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SC Court of Appeals

**THE STATE OF SOUTH CAROLINA
In the Court of Appeals**

APPEAL FROM CHARLESTON COUNTY
COURT OF COMMON PLEAS
The Honorable Bentley D. Price
Circuit Court Judge

Appellate Case No. 2024-000350

Michele Graham,.....Appellant,

v.

Mark Ciaburri and Adrienne T. Ciaburri,Respondents

**APPELLANT’S REPLY TO RESPONDENTS’ RETURN ON SECOND SUPPLEMENTAL
MOTION TO STRIKE**

Appellant submits this Reply with the attached Affidavit and supporting exhibits to demonstrate that Respondents’ “Memorandum in Support of Attorney’s Fees” was never made part of the official lower court record. Neither the memorandum nor the underlying “Motion for Sanctions and Award of Attorney’s Fees and Costs Pursuant to SCRCP 65(f)(2)” was ever filed with the clerk or presented to the court. The absence of both filings in the lower court record is among Appellant’s several arguments demonstrating that the award of attorney’s fees was improper. Because the memorandum and motion were never filed or otherwise properly

presented to the circuit court, they cannot lawfully be included in the Record on Appeal under Rule 210(c), SCACR.¹

FACTS

The following timeline, authenticated by Appellant's attached affidavit and Exhibits 1–13, shows that neither a written motion for attorney's fees nor a supporting memorandum was ever filed or properly presented to the circuit court.

1. **September 24, 2020:** A hearing was held on Appellant's Motion for Temporary Injunction.
2. **September 24, 2020, Prior to and During the Hearing:** The Respondents' motion for attorney's fees was not noticed, presented or argued.
3. **September 24, 2020, Immediately After the Hearing:** Counsel for Respondents, Mr. Corvey, handed Appellant a one-page document titled "Motion for Sanctions and Award of Attorney's Fees and Costs Pursuant to SCRCF 65(f)(2)" and stated that he had given a copy to the judge. This occurred outside the proceeding.
4. **September 30, 2020:** The Court filed a Form 4 Order denying Appellant's Motion for Temporary Injunction.
5. **October 2, 2020:** Respondents' counsel emailed chambers inquiring about the attorney's fee motion because it was not addressed in the September 30, 2020 Form 4 Order.
(Exhibit 1)
6. **October 2, 2020:** Judge Price's law clerk replied to counsel's inquiry. *(Exhibit 2)*

¹ The Respondents' "Motion for Sanctions and Award of Attorney's Fees and Costs Pursuant to SCRCF 65(f)(2)" was not designated for inclusion by either party and does not appear as a filed entry in the Record on Appeal. Appellant notes this for clarity, as the underlying motion is not the subject of this Reply.

7. **October 5, 2020:** Respondents' counsel emailed chambers **unfiled copies** of (1) a "Memorandum in Support of Award of Attorney's Fees²," (2) a "Motion for Attorney's Fees," and (3) an "Amended Affidavit in Support of Award of Fees." (*Exhibit 3*)
8. **October 6, 2020:** Judge Price's law clerk sent two emails to the parties: The first, at 1:05 PM, stated that Judge Price would address the motion at a later date. The second, at 2:44 PM, informed counsel that **if he wanted the motion heard, he must file it with the Clerk's Office because no such motion was on file.** (*Exhibits 4-5*)
9. **After October 6, 2020:** Respondents never filed the motion or the memorandum.
10. **December 11, 2020:** The court held scheduled hearings on the Town of Mount Pleasant's Motion to Dismiss and Respondents' Motion for Summary Judgment. No motion for attorney's fees was noticed for hearing or on file at that time.
11. **December 22, 2020:** The Court issued a Form 4 Order granting the Town's motion to dismiss and denying Respondents' summary judgment motion. The order also stated that Respondents' "motion for attorney's fees" was "granted as to the preliminary injunction hearing held on September 24, 2020." (*Exhibit 6*)
12. **December 29, 2020:** Appellant filed a Rule 59(e) Motion to Reconsider the December 22 order, arguing, among other things, that (a) no motion for attorney's fees was filed, (b) there was no notice or hearing on the issue, and (c) Appellant was denied an opportunity to oppose the motion.
13. **February 16, 2021:** The Court denied Appellant's Rule 59(e) Motion.
14. **November 18, 2021:** Respondents' counsel emailed chambers asking whether a ruling had been made as to the amount of fees and sent two follow-ups. (*Exhibits 7, 8 and 9*)

² This is the document the Appellant seeks to be stricken from inclusion in the Record on Appeal.

