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Jan 23 2025

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM SOUTH CAROLINA COUNTY
Court of Common Pleas
Honorable DeAndrea Gist Benjamin, Circuit Court Judge

Court of Appeals Appellate Case No. 2021-000641
Common Pleas Case No. 2018CP4006557

Stonington Community Association, Inc. **Respondent,**

v.

Carl D. Taylor, Jonathan Stevens, Veronica Stevens, Lena M. Bretous, Vickie M. Wise, Gerald Maynard, Lisa Maynard, Reginald Dalton, Donna Dalton, Thomas Lafayette Brown a/k/a Thomas L. Brown, Sharline Brown, Derrick L. Taylor, Gaye S. Taylor, Syrecea Parker, Carolyn L. Austin, Richea G. House, Sr., Gayle D. House, Larkin Hancock, Jr., Katrina Hancock, Jeffery M. Farmer, Kelly S. Farmer, Anthony T. Reddish, Diann Reddish, Joel H. Daley, Syreta L. Daley, Judy Dove, Henry Faison, Dorothy Brisbon, George L. Lawrence, Annette M. Lawrence, Devinci L. Fulton, and John A Francis, **Defendants,**

of whom Lena M. Bretous, Vickie M. Wise, Gerald Maynard, Lisa Maynard, Derrick L. Taylor, Gaye S. Taylor, Syrecea Parker, Richea G. House, Sr., Gayle D. House, Devinci L. Fulton, and John A. Francis are **Appellants.**

RESPONDENT’S MOTION FOR COSTS PURSUANT TO RULE 222, SCACR

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Attorney for Respondent

Pursuant to Rule 222, SCACR, Respondent hereby move for the taxation of costs against Appellants. In support of this Motion, Respondents would show as follows.

On March 20, 2024, the Court of Appeals issued its opinion (Unpublished Opinion No. 2024-UP-087) *affirming* the order/judgment of the trial court. On June 04, 2024, the Court of Appeals denied Appellants' petition for rehearing. On January 14, 2025, the Supreme Court denied Appellants' petition for writ of certiorari. Remittitur was issued by this Court on January 17, 2025.

Pursuant to 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." The recoverable amounts include an attorney's fee in an amount set by Order of the Supreme Court."¹ Rule 222(b), SCACR. Because the judgement of the trial court was affirmed and Appellants' petition for writ of certiorari was denied, costs are taxable against Appellants pursuant to Rule 222, SCACR, and Respondent is entitled to an award of costs. A sworn itemized statement of costs is attached as Exhibit A and incorporated herein by reference.

WHEREFORE, Respondent prays that costs and attorney's fees be taxed against Appellants in the amount of \$2,665.22, as set forth in itemized statement of costs accompanying this motion.

(Signature page follows.)

¹ Pursuant to order 2018-01-17-02 of the Supreme Court of South Carolina, the amount is currently \$2,500.

Respectfully submitted,

/s/ Valerie Garcia Giovanoli

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January 23, 2025

Columbia, South Carolina

**THE STATE OF SOUTH CAROLINA
IN THE SOUTH CAROLINA COURT OF APPEALS** SC Court of Appeals

**APPEAL FROM THE SOUTH CAROLINA COUNTY
COURT OF COMMON PLEAS**

**The Honorable DeAndrea Gist Benjamin, Circuit Court Judge
Common Pleas Case Number: 2018CP4006557**

Appellate Case No.: 2021-000641

Stonington Community Association, Inc.Respondent,

vs.

Carl D. Taylor, Jonathan Stevens, Veronica Stevens, Lena M. Bretous, Vickie M. Wise, Gerald Maynard, Lisa Maynard, Reginald Dalton, Donna Dalton, Thomas Lafayette Brown a/k/a Thomas L. Brown, Sharline Brown, Derrick L. Taylor, Gaye S. Taylor, Syrecea Parker, Carolyn L. Austin, Richea G. House, Sr., Gayle D. House, Larkin Hancock, Jr., Katrina Hancock, Jeffery M. Farmer, Kelly S. Farmer, Anthony T. Reddish, Diann Reddish, Joel H. Daley, Syretta L. Daley, Judy Dove, Henry Faison, Dorothy Brisbon, George L. Lawrence, Annette M. Lawrence, Devinci L. Fulton, and John A Francis Defendants

of whom Lena M. Bretous, Vickie M. Wise, Gerald Maynard, Lisa Maynard, Derrick L. Taylor, Gaye S. Taylor, Syrecea Parker, Richea G. House, Sr., Gayle D. House, Devinci L. Fulton, and John A. Francis are Appellants.

PROOF OF SERVICE

I hereby certify that on January 23, 2025, I served Respondent’s Motion for costs Pursuant to Rule 222, SCACR upon counsel for Appellants and co-counsel for Respondent by delivering a copy of same by electronic service to the primary e-mail addresses listed in the Attorney Information System (AIS) as follows:

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