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Aug 29 2025

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas

The Honorable Bentley D. Price
Circuit Court Judge

Appellate Case No. 2023-000222

James R. Brady,

Respondent,

v.

Hilton Head Homes at Allenwood, LLC,
Village Square Development Company LLC
Lancaster Redevelopment Corp., and
Gary L. Grossman,

Appellants.

RESPONDENT'S MOTION FOR TAXATION OF COSTS

Respondent James R. Brady, by and through his undersigned counsel, hereby respectfully moves for taxation of costs against Petitioners Hilton Head Homes at Allenwood, LLC, Village Square Development Company LLC, Lancaster Redevelopment Corp., and Gary L. Grossman (collectively, "Appellants").

This Motion is made pursuant to Rules 240 and 222, SCACR. This Motion is made within 15 days of issuance of the remittitur, which was sent on August 14, 2025. The grounds for this motion are as follows: 1) Respondent and Respondent's counsel expended time and resources defending this appeal before the South Carolina Court of Appeals, including drafting an Initial Brief, Final Brief, a Requested Return to Appellants' Petition for Rehearing, and a

Return to Appellants' Petition for Writ of Certiorari; 2) this Honorable Court affirmed the lower court's verdict and corresponding orders on March 12, 2025 (Unpublished Opinion No. 2025-UP-086) and denied Appellants' Petition for Rehearing on April 17, 2025; 3) the Supreme Court denied Appellants' Petition for Writ of Certiorari on August 13, 2025; and 4) pursuant to Rule 222, SCACR, Respondent is allowed to recover costs on appeal. A sworn, Itemized Statement of Costs showing \$2,795.81 in recoverable costs is attached.

Accordingly, Respondent respectfully requests that this Honorable Court grant his Petition for Taxation of Costs and that Appellants be required to make payment of said costs to Capell Thomson, LLC at the below address within thirty (30) days of entry of an Order on this Motion.

Respectfully submitted,

THE LAW OFFICE OF JESSE SANCHEZ, LLC
s/Jesse Sanchez
Jesse Sanchez (SC Bar No. 101906)
751 Johnnie Dodds Boulevard, Suite 200
Mount Pleasant, SC 29464
(843) 814-8181
jesse@jessesanchezlaw.com

CAPELL THOMSON, LLC

s/Charles W. Thomson
Glynn L. Capell (SC Bar No. 16552)
Charles W. Thomson (SC Bar No. 101471)
102 Wappoo Creek Dr., Unit 8
Charleston, SC 29412
(843) 501-0423

Attorneys for Respondent James R. Brady

August 29, 2025
Mount Pleasant, South Carolina

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Appellants.

PROOF OF SERVICE

I, the undersigned, certify that I have served the *Respondent's Motion for Taxation of Costs* and *Itemized Statement of Costs*, contemporaneously, with filing via electronic mail on Counsel for Appellants, George Hamlin O'Kelley, III, Esquire, at his AIS-designated email address (hamlin.okelley@buistbyars.com) on August 29, 2025.

[Signature on following page]

THE LAW OFFICE OF JESSE SANCHEZ, LLC

s/Jesse Sanchez

Jesse Sanchez, Esquire (SC Bar No. 101906)

751 Johnnie Dodds Boulevard, Suite 200

Mount Pleasant, SC 29464

jesse@jessesanchezlaw.com

(843) 814-8181

ATTORNEY FOR RESPONDENT JAMES R. BRADY

August 29, 2025

Mount Pleasant, South Carolina



August 29, 2025

VIA EMAIL (ctappfilings@sccourts.org)

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1220 Senate Street
Columbia, SC 29201

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Aug 29 2025

SC Court of Appeals

RE: James R. Brady, Respondent v. Hilton Head Homes at Allenwood, LLC,
et al., Appellant. Appellate Case No. 2023-00022

Dear Ms. Kitchings:

Enclosed for filing on behalf of Respondent James R. Brady, please find the following:

- (1) Respondent James R. Brady's Motion for Taxation of Costs with Itemized Statement of Costs; and
- (2) Proof of Service.

A check from my firm for the fifty dollar (\$50.00) filing fee has been placed in today's outgoing mail. Thank you for your assistance with this matter. Should you have any questions or wish to discuss the filing, please do not hesitate to contact me directly.

Sincerely,

s/Jesse Sanchez

Jesse Sanchez (SC Bar No. 101906)

Enclosures (as stated)

Cc: Glynn L. Capell, Esq. (Via Email Only)
Charles W. Thomson, Esq. (Via Email Only)
George Hamlin O'Kelley, III, Esq. (Via Email Only)

THE LAW OFFICE OF JESSE SANCHEZ, LLC

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