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NOV 18 2013

SC Court of Appeals

November 13, 2013

to the South Carolina Court of Appeals.

I Am Asking this Court to file this motion with this Court concerning Appellate Case No. 2012-212999. I received an order from this Court which denied a motion to Reopen Case which I have no knowledge of. My circuit court attorney sent me a letter Oct. 1, 2012 and informed me that he filed a Notice to Appeal on my behalf. He informed me that he was going to contact the SC Appellate Defense in regards of handling my case. I never heard from my attorney Mr. Brian Katonak since that date. He failed to answer any of my calls or letters to him. I received an order from this Court which informed me that the motion to Reopen my case was denied concerning the dismissal of my appeal. I didn't even know my appeal was dismissed. When was a hearing done for my appeal? I never received a brief for my appeal, court transcript or any other documents pertaining to my appeal. My attorney failed to serve me anything pertaining to my appeal. Will you please send me all of the documents this Court has pertaining to my case. I need to know why my appeal was dismissed, when and what grounds were presented in the brief. I also need a copy of that brief. Will you please send me a copy of that brief and a copy of all the documents you hold for this case. And please file this motion for me so that I may be allowed an opportunity to appeal my conviction from a guilty plea on September 10, 2012. If you cannot send me all of the documents which I

Am asking for will you at least send me a copy of the  
Dismissal of my Appeal so that I will be prepared to file a PCR  
or whatever I need to file to get my issues resolved.  
Thank you for your help

George

PS. Can you also send me a copy of this letter and a copy of  
this motion back to me for my personal records.

God Bless

THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

VS

ALBERT J. CAVE JR, APPELLANT.

APPELLANT CASE NO. 2012-21999

THE SOUTH CAROLINA COURT OF APPEALS  
IN THE COURT OF APPEALS

MOTION FOR RECONSIDERATION OF  
ENTRY OF DISMISSAL

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TO THE HONORABLE JUDGES OF THE APPELLANT COURT:

COMES NOW ALBERT J CAVE JR, THE APPELLANT, PRO SE, AND RESPECTFULLY MOVES THIS HONORABLE COURT FOR RECONSIDERATION OF ENTRY OF DISMISSAL OF APPEAL. THE GROUNDS FOR THIS MOTION IS AS FOLLOWS.

1. THE APPELLANT ALBERT J CAVE JR APPEALS HIS CONVICTION FROM SEPTEMBER 10, 2012 FROM A GUILTY PLEA IN GENERAL SESSIONS COURT. APPELLANT'S ATTORNEY MR BRIAN KATONAK CONTACTED APPELLANT BY LETTER DATED OCTOBER 1, 2012 AND INFORMED HIM THAT HE FILED A APPEAL ON HIS BEHALF AND THAT HE WAS CONTACTING THE SOUTH CAROLINA APPELLANT DEFENSE IN REGARDS TO HANDLING THE APPEAL. THE APPELLANT WROTE TO ATTORNEY ABOUT ISSUES HE WANTED TO PRESENT IN HIS APPEAL. ATTORNEY MR. BRIAN KATONAK NEVER RESPONDED TO APPELLANT'S LETTERS OR PHONE CALL ATTEMPTS.
2. THE APPELLANT RECEIVED AN ORDER TO DENY A "MOTION TO REOPEN CASE" FROM THE S.C. COURT OF APPEALS DUE TO THE DISMISSAL OF HIS APPEAL. AFTER RECEIVING THIS ORDER, APPELLANT TRIED TO CONTACT HIS ATTORNEY BY PHONE TO SEE WHAT THIS ORDER WAS ABOUT THAT WAS DATED OCT 17, 2013. ATTORNEY FAILED TO ANSWER ATTEMPTED PHONE CALLS AND LETTERS THAT WAS SENT TO HIM CONCERNING THIS MATTER.
3. APPELLANT NEVER HEARD FROM HIS ATTORNEY CONCERNING HIS APPEAL. ATTORNEY OR THE COURT NEVER PROVIDED APPELLANT WITH APPELLANT'S BRIEF, COURT TRANSCRIPT OR ANY DOCUMENTS PERTAINING TO HIS APPEAL. APPELLANT TO THIS DATE HAVE NO DOCUMENTS OR ANY KNOWLEDGE PERTAINING TO HIS APPEAL. ATTORNEY MR. BRIAN KATONAK FAILED HIS DUTY AND OBLIGATION AND LOYALTY TO SERVE HIS CLIENT A TIME COPY OF THIS COURT PERCEEDINGS.

WHEREFORE, BASED ON THE ABOVE GROUNDS, APPELLANT ALBERT J CAVE JR URGES THIS HONORABLE COURT TO RECONSIDER ITS JUDGEMENT TO AFFORD HIM AN OPPORTUNITY TO FILE A TIMELY PETITION FOR APPEAL TO THIS COURT. AND URGES THIS

HONORABLE COURT TO PROVIDE APPELLANT ALL DOCUMENTS ITS COURT HOLDS  
DEALING WITH HIS APPEAL WHICH HIS ATTORNEY FAILED IN HIS DUTY, LOYALTY AND  
OBLIGATIONS TO DO. IF APPELLANT HAD RECEIVED THESE TIMELY DOCUMENTS HE COULD  
AND WOULD HAVE RESPONDED IN THE TIME REQUIRED. APPELLANT PRAY THAT THIS  
HONORABLE COURT GRANTS THIS MOTION AND PROVIDE APPELLANT WITH ALL DOCUMENTS,  
AND ALLOW APPELLANT TO TIMELY APPEAL HIS CONVICTION BASED ON GROUNDS THAT  
HE WAS NOT ALLOWED AN OPPORTUNITY TO PRESENT.



PRO SE REPRESENTATION

ALBERT J. CAVE SR  
386 REDEMPTION WAY  
MCCORMICK SC 29899