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THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

RECEIVED

APPEAL FROM SPARTANBURG COUNTY  
The Honorable Roger L. Couch, Circuit Court Judge

JUL 08 2015

SC Court of Appeals

Case No. 2006-CP-42-0108

M. Dubose Medlock, Jr., M.D.....Appellant,

v.

Laurens County Healthcare System.....Respondent.

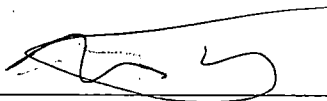
MOTION FOR COSTS ON APPEAL

The above-named Respondent hereby moves pursuant to Rule 222, SCACR, for an Order taxing the fees and costs set forth herein against the above-named Appellant. In support of this motion, the Respondent states as follows:

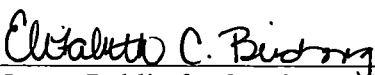
1. By an Order dated June 5, 2015, the Court of Appeals granted Respondent's Motion to dismiss Appellant's appeal. The Remittitur was issued on June 23, 2015.
2. Rule 222(a), SCACR, provides for taxation of certain costs against the Appellant when an appeal is dismissed. Accordingly, Respondent requests this Court to tax Appellant with the following costs allowed under Rule 222(b), SCACR, and the Supreme Court Order dated July 24, 1997:

Costs Taxable Under Under Rule 222, SCACR	No. of Pages	Rate	Requested	Allowed (Court Use Only)
Cost of Printing or Copying Final Brief		N/A	\$0.00	
Cost of Printing or Copying Final Reply Brief		N/A	\$0.00	
Cost of Printing or Copying Record on Appeal		N/A	\$0.00	
Filing Fee Paid Under Rule 203(d), SCACR		N/A	\$0.00	
Cost of Court Reporter's Transcript		\$87.00	\$87.00	
Attorney's Fee Provided By Rule 222(b), SCACR		Limited to \$1,000.00 by Rule	\$1,000.00	
Other (specify and explain): <b>Filing Fee - Motion to Dismiss</b>		\$25.00	\$25.00	
		<b>TOTAL</b>	<b>\$1,112.00</b>	

I, Matthew E. Yelverton, do hereby swear or affirm that the foregoing costs are correct and were necessarily incurred in this action. A copy of this Motion and the statement of costs set forth herein was served upon opposing counsel in the manner set forth in the Affidavit of Service attached hereto and filed simultaneously herewith.

By:   
 Matthew E. Yelverton

SUBSCRIBED and SWORN to before me this  
6<sup>th</sup> day of July, 2015.

 (SEAL)  
 Notary Public for South Carolina  
 My Commission expires: June 5, 2016

Respectfully submitted,

**FOR THE RESPONDENTS:**

THURMOND KIRCHNER TIMBES & YELVERTON, P.A.

Michael A. Timbes, Esquire

Matthew E. Yelverton, Esquire

Thomas J. Rode, Esquire

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July 6, 2015  
Charleston, South Carolina

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v.

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AFFIDAVIT OF SERVICE

I, Beth Birdsong, an employee of Thurmond Kirchner Timbes & Yelverton, P.A., attorneys for the Respondent, do hereby certify that I have on this date served via U.S. Mail, Facsimile, and E-Mail, a true and correct copy of the Respondent's Motion for Costs on Appeal to:

**FOR THE APPELLANT:**  
Aaron J. Kozloski, Esquire  
CAPITOL COUNSEL, LLC  
Post Office Box 1996  
Lexington, South Carolina 29071  
Phone: (803) 465.1400  
Facsimile: (888) 513.6021  
Email: [aaron@capitolcounsel.us](mailto:aaron@capitolcounsel.us)

By: Beth Birdsong  
Beth Birdsong  
Paralegal to Matthew E. Yelverton

July 6, 2015  
Charleston, South Carolina

THURMOND KIRCHNER TIMBES & YELVERTON, P.A.  
ATTORNEYS & COUNSELORS AT LAW

15 MIDDLE ATLANTIC WHARF, SUITE 101  
CHARLESTON, SOUTH CAROLINA 29401

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Jesse A. Kirchner  
Michael A. Timbes \*  
Matthew E. Yelverton \*\*  
Christopher P. Deters  
David L. Barnes, Jr.  
Thomas J. Rode  
Christopher C. Romeo \*\*  
Matthew S. Byzet

\* Also admitted in Georgia  
\*\* Also admitted in North Carolina

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SC Court of Appeals  
Phone: 843-937-8000  
Fax: 843-937-4200  
www.tktylawfirm.com

July 6, 2015

VIA FACSIMILE AND U.S. MAIL

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

Re: *Case Tracking No. 2013-002201*

*M. Dubose Medlock, Jr., M.D. v. Laurens County Healthcare System*  
Case No.: 2006-CP-42-0108

Dear Ms. Kitchings:

This firm represents the Respondent in the above-referenced appeal. Enclosed for filing please find the original and seven copies of Respondent's Motion for Costs on Appeal as well as an Affidavit of Service for the Motion. Also enclosed is this firm's check in the amount of \$25.00 in satisfaction of the filing fee. Kindly file these papers with the Court and return the file-stamped copy to my office using the self-addressed, stamped envelope provided for your convenience. Your assistance with this matter is greatly appreciated.

