

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM RICHLAND COUNTY
DeAndrea G. Benjamin, Circuit Court Judge

Appellate Case No. 2012-212218

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SEP 11 2014

SC Court of Appeals

Shelby KingAppellant

v.

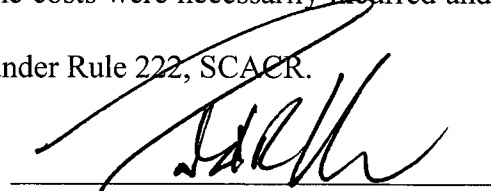
Amy Bennett, The Amy D. Bennett Trust and Amy Bennett, Trustee.....Respondent

MOTION AND MEMORANDUM
FOR COSTS

Appellant hereby moves pursuant to Rule 222(d), SCACR for recovery of costs allowed by the provisions of Rule 222(b), SCACR in the amount of One Thousand One Hundred Sixteen and 49/100 (\$1,116.49) Dollars as shown on the sworn, itemized statement of costs accompanying this motion. The costs sought to be recovered are for the filing fee, copying of the final brief and record on appeal and the prescribed attorney fee, each of which is authorized by Rule 222(b), SCACR. The undersigned certifies that the costs were necessarily incurred and believes that the taxation against Appellant is appropriate under Rule 222, SCAACR.

Irmo, South Carolina

September 9, 2014



Todd R. Ellis, Esq.
Law Office of Todd Ellis, P.A.
7911 Broad River Road, Suite 100
Irmo, South Carolina 29063
(803) 732-0123 (telephone)
(803) 732-0124 (facsimile)

ATTORNEY FOR RESPONDENT

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v.

Amy Bennett, The Amy D. Bennett Trust and Amy Bennett, Trustee.....Respondent

The Court of Appeals is requested to tax the following costs against Shelby King:

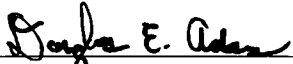
COSTS TAXABLE UNDER RULE 222, SCACR	REQUESTED ALLOWED
Cost of Copying Final Brief	\$91.49
Motion to file Motion for Costs	\$25.00
Attorney's Fee	\$1,000.00
Total	\$1,116.49

I, Todd R. Ellis, do swear that the foregoing costs are correct and were necessarily incurred in this action. A copy of this statement was served on opposing counsel.



Todd R. Ellis
Attorney for Respondent

Subscribed and sworn to before me this 10 day of September, 2014.



Notary Public of South Carolina

My Commission Expires: 8/7/8

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Shelby KingAppellant

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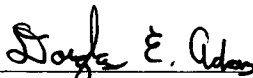
PROOF OF SERVICE

I, Douglas E. Adams, Legal Assistant to Todd R. Ellis, an employee of the Law Office of Todd Ellis, P.A., hereby certify that I have, on the date indicated below, served counsel below with the Motion and Memorandum of Costs by mailing a copy of same via United States Mail, postage pre-paid and return address clearly indicated on said envelope, to counsel at the following address:

Thomas Jefferson Goodwyn, Jr.
2519 Devine Street
Suite A
Columbia, South Carolina 29205

Irmo, South Carolina

September 10, 2014



Douglas E. Adams

LAW OFFICE OF TODD ELLIS PA

07-08

2072

7911 BROAD RIVER RD

STE 100

IRMO, SC 29063-2382

67-448/539 SC

784

DATE 12-20-13

THE ORDER OF South Carolina Court of Appeals

\$ 25.00

Twenty-Five & 00/100

DOLLARS



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[Handwritten Signature]

FOR 11-0058 Bennett - Motion for Costs

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SC Court of Appeals



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Rec. 1/2/14

The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
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COLUMBIA, SOUTH CAROLINA 29201
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FAX: (803) 734-1839
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December 27, 2013

Mr. Todd Raymond Ellis
7911 Broad River Rd., Ste. 100
Irmo SC 29063

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SC Court of Appeals

Re: Shelby King v. Amy Bennett
Appellate Case No. 2012-212218

Dear Counsel:

Returned herewith is your Motion for Costs in the above case.

Rule 222 (d) of the South Carolina Appellate Court Rules states that costs are to be filed within fifteen (15) days of the issuance of the remittitur.

Very truly yours,

V. Claire Allen, Deputy

CLERK

cc: Thomas Jefferson Goodwyn, Jr., Esquire

TODD ELLIS

LAW OFFICE OF TODD ELLIS, P.A.

7911 BROAD RIVER ROAD, SUITE 100
IRMO, SOUTH CAROLINA 29063
September 10, 2014

VIA HAND DELIVERY

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SC Court of Appeals

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

Re: Shelby King v. Amy Bennett
Appellate Case No. 2012-212218

Dear Clerk Kitchings:

I previously filed the enclosed Motion for Costs with the filing fee in the above-referenced matter on December 23, 2013. I received the enclosed correspondence from your office dated December 27, 2013. The Supreme Court of South Carolina denied petitioner's writ of certiorari on August 21, 2014. On August 28, 2014, the Court of Appeals issued the Remittitur.

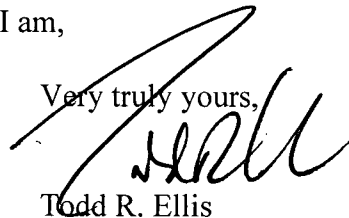
I would appreciate it if you would please file the original and six copies of a motion and memorandum for costs, an itemized, sworn statement of costs and a certificate of service showing that these documents have been served on counsel for the appellant. I have enclosed a copy of Check No. 2072 that was used for the filing fee. I assume since it was originally filed and cashed by your office that there is no need for another filing fee for the same motion. If that is incorrect, please let me know and I will hand deliver the check.

In addition to all the material referenced above, I have enclosed an additional copy of the motion and memorandum and itemized statement and ask that this copy be stamped "Filed" and returned to me in the envelope provided.

I appreciate your help with this request.

With kind regards, I am,

Very truly yours,



Todd R. Ellis

TRE:da
Enclosures (as referenced)
Cc: Amy Bennett
Thomas Jefferson Goodwyn, Jr., Esq.