

THE STATE OF SOUTH CAROLINA  
In The Supreme Court

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APPEAL FROM RICHLAND COUNTY  
Court of Common Pleas

J. Thomas Cooper, Jr., Circuit Court Judge  
Case No. 2008-CP-40-6676

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On Writ of Certiorari  
to the  
South Carolina Court of Appeals

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RECEIVED

SEP 26 2012

SC Court of Appeals

John R Tally, ..... Appellant

v.

Byron Roberts, Rebecca Roberts,  
Benjamin Williams, IV, and Abernethy  
& Company, PC, ..... Respondents.

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MOTION FOR ATTORNEY'S FEES PURSUANT  
TO RULE 222, SCACR

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The above-named Respondents, Byron Roberts and Rebecca Roberts, do hereby more before this Court for an Order awarding attorney's fees and costs to Respondents under Rule 222, SCACR

Appellant instituted this appeal by filing Notices of Appeal with the Court of Appeals. The Court of Appeals affirmed the Lower Court's Order in favor of the Respondents by its opinion filed on August 8, 2012, as Order Number 2012-OP-387

Pursuant to Rule 222(a), SCACR, Respondent is entitled to the costs and attorney's fees relating to its defense of the appeal Attached to this Motion for Attorney's Fees is the Affidavit of S R Anderson detailing the attorney's fees charged in defending this appeal Also attached to this

Motion is an Itemized Statement of Costs as required pursuant to Rule 222(d) and 242(j), SCACR. The costs detailed on the Itemized Statement of Costs are those allowable under Rule 222(b), SCACR and contain no irrelevant matter.

Respondents therefore move before this Court for an Order requiring Appellant to pay to Respondents Byron Roberts and Rebecca Roberts fund in the amount of \$1,025.00 in total for attorney's fees and for costs allowed pursuant to Rule 222, SCACR.

August 29, 2012



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S R. Anderson  
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P.O. Box 12188  
Columbia, SC 29211  
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Attorney for the Respondents,  
Byron Roberts and Rebecca Roberts

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY  
Court of Common Pleas

G. Thomas Cooper, Jr., Circuit Court Judge

Case No. 2008-CP-40-6676

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John R. Tally, ..... Appellant,

v.

Byron Roberts, Rebecca Roberts, Benjamin Williams, IV,  
and Abernethy & Company, P.C., ..... Respondents.

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**ITEMIZED STATEMENT OF COSTS**

The Appellate Court is requested to tax the following costs against:

**John R. Tally**

Costs taxable under Rule 222, SCACR	No Pages	Rate	Requested	Allowed (for Court Use Only)
Filing Fee Motion		\$25 00	\$25 00	
Attorney's Fee as provided by Rule 242(j)(2), SCACR		\$1,000 00	\$1000 00	
		TOTAL	\$1025 00	

**I, S.R. Anderson do swear or affirm that the foregoing costs are correct and were necessarily incurred in this action. A copy of this statement was served by mail upon opposing counsel.**



S.R. Anderson, Esquire  
Attorney for Byron Roberts and  
Rebecca Roberts

Subscribed and sworn to before me this <sup>29</sup> day of <sup>August</sup>, 2012.



Notary Public for The State of South Carolina

My Commission Expires: 11/22/2020

KIMBERLY TOMPKINS  
NOTARY PUBLIC  
State of South Carolina  
My Commission Expires Nov. 22, 2020

**LAW OFFICE OF S. R. ANDERSON**

**ATTORNEY AT LAW**

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S R ANDERSON

September 25, 2012

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SEP 26 2012

**SC Court of Appeals**

The Honorable Tanya Gee  
Clerk of Court  
South Carolina Court of Appeals  
1015 Sumter Street  
Columbia, SC 29201

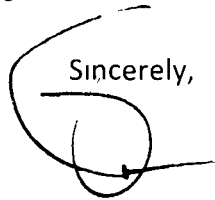
**Re: John R. Tally vs. Byron Roberts, Rebecca Roberts, Benjamin Williams, IV,  
and Abernathy & Company, PV  
C/A No.: 2008-CP-40-6676  
Tracking Number: 2010-164226**

Dear Ms Gee:

Enclosed please find the original and six (6) copies of the Motion for Attorney's Fees Pursuant to Rule 222, SCAR, Itemized Statement of Costs and Proof of Delivery. Please file the originals and return a clocked set to us in the self-addressed, stamped envelope provided. Also enclosed is our firm's check in the amount of \$25 00 for services rendered.

By copy of this letter, I am serving all counsel of record with this motion. If you have any questions, please do not hesitate to contact me.

Sincerely,



S. R. Anderson

SRA/kat

Enclosure

CC: John R. Tally, Esquire  
R. Davis Howser, Esquire  
Byron and Rebecca Roberts