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**Jun 17 2025**

**SC Court of Appeals**

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

**Appeal from the Court of Common Pleas for Lexington County  
The Honorable Debra R. McCaslin, Circuit Court Judge  
Trial Court Case No. 2024-CP-32-01682  
Appellate Case No. 2025-000000**

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**Tina Guerry,**  
*Individually and in her official capacity as the Lexington County Register of Deeds,*  
**Respondent,**

**v.**

**Timothy Nunally and Mark Nunnally,**  
**Appellants.**

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**MOTION TO REINSTATE APPEAL**

Appellants Timothy Nunally and Mark Nunnally, appearing pro se, respectfully move this Honorable Court, pursuant to Rule 260 of the South Carolina Appellate Court Rules (SCACR), to reinstate the above-captioned appeal. In support of this motion, Appellants show the following:

1. On June 2, 2025, the Court dismissed this appeal due to Appellants' failure to notify the Court of a delayed transcript in accordance with Rule 207, SCACR, and failure to timely serve and file the Appellants' Initial Brief and Designation of Matter under Rules 208 and 209, SCACR.
2. The dismissal was procedural and not based on the merits of the appeal.
3. On June 9, 2025, the South Carolina Court Administration issued written notice granting Stacy Johnson, the official court reporter, an extension until **July 5, 2025**, to prepare and deliver the transcript of record. (See Exhibit A).
4. This documentation confirms the delay in transcript preparation was beyond Appellants' control and was formally recognized by the court system. Appellants were awaiting the transcript in good faith to timely proceed with the filing requirements.
5. Appellants intend to promptly file the required Designation of Matter and Initial Brief upon receipt of the transcript.
6. Reinstatement of this appeal will not prejudice the Respondent and will serve the interests of justice.

WHEREFORE, Appellants respectfully move this Honorable Court to:

1. Reinstate Appealant Case No. 2025-000000; and
2. Grant such other and further relief as may be just and proper.

Respectfully submitted this 17th day of June, 2025.



/s/ Mark Nunnally

**Mark Nunnally**

Appellant, Pro Se

5681 Grande River Road

College Park, GA 30349

404-980-4488

theschoolofrealish@gmail.com

EXHIBIT A

**Court Reporter Extension Notice**

Copy of June 9, 2025 letter from Tammie Holmes, Court Reporter Manager, granting extension to Court Reporter Stacy Johnson through July 5, 2025 to complete and file the transcript in Case No. 2024-CP-32-01682.

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Attached is your approved extension.

Thank you,

Court Reporter Section

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**From:** Johnson, Stacy <sjohnson@sccourts.org>  
**Sent:** Thursday, June 5, 2025 11:38 PM  
**To:** ExtensionRequest <extensionrequest@sccourts.org>  
**Subject:** Request for Extension Mark Nunnally vs. Tina Guerry, et al.

Attached please find an extension request in the above-referenced case.

Thank you.

*Stacy S. Johnson, RPR  
 Circuit Court Reporter  
 125 Firebridge Drive  
 Chapin, SC 29036  
 803-622-6989*

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# The Supreme Court of South Carolina

( Mark Nunnally  
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 TITLE OF ( V. 2024CP3201682  
 CASE (  
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 ( Tina Guerry et al.  
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## Notice

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Upon request and for good cause shown, Stacy Johnson, Court Reporter, is hereby granted an extension up to and including July 05, 2025 to prepare and deliver the Transcript of Record in the above case.

Tammie Holmes  
 Court Reporter Manager  
 South Carolina Court Administration

Columbia, South Carolina  
 06/09/2025

cc: Mark Nunnally  
 Jeffrey M. Anderson  
 Court of Appeals  
 Stacy Johnson

CERTIFICATE OF SERVICE

I certify that I have served a true and correct copy of the foregoing **Motion to Reinstate Appeal**, including **Exhibit A** and the **Verified Affidavit**, upon the following by United States Mail, postage prepaid, and/or by electronic service where available, on this 17th day of June, 2025:

Jeffrey M. Anderson, Esquire  
Counsel for Respondent  
[Insert Address or Email if known]

South Carolina Court of Appeals  
1015 Sumter Street, Suite 220  
Columbia, SC 29201

Respectfully submitted,

/s/ Mark Nunnally  
**Mark Nunnally**  
Appellant, Pro Se

**RECEIVED**

**Jun 17 2025**

**SC Court of Appeals**

**VERIFICATION / AFFIDAVIT**

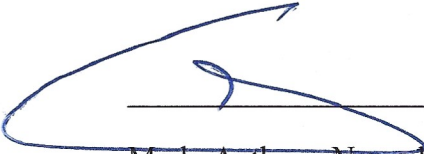
**STATE OF GEORGIA  
COUNTY OF CLAYTON**

BEFORE ME, the undersigned authority, personally appeared **Mark Nunnally**, who, being duly sworn, deposes and states as follows:

1. I am over the age of eighteen and competent to testify to the matters stated herein.
2. I am the Beneficiary of the Estate of Carl A. Nunnally, Sr.
3. I am one of the Appellants in the above-captioned appeal.
4. I have personal knowledge of the facts stated in the foregoing Motion to Reinstate Appeal, and those facts are true and correct to the best of my knowledge and belief.
5. I confirm that the Appellants were awaiting the transcript in good faith to timely proceed with the filing requirements as required by South Carolina Law.
6. I confirm that the court reporter delay was acknowledged and extended by the South Carolina Court Administration in correspondence dated June 9, 2025.
7. The correspondence email, attached as **Exhibit A Court Reporter Extension Notice**, is a true and accurate copy of the document I received in connection with the delay in transcript preparation.
8. I affirm these documents are authentic and were received at my personal mailing address or via verified correspondence channels.
9. I submit this affidavit in good faith to respectfully request reinstatement of the appeal.

FURTHER THE AFFIANT SAYETH NOT.

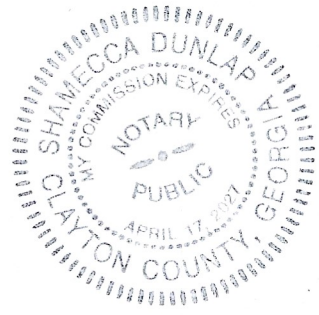
This 16 day of June, 2025.

  
\_\_\_\_\_  
Mark-Anthony Nunnally, Affiant

Sworn to and subscribed before me this 16<sup>th</sup> day of June, 2025.

  
\_\_\_\_\_  
Notary Public

My Commission Expires: 04/17/2027



6/17/25, 2:03 PM

Motion To Reinstate Appeal - markannally@gmail.com - Gmail

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# Motion To Reinstate Appeal

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Summarize this email



Mark Nunnally <markannally@gmail.com>  
to Court, Jeff, Tim, bcc: My, bcc: me

Appellant Mark Nunnally submits this Motion To Reinstate Appeal and is sending a copy by Certificate of Service to Attorney Office PO Box 11629 Columbia, SC 29211 on June 17, 2025 by 5pm.

Sincerely,  
Mark A Nunnally  
Pro Se' Appellant

Motion To Reinstate Appeal.pdf

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