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Jul 22 2024

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM FLORENCE COUNTY
Court of Common Pleas
Michael L. Nettles, Circuit Court Judge

Appellate Case No. 2022-00131
Case Nos. 2020-CP-21-1297/1296

Walt Parker Appellant,

v.

Florence Carpet & Tile, Inc., John C. Curl, and Mike Barker..... Respondents.

AND

Allison Parker Appellant,

v.

Florence Carpet & Tile, Inc., John C. Curl, and Mike Barker..... Respondents.

MOTION FOR COSTS UNDER RULE 222, SCACR

J. René Josey, Esq.
Jeffrey L. Payne, Esq.
TURNER, PADGET, GRAHAM & LANEY, P.A.
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Florence, SC 29502-5478
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ATTORNEYS FOR RESPONDENTS

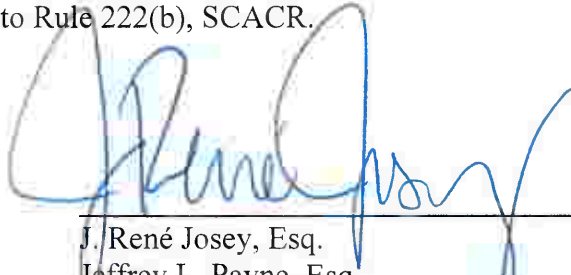
Other Counsel:

Jerome Scott Kozacki, Esq.
WILLCOX, BUYCK AND WILLIAMS, P.A.
P.O. Box 1909
Florence, SC 29503
(843) 662-3258

Attorneys for the Appellants

Respondents moves, pursuant to Rule 222, SCACR, for an award of costs and attorney's fees incurred in defending this appeal. Rule 222(a) provides that, unless otherwise ordered or agreed upon by the parties, costs shall be taxed against the Appellants when the appeal is dismissed. Rule 222(b), SCACR, entitles the prevailing party on appeal to recover costs actually incurred in responding to an appeal including an attorney's fee award of Two Thousand Five Hundred and 00/100 (\$2,500.00) Dollars. Accordingly, Respondents ask the Court to award them Two Thousand Five Hundred Sixty-Three and no/100 (\$2,563.00) Dollars in costs and attorney's fees under Rule 222(b), SCACR. In support of our motion, we have attached an Itemized Statement of Costs, pursuant to Rule 222(b), SCACR.

July 22, 2024

A handwritten signature in blue ink, appearing to read "J. René Josey", is written over a horizontal line. The signature is fluid and cursive.

J. René Josey, Esq.
Jeffrey L. Payne, Esq.
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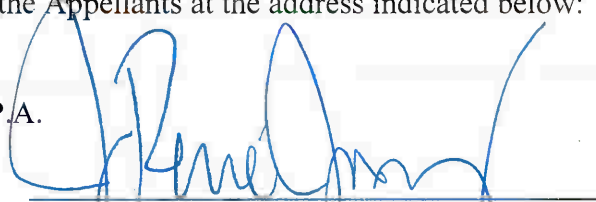
v.

Florence Carpet & Tile, Inc., John C. Curl, and Mike Barker Respondents.

PROOF OF SERVICE

I certify that I have served a copy of the Motion for Costs and Itemized Statements of Costs by depositing copies of the same in the United States mail, postage prepaid, on July 22, 2024, to counsel for the Appellants at the address indicated below:

Jerome Scott Kozacki, Esq.
WILLCOX, BUYCK AND WILLIAMS, P.A.
P.O. Box 1909
Florence, SC 29503



J. René Josey, Esq.
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ATTORNEYS FOR RESPONDENTS

Turner Padget

J. René Josey, Esquire

REPLY TO
E-Mail: JJosey@TurnerPadget.com
Writer's Direct Dial: (843) 656-4451
Writer's Direct Fax: (843) 413-5818

July 22, 2024

VIA US MAIL AND E-MAIL (ctappfilings@sccourts.org)

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

Re: Walter Parker v. Florence Carpet and Tile, Inc., John Curl and Mike Barker
Allison Parker v. Florence Carpet and Tile, Inc., John Curl and Mike Barker
Appellate Case No.: 2022-000131
Our File No.: 4009.106

Dear Ms. Kitchings:

Please find enclosed a Motion to Award Costs Under Rule 222, SCACR and Itemized Statement of Costs regarding the above-referenced matter. We have also enclosed the Proof of Service regarding the same. We are not enclosing additional copies pursuant to Section (b)(2) of the Supreme Court's Order RE: Methods of Electronic Filing and Service Under Rule 262 of the South Carolina Appellate Court Rules.

We would respectfully request that you file the enclosed documents and return a clocked copy of the Motion to Award Costs Under Rule 222, SCACR, Itemized Statement of Costs and Proof of Service to me via electronic mail. As you will recall, my firm mailed a check in the amount of \$50.00 for the requisite filing fee along with my prior letter to you dated July 3, 2024.

By copy of this letter with enclosures to counsel for appellants, Jerome Scott Kozacki, Esquire, I am herewith serving him with copies of the same.

Very truly yours,

TURNER, PADGET, GRAHAM & LANEY, P.A.

J. René Josey, Esquire

JLP/alb/Enclosures

cc: John Curl
Jerome Scott Kozacki, Esquire