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Jan 17 2024

SC Court of Appeals

**THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS**

Christopher Jones)	
APPELLANT)	Appeal Case No: 2023-00066
)	
Vs.)	MOTION TO REINSTATE APPEAL
)	
Elvis Paulino)	
RESPONDENT)	

PETITION IS HEREBY MADE Pursuant to Rule 221, South Carolina Appeals Court Rules, this Appellant upon Prayer, seeks the Court’s approval to have this appeal reinstated and decided on the merits of the appeal.

On January 17, 2023 Appellant Christopher Jones filed his Notice of Appeal of the Order from the Honorable Letitia Verdin, affirming the Greenville County Magistrate Judge Order of dismissal. The Appellant has prosecuted his appeal since filing his Notice of Appeal. Appellant filed approximately twelve correspondences, motions or briefs and the Respondent Elvis Paulino only filed a single letter in this appeal. There have been no challenge to the information and arguments of the Appellant. The Appellant is likely to succeed in his appeal because there would be no defense to practicing law without a license such as what the Respondents are charged at the Common Pleas and Appeal stage in this litigation.

The respondent Elvis Paulino admitted in the Record of the Magistrate Court that he charged excessive rates for each of the three towed vehicles. (\$600.00per) for towing the cars simultaneously from Simpsonville to Wade Hampton Blvd in Taylors, South Carolina, barely twenty miles. This assertion is not disputed. Respondent failed to appear at the Greenville County Common Pleas to argued and defend his cause. An employee of Respondent company appeared and attempted to defend and argue for Respondent and his company. This individual was not licensed to practice law and should not have been permitted to speak or submit any evidence on behalf of Respondents.

During the Magistrate trial, the Greenville County Magistrate is heard saying to Respondent, “Mr. Jones is right, you cannot charge excessive fees in Greenville County. The towing rates are set by the County,…” Yet the Greenville County Magistrate dismissed Appellant case even the evidence and admissions were overwhelming.

The Appellant accepts full responsibility for the negligence in filing the correct caption of the Final Brief and for the lack of the Certificate of Counsel. Appellant seeks the Court’s forgiveness in this regard.

At the filing of this Petition, all defects are being remedied and the required \$50.00 Motion fee is being immediately provided to the Court. Appellant did not intentionally neglect his duties under the Rules of the Court of Appeals. Appellant prays that the Court of Appeals grant this Motion To Reinstate Appeal because there is no prejudice to the Respondent or any related party. The Respondent has not participated in this appeal. All arguments and supporting memorandums supports the Appellant and the matter being overturned by the South Carolina Court of Appeals, Consequently, Rule 221, SCACR grants the South Carolina Court of Appeals the authority to reinstate.

APPELLANT prays that the South Carolina Court of Appeals grant his Motion To Reinstate in all Respects.

January 17, 2024

s/ Christopher Jones
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