

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

72746

Appeal from Horry County
Court of Common Pleas

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Benjamin H. Culbertson, Circuit Court Judge

JUL 07 2014

SC Court of Appeals

Case No. 2012-CP-26-00699

Gilbert Chavis,..... Claimant,

v.

AVX Corporation, Employer, and
Liberty Mutual Insurance Company, Carrier,.....Respondents,

and

South Carolina Second Injury Fund.....Appellant.

MOTION FOR COSTS ANE FEES

AVX Corporation and Liberty Mutual Insurance Company, Respondents in the above-referenced matter, hereby move for an award of costs and attorney's fees pursuant to Rule 222, SCACR. This motion is based upon the South Carolina Court of Appeals' full affirmation of judgment on appeal. Op. No. 2014-UP-212 (S.C. Ct. App. filed June 4, 2014). The Clerk of the Court of Appeals is requested to tax costs and fees in the amount of \$1,158.93, representing the cost of printing and copying the Respondents's Briefs, filing fees, and attorney's fees provided by Rule 222(b), SCACR, against the Appellant, South Carolina Second Injury Fund. The

aforementioned costs and fees are stated more particularly in the attached Itemized Statement of Costs.

The Respondents, AVX Corporation and Liberty Mutual Insurance Company., further requests such relief against the Appellant as this honorable Court may deem just and proper.

Respectfully submitted,



Kirsten Leslie Barr
Roy A. Howell, III
Trask & Howell, LLC
Post Office Box 2167
Mount Pleasant, South Carolina 29465
Attorneys for the Respondents

July 2, 2014

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

Appeal from Horry County
Court of Common Pleas

Benjamin H. Culbertson, Circuit Court Judge

Case No. 2012-CP-26-00699

Gilbert Chavis,..... Claimant,

v.

AVX Corporation, Employer, and
Liberty Mutual Insurance Company, Carrier,.....Respondents,

and

South Carolina Second Injury Fund.....Appellant.

ITEMIZED STATEMENT OF COSTS

The Court of Appeals is requested to tax the following costs against the Appellant,

South Carolina Second Injury Fund:

COSTS TAXABLE UNDER RULE 222, SCACR	NO. OF PAGES	RATE	REQUESTED	ALLOWED (For Court Use Only)
Cost of the Court Reporter's Transcript	26 pages	\$0.75	\$19.50	

Cost of Printing or Copying Final Brief	341 pgs 21 covers 20 Velo binds	\$0.11 \$1.00 \$3.50	\$37.51 \$21.00 \$70.00 <u>+tax</u> \$139.43	
Attorney's Fees Provided by Rule 222(b), SCACR			\$1,000.00	
Other:				
		TOTAL	\$1,158.93	

I, Kirsten L. Barr, do hereby certify that the foregoing costs are correct and were necessarily incurred in this action. A copy of this statement was mailed to opposing counsel.

Respectfully submitted,

July 2, 2014

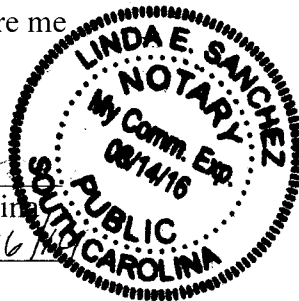
Kirsten L. Barr

Kirsten Leslie Barr
Roy A. Howell
Trask & Howell, LLC
Post Office Box 2167
Mt. Pleasant, SC 29465
(843) 881-4228
Attorneys for the Respondents

Sworn to and subscribed before me

this 2nd day of July 2014.

Linda E. Sanchez
Notary Public for South Carolina
My commission expires: 8/16/16



THE STATE OF SOUTH CAROLINA
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In The Court of Appeals

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JUL 07 2014

SC Court of Appeals

APPEAL FROM HORRY COUNTY
Court of Common Pleas

Benjamin H. Culbertson, Circuit Court Judge

Case No.: 2012-213175

Gilbert Chavis,.....Employee,

v.

AVX Corporation, Employer, and Liberty Mutual Insurance Co., Carrier

In re: AVX Corporation and Liberty Mutual Insurance Company.....Respondents,

v.

South Carolina Second Injury Fund.....Appellant.

PROOF OF SERVICE

The undersigned hereby certifies that above-referenced, Appellant, the South Carolina Second Injury Fund, was served with a copy the Respondents's Motion for Costs and Fees and Itemized Statement of Costs by depositing a copy of the same this 2nd day of July 2014 in the United States Mail, first class postage prepaid, addressed to their attorney of record, as follows:

Latonya Dilligard Edwards, Esq.
Dilligard Edwards, LLC
3790 Fernandina Road, Suite 103
Columbia, SC 29210



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July 2, 2014

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

Re: Gilbert Chavis v. AVX Corporation
W.C.C. File No.: 9826170 & 9927964
COA No.: 2012-213175
Carrier File No.: WC550-441515 & WC550-448871
Date of Accident: December 7, 1998 & December 27, 1999

Dear Ms. Kitchings:

Enclosed herewith for filing, please find the original and six (6) copies of our Motion for Costs and Fees, Itemized Statement of Costs, and original Proof of Service of the same in the above-referenced case. By a copy of this correspondence, I am serving the other counsel of record with a copy of our Motion. Also enclosed, please find our check in the amount of \$25.00 for the filing of this Motion.

Yours very truly,

A handwritten signature in cursive script that reads "Kirsten L. Barr".

Kirsten L. Barr

KLB/ekb/les

Enc.

cc: Christine M. Scott, Liberty Mutual Insurance Co. (w/enc.)
Michelle Bourdage, Liberty Mutual Insurance Co. (w/enc.)
Mary Ellen Wolinski, AVX (w/enc.)
Latonya Dilligard Edwards, Esq. (w/enc.)

3019\1625 & 1626\1-COA-motion for costs & fees

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SC Court of Appeals



TRASK & HOWELL LLC
P.O. Box 2167
MT. PLEASANT, SC 29465

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

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SC Court of Appeals

