

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

**RECEIVED**

MAR 30 2015

APPEAL FROM HORRY COUNTY  
Court of Common Pleas

**SC Court of Appeals**

William E. Lawson, Special Referee

CASE NO: 2011-CP-26-4758

Monroe E. Cook and Lynn S. Cook .. . . . . . Appellants

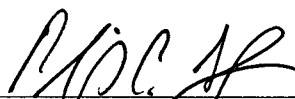
v.

Nealy Lynn Taylor . . . . . Respondent

RESPONDENT'S MOTION FOR COSTS

Pursuant to Rule 222, SCACR, Respondent's Memorandum in Support of her Motion for Costs, and Respondent's Itemized Statement of Costs, the Respondent requests that costs be taxed against the Appellants. The ground for Respondent's Motion for Costs is that the Judgment on Appeal has been affirmed.

Respectfully submitted.



Philip C. Thompson SC Bar# 11062  
Thompson & Henry, P.A.  
1300 Second Avenue, 3<sup>rd</sup> Floor  
Post Office Box 1740 (zip: 29528)  
Conway, South Carolina 29526  
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*Attorneys for Respondent.*

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William E. Lawson, Special Referee

CASE NO: 2011-CP-26-4758

Monroe E. Cook and Lynn S. Cook ..... Appellants

v.

Nealy Lynn Taylor ..... Respondent

MEMORANDUM IN SUPPPORT OF  
RESPONDENT’S MOTION FOR COSTS

By unpublished Opinion No. 2015-UP-113, filed March 4, 2015, this Court affirmed the judgment in favor of Respondent that was appealed by Appellants. By letter dated March 23, 2015, V. Claire Allen, Deputy Clerk for the South Carolina Court of Appeals remitted this case to the lower Court or Tribunal. Pursuant to Rule 222(a), SCACR, “...costs shall be taxed against the appellant when the appeal is dismissed or judgment on appeal is affirmed.” Pursuant to Rule 222(b), SCACR, two of the costs allowed are the same as those requested by the Respondent and itemized in the Itemized Statement of Costs attached hereto, which are the costs of printing Respondent’s Final Briefs under Rule 210, SCACR, and an attorney’s fee of One Thousand and 00/100 (\$1,000.00) Dollars (Rule 222, SCACR, Note 1).

Based on the foregoing, the Respondent respectfully requests this Court to tax costs against the Appellants in the total sum of One Thousand One Hundred and 80/100 (\$1,100.80) Dollars.



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Philip C. Thompson SC Bar# 11062  
Thompson & Henry, P.A.  
1300 Second Avenue, 3<sup>rd</sup> Floor  
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*Attorneys for Respondent*

ITEMIZED STATEMENT OF COSTS

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

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APPEAL FROM HORRY COUNTY  
Court of Common Pleas

William E. Lawson, Special Referee

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CASE NO: 2011-CP-26-4758

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Monroe E. Cook and Lynn S Cook ..... Appellants

v.

Nealy Lynn Taylor .....Respondent

The Appellate Court is requested to tax the following costs against

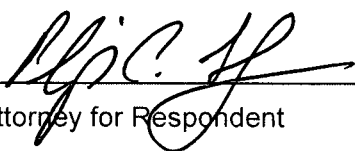
Monroe E Cook and Lynn S Cook

COSTS TAXABLE UNDER RULE 222, SCACR	NO OF PAGES	RATE	REQUESTED	ALLOWED (For Court Use Only)
Cost of Printing or Copying Final Brief	504	\$ 20	\$100 80	
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)				

Cost of Printing or Copying Brief  
Cost of Printing or Copying Reply  
Brief  
Cost of Printing or 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 \$1,100 80

I, Philip C Thompson, 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.

  
\_\_\_\_\_  
Attorney for Respondent

Subscribed and sworn to before me  
this 20<sup>th</sup> day of March, 2015

  
\_\_\_\_\_  
Notary Public for South Carolina  
My Commission Expires 2-2-2017

(Seal)

THE STATE OF SOUTH CAROLINA

In the Court of Appeals

\_\_\_\_\_

APPEAL FROM Horry COUNTY

Court of Common Pleas

William E. Lawson, Special Referee

\_\_\_\_\_

Appellate Case No. 2013-000926

\_\_\_\_\_

**RECEIVED**  
MAR 30 2015  
SC Court of Appeals

MONROE E. COOK & LYNN S. COOK.....Appellants,

v.

NEALY LYNN TAYLOR .....Respondent.

\_\_\_\_\_

PROOF OF SERVICE

\_\_\_\_\_

I, Stephanie Hall, an employee for Thompson & Henry, P.A., attorneys for the Respondent, Nealy Lynn Taylor in the above-captioned action and/or actions, certify that I have this 26<sup>th</sup> day of March, 2015, mailed a copy and/or copies of the following:


- 1. Respondent's Motion for Costs

to the undersigned at his/her/their address(es) of record, with sufficient postage attached thereto, as follows:

Gene M. Connell, Jr., Esquire  
The Courtyard, Suite 209  
1500 U.S. Highway 17 North  
Surfside Beach, SC 29587-4547  
**Attorney for Appellants**

  
Stephanie Hall

SWORN AND SUBSCRIBED before me,  
This 26<sup>th</sup> day of March 26, 2015.

  
Notary Public for South Carolina  
My Commission Expires: 4/21/16

**THOMPSON  
& HENRY, P.A.**

ATTORNEYS AT LAW

1300 SECOND AVENUE, THIRD FLOOR

POST OFFICE BOX 1740

CONWAY, SOUTH CAROLINA 29528

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PTHOMPSON@THOMPSONLAW.COM

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MAR 30 2015

TELEPHONE

(843) 248-5741

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SC Court of Appeals

March 26, 2015

The Honorable Jenny Kitchings  
Clerk of Court  
South Carolina Court of Appeals  
PO Box 11629  
Columbia, SC 29211

RE: Monroe E. Cook and Lynn S. Cook v. Nealy Lynn Taylor  
Appellate Case No.: 2013-000926

Dear Ms. Kitchings:

Please find enclosed herewith the original and seven (7) copies of Respondent's Motion for Costs, Memorandum in Support of Respondent's Motion for Costs, Itemized Statement of Costs and Proof of Service along with our firm check in the amount of Twenty-Five (\$25.00) Dollars for filing. Please file the original and seven (7) copies and return a filed copy to me in the self-addressed, stamped envelope I also enclose herewith.

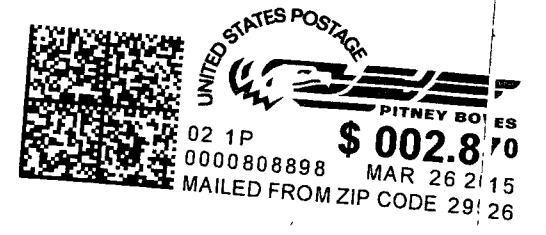
By copy of this letter, we hereby serve the above stated documents on Appellants through their counsel of record.

With kindest regards, I am

Yours very truly,  
**THOMPSON & HENRY, P.A.**

  
Philip C. Thompson

PCT/sbh  
cc Gene M Connell, Jr, Esquire  
Nealy Taylor  
Enclosures as noted



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MAR 30 2015

SC Court of Appeals

**FIRST CLASS MAIL**

**THOMPSON & HENRY, P.A.**

POST OFFICE BOX 1740

CONWAY, SC 29528

To:

The Honorable Jenny Kitchings  
Clerk of Court  
South Carolina Court of Appeals  
PO Box 11629  
Columbia, SC 29211

