

76610

THE STATE OF SOUTH CAROLINA  
In The Court Of Appeals

APPEAL FROM CHEROKEE COUNTY  
Court of Common Pleas

**RECEIVED**

J. Mark Hayes, II, Circuit Court Judge

JUL 14 2015

SC Court of Appeals

Common Pleas Case No. 2008-CP-11-1038  
Appellate Case No. 2013-001347

Christopher Drye, d/b/a Drye's Auto Crushing.....Respondent,

v.

Mike Gault and Mary T. Gault, d/b/a Gault's Used Cars, Total Inc., Edward Keith Potter,  
Individually and as President of Total Inc.....Defendants,

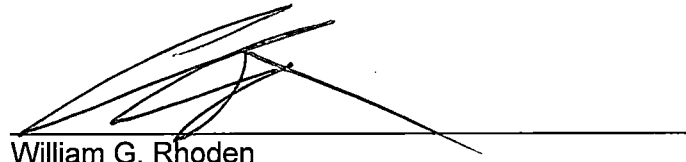
Of whom Mike Gault is.....Appellant.

**MOTION FOR COSTS**

Respondent, Christopher Drye, d/b/a Drye's Auto Crushing, by and through his undersigned, moves for an Order of this Honorable Court awarding and taxing costs and attorney fees pursuant to Rule 222, SCACR in the amount set forth in the itemized statement of costs attached hereto. The movant, Christopher Drye, would assert that he is the prevailing party in this matter and is entitled to the costs set forth in the attached itemized statement and attorney fees of \$1,000.00 for the appeal before the Court of Appeals.

WHEREFORE, movant moves for costs and attorney fees totaling \$1,000.00.

Respectfully submitted,

A handwritten signature in black ink, appearing to be 'William G. Rhoden', is written over a horizontal line. The signature is stylized and somewhat cursive.

William G. Rhoden  
WINTER & RHODEN, LLC  
221 E. Floyd Baker Blvd.  
Gaffney, South Carolina 29340  
TEL: (864) 489-8128  
FAX: (864) 489-8806  
[Rhoden@Winter-Rhoden.com](mailto:Rhoden@Winter-Rhoden.com)

**FORM 17  
ITEMIZED STATEMENT OF COSTS**

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals  
APPEAL FROM CHEROKEE COUNTY  
Court of Common Pleas

J. Mark Hayes, II, Circuit Court Judge

Common Pleas Case No. 2008-CP-11-1038  
Appellate Case No. 2013-001347

Christopher Drye, d/b/a Drye's Auto Crushing.....Respondent,

v.

Mike Gault and Mary T. Gault, d/b/a Gault's Used Cars, Total Inc., Edward Keith Potter,  
Individually and as President of Total Inc,.....Defendants,

Of whom Mike Gault is.....Appellant.

The Appellate Court is requested to tax the following costs against

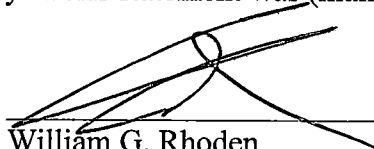
Mike Gault

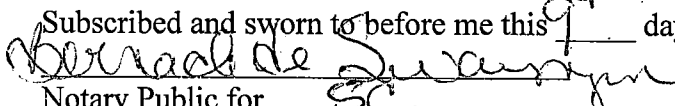
\_\_\_\_\_  
(Name of Party)

COSTS TAXABLE UNDER RULE 222, SCACR	NO. OF PAGES	RATE	REQUESTED	ALLOWED (For Court Use Only)
Cost of Printing or Copying Final Brief				
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):				
<b>COSTS TAXABLE UNDER RULE 242(j), SCACR</b>				
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):				
		<b>TOTAL</b>	<b>\$1,000.00</b>	

I, William G. Rhoden, 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/served upon) opposing counsel.

  
 William G. Rhoden  
 Attorney for Christopher Drye, d/b/a  
 Drye's Auto Crushing

Subscribed and sworn to before me this 7<sup>th</sup> day of July, 2015.  
  
 Notary Public for SC  
 My Commission Expires: 6.20.24  
 (Seal)

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM CHEROKEE COUNTY  
Court of Common Pleas

J. Mark Hayes, II, Circuit Court Judge

RECEIVED

JUL 14 2015

SC Court of Appeals

Common Pleas Case No.: 2008-CP-11-1038  
Appellate Case No.: 2013-001347

Christopher Drye, d/b/a Drye's Auto Crushing.....Respondent,

vs.

Mike Gault and Mary T. Gault, d/b/a Gault's Used Cars, Total, Inc., Edward Keith Potter,  
Individually and as President of Total, Inc.....Defendants.

Of Whom Mike Gault is .....Appellant.

CERTIFICATE OF SERVICE BY MAIL

I certify that I have served the **Motion for Costs** on Appellant by depositing a  
copy of it in the United States Mail, postage prepaid, on July 10, 2015 as follows:

D. Alan Lazenby  
Ginger D. Goforth  
Lazenby Law Firm, LLC  
Post Office Box 6099  
Spartanburg, South Carolina 29304

  
\_\_\_\_\_  
William G. Rhoden  
WINTER & RHODEN, LLC  
221 E. Floyd Baker Blvd.  
Gaffney, South Carolina 29340  
TEL: (864) 489-8128  
FAX: (864) 489-8806

LAW OFFICE OF  
**WINTER & RHODEN, LLC**

---

WILLIAM G. RHODEN  
ATTORNEY AT LAW  
ANNA-KARINA PARKER  
ATTORNEY AT LAW

221 E. FLOYD BAKER BLVD.  
GAFFNEY, SOUTH CAROLINA 29340  
PHONE (864) 489-8128  
FAX (864) 489-8806

WILLIAM E. WINTER  
(1944 - 2008)

July 9, 2015

**RECEIVED**

JUL 14 2015

SC Court of Appeals

Jenny Abbott Kitchings, Clerk  
S.C. Court of Appeals  
Post Office Box 11629  
Columbia, South Carolina 29211

RE: Christopher Drye, d/b/a Drye's Auto Crushing vs. Mike Gault, et al  
2013-001347

Dear Ms. Kitchings:

Enclosed please find the following:

1. Original and seven (7) copies of Respondent's Motion for Costs;
2. Original and one (1) copy of Certificate of Service by Mail and
3. A check in the amount of \$25.00.

Would you please file and return the extra copies back to me in the self-addressed stamped envelope that I have provided.

With best regards, I am,

Sincerely,

  
William G. Rhoden

WGR/dpf

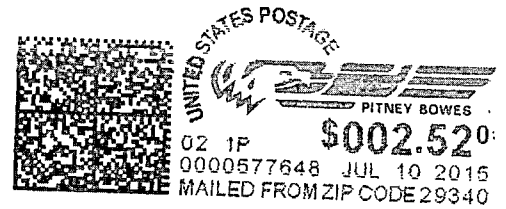
cc: file

D. Alan Lazenby, Esquire (w/enclosures)

Ginger D. Goforth, Esquire (w/enclosures)

enclosures:

2015



LAW OFFICE OF  
**WINTER & RHODEN, LLC**

221 E. FLOYD BAKER BLVD.  
GAFFNEY, SOUTH CAROLINA 29340

Jenny Abbott Kitchings, Clerk  
S.C. Court of Appeals  
Post Office Box 11629  
Columbia, South Carolina 29211

**RECEIVED**

JUL 14 2015

SC Court of Appeals

2015