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Oct 04 2024

SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

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Appeal from Greenville County  
Honorable Perry H. Gravely, Circuit Court Judge

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THE STATE,

RESPONDENT,

v.

DAVID CHRISTOPHER BERNARD MOSLEY,

APPELLANT

APPELLATE CASE NO. 2024-001102

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MOTION TO REINSTATE APPEAL

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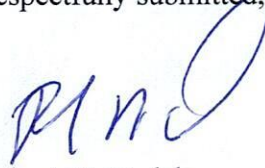
The undersigned counsel petitions this Court to reinstate the direct appeal of David Christopher Bernard Mosley. In support of this petition counsel would respectfully show the Court that:

1. Trial counsel timely served and then timely filed the notice of intent to appeal on July 1, 2024, with this Court.
2. The transcript was therefore due to be ordered by July 31, 2024. However, due to an oversight the transcript was not ordered nor was an extension motion filed.
3. On September 26, 2024, this Court dismissed the appeal due to the failure to order the trial transcript.
4. Counsel respectfully requests that the Court reinstate appellant's direct appeal since it resulted from oversight and grant an extension of ten days for this office to order the

transcript.

WHEREFORE, undersigned counsel respectfully requests that the direct appeal of David Christopher Bernard Mosley be reinstated and requests that this Court grant an extension of ten days for this office to request the transcript. Counsel also requests that the sending of the remittitur be stayed or held in abeyance pending a ruling on this motion.

Respectfully submitted,



Robert M. Dudek  
Chief Appellate Defender

This 4th day of October 2024

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THE STATE,

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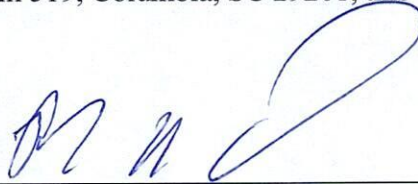
v.

DAVID CHRISTOPHER BERNARD MOSLEY,

APPELLANT

\_\_\_\_\_  
CERTIFICATE OF SERVICE  
\_\_\_\_\_

The undersigned attorney hereby certifies that a true copy of the Petition to Reinstate in the above referenced case has been served upon, Mark Farthing Esquire, at the Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, this 4th day of October 2024.



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Robert M. Dudek  
Deputy Chief Appellate Defender for Capital Appeals

ATTORNEY FOR APPELLANT