

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

**RECEIVED**  
AUG 24 2020  
SC Court of Appeals

APPEAL FROM RICHLAND COUNTY  
Court of Common Pleas

L. Casey Manning, Circuit Court Judge

Case No. 2016-CP-40-00910

Appellate Case No. 2017-001750

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Darris Hassell, .....Respondent,

V.

The City of Columbia, .....Appellant.

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MEMORANDUM IN SUPPORT OF RESPONDENT'S MOTION FOR COSTS

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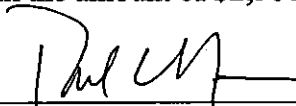
Respondent, Darrius Hassell, sued the City of Columbia for damages arising from an arrest of him by officers of The City of Columbia Police Department. He prevailed at trial. The City appealed the verdict. This Court affirmed the verdict for Respondent on July 1, 2020. This Court issued the Remittiter on August 10, 2020.

Respondent has prevailed in the appeal and now seeks his costs, including attorney's fees in the amount of \$2,500.00. (See SCARC 222(b)).

"It is within this Court's discretion whether to award fees and costs under Rule 222. See Rule 222(a), (e), SCACR (identifying circumstances for which an appellate court may tax costs on

appeal). *Austin v. Stokes-Craven Holding Corp.*, 750 S.E.2d 78, 84 (S.C. 2013). “Rule 222(a) states that unless otherwise ordered by the appellate court or agreed by the parties, costs shall be taxed against the appellant when the judgment on appeal is affirmed. Rule 222(b) states that the prevailing party shall be entitled to recover, among other things, the cost of printing the party's final brief and an attorney's fee in an amount which shall be set by order of this Court. That amount is currently set at \$2,500.00.” *Taylor v. Medenica*, 504 S.E.2d 590, 591 (S.C. 1998).

Respondent would respectfully move this Court to grant to him the costs outlined in the attached Affidavit and costs of attorney’s fees in the amount of \$2,500.00.



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Paul L. Reeves (S.C. Bar # 4674)  
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August 21, 2020

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PROOF OF SERVICE

The undersigned hereby certified that on the date indicated below, she served counsel for Appellant with a copy of the *Motion For Costs, Memorandum in Support of Respondent's Motion for Costs, and Affidavit of Costs* by mailing copies of the same by United States Mail with first class postage prepaid to the following addresses:

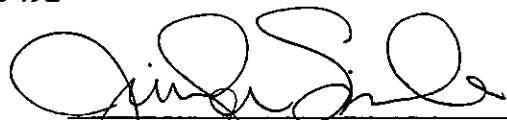
Teresa A. Knox, Esquire  
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PO Box 667  
Columbia, SC 29202

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Columbia, SC 29202-8416

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August 21, 2020

  
Jennifer R. Szumilas

# Reeves & Lyle **RECEIVED**

ATTORNEYS AT LAW

AUG 24 2020

SC Court of Appeals

August 21, 2020

**VIA U.S. Mail and email: ctappfilings@sccourts.org**

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

Re: Darris Hassell v. City of Columbia  
Appellate Case No.: 2017-001750

Dear Ms. Kitchings:

Enclosed please find the original and six (6) copies of the Motion for Costs, Memorandum in Support of Respondent's Motion for Costs, Affidavit of Costs and Proof of Service along with a check in the amount of \$50.00 which represents the filing fee.

Thank you for your assistance. Please do not hesitate to contact me should you have any questions or require anything additional. I am,

Very truly yours,



Paul L. Reeves  
Attorney at Law

PLR:jrs  
Enclosures

Cc: Chad Johnston, Esquire  
Teresa A. Knox, Esquire  
W. Michael Hemlepp, Esquire  
Robert Walker Humphrey, II, Esquire



**Reeves & Lyle**  
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1527 Blanding Street | Columbia SC 29201 | P.O. Box 11126 | Columbia, SC 29211