

THE STATE OF SOUTH CAROLINA
In the Court of Common Pleas

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

71346

Charles B. Simmons, Circuit Court Judge

Appellate Case No. 2012-21191

Bill J. Vernon, Jr. and Sandra Vernon, Respondents,

v.

Landmarc Constructors, Inc., d/b/a Landmarc Custom Homes, Marcus Dunn, and
Yoder's Building Supply, Inc., Defendants,

Of whom Landmarc Constructors, Inc. d/b/a Landmarc Custom Homes, is Appellant.

And Yoder's Building Supply, Inc. is Respondent.

Yoder's Building Supply, Inc., Third-Party Plaintiff,

v.

Sandra Ann Vernon and Billie James Vernon, Jr. Trustees, or their
successors In trust, under the Sandra Ann Vernon Living Trust, Dated June 12, 2000, and
as Thereafter amended, Gary Dunn, Individually, and Kerri Dunn, individually, Third-
Party Defendants.

RESPONDENTS' MOTION FOR COST OF APPEAL

T. S. Stern, Jr. (Bar ID 5337)
V. Elizabeth Wright (Bar ID 76029)
Covington, Patrick, Hagins, Stern
& Lewis, P.A.
211 Pettigru Street
P.O. Box 2343 (29602)
Greenville, SC 29601
(864) 242-9000
sstern@covpatlaw.com
bwright@covpatlaw.com

Attorneys for Respondents

Bill J. Vernon, Jr. and Sandra Vernon FEB 21 2014

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SC Court of Appeals

Other Counsel of Record:

John Brandt Rucker, Esq.
522 North Church Street
Greenville, SC 29601

Counsel for Appellant

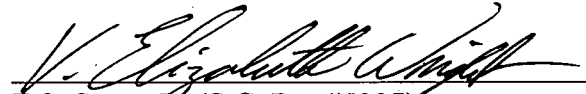
Thomas Elihue Dudley, III
Kenison Dudley & Crawford, LLC
704 E. McBee Ave.
Greenville, SC 29601
tom@conlaw.com

Counsel for the Respondents, Bill J. Vernon, Jr. and Sandra Vernon pursuant to Rule 222(b) AND (d), SCACR, moves this Honorable Court to grant the Respondents the costs incurred during the appeal of this action, remittur being served by this Honorable Court on February 7, 2014. Respondent includes with this Motion a sworn and itemized statement of costs incurred, the sum of which is \$1,079.29.

THEREFORE, Respondents respectfully move that this Honorable Court grant them the costs incurred in the appeal of this action as allowed under Rule 222(b) and (d), SCACR.

RESPECTFULLY SUBMITTED.

COVINGTON, PATRICK, HAGINS,
STERN & LEWIS, P.A.



T.S. Stern, Jr. (S.C. Bar #5337)
E-Mail: sstern@covpatlaw.com
V. Elizabeth Wright (S.C. Bar #76029)
E-Mail: bwright@covpatlaw.com
211 Pettigru Street
P.O. Box 2343 (29602)
Greenville, SC 29601
864.242.9000

Greenville, South Carolina
February 17, 2014

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ITEMIZED STATEMENT OF FEES

T. S. Stern, Jr. (Bar ID 5337)
V. Elizabeth Wright (Bar ID 76029)
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Attorneys for Respondents
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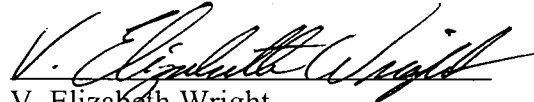
Other Counsel of Record:

John Brandt Rucker, Esq.
522 North Church Street
Greenville, SC 29601


Counsel for Appellant

Thomas Elihue Dudley, III
Kenison Dudley & Crawford, LLC
704 E. McBee Ave.
Greenville, SC 29601
tom@conlaw.com

1. Cost of printing brief.....\$79.29
 2. Attorney's fees per Rule 222, SCACR\$1,000.00
- Total\$1,079.29


V. Elizabeth Wright
Attorney for Respondents

SWORN TO before me
This 17th day of February, 2014


Katy M. Berdugo
Notary Public for the State of South Carolina
My Commission Expires: 12/06/2016

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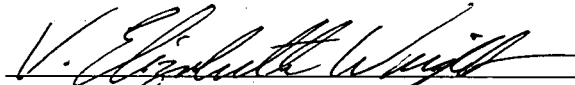
PROOF OF SERVICE

I certify that I have served *Respondents' Motion for Cost of Appeal* on counsel for the Appellant, John Brandt Rucker, at his address of 522 North Church Street, Greenville, SC 29601 and counsel for Respondent Yoder's Building Supply, Thomas Elihu Dudley, III, at his address of 704 E. McBee Avenue, Greenville, SC 29601, by depositing it into the U.S. Mail, first class postage prepaid on **February 17, 2014**.

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V. Elizabeth Wright (Bar ID 76029)

COVINGTON, PATRICK, HAGINS,

STERN & LEWIS, P.A.

211 Pettigru Street

P.O. Box 2343 (29602)

Greenville, SC 29601

(864) 242-9000

sstern@covpatlaw.com

bwright@covpatlaw.com

Attorneys for Respondents

Bill J. Vernon, Jr. and Sandra Vernon

COVINGTON, PATRICK, HAGINS, STERN & LEWIS, P.A.

Eugene C. Covington, Jr.
Douglas F. Patrick
John A. Hagins, Jr.*
T. S. Stern, Jr.
Stephen R. H. Lewis

211 Pettigru Street (29601)
P. O. Box 2343
Greenville, SC 29602
www.covpatlaw.com

864.242.9000
864.233.9777 Fax
1.800.849.2988

Writer's Direct E-Mail: bwright@covpatlaw.com
Direct Dial: (864) 240-5519

*Of Counsel

February 17, 2014

The Honorable Jenny Abbott Kitchings
Clerk of Court, South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

**RE: Bill J. Vernon, Jr. v. Landmarc Constructors, Inc.
Case No. 2012-211971**

Dear Ms. Kitchings:

Please find enclosed for filing the original and seven copies of the Respondents' Motion for Cost of Appeal and Proof of Service upon opposing counsel in the above-referenced matter. A check for \$25 to cover the filing fee is enclosed. I would appreciate it if you could return a clocked-in copy to me in the enclosed self-addressed, stamped envelope.

By copy of this correspondence, I am serving all counsel of record. Please do not hesitate to contact me if you have any questions or comments.

Very truly yours,

COVINGTON, PATRICK, HAGINS,
STERN & LEWIS, P.A.



V. Elizabeth Wright
Associate Attorney to T.S. Stern, Jr.

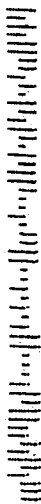
VEW/kmb
Enclosure(s)

cc: John Brant Rucker, Esq.
Thomas E. Dudley, III, Esq.

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