

MOTION TO RECALL REMITTITUR AND REINSTATE APPEAL

SOUTH CAROLINA COURT OF APPEALS

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CENTRE POINTE CHARLESTON LLC v. AVIS JOHNSON **Feb 06 2026**

APPELATE CASE NO. 2024-001520

SC Court of Appeals

This appeal was dismissed by order of the Court on December 4th, 2025, for failure to meet a filing deadline. Appellant did not receive the Court's notice regarding the applicable deadline and was therefore unaware that action was required. In all previous notices appellant was notified via email because sometimes appellant has issues with receiving her physical mail. Appellant did not receive any emails addressed from the court since September of 2025. Appellant first learned of the dismissal on February 6, 2026 when a writ of ejectment was posted on her door and is filing this motion immediately upon learning of the dismissal. The court issued its remittitur on December 29th, 2025, returning jurisdiction to the lower court. Appellant respectfully requests that the court recall the remittitur due to Appellant's lack of notice of the dismissal and the prompt action taken upon learning of it. Appellant did not intend to abandon the appeal and has acted in good faith at all times. For those reasons, Appellant respectfully requests that the Court reinstate the appeal and permit appellant to cure any deficiency the Court deem appropriate.

AVIS JOHNSON

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