

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

The Honorable Edward W. Miller, Circuit Court Judge

Case No. 2011-CP-23-06482

Appellate Case No. 2013-000329

RECEIVED
DEC 31 2015
SC Court of Appeals

Harrison Partners, LLC, Appellant,

v.

Renewable Water Resources, Respondent.

RESPONDENT'S REPLY TO APPELLANT'S RETURN TO RESPONDENT'S
MOTION FOR FEES AND COSTS

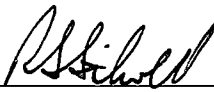
Rivers S. Stilwell
Lane W. Davis
NELSON MULLINS RILEY & SCARBOROUGH LLP
104 South Main Street
Poinsett Plaza, Suite 900
P.O. Box 10084 (29603)
Greenville, SC 29601
(864) 250-2300

Attorneys for Respondent Renewable Water Resources

Respondent Renewable Water Resources (“Respondent”) hereby files this Reply to Appellant Harrison Partners, LLC (“Appellant”)’s Return to Respondent’s Motion for Fees and Costs, pursuant to Rule 240 of the South Carolina Appellate Court Rules (“SCACR”). Respondent’s Motion for Fees and Costs is proper, as Respondent has requested an award of only the costs and fees incurred in the above-captioned appeal in accordance with Rule 222(b), SCACR.

Respondent may recover costs on appeal under Rule 222(b), SCACR, including the cost to obtain a copy of the 666-page court reporter’s transcript from the March 2011 administrative hearing. See SCACR 222(b)(2) (“The party entitled to recover costs under this rule may . . . recover . . . the cost of the court reporter’s transcript”). A true and correct copy of the invoice for the transcript is attached as Exhibit A. The transcript was necessary to facilitate and pursue the appeal to Judge Miller and the subsequent appeal to the Court of Appeals. Therefore, Respondent respectfully moves this Court for an order taxing all recoverable costs and fees against Appellant pursuant to Rule 222(b), SCACR, as outlined in Respondent’s sworn, Itemized Statement of Fees and Costs.

NELSON MULLINS RILEY & SCARBOROUGH LLP

By:  _____

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Attorneys for Respondent Renewable Water

Greenville, South Carolina
December 29, 2015

EXHIBIT A



15 Chatelaine Drive
Greenville, SC 29615

GALLAGHER COURT REPORTING

864-234-5744
gcr@charter.net

INVOICE

April 12, 2011

Rivers S. Stilwell, Esquire
Nelson, Mullins, Riley & Scarborough, LLP
104 South Main Street, Poinsett Plaza, Suite 900
P. O. Box 10084
Greenville, SC 29603

Invoice Number
SS 16467

Re: Renewable Water Resources, Inc., Administrative Proceeding
Concerning Harrison Partners
Date Taken: 3/22/11, 3/23/11

Description of Services

Original + certified copy	Hearing - 666	2664.00
Appearance	3/22/11 - 9:00 a.m. - 7:00 a.m.	200.00
Appearance	3/23/11 - 9:30 a.m. - 6:30 a.m.	185.00
Exhibits	(including plats)	256.75

Invoice total: \$3,305.75

4/12/11 - Transcript emailed

Tax I.D.: 56-2244098
Checks Payable to: GCR, Inc.
Terms: Net 30 Days

PLEASE WRITE INVOICE NUMBER
ON YOUR CHECK

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Appellant,

v.

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Respondent.


PROOF OF SERVICE

I, the undersigned Attorney of the law offices of Nelson Mullins Riley & Scarborough LLP, attorneys for Respondent, do hereby certify that I have served all counsel in this action with a copy of the Respondent's Reply to Appellant's Return to Respondent's Motion for Fees and Costs by mailing a copy of the same by United States Mail, postage prepaid, to the following address(es):

Counsel Served:

Robert C. Childs, III
2100 Poinsett Hwy, Suite D
Greenville, SC 29609

J. Faulkner Wilkes
114 Whitsett Street
Greenville, SC 29601



Rivers S. Stilwell

December 29, 2015

Nelson Mullins

Nelson Mullins Riley & Scarborough LLP

Attorneys and Counselors at Law
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December 29, 2015

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

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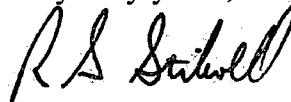
Re: Harrison Partners v. Renewable Water
Appellate Case No. 2013-000329

Dear Ms. Kitchings:

Enclosed for filing are the original and seven (7) copies of Respondent's Reply to Appellant's Return to Respondent's Motion for Fees and Costs in the above-referenced matter. Please return a file stamped copy to us in the enclosed envelope.

With kind regards, I remain

Very truly yours,

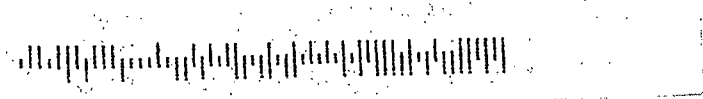


Rivers S. Stilwell

RSS:ap

Enclosures

cc: Robert C. Childs, III (w/enclosure)
J. Faulkner Wilkes (w/enclosure)



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SC Court of Appeals

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**Nelson
Mullins**

Nelson Mullins Riley & Scarborough LLP
Attorneys and Counselors at Law
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Post Office Box 10084
Greenville, SC 29603-0084

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
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