15. **December 20, 2021:** Chambers replied on Dec. 20, 2021, stating that Judge Price would like to hold a hearing on the motion. (*Exhibit 10*)
16. **December 20, 2021:** Appellant replied requesting that a court reporter be present for any hearing on the motion. (*Exhibit 11*)
17. **After December 20, 2021: No hearing was ever held for Respondents’ motion.** There was no further discussion or action regarding an attorney’s fee hearing.
18. **December 14, 2023:** Two years later, Respondents’ counsel emailed Judge Price’s new law clerk requesting a ruling on the amount of attorney’s fees and offering to provide a proposed order. (*Exhibit 12*)
19. **February 16, 2024:** Judge Price’s administrative assistant emailed counsel instructing him to e-file his affidavit of fees and a proposed order. (*Exhibit 13*)

ARGUMENT

I. RESPONDENTS’ MEMORANDUM MUST BE STRICKEN UNDER RULE 210(C), SCACR

Rule 210(c), SCACR, expressly prohibits inclusion in the Record on Appeal of any matter “which was not presented to the lower court or tribunal.” The Respondents’ “Memorandum in Support of Attorney’s Fees” and the underlying “Motion for Sanctions and Award of Attorney’s Fees and Costs Pursuant to SCRCP 65(f)(2)” were never filed with the Clerk of Court or presented to the circuit court in any lawful manner. The only copy of the underlying motion appearing anywhere in the record exists as an exhibit to Appellant’s Rule 59(e) Motion for Reconsideration, where it was attached solely to demonstrate that Respondents had never properly filed it.

A. Respondents' Assertion That the Motion for Attorney's Fees Was "Argued" Or Otherwise Presented to the Circuit Court Is Unsupported by the Record.

The attached correspondence from the judge's law clerk (Exhibits 4–5) confirms that, on October 6, 2020, counsel for Respondents was expressly informed that no such motion was on file and was advised to file it with the Clerk's Office if he wanted to present the motion. The October 6, 2020 email from Judge Price's law clerk states: "If you'd like this motion to be heard, you will have to file it with the Clerk's Office. They do not have any Motion for Fees on file and cannot create a motion in the system." That instruction itself demonstrates that Respondents had not been heard on any motion for attorney's fees and that the issue had never been argued before the court.

A year later, on December 20, 2021, Judge Price's law clerk again informed Mr. Corvey that Judge Price would like a hearing on the motion for attorney's fees (Exhibit 10).³ However, no hearing was ever held on that motion. Consistent with that fact, there is no transcript in the record of any hearing or presentation of that motion or its contents. These facts further confirm that the motion and supporting memorandum were never properly before the circuit court for consideration. Accordingly, Rule 210(c), SCACR, bars its inclusion in the Record on Appeal.

B. Respondents' Claim That Appellant Should Have Raised This Earlier Is Misguided

Respondents assert that Appellant should have challenged the inclusion of the memorandum in an earlier motion to strike. This assertion reflects a misunderstanding of appellate motions practice and the continuing obligation to ensure an accurate record. The South

³ This email illustrates both the procedural irregularity of granting an unfiled and unrepresented motion for attorney's fees in the December 22, 2020 Form 4 (Exhibit 6) and the inconsistency of denying Appellant's Rule 59(e) motion while later attempting to hold a hearing on that same motion more than a year after it had been "granted." It further demonstrates that, as of late 2021, Respondents' motion for fees had still not been presented to the court.

Carolina Appellate Court Rules impose no waiver for failure to identify an improper record inclusion in an earlier motion, and Rule 210(c) requires that the Record contain only material properly before the lower court. Ensuring the accuracy of the Record is a continuing obligation, not a waivable procedural step. Appellant discovered the inclusion of the unfiled memorandum during preparation of the Record on Appeal and moved promptly to correct it. To avoid further delay, Appellant filed the Record on Appeal contemporaneously with this motion to strike, omitting the challenged entries pending the Court's determination.

CONCLUSION

The sequence of communications, as evidenced by the attached email exhibits, clearly establishes that Respondents never presented or argued their motion for attorney's fees before the court. Including the unfiled memorandum in the Record on Appeal would violate Rule 210(c), SCACR, which prohibits the inclusion of any matter not presented to the lower court. Despite being advised that the motion and supporting memorandum would need to be filed in order to be heard, neither document was ever filed with the Clerk of Court or lawfully presented to the circuit court. Allowing unfiled and unrepresented materials to remain in the Record would reward noncompliance with procedural rules, distort the record of what was actually before the lower court, and undermine the integrity of the appellate process.

For these reasons, Appellant respectfully requests that this Court strike from the Record on Appeal (1) the unfiled "Memorandum in Support of Attorney's Fees" and (2) the Respondents' motion to dismiss in the magistrate court, which was presented only orally and not as a written filing.

