

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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FEB 23 2026
SC Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas
Miton G. Kimpson, Circuit Court Judge

Appellate Case No. 2025-001217

Vy Quoc Mac.....Appellant,

v.

Nicole Dennis.....Respondent.

**RETURN TO MOTION
TO REINSTATE APPEAL**

The Notice of Appeal in this case was filed on June 9, 2025. SCACR Rule 207 provides that in appeals from the court of common pleas, masters-in-equity, special referees or the family court in domestic actions, the transcript must be ordered within ten (10) days after the date of service of the notice of appeal.

On July 7, 2025, the Court sent correspondence advising Appellant that the time to provide notice to the court that transcript was ordered had expired. On July 17, 2025, Appellant filed a Motion for Extension of the time to order transcript. On July 29, 2025, the Court granted Appellant's request for extension.

On September 19, 2025, the Court wrote Appellant regarding the status of the transcript. On September 22, 2025, the Court granted an extension to the Court Reporter, extending the time to file the transcript until October 16, 2025. On December 2, 2025, and January 12, 2026, the Court sent Appellant additional requests for information on the transcript. On January 23, 2026, the Court dismissed the appeal for failure to comply with the transcript rules.

On January 28, 2026, Appellant filed a Motion to Reinstate the Appeal, stating that Appellant's counsel did not receive the requests from the Court because the correspondence went to counsel's junk mail.

Whenever it appears that an appellant has failed to comply with the requirements of the SCACR, an order of dismissal shall be issued. Rule 231(a), SCACR; Wise v. S.C. Dep't of

Corrections, 372 S.C. 173, 174 (2007). Even if Appellant's assertions regarding the correspondence from the Court being directed to junk mail are true, Dismissal is appropriate in this case because Appellant has an obligation to comply with the Appellate Court Rules independently from any warning letters sent by the Court.

Further, it has been more than seven months since the original Notice of Appeal. Appellant's actions with the transcript has thus prejudiced Respondent by delaying the final disposition of her property case, affecting both the marketability of the property and the Respondent's investment-backed expectations for use of the property. Accordingly, seeks an order of the Court denying the Motion to Reinstate.

February 23, 2026

By: 

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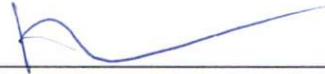
Nicole Dennis.....Respondent

PROOF OF SERVICE

I certify that I have served the Return to Motion to Reinstate Appeal on the counsel of record listed below, by electronic mail and by depositing a copy of it in the United States Mail, postage prepaid, on February 23, 2026, addressed to:

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