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THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM LEXINGTON COUNTY
Court of Common Pleas

William P. Keesley. Circuit Court Judge

RECEIVED

MAY 12 2014

SC Court of Appeals

Case No. 06-CP-32-0371

J. Kevin Baugh, M.D., and Barry J.
Feldman, M.D., Respondents.

V.

Columbia Heart Clinic, P.A., Appellant.

MOTION FOR COSTS

Appellant appealed the Order of The Honorable William P. Keesley, dated September 30, 2010. On January 16, 2013, this Court reversed the Circuit Court and found that the covenant not to compete was valid and enforceable. Respondents petitioned for a writ of certiorari, which was denied. On April 28, 2013, this Court issued its remittitur.

As the prevailing party, Appellant hereby moves to tax costs on appeal pursuant to Rule 222, SCACR. Appellant respectfully requests costs in the amount of \$4151.70 against Respondents J. Kevin Baugh, M.D. and Barry J. Feldman, M.D., as more particularly set forth in the Itemized Statement of Costs filed herewith.

Respectfully submitted,

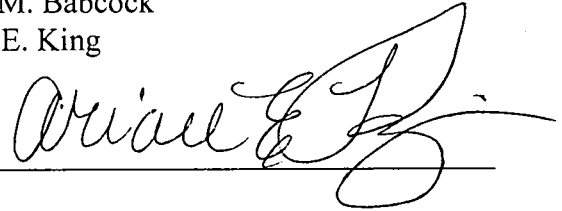
LEWIS & BABCOCK, L.L.P.

A. Camden Lewis

Keith M. Babcock

Ariail E. King

By: _____

A handwritten signature in cursive script, appearing to read "Ariail E. King", written over a horizontal line.

— Ariail E. King

1513 Hampton Street
Post Office Box 11208
Columbia, South Carolina 29211
(803) 771-8000

Attorneys for Respondents

Columbia, South Carolina

May 8, 2014

FORM 17
ITEMIZED STATEMENT OF COSTS

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

J. Kevin Baugh M.D. and Barry J. Feldman, M.D.

v.

Columbia Heart Clinic, P.A.

The Appellate Court is requested to tax the following costs against
J. Kevin Baugh, M.D. and Barry J. Feldman, M.D.

(Name of Party)

COSTS TAXABLE UNDER RULE 222, SCACR	NO. OF PAGES	RATE	REQUESTED	ALLOWED (For Court Use Only)
Cost of Printing or Copying Final Brief	1322 (copies) 44 (binding)	.07 2.5	92.54 110.00	
Cost of Printing or Copying Final Reply Brief				
Cost of Printing or Copying Record on Appeal	31188 (copies) 60 (binding)	.07 2.5	2183.16 150.00	
Filing Fee Paid Under Rule 203(d), SCACR			100.00	
Cost of Court Reporter's Transcript			516.00	
Attorney's Fee Provided By Rule 222(b), SCACR			1000.00	

Other (specify and explain):				
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	4151.70	

I, Alicia E. King, 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.

Alicia E. King
 (Signature)
 Attorney for Columbia Heart Clinic

Subscribed and sworn to before me this 8th day of May, 2014.

Conrad W. Gruyer
 Notary Public for South Carolina

My Commission Expires: 1/18/2016

(Seal)



**Document Efficiency
At Work.**

A BICOH COMPANY

INVOICE

IKON Office Solutions, Inc. - Columbia, SC
Phone: (803) 779-9778 Fax:
Federal ID: 230334400

Invoice #	L0711030268
Invoice Date:	03/28/2011
Due Date:	04/27/2011
Terms:	Net 30 Days
Customer Code:	L07-LEWB
Natl ID:	40008

BILL TO:
LEWIS BABCOCK
1513 HAMPTON ST.
COLUMBIA, SC 29201

SHIP TO:
LEWIS BABCOCK
1513 HAMPTON ST.
COLUMBIA, SC 29201

Attn: PAT McCRIGHT

Price using: STANDARD Price

Reference / Case #	Reference 2	Reference 3	Account Manager
BAUGH v. COLUMBIA HEART CLINIC			MATT COLLINS

Sales Order	Order Date	Ordered By	Quantity	Unit Price	Extension
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SO-1103-0218 03/28/2011 PAT McCRIGHT - LEWIS BABCOCK

