

IN THE SOUTH CAROLINA COURT OF APPEALS

Justin Pinson,

Appellant,

v.

State Of South Carolina,

Respondent.

**RECEIVED**  
JUN 01 2026  
SC Court of Appeals

Appellate Case No. 2026-000749

**PETITION FOR REHEARING AND MOTION TO REINSTATE APPEAL**

The Appellant respectfully petitions this Court for rehearing and reinstatement of the appeal dismissed by Order dated May 20, 2026.

Appellant timely initiated this appeal following the underlying Circuit Court proceedings by delivering the Notice of Appeal to the Clerk of Court on March 5, 2026. The Notice of Appeal was subsequently file-stamped and officially docketed by the Clerk on March 15, 2026, confirming acceptance and processing of the filing.

Appellant further made good-faith efforts to effect service of the Notice of Appeal, including attempts to deliver documents in person. Appellant was unable to complete or obtain documented hand delivery despite multiple attempts and therefore proceeded through filing with the Clerk and other available means to comply with procedural requirements.

Any deficiency in proof of service was not the result of intentional noncompliance, but rather logistical and procedural barriers encountered while proceeding pro se. Appellant respectfully submits that these circumstances do not justify dismissal where the Notice of Appeal was timely filed and Respondent had, or reasonably could have had, actual notice.

The dismissal of this appeal did not arise from untimeliness or lack of jurisdiction, but rather from an alleged procedural deficiency concerning proof of service upon Respondent.

Appellant respectfully submits that any defect in the documentation of service was inadvertent and procedural in nature, and did not reflect a failure to timely pursue appellate review or a disregard of the appellate rules. Appellant acted in good faith and made diligent efforts to comply with filing and procedural requirements while proceeding pro se.

#### MOTION TO CONSIDER CLERICAL FILING DATE DISCREPANCY

Appellant respectfully brings to the Court's attention a discrepancy concerning the filing date of the Notice of Appeal. Appellant personally delivered the Notice of Appeal to the Clerk of Court on March 5, 2026. The document reflects a file-stamp date of March 15, 2026.

Appellant respectfully submits that the Notice of Appeal was timely delivered and/or received by the Clerk on March 5, 2026, and that any delay between delivery and file-stamping appears to be administrative in nature and not attributable to Appellant.

To the extent the Court relied upon the March 15, 2026 file-stamp date in evaluating timeliness or procedural compliance, Appellant respectfully requests that the Court consider the actual date of delivery and/or receipt in determining whether the appeal was properly perfected.

Appellant further requests that any clerical discrepancy in processing or stamping of the Notice of Appeal not be held against Appellant, who acted in good faith and with diligence in timely pursuing appellate review.

Accordingly, Appellant respectfully requests that the Court correct or clarify the record as necessary and grant reinstatement of the appeal in the interest of justice.

Importantly, the Notice of Appeal was properly submitted to and accepted by the Clerk of Court, preserving the appeal for appellate review. The dismissal of this matter on a procedural technicality, despite a valid filing and absence of prejudice to Respondent, results in an unduly harsh outcome that prevents review on the merits.

South Carolina appellate courts have consistently recognized a preference for resolving matters on their merits where possible rather than on curable procedural defects. Appellant respectfully requests that this Court exercise its discretion in the interest of justice to reinstate the appeal.

WHEREFORE, Appellant respectfully requests that this Court:

1. Grant rehearing;
2. Vacate the Order of Dismissal dated May 20, 2026; and
3. Reinstate the appeal.

Respectfully submitted,



Justin Pinson

Appellant Pro Se

Date: 5/24/24

NOTICE OF APPEAL

STATE OF SOUTH CAROLINA

COUNTY OF ABBEVILLE

IN THE COURT OF COMMON PLEAS

EIGHTH JUDICIAL CIRCUIT

State of South Carolina, Respondent

v.

Justin Pinson, Appellant

Case No.: 2025CP0100332

TRUE COPY  
BY Shandel Boogs  
ABBEVILLE COUNTY CLERK OF COURT

FILED  
STATE OF SOUTH CAROLINA  
COUNTY OF ABBEVILLE  
2026 MAR 15 P 12:12  
SHANDAL BOGGS  
CLERK OF COURT

NOTICE OF APPEAL

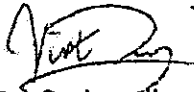
NOTICE IS HEREBY GIVEN that the Appellant, Justin Pinson, hereby appeals to the South Carolina Court of Appeals from the final order entered in this matter on February 12, 2026, by the Honorable Frank Addy, Circuit Court Judge for the Eighth Judicial Circuit, Abbeville County, South Carolina.

This appeal is taken pursuant to Rule 203 of the South Carolina Appellate Court Rules.

