

## Horton v. Jasper Cnty. Sch. Dist.

Decided Mar 30, 2016

Appellate Case No. 2014-002612 Unpublished  
Opinion No. 2016-UP-151

03-30-2016

Randy Horton, Appellant, v. Jasper County School  
District, Respondent.

James Ashley Twombly, of Twenge &  
Twombly, LLC, of Beaufort, for Appellant.  
Dwayne Traynor Mazyck and Mary Allison  
Caudell, both of Childs & Halligan, PA, of  
Columbia, for Respondent.

PER CURIAM

**THIS OPINION HAS NO PRECEDENTIAL  
VALUE. IT SHOULD NOT BE CITED OR  
RELIED ON AS PRECEDENT IN ANY  
PROCEEDING EXCEPT AS PROVIDED BY  
RULE 268(d)(2), SCACR.** Appeal From Jasper  
County

Carmen T. Mullen, Circuit Court Judge

**AFFIRMED**

James Ashley Twombly, of Twenge &  
Twombly, LLC, of Beaufort, for Appellant.  
Dwayne Traynor Mazyck and Mary Allison  
Caudell, both of Childs & Halligan, PA, of  
Columbia, for Respondent. **PER CURIAM** :  
Affirmed pursuant to Rule 220(b), SCACR, and  
the following authorities: *Sloan v. Friends of  
Hunley, Inc.*, 393 S.C. 152, 156, 711 S.E.2d 895,  
897 (2011) ("The decision to award or deny  
attorney[s] fees under a state statute will not be  
disturbed on appeal absent an abuse of discretion."  
(quoting *Kiriakides* \*2 v. *Sch. Dist. of Greenville*

2 *Cty.*, 382 S.C. 8, 20, 675 S.E.2d 439, 445  
(2009)); *id.* ("An abuse of discretion occurs when  
the conclusions of the [circuit] court are either  
controlled by an error of law or are based on  
unsupported factual conclusions." (quoting  
*Kiriakides*, 382 S.C. at 20, 675 S.E.2d at 445));  
S.C. Code Ann. § 30-4-100(b) (2007) ("If a person  
or entity seeking such relief prevails [under the  
Freedom of Information Act (FOIA)], he or it may  
be awarded reasonable attorney[s] fees and other  
costs of litigation. If such person or entity prevails  
in part, the court may in its discretion award him  
or it reasonable attorney[s] fees or an appropriate  
portion thereof."); *Campbell v. Marion Cty. Hosp.  
Dist.*, 354 S.C. 274, 288-89, 580 S.E.2d 163, 170  
(Ct. App. 2003) (stating under section 30-4-100,  
"the only prerequisite to an award of attorney's  
fees and costs is that the party seeking relief must  
prevail, in whole or in part"); *Burton v. York Cty.  
Sheriff's Dep't*, 358 S.C. 339, 357-58, 594 S.E.2d  
888, 898 (Ct. App. 2004) ("The [FOIA attorney's  
fees] award, however, must be reasonable and  
supported by adequate findings."); *Jackson v.  
Speed*, 326 S.C. 289, 308, 486 S.E.2d 750, 760  
(1997) ("[O]n appeal, an award for attorney's fees  
will be affirmed so long as sufficient evidence in  
the record supports each factor."). **AFFIRMED.** <sup>1</sup>  
**HUFF, A.C.J, and WILLIAMS and THOMAS,  
JJ., concur.**

<sup>1</sup> We decide this case without oral argument  
pursuant to Rule 215, SCACR. -----



**COURTESY OF  
LUNA SHARK MEDIA**