

**FORM 17
ITEMIZED STATEMENT OF COSTS**

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

Appeal from the
ADMINISTRATIVE LAW COURT
The Honorable Deborah Brooks Durden, ALC Judge

Appellate Case No. 2018-001064
Case No. 18-ALJ-17-0005-CC

RECEIVED
JAN 22 2019
SC Court of Appeals

Five Points Roost, LLC, d/b/a Five Points Roost.....Appellant,

v.

South Carolina Department of Revenue.....Respondent,

and

Thomas R. Gottshall and April C. Lucas.....Intervenors, Respondents.

Pursuant to the direction of the Court in its letter dated January 8, 2019, Intervenors, Respondents Thomas R. Gottshall and April C. Lucas file this supplement to the motion for fees and costs. In addition to the relief sought under Rule 269, the Court is requested to tax the following costs against Appellant Five Points Roost, LLC, d/b/a Five Points Roost.

COSTS TAXABLE UNDER RULE 222, SCACR	NO. OF PAGES	RATE	REQUESTED	ALLOWED (For Court Use Only)
Cost of Printing or Copying Final Brief	n/a		n/a	
Cost of Printing or Copying	n/a		n/a	

Final Reply Brief				
Cost of Printing or Copying Record on Appeal	n/a		n/a	
Filing Fee Paid Under Rule 203(d), SCACR	n/a		n/a	
Cost of Court Reporter's Transcript	517		\$1,499.30	
Attorney's Fee Provided By Rule 222(b), SCACR	n/a	Set by Order of Supreme Court	\$2,500.00	
Other (specify and explain):	See below.			
COSTS TAXABLE UNDER RULE 242(j), SCACR	n/a		n/a	
Cost of Printing or Copying Brief	n/a		n/a	
Cost of Printing or Copying Reply Brief	n/a		n/a	
Cost of Printing or Copying Appendix	n/a		n/a	
Filing fee paid under Rule 242(c), SCACR	n/a		n/a	
Attorney's fee provided by Rule 242(j)(2), SCACR	n/a		n/a	
Other (specify and explain):	n/a		n/a	
FEES AND COSTS SOUGHT UNDER RULE 269, SCACR				
Cost of Printing or Copying Motion and Brief	318	\$.25	\$79.50	
Postage			\$2.28	

Filing fee for motion to extend			\$25.00	
Requested attorneys' fee	n/a		n/a	
Attorney's fee provided by Rule 242(j)(2), SCACR	38.6 hours	\$450	\$17,370	
Other (specify and explain):	n/a		n/a	
		TOTAL (Total does <u>not</u> include attorneys' fee provided under Rule 222(b))	\$18,976.08	

I, Christopher P. Kenney, 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 opposing counsel.



(Signature)
Attorney for Intervenors, Respondents

State of South Carolina
County of Richland

Sworn to and subscribed before me
This 18th day of January 2019.



Notary Public
My commission expires: October 1, 2025

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

APPEAL FROM THE ADMINISTRATIVE LAW COURT
The Honorable Deborah Brooks Durden, Administrative Law Judge

Appellate Case No. 2018-001064
Case No. 18-ALJ-17-0005-CC

RECEIVED
JAN 22 2019
SC Court of Appeals

Five Points Roost, LLC, d/b/a Five Points Roost.....Appellant,

v.

South Carolina Department of Revenue.....Respondent,

and

Thomas R. Gottshall and April C. Lucas.....Intervenors, Respondents.

CERTIFICATE OF SERVICE

I, Holli Miller, paralegal to the attorney for Intervenors/Respondents, Richard A. Harpootlian, P.A., with offices at 1410 Laurel Street, Post Office Box 1090, Columbia, South Carolina 29202, certify that on January 18, 2019, served by placing in the U.S. Mail, first-class postage affixed thereto, the following document to the below mentioned persons:

Document: Itemized Statement of Costs

Served: Michael Montgomery, Esq.
Post Office Box 11886
Columbia, SC 29211

Elisabeth Shields, Esq.
SCDOR
300A Outlet Pointe Blvd.
Columbia, SC 29210



Holli Miller



HARPOOTLIAN

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January 18, 2019

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

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JAN 22 2019
SC Court of Appeals

In re: Five Points Roost v. SCDOR
Appellate Case No. 2018-001064

Dear Ms. Kitchings:

Pursuant to the Court's January 8, 2019 letter, enclosed please find the original and three copies of the Itemized Statement of Costs in connection with the above-referenced matter. Please clock in the original and copies and return the copies to the enclosed reply envelope provided.

Thank you for your assistance in this matter.

With warmest personal regards, I am

Sincerely,

Christopher P. Kenney

/hm

Enclosures

cc: Mike Montgomery, Esq.
Elizabeth Shields, Esq.



HARPOOTLIAN

ATTORNEYS AT LAW

POST OFFICE BOX 1090
COLUMBIA, SC 29202

The Hon. Jenny Abbott Kitchings
Clerk of Court
The South Carolina Court of Appeals
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