

The South Carolina Court of Appeals

Nicholas Boan, #302151, Appellant,

v.

South Carolina Department of Corrections, Respondent.

Appellate Case No. 2024-000130

ORDER

On July 17, 2024, this court wrote to Appellant, explaining the time for filing and serving the record on appeal had expired and requesting Appellant file and serve the record on appeal within twenty days. When Appellant failed to do so, this court dismissed his appeal. This court received letters from Appellant on September 5, 2024, September 9, 2024, and October 17, 2024. In the letters, Appellant noted he had filed his final brief and asserted doing so satisfied his obligation to this court. Although Appellant failed to file and serve the record on appeal, we construe these letters as a motion to reinstate his appeal. After careful consideration, we grant the motion to reinstate. Appellant must file and serve the record on appeal¹ within thirty days of the date of this order. Within twenty days of service of the record on appeal, Appellant and Respondent shall file and serve their final briefs.



FOR THE COURT

¹ In light of Appellant's apparent confusion regarding the appellate process, we take this opportunity to note that the record on appeal differs from the final brief. See Rule 211, SCACR (describing the contents of final briefs); Rule 210(a), SCACR (prescribing the time for serving the record on appeal); Rule 210(b), SCACR (prescribing the time for filing the record on appeal); Rule 210(c), SCACR (describing the content of the record on appeal).

Columbia, South Carolina

cc:

Nicholas Boan, 00302151

Christina Catoe Bigelow, Esquire

FILED
Oct 22 2024