565	B&W Copies A - Autofeed	1,322.00	0.0700	92.54
602	Binds - GBC	44.00	2.5000	110.00

<p align="center">Please Pay From This Invoice</p> <p>Customer's duly authorized signature below is an agreement that the above-described work, project or deliverable has been received and accepted by Customer and Customer hereby agrees that such work, project or deliverable is complete and satisfactory for all purposes. Customer assures payment of this invoice when due. Interest at the rate of the lesser of 1.5% per month or the maximum rate permitted by law, will be charged on invoices not paid timely. Customer agrees to pay reasonable legal fees incurred in connection of past due accounts.</p>	Taxable Sales:	202.54
	Sales Tax:	14.18
	Non-Taxable:	0.00
	Postage:	0.00
	Delivery:	0.00
PAY THIS AMOUNT \$		216.72

THE PERSON SIGNING THIS INVOICE ON BEHALF OF CUSTOMER REPRESENTS THAT HE/SHE HAS THE AUTHORITY TO DO SO

Received and Accepted by: _____ Date: _____

Please pay from this copy. The party named on this bill is held responsible for payment.

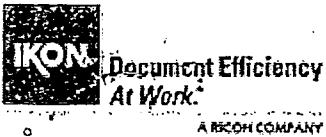
Payment From:
LEWIS BABCOCK
1513 HAMPTON ST.
COLUMBIA, SC 29201

Amount Enclosed
\$

Invoice: L0711030268
Invoice Date: 03/28/2011
Due Date: 04/27/2011
Customer Code: L07-LEWB
Natl ID: 40008

Please Remit To:
IKON Office Solutions, Inc.
LDS Southeast District - L07
P O Box 532545
Atlanta, GA 30353-2545

PAY THIS AMOUNT \$ 216.72



06105

INVOICE

IKON Office Solutions, Inc. - Columbia, SC
 Phone: (803) 779-9778 Fax:
 Federal ID: 230334400

Invoice #	L0711030180
Invoice Date:	03/17/2011
Due Date:	04/16/2011
Terms:	Net 30 Days
Customer Code:	L07-LEWB
Natl ID:	40008

BILL TO:
LEWIS BABCOCK & HAWKINS
 1513 HAMPTON ST.
 COLUMBIA, SC 29201

SHIP TO:
LEWIS BABCOCK & HAWKINS
 1513 HAMPTON ST.
 COLUMBIA, SC 29201

Price using: STANDARD Price

Attn: ARIAL KING

Reference / Case #	Reference 2	Reference 3	Account Manager
06105			MATT COLLINS

Sales Order	Order Date	Ordered By	Quantity	Unit Price	Extension
SO-1103-0145	03/16/2011	ARIAL KING - LEWIS BABCOCK			
602	Binds - GBC		54.00	2.5000	135.00
565	B&W Copies A - Autofeed		28,234.00	0.0700	1,976.38

Please Pay From This Invoice		Taxable Sales:	2,111.38
Customer's duly authorized signature below is an agreement that the above-described work, project or deliverable has been received and accepted by Customer and Customer hereby agrees that such work, project or deliverable is complete and satisfactory for all purposes. Customer assures payment of this invoice when due. Interest at the rate of the lesser of 1.5% per month or the maximum rate permitted by law, will be charged on invoices not paid timely. Customer agrees to pay reasonable legal fees incurred in connection of past due accounts.		Sales Tax:	147.80
		Non-Taxable:	0.00
		Postage:	0.00
		Delivery:	0.00
		PAY THIS AMOUNT \$	2,259.18

THE PERSON SIGNING THIS INVOICE ON BEHALF OF CUSTOMER REPRESENTS THAT HE/SHE HAS THE AUTHORITY TO DO SO

Received and Accepted by: _____ Date: _____

Please pay from this copy. The party named on this bill is held responsible for payment.

Payment From:
LEWIS BABCOCK & HAWKINS
 1513 HAMPTON ST.
 COLUMBIA, SC 29201

Amount Enclosed
\$

Invoice: L0711030180
 Invoice Date: 03/17/2011
 Due Date: 04/16/2011
 Customer Code: L07-LEWB
 Natl ID: 40008

Please Remit To:
IKON Office Solutions, Inc.
 LDS Southeast District - L07
 P O Box 532545
 Atlanta, GA 30353-2545

PAY THIS AMOUNT \$ 2,259.18



INVOICE

Ricoh USA, Inc. - Columbia, SC
 Phone: (803) 779-9778 Fax:
 Federal ID: 230334400

Invoice #	L0711030096
Invoice Date:	03/09/2011
Due Date:	04/08/2011
Terms:	Net 30 Days
Customer Code:	L07-LEWB
Natl ID:	40008

BILL TO:

LEWIS BABCOCK
 1513 HAMPTON ST.
 COLUMBIA, SC 29201

SHIP TO:

