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Jan 23 2026

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM BERKELEY COUNTY
Court of Common Pleas
Roger M. Young, Sr., Circuit Court Judge

Appellate Case No. 2023-001124
Case No. 2020-CP-08-02455

Rita R. Greenawalt, and
James M. Greenawalt,

Appellants,

v.

Nissan North America, Inc.,

Respondent.

MOTION FOR FEES AND COSTS

Respondent Nissan North America, Inc. (“Respondent”) hereby files this Motion for Fees and Costs pursuant to Rule 222 of the South Carolina Appellate Court Rules. Respondent moves this Court for an order taxing all recoverable costs and fees against Appellants Rita R. Greenawalt and James M Greenawalt (“Appellants”) as allowed by Rule 222(b), SCACR, in the above-captioned appeal.

This Court affirmed the judgment of the circuit court in Opinion No. 25-UP-173 (S.C. Ct. App. filed May 28, 2025). Appellants filed a Petition for Rehearing *en banc*, which was denied via Order dated August 23, 2025.

Appellants then submitted a Petition for a Writ of Certiorari to the Supreme Court. The Supreme Court denied the Petition via Order dated January 16, 2026. This Court then issued the remittitur on January 21, 2026.

Since the action is now final, Respondent moves to have costs taxed against Appellants. *See* Rule 222(a), SCACR (“[C]osts shall be taxed against the appellant when the appeal is dismissed or judgment on appeal is affirmed.”). This remittitur was dated January 21, 2026 and, therefore, this motion is timely filed. A sworn, itemized statement of fees and costs incurred by Appellants is attached to this Motion as required by Rule 222(d), SCACR.

Respectfully submitted,

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Attorneys for Respondent Nissan North America, Inc.

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PROOF OF SERVICE

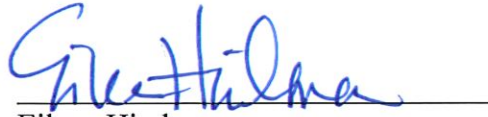
I, the undersigned Administrative Assistant, of the law offices of Nelson Mullins Riley & Scarborough LLP, attorneys for Nissan North America, Inc., do certify that I have served all counsel of record in this action with a copy of the document(s) set forth below under Supreme Court Order dated April 24, 2024.

Pleading(s): Motion for Fees and Costs with Itemized Statement of Costs

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January 23, 2026