

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

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Jul 01 2020

SC Court of Appeals

APPEAL FROM FLORENCE COUNTY
Court of Common Pleas

The Honorable Michael Nettles, Circuit Court Judge

Case No. 2019-000949

April Jones.....Appellant,

v.

Tim Ringer, Individually and as
Employee/agent of Wal-Mart
Stores, Inc. d/b/a Wal-Mart
Store #630; Wal-Mart Stores,
Inc.; and Wal-Mart Stores
East, L.P.....Respondents,

RESPONDENTS' MOTION FOR COSTS PURSUANT TO RULE 222, SCACR

Respondents, Tim Ringer, Individually and as employee/agent of Wal-Mart Stores, Inc. d/b/a Wal-Mart Store # 630, Wal-Mart Stores, Inc., and Wal-Mart Stores East, L.P., hereby move this Honorable Court pursuant to Rule 222(d), SCACR, for an Order awarding them the costs associated with Appellant's Notice of Appeal, which this Honorable Court dismissed by Order filed July 31, 2019.

As set forth in the July 31, 2019 Order, the Court granted Respondents' Motion to Dismiss as the underlying order on appeal is not immediately appealable. This matter was remitted to the lower court or tribunal on or around June 24, 2020. Pursuant to Rule 222(b), SCACR, Respondents respectfully seek the costs incurred as a result of Appellant's Notice of Appeal, including the filing

fee and attorneys' fees associated with Respondents' Motion to Dismiss, as set forth in the Itemized Statement of Costs attached hereto as Exhibit A.

Respectfully submitted,

s/Nashiba Boyd

Regina Hollins Lewis, SC Bar No. 68539

Nashiba Boyd, SC Bar No. 78376

GAFFNEYLEWIS LLC

3700 Forest Drive, Suite 400

Columbia, South Carolina 29204

(803) 790-8838 (telephone)

(803) 790-8841 (facsimile)

Attorneys for Respondents

July 1, 2020

FORM 17
ITEMIZED STATEMENT OF COSTS

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East, L.P.....

Respondents,

The Appellate Court is requested to tax the following costs against Appellant April Jones.

COSTS TAXABLE UNDER RULE 222, SCACR	NO. OF PAGES	RATE	REQUESTED	ALLOWED (For Court Use Only)
Cost of Printing or Copying Final Brief				
Cost of Printing or Copying Final Reply Brief				
Cost of Printing or Copying Record on Appeal				
Filing Fee Paid Under Rule 203(d), SCACR		\$50.00	X	
Cost of Court Reporter's Transcript				
Attorney's Fee Provided By Rule 222(b), SCACR		\$2,490.00	X	
Other (specify and explain):				
		TOTAL \$2,540.00		

I, Nashiba Boyd, do declare that the foregoing costs are correct and were necessarily incurred in this action. A copy of this statement has been served upon opposing counsel via United States First Class Mail, postage prepaid.

s/ Nashiba Boyd

Nashiba Boyd, SC Bar No. 78376

nboyd@gaffneylewis.com

GAFFNEYLEWIS LLC

3700 Forest Drive, Suite 400

Columbia, South Carolina 29204

803.790.8838 (telephone)

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Attorney for Respondents

July 1, 2020

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East, L.P.....

Respondents,

PROOF OF SERVICE

I certify that on July 1, 2020, I served Respondents' Motion for Costs Pursuant to Rule 222, SCACR on Appellant April Jones by depositing a copy of same in the United States First Class Mail, postage prepaid, addressed to her attorneys of record, addressed as follows:

Lane D. Jefferies, Esquire
Eric M. Poulin, Esquire
Roy T. Willey, IV, Esquire
Anastopoulo Law Firm, LLC
32 Ann Street
Charleston, SC 29403

s/ Nashiba Boyd

Regina Hollins Lewis, SC Bar No. 68539

Nashiba Boyd, SC Bar No. 78376

GAFFNEYLEWIS LLC

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(803) 790-8838 (telephone)

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July 1, 2020

Attorneys for Respondents



GAFFNEY LEWIS LLC

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July 1, 2020

VIA ELECTRONIC FILING

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

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SC Court of Appeals

RE: *April Jones v. Tim Ringer, Individually and as employee/agent Wal-Mart Stores, Inc. d/b/a Wal-Mart Store #630; Wal-Mart Stores, Inc.; and Wal-Mart Stores, East, L.P.*
Case No. 2019-000949

Dear Ms. Kitchings:

Enclosed please find the Respondents' Motion for Costs Pursuant to Rule 222, SCACR, in the above matter, along with the Proof of Service for the same. Our check in the amount of \$50 for your filing fee will be mailed to your office.

By copy of this letter to opposing counsel, we are serving them this Motion.

Should you have any questions or need additional information, please do not hesitate to contact us. Thank you for your kind assistance.

Sincerely,

Kimberly C. Hook

Kimberly C. Hook
Paralegal

Enclosures

cc: Lane Jefferies, Esquire (encl.)
Eric M. Poulin, Esquire (encl.)
Roy t. Willey, IV, Esquire (encl.)