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THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW COURT

S. Phillip Lenski, Administrative Law Judge

Appellate Case No. 2018-001502
Case No. 10-ALJ-08-0387-AP

RECEIVED
DEC 21 2018
SC Court of Appeals

Pee Dee Health Care, P.A.,

Respondent,

v.

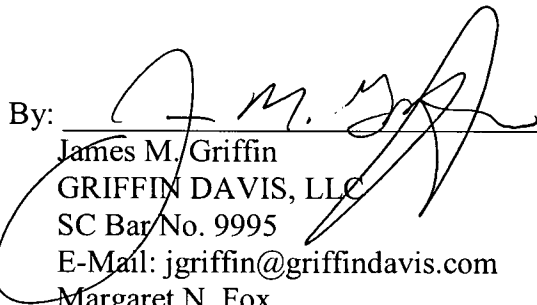
South Carolina Department of Health and
Human Services,

Appellant.

RESPONDENT'S MOTION FOR COSTS

Pursuant to Rule 222, SCACR, Respondent Pee Dee Heath Care, P.A. ("Respondent") hereby moves the Court for an order taxing Appellant South Carolina Department of Human and Health Services ("Department" or "Appellant"), with the costs incurred by Respondent in the present appeal. Appellant filed the instant appeal on August 15, 2018 following the July 27, 2018 order of the administrative law court denying Appellant's motion to reconsider the June 7, 2018 order of the Honorable S. Phillip Lenski. Respondent thereafter moved to dismiss the appeal on the ground that the underlying order was not immediately appealable because there remained "some further act" that must be determined by the Department's Divisions of Appeals and Hearings on remand. Having reviewed Respondent's Motion, as well as Appellant's Return to the

Motion and Respondent's Response to the same, the Court dismissed the appeal. Respondent received the Opinion on December 10, 2018 and now requests the Court approve the attached Itemized Statement of Costs in accordance with Rule 222, SCACR.

By: 
James M. Griffin
GRIFFIN DAVIS, LLC
SC Bar No. 9995
E-Mail: jgriffin@griffindavis.com
Margaret N. Fox
SC Bar No. 76228
E-Mail: mfox@griffindavis.com
116 Blanding Street
Columbia, SC 29201
(803) 744-0800

Daniel J. Westbrook
NELSON MULLINS RILEY & SCARBOROUGH LLP
SC Bar No. 012939
E-Mail: dan.westbrook@nelsonmullins.com
1320 Main Street / 17th Floor
Post Office Box 11070 (29211-1070)
Columbia, SC 29201
(803) 799-2000

ATTORNEYS FOR RESPONDENT

December 21, 2018
Columbia, SC

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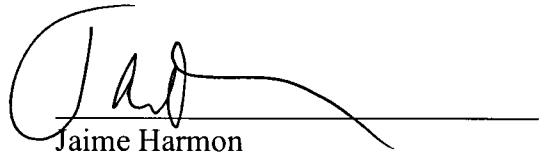
South Carolina Department of Health and
Human Services,

Appellant.

CERTIFICATE OF SERVICE

I, Jaime Harmon, the undersigned employee of Griffin Davis LLC, attorney for the Respondent do hereby certify that I have served a copy of Respondent's Motion for Costs and Respondent's Itemized Statement of Costs on December 21, 2018 by causing a copy of same to be deposited in the U.S. Mail, proper postage prepaid addressed as follows:

Kenneth P. Woodington
Davidson & Lindemann, P.A.
P.O. Box 8568
Columbia, South Carolina 29202-8568



Jaime Harmon

Columbia, South Carolina
December 21, 2018

December 21, 2018

VIA HAND DELIVERY

The Honorable Jenny Abbott Kitchings
Clerk of Court, South Carolina Court of Appeals
1220 Sumter Street
Columbia, SC 29201

**Re: Pee Dee Health Care, P.A. v. South Carolina Department of Health
and Human Services.
Appellant Case No. 2018-001502**

Dear Ms. Abbott Kitchings:

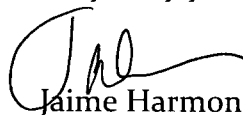
Please find enclosed the original and one copy of Respondent's Motion for Costs and Itemized Statement of Costs, along with the \$50.00 filing fee. Please file these documents and return the clocked in copy to the courier.

By copy of this letter and as evidenced on the attached Certificate of Service, I am serving counsel of Record with the same.

If you have any questions, please do not hesitate to contact this office.

With best regards, I am

Very truly yours,


Jaime Harmon

Assistant to James M. Griffin

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DEC 21 2018

SC Court of Appeals

/jh

Enclosures

cc: Kenneth P. Woodington (Via U.S. Mail)
Dan Westbrook (Via U.S. Mail)