TRUE COPY  
by Shandal Boggs  
ABBEVILLE COUNTY CLERK OF COURT

Respectfully submitted,

Justin Pinson



Pro Se Appellant

660 Stevenson Rd

Abbeville, SC 29620

Phone: 864-993-7689

Email: jpinson87@gmail.com

Date: 3/5/26

CERTIFICATE OF SERVICE

FILED  
STATE OF SOUTH CAROLINA  
COUNTY OF ABBEVILLE  
2026 MAR 25 P 12:13  
SHANDAL BOGGS  
CLERK OF COURT

TRUE COPY  
of Shandal Boggs  
ABBEVILLE COUNTY CLERK OF COURT

U.S. Postal Service  
**CERTIFIED MAIL® RECEIPT**  
 Domestic Mail Only

For delivery information, visit our website at [www.usps.com](http://www.usps.com)

**OFFICIAL USE**

7020 0090 0000 0858 3471

Certified Mail Fee \$5.30

Extra Services & Fees (check box, add fees as appropriate)

<input type="checkbox"/> Return Receipt (hardcopy)	\$ 0.00
<input type="checkbox"/> Return Receipt (electronic)	\$ 0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$ 0.00
<input type="checkbox"/> Adult Signature Required	\$ 0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$ 0.00

Postage \$1.07

Total Postage and Fees \$6.37

Sent To

Street and Apt. No., or PO Box No.

City, State, ZIP+4®

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

0653  
07  
Postmark Here  
02/27/2026

U.S. Postal Service  
**CERTIFIED MAIL® RECEIPT**  
 Domestic Mail Only

For delivery information, visit our website at [www.usps.com](http://www.usps.com)

**OFFICIAL USE**

7020 0090 0000 0858 3471

Certified Mail Fee \$5.30

Extra Services & Fees (check box, add fees as appropriate)

<input type="checkbox"/> Return Receipt (hardcopy)	\$ 0.00
<input type="checkbox"/> Return Receipt (electronic)	\$ 0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$ 0.00
<input type="checkbox"/> Adult Signature Required	\$ 0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$ 0.00

Postage \$1.90

Total Postage and Fees \$7.20

Sent To

Street and Apt. No., or PO Box No.

City, State, ZIP+4®

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

0653  
29639  
Postmark Here  
03/30/2026

to  
The Cooling Court of Appeals, Clerk of Court  
 and Apt. No., or PO Box No.  
 2 Box 11629  
 State, ZIP+4®  
 Columbia, SC 29211

U.S. Postal Service  
**CERTIFIED MAIL® RECEIPT**  
 Domestic Mail Only

For delivery information, visit our website at [www.usps.com](http://www.usps.com)

**OFFICIAL USE**

7020 0090 0000 0859 4354

Certified Mail Fee \$

Extra Services & Fees (check box, add fees as appropriate)

<input type="checkbox"/> Return Receipt (hardcopy)	\$
<input type="checkbox"/> Return Receipt (electronic)	\$
<input type="checkbox"/> Certified Mail Restricted Delivery	\$
<input type="checkbox"/> Adult Signature Required	\$
<input type="checkbox"/> Adult Signature Restricted Delivery	\$

Postage \$

Total Postage and Fees \$

Sent To

Street and Apt. No., or PO Box No.

City, State, ZIP+4®

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

0653  
29639  
Postmark Here  
03/30/2026

to  
Magistrate Court Clerk of Court  
 Street and Apt. No., or PO Box No.  
 21 Old Calhoun Rd  
 City, State, ZIP+4®  
 Abbeville, SC 29620



AMERICAN EXPRESS



Log Out



•03002

Statements &...

### Jan 1 - Mar 31, 2026

Jan 1 - Mar 31, 2026

Total ⓘ

\$20.77

### Transactions

Sort by Most Recent ▼

Select All on Page (2)

<input type="checkbox"/>	Date	Mar 30	
<input type="checkbox"/>	Status	2X Points	>
<input type="checkbox"/>	Description	USPS PO 4539800...	>
	Amount	\$14.40	

<input type="checkbox"/>	Date	Feb 27	
<input type="checkbox"/>	Status	2X Points	>
<input type="checkbox"/>	Description	USPS PO 4539800...	>
	Amount	\$6.37	

Feedback



1 - 2 of 2 Transactions

You've reached the end of your Jan 1 - Mar



CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Petition for Rehearing and Motion to Reinstate Appeal was served upon the following parties by U.S. Mail / Hand Delivery / Certified Mail (select what applies):

Clerk of Court

8<sup>th</sup> Judicial Circuit

Shandal Boggs

PO Box 99, Abbeville, SC 29620

Office of the Solicitor

Eighth Judicial Circuit Solicitor's Office

Attn: David M. Stumbo

102 Court Square Room 107

Abbeville, SC 29620

**RECEIVED**

JUN 01 2026

SC Court of Appeals

This the 26<sup>th</sup> day of May, 2026.



Justin Pinson

Appellant Pro Se

Justin Pinson  
660 Stevenson Rd  
Abbeville, SC 29620

**CERTIFIED MAIL**



9589 0710 5270 3676 6160 84

Retail



29201

RDC 99

U.S. POSTAGE PAID  
FCM LETTER  
ABBEVILLE, SC 29620  
MAY 26, 2026

**\$10.77**

S2324N506295-10

South Carolina Court of Appeals  
1220 Senate Street  
Columbia, SC 29201

**RECEIVED**

JUN 01 2026

SC Court of Appeals

2920136769 0076

