

**THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS**

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

Trial Court Case Number 2011-CP-12-00291

Robert H. Breakfield, as attorney-in-fact, Respondent,

v.

Mell Woods, Appellant.

Court of Appeals Number: 2012-212318

Appellant's Response to the Respondent Motion for Costs

 **ORIGINAL**

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JUL 23 2014

SC Court of Appeals

The respondent motion for costs is premature, and should either be denied, or at least held in abeyance pending the resolution of the following two motions:

Motion Number One

A motion to reinstate this appeal is pending in the South Carolina Supreme Court.

Motion Number Two

An additional Motion to recall the remittitur sent by the South Carolina Court of Appeals Clerk's Office prior to the expiration of 15 days is pending in the Court of Appeals, with the basis of the Motion being that Rule 260(a) SCACR, requires that 15 days must first elapse before a remittitur is sent to the lower court. [this case was administratively dismissed by the Clerk of the Supreme Court, instead of being ruled on by the Supreme Court itself.]

Respectfully submitted,
this 21 day of July, 2014.



Mell Woods

P.O. Box 2603
Lancaster, SC 29721



ORIGINAL

SOUTH CAROLINA COURT OF APPEALS

Number 2012-212318

**Robert H. Breakfield, as attorney-in-fact, Respondent,
v. Mell Woods, Appellant.**

**Appeal from Chester County
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Brooks P. Goldsmith, Circuit Court Judge**

Proof of Service

Trial Court Case Number: 2011-CP-12-00291

Court of Appeals Internal Tracking Number: 2012-212318

I hereby certify that I have on the 21 day of July, 2014,
served the respondents with a true copy of the
within and foregoing *Appellant's Response to the Respondent
Motion for Costs*
by placing the copies in the U.S. Mail with sufficient
postage addressed to:

Moses Koon & Brackett, PC
c/o: B. Michael Brackett
P.O. Box 100261
Columbia, SC 29202



Mell Woods

P.O. Box 2603
Lancaster, SC 29721

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