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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM SUMTER COUNTY
Court of Common Pleas

Clifton Newman, Circuit Court Judge

Appellate Case No.: 2012-213267

Joseph C. Coonce, Employee, Appellant,

v.

Fleet Source, Inc., Employer, and The South Carolina Uninsured Employers' Fund, of whom The South Carolina Uninsured Employers' Fund is the Respondent.

**PETITION TO REINSTATE APPEAL AND FOR LEAVE TO FILE RECORD ON
APPEAL OUT OF TIME**

Appellant, by and through his undersigned attorney hereby petitions this Honorable Court to (1) reinstate his appeal; and (2) grant leave to file and serve the Record on Appeal out of time.

As grounds for granting this Motion, Appellant would show:

1. Appellant filed and served his initial Reply Brief on June 6, 2013. The Record on Appeal was due to be served and filed on July 8, 2013.

2. Due to inadvertence, the deadline for filing and serving the Record on Appeal was not timely met by Appellant.

3. On August 16, 2013, the Court issued an Administrative Order dismissing the appeal for failure to timely serve and file the Record on Appeal.

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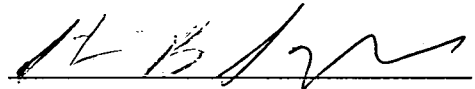
SC Court of Appeals

4. Upon receipt of the Order and learning of the mistake, Counsel for Appellant contacted Counsel for Respondent. Respondent has graciously consented to an Order reinstating the Appeal, as confirmed by the attached e-mail.

5. Contemporaneously with filing this Petition, Appellant is provisionally filing and serving the Record on Appeal.

THEREFORE, Appellant requests the Court issue an Order reinstating the Appeal; extending the time for filing and service of the Record on Appeal; and accepting the filing of the Record on Appeal.

Respectfully submitted,



Stephen B. Samuels
Samuels Law Firm, LLC
1320 Richland Street
Columbia, SC 29201
(803) 779-4000
stephen@samuelslawfirm.net

Attorney for Appellant

Columbia, South Carolina
August 19, 2013

From: Robert Cook <robcook1965@yahoo.com>
Sent: Monday, August 19, 2013 11:41 AM
To: Stephen@samuelslawfirm.net
Subject: Joseph Coonce v. FleetSource/UEF

Stephen,

The UEF has no objection to your motion to file the Record of Appeal outside of the normal time. Let me know if you have any questions.

ROBERT M. COOK II

ATTORNEY AT LAW
The Robert Cook Law Firm, LLC

128 N. Oak St., Batesburg, SC 29006 (physical address)
P.O. Box 3575, Leesville, SC 29070 (mailing address)
803-317-2171 (office)
803-687-7491 (cell)

"Never, never, never give up." Winston Churchill

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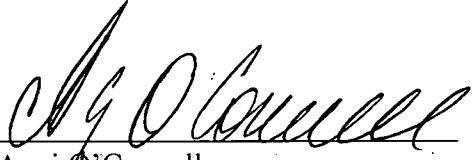
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PROOF OF SERVICE

I certify that I am paralegal to Stephen B. Samuels and I have served the **Petition to Reinstate Appeal and for Leave to File Record on Appeal Out of Time** upon the Respondent by mailing a copy of the same in the United States mail, with sufficient postage affixed thereto and return address clearly marked on the date indicated below, addressed as follows:

Robert M. Cook, II, Esquire
Attorney for Uninsured Employers Fund
Robert Cook Law Firm, LLC
Post Office Box 3575
Batesburg-Leesville, South Carolina 29070


Angi O'Connell

Columbia, South Carolina

August 20, 2013