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THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM HORRY COUNTY  
Court of Common Pleas

J. Stanton Cross, Master in Equity

Case No. 2004-CP-26-2075

**RECEIVED**  
MAR 18 2015  
**SC Court of Appeals**

John Musick,.....Respondent,

vs.

Thomas L. Dicks and Robert E. Dicks, Jr.,.....Appellant.

MOTION FOR REIMBURSEMENT OF COSTS

On October 10, 2010 the Appellate Court granted Appellants' Motion to Tax Costs following the Remittitur served on October 7, 2010 wherein Appellants were the prevailing party. Respondents were ordered to pay \$3,038.21 to counsel for the Appellants, Demitri K. Koutrakis.

In compliance with the Court's Order, a check for the full amount of awarded costs was mailed to Mr. Koutrakis on November 2, 2010.

Following the Appellants' Motion to Tax Costs, this matter was re-tried before the Horry County Master-In-Equity, Master Judge Cindy Graham Howe who, by order dated July 29, 2011 ruled in favor of the Respondents finding that the restrictive covenants in question were valid. Appellants then filed a post-trial motion to reconsider which was denied.

Appellants then appealed to the Court of Appeals on August 20, 2012. On July 9, 2014, a three judge panel issued its ruling upholding Judge Howe's ruling with no dissent. Appellants then sought a Writ of Certiorari with our State's highest court to review the Appellate Court's decision. By Order dated February 4, 2015, The Supreme Court of South Carolina denied Appellant's petition.

Based upon the foregoing, the Respondent would respectfully submit that he is entitled to a full reimbursement of all costs paid to Demetri K. Koutrakis in compliance with the Appellate Court's Order dated October 10, 2010.



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Thomas C. Brittain  
Mary Madison Brittain Langway  
THE BRITAIN LAW FIRM, P.A.  
4614 Oleander Drive  
Myrtle Beach, SC 29577  
Telephone: (843) 449-8562  
Facsimile: (843) 497-6124  
ATTORNEYS FOR RESPONDENT

March 13, 2015  
Myrtle Beach, South Carolina

THE STATE OF SOUTH CAROLINA  
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John Musick,.....Respondent,

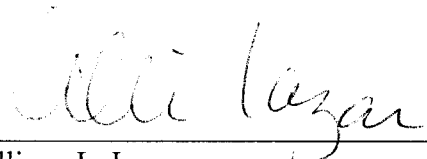
vs.

Thomas L. Dicks and Robert E. Dicks, Jr.,.....Appellant.

CERTIFICATE OF SERVICE

I, Allison L. Lazar, an employee of The Brittain Law Firm, P.A., attorneys for the Respondent, do hereby certify that, on March 16, 2015, I caused to be served a copy of the foregoing **Motion for Reimbursement of Costs** upon Appellants' counsel, by depositing a copy of the same in the United States mail, with the proper first-class postage affixed thereon, addressed as follows:

Demetri K. Koutrakos, Esquire  
Callison Tighe & Robinson, LLC  
P. O. Box 1390  
Columbia, South Carolina 29202

  
\_\_\_\_\_  
Allison L. Lazar

THE BRITTAIN LAW FIRM, P.A.

ATTORNEYS AT LAW  
4614 OLEANDER DRIVE  
MYRTLE BEACH, SOUTH CAROLINA 29577

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THOMAS C. BRITAIN  
MARY MADISON BRITAIN LANGWAY  
A. PRESTON BRITAIN  
T. CASE BRITAIN, JR.

843-449-8562  
FAX 843-497-6124  
www.brittainlawfirm.com

March 16, 2015

The Honorable Jenny Abbot Kitchings  
Clerk of Court  
SC Court of Appeals  
1015 Sumter Street  
Columbia, SC 29211

Re: John Musick vs. Thomas L. Dicks, *et al.*  
Case No. 2004-CP-26-2075  
Appellate Case No. 2012-212773

**RECEIVED**  
MAR 18 2015

Dear Ms. Kitchings:

**SC Court of Appeals**

Enclosed please find the original and seven (7) copies of Appellant's Motion for Reimbursement of Costs in the above-referenced matter together with the Certificate of Service and check in the amount of \$25.00 representing payment for the required filing fee.

Please return one clocked-in copy of this Motion to our office in the enclosed self-addressed stamped envelope. Thank you.

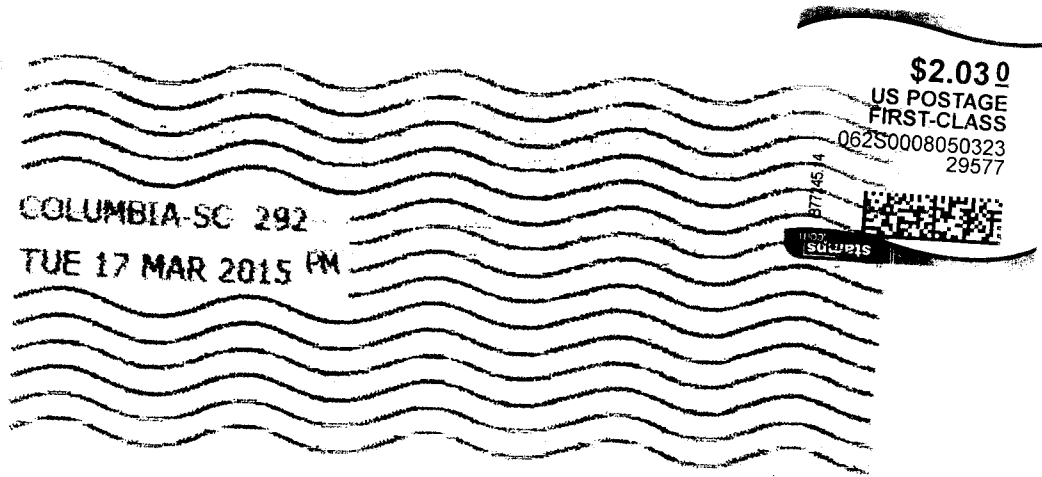
With warm regards, I am  
Yours truly,

THE BRITTAIN LAW FIRM, P.A.



Thomas C. Brittain  
Mary Madison Brittain Langway  
TCB/all

cc: Demetri K. Koutrakos, Esquire  
John Musick  
Robert "Bob" DeCiero



THE BRITTAIN LAW FIRM, P.A.  
ATTORNEYS AT LAW  
4614 OLEANDER DRIVE  
MYRTLE BEACH, SOUTH CAROLINA 29577

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Jenny Abbot Kitchings  
Appeals  
Street  
29211

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