

THE STATE OF SOUTH CAROLINA
In the Supreme Court

RECEIVED

Feb 24 2022

APPEAL FROM ANDERSON COUNTY
Court of Common Pleas
R. Keith Kelly, Circuit Court Judge

S.C. SUPREME COURT

Case No. 2020-000523

Carla Denise Garrison and Clint Garrison,.....Petitioners/Respondents,

v.

Target Corporation,.....Respondent/Petitioner.

PETITIONER'S/RESPONDENTS' MOTION FOR COSTS

Denise Garrison and Clint Garrison move pursuant to South Carolina Appellate court Rules 242(j), 222 and all other applicable rules, for the taxation of costs on appeal against Target Corporation. The Itemization Statement of Costs is attached hereto.

On September 8, 2016, the Garrisons obtained a jury verdict against Target Corporation in the total amount of \$4,618,500.00. Upon information and belief, Target has not paid any money into the lower court. Both parties filed appeals with the South Carolina Court of Appeals, which upheld the jury's verdict and ruled in favor of the Garrisons on most other issues.

Thereafter, both parties filed petitions for writs of certiorari, both of which were granted. Following oral argument, this Court issued its Opinion (No. 28080) affirming the jury's verdict, awarding offer-of-judgment interest on the entire damages award (including punitive damages),

and remanding to the trial court for application of the appropriate punitive damages cap and consideration of potential harm.

Under Rule 242(j), the Garrisons are entitled to recover the costs sepecified in Rule 222(b), to include the attorney's fees provided by that Rule. The Garrisons can also recover other incurred costs, including the filing fees paid under Rule 242(c), the cost of printing the Appendix under Rule 242(e) and (i), and the cost of printing briefs under Rule 242(i). The Garrisons are also able to recover an additional attorneys' fee under Rule 242(j).

The Garrisons submit this motion is timely and respectfully request an Order directing that the total amount set forth on the itemizataion attached hereto, ~~Eleven-Sixteen~~ Thousand Five-Hundred and Seven and 06/100 (\$1~~61~~,507.06), be added to the judgment.

s/ Joshua T. Hawkins

Joshua T. Hawkins, SC Bar #78470
Helena Jedziniak, SC Bar #100825
Hawkins and Jedziniak, LLC
1225 South Church Street
Greenville, South Carolina 29605
Tel: (864) 275-8142

s/John B. Howell, III

John B. Howell III, MS Bar #102655
Jackson, Tullos & Rogers, PLLC
Post Office Box 15517
Hattiesburg, Mississippi 39404
Tel: (601) 264-3309
(admitted pro hac vice)

Attorneys for Petitioners/Respondents