Respectfully submitted,



Michele Graham
1661 Babington Way
Mount Pleasant, SC 29464
843-532-7252
michele.graham0318@gmail.com
Appellant

October 7, 2025

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY
COURT OF COMMON PLEAS
The Honorable Bentley D. Price
Circuit Court Judge

Appellate Case No. 2024-000350

Michele Graham,.....Appellant,

v.

Mark Ciaburri and Adrienne T. Ciaburri,Respondents

AFFIDAVIT OF APPELLANT MICHELE GRAHAM

I, Michele Graham, being duly sworn, state as follows:

1. I am the Appellant in the above-captioned case and submit this affidavit in support of my Reply and Second Supplemental Motion to Strike.

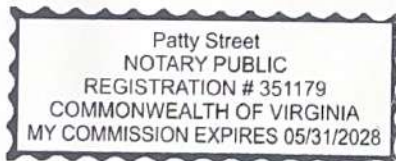
2. Attached hereto as Exhibits 1 through 13 are true and correct copies of email correspondences and court communications referenced in my Reply, demonstrating that Respondents' "Memorandum in Support of Attorney's Fees" and related motion were never filed with the Clerk of Court or presented to the circuit court.

3. Each exhibit was obtained directly from the email communications between the parties and Judge Price's chambers.
4. This affidavit is made for the purpose of authenticating the attached exhibits and ensuring the accuracy of the record before this Court.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge and belief.

Michele Graham

Michele Graham
Appellant



Patty Street
10/7/25

EXHIBIT LIST

Exhibit No.	Description	Page #
1	October 2, 2020 – Email from Respondents’ Counsel to Chambers. Counsel for Respondents inquires why the Form 4 Order entered on September 30, 2020, did not address attorney’s fees.	EX. 1
2	October 2, 2020 – Email Response from Judge Price’s Law Clerk to Counsel. Law clerk replies to counsel’s inquiry regarding the omission of attorney’s fees from the Form 4 Order.	EX. 2
3	October 5, 2020 – Email from Respondents’ Counsel to Chambers with Attachments. Counsel sends unfiled copies of (1) Memorandum in Support of Award of Attorney’s Fees, (2) Motion for Attorney’s Fees, and (3) Amended Affidavit in Support of Award of Fees directly to chambers.	EX. 3
4	October 6, 2020 – 1:05 PM Email from Judge Price’s Law Clerk to Parties. Law clerk informs the parties that Judge Price will address the attorney’s-fee motion at a later date.	EX. 4
5	October 6, 2020 – 2:44 PM Email from Judge Price’s Law Clerk to Counsel. Law clerk advises Respondents’ counsel that, if he wishes the motion to be heard, he must file it with the Clerk’s Office because “no Motion for Fees [is] on file.”	EX. 5
6	December 22, 2020 – Form 4 Order. Court grants the Town of Mount Pleasant’s motion to dismiss, denies Respondents’ motion for summary judgment, and—without a filed motion—purports to grant Respondents’ “motion for attorney’s fees as to the September 24, 2020 preliminary-injunction hearing.”	EX. 6
7	November 18, 2021 – Email from Respondents’ Counsel to Chambers. Counsel asks whether a ruling has been issued on the amount of attorney’s fees.	EX. 7
8	November 29, 2021 – Follow-Up Email from Respondents’ Counsel to Chambers. Counsel renews his inquiry about a ruling on attorney’s fees.	EX. 8

9	<p>December 6, 2021 – Second Follow-Up Email from Respondents’ Counsel to Chambers. Counsel again requests an update regarding the attorney’s fee ruling.</p>	EX. 9
10	<p>December 20, 2021 – Email from Judge Price’s Law Clerk to Parties. Law clerk states that Judge Price “would like a hearing on the motion for attorney’s fees.”</p>	EX. 10
11	<p>December 20, 2021 – Email from Appellant to Chambers. Appellant requests that a court reporter be present for any hearing on Respondents’ motion for attorney’s fees.</p>	EX. 11
12	<p>December 14, 2023 – Email from Respondents’ Counsel to Judge Price’s New Law Clerk. Counsel requests a ruling on the amount of attorney’s fees and offers to submit a proposed order.</p>	EX. 12
13	<p>February 16, 2024 – Email from Judge Price’s Administrative Assistant to Counsel. Administrative assistant instructs Respondents’ counsel to e-file his affidavit of fees and proposed order.</p>	EX. 13

Graham v. Ciaburri Et. Al.

Ted Corvey <ted@kcslawfirm.com>

Fri, Oct 2, 2020 at 12:47 PM

To: "Price, Bentley Law Clerk (Aimee Intagliata)" <bpricelc@sccourts.org>

Cc: Michele Graham <michele.graham0318@gmail.com>, Drew Butler <DButler@richardsonplowden.com>, James Haarsgaard <JHaarsgaard@richardsonplowden.com>

Ms. Intagliata,

My apologies. My colleague brought to my attention that Judge Price has already ruled. I must have missed the e-filing notice. It appears from the Filed Form 4 order that the ruling did not include any determination on my motion for attorney's fees. If there is anything additional the Court would like me to submit on that pending motion (proposed order or otherwise) please do not hesitate to let me know.

