



THE STATE OF SOUTH CAROLINA  
In The Court of Appeals  
APPEAL FROM GREENVILLE COUNTY  
Court of Common Pleas

The Honorable Charles B. Simmons, Jr.

Appellate Case No. 2018-000340

Joseph Edward McMullen, ..... Appellant,

v.

Terra Oaks Architectural Committee, Paola Rogers, Dwain Cook and John Simpson as putative members of the Terra Oaks Architectural Committee.....Respondents

**Motion for Costs**

Pursuant to Rule 222, SCACR, Respondents, request the costs of this appeal be taxed against Appellant. Rule 222(a) provides that, unless the Court orders otherwise, “costs shall be taxed against the appellant when the . . . judgment on appeal is affirmed.” Rule 222(a), SCACR. This Court issue an opinion on February 24, 2021, and the Remittitur was issued on March 24, 2021. Because the Court has not ordered otherwise and because the parties have not agreed otherwise, Rule 222 provides the Court should award costs to Respondents.

In accordance with the instructions of Rule 222(d) an itemized statement of costs is attached to this motion.

*Signature Line to Follow*

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Whitney B. Harrison", with a horizontal line extending to the right from the end of the signature.

**MCGOWAN, HOOD & FELDER, LLC**

Whitney B. Harrison

1517 Hampton Street

Columbia, South Carolina 29201

Tel: (803) 779-0100

March 30, 2021

Columbia, South Carolina

**RECEIVED**  
**Mar 30 2021**  
**SC Court of Appeals**

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals  
APPEAL FROM GREENVILLE COUNTY  
Court of Common Pleas

The Honorable Charles B. Simmons, Jr.

Appellate Case No. 2018-000340

Joseph Edward McMullen, ..... Appellant,

v.

Terra Oaks Architectural Committee, Paola Rogers, Dwain Cook and John Simpson as putative  
members of the Terra Oaks Architectural  
Committee.....  
Respondents.

**PROOF OF SERVICE**

The undersigned certifies that a copy of *the Motion for Costs for Respondent Terra Oaks Architectural Committee, Paola Rogers, Dwain Cook and John Simpson as putative members of the Terra Oaks Architectural Committee*, has been served upon counsel listed below by emailing a copy of the same by using their primary electronic mail addresses pursuant to the Supreme Court of South Carolina's March 20, 2020 Order:

Ralph Gleaton  
935 South Main Street; Suite 203  
Greenville, SC 29601  
[ralph@gleatonlaw.com](mailto:ralph@gleatonlaw.com)

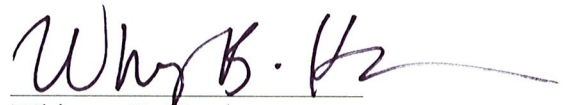
Robert C. Childs, III  
Childs Law Firm  
2100 Poinsett Hwy.; Suite E  
Greenville, SC 29609  
[robert@lawyerchilds.com](mailto:robert@lawyerchilds.com)

J. Faulkner Wilkes  
114 Whitsett Street  
Greenville, SC 29601  
[jfalknerwilkes@gmail.com](mailto:jfalknerwilkes@gmail.com)

Allison Paige Sullivan  
Bluestein Thompson Sullivan, LLC  
P.O. Box 7965  
Columbia, SC 29202  
[allison@bluesteinattorneys.com](mailto:allison@bluesteinattorneys.com)

March 30, 2021

Respectfully submitted,

A handwritten signature in black ink that reads "Whitney B. Harrison". The signature is written in a cursive style and is positioned above a horizontal line.

Whitney B. Harrison  
McGowan, Hood & Felder, LLC  
1517 Hampton Street  
Columbia, SC 29201  
(803) 779-0100  
(803) 7878-0750 (fax)  
[wharrison@mcgowanhood.com](mailto:wharrison@mcgowanhood.com)

## Whitney Harrison

---

**From:** Whitney Harrison  
**Sent:** Tuesday, March 30, 2021 10:05 AM  
**To:** ralph@gleatonlaw.com; robert@lawyerchilds.com; jfalknerwilkes@gmail.com; Allison Sullivan  
**Cc:** Amy Starr  
**Subject:** Joseph Edward McMullen v. Terra Oaks Architectural Committee (2018-000340)  
**Attachments:** Terra Oaks-Motion for Costs.pdf

Good morning,

Attached please find the motion for costs that is being filed today in the Court of Appeals in this matter.

Whitney

Whitney B. Harrison  
McGowan, Hood & Felder, LLC  
803.779.0100  
[wharrison@mcgowanhood.com](mailto:wharrison@mcgowanhood.com)

# McGowan, Hood & Felder, LLC

Chad A. McGowan (SC,GA,NC)  
S. Randall Hood  
John G. Felder, Jr.  
W. Jones Andrews, Jr.  
Russell T. Burke  
Jordan C. Calloway  
Susan F. Campbell  
Deborah Casey (NC)\*  
Ashley White Creech  
Shawn B. Deery  
Chance M. Farr (SC,NC)  
Eve S. Goodstein



Whitney B. Harrison  
Richard A. "Trey" Jones III  
Patrick M. Killen  
Anna S. Magann  
Robert V. Phillips  
Ranee Saunders  
James L. Ward, Jr. (SC,NC)  
James Stephen Welch (SC,OK)\*  
Jay F. Wright  
Joseph G. Wright, III\*  
\*Of Counsel

writers email: [wharrison@mcgowanhood.com](mailto:wharrison@mcgowanhood.com)

March 30, 2021

**RECEIVED**

**Mar 30 2021**

**SC Court of Appeals**

Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211

RE: *Joseph Edward McMullen v. Terra Oaks Architectural Committee, Paola Rogers,  
Dwain Cook and John Simpson as putative members of the Terra Oaks  
Architectural Committee*  
Case No. 2019-000340

Dear Ms. Kitchings,

Enclosed for filing please find Respondents' Motion for Costs, along with a proof of service. Additionally, a copy of these materials and the corresponding \$ 50 filing fee have been placed in the mail.

Please let me know if you have any questions or concerns.

Sincerely,

A handwritten signature in black ink that reads "Whitney B. H." followed by a horizontal flourish.

Whitney B. Harrison

Enclosure

cc: Robert Clyde Childs, III  
J. Falkner Wilkes  
Ralph Gleaton  
Allison Paige Sullivan