

THE STATE OF SOUTH CAROLINA
In the Appellate Court

**APPEAL FROM PICKENS COUNTY
COURT OF GENERAL SESSIONS**

HONORABLE R. Knox McMahon

Indictment Nos. 2015-GS-39-02282

RECEIVED

SEP 16 2016

SC Court of Appeals

STATE OF SOUTH CAROLINA.....RESPONDENT,

v.

NATHANIEL CLEVELAND BLACKWELL.....APPELLANT.

**PETITION TO REINSTATE NOTICE OF APPEAL
AND
REQUEST FOR EXTENSION OF TIME TO RESPOND**

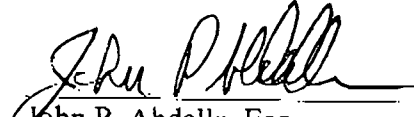
In support of this petition, counsel would respectfully show the Court that:

1. Appellant Nathaniel C. Blackwell appealed from the Order and Sentence of the Honorable R. Knox McMahon, Circuit Court Judge, dated May 26, 2016.
2. Defendant timely filed a Motion for a New Trial, June 6, 2016, and did not receive a response from that Court.
3. The Trial Court denied Defendant's Motion, but never sent the order to the parties.
4. That Notice was delivered and received by Defendant on August 11, 2016.
5. Defendant filed Notice of Appeal on August 19, 2016, within 10-days.
6. Defendant now asks that this Court extend the time to respond to the Notice.
7. Defendant received notification from the South Carolina Court of Appeals that Defendant's Notice of Appeal was dismissed, due to failure to timely serve. That Notice was filed on August 30, 2016.

8. On September 15, 2016, Defendant received notification from the South Carolina Court of Appeals that Defendant's Notice of Appeal was dismissed, and asks This Court to extend the time to respond for the purposes of this Petition to Reinstate the Notice of Appeal.
9. Based on the foregoing, and in the interests of judicial efficiency, counsel most respectfully requests that the Court reinstate appellant's direct appeal so that this office can order the transcripts involved in this appeal.

WHEREFORE, undersigned counsel respectfully requests that the direct appeal of Nathaniel Cleveland Blackwell be reinstated.

Respectfully submitted,



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September 15, 2016

Via Regular Mail

Jenny Abbott Kitchings
Clerk, The S.C. Court of Appeals
1015 Sumter Street
Post Office Box 11629
Columbia, South Carolina 29211

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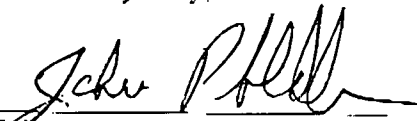
Re: State vs. Nathaniel C. Blackwell

Dear Ms. Kitchings:

Enclosed you will find the original *MOTION TO REINSTATE NOTICE OF APPEAL AND REQUEST FOR EXTENSION OF TIME TO RESPOND* in the above matter along with Proof of Service upon the Respondents. The Notice has been filed with the Pickens County Clerk of Court.

Thank you for your attention to this matter.

Yours very truly,


Jenn P. Abdalla, Esq.
Attorney for Appellant

Enclosure

cc: Office of the Thirteenth Circuit Solicitor
Office of the Attorney General