Hope everyone has a great weekend.

Best,
Ted

[Quoted text hidden]

--

Edward "Ted" R. Corvey, III, Managing Partner

Tel: 843-642-8792 | Fax: 843-642-8793

Ted@KCSlawfirm.com

914 Folly Road, Suite B

Charleston, South Carolina 29412



KIDD CORVEY & SIMPSON, LLC

ATTORNEYS AT LAW



EXHIBIT 2

Michele Graham <michele.graham0318@gmail.com>

Graham v. Ciaburri Et. Al.

Price, Bentley Law Clerk (Aimee Intagliata) <bpricelc@sccourts.org>

Fri, Oct 2, 2020 at 1:57 PM

To: Ted Corvey <ted@kcslawfirm.com>

Cc: Michele Graham <michele.graham0318@gmail.com>, Drew Butler <DButler@richardsonplowden.com>, James Haarsgaard <JHaarsgaard@richardsonplowden.com>, "Price, Bentley Secretary (Tamara Walters)" <bpricesc@sccourts.org>

Good afternoon Mr. Corvey,

Sorry for leaving your motion for fees out of the Form 4. I will have to discuss this with Judge Price and determine what his ruling is. Please send any memorandum or other supportive material you think appropriate.

Ms. Graham, please send any memorandum or other supportive material you think appropriate.

If you'd like your memorandum or materials to be part of the official record, please e-file it. Otherwise, emailing me a Word or PDF copy is fine.

Thank you both and have a nice weekend,

Aimee Intagliata

Law Clerk to the Honorable Bentley Price

The Circuit Court of South Carolina

Ninth Judicial Circuit

100 Broad Street

Charleston, SC 29403

From: Ted Corvey <ted@kcslawfirm.com>

Sent: Friday, October 2, 2020 12:48 PM

To: Price, Bentley Law Clerk (Aimee Intagliata) <bpricelc@sccourts.org>

Cc: Michele Graham <michele.graham0318@gmail.com>; Drew Butler <DButler@richardsonplowden.com>; James Haarsgaard <JHaarsgaard@richardsonplowden.com>

Subject: Re: Graham v. Ciaburri Et. Al.

Graham v. Ciaburri Et. Al.

Ted Corvey <ted@kcslawfirm.com>

Mon, Oct 5, 2020 at 10:10 PM

To: Michele Graham <michele.graham0318@gmail.com>

Cc: "Price, Bentley Law Clerk (Aimee Intagliata)" <bpricelc@sccourts.org>, Drew Butler <DButler@richardsonplowden.com>, James Haarsgaard <JHaarsgaard@richardsonplowden.com>, "Price, Bentley Secretary (Tamara Walters)" <bpricesc@sccourts.org>

Ms. Intaglia,

Attached is the following from my clients: 1. Memo in Support of Award of Attorney's Fees; 2. Motion for Attorney's Fees; 3. Amended Affidavit in Support of Award of Attorney's Fees.

Should you need anything further, or if Judge Price would like the parties to submit draft order's please do not hesitate to let me know.

Best,
Ted

[Quoted text hidden]

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Edward "Ted" R. Corvey, III, Managing Partner

Tel: 843-642-8792 | Fax: 843-642-8793

Ted@KCSlawfirm.com

914 Folly Road, Suite B

Charleston, South Carolina 29412



KIDD CORVEY & SIMPSON, LLC

ATTORNEYS AT LAW

3 attachments**Ciaburri - Memo in Support of Grant of Attorneys Fees.pdf**

183K

**Ciaburri - Motion for Attorney's Fees and Costs SCRCP 65.pdf**

127K

**Ciaburri - Amended Affidavit in Support of Award of Attorney's Fees.pdf**

3326K



EXHIBIT 4

Michele Graham <michele.graham0318@gmail.com>

Graham v. Ciaburri Et. Al.

Price, Bentley Law Clerk (Aimee Intagliata) <bpricelc@sccourts.org>

Tue, Oct 6, 2020 at 1:05 PM

To: Ted Corvey <ted@kcslawfirm.com>, Michele Graham <michele.graham0318@gmail.com>

Cc: Drew Butler <DButler@richardsonplowden.com>, James Haarsgaard <JHaarsgaard@richardsonplowden.com>, "Price, Bentley Secretary (Tamara Walters)" <bpricesc@sccourts.org>, "Lisa E. Chapman" <LChapman@charlestoncounty.org>

Good afternoon all,

Judge Price is continuing the Defendant's Motion for Fees and feels it would be prudent to address this motion when the more dispositive motions are ruled on.

