

**THE STATE OF SOUTH CAROLINA**  
**In the Court of Appeals**

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**Appeal from Richland County**  
**Court of Common Pleas**

**The Honorable L. Casey Manning, Circuit Judge**

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Case No. 2007-CP-40-1125  
S.C. Ct. App. Opinion No. 4711

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M. Lee Jennings,

Appellant,

v.

Gail M. Jennings, Holly Broome,  
Brenda Cook, individually, and  
BJR International Detective Agency, Inc.,

Respondents.

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**Motion for Costs on Behalf of**  
**Respondent Gail M. Jennings**

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The Respondent Gail M. Jennings moves this Court, pursuant to Rule 222(d), SCACR, to tax costs on appeal in the amount of \$1192.28 against the Appellant M. Lee Jennings. In support of this motion, the appellate records will show unto the Court that:

1. The Court of Appeals issued its opinion on July 14, 2010, affirming the trial court's order granting summary judgment to the Respondent Gail M. Jennings as well as Brenda Cook individually and BJR International Detective Agency, Inc.; however the Court of Appeals reversed the grant of summary judgment to Respondent Holly Broome.

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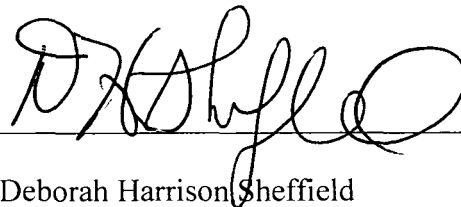
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**SC Court of Appeals**

2. The Respondent Holly Broome petitioned for rehearing which was denied by order of August 27, 2010.
3. Thereafter, the Respondent Holly Broome petitioned the S.C. Supreme Court for review of the decision relating to the claim against her.
4. The S.C. Supreme Court granted the petition for a writ of certiorari and reversed, reinstating the trial court's order granting summary judgment in her favor.
5. The Remittitur was issued on October 26, 2012.

Pursuant to Rule 222(a), "costs shall be taxed against the appellant when the appeal is dismissed or judgment on appeal is affirmed." Rule 222(d) further provides that: "A party desiring costs to be taxed shall, within fifteen (15) days of the issuance of the remittitur, serve and file a motion requesting that costs be assessed under this Rule." Although the decision as to this Respondent was final when the Appellant did not seek review of the Court's decision affirming the grant of summary judgment in her favor, the remittitur was not issued until October 26, 2012. Accordingly, the Respondent now moves the Court to tax the requested costs on appeal are set forth in the Statement of Costs which is being filed with the Court contemporaneously with this motion.

Respectfully submitted,



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Deborah Harrison Sheffield  
Law Office of Deborah Harrison Sheffield, P.A.  
117 Brook Valley Road  
Columbia, South Carolina 29223  
(803) 419-7837 // (803) 419-3519 FAX

**Attorney for Respondent Gail Jennings**

November 9, 2012

**ITEMIZED STATEMENT OF COSTS**

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

Ct. App. Opinion No. 4711

M. Lee Jennings,

Appellant,

v.

Gail M. Jennings, Holly Broome,  
Brenda Cook, individually, and  
BJR International Detective Agency, Inc.,

Respondents

The Appellate Court is requested to tax the following costs against

Appellant M. Lee Jennings

(Name of Party)

COSTS TAXABLE UNDER RULE 222, SCACR	NO. OF PAGES	RATE	REQUESTED	ALLOWED (For Court Use Only)
Cost of Printing or Copying Final Brief	480 pp	.05 per page + binding	47.08	
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	43pp	3.25 + shipping 5.25	145.20	
Attorney's Fee Provided By Rule 222(b), SCACR			1000.00	
Other (specify and explain):				

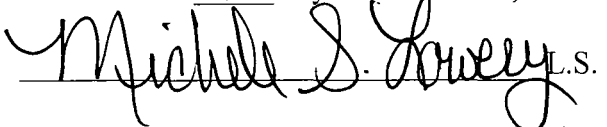
COSTS TAXABLE UNDER RULE 242(j), SCACR				
Cost of Printing or Copying Brief				
Cost of Printing or Copying Reply Brief				
Cost of Printing or Copying Appendix				
Filing fee paid under Rule 242(c), SCACR				
Attorney's fee provided by Rule 242(j)(2), SCACR				
Other (specify and explain):				
		TOTAL	1192.28	

I, Deborah H. Sheffield, 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/served upon) opposing counsel.

  
(Signature)

Attorney for Respondent Gail M. Jennings

Subscribed and sworn to before me this 9<sup>th</sup> day of November, 2012.

