

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

RECEIVED
JAN 25 2016
SC Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas
Charles B. Simmons, Jr. Master-In-Equity

Appellate Case No.: 2015-001820

Michael Stehney, Jr.....Respondent,

v.

Ronald E. Ferguson, Susan M. Ferguson
and Ronald J. FergusonAppellants.

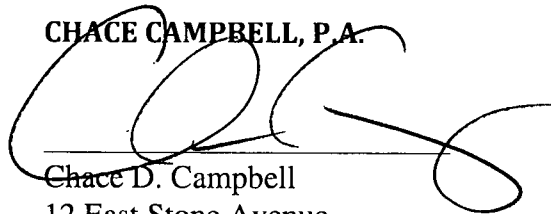
**RESPONDENT'S MOTION FOR COSTS
TO BE PAID BY APPELLANTS**

Respondent, Michael Stehney, Jr., by and through his undersigned counsel, moves, pursuant to Rule 224, South Carolina Appellate Court Rules, for Appellant to pay the costs of the Respondent as provided for in Rule 222 of the South Carolina Appellate Court Rules.

This Motion is based on the fact that the Appellants' appeal was dismissed by the Court's decision filed December 4, 2015.

Respectfully submitted this 21 day of January, 2015.

CHACE CAMPBELL, P.A.



Chace D. Campbell
12 East Stone Avenue
Greenville, SC 29609
(864) 268-8244
Attorney for Respondent Michael Stehney, Jr

Other parties of record:

Ronald E. Ferguson,

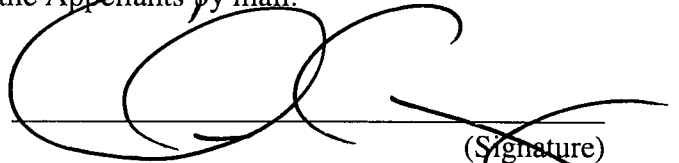
Susan M. Ferguson
and Ronald J. Ferguson , Pro Se
103 Mill Creek Road
Piedmont, SC 29673

COSTS TAXABLE UNDER RULE 226(j), SCACR				
Cost of Printing or Copying Brief				
Cost of Printing or Copying Reply Brief				
Cost of Printing or Copying Appendix				
Filing fee paid under Rule 226(c), SCACR				
Attorney's fee provided by Rule 226(j)(2), SCACR				
Other (specify and explain):				
		TOTAL	\$1,000.00	

*per July 24, 1997 Order of the Supreme Court of South Carolina

I, Chace D. Campbell

, do swear or affirm that the foregoing costs are correct and were necessarily incurred in this action. A copy of this statement was served upon the Appellants by mail.



(Signature)

Attorney for Respondents

Subscribed and sworn to before me this 21 day of January, 2016.

Barlene Lewis

Notary Public for SC

My Commission Expires: 03/27/2019
(Seal)

The South Carolina Court of Appeals

Michael Stehney, Jr., Respondent

v.

Ronald E. Ferguson, Susan M. Ferguson and Ronald J. Ferguson, Defendants,

Of Whom Ronald J. Ferguson is the Appellant.

Ronald E. Ferguson and Susan M. Ferguson, Plaintiffs,

v.

Christopher Todd Usher, Addison Corporation and Addison Homes, LLC, Defendants.

Appellate Case No. 2015-001820

ORDER

Christopher Todd Usher, Addison Homes, LLC, and Michael Stehney, Jr., have filed motions to dismiss this appeal, asserting the underlying order is an order pertaining to discovery that is not immediately appealable. Appellant has filed returns opposing the motions. Because the underlying order is an interlocutory order that is not appealable, the motion to dismiss is granted. *See Ex parte Wilson*, 367 S.C. 7, 13, 625 S.E.2d 205, 208 (2005) ("[A]n order denying or compelling pretrial discovery is not directly appealable since it is an intermediate or interlocutory decision."); *id.* ("[A]n order directing a nonparty to submit to discovery is not immediately appealable."); *id.* ("Similarly, an order quashing a subpoena duces tecum issued to a nonparty prior to commencement of enforcement of a judgment, is interlocutory and not immediately appealable."). The remittitur shall be sent as provided by Rule 221(b), SCACR.

