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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
Doyet A. Early, Circuit Court Judge

Appellate Case No. 2019-000648
Civil Action No. 2018-CP-40-02425

Jefferson Davis, Jr. Appellant,

v.

Ellen Weaver, Chad Connelly, Oran P. Smith, Neil J. Mellen, Howard S. Rich, Rick Reams, Stephen D. Kirkland, Palmetto Promise Institute, Palmetto Family Council, Palmetto Family Action, South Carolinians for Responsible Government, SCRG Foundation, Access Opportunity South Carolina, Friedman Foundation for Educational Choice, Inc., Cato Institute, South Carolina Educational Credit for Exceptional Needs Children Fund, South Carolina Education Oversight Committee, South Carolina Dept. of Revenue, South Carolina Dept. of Labor, Licensing and Regulation, First Impressions, Inc. d/b/a/ Richard Quinn & Associates, First Tuesday Strategies, LLC, Bill Wilson, Jason Bedrick, Jim DeMint, Randy Page, Tony Denny, Phillip Cease, Melanie Barton, Doris Cubitt, Susan Thomas, John McCormick, Nate Leupp, Institute of Management Consultants USA & John Doe(s) 1-40 Respondents.

**MOTION FOR COSTS ON APPEAL OF RESPONDENT
SOUTH CAROLINA EDUCATIONAL CREDIT FOR EXCEPTIONAL NEEDS CHILDREN FUND**

Respondent South Carolina Educational Credit for Exceptional Needs Children Fund (“Respondent”) hereby moves for the taxation of costs on appeal against Appellant Jefferson Davis, Jr. (“Appellant”) pursuant to Rule 222, SCACR, on the grounds that (1) Appellant petitioned the South Carolina Court of Appeals to reverse circuit court’s order dismissing his amended complaint with prejudice for failure to timely serve Respondent and (2) the South Carolina Court of Appeals affirmed the judgment on appeal that the circuit court did not err in dismissing Appellant’s complaint with prejudice. Accordingly, Respondent respectfully requests an Order taxing costs against Appellant in the amount of \$2,539.00 as supported by the attached sworn, itemized statement of costs.

Respectfully submitted,

/s/Justin P. Novak

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Children Fund***

March 30, 2022