

THE STATE OF SOUTH CAROLINA
In the Supreme Court

APPEAL FROM HORRY COUNTY
Court of Common Pleas

Clifton Newman, Circuit Court Judge

Appellate Case Number: 2012-212048

RECEIVED

Magnolia North Property Owners' Association, Inc.,
Respondent,

OCT 14 2015

v.

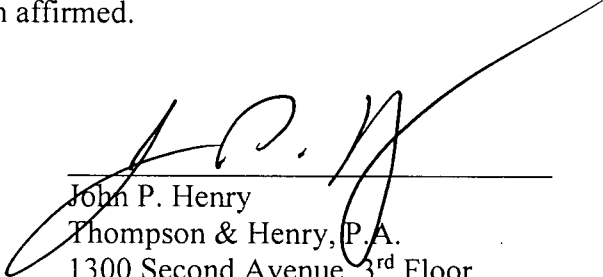
S.C. SUPREME COURT

Heritage Communities, Inc., Heritage Magnolia North, Inc., and Buildstar Corporation,
Petitioners.

RESPONDENT'S MOTION FOR COSTS

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

Respectfully submitted.



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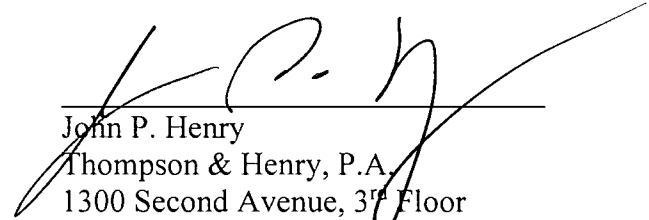
v.

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MEMORANDUM IN SUPPORT OF
RESPONDENT'S MOTION FOR COSTS

By unpublished Opinion No. 27577, filed September 30, 2015, this Court affirmed the judgment in favor of Respondent that was appealed by Petitioners. By letter dated September 30, 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 Two Thousand Three Hundred Eighty-Seven and 80/100 (\$2,387.80) Dollars.



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The Appellate Court is requested to tax the following costs against

Heritage Communities, Inc., Heritage Magnolia North, Inc., and Buildstar Corporation

COSTS TAXABLE UNDER RULE 222, SCACR	NO. OF PAGES	RATE	REQUESTED	ALLOWED (For Court Use Only)
Cost of Printing or Copying Final Brief	1026	\$.20	\$ 205.20	
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			\$ 985.00	
			\$1,000.00	

Attorney's Fee Provided By Rule
222(b), SCACR

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

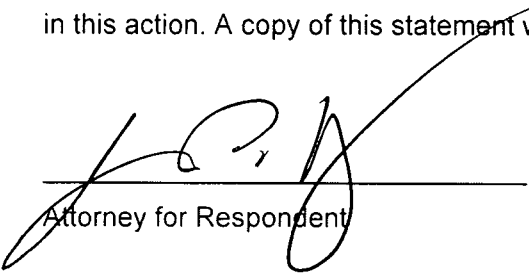
Attorney's fee provided by Rule
242(j)(2), SCACR

Other (specify and explain):

Cost of Printing or Copying Brief On Petition for Writ of Certiorari	988	\$.20	\$ 197.60
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TOTAL \$2,387.80

I, John P. Henry, 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 13th day of October, 2015.



Notary Public for South Carolina
My Commission Expires: 2-2-2017
(Seal)

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PROOF OF SERVICE

I, Stephanie Hall, an employee for Thompson & Henry, P.A., attorneys for the Respondent, Magnolia North Property Owners' Association, Inc., in the above-captioned action and/or actions, certify that I have this 13th day of October, 2015, mailed a copy and/or copies of the following:

1. Respondent's Motion for Costs

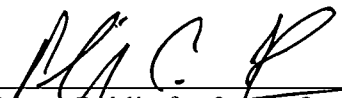
to the undersigned at his/her/their address(es) of record, with sufficient postage attached thereto, as follows:

C. Mitchell Brown
Nelson Mullins Riley & Scarborough, LLP
1320 Main Street, 17th Floor
Columbia, SC 29201

Stephen L. Brown, Esquire
Jeffery J. Wiseman, Esquire
Young Clement Rivers, LLP
Post Office Box 993
Charleston, SC 29402


Stephanie Hall

SWORN AND SUBSCRIBED before me,
This 12th day of October 2015.


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