Jasper W. Curator AS
FOR THE COURT

Columbia, South Carolina

cc: Ronald J. Ferguson
Chace Damon Campbell, Esquire
Nathaniel Curtis Farmer, Esquire
Brent Morris Boyd, Esquire
Edward Zachary Horton, Esquire

FILED
12/4/15

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

RECEIVED

JAN 25 2016

SC Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas
Charles B. Simmons, Jr. Master-In-Equity

Appellate Case No.: 2015-001820

Michael Stehney, Jr.....Respondent,

v.

Ronald E. Ferguson, Susan M. Ferguson
and Ronald J. FergusonAppellants.

CERTIFICATE OF SERVICE

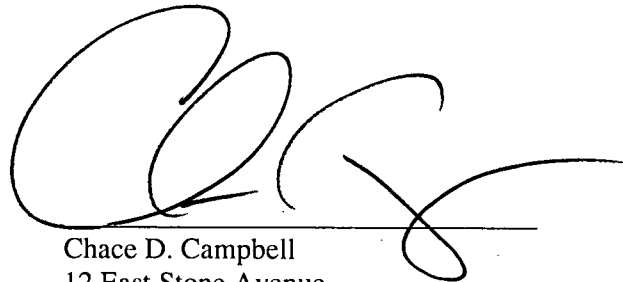
I certify that I have served the Motion for Costs to be Paid by Appellants on Ronald E. Ferguson, Susan M. Ferguson and Ronald J. Ferguson, by depositing a copy of it in the United States Mail, postage prepaid, on January 21, 2016, addressed to each of them as follows:

Ronald E. Ferguson
103 Mill Creek Road
Piedmont, SC 29673


Susan M. Ferguson
103 Mill Creek Road
Piedmont, SC 29673

Ronald J. Ferguson
103 Mill Creek Road
Piedmont, SC 29673

Date: January 21, 2016



Chace D. Campbell
12 East Stone Avenue
Greenville, SC 29609
(864) 268-8244
Attorney for Respondent


Chace Campbell, P.A.
Attorney At Law

January 21, 2016

RECEIVED
JAN 25 2016
SC Court of Appeals

VIA FIRST CLASS MAIL

Jenny Abbott Kitchings
Clerk of Court
Court of Appeals
P.O. Box 11629
Columbia, SC 29211

***RE: Michael Stehney, Jr., Respondent v. Ronald E. Ferguson et al, Appellants
Appeal No.: 2015-001820***

Dear Clerk Kitchings:

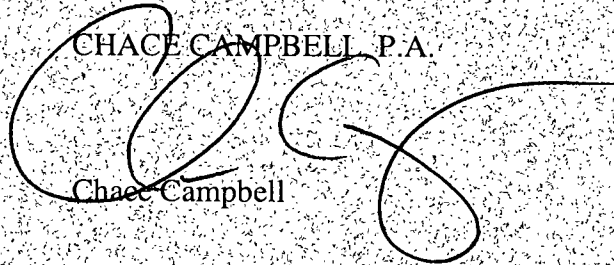
Please find enclosed an original and four copies of Respondent, Michael Stehney, Jr.'s Motion to for Costs to be Paid by Appellants along with a check for \$25.00 in the referenced matter.

Please file the original and copies accordingly and return a court clocked copy to us in the envelope provided.

If you have any questions, please do not hesitate to call our office.

Sincerely,

CHACE CAMPBELL, P.A.


Chace Campbell

cc: Appellants



Chace Campbell, P.A.
 Attorney At Law
 12 East Stone Avenue
 Greenville, S.C. 29609

Jenny Abbott Kitchings
 Clerk of Court
 Court of Appeals
 P.O. Box 11629
 Columbia, SC 29211

RECEIVED
 JAN 25 2016
 SC Court of Appeals

