

The South Carolina Court of Appeals

City of Conway, Respondent,

v.

Gerald Builders of Conway, Inc., Appellant.

Appellate Case No. 2011-186546

Special Referee Ralph P. Stroman
Horry County
Trial Court Case No. 2007CP2602852

ORDER

Pursuant to Rule 222 of the South Carolina Appellate Court Rules, the motion for costs filed by the Respondent is granted in the amount of \$1,022.50 against the Appellant. The Clerk of Court for Horry County is directed to add this award of costs to the remittitur.

FOR THE COURT

BY V. Claire Allen, Deputy
CLERK

Columbia, South Carolina

cc:

Joseph F. Singleton

Kathryn Harper Sligh

John Reuben Long, II

Ralph P. Stroman

Melanie Huggins-Ward

FILED
2 May 2013

THE SOUTH CAROLINA COURT OF APPEALS

68097

Gerald Builders of Conway, Inc.....Appellant,

v.

City of Conway.....Respondent.

Appellate Case No. 2011186546

**MOTION FOR COSTS AND ATTORNEY'S FEES ON APPEAL
ON BEHALF OF RESPONDENT, CITY OF CONWAY**

Pursuant to SCACR 222, the Respondent, City of Conway, respectfully requests that the Appellate Court tax the costs, as outlined in the Itemized Statement of Costs filed herewith, against Appellant, Gerald Builders of Conway, Inc.

Joseph F. Singleton and Kathryn H. Sligh
1303 Third Avenue
Post Office Drawer 1244
Conway, South Carolina 29528-1244
(843) 248-4229; facsimile (843) 248-7182
Attorneys for Respondent

17 day of April, 2013
Conway, South Carolina

RECEIVED

APR 19 2013

SC Court of Appeals

THE SOUTH CAROLINA COURT OF APPEALS

Gerald Builders of Conway, Inc.....Appellant,

v.

City of Conway.....Respondent.

Appellate Case No. 2011186546

ITEMIZED STATEMENT OF COSTS

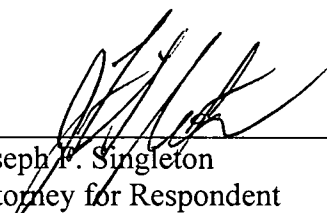
The Appellate Court is requested to tax the following costs against

Gerald Builders of Conway, Inc., Appellant
(Name of Party)

COSTS TAXABLE UNDER RULE 222, SCACR	NO. OF PAGES	RATE	REQUESTED	ALLOWED (For Court Use Only)
Cost of Printing or Copying Final Brief				
Cost of Printing or Copying Final Reply Brief	225	\$.10	\$22.50	APPROVED
Cost of Printing or Copying Record on Appeal				
Filing Fee Paid Under Rule 203(d), SCACR				
Cost of Court Reporter's Transcript				
Attorney's Fee Provided By Rule 222(b), SCACR		\$1,000.00	\$1,000.00	APPROVED
Cost of Printing or Copying Brief				
Cost of Printing or Copying				

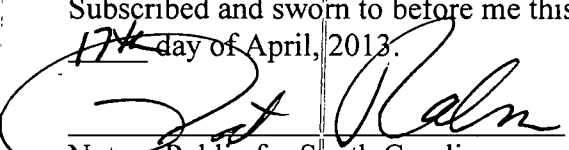
Reply Brief				
Cost of Printing or Copying Appendix				
Filing fee paid under Rule 226(c), SCACR				
Attorney's fee provided by Rule 226(j)(2), SCACR				
Other (specify and explain):				
		TOTAL	\$1,022.50	APPROVED

I, Joseph F. Singleton, do swear or affirm that the foregoing costs are correct and were necessarily incurred in this action. A copy of this statement was (mailed to/served upon) opposing counsel.



 Joseph F. Singleton
 Attorney for Respondent

Subscribed and sworn to before me this
~~17th~~ day of April, 2013.



