

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

RECEIVED

Mar 30 2026

SC Court of Appeals

APPEAL FROM OCONEE COUNTY
Court of Common Pleas

The Honorable R. Scott Sprouse, Circuit Court Judge

Appellate Case No.: 2024-001841

Arlene Gariepy, Lee Gariepy, Kimberlee Elliott and Noah Gariepy,
Respondents,

v.

Midgard Self Storage Seneca SC, LLC and Reliant Real Estate Management,
LLC, Appellants.

RESPONDENTS' MOTION FOR COSTS

Pursuant to Rule 222, SCACR, Respondents Arlene Gariepy, Lee Gariepy, Kimberlee Elliott and Noah Gariepy, move the Court for an order awarding costs / attorney's fee against Appellants Midgard Self Storage Seneca SC, LLC and Reliant Real Estate Management, LLC. This motion is based upon the Order dated March 11, 2026, dismissing Appellants' appeal because Appellants waived their right to arbitration. The Court issued the remittitur on March 27, 2026, and this motion is timely filed under Rule 222(d).

Under Rule 222(a), unless otherwise ordered or agreed, "costs **shall** be taxed against the appellant when the appeal is dismissed or judgment on appeal is affirmed." (emphasis added). This Court dismissed Appellants' appeal. The parties did not have an agreement about costs. Therefore, costs shall be taxed against Appellants. A detailed, sworn, itemized statement of costs

is attached. The Respondents request that this Court award \$2,566.90 pursuant to Rule 222, SCACR.

URICCHIO HOWE KRELL JACOBSON
TOPOREK & KEITH, P.A.

s/ Matthew T. Reitz
Matthew T. Reitz, Bar No. 105844
matt@uricchio.com
Post Office Box 399
Charleston, South Carolina 29402
(843) 723-7491
Attorneys for Respondents

March 30, 2026
Charleston, South Carolina

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

RECEIVED

Mar 30 2026

SC Court of Appeals

APPEAL FROM OCONEE COUNTY
Court of Common Pleas

The Honorable R. Scott Sprouse, Circuit Court Judge

Appellate Case No.: 2024-001841

Arlene Gariepy, Lee Gariepy, Kimberlee Elliott and Noah Gariepy,
Respondents,

v.

Midgard Self Storage Seneca SC, LLC and Reliant Real Estate Management,
LLC, Appellants.

PROOF OF SERVICE

I certify that Respondents' Motion for Costs and Itemized Statement of Costs have been served upon the Court of Appeals via e-mail and U.S. mail and counsel for Appellants via e-mail on this the 30th day of March, 2026.

URICCHIO HOWE KRELL JACOBSON
TOPOREK & KEITH, P.A.

s/ Matthew T. Reitz
Matthew T. Reitz, Bar No. 105844
matt@uricchio.com
Post Office Box 399
Charleston, South Carolina 29402
(843) 723-7491
Attorneys for Respondents

March 30, 2026
Charleston, South Carolina

URICCHIO, HOWE, KRELL, JACOBSON, TOPOREK & KEITH, P.A.

ATTORNEYS AT LAW
17 ½ Broad Street
Charleston, SC 29401

RECEIVED

Mar 30 2026

SC Court of Appeals

PAUL N. URICCHIO, JR. (1922-2000)
ARTHUR G. HOWE (1927-2004)
BARRY KRELL
CARL H. JACOBSON
ALAN D. TOPOREK
GREGORY D. KEITH
JONATHAN F. KRELL
JEFF BUNCHER, JR.
J. DEVEAUX STOCKTON
MATTHEW T. REITZ

MAILING ADDRESS:
Post Office Box 399
Chas., SC 29402-0399

TELEPHONES:
(843) 723-7491
(800) 899-1683
FAX (843) 577-4179

March 30, 2026

Via E-mail and U.S. Mail

South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

Re: Arlene Gariepy, et al. v. Midgard Self Storage Seneca SC, LLC, et al.
Lower Court Case No. 2023-CP-37-00716
Appellate Case No. 2024-001841

Dear Clerk:

Attached for electronic filing and service please find:

- (1) Respondents' Motion for Costs,
- (2) Itemized Statement of Costs, and
- (3) Proof of Service.

Please file the documents and return one file-stamped copy to me via email. By electronic copy of this letter, I am serving all counsel of record with a copy of the same. The \$50.00 filing fee for the motion will be mailed within five days.

With kind regards, I am,

Sincerely,

URICCHIO HOWE KRELL JACOBSON
TOPOREK & KEITH, P.A.


Matthew T. Reitz

cc: Brett Harris Bayne, Esquire
Samantha Ann Sanders Owen, Esquire