

88044

THE STATE OF SOUTH CAROLINA  
In the Supreme Court

APPEAL FROM Horry COUNTY  
Court Of Common Pleas

The Honorable Larry B. Hyman, Jr., Circuit Court Judge

Appellate Case No: 2015-002638

**RECEIVED**  
OCT 05 2018  
SC Court of Appeals

Shaul Levy and Meir Levy,.....Respondents,

v.  
Carolinian, LLC,.....Appellant.

**PETITION FOR AWARD OF COSTS**

The Respondents respectfully petition the Court for an award of costs and attorney's fees pursuant to Rule 222(d), SCACR. The Respondents were the prevailing parties in this appeal, and the Appellant's petition for rehearing and petition for a writ of certiorari were denied. The Court issued the Remittitur on September 26, 2018. Therefore, the Respondents are entitled to an award of costs and attorney's fees under Rule 222, SCACR, and the Respondents seek the costs specified in the Affidavit for Award of Costs, filed with this Petition, along with the full amount of attorney's fees permitted by the Order of the Supreme Court dated January 17, 2018 (\$2,500.00).

(Signature on next page)

Respectfully submitted,

*R. Hawthorne Barrett*

---

R. Wayne Byrd  
Turner Padgett Graham & Laney P.A.  
2411 N. Oak Street, Suite 301  
Myrtle Beach, SC 29577  
(843) 213-5500

Mark B. Goddard  
R. Hawthorne Barrett  
Turner Padgett Graham & Laney P.A.  
P.O. Box 1473  
Columbia, SC 29202  
(803) 254-2200

Attorneys for the Respondents

October 5, 2018

STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM HORRY COUNTY  
Court of Common Pleas

Honorable Larry B. Hyman, Jr., Circuit Court Judge

Appellate Case No. 2015-002638

**RECEIVED**  
OCT 05 2018  
SC Court of Appeals

Shaul Levy and Mier Levy,.....Respondents,

v.

Carolinian, LLC,.....Appellant.

**PROOF OF SERVICE**

The undersigned, an attorney in this matter for the Respondents, certifies that I have this **5<sup>th</sup> day of October, 2018**, served copies of the **Petition for Award of Costs and Affidavit for Award of Costs** upon counsel for the Appellant by causing them to be deposited in the United States mail with sufficient postage attached, addressed to: David B. Miller, Esq. and Benjamin A. Baroody, Esq.; Bellamy, Rutenberg, Copeland, Epps, Gravely & Bowers, P.A.; P.O. Box 357; Myrtle Beach, SC 29578.

*R. Hawthorne Barrett*  
R. Wayne Byrd  
Turner Padgett Graham & Laney, P.A.  
2411 North Oak St., Suite 301  
Myrtle Beach, SC 29577  
(843) 213-5500

Mark B. Goddard  
R. Hawthorne Barrett  
Turner Padgett Graham & Laney, P.A.

P.O. Box 1473  
Columbia, SC 29202  
(803) 254-2200

Attorneys for Respondents

October 5, 2018

# Turner | Padget

**R. Hawthorne Barrett**

REPLY TO:

E-Mail: [TBarrett@TurnerPadget.com](mailto:TBarrett@TurnerPadget.com)  
Writer's Direct Dial: (803) 227-4219  
Writer's Direct Fax: (803) 400-1454

October 5, 2018

**Via Hand Delivery**

The Hon. Jenny Abbott Kitchings  
Clerk of Court  
South Carolina Court of Appeals  
1220 Senate Street  
Columbia, SC 29201

Re: Shaul Levy and Mier Levy v. Carolinian, LLC  
Appellate Case No. 2015-002638  
Our File No. 11816.00101

**RECEIVED**  
OCT 05 2018  
SC Court of Appeals

Dear Ms. Kitchings:

Enclosed are the following materials: (1) the original and seven copies of the Petition for Award of Costs, (2) the original and seven copies of the Affidavit for Award of Costs, and (3) the original and one copy of the Proof of Service. Also enclosed is a check for the filing fee. Please file the originals and necessary copies and return the extra stamped copies to our courier. Thank you for your kind assistance.

Sincerely,

TURNER PADGET GRAHAM & LANEY P.A.



R. Hawthorne Barrett

RHB  
Enclosures

cc: David B. Miller, Esq.  
Benjamin A. Barody, Esq.