

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

73503

APPEAL FROM MARLBORO COUNTY
Court of Common Pleas

Michael G. Nettles, Circuit Court Judge

Case No. 2009-CP-34-00304

MRR Sandhills, LLC and ZV Pate, Inc.,.....Appellants,

v.

Marlboro County, South Carolina,Respondent.

RESPONDENT'S MOTION FOR COSTS


Pursuant to Rule 222(b), (d) and (e) of the South Carolina Appellate Court Rules, Respondent respectfully moves this Court for an Order awarding costs and fees incurred on appeal in the referenced matter as supported by the attached Itemized Statement of Costs.

[SIGNATURE PAGE FOLLOWS]

RECEIVED

SEP 11 2014

SC Court of Appeals



Steven D. Weber
S.C. Bar No. 16917
Mary Katherine Stukes
S.C. Bar No. 77905
Parker Poe Adams & Bernstein LLP
Three Wells Fargo Center
401 South College Street, Suite 3000
Charlotte, North Carolina 28202
Telephone: (704) 335-9065

Counsel for Respondent
Marlboro County, South Carolina

Harry Easterling, Jr., Esq.
S.C. Bar No. 64946
Goldberg & Easterling, P.A.
116 N. Liberty Street
P.O. Drawer 655
Bennettsville, South Carolina 25912
Telephone: (843) 479-2878

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM MARLBORO COUNTY
Court of Common Pleas

Michael G. Nettles, Circuit Court Judge

Case No. 2009-CP-34-00304

MRR Sandhills, LLC and ZV Pate, Inc.,.....Appellants,

v.

Marlboro County, South Carolina,Respondent.

ITEMIZED STATEMENT OF COSTS

Respondent respectfully moves this Court to tax MRR Sandhills, LLC and ZV Pate, Inc.
with the following costs:

[CHART ON FOLLOWING PAGE]

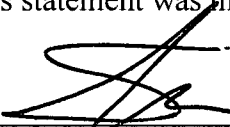
RECEIVED

SEP 11 2014


SC Court of Appeals

COSTS TAXABLE UNDER RULE 222, SCACR	NO. OF PAGES	RATE	REQUESTED	ALLOWED (FOR COURT USE ONLY)
Cost of Printing or Copying 9/21/11 Brief in Opposition to Motion to Transfer Appeal	154	\$0.15	\$23.10	
Cost of Printing or Copying 10/3/11 Final Brief (Court of Appeals)	688	\$0.15	\$103.20	
Cost of Printing or Copying 11/2/11 Submission of Supplemental Authority (Court of Appeals)	39	\$0.15	\$5.85	
Cost of Printing or Copying 7/8/13 Return of Respondent to Petition for Rehearing of Appellants (Court of Appeals)	64	\$0.15	\$9.60	
Cost of Printing or Copying 10/22/13 Return of Respondent to Petition for Writ of Certiorari (Supreme Court)	189	\$0.15	\$28.35	
Cost of Court Reporter's 9/24/10 Hearing Transcript			\$52.50	
Attorneys' Fee Provided by Rule 222(b), SCACR			\$1,000.00	
TOTAL:			\$1,222.60	

I, Steven D. Weber, 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.



 Steven D. Weber
 Counsel for Respondent
 Marlboro County, South Carolina

Subscribed and Sworn to before me:
 September 19 2014


 Notary Public for North Carolina
 My Commission Expires: 3-23-2018

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM MARLBORO COUNTY
Court of Common Pleas

Michael G. Nettles, Circuit Court Judge

RECEIVED

SEP 11 2014

SC Court of Appeals

Case No. 2009-CP-34-00304

MRR Sandhills, LLC and ZV Pate, Inc., Appellants,

v.

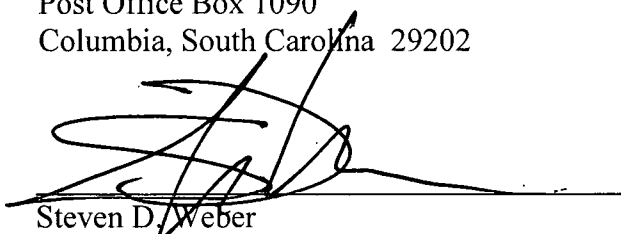
Marlboro County, South Carolina, Respondent.

PROOF OF SERVICE

I certify that on September 11, 2014, I caused the foregoing **Motion for Costs** to be served on all parties of record by mailing a copy of the same, addressed to counsel as follows:

John J. Pringle, Jr., Esq.
Adams & Reese LLC
1501 Main Street, 5th Floor
Columbia, South Carolina 29201

Richard A. Harpootlian, Esq.
Richard A. Harpootlian, P.A.
Post Office Box 1090
Columbia, South Carolina 29202


Steven D. Weber
Parker Poe Adams & Bernstein LLP
Three Wells Fargo Center
401 South Tryon, Suite 3000
Charlotte, North Carolina 28202
Telephone: 704-335-9065
Counsel for Respondent
Marlboro County, South Carolina



Steven D. Weber
Partner
Telephone: 704.335.9065
Direct Fax: 704.334.4706
steveweber@parkerpoe.com

Charleston, SC
Charlotte, NC
Columbia, SC
Raleigh, NC
Spartanburg, SC

September 11, 2014

Via Hand Delivery

Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1015 Sumter Street
Columbia, SC 29211

***Re: MRR Sandhills, LLC and ZV Pate, Inc. v. Marlboro County, South Carolina.
Case No. 2009-CP-34-00304***

Dear Ms. Kitchings:

Enclosed please find an original and seven copies of Respondent's Motion for Costs, Itemized Statement of Costs, and Proof of Service as well as our firm check in the amount of \$25.00 for the filing fee in the above-referenced lawsuit. Please file the originals and return one file-stamped copy of each document to my courier.

By copy of this letter, I am today serving the Respondent's Motion for Costs, Itemized Statement of Costs, and Proof of Service on counsel for the Appellants.

Thank you for your attention to this request.

Very truly yours,

Steven D. Weber

SDW(dmc)
Enclosure

cc: John J. Pringle, Jr., Esq. (w/enc.) – *via U.S. Mail*
Richard A. Harpootlian, Esq. (w/enc.) – *via U.S. Mail*

RECEIVED

SEP 11 2014

SC Court of Appeals

PPAB 2557885v1