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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHEROKEE COUNTY
Court of Common Pleas

J. Derham Cole, Circuit Court Judge

RECEIVED
AUG 25 2015
SC Court of Appeals

Appellate Case No. 2014-002467

Dealer Services Corporation Respondent,

v.

Total, Inc. d/b/a Gault's Used Cars d/b/a Gault's Auto Parts d/b/a Gault's Used Cars and Auto Parts d/b/a Gault's Used Cars and Motormaxx; Edward Keith Potter; Michael Wayne Gault; Christopher Drye d/b/a Drye's Auto Crushing; Ben D. Kochenower, CPA; Automotive Finance Corporation; Grandsouth Bank d/b/a CarBucks; Mason Motors, Inc. d/b/a Mason Ent.; American Community Bank, a Division of Yadkin Valley Bank and Trust Company; Quick Capital, LLC d/b/a Quick Capital; and Auto Bank Floorplan, LLC Defendants,

Of whom,

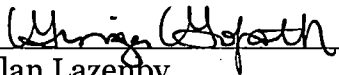
Total, Inc. d/b/a Gault's Used Cars d/b/a Gault's Auto Parts d/b/a Gault's Used Cars and Auto Parts d/b/a Gault's Used Cars and Motormaxx; Edward Keith Potter; Michael Wayne Gault are the Appellants.

MOTION TO REINSTATE APPEAL

Appellants Total, Inc. d/b/a Gault's Used Cars d/b/a Gault's Auto Parts d/b/a Gault's Used Cars and Auto Parts d/b/a Gault's Used Cars and Motormaxx; Edward Keith Potter; and Michael Wayne Gault moved pursuant to Rule 240, SCACR on July 7, 2015, for an order permitting Appellants to serve a copy of the Record on Appeal pursuant to Rule 210(a) outside of time.

While the Court of Appeals has not yet ruled on this motion, Appellant understands that the Court may be awaiting an additional motion based on the filing status of the appeal. Therefore, out of an abundance of caution, Appellants hereby also move the Court for an Order Reinstating Appeal pursuant to Rule 240, SCACR, based upon the same grounds, to wit: Appellants received a copy of Respondent's brief on May 21, 2015. A copy of the record on appeal should have been served on Respondent by June 20, 2015. Due to a calendaring error, this deadline was not met. This error was inadvertent, and not intended to prejudice Respondent. An extension of time by way of reinstatement of the appeal and setting a new deadline to allow Appellants to serve the copy of the record on appeal will not work any prejudice to Respondent. Appellants therefore respectfully request that the Court grant reinstate the appeal and allow it to proceed.

Respectfully submitted,



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ATTORNEYS FOR APPELLANTS

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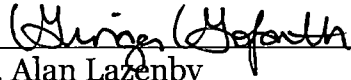
Of whom,

Total, Inc. d/b/a Gault's Used Cars d/b/a Gault's Auto Parts d/b/a Gault's Used Cars and Auto Parts d/b/a Gault's Used Cars and Motormaxx; Edward Keith Potter; Michael Wayne Gault are the Appellants.

PROOF OF SERVICE

I, the undersigned, hereby certify the Motion to Reinstate Appeal in the above referenced matter was mailed, postage prepaid, to Respondent's Attorney, Robert Goings on August 20, 2015 as follows:

Robert F. Goings, Esq.
P.O. Box 436
Columbia, SC 29202


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