

THE STATE OF SOUTH CAROLINA  
In The Court Of Appeals

172225

APPEAL FROM SPARTANBURG COUNTY  
Court Of Common Pleas

R. Ferrell Cothran, Jr., Circuit Court Judge

RECEIVED

MAY 16 2014

SC Court of Appeals

Case No. 2010-CP-42-2075  
Appellate Case No. 2013-000648

Digital Ally, Inc.,

Respondent,

v.

Light-N-Up, LLC and  
Steven Shepherd,

Appellants.

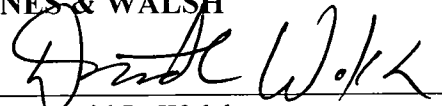
MOTION FOR TAXATION OF COSTS AND ATTORNEY'S FEE

The Respondent, Digital Ally, Inc., through its undersigned attorney, hereby moves for costs and attorney fees on appeal pursuant to Rule 222, SCACR in the amount of \$1,065.95. The Court of Appeals' opinion affirming the trial court was filed April 23, 2014 and no motion for rehearing has been filed or served by Appellant. This motion is based on the Itemized Statement of Costs attached hereto and the fact that judgment on appeal was affirmed.

Spartanburg, South Carolina  
May 13, 2014

GAINES & WALSH

By:



David L. Walsh

Attorney for Respondent

P. O. Box 5156

150 Archer Street [29306]

Spartanburg, SC 29304

(864) 583-6363

(864) 583-8446 [fax]

S.C. Bar #062989

**FORM 17  
ITEMIZED STATEMENT OF COSTS**

THE STATE OF SOUTH CAROLINA  
In The Court Of Appeals

Digital Ally, Inc.,	)
	)
Respondent,	)
	)
v.	)
	)
Light-N-Up, LLC and	)
Steven Shepherd,	)
	)
Appellants.	)
	)

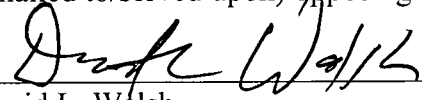
The Appellate Court is requested to tax the following costs against

Light-N-Up, LLC and Steven Shepherd

COSTS TAXABLE UNDER RULE 222, SCACR	NO. OF PAGES	RATE	REQUESTED	ALLOWED (For Court Use Only)
Cost of Printing or Copying Final Brief			\$ 65.95	
Attorney's Fee Provided By Rule 222(b), SCACR			\$1,000.00	
		TOTAL	\$1,065.95	

I, David L. Walsh, do swear or affirm that the foregoing costs are correct and were necessarily incurred in this action. A copy of this statement was (mailed to/served upon) opposing counsel.

Sworn to before me this 13th  
day of May, 2014.

  
\_\_\_\_\_  
David L. Walsh  
Attorney For Respondent

Deeresa J. McCourie (SEAL)  
Notary Public for South Carolina.  
My commission expires: 2-3-16

THE STATE OF SOUTH CAROLINA  
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Digital Ally, Inc.,

v.

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PROOF OF SERVICE

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I certify that on the 13th day of May, 2014, I deposited in the Post Office of Spartanburg, South Carolina, and left there to be carried a copy of the Respondents' Motion For Costs And Attorney Fees with Itemized Statement of Costs and this Proof of Service with cover letter to the Appellate Court Clerk in the above-entitled matter securely enclosed in an envelope with postage duly prepaid addressed to the Appellants' attorney of record at his last known address as follows:

Scott F. Talley, Esq.  
Talley Law Firm, PA  
2500 Winchester Place, Suite 100  
Spartanburg, SC 29301

Spartanburg, South Carolina  
May 13, 2014

**GAINES & WALSH**

By: 

David L. Walsh  
Attorney for Respondent  
P. O. Box 5156  
150 Archer Street [29306]  
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S.C. Bar #062989

**GAINES & WALSH**  
ATTORNEYS AT LAW  
P.O. BOX 5156  
SPARTANBURG, SOUTH CAROLINA 29304

TRACY J. GAINES (1909-1980)  
THOMAS E. WALSH (1919-1990)

-----  
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May 13, 2014

Hon. Jenny Abbott Kitchings  
Clerk, South Carolina Court Of Appeals  
1015 Sumter Street  
Columbia, SC 29201

Re: Digital Ally, Inc., Respondent  
v. Light-N-Up, LLC and Steven Shepherd, Appellants  
Appellate Case No. 2013-000648

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**SC Court of Appeals**

Dear Ms. Kitchings:

Enclosed for filing is an original and seven copies of Respondents' Motion For Costs And Attorney Fees on appeal pursuant to Rule 222, SCACR with Itemized Statement of Costs and Proof of Service for mailing copies to Appellants' attorney, Scott F. Talley and my firm's check in the amount of \$25.00 for the filing fee.

I request that you file the originals and return a clocked copy of each document to me in the envelope enclosed for your convenience.

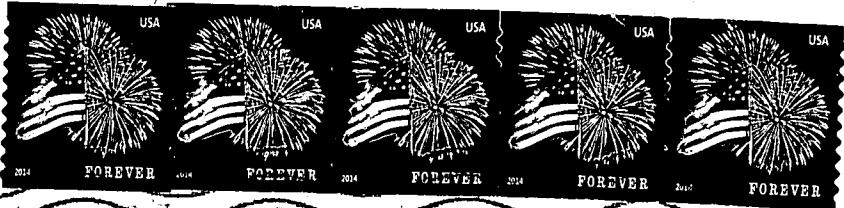
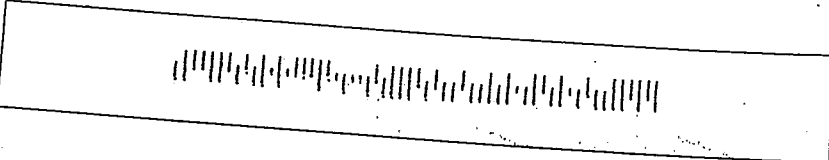
Your attention to this matter is appreciated. With best regards, I remain, respectfully,

Yours very truly,

**GAINES & WALSH**

  
David L. Walsh

CC:  
Scott F. Talley, Esq.  
Talley Law Firm, PA  
2500 Winchester Place, Suite 100  
Spartanburg, SC 29301



Greenville P&DC 296  
WED 14 MAY 2014 PM

GAINES & WALSH  
Attorneys at Law  
P. O. Box 5156  
Spartanburg, South Carolina 29304-5156

Hon. Jenny Abbott Kitchings  
Clerk, South Carolina Court Of Appeals  
1015 Sumter Street  
Columbia, SC 29201

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