

**THE STATE OF SOUTH CAROLINA
In The Court of Appeals**

**APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas**

Marvin H. Dukes, III, Master-in-Equity

CASE NO. 2014-001747

RECEIVED

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SC Court of Appeals

JOSEPH C. SUN Appellant

v.

**MARSHALL L. HORTON Respondents
and RICHARD ULBRICH**

**MOTION TO REINSTATE APPEAL AND
FILE AMENDED INITIAL BRIEF**

Appellant Joseph Sun moves the court to reinstate the appeal because he has complied with Chief Judge Few's Order of December 2, 2014. (A copy is attached as Exhibit A.) Appellant had fully paid for the transcript on December 10, 2014 as copy of email Exhibit B can show. That email was sent, on about December 7, 2014, to Court Reporter Deborah Thomas and Circuit Court Special Judge Marvin Dukes' office with copies to the court and the respondents by email informing that he still had not received his transcript even though the deadline was 60 days pursuant to 14th Judicial Circuit rules.

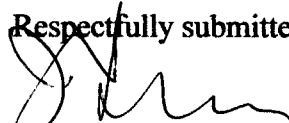
On February 10, 2015, Judge Dukes' Assistant Heather McLeod wrote Appellant an email (Exhibit C) informing that Court Reporter Deborah Thomas was on Family Medical Leave due to death of her mother in Texas. Appellant was told that because Ms. Thomas was not under the jurisdiction of the South Carolina Court Administrator, but rather, a special court reporter

only worked for Judge Dukes, she could not get a formal extension of time on the transcript. After repeated inquiries, Ms. Thomas called Appellant and told Appellant that she was back on the job but could not tell when Appellant would receive the transcript.

Appellant immediately wrote a letter to the court (Exhibit D) with service copies by email to the respondents informing that he had no date as to when he would get the transcript even though the 60 days had already past. On about March 2, 2015, Appellant received the transcript. Appellant wrote a letter (Exhibit E), prepared the amended initial brief and designation of matter for mailing to the court and service on the respondents. On March 5, just as Appellant was ready to send the aforesaid documents to the court, he received the letter of dismissal from the court therefore is filing this motion to reinstate.

Appellant has done everything he could and pursuant to the orders of the court, he prays the court to reinstate the appeal and file his amended initial brief and designation of matter.

March 6, 2015

Respectfully submitted,

JOSEPH C. SUN, pro se
P. O. Box 2544
Bluffton, SC 29910
843-226-8788

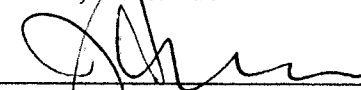
PROOF OF SERVICE

I certify that I have this date served the Appellant's Motion to Reinstate Appeal and file Amended Initial Brief on Respondents Horton and Ulbrich by depositing a copy of same in the U.S. Mail postage prepaid, on March 6, 2015 addressed to:

Gregory Michael Galvin, Esq.
P.O. Box 887
Bluffton, SC 29910

Lindsay Y. Goodman, Esq
P. O. Box 3766
Bluffton, SC 29910

This 6th day of March, 2015.



JOSEPH SUN