

THE STATE OF SOUTH CAROLINA  
In The Supreme Court

**RECEIVED**

JUN - 9 2014

APPEAL FROM THE ADMINISTRATIVE LAW COURT  
Carolyn C. Matthews, Administrative Law Judge **S.C. Supreme Court**

Lower Court Case No. 07-ALJ-07-0178-CC  
Appellate Case No. 2012-212041

York County and Nazareth Baptist Church of Rock Hill, Inc. . . . . Petitioners,

v.

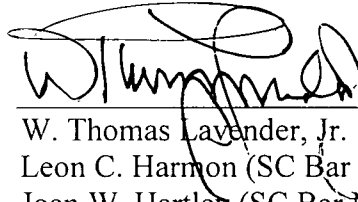
South Carolina Department of Health and Environmental Control and C&D Management  
Company, LLC . . . . . Respondents.

**RESPONDENT C&D MANAGEMENT COMPANY, LLC MOTION FOR COSTS**

This Court granted certiorari to review the Court of Appeals' opinion, which affirmed the Administrative Law Court's order upholding the issuance of a commercial construction, demolition waste and land-clearing debris landfill permit to C&D Management Company, LLC. On May 6, 2014, this Court dismissed certiorari as improvidently granted, thereby having the effect of affirming the judgment of the Administrative Law Court, which was reviewed by the Court of Appeals.

Because this matter has now been remitted to the lower court, Respondents are entitled to costs pursuant to Rule 222 and Rule 242 of the South Carolina Appellate Court Rules in the amount of **\$2,120.54**. This amount is reflected in the attached statement of costs.

Respectfully submitted,



---

W. Thomas Lavender, Jr. (SC Bar No. 3143)

Leon C. Harmon (SC Bar No. 2705)

Joan W. Hartley (SC Bar No. 72735)

NEXSEN PRUET, LLC

1441 Main Street, Suite 1500 (29201)

Post Office Drawer 2426

Columbia, SC 29202

803.771.8900

Attorneys for Respondent

C&D Management Company, LLC

June 9, 2014

THE STATE OF SOUTH CAROLINA  
In The Supreme Court

APPEAL FROM THE ADMINISTRATIVE LAW COURT  
Carolyn C. Matthews, Administrative Law Judge

Lower Court Case No. 07-ALJ-07-0178-CC  
Appellate Case No. 2012-212041

York County and Nazareth Baptist Church of Rock Hill, Inc. . . . . Petitioners,

v.

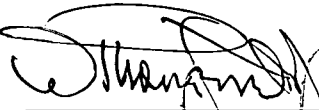
South Carolina Department of Health and Environmental Control and C&D Management  
Company, LLC . . . . . Respondents.

**ITEMIZED STATEMENT OF COSTS**

The South Carolina Supreme Court is requested to tax the following costs against  
Petitioners/Appellants:

COSTS TAXABLE UNDER RULE 222, SCACR	NO. OF PAGES	RATE	REQUESTED	ALLOWED (For Court Use Only)
Cost of Printing or Copying Final Brief for the Court of Appeals	1,134	0.06	\$ 68.04 + 52.50 (binding)	
Cost of Printing or Copying Brief for the Supreme Court	559	0.10	\$ 55.90 (no binding charge)	
Attorney's Fee Provided by Rule 222(b), SCACR			\$1,000.00	
Attorney's Fee Provided by Rule 242(j), SCACR			\$1,000.00	
<b>Total</b>			<b>\$2,120.54</b>	

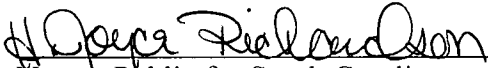
I, W. Thomas Lavender, Jr. do swear or affirm that the foregoing costs are correct and  
were necessarily incurred in this action. A copy of this statement was mailed to opposing  
counsel.



---

W. Thomas Lavender, Jr.  
Attorney for Respondents

Subscribed and sworn to before me  
this 9<sup>th</sup> day of June, 2014.



---

Notary Public for South Carolina  
My Commission Expires: 3-4-2024

THE STATE OF SOUTH CAROLINA  
In The Supreme Court

---

**RECEIVED**

JUN - 9 2014

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

---

**S.C. Supreme Court**

APPEAL FROM THE ADMINISTRATIVE LAW COURT

Carolyn C. Matthews, Administrative Law Judge

---

Case No. 07-ALJ-07-0178-CC  
Appellate Case No. 2012-212041

---

York County and Nazareth Baptist Church of Rock Hill, Inc. . . . . Defendants,

of whom York County is . . . . . Petitioner,

v.

South Carolina Department of Health and Environmental Control and C&D  
Management Company, LLC . . . . . Respondents.

---

**PROOF OF SERVICE**

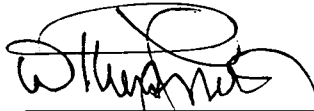
---

I certify that I have served Respondent C&D Management Company, LLC  
Motion for Costs for on all counsel of record by depositing a copy of it in the United  
States Mail, postage prepaid, on June 9, 2014, addressed to:

Amy E. Armstrong, Esquire  
South Carolina Environmental Law Project  
Post Office Box 1380  
Pawleys Island, SC 29440

Susan A. Lake, Esquire  
Office of General Counsel  
SC Dept. of Health and Env. Control  
2600 Bull Street  
Columbia, SC 29201

June 9, 2014



---

W. Thomas Lavender, Jr. (SC Bar No. 3143)

Leon C. Harmon (SC Bar No. 2705)

Joan W. Hartley (SC Bar No. 72735)

NEXSEN PRUET, LLC

1441 Main Street, Suite 1500 (29201)

Post Office Drawer 2426

Columbia, SC 29202

803.771.8900

Attorneys for Respondent

C&D Management Company, LLC