

THE STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

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JUN 08 2015

SC Court of Appeals

W. H. Bundy, Jr.....Respondent,

v.

Bobby Brent Shirley.....Petitioner.

ON WRIT OF CERTIORARI TO THE COURT OF APPEALS

APPELLATE COURT CASE NO. 2012208007

Unpublished Opinion No. 2013-UP-1S3
Filed April 10, 2013

Respondent's Motion for Costs

Comes Now the Respondent's Counsel and respectfully moves the Court to assess Costs against Bobby Brent Shirley as provided by Rule 222(b), SCACR and RULE 242(j), SCACR. In support of his Motion, Respondent was successful before the Court of Appeals in reversing the lower Court and was successful before the Supreme Court in affirming, as modified, the Court of Appeals. See Rule 242(j) SCACR.

Such costs sought to be taxed are attached hereto. See Form 17, App. C, SCACR

Respectfully submitted this 3rd day of June, 2015,



M. Brent McDonald, Esquire
S.C. Bar No. 78057
Smith Bundy Bybee & Barnett, P.C.
P.O. Box 1542
Mt. Pleasant, SC 29464
(843) 881-1623
Attorneys for Respondent

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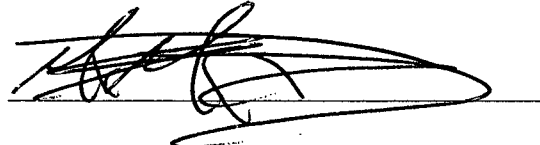
APPELLATE COURT CASE NO. 2013-001263

The Appellate Court is requested to tax the following costs against

Bobby Brent Shirley

COSTS TAXABLE UNDER RULE 222, SCACR	NO. OF PAGES	RATE	REQUESTED	ALLOWED (For Court use only)
Costs of Printing or Copying Final Brief and Final Reply Brief			\$ 322.99	
Costs of Printing or Copying Record on Appeal			\$ 2,228.99	
Filing Fee Paid Under Rule 203(d), SCACR			\$ 100.00	
Transcript of Hearing of August 15, 2011			\$ 1,598.00	
Attorney's Fees Provided by Rule 222(b),SCACR			\$ 1,000.00	
COSTS TAXABLE UNDER RULE 242(j), SCACR				
Costs of Printing or Copying Brief			\$ 356.80	
Attorney's Fees Provided by Rule 242(j)(2),SCACR			\$ 1,000.00	
Other (Specify or Explain)				
		TOTAL	\$ 6,606.78	

I, M. Brent McDonald, Esquire, do swear or affirm that the foregoing costs are correct and were necessarily incurred in this action. A copy of this statement was served upon opposing counsel via U. S. Mail to John W. Wells, Esquire, Baxley, Pratt & Wells, PA, Three The Common at Lugoff, Lugoff, South Carolina 29078.



M. Brent McDonald, Esquire
S.C. Bar No. 78057
Smith Bundy Bybee & Barnett, P.C.
P.O. Box 1542
Mt. Pleasant, SC 29464
(843) 881-1623
Attorneys for Respondent

Subscribed and sworn to before me this 3rd
day of June, 2015

Delorah L. Bussey
Notary Public for South Carolina
My Commission Expires: 3.9.19

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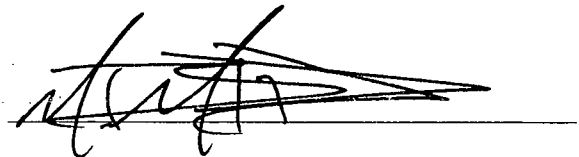
Proof of Service

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I certify that this 3rd day of June, 2015, I served a copy of the Respondent's Motion for Costs on Appellant, by serving a copy of this Motion and the attached Form 17, by U. S. Mail, addressed to Counsel for Appellant, John W. Wells, Esquire, of Baxley, Pratt & Wells, P.A. at Post Office Box 10, Lugoff, South Carolina 29078.



M. Brent McDonald

SMITH, BUNDY, BYBEE & BARNETT, P.C.

.H. BUNDY, JR.
RICHARD D. BYBEE
STAN BARNETT
M. BRENT MCDONALD

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OF COUNSEL
ELLISON D. SMITH, IV

June 3, 2015

VIA FEDEX

Daniel E. Shearouse, Clerk of Court
Brenda F. Shealy, Chief Deputy Clerk of Court
The Supreme Court of South Carolina
1231 Gervais Street
Columbia, SC 29201
Phone: 803-734-1080

Re: W.H. Bundy, Jr. v. Bobby Brent Shirley
Appellate Case No.: 2013-001263

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SC Court of Appeals

Dear Clerk of Court:

Please find enclosed the original and six copies of Respondent's Motion for Costs along with the Form 17- Itemized Statement of Costs incurred by W. H. Bundy, Jr., and the Proof of Service of same, in the above referenced matter. I am also enclosing our check in the amount of \$25.00 as payment of the Motion filing fee.

We ask that you please tax these costs against Bobby Brent Shirley.

With kindest regards, I remain

Sincerely yours,



M. Brent McDonald
Smith Bundy Bybee & Barnett, P.C.
P.O. Box 1542
Mt. Pleasant, SC 29464
(843) 881-1623
Attorney for Respondent W. H. Bundy, Jr.

MBM/sfr
Enclosures

cc: John W. Wells, Esquire, Baxley, Pratt & Wells, PA
The Honorable Jenny Abbott Kitchings, Clerk of Appeals Court of South Carolina

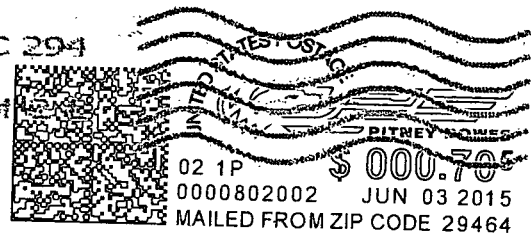
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CHARLESTON SC 294

04 JUN 2015 PM



The Honorable Jenny Abbott Kitchings
Clerk of Appeals Court of South Carolina
1015 Sumter Street
Columbia, SC 29201

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