

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW COURT

Ralph King Anderson, III, Administrative Law Judge

Case No. 13-ALJ-22-0095-AP

Tanya A. Vaughan-Youmans.....Appellant,

v.

South Carolina Department of Employment and Workforce  
and Darby Realty Company, Inc..... Respondents.

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SC Court of Appeals

**Motion for Costs by Respondent Darby Realty Company, Inc.**

Pursuant to Rule 222, SCACR, Respondent Darby Realty Company, Inc., by and through its undersigned counsel, hereby submits this Motion for Costs on Appeal.

Rule 222(a), SCACR provides, in pertinent part: "Unless otherwise ordered by the appellate court or agreed by the parties, costs shall be taxed against the appellant when the appeal is dismissed or judgment on appeal is affirmed." Pursuant to Rule 222(b), SCACR, "the party shall be entitled to recover an attorney's fee in an amount which shall be set by order of the Supreme Court." By order dated July 24, 1997, the amount of this attorney's fee was set at \$1,000.00. See Rule 222, SCACR, note 1.

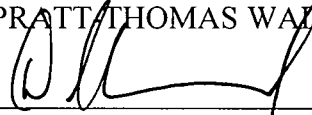
Appellant filed the present appeal on July 18, 2013, and this Court dismissed this appeal on November 22, 2013. Appellant failed to file a petition to reinstate this appeal on or before December 9, 2013. As a result, this appeal would have been remitted on December 10, 2013. This motion is being filed within fifteen (15) days of the remittitur, as required by Rule 222(d),

SCACR. Accordingly, attorneys' fees and costs are appropriate.

Based on the Statement of Costs attached hereto and incorporated herein by reference, Respondent Darby Realty Company, Inc., respectfully requests that costs and attorneys' fees of \$1,050.00 be taxed against Appellant Tanya Vaughan-Youmans.

Respectfully Submitted,

PRATT THOMAS WALKER, PA



Daniel S. McQueeney, Jr. (S.C. Bar No. 06802)

John P. Linton, Jr. (S.C. Bar No. 79130)

Post Office Drawer 22247

Charleston, SC 29413-2247

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Attorneys for Respondent Darby Realty  
Company, Inc.

December 16, 2013  
Charleston, South Carolina

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**Itemized Statement of Costs**

The Appellate Court is requested to tax the following costs against Appellant Tanya Vaughan-Youmans:

COSTS TAXABLE UNDER RULE 222, SCACR	NO. OF PAGES	RATE	REQUESTED	ALLOWED (For Court Use Only)
Cost of Printing or Copying Final Brief				
Cost of Printing or Copying Final Reply Brief				
Cost of Printing or Copying Record on Appeal				
Filing Fee Paid Under Rule 203(d), SCACR				
Cost of Court Reporter's Transcript				
Attorney's Fee Provided by Rule 222(b), SCACR			\$1,000.00	
Other (specify and explain): Filing Fees for Motion to Dismiss (\$25) and Motion for Costs (\$25)			\$50.00	
COSTS TAXABLE UNDER Rule 242(j), SCACR				
Cost of Printing or Copying				

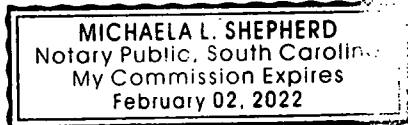
Brief				
Cost of Printing or Copying Reply Brief				
Cost of Printing or Copying Appendix				
Filing fee paid under Rule 242(c), SCACR				
Attorney's fee provided by Rule 242(j)(2), SCACR				
Other (specify and explain):				
		TOTAL	\$1,050.00	

I, Daniel S. McQueeney, Jr., do swear or affirm that the foregoing costs and attorneys' fees are correct and were necessarily incurred in this action. A copy of this statement was served upon the Appellant, who is proceeding *pro se*.

Daniel S. McQueeney, Jr., Esq.  
Attorney for Respondent Darby Realty Company, Inc.

Subscribed and sworn to before me this 16th day of December, 2013.

Notary Public for South Carolina  
My Commission Expires: \_\_\_\_\_



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**Proof of Service**

I, Michaela L. Shepherd, an employee of Pratt-Thomas Walker, P.A., hereby certify that a true and correct copy of the Motion for Costs by Respondent Darby Realty Company, Inc. was served this 16<sup>th</sup> day of December, 2013, via U.S. Mail, postage prepaid, upon the following:

Tanya A. Vaughan-Youmans  
Post Office Box 1924  
Goose Creek, SC 29445  
*Pro Se* Appellant

E.B. "Trey" McLeod, III  
S.C. Dep't of Employment & Workforce  
Post Office Box 8597  
Columbia, SC 29403  
Attorney for Respondent S.C. Department  
of Employment and Workforce

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Michaela L. Shepherd



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MAILED FROM ZIP CODE 29403



**PRATT - THOMAS | WALKER**

**ATTORNEYS AT LAW**

16 CHARLOTTE STREET  
CHARLESTON, SC 29403

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CHARLESTON, SC 29413-2247

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**SC Court of Appeals**

The Honorable Jenny Abbott Kitchings  
Clerk of the South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, South Carolina 29211