

THE STATE OF SOUTH CAROLINA

In the Court of Appeals

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**MAY 31 2022**

**SC Court of Appeals**

Charles E. Strickland, III, Latisha D. )  
 Strickland, and Justin R Dillon, )  
 )  
 Appellants, )  
 )  
 vs. )  
 )  
 Marjorie E. Temple, )  
 Respondent. )

Appellate Case No.: 2015-002048

MEMORANDUM IN SUPPORT  
OF MOTION FOR COSTS

The Appellants have filed a Motion for Costs as the prevailing party in this Appellate case. Rule 222 of the Appellate Court Rules provides that when a judgment is reversed, costs shall be taxed against the Respondent unless the court orders otherwise. Costs should be awarded in this case because the Appellants have prevailed in obtaining a complete reversal of the lower court's erroneous ruling which failed to award sanctions, costs, and attorney fees in this case for the filing patently frivolous counterclaims related to alleged fraud, negligent misrepresentation and alleged violations of the South Carolina Unfair Trade Practices Act by Respondent and her counsel. This Court held in a 3 to 0 per curium decision that such claims were indeed frivolous. As such, this Court's decision warrants a finding that Appellants are entitled to costs and fees under the South Carolina Appellate Court Rules.

Rule 222(b) of the Appellate Court Rules of South Carolina provides that a party may recover actually incurred costs, including but not limited to the following: filing fee paid under Rule 203(d); the cost of the court reporter's transcript; for the costs of printing the Record on Appeal under Rule 209, and the cost of printing the party's final briefs under Rule 210. In addition, the Rule provides that the party shall be entitled to recover attorney's fees in an amount which

shall be set by the Order of the Supreme Court.

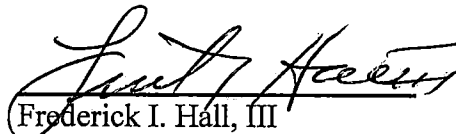
Because the Appellant was the prevailing party in this case, the Appellants are informed and believes that the costs allowed by Rule 222(b) should be awarded to the Appellants as the prevailing party.

Wherefore, having fully set forth their Motion and Memorandum for Costs, Appellants pray that the South Carolina Court of Appeals award costs as reflected in the Appellants' itemized statement of costs being filed herewith.

Respectfully Submitted,

THE RICK HALL LAW FIRM, LLC

By:



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May 26, 2022





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May 26, 2022

The Honorable Jenny Abbott Kitchings  
Clerk, SC Court of Appeals  
1220 Senate Street  
PO Box 11629  
Columbia, South Carolina 29211

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SC Court of Appeals

RE: Charles E. Strickland, III, Latisha D. Strickland and Justin Dillon,  
Appellants vs. Marjorie E. Temple, Respondent  
Appellate Case No. 2015-002048


Dear Ms. Kitchings:

Enclosed for filing please find the original and one (1) copy of the Notice of Motion and Motion for Costs and the original and one (1) copy of the Memorandum in Support of Motion For Costs in the above referenced matter, together with a Certificate of Service. Please file the originals with your office and return the clocked-in copies to my office in the enclosed self-addressed, stamped envelope provided for your convenience. I have also enclosed a check in the amount of \$50.00 to cover the filing fee.

By copy of this letter, I am also serving a copy of the same upon opposing counsel, S. Andrew Syrett, Esquire and Rolland E. Greenburg, III, Esquire.

Should you have questions regarding this matter, please feel free to contact me at my Lexington office.

Yours truly,

  
Frederick I. Hall, III

FIH,III/gmt  
Enclosures

cc: S. Andrew Syrett, Esquire  
Rolland E. Greenburg, III, Esquire  
Mr. Jimmy Dillon

The Rick Hall Law Firm, LLC and Frederick I. Hall, III, P.A.

Visit us on the web at [www.sctrilattorneys.com](http://www.sctrilattorneys.com) or find us on Facebook at The Rick Hall Law Firm.