LEWIS BABCOCK
 1513 HAMPTON ST.
 COLUMBIA, SC 29201

Attn: ARIAL KING

Price using: STANDARD Price

Reference / Case # 06-105	Reference 2	Reference 3	Account Manager MATT COLLINS
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Sales Order	Order Date	Ordered By	Quantity	Unit Price	Extension
SO-1103-0081	03/09/2011	ARIAL KING - LEWIS BABCOCK			
602	Binds - GBC		6.00	2.5000	15.00
565	B&W Copies A - Autofeed		2,954.00	0.0700	206.78

Valued Customer:
 Due to increases in service costs, effective January 1, 2014 Ricoh reserves the right to charge a minimum fee of \$150 for all document outsourcing orders.
 This policy will allow us to continue to provide the quality and service you have come to expect from Ricoh.
 We thank you for your business and appreciate your understanding the necessity of this policy.

<p align="center">Please Pay From This Invoice</p> Customer's duly authorized signature below is an agreement that the above-described work, project or deliverable has been received and accepted by Customer and Customer hereby agrees that such work, project or deliverable is complete and satisfactory for all purposes. Customer assures payment of this invoice when due. Interest at the rate of the lesser of 1.5% per month or the maximum rate permitted by law, will be charged on invoices not paid timely. Customer agrees to pay reasonable legal fees incurred in connection of past due accounts.	Taxable Sales: 221.78 Sales Tax: 15.52 Non-Taxable: 0.00 Postage: 0.00 Delivery: 0.00
	<p>PAY THIS AMOUNT \$ 237.30</p>

THE PERSON SIGNING THIS INVOICE ON BEHALF OF CUSTOMER REPRESENTS THAT HE/SHE HAS THE AUTHORITY TO DO SO

Received/Accepted by: {Print} _____ {Signature} _____ Date: _____

Please pay from this copy. The party named on this bill is held responsible for payment.

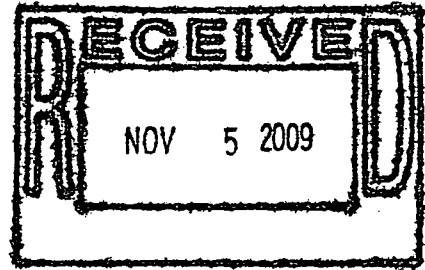
Payment From:
LEWIS BABCOCK
 1513 HAMPTON ST.
 COLUMBIA, SC 29201

Amount Enclosed
\$

Invoice: L0711030096
 Invoice Date: 03/09/2011
 Due Date: 04/08/2011
 Customer Code: L07-LEWB
 natl id: 40008

Please Remit To:
Ricoh USA, Inc.
 LDS Southeast District - L07
 P O Box 532545
 Atlanta, GA 30353-2545

PAY THIS AMOUNT \$ 237.30



Stacy L. Sheppard
Circuit Court Reporter
100 Lunsford Lane
Lexington, S.C. 29072

July 18, 2009

Keith M. Babcock
Ariail E. King
P.O. Box 11208
Columbia, SC 29211

In Re: Baugh & Feldman v. Columbia Heart Clinic

Dear Mr. Babcock/ Ms. King:

Delivered is the requested Transcript of Record in the above-referenced matter before Judge Keesley in Lexington on May 12, 2009.

The total cost for the transcript is \$503.25 plus \$ 12.75 for postage and handling; for a total amount of \$ 516.00.

Payment is due upon receipt.

Sincerely,

A handwritten signature in cursive script that reads "Stacy L. Sheppard".

Stacy L. Sheppard
Circuit Court Reporter

A handwritten word "Paid" written in cursive script, positioned to the left of the signature.

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM LEXINGTON COUNTY
Court of Common Pleas

William P. Keesley. Circuit Court Judge

Case No. 06-CP-32-0371

J. Kevin Baugh, M.D., and Barry J.
Feldman, M.D., Respondents.

v.

Columbia Heart Clinic, P.A., Appellant.

CERTIFICATE OF SERVICE

I, Connie W. Grugan, employee to the law firm of Lewis, Babcock & Griffin,
L.L.P., hereby certify that I have served a Motion for Costs upon opposing counsel by
mailing a copy of same, postage prepaid and return address clearly indicated, to said
opposing counsel addressed as follows:

Michael D. Malone, Esquire
Charles F. Thompson, Jr., Esquire
Malone Thompson, Summers & Ott, LLC
339 Heyward Street, Suite 200
Columbia, South Carolina 29201

RECEIVED

MAY 12 2014

SC Court of Appeals

Connie W. Grugan

Connie W. Grugan

This 12th day of May, 2014.