

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Chester County
Court of Common Pleas
Brooks P. Goldsmith, Circuit Court Judge

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JUL 10 2014

SC Court of Appeals

Trial Court Case No. 2011-CP-12-0291
Appellate Case No. 2012-212318

Robert H. Breakfield, as attorney in fact Respondent,

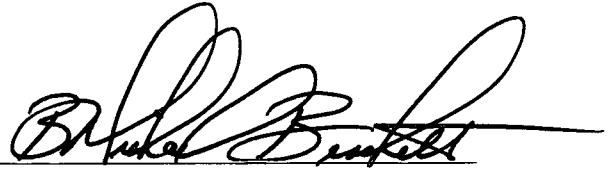
v.

Mell Woods Appellant.

Respondent's Motion for Appeal Costs

Respondent moves the court for an award of costs pursuant to Rule 222, SCACR. The grounds for the motion are that the lower courts' orders and judgment were affirmed by this Court in Unpublished Opinion No. 2014-UP-076, filed February 26, 2014. The Appellant's Petition for Rehearing was denied by Order filed April 24, 2014. After having requested and received an extension of time to file and serve a Petition for Writ of Certiorari, the Appellant did not timely file and serve his Petition and Appendix, and the South Carolina Supreme Court dismissed the matter by Order dated June 27, 2014. This Court issued its

Remittitur to the Circuit Court on June 27, 2014. This Motion is supported by the attached Statement of Costs. The costs sought, as detailed in the Statement of Costs, total \$1,075.89.



B. Michael Brackett, #838
Moses & Brackett, PC
P. O. Box 100261
Columbia, SC 29202
803.461.2312
Attorney for Respondent

July 9, 2014

ITEMIZED STATEMENT OF COSTS

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

Appellate Case No. 2012-212318
Trial Court Case No. 210-CP-12-0291

Robert H. Breakfield, as Attorney-)
in-Fact,)
)
)
 v.)
)
Mell Woods)
)

The Appellate Court is requested to tax the following costs against

Appellant Mell Woods

(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	361 pages 18 briefs	0.07 (copies) 2.50 (binding)	\$75.89	
Cost of Printing or Copying Final Reply Brief				
Cost of Printing or Copying Record on Appeal				
Filing Fee Paid Under Rule 203(d), SCACR				
Cost of Court Reporter's Transcript				
Attorney's Fee Provided By Rule 222(b), SCACR			\$1,000.00	
Other (specify and explain):				

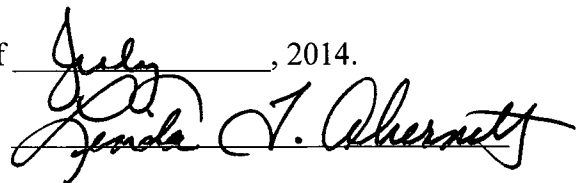
COSTS TAXABLE UNDER RULE 242(J), SCACR				
Cost of Printing or Copying Brief				
Cost of Printing or Copying Reply Brief				
Cost of Printing to Copying Appendix				
Filing fee paid under Rule 242(c), SCACR				
Attorney's fee provided by Rule 242(j)(2), SCACR				
Other (specify and explain):				
		TOTAL	\$1,075.89	

I, B. Michael Brackett, 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.


 (Signature)

Attorney for Respondent

Subscribed and sworn to before me this 9th day of July, 2014.



Notary Public for South Carolina

My Commission Expires: 11-14-18

(Seal)



INVOICE

Invoice #	L0713050053
Invoice Date:	05/22/2013
Due Date:	06/21/2013
Terms:	Net 30 Days
Customer Code:	L07-MOSK
Natl ID:	34905

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

BILL TO:
MOSES BRACKETT
 1333 MAIN STREET
 SUITE 650
 COLUMBIA, SC 29201

SHIP TO:
MOSES BRACKETT
 1333 MAIN STREET
 SUITE 650
 COLUMBIA, SC 29201
 Attn: LINDA ABERNETHY

Price using: STANDARD Price

Reference / Case #	Reference 2	Reference 3	Account Manager
12085.3			MATT COLLINS

Sales Order	Order Date	Ordered By	Quantity	Unit Price	Extension
SO-1305-0074	05/22/2013	LINDA ABERNETHY - MOSES BRACKETT			
565	B&W Copies A - Autofeed		361.00	0.0700	25.27
602	Binds - GBC		18.00	2.5000	45.00

<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:	70.27
	Sales Tax:	5.62
	Non-Taxable:	0.00
	Postage:	0.00
	Delivery:	0.00
PAY THIS AMOUNT \$		75.89

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.

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IN THE COURT OF APPEALS

Appeal from Chester County
Court of Common Pleas
Brooks P. Goldsmith, Circuit Court Judge

2011-CP-12-0291

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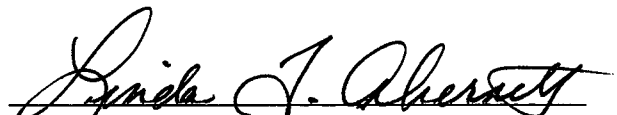
v.

Mell Woods Appellant.

Respondent's Certificate of Service

I, Linda T. Abernethy, Legal Assistant to B. Michael Brackett, Esquire, attorney for the Respondent in the above-captioned matter, do hereby certify that I have served Appellant, pro se, with a copy of **Respondent's Motion for Appeal Costs** by United States Mail, postage prepaid and return address clearly indicated on said envelope, on this 9th day of July, 2014 at the following address:

Mell Woods
P. O. Box 2603
Lancaster, SC 29721


Linda T. Abernethy

MOSES & BRACKETT, PC

ATTORNEYS AND COUNSELORS AT LAW

1333 Main Street, Suite 260 (29201)
Post Office Box 100261
Columbia, South Carolina 29202-3261

Telephone (803) 461-2300
Facsimile (803) 461-2309

B. Michael Brackett
Direct Dial: (803) 461-2312
Email: mbrackett@mkb-law.com

M248M

April 18, 2014

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

Re: Breakfield, as Attorney-in-Fact v Woods
Trial Court Case No. 2011-CP-12-0291
Appellate Case No. 2012-212318
Our File No. 12085.3

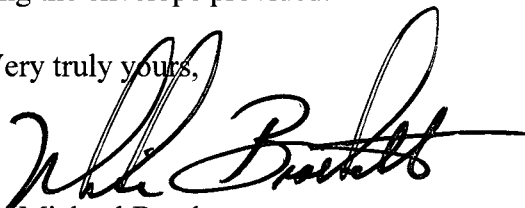
Dear Ms. Kitchings:

Enclosed for filing please find the original and six copies of Respondent's Motion for Appeal Costs. Also enclosed is my check for the filing fee and the Proof of Service.

By copy of this letter, I am serving the Appellant who is pro se.

Please return a clocked copy of the Motion using the envelope provided.

Very truly yours,



B. Michael Brackett

cc. Robert H. Breakfield, Esquire
Mell Woods

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SC Court of Appeals