Thank you,

[Quoted text hidden]

[Quoted text hidden]

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[Redacted signature]

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[Redacted signature]

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# EXHIBIT 5

Michele Graham <michele.graham0318@gmail.com>

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## Graham v. Ciaburri Et. Al.

---

Price, Bentley Law Clerk (Aimee Intagliata) <bpricelc@sccourts.org>

Tue, Oct 6, 2020 at 2:44 PM

To: Ted Corvey <ted@kcslawfirm.com>, Michele Graham <michele.graham0318@gmail.com>

Cc: Drew Butler <DButler@richardsonplowden.com>, James Haarsgaard <JHaarsgaard@richardsonplowden.com>, "Price, Bentley Secretary (Tamara Walters)" <bpricesc@sccourts.org>, "Lisa E. Chapman" <LChapman@charlestoncounty.org>

All,

If you'd like this motion to be heard, you will have to file it with the Clerk's office. They do not have any Motion for Fees on file and cannot create a motion in the system.

Please let me know if you have any questions.

Thanks,

Aimee Intagliata

Law Clerk to the Honorable Bentley Price

The Circuit Court of South Carolina

Ninth Judicial Circuit

100 Broad Street

Charleston, SC 29403

**From:** Price, Bentley Law Clerk (Aimee Intagliata)

**Sent:** Tuesday, October 6, 2020 1:05 PM

**To:** 'Ted Corvey' <ted@kcslawfirm.com>; Michele Graham <michele.graham0318@gmail.com>

**Cc:** Drew Butler <DButler@richardsonplowden.com>; James Haarsgaard <JHaarsgaard@richardsonplowden.com>; Price, Bentley Secretary (Tamara Walters) <bpricesc@sccourts.org>; 'Lisa E. Chapman' <LChapman@charlestoncounty.org>

**Subject:** RE: Graham v. Ciaburri Et. Al.

Good afternoon all,

Michele Graham  
PLAINTIFF(S)

Mark Ciaburri et al  
DEFENDANT(S)

**DISPOSITION TYPE (CHECK ONE)**

- JURY VERDICT.** This action came before the court for a trial by jury. The issues have been tried and a verdict rendered.
- DECISION BY THE COURT.** This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.
- ACTION DISMISSED (CHECK REASON):**  Rule 12(b), SCRPC;  Rule 41(a), SCRPC (Vol. Nonsuit);  Rule 43(k), SCRPC (Settled);  
 Other
- ACTION STRICKEN (CHECK REASON):**  Rule 40(j), SCRPC;  Bankruptcy;  
 Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award;  
 Other
- STAYED DUE TO BANKRUPTCY**
- DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE BOX):**  
 Affirmed;  Reversed;  Remanded;  
 Other

NOTE: ATTORNEYS ARE RESPONSIBLE FOR NOTIFYING LOWER COURT, TRIBUNAL, OR ADMINISTRATIVE AGENCY OF THE CIRCUIT COURT RULING IN THIS APPEAL.

**IT IS ORDERED AND ADJUDGED:**  See attached order (formal order to follow)  Statement of Judgment by the Court:

The Town of Mount Pleasant's Motion to Dismiss is granted as to The Town of Mount Pleasant Police Department, Christa Hoffman, Heather Cumbee and Shelby Walker. The only remaining Defendants in this action shall be Mark Ciaburri and Adrienne Thompson Ciaburri.

Defendant Mark Ciaburri's Motion for Summary Judgment is denied.

Defendant Mark Ciaburri's Motion for Attorneys fees is granted as to the Preliminary Injunction hearing heard before this Court on September 24, 2020. Defense counsel shall submit an affidavit of fees from the September 24, 2020 hearing. The Court will consider these fees and award the appropriate amount at such time.

**ORDER INFORMATION**

This order  ends  does not end the case.  See Page 2 for additional information.

**For Clerk of Court Office Use Only**

This judgment was electronically entered by the Clerk of Court as reflected on the Electronic Time Stamp, and a copy mailed first class to any party not proceeding in the Electronic Filing System on 12/21/2020 .

Mount Pleasant Patrol Officer Town of  
Michele Graham for Michele Graham  
Michele Graham for Michele Graham  
Mount Pleasant Animal Control Officer Town of

**NAMES OF TRADITIONAL FILERS SERVED BY MAIL**

# EXHIBIT 7



Exhibit 1

Michele Graham <michele.graham0318@gmail.com>

## 2020CP1003397 Graham v. Ciaburri - Outstanding Motion for Attorney's Fees

Ted Corvey <ted@corveylawfirm.com>

Thu, Nov 18, 2021 at 8:08 PM

To: "Price, Bentley Law Clerk (Aimee Intagliata)" <bpricelc@sccourts.org>

Cc: Michele Graham <michele.graham0318@gmail.com>

Ms. Intagliata,

Judge Price ruled to grant attorney's fees following my motion for the same. However, he took under advisement the amount to award. I wanted to follow up to see if a ruling has been made on that aspect of my motion and if there was anything additional I could provide regarding that outstanding aspect of the Court's prior ruling?

