

# The South Carolina Court of Appeals

James G. Blocker, Respondent,

v.

Basem Al Khtaeb, Appellant.

Appellate Case No. 2023-001924

The Honorable Bentley Price  
Charleston County  
Trial Court Case No. 2022CP1041411

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## ORDER

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On February 13, 2024, this appeal was dismissed after Appellant failed to timely request the transcript as required by Rule 207, SCACR. Respondent has now filed a motion for costs pursuant to Rule 222, SCACR, seeking to recover \$2,500.00 in attorney's fees. Appellant did not file a return opposing the request.

We grant the motion in part. *See* Rule 222(a), SCACR ("Unless otherwise ordered by the appellate court or agreed by the parties, costs shall be taxed against the appellant when the appeal is dismissed or judgment on appeal is affirmed."). In light of the dismissal of the appeal occurring early in the appellate process, this court exercises its discretion to award \$750 in attorney's fees. *See* Rule 222(b), SCACR (permitting an appellate court to award an attorney's fee); *Austin v. Stokes-Craven Holding Corp.*, 406 S.C. 187, 199, 750 S.E.2d 78, 84 (2013) (explaining that "it is within [the appellate] Court's discretion whether to award fees and costs under Rule 222"). The Charleston County Clerk of Court is directed to add this award of costs to the remittitur.

  
FOR THE COURT

Columbia, South Carolina

**FILED**  
**Oct 15 2024**

cc:

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