With kindest regards, I remain

Very truly yours,

THURMOND KIRCHNER TIMBES & YELVERTON, P.A.



Elizabeth C. Birdsong  
Paralegal to Matthew E. Yelverton

cc: Aaron J. Kozloski, Esquire (via email, facsimile, and U.S. Mail)



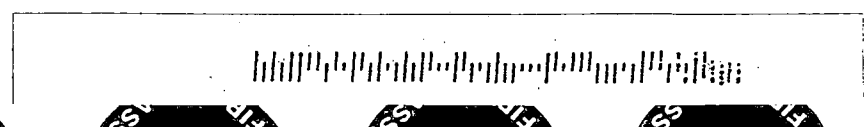
**First Class Mail**  
**First Class Mail**

THURMOND KIRCHNER TIMBES & YELVERTON, P.A.  
ATTORNEYS & COUNSELORS AT LAW  
15 MIDDLE ATLANTIC WHARF, SUITE 101  
CHARLESTON, SOUTH CAROLINA 29401

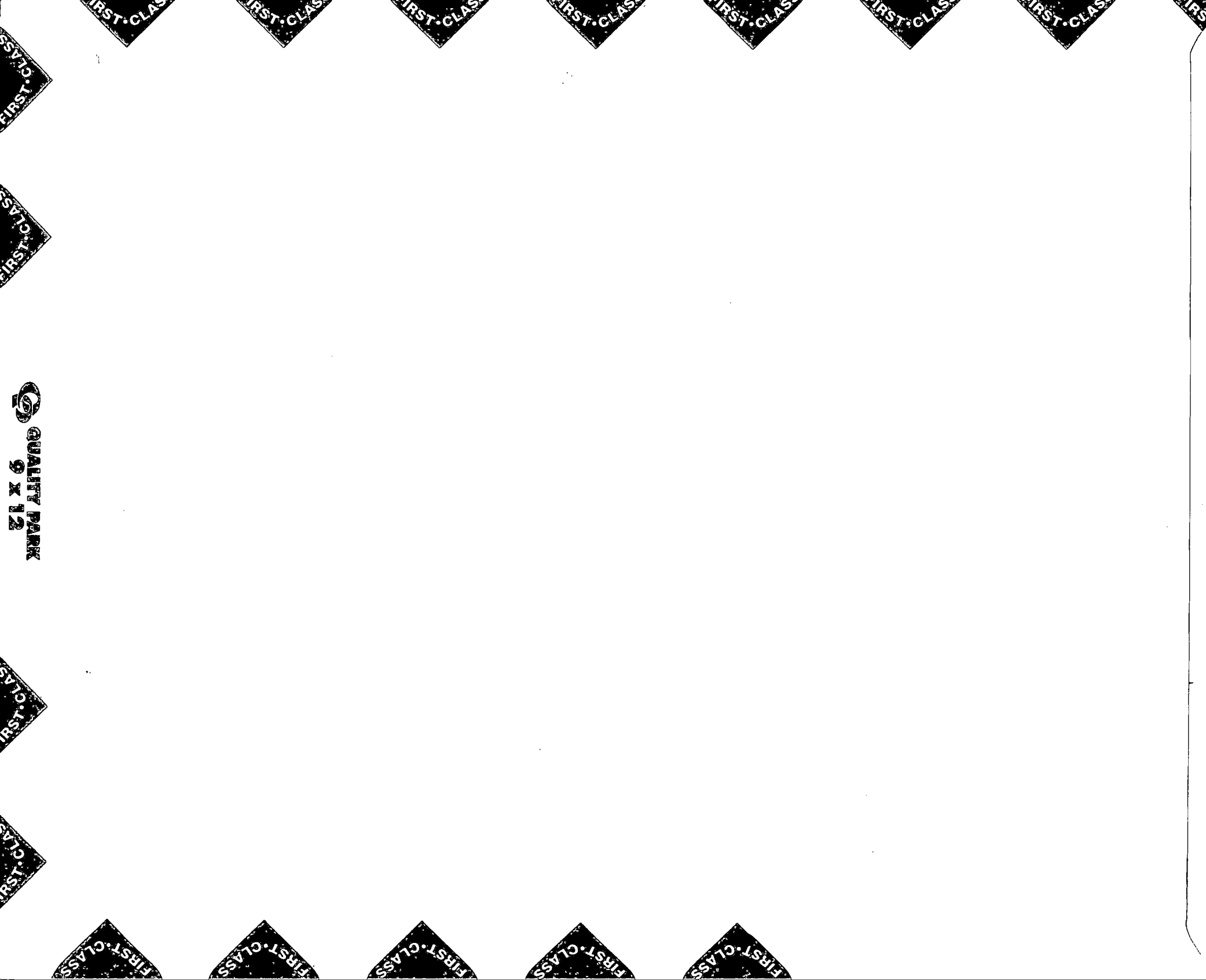
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TO:

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 **QUALITY PARK**  
**9 x 12**