I have copied the Plaintiff, Ms. Graham, on this email.

Respectfully,  
Ted

--

**Edward "Ted" R. Corvey, III**

Attorney & Managing Partner



Email: [Ted@CorveyLawFirm.com](mailto:Ted@CorveyLawFirm.com)

Tel: (843) 625-8600 Fax: (843) 625-8601

[www.CorveyLawFirm.com](http://www.CorveyLawFirm.com)

815 Savannah Highway Ste. 201

Charleston, South Carolina 29407

**CORVEY LAW FIRM, LLC**

ATTORNEYS AND COUNSELORS AT LAW

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Exhibit 2

Michele Graham <michele.graham0318@gmail.com>

2020CP1003397 Graham v. Ciaburri - Outstanding Motion for Attorney's Fees

Ted Corvey <ted@corveylawfirm.com>  
To: "Price, Bentley Law Clerk (Aimee Intagliata)" <bpricelc@sccourts.org>  
Cc: Michele Graham <michele.graham0318@gmail.com>

Thu, Dec 2, 2021 at 1:54 PM

Ms. Intagliata,

Just following up regarding the below.

Respectfully,  
Ted

On Thu, Nov 18, 2021 at 8:08 PM Ted Corvey <ted@corveylawfirm.com> wrote:  
Ms. Intagliata,

Judge Price ruled to grant attorney's fees following my motion for the same. However, he took under advisement the amount to award. I wanted to follow up to see if a ruling has been made on that aspect of my motion and if there was anything additional I could provide regarding that outstanding aspect of the Court's prior ruling?

I have copied the Plaintiff, Ms. Graham, on this email.

Respectfully,  
Ted

--

Edward "Ted" R. Corvey, III  
Attorney & Managing Partner

Email: Ted@CorveyLawFirm.com  
Tel: (843) 625-8600 Fax: (843) 625-8601  
www.CorveyLawFirm.com  
315 Savannah Highway Ste. 201  
Charleston, South Carolina 29407

CORVEY LAW FIRM, LLC  
ATTORNEYS AND COUNSELORS AT LAW

**Confidentiality Notice:** This email is covered by the Electronic Communications Privacy Act, 18 U.S.C §§ 2510-2521, and is legally privileged. This email (and any associated and/or attached files) contains confidential and/or legally privileged information from the Corvey Law Firm, LLC, and is intended solely for the use of the individual(s) named in this email. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution, or the taking of any action based on or in reliance upon the contents of this email (any associated and/or attached files) is strictly prohibited. If you have received this email in error, please destroy this email and notify our office via reply email. Thank you.



Exhibit 3

Michele Graham <michele.graham0318@gmail.com>

## 2020CP1003397 Graham v. Ciaburri - Outstanding Motion for Attorney's Fees

Ted Corvey <ted@corveylawfirm.com>

Thu, Dec 16, 2021 at 3:04 PM

To: "Price, Bentley Law Clerk (Aimee Intagliata)" <bpricelc@sccourts.org>

Cc: Michele Graham <michele.graham0318@gmail.com>

Ms. Intagliata,

Again, following up on the below. Please advise if it is best and/or if it is Judge Price's preference for me to request a hearing in lieu of email follow up.

Respectfully,  
Ted

On Thu, Dec 2, 2021 at 1:54 PM Ted Corvey <ted@corveylawfirm.com> wrote:

Ms. Intagliata,

Just following up regarding the below.

Respectfully,  
Ted

On Thu, Nov 18, 2021 at 8:08 PM Ted Corvey <ted@corveylawfirm.com> wrote:

Ms. Intagliata,

Judge Price ruled to grant attorney's fees following my motion for the same. However, he took under advisement the amount to award. I wanted to follow up to see if a ruling has been made on that aspect of my motion and if there was anything additional I could provide regarding that outstanding aspect of the Court's prior ruling?

I have copied the Plaintiff, Ms. Graham, on this email.

