

LAW OFFICES

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\*ALSO MEMBER OF GA BAR

May 18, 2021

The Honorable Daniel E. Shearouse  
South Carolina Supreme Court  
Post Office Box 11330  
Columbia, South Carolina 29211

RECEIVED

MAY 21 2021

RE: Burton Fire District v. City of Beaufort and Town of Port Royal  
Appellate Case No.: 2020-001094

S.C. SUPREME COURT

Dear Mr. Shearouse:

Enclosed please find the original and seven (7) copies of the Respondent's Motion for Costs regarding the above-referenced matter. Also enclosed is my firm's check in the amount of \$50.00 for the filing of the same. Please return a filed copy to me in the enclosed self-addressed stamped envelope.

With kindest regards, I am

Very truly yours,

MOSS, KUHN & FLEMING, P.A.

  
H. Fred Kuhn, Jr.

HFKjr:sr  
Enclosure

cc: Mary B. Lohr, Esquire

THE STATE OF SOUTH CAROLINA  
In The Supreme Court

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APPEAL FROM BEAUFORT COUNTY  
Court of Common Pleas  
The Honorable Marvin H. Dukes, III, Master In Equity

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Appellate Case No. 2020-001094  
Lower Court Case Nos. 2013-CP-07-1463

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Burton Fire District,

Respondent,

v.

City of Beaufort,

Petitioner,

And

Burton Fire District,

Respondent,

v.

Town of Port Royal,

Petitioner.

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RESPONDENT'S MOTION FOR COSTS

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The Respondent, Burton Fire District, by and through their undersigned counsel, hereby moves for attorney's fees and costs on appeal, pursuant to Rule 222, SCACR. This motion is supported by the Itemized Statement of Costs, which is attached hereto as Exhibit A and incorporated herein by reference.

[Signature on Following Page]

Respectfully submitted,

Moss, Kuhn & Fleming, P.A.

Beaufort, South Carolina  
May 17, 2021

By: \_\_\_\_\_

  
H. Fred Kuhn, Jr.

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Attorneys for Respondent

THE STATE OF SOUTH CAROLINA  
In The Supreme Court

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APPEAL FROM BEAUFORT COUNTY  
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Petitioner.

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ITEMIZED STATEMENT OF COSTS

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The Appellate Court is requested to tax the following costs against City of Beaufort and Town of Port Royal:

COSTS TAXABEL UNDER RULES 222, SCACR	NO. OF PAGES	RATE	REQUESTED	ALLOWED (For Court Use Only)
Cost of Printing or Copying Final Brief	777	\$.50/pg	\$388.50	
Cost of Printing or Copying Final Reply Brief				
Cost of Printing and Copying Record on Appeal				
Filing Fee Paid Under Rule 203(d), SCACR				

Cost of Court Reporter's Transcript			\$812.50	
Attorney's Fee Provided By Rule 222(b), SCACR			\$2,500.00	
Other (Specify and Explain):				
COSTS TAXABLE UNDER RULE 242(j), SCACR				
Cost of Printing or Copying Reply Brief				
Cost of Printing and Copying Appendix				
Filing fee paid under Rule 242(c), SCACR				
Other (specify and explain):				
		TOTAL	\$3,701.00	

I, H. Fred Kuhn, Jr., Esquire, do swear and affirm that the foregoing costs are correct and were necessary in this action. A copy of this statement was (mailed to/served upon) opposing counsel.

MOSS, KUHN & FLEMING, P.A.

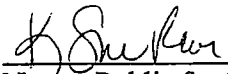
By: 

H. Fred Kuhn, Jr.  
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(843)524-3373 - Telephone  
(843)524-1302 - Facsimile  
Email: fred@mossandkuhn.com

Beaufort, South Carolina  
May 13, 2021

Attorneys for Burton Fire District

Subscribed and sworn to before me  
this 13 day of May, 2021

 (SEAL)  
Notary Public for South Carolina  
My Commission Expires: 10/16/2022

THE STATE OF SOUTH CAROLINA  
South Carolina Supreme Court

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APPEAL FROM BEAUFORT COUNTY  
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Honorable Marvin H. Dukes, III

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Appellate Case No.: 2020-001094

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BURTON FIRE DISTRICT.....Respondent,

vs.

CITY OF BEAUFORT.....Appellant.

And

BURTON FIRE DISTRICT.....Respondent,

vs.

TOWN OF PORT ROYAL.....Appellant.

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CERTIFICATE OF SERVICE

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Undersigned certifies that the Respondent's Motion for Costs to which this certificate is affixed, was served upon the party (s) to this action by hand delivery or by depositing a copy of same, enclosed in a first class, postpaid wrapper properly addressed to the attorney(s) of record:

Mary Bass Lohr, Esquire  
Howell, Gibson & Hughes, P.A.  
Post Office Box 40  
Beaufort, South Carolina 29901

in a post office or official depository under the exclusive care and custody of the United States

Postal Service, on May 18, 2021.

MOSS, KUHN & FLEMING, P.A.

By:   
Sue Radford