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**Apr 07 2025**

**SC Court of Appeals**

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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APPEAL FROM RICHLAND COUNTY  
Court of Common Pleas  
The Honorable Jocelyn Newman, Circuit Court Judge

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Stivers Brothers Automotive, Inc. .... Appellant,

v.

W. Warner Peacock and Peacock Automotive, LLC..... Respondents.

Case No. 2020-CP-40-01934  
Appellate Case No. 2021-001489

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RESPONDENTS' MOTION FOR COSTS ON APPEAL

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Respondents respectfully request the Court to tax the costs allowed on appeal against Appellant pursuant to Rule 222, SCRAP. On December 10, 2021 Appellant appealed the order of the lower court dismissing Appellant's cause of action for violation of the South Carolina Dealers Act and denying Appellant's motion to amend its complaint for a second time. The Court of Appeals affirmed the trial court's decision by its Opinion filed November 6, 2024. Appellant filed a Petition for Rehearing, which was denied by the Court of Appeals on December 6, 2024. Appellant subsequently filed a Petition for Writ of Certiorari on December 30, 2024 which was denied by the South Carolina Supreme Court on April 2, 2025. Pursuant to Rule 222(a), SCRAP Respondents are entitled to their costs.

Respondents are entitled to recover their costs of \$5.60 for copies of the Reply Brief, and an attorney's fee in the amount of \$2,500 as set forth by Order of the Supreme Court on January


17, 2018. Respondents respectfully request the amount taxed to become a part of the judgment of this Court and added to the remittitur.

WHEREFORE, Respondent desires costs to be taxed in the amount of \$2,505.60, which includes recovery of attorney's fee and respectfully requests the Court grant their Motion.

Respectfully submitted,

Dated:

7 April 25



Bradford N. Martin, Esq.

Laura W. H. Teer, Esq.

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Attorneys for Respondents

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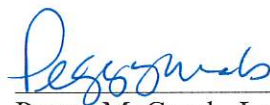
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**PROOF OF SERVICE**

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I, Peggy McComb, Legal Assistant to attorneys for Respondents, W. Warner Peacock and Peacock Automotive, LLC, certify that I have served a copy of Respondents' Motion for Costs on Appeal and Itemized Statement of Costs *via email* and by depositing a copy in the U.S. Mail, sufficient first class postage prepaid, on April 7, 2025 addressed to J. Gregory Studemeyer, Esq. and Ryan Studemeyer, Esq., Studemeyer Law Firm, P.C., Post Office Box 1014, Irmo, SC 29063 and J. Michael Baxley, Esq., Douglas Jennings Law Firm, LLC, 225 Seven Farms Drive, Suite 202, Charleston, SC 29492.

April 7, 2025



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Peggy McComb, Legal Assistant to  
Bradford N. Martin, Esq. (SC Bar No. 3658)  
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