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Sep 29 2025
SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM PICKENS COUNTY
Court of Common Pleas

The Honorable Alex Kinlaw, Jr. and Perry H. Gravely, Circuit Court Judges

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Case No. 2020-CP-39-00266
Appellate Case No. 2022-001499

Click Properties, LLC and Hyper Formance, LLC ..... Respondents

v.

Thomas SC Properties, LLC and All-Tech Tire and Auto Repair, LLC ..... Appellants

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RESPONDENTS' MOTION FOR COSTS ON APPEAL

Respondents respectfully request the Court to tax the costs allowed on appeal against Petitioners pursuant to Rule 222, SCRAP. On October 21, 2022 Petitioners appealed orders and judgments of the lower court.[1]

The Court of Appeals affirmed the lower court's decisions by its Opinion filed March 12, 2025. Petitioner filed a Petition for Rehearing, which was denied by the Court of Appeals on April 10, 2025.

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[1] Order signed by The Hon. Perry H. Gravely filed May 28, 2022 (denying Defendants' Motion to Dismiss and Granting Plaintiffs' Motion for Temporary Injunction); Order of The Hon. Alex Kinlaw filed April 7, 2022 and April 27, 2022 (denying Defendant's Motion to Remove Temporary Injunction and denying Defendant's Motion to Amend Answer); Order of the Hon. Perry H. Gravely filed June 3, 2022 (post trial verdict); Order of the Hon. Perry H. Gravely filed June 6, 2022 (granting in part and denying in part Defendant's Motion for Summary Judgment); Order of the Hon. Alex Kinlaw filed June 30, 2022 (denying Defendant's Motion to Reconsider); Order of the Hon. Perry H. Gravely filed September 21, 2022 on post trial motions); and Jury Verdict Form entered June 3, 2022.

Petitioner subsequently filed a Petition for Writ of Certiorari on May 27, 2025 which was denied by the South Carolina Supreme Court on September 23, 2025. Pursuant to Rule 222(a), SCRAP Respondents are entitled to their costs.

Respondents are entitled to recover their cost of the court reporter's transcript in the amount of $707.00, costs of printing Final Briefs in the amount of $12.90, and their 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 $3,219.90, which includes recovery of attorney's fee and respectfully requests the Court grant their Motion.

Respectfully submitted,

Dated: 29 Sept 25

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ATTORNEYS FOR RESPONDENTS

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PROOF OF SERVICE

I, Peggy McComb, Legal Assistant to attorneys for Respondents, Click Properties, LLC and Hyper Formance, LLC, certify that I have served a copy of Respondents' Motion for Costs on Appeal *via email* on September 29, 2025 to:

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September 29, 2025

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