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APR - 7 2014

S.C. Supreme Court

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Appeal from Chester County

The Honorable Ernest J. Kinard. Circuit Court Judge

WILLIAM DAVID DOVE,

PETITIONER,

V.

THE STATE,

RESPONDENT.

Appellate Case No. 2013-002465

**PETITION TO
REINSTATEMENT OF APPEAL**

Petitioner through his Counsel, Tristan M. Shaffer, respectfully requests that this Court reinstate his appeal pursuant to Rule 260, SCACR. In support of this motion, counsel would respectfully show the following:

1. On March 26, 2014, Counsel learned that Petitioner's PCR was dismissed for failing to request a transcript.
2. Counsel had inadvertently omitted sending SCCID's Appellate Division an affidavit of indigency so that they would request a transcript.
3. Petitioner signed the affidavit of indigency on February 25, 2014.
4. On February 25, 2014, Petitioner also requested that Counsel handle his appeal. Counsel was previously retained but agreed to handle the appeal *pro bono*.

5. However, inadvertently failed to send the transcript request or the affidavit to appellate defense.
6. Counsel has rectified the situation by sending a transcript request and pre-payment to the court reporter.
7. Counsel regrets this situation occurred and apologizes for the delay.

THEREFORE, Counsel respectfully requests that this Court reinstate Petitioner's Appeal.

Respectfully submitted,



Tristan M. Shaffer
Attorney for Petitioner
120 Gantt Street
Lexington, SC 29072
SC Bar # 77565

April 4, 2014

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

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Appeal from Chester County

The Honorable J. Ernest Kinard, Circuit Court Judge

S.C. Supreme Court

WILLIAM DAVID DOVE,

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THE STATE,

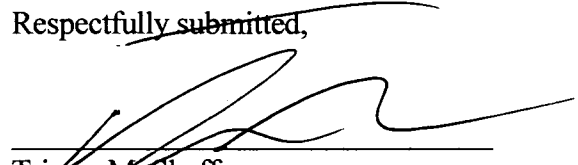
RESPONDENT.

APPELLATE CASE NO. 2013-002465

**CERTIFICATE OF SERVICE
PETITION AND AMENDED PETITION FOR
REINSTATEMENT OF APPEAL**

I, Tristan Shaffer, hereby certify that on the date listed below, a copy of the Petition for Reinstatement of Appeal and Amended petition for Reinstatement of Appeal was served via U.S. mail upon Counsel for the State at the address below.

Respectfully submitted,


Tristan M. Shaffer
Attorney for Petitioner

April 4, 2014

Other Counsel of Record:
Suzanne White
S.C. Attorney General's Office
P.O. Box 11549
Columbia, SC 29211

Tristan M. Shaffer

Attorney at Law
140 Gibson Road
Lexington, South Carolina 29072
Telephone: (803) 575-0384
Facsimile: (803) 403-9965

April 4, 2014

The Supreme Court of South Carolina
P.O. Box 11330
Columbia, SC 29211

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APR 07 2014

RE: William Dove v. State

Dear Clerk of Court:

S.C. SUPREME COURT

Enclosed is a Petition to Reinstatement, Certificate of Service, and Letter Requesting Transcript in the above referenced case. Please file these documents and return a stamped copy of in the enclosed self-addressed stamped envelope.

Thank you for your help in this matter.

Sincerely,



Tristan M. Shaffer

CC:
Suzanne White
S.C. Attorney General's Office
P.O. Box 11549
Columbia, South Carolina 29211

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S.C. SUPREME COURT

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