

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEAL

Appeal from Horry County

The Honorable Kristi L. Harrington Circuit Court Judge

RECEIVED
NOV 15 2017
SC Court of Appeals

THE STATE,

RESPONDENT,

V.

JESSE GORMAN,

APPELLANT.

Appellate Case No. 2017-001553

**PETITION TO
REINSTATE APPEAL**

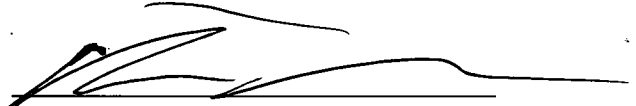
Appellant through his Counsel, Tristan M. Shaffer, respectfully requests that this Court reinstate his appeal pursuant to Rule 260, SCACR. In support of this motion, counsel would respectfully show the following:

1. On October 31, 2017, Counsel learned that Petitioner's PCR was dismissed for failing to request a transcript.
2. Counsel had thought that he had sent a transcript request for this case on June 30, 2017.
3. When the Court contacted him about this matter counsel attempted to find records of the transcript request, but was unable to find them.
4. Counsel is sending a transcript request today on this case.
5. Counsel regrets this situation occurred and apologizes for the delay.

6. Counsel has communicated with opposing counsel who does not oppose this request.

THEREFORE, Counsel respectfully requests that this Court reinstate Appellant's Appeal.

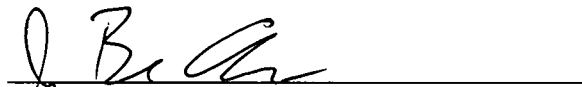
Respectfully submitted,



Tristan M. Shaffer (SC Bar 77565)
P.O. Box 1027
Chapin, SC 29036
tristan@shafferlawsc.com

November 15, 2017

I DO NOT OPPOSE:



J. Benjamin Aplin

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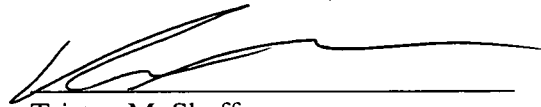
APPELLANT.

APPELLATE CASE NO. 2017-001553

CERTIFICATE OF SERVICE

I, Tristan Shaffer, hereby certify that on the date listed below, a copy of the Petition for Reinstatement of Appeal was served upon Counsel for the State.

Respectfully submitted,



Tristan M. Shaffer
Attorney for Appellant

November 15, 2017

Other Counsel of Record:
Benjamin Aplin
S.C. Attorney General's Office
P.O. Box 11549
Columbia, SC 29211