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Mar 11 2022

SC Court of Appeals

THE STATE OF SOUTH CAROLINA

In The Court of Appeals

Appellate Case No.: 2022-000010

Appeal from Aiken County
Court of Common Pleas, Second Judicial Circuit
Hon. Clifton B. Newman, Circuit Court Judge

2020-CP-02-01003

Zeb Portanova,..... Respondent,

v.

GinJoint, LLC d/b/a BarVision Appellant.

**RESPONDENT'S MOTION TO AWARD COSTS
PURSUANT TO RULE 222, SCACR**

Respondent, Zeb Portanova ("Respondent"), pursuant to Rule 222, SCACR,
hereby moves for an Order taxing costs against Appellant as set forth below.

The grounds for this Motion are as follows:

1. On March 1, 2022, the Court issued its Order dismissing Appellant's appeal
for failure to timely file its notice of appeal pursuant to Rule 203, SCACR.

2. Rule 222(a), SCACR, states that costs shall be taxed against the appellant
when the appeal is dismissed. Rule 222(b), SCACR, states that the party shall be entitled

to recover an attorney's fee in an amount set by order of the Supreme Court, which is currently \$2,500.00.

3. This appeal having been dismissed, Respondent requests the Court tax costs against Appellant as set forth on the enclosed Itemized Statement of Costs.

s/Kyle A. Brannon
Kyle A. Brannon (S.C. Bar No. 100550)
NEXSEN PRUET, LLC
1230 Main Street, Suite 700 (29201)
P.O. Drawer 2426
Columbia, SC 29201
Phone: (803) 540-2168
Email: kbrannon@nexsenpruet.com

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Attorneys for Zeb Portanova

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PROOF OF SERVICE

I, Kyle A. Brannon, an attorney with Nexsen Pruet, LLC, hereby certify that I served one copy of **Respondent's Motion to Award Costs Pursuant to Rule 222, SCACR** and **Itemized Statement of Costs** on Appellant at the below address on March 11, 2022, via AIS email address pursuant to Supreme Court Order 2020-05-29-02, at Columbia, South Carolina.

S. Jahue Moore, Esq.
jake@mbmlawsc.com
Attorney for Appellant

[SIGNATURE ON FOLLOWING PAGE]

March 11, 2022

s/Kyle A. Brannon
Kyle A. Brannon (S.C. Bar No. 100550)
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Columbia, SC 29201
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Attorneys for Zeb Portanova