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**Jan 09 2026**

**SC Court of Appeals**

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

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APPEAL FROM MARION COUNTY  
Court of Common Pleas  
H. Steven DeBerry, IV, Circuit Court Judge

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Appellate Case No.: 2024-000444  
Case No.: 2023-CP-33-00472

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Angela D. Young, as Personal Representative for the Estate of Chellie Nixon.....Appellant,

v.

Carolyn Johnson, as Personal Representative for the Estate of Samuel L. Davis.....Respondent.

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**MOTION FOR COSTS UNDER RULE 222, SCACR**

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Florence, South Carolina

January 9<sup>th</sup>, 2026

TURNER, PADGET, GRAHAM & LANEY, P.A.

By: 

J. René Josey (S.C. Bar # 3230)  
Jeffrey L. Payne (S.C. Bar # 15136)  
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Florence, SC 29502-5478  
Telephone: (843) 656-4451  
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*ATTORNEYS FOR RESPONDENTS*

Other Counsel of Record:  
Danny V. Butler, Esq.  
4420 Oleander Drive, Ste 203  
Myrtle Beach, SC 29577

*ATTORNEYS FOR THE APPELLANTS*

Respondent moves, pursuant to Rule 222SCACR, for an award of costs and attorney's fees incurred in defending this appeal. Rule 222(a) provides that, unless otherwise ordered or agreed upon by the parties, costs shall be taxed against the Appellant(s) when the appeal is dismissed. Rule 222(b) SCACR, entitles the prevailing party on appeal to recover costs actually incurred in responding to an appeal including an attorney's fee award of Two Thousand Five Hundred and 00/100 (\$2,500.00) Dollars. Accordingly, Respondents ask the Court to award them Two Thousand Five Hundred Ninety-Two and 75/100 (\$2,592.75) Dollars in costs and attorney's fees under Rule 222(b), SCACR. In support of our motion, we have attached an Itemized Statement of Costs, pursuant to Rule 222(b), SCACR.

Florence, South Carolina

January 9<sup>th</sup>, 2026

TURNER, PADGET, GRAHAM & LANEY, P.A.

By: 

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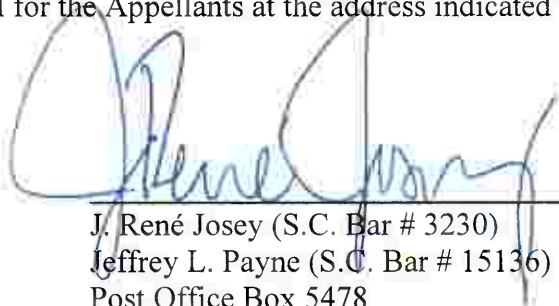
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**PROOF OF SERVICE**

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I certify that I have served a copy of the Motion for Costs and Itemized Statements of Costs by depositing copies of the same in the United States mail, postage prepaid, on January 9, 2026, 2026, to counsel for the Appellants at the address indicated below:

Danny V. Butler, Esq.  
4420 Oleander Drive, Ste 203  
Myrtle Beach, SC 29577



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J. René Josey (S.C. Bar # 3230)  
Jeffrey L. Payne (S.C. Bar # 15136)  
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**SC Court of Appeals**

**Turner Padget**

REPLY TO:

**J. René Josey**

E-Mail: [JJosey@TurnerPadget.com](mailto:JJosey@TurnerPadget.com)  
Writer's Direct Dial: (843) 656-4451  
Writer's Direct Fax: (843) 413-5818

January 9, 2026

**VIA US MAIL AND EMAIL**

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

Re: In Re: Chellie Nixon  
Angela D. Young, as Personal Representative for the Estate of Chellie Nixon v. Estate of  
Samuel L. Davis  
Appellate Case No.: 2024-000444  
TPGL File No.: 18331.101

Dear Ms. Kitchings:

Please find attached a Motion to Award Costs Under Rule 222 SCACR and Itemized Statement of Costs regarding the above-referenced matter. We have also attached the Proof of Service regarding the same.

We would respectfully request that you file the attached documents and return a clocked copy of the Motion to Award Costs Under Rule 222 SCACR, Itemized Statement of Costs and Proof of Service to me via electronic mail. Please be advised that my firm has, by hard-copy of this letter, placed a check in today's outgoing mail to cover the requisite filing fee.

By copy of this letter with enclosures to counsel for the Appellant, Danny Butler, Esquire, I am herewith serving him with copies of the same.

Sincerely,

TURNER PADGET GRAHAM & LANEY P.A.

J. René Josey

cc: Danny Butler, Esq. (via E-mail)