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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

The Honorable Paul Burch, Circuit Court Judge

Case No. 2017-CP-04-05538
Appellate Case No: 2018-002026

Latoria R. Cooks,

Appellant,

v.

Pearlz Vista, Inc., d/b/a Pearlz
Oyster Bar, Carolina Ale
House Operating Company
LLC, d/b/a Carolina Ale House
and Art Bar, Inc.

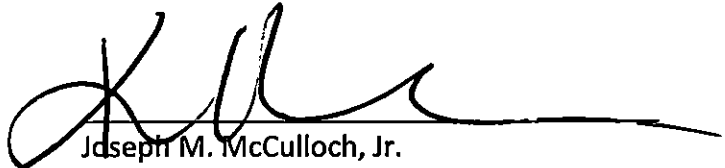
Respondents.

RESPONDENT ART BAR, INC.'S MOTION FOR COSTS

The Respondent, Art Bar, Inc., by and through undersigned counsel, hereby moves pursuant to South Carolina Appellate Court Rule 222 for an order taxing costs against the Appellant. Per Rule 222, SCACR, in pertinent part, "Unless otherwise ordered by the appellate court or agreed by the parties, costs shall be taxed against the appellant when the appeal is dismissed or judgment on appeal is affirmed." *Id.* The judgment on appeal was affirmed, and the remittitur issued December 21, 2021. Attorney for Respondent handled the printing of the final brief internally and is not seeking those costs. Respondent seeks only to recover the \$2,500 attorney fee provided

pursuant to Rule 222. Respondent has attached hereto the Itemized Statement of Costs in the amount of \$ 2,500.00.

Based on the above, Respondent respectfully requests that its Motion for Costs and Attorney's Fee pursuant to Rule 222 be granted.



Joseph M. McCulloch, Jr.

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Kathy R. Schillaci

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McCulloch & Schillaci, Attorneys at Law

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Facsimile: (803) 779-0666

Attorneys for Respondent, Art Bar, Inc.

This 5th day of January, 2022

Columbia, South Carolina

P. 20

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Respondents.

PROOF OF SERVICE

I certify that I have served the **RESPONDENT ART BAR, INC.'S MOTION FOR COSTS AND ITEMIZATION OF COSTS** by e-mail AND by depositing one copy of it in the United States Mail, first-class mail, postage prepaid, on January 5, 2022, addressed to:

John Carrigg, Jr.
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January 5, 2022



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KATHY SCHILLACI
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January 5, 2022

South Carolina Court of Appeals
Attn: Jenny Abbott Kitchings, Clerk of Court
1220 Senate Street
Columbia, South Carolina 29201

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SC Court of Appeals

RE: Latoria Cooks v. Pearlz Vista
Lower Court Case No.: 2017CP4005538
Appellate Case No. 2018-002026

Dear Ms. Kitchings:

Please find enclosed for filing an original and six copies each of Respondent Art Bar, Inc. Motion for Costs and Itemization of Costs along with the proof of service. The motion fee of \$50.00 is also included. If you would, please clock and file the original and copies and clock and return the extra copy to my office. We greatly appreciate your attention to this matter.

Sincerely,



— Kathy R. Schillaci

Enclosure(s)

cc: John Carrigg, Jr. Esq.
Sarah P. Spruill, Esq.
Roopal S. Ruparelia, Esq.
Robert Daniel Moseley, Jr.
Megan Marie Early-Soppa, Esq.

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