

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM YORK COUNTY
CIRCUIT COURT

Clyde N. Davis, Jr., Special Referee for York County

Cases No. 2009-CP-46-03996

JPMorgan Chase Bank,
National Association,

Respondent,

v.

Leah B. Sample,

Appellant.

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JUN 06 2014

SC Court of Appeals

MOTION TO REINSTATE

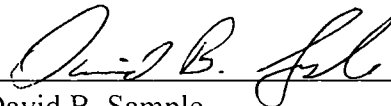
The above-captioned case was dismissed by the Court for failure to timely file and serve the Appellant's final brief and record on appeal. The Appellant hereby moves to reinstate the appeal. Undersigned counsel has been dealing with personal and family issues that have resulted in an extreme hardship. Counsel has resolved those issues, however, and is prepared to immediately correct the deficiency and serve the required documents.

Furthermore, the Respondent's initial brief was served upon counsel for Appellant at his former address. While counsel did request and obtain a copy by email from Respondent's counsel, the hard copy of the brief was just received by Appellant's counsel on May 28, 2014, apparently having been lost in the mail due to the incorrect address. A copy of the envelope that contained the brief is attached, along with a printout from the South Carolina Bar website showing the current address of Appellant's counsel. Given the possibility of computer and user errors, Appellant could not be certain of having received the correct version of Respondent's brief until a hard copy was received.

Appellant respectfully requests that the Appeal be reinstated for the foregoing reasons.

June 5, 2014

Rock Hill, South Carolina



David B. Sample

1506 Ebenezer Road

Rock Hill, South Carolina 29732

(803) 981-9900

ATTORNEY FOR APPELLANT

LAW OFFICES

NELSON MULLINS RILEY & SCARBOROUGH, LLP

A REGISTERED LIMITED LIABILITY PARTNERSHIP

Post Office Box 11070

COLUMBIA, SOUTH CAROLINA 29211-1070

FIRST CLASS

Nelson Mullins

Nelson Mullins Riley & Scarborough LLP

Attorneys and Counselors at Law

Attention: Michael J. Anzelmo

Post Office Box 11070

Columbia, SC 29211-1070

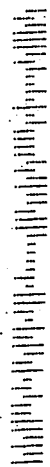
David B. Sample
2424 India Hook Road
Suite 160
Rock Hill, SC 29732

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Member Directory

Member Profile

Name: Mr. David B. Sample
Company:
Address: 1506 Ebenezer Road
Address (cont):
City, State Zip: Rock Hill, SC 29732
Email Address: david@dblegal.com
Phone: (803) 981-9900
Fax: (803) 981-9909
County: York
SC Bar Admission: 11/15/2004
Law School: University of South Carolina School of Law
Graduating Year: 2004
Website:
Membership Class: Regular Member
Membership Status: Good Standing

[Disciplinary/Administrative Actions if Any](#)

This person has no disciplinary actions.

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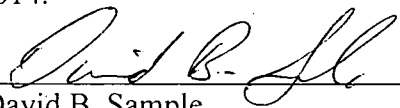
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**CERTIFICATE OF SERVICE
BY MAIL**

I certify that I have served the Motion to Reinstate Appeal on the Respondent JPMorgan Chase Bank, National Association by placing a copy of same in the United States Mail to the attorneys for the Respondent, Michael J. Anzelmo and B. Rush Smith, III, Post Office Box 11070, Columbia, South Carolina 29201 on June 5, 2014.

June 5, 2014



David B. Sample
1506 Ebenezer Road
Rock Hill, South Carolina 29732
(803) 981-9900

DAVID B. SAMPLE
Attorney at Law

June 5, 2014

M2405

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

Re: JP Morgan Chase Bank v. Leah Sample
Appellate Case No. 2013-001930

Dear Ms. Kitchings:

Enclosed please find an original and seven copies of Appellant's Motion to Reinstate Appeal in the above-referenced case, along with the required \$25.00 filing fee. Please return one clocked copy to me in the enclosed stamped, self-addressed envelope.

Thank you.

Sincerely,



David B. Sample
1506 Ebenezer Road
Rock Hill, SC 29732
(803) 981-9900
Attorney for Appellant

Cc: Michael J. Anzelmo
B. Rush Smith, III
Nelson Mullins Riley & Scarborough, LLP
P.O. Box 11070
Columbia, SC 29201

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