Respectfully,  
Ted

--

**Edward "Ted" R. Corvey, III**

Attorney & Managing Partner

-----\*

Email: [Ted@CorveyLawFirm.com](mailto:Ted@CorveyLawFirm.com)

Tel: (843) 625-8600 Fax: (843) 625-8601

[www.CorveyLawFirm.com](http://www.CorveyLawFirm.com)

815 Savannah Highway Ste. 201

Charleston, South Carolina 29407

**CORVEY LAW FIRM, LLC**  
ATTORNEYS AND COUNSELORS AT LAW

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# EXHIBIT 10



Gmail

Exhibit 4

Michele Graham <michele.graham0318@gmail.com>

## 2020CP1003397 Graham v. Ciaburri - Outstanding Motion for Attorney's Fees

Price, Bentley Law Clerk (Aimee Intagliata) <bpricelc@sccourts.org> Mon, Dec 20, 2021 at 2:51 PM  
 To: Ted Corvey <ted@corveylawfirm.com>, Angela Rigney <ARigney@charlestoncounty.org>  
 Cc: Michele Graham <michele.graham0318@gmail.com>

Good afternoon Mr. Corvey,

Judge Price would like a hearing on this motion. I've added Angela Rigney, the roster coordinator, to this email chain.

Angela, please add this to Judge Price's civil roster for one day during the week of January 31, 2022.

Thank you,

Aimee

**From:** Ted Corvey <ted@corveylawfirm.com>  
**Sent:** Thursday, December 16, 2021 3:05 PM  
**To:** Price, Bentley Law Clerk (Aimee Intagliata) <bpricelc@sccourts.org>  
**Cc:** Michele Graham <michele.graham0318@gmail.com>  
**Subject:** Re: 2020CP1003397 Graham v. Ciaburri - Outstanding Motion for Attorney's Fees

**\*\*\* EXTERNAL EMAIL:** This email originated from outside the organization. Please exercise caution before clicking any links or opening attachments. \*\*\*

Ms. Intagliata,

Again, following up on the below. Please advise if it is best and/or if it is Judge Price's preference for me to request a hearing in lieu of email follow up.

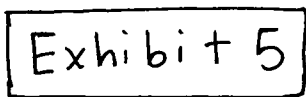
Respectfully,

Ted

On Thu, Dec 2, 2021 at 1:54 PM Ted Corvey <ted@corveylawfirm.com> wrote:

Ms. Intagliata,

Just following up regarding the below.



Michele Graham <michele.graham0318@gmail.com>

## 2020CP1003397 Graham v. Ciaburri - Outstanding Motion for Attorney's Fees

Michele Graham <michele.graham0318@gmail.com>

Wed, Dec 22, 2021 at 8:00 AM

To: "Price, Bentley Law Clerk (Aimee Intagliata)" <bpricelc@sccourts.org>

Cc: Ted Corvey <ted@corveylawfirm.com>, Angela Rigney <ARigney@charlestoncounty.org>

Thank you,

I am requesting that a court reporter be present at this hearing.

Michele

**Michele Graham**

*Customer Service & Founder*

1-800-554-6830, ext. 800

Mobile (US & Canada): 843-608-9153

Mobile (Europe): +39 347 108 8870

WhatsApp: +39 347 108 8870

[www.WholefulPet.com](http://www.WholefulPet.com)

On 20 Dec 2021, at 14:51, Price, Bentley Law Clerk (Aimee Intagliata) <bpricelc@sccourts.org> wrote:

Good afternoon Mr. Corvey,

Judge Price would like a hearing on this motion. I've added Angela Rigney, the roster coordinator, to this email chain.

Angela, please add this to Judge Price's civil roster for one day during the week of January 31, 2022.

Thank you,

Aimee

**From:** Ted Corvey <ted@corveylawfirm.com>

**Sent:** Thursday, December 16, 2021 3:05 PM

**To:** Price, Bentley Law Clerk (Aimee Intagliata) <bpricelc@sccourts.org>

**Cc:** Michele Graham <michele.graham0318@gmail.com>

**Subject:** Re: 2020CP1003397 Graham v. Ciaburri - Outstanding Motion for Attorney's Fees



Exhibit 6

Michele Graham <michele.graham0318@gmail.com>

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## 2020CP1003397 Graham v. Ciaburri - Outstanding Motion for Attorney's Fees

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Ted Corvey <ted@corveylawfirm.com>

Thu, Dec 14, 2023 at 1:41 PM

To: "Price, Bentley Secretary (Tamara Walters)" <bpricesc@sccourts.org>, "Price, Bentley Law Clerk (Aimee Intagliata)" <bpricelc@sccourts.org>

Cc: Michele Graham <michele.graham0318@gmail.com>

Ms. Walters, Ms. Hill,

I hope this email finds you both well.

Ms. Hill this matter long predates your clerking for Judge Price so my apologies for the long email, but I wanted to follow up on this case as Judge Price ruled in December of 2020 granting my motion for attorney's fees in this matter.

I have attached my previously submitted memo in support of attorney's fees, affidavit and billing information related to the same, and Judge Price's initial order granting my client's attorneys fees in this matter.