 Notary Public for South Carolina

My Commission Expires: 12/2/18
 (Seal)

THE SOUTH CAROLINA COURT OF APPEALS

Gerald Builders of Conway, Inc.....Appellant,

v.

City of Conway.....Respondent.

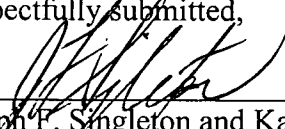
Appellate Case No. 2011186546

**MEMORANDUM WITH CITATION OF AUTHORITIES IN SUPPORT OF
MOTION**

The above appeal was dismissed by Order filed March 27, 2013.

SCACR 222(a) and (b) allows costs to Respondent when an appeal is dismissed.

Respectfully submitted,



Joseph F. Singleton and Kathryn H. Sligh
SINGLETON, BURROUGHS & YOUNG, P.A.
1303 Third Avenue
Post Office Drawer 1244
Conway, South Carolina 29528-1244
(843) 248-4229; facsimile (843-248-7182
Attorneys for Respondent

Conway, South Carolina
April 17, 2013

THE SOUTH CAROLINA COURT OF APPEALS

Gerald Builders of Conway, Inc.....Appellant,

v.

City of Conway.....Respondent.

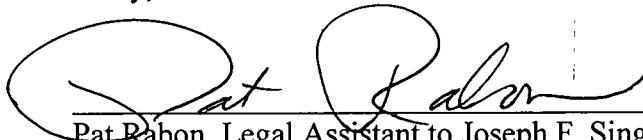
Appellate Case No. 2011186546

PROOF OF SERVICE

I certify that I have mailed the original and six copies of the MOTION FOR COSTS, MEMORANDUM IN SUPPORT OF MOTION FOR COSTS, ITEMIZED STATEMENT OF COSTS and PROOF OF SERVICE, to the South Carolina Court of Appeals at the following address, via first class mail to The Honorable Jenny Abbott Kitchings and one (1) copy via U.S. Mail to opposing counsel, postage prepaid this 17th day of April, 2013:

The Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

John Reuben Long, II
Attorney at Law
Post Office Box 1457
Conway, SC 29528



Pat Rabon, Legal Assistant to Joseph F. Singleton
SINGLETON, BURROUGHS & YOUNG, P.A.
1303 Third Avenue
Post Office Drawer 1244
Conway, South Carolina 29528-1244
(843) 248-4229; facsimile (843) 248-7182
Attorney for Respondent

RECEIVED

APR 19 2013

SC COURT OF APPEALS

SINGLETON, BURROUGHS & YOUNG, P.A.

ATTORNEYS AT LAW

April 17, 2013

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

RE: Appeal of Gerald Builders of Conway, Inc.
S.C. Court of Appeals Tracking No. 2011186546; Our File #09-0252

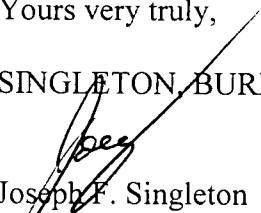
Dear Ms. Kitchings:

Enclosed herewith please find the original and six (6) copies each of a Motion for Costs and Attorney's Fees on Appeal, Itemized Statement of Costs on behalf of Respondent and Memorandum with Citation of Authorities in Support of Motion for Costs, along with Proof of Service upon opposing counsel. Also enclosed is a check in the amount of \$25.00 for the filing fee. I would appreciate your returning a clocked copy of these documents to us in the envelope provided for your convenience.

By copy of this letter and consistent with the enclosed Proof of Service, I am providing a copy of the aforementioned documents upon opposing counsel. I appreciate your assistance in this regard. With kind regards, I am,

Yours very truly,

SINGLETON, BURROUGHS & YOUNG, P.A.


Joseph F. Singleton
jsingleton@horrylaw.com

JFS/par
(w/enclosures)

cc: John Reuben Long, II
Bill Graham

RECEIVED
APR 19 2013
SC Court of Appeals