

The South Carolina Court of Appeals

John R. Tally, Appellant,

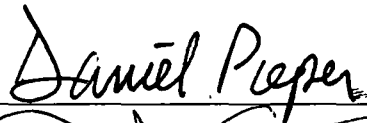
v.

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

Appellate Case No. 2010-164226

ORDER ON MOTION FOR COSTS

Respondents Byron and Rebecca Roberts have filed a motion seeking \$25.00 in costs and \$1,000.00 in attorney's fees. Appellant has filed a return opposing the motion. Rule 222(a) of the South Carolina Appellate Court Rules states, in pertinent part, "*Unless otherwise ordered by the appellate court or agreed by the parties, costs shall be taxed against the appellant when the appeal is dismissed or judgment on appeal is affirmed.*" (emphasis added). Accordingly, we deny the motion for costs.



J.



J.



J.

Columbia, South Carolina

cc:

R. Davis Howser

John R. Tally

Steven R. Anderson

Andrew Elliott Haselden

G. Thomas Cooper, Jr.

Jeanette W. McBride

FILED

January 25, 2013