Following Judge Price's ruling Ms. Graham filed a motion to reconsider which was argued in front of Judge Price in February 2021. He denied her motion to reconsider. Ms. Graham then appealed to the Court of Appeals who similarly denied her appeal. Since that time Judge Young remanded all matters except for Ms. Graham's motion for a permanent injunction to the magistrate court for resolution and stayed the circuit court proceedings. The magistrate court matter is still pending resolution. As to the remaining permanent injunction, that is matter is now moot as the entire thrust of the injunction Ms. Graham sought the impoundment and euthanasia of my client's dog who has since died rendering the injunctive matter moot. I will be filing this week a motion to dismiss the remaining injunctive motion on the above stated grounds.

Given the above, I think this issue is procedurally postured for a ruling by Judge Price as to the amount of attorney's fees he is granting my clients in this matter. Please do not hesitate should Judge Price need any further information to assist in his ruling. Of course, I will also be happy to provide a proposed order should Judge Price like me to provide one.

Respectfully submitted,  
Ted Corvey

----- Forwarded message -----

From: **Michele Graham** <michele.graham0318@gmail.com>

Date: Wed, Dec 22, 2021 at 8:00 AM

Subject: Re: 2020CP1003397 Graham v. Ciaburri - Outstanding Motion for Attorney's Fees

To: Price, Bentley Law Clerk (Aimee Intagliata) <bpricelc@sccourts.org>

Cc: Ted Corvey <ted@corveylawfirm.com>, Angela Rigney <ARigney@charlestoncounty.org>

Thank you,

I am requesting that a court reporter be present at this hearing.

Michele

**Michele Graham**

*Customer Service & Founder*

1-800-554-6830, ext. 800

Mobile (US & Canada): 843-608-9153

Mobile (Europe): +39 347 108 8870

WhatsApp: +39 347 108 8870



Exhibit 13

Michele Graham <michele.graham0318@gmail.com>

**2020CP1003397 Graham v. Ciaburri - Outstanding Motion for Attorney's Fees**

Price, Bentley Secretary (Tamara Walters) <bpricesc@sccourts.org> Fri, Feb 16, 2024 at 11:51 AM  
To: Ted Corvey <ted@corveylawfirm.com>, "Price, Bentley Law Clerk (Morgan Hill)" <bpricelc@sccourts.org>  
Cc: Michele Graham <michele.graham0318@gmail.com>

Good morning,

Please e-file the attached affidavit along with an Order.

Thank you,

Tamara Walters  
Administrative Assistant  
The Honorable Bentley Price  
100 Broad Street, Suite 432  
Charleston, South Carolina 29401  
Phone: (843) 958-4450  
Fax: (843) 958-5095

**From:** Ted Corvey <ted@corveylawfirm.com>  
**Sent:** Thursday, February 15, 2024 1:04 PM  
**To:** Price, Bentley Law Clerk (Morgan Hill) <bpricelc@sccourts.org>; Price, Bentley Secretary (Tamara Walters) <bpricesc@sccourts.org>  
**Cc:** Michele Graham <michele.graham0318@gmail.com>  
**Subject:** Re: 2020CP1003397 Graham v. Ciaburri - Outstanding Motion for Attorney's Fees

**\*\*\* EXTERNAL EMAIL:** This email originated from outside the organization. Please exercise caution before clicking any links or opening attachments. \*\*\*

Ms. Hill, Ms. Walters,

Attached is my affidavit supporting attorney's fees. In reviewing these emails it seemed you may have been missing this?

Please let me know if you need anything further regarding this matter.

RECEIVED

Oct 07 2025

SC Court of Appeals

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

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APPEAL FROM CHARLESTON COUNTY  
COURT OF COMMON PLEAS  
The Honorable Bentley D. Price  
Circuit Court Judge  
Trial Court Case No.: 2020-CP-1003397

---

Appellate Case No. 2024-000350

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Michele Graham,.....Appellant,

v.

Mark Ciaburri and Adrienne T. Ciaburri, .....Respondents

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PROOF OF SERVICE

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I, Michele Graham, certify that on October 7, 2025, I served the **Appellant’s Reply to Respondents’ Return on Second Supplemental Motion to Strike** on counsel for Respondent by depositing a true and correct copy in the United States Postal Service, first-class mail, postage prepaid, addressed as follows:

Ted Corvey  
Corvey Law Firm  
815 Savannah Hwy, #201  
Charleston, SC 29407

Respectfully submitted,



---

Michele Graham

1661 Babington Way

Mount Pleasant, SC 29464

843-532-7252

[michele.graham0318@gmail.com](mailto:michele.graham0318@gmail.com)

Appellant

October 7, 2025