENERAL PARTNERSHIP. ....Third-Party Plaintiff

v.

FLOORS, INC. successor by merger to RICE PLANTERS CARPETS, INC. subsequently known as CREATIVE TOUCH INTERIORS, INC. d/b/a/ HD SUPPLY INTERIOR SOLUTIONS and now known as ISI DESIGN AND INSTALLATION SOLUTIONS, INC., J.H. LEE MASONRY, INC. a/k/a JAMES H. LEE MASONRY, INC., DVS, INC., MCDANIEL CONSTRUCTION CO., LLC a/k/a MCDANIEL CONSTRUCTION, INC., and ALL-AMERICAN ROOFING, INC. .... Third-Party Defendants

Of which CENTEX REAL ESTATE COMPANY, LLC and CENTEX HOMES, A NEVADA GENERAL PARTNERSHIP are the. .... Respondents

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**RESPONDENTS’ MOTION FOR COSTS**

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YOU WILL PLEASE TAKE NOTICE that Respondents Centex Real Estate Company, LLC and Centex Homes, A Nevada General Partnership (collectively, “Centex”), hereby move the

Court, pursuant to Rule 222, SCACR, to tax Appellant Monica Brown-Gantt (“Appellant”) for the recoverable fees and costs incurred by Centex in this appeal. This Motion is made on the following grounds:

1. The circuit court entered an order granting summary judgment in favor of Centex on October 18, 2019.
2. The circuit court entered an order denying Appellant’s Motion to Reconsider on June 17, 2020.
3. Appellant filed a Notice of Appeal of those orders on July 7, 2020.
4. On April 5, 2023, the Court of Appeals entered an order affirming the circuit court’s orders.
5. Appellant filed a Petition for Rehearing with the Court of Appeals on April 19, 2023.
6. The Court of Appeals issued an order denying the Petition for Rehearing on May 18, 2023.
7. Appellant filed a Petition for Writ of Certiorari with the Supreme Court on June 15, 2023.
8. The Supreme Court entered an order denying the Petition for Writ of Certiorari on April 16, 2024.
9. The Court of Appeals issued the remittitur on April 17, 2024.

Pursuant to Rule 222, SCACR, Centex requests the Court issue an order assessing costs and fees against Appellant because the decision of the circuit court was affirmed by the Court of Appeals and the Supreme Court denied Appellant’s Petition for a Writ of Certiorari. Centex submits the attached Itemized Statement of Costs.

s/Thomas C. Hildebrand, Jr.  
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Company, LLC and Centex Homes, a Nevada  
General Partnership*

THE STATE OF SOUTH CAROLINA  
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Appellate Case No. 2023-000960  
Case No. 2018-CP-18-01436

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MONICA BROWN-GANTT,..... Petitioner

v.

CENTEX REAL ESTATE COMPANY, LLC and CENTEX HOMES, A NEVADA GENERAL PARTNERSHIP..... Respondents

And

CENTEX REAL ESTATE COMPANY, LLC and CENTEX HOMES, A NEVADA GENERAL PARTNERSHIP..... Third-Party Plaintiff

v.

FLOORS, INC. successor by merger to RICE PLANTERS CARPETS, INC. subsequently known as CREATIVE TOUCH INTERIORS, INC. d/b/a/ HD SUPPLY INTERIOR SOLUTIONS and now known as ISI DESIGN AND INSTALLATION SOLUTIONS, INC., J.H. LEE MASONRY, INC. a/k/a JAMES H. LEE MASONRY, INC., DVS, INC., MCDANIEL CONSTRUCTION CO., LLC a/k/a MCDANIEL CONSTRUCTION, INC., and ALL-AMERICAN ROOFING, INC..... Third-Party Defendants

Of which CENTEX REAL ESTATE COMPANY, LLC and CENTEX HOMES, A NEVADA GENERAL PARTNERSHIP are the Respondents

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**PROOF OF SERVICE**

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The undersigned hereby certifies that the Respondents' Motion for Costs was served on the below-listed counsel of record via electronic mail on April 24, 2024. A copy of the service email is attached hereto as Exhibit "A".

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s/Thomas C. Hildebrand, Jr.

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April 24, 2024

*Attorneys for Respondents Centex Real Estate  
Company, LLC and Centex Homes, a Nevada  
General Partnership*

**From:** [Heuss, Lauren A.](#)  
**To:** [wkalivas@scnlaw.com](mailto:wkalivas@scnlaw.com)  
**Cc:** [Hildebrand, Jr., Thomas C.](#); [Dawson, Jr., Katon E.](#); [Land, Greyson](#); [Gouin, Kelly J.](#)  
**Subject:** Monica Brown-Gantt v. Centex Real Estate Company, LLC, et al.; Respondents' Motion for Costs  
**Date:** Wednesday, April 24, 2024 1:13:20 PM  
**Attachments:** [Centex's Motion for Costs and Fees.pdf](#)  
[Itemized Statement of Costs.pdf](#)

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Mr. Kalivas,

Attached for service please find Respondents' Motion for Costs, along with the Itemized Statement of Costs in the above matter.

Thank you.