  
L.S.

Notary Public for South Carolina

My Commission Expires: My Commission Expires April 4, 2016

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Certificate of Service

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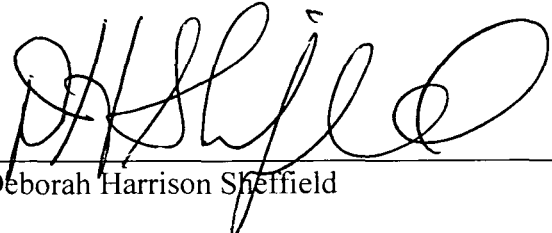
I certify that on this 9<sup>th</sup> of November, 2012, a copy of the foregoing motion and the accompanying Statement of Costs were served on Appellant and the other Respondents by depositing said copy in the U.S. Mail, with sufficient first class postage, addressed to their Counsel of Record of as listed below:

Carrie Warner  
Matthew E. Steinmetz  
Warner, Payne & Black, LLP  
P.O. Box 2628  
Columbia, SC 29202

Richard G. Whiting  
Law Offices of Richard G. Whiting, PA  
P.O. Box 7877  
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Gary W. Popwell, Jr.  
Lee Eadon Isgett & Popwell  
P.O. Box 1505  
Columbia, SC 29202

John K. Koon  
Koon & Cook, PA  
2016 Gadsden St.  
Columbia, SC 29202



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Deborah Harrison Sheffield

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# Law Office of Deborah Harrison Sheffield, P.A.

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November 9, 2012

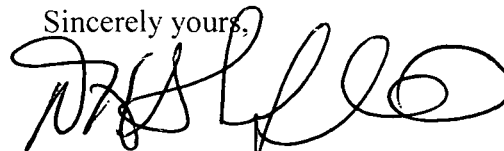
Hon. Jenny Abbott Kitchings  
Clerk, S.C. Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211

RE: Jennings, M. Lee v. Jennings, Gail, et al.  
Case Tracking No. 2008108226  
Op. No. 4711

Dear Clerk:

Enclosed for filing please find the Statement of Costs and the original and six copies of the Motion for Costs on behalf of Gail M. Jennings along with my certificate of service of both upon the other counsel of record.

Sincerely yours,



Deborah H. Sheffield

cc: Carrie Warner  
Warner, Payne & Black, LLP  
P.O. Box 2628  
Columbia, SC 29202

Richard G. Whiting  
Law Offices of Richard G. Whiting, PA  
P.O. Box 7877  
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John K. Koon  
Koon & Cook, PA  
2016 Gadsden St.  
Columbia, SC 29202

# The Supreme Court of South Carolina

M. Lee Jennings,

Respondent,

v.

Gail M. Jennings, Holly  
Broome, Brenda Cooke,  
Individually, and BJR  
International Detective Agency,  
Inc.,  
of whom Holly Broome is,

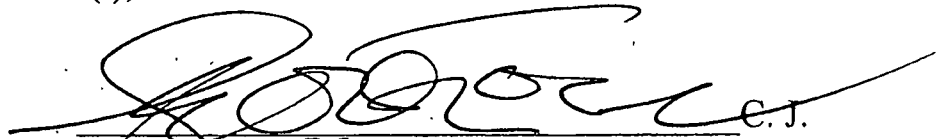

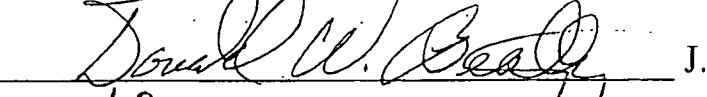
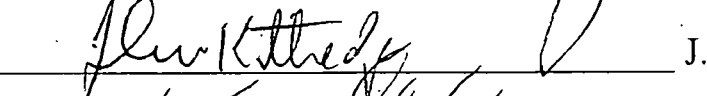

Defendants,  
Petitioner.

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## ORDER

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We grant the petition for a writ of certiorari to review the Court of Appeals' decision in *Jennings v. Jennings*, 389 S.C. 190, 697 S.E.2d 671 (Ct. App. 2010). The parties shall proceed to serve and file the appendix and briefs as provided by Rule 242(i), SCACR.

  
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John G. King C.J.  
  
\_\_\_\_\_  
John W. Oakes J.  
  
\_\_\_\_\_  
Donald W. Beatty J.  
  
\_\_\_\_\_  
Peter K. Treddy J.  
  
\_\_\_\_\_  
Kaye L. Hearn J.

Columbia, South Carolina

March 3, 2011