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**Oct 08 2024**

**SC Court of Appeals**

IN THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas

The Honorable George M. McFaddin, Jr., Circuit Judge

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Appellate Case No. 2024-001160  
Charleston County Case No.: 2023-CP-10-03607

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Sheila Slomovitz & Maryco Realty, LLC ..... Respondents,

v.

Andrew Sperling and Nina Sperling ..... Appellants.

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**MOTION FOR COSTS ON APPEAL OF RESPONDENTS**

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Respondents, Sheila Slomovitz and Maryco Realty, LLC (“Respondents”) hereby move for the taxation of costs on appeal against Appellants Andrew Sperling and Nina Sperling (“Appellants”) pursuant to Rule 222, SCACR, on the grounds that (1) Appellants petitioned the South Carolina Court of Appeals to reverse the orders Granting Summary Judgment, Entry of Default, and Writ of Ejectment of the circuit court; (2) the South Carolina Court of Appeals dismissed the notice of appeal because Appellants failed to timely serve their notice of appeal; (3) Appellants petitioned the South Carolina Court of Appeals to reinstate their Appeal on the grounds that it was timely filed and served; and (4) the South Carolina Court of Appeals denied Appellants’ petition to reinstate the Appeal. Accordingly, Respondents respectfully request an Order taxing costs against Appellants in the amount of \$2,500 as supported by the attached sworn, itemized statement of costs.

**[SIGNATURE PAGE TO FOLLOW]**

Respectfully submitted,

Dated: October 8, 2024

BARNWELL WHALEY PATTERSON & HELMS

*s/M. Dawes Cooke, Jr.*

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M. Dawes Cooke, Jr. (S.C. Bar No. 1376)

G. Hudson Worthy (S.C. Bar No. 105637)

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***Counsel for Respondents***

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**PROOF OF SERVICE**

I, the undersigned employee of Barnwell Whaley Patterson & Helms, LLC, hereby certify that pursuant to Rule 222 and 262(b), SCACR, I have served the *Motion for Taxation of Costs on Appeal of Respondents Sheila Slomovitz & Maryco Realty, LLC* in this matter upon the Clerk of the South Carolina Court of Appeals, all counsel of record, and all pro se parties by delivering a copy by electronic mail or by mailing a copy by United States Mail, postage prepaid, on October 8, 2024, to the following addresses:

The Honorable Jenny Abbot Kitchings  
Clerk, South Carolina Court of Appeals  
Email: ctappfilings@sccourts.org

Irish Ryan Neville  
496 Bramson Court, Ste. 140  
Mount Pleasant, South Carolina 29464  
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October 8, 2024

s/Rachael Soto  
Rachael Soto