

THE STATE OF SOUTH CAROLINA
In the Supreme Court

RECEIVED

APPEAL FROM BERKELY COUNTY
Court of Common Pleas

NOV - 4 2013

Krista Lea Harrington, Circuit Court Judge **S.C. Supreme Court**

Case No. 2007-CP-08-0458

Ronald E. Price and Diana R.B. Price,

Respondent,

v.

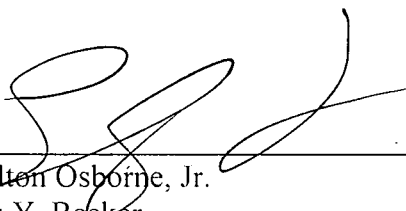
Investors Title Insurance Company,

Petitioner.

RETURN TO MOTION FOR COSTS

Petitioner Investors Title Insurance Company ("Petitioner") is in receipt of the Motion for Costs submitted by Respondents in this matter. The Motion includes a request for \$2,000 total in attorney's fees for this appeal. As the Court is aware, the Writ of Certiorari in this matter was dismissed as improvidently granted prior to the execution of any opinion. For that reason, it would appear the Rule 222, SCACR governs the Motion for Costs in this case, and only one \$1,000 fee award is appropriate. In any event, neither Rule 242, SCACR nor Rule 222, SCACR provides for the recovery of two attorney's fee awards in a single appeal. There are no extraordinary circumstances in this case that would justify the allowance of any additional fees or costs, and Respondents

have not raised any such grounds in their motion. Therefore, any taxation of costs for attorney's fees should be capped at \$1,000.



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Attorneys for Respondent

November 4, 2013

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APPEAL FROM BERKELEY COUNTY
COURT OF COMMON PLEAS

S.C. Supreme Court

THE HONORABLE KRISTI LEA HARRINGTON, CIRCUIT COURT JUDGE

APPELLATE CASE NO. 2011-199386

Ronald E. Price and Diana R.B. Price

Respondents,

v.


Investors Title Insurance Company,

Petitioner.

PROOF OF SERVICE

I certify that I caused a copy of the Return to Motion for Costs to be served on the following individual by depositing a copy of the same in the United States mail, first class, postage prepaid and addressed as follows:

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November 4, 2013