

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM ORANGEBURG COUNTY
Court of Common Pleas

Richard B. Ness, Special Referee

Appellate Case No. 2014-000204
Civil Action No. 2009-CP-38-01170

RECEIVED
DEC 23 2015
SC Court of Appeals

Patrick J. Williams, Frank J. Wallmeyer, and
Mary B. Wallmeyer, Respondents,

v.

F. Carlisle Smith and First Citizens Bank
and Trust Company, Inc., Defendants,

Of Whom F. Carlisle Smith is Appellant.

RESPONDENTS' MOTION FOR COSTS AND ATTORNEYS' FEES

Pursuant to Rules 222 and 240 of the South Carolina Appellate Court Rules,
Respondents Patrick J. Williams, Frank J. Wallmeyer, and Mary B. Wallmeyer
(collectively, "Williams"), through their undersigned counsel, move that costs and
attorneys' fees be assessed against Appellant. A sworn, itemized statement of costs
incurred in the form prescribed by the rules is attached.

Curtis W. Dowling

Curtis W. Dowling, S.C. Bar No. 6493
Matthew G. Gerrald, S.C. Bar No. 76236
Barnes, Alford, Stork & Johnson, LLP
1613 Main Street (29201)
Post Office Box 8448
Columbia, SC 29202
(803) 799-1111

December 21, 2015

Curtis W. Dowling w/ permission of

Gregory G. Williams, S.C. Bar No. 11935
Gregory G. Williams, Attorney, LLC
1331 Richland Street (29201)
Post Office Box 727
Columbia, SC 29202
(803) 799-2211

Attorneys for Respondents

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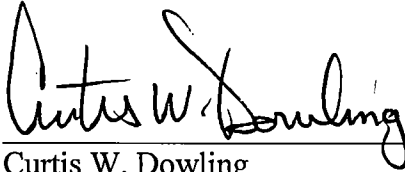
Of Whom F. Carlisle Smith is Appellant.

ITEMIZED STATEMENT OF COSTS AND ATTORNEYS' FEES

The Court is requested to tax the following costs against Appellant.

COSTS TAXABLE UNDER RULE 222, SCACR	NO. OF PAGES	RATE	REQUESTED	ALLOWED (For Court Use Only)
Cost of Printing or Copying Final Brief	13		\$79.78	
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	910		\$2,068.50	
Attorney's Fee Provided By Rule 222(b), SCACR			\$1,000.00	
Other (specify and explain):				

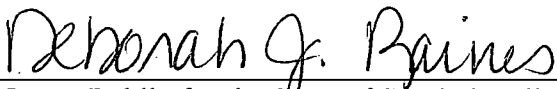
I, Curtis W. Dowling, do swear or affirm that the foregoing costs are correct and were necessarily incurred in this action. A copy of this statement is being served on counsel for Appellant.



Curtis W. Dowling

Attorney for Respondent

Subscribed and sworn to before me
this 21st day of December, 2015.



Notary Public for the State of South Carolina
My Commission Expires: 10-1-22

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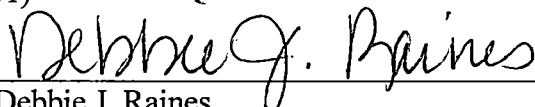
F. Carlisle Smith and First Citizens Bank
and Trust Company, Inc., Defendants,

Of Whom F. Carlisle Smith is Appellant.

PROOF OF SERVICE

I, the undersigned employee of Barnes, Alford, Stork & Johnson, LLP, do hereby state that I have on December 21, 2015, served a copy of the **RESPONDENTS' MOTION FOR COSTS AND ATTORNEYS' FEES** upon all other parties, through their attorney(s) of record, by depositing copies of the documents in the United States Mail, first class, sufficient postage prepaid, with the return address(es) clearly noted, addressed as follows:

Louis H. Lang, Esquire
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18212 Lincoln Street, Suite 200 (29201)
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CURTIS W. DOWLING
MATTHEW G. GERRALD
EMILY COLLINS BROWN
CATHERINE AVA KOPIEC
JENNIFER I. WAXMAN



BARNES ALFORD

Barnes Alford Stork & Johnson L.L.P.

ATTORNEYS AT LAW

OF COUNSEL
WILLIAM C. STORK
ROGER A. WAY, JR.

* CERTIFIED CIVIL
COURT MEDIATOR

† CERTIFIED SPECIALIST
IN TAXATION

RUDOLPH C. BARNES
(1917-1995)
JAMES W. ALFORD
(1930-2008)

December 21, 2015

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SC Court of Appeals

The Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals
1015 Sumter Street
Post Office Box 11629
Columbia, SC 29211

Re: Patrick J. Williams, Frank J. Wallmeyer and Mary B. Wallmeyer v. F.
Carlisle Smith (Appeal)
Case No. 2014-000204
BASJ File No. 515.19964

Dear Ms. Kitchings:

Enclosed please find the original and seven (7) copies of Respondents' Motion for Costs and Attorneys' Fees in the above-referenced matter along with a check in the amount of \$25.00 to cover the filing fee. Please file the original and six (6) copies of the motion and return a clocked copy in the envelope provided for your convenience.

By copy of this letter, I am serving counsel for Appellant with a copy of the motion. Thank you for your assistance in this matter.

With best regards, I am

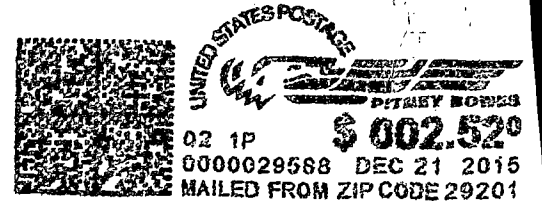
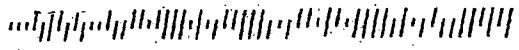
Very truly yours,

Curtis W. Dowling

CWD/djr
Enclosures

cc: Gregory G. Williams, Esquire (via First Class Mail)
Louis H. Lang, Esquire (via First Class Mail)

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ATTORNEYS AT LAW

1613 MAIN STREET, POST OFFICE BOX 8448
COLUMBIA, SOUTH CAROLINA 29202-8448

TO

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