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Apr 05 2021

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Diane Schafer Goodstein, Circuit Court Judge

Appellate Case No. 2018-001142

Victor Rawl as Personal Representative of the Estate of Vera Brown,.....Respondent,

v.

West Ashley Rehabilitation and Nursing Center-Charleston, SC, LLC d/b/a Heartland of West Ashley Rehab and Nursing Center,..... Appellants.

**MOTION FOR ATTORNEY'S FEES AND COSTS
PURSUANT TO RULE 222, SCACR**

Pursuant to Rule 222, SCACR, Respondent, by and through undersigned counsel, respectfully moves this Court to tax costs and award attorney's fees against the Appellants, West Ashley Rehabilitation and Nursing Center-Charleston, SC, LLC d/b/a Heartland of West Ashley Rehab and Nursing Center.

This motion is based on the following:

The Appellants, West Ashley Rehabilitation and Nursing Center-Charleston, SC, LLC d/b/a Heartland of West Ashley Rehab and Nursing Center, appealed the Circuit Court's denial of its Motion to Dismiss the Respondents' Complaint and Compel Arbitration on June 18, 2018. On March 17, 2021, this Court affirmed the lower court's decision.

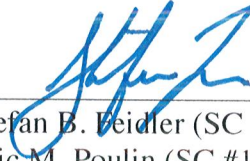
Pursuant to Rule 222(a), SCACR, costs shall be taxed against the appellant when the appeal is dismissed or judgment on appeal is affirmed. In addition, Respondent shall be entitled to recover an attorney's fee in an amount of \$2,500. Rule 222(b), SCACR.

Respondent is the prevailing party and is entitled to costs and attorney's fees against Appellants in accordance with Rule 222, SCACR. Pursuant to Rule 222, SCACR, accompanying

this motion is a sworn itemized statement of costs incurred in the form prescribed by the Appendix to the South Carolina Appellate Court Rules.

Based upon the foregoing, the Respondent would respectfully submit that it is entitled to attorney's fees in accordance with the rules of this Court.

ANASTOPOULO LAW FIRM, LLC



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Attorneys for Respondent

April 5, 2021
Charleston, SC

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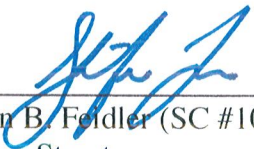
v.

West Ashley Rehabilitation and Nursing Center-Charleston, SC, LLC d/b/a Heartland of West
Ashley Rehab and Nursing Center, Appellants.

PROOF OF SERVICE

I, Stefan B. Feidler, an attorney at the Anastopoulo Law Firm, LLC, Attorney for the Respondent, do hereby certify that I served a copy of the above motion in this matter on April 5, 2021 upon counsel of record via AIS email [Pursuant to the Court's May 29, 2020 ORDER] to the following:

Mary Agnes Hood Craig - molly.craig@hoodlaw.com
Ellore A. Gaines - elloree.ganes@hoodlaw.com



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