

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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Appeal from Lexington County

The Honorable Eugene C. Griffith Jr., Circuit Court Judge

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ASHLEY RAY HARDIN,

PETITIONER,

V.

THE STATE,

RESPONDENT.

APPELLATE CASE NO. 2012-212395

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**AMENDED PETITION FOR  
REINSTATEMENT OF APPEAL**

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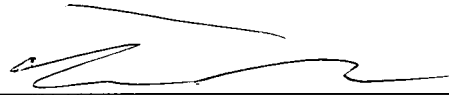
Petitioner through his Counsel, Tristan M. Shaffer, respectfully requests that this Court reinstate his appeal pursuant to Rule 260, SCACR. In support of this motion, counsel would respectfully show the following:

1. Counsel filed a notice of appeal in Petitioners case on June 12, 2012.
2. When the notice of appeal was filed, Counsel had inadvertently omitted sending SCCID's Appellate Division necessary documents so that they would accept the appeal.
3. In July, Counsel was informed that the documents needed to be sent in to Appellate Defense. However, Counsel inadvertently failed to send the documents.
4. As a result, Appellate Defense never ordered the transcripts of the PCR hearing.
5. This Court ordered that the appeal be dismissed on October 1, 2012.

6. Counsel regrets this oversight occurred.
7. At the time this petition is submitted, Counsel will also submit a copy of the following necessary documents: Order Appointing Counsel, Probation Revocation Hearing Transcript, PCR application, and Order of Dismissal to the Court.

THEREFORE, Counsel respectfully requests that this Court reinstate Petitioner's Appeal. Counsel further request and additional time so that Appellate Defense may request a transcript of the PCR hearing

Respectfully submitted,



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Tristan M. Shaffer  
Attorney for Petitioner

October 15, 2012

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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The Honorable Eugene C. Griffith Jr., Circuit Court Judge

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

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I, Tristan Shaffer, hereby certify that a copy of the Petition for Reinstatement of Appeal and Amended petition for Reinstatement of Appeal was served upon Counsel for the State Assistant Attorney General Kaelon May on October 16, 2012.

Respectfully submitted,



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Tristan M. Shaffer  
Attorney for Petitioner