

# LAW OFFICE OF WILLIAM G. YARBOROUGH, III

522 N. Church St. Greenville, SC 29601 • Office: (864) 331-1612 • [wgyarborough@gmail.com](mailto:wgyarborough@gmail.com)

July 9, 2018

RECEIVED

The Honorable Daniel E. Shearouse  
Clerk of Court, S.C. Supreme Court  
Post Office Box 11330  
Columbia, South Carolina 29211

JUL 10 2018

S.C. SUPREME COURT

*Re: Karriem Provet v. State (2018-000480); Daniel Lopez v. State (2017-002411)*

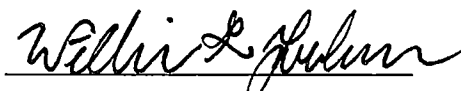
Dear Mr. Shearouse,

Please accept this letter as notification that an additional copy of the Motion for Reinstatement, including a copy of proof of service, for each of the above-captioned cases was mailed to the Respondent today, July 9, 2018, addressed specifically to Assistant Attorney General DeShawn H. Mitchell.

Today our office received a call from Mr. Mitchell that he had received the motion in each case at the South Carolina Attorney General's Office but it had been addressed to Assistant Attorney General Johnny E. James, Jr. Upon reviewing our copy of the proofs of service sent last week, I noticed that Mr. James is listed in a paragraph as the addressee, but Mr. Mitchell is listed as the addressee in the address line immediately following. This was a clerical error and additional copies have been sent to Mr. Mitchell today. Moreover, for the purposes of maintaining clarity of the appellate procedural record and to further confirm proof of service to the Respondent, the copies are accompanied by its own proof of service specifically addressed to Mr. Mitchell. Enclosed you will also find the copies' proof of service, in addition to a copy of a letter to Mr. Mitchell.

Should you require anything further, please do not hesitate to contact me. Thank you for your time and attention to this matter.

Sincerely,

  
William G. Yarborough III

Enclosures

Cc'd Assistant Attorney General DeShawn H. Mitchell

# LAW OFFICE OF WILLIAM G. YARBOROUGH, III

522 N. Church St. Greenville, SC 29601 • Office: (864) 331-1612 • [wgyarborough@gmail.com](mailto:wgyarborough@gmail.com)

July 9, 2018

Assistant Attorney General DeShawn H. Mitchell  
South Carolina Attorney General's Office  
Post Office Box 11549  
Columbia, South Carolina 29211

RECEIVED

JUL 10 2018

S.C. SUPREME COURT

Re: *Karriem Provet v. State* (2018-000480); *Daniel Lopez v. State* (2017-002411)

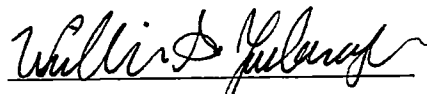
Dear Mr. Mitchell,

I hope this letter finds you well.

Your office notified my staff that the Motion for Reinstatement for both of the above-captioned cases sent to the Office of the South Carolina Attorney General last week were mistakenly addressed to Assistant Attorney General Johnny E. James, Jr. I apologize, and have enclosed copies of both motions and in addition to a corrected proof of service. Along with the motion(s) mailed to you, you may have received a copy of a proof service sent to Mr. James that same day, or I noticed that a paragraph in the proof of service for *Provet* and *Lopez* has Mr. James's name as well. Either that you may have received contained a clerical mistake and I sincerely apologize.

Should you require anything further, please do not hesitate to contact me. Thank you for your time and attention to this matter.

Sincerely,

  
William G. Yarborough III

Enclosures

cc'd

The Honorable Daniel E. Shearouse, Clerk of Court

THE STATE OF SOUTH CAROLINA  
In the Supreme Court

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Appeal from Greenville County Court of Common Pleas  
The Honorable Daniel D. Hall, Circuit Court Judge

RECEIVED

JUL 10 2018

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Appellate Case No. 2018-000480

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S.C. SUPREME COURT

Karriem Provet,.....Petitioner,

v.

State of South Carolina,.....Respondent.

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**MOTION FOR REINSTATEMENT OF APPEAL**

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**ATTORNEY FOR PETITIONER**

WILLIAM G. YARBOROUGH III, ESQ.

WILLIAM G. YARBOROUGH III, ATTORNEY AT LAW, LLC

522 North Church Street

Greenville South Carolina 29601

(864) 331-1612

NOW COMES counsel of record William G. Yarborough for Petitioner Karriem Provet, and would respectfully move this Honorable Court to reinstate the appeal in this case pursuant to Rule 260 of the South Carolina Appellate Court rules.

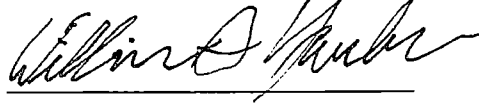
The petition and appendix were due to be filed on May 18, 2018 and are now long overdue. Counsel best recalls he was informed the first week of June that the petition and appendix or extension request had not been received and just prior to the Court's order on June 25, 2018. In addition to our incorrect recording of the time period for filing and service of the petition and appendix in our case management system, in mid May one of Counsel's immediate family members was admitted to intensive care hospice and has been treated there since. Counsel has spent a great amount of time out of the office visiting and overseeing her care. Counsel's office has experienced disruption in delegation and case management and organization. Counsel's printing services returned the bound appendix last week and Counsel is still in the process of preparing the petition. Counsel had thought an extension had been sent and the failure to file an extension was due to the inadvertence and poor case management in the current circumstances.

Counsel and Associate Lauren C. Hobbis acknowledge that the expiration of this deadline has caused unnecessary delay and inconvenience to the Court and the Respondent, as well as compromising Petitioner's opportunity to seek appellate review of the dismissal of his post-conviction relief application. The undersigned certify that all measures necessary to prevent errors like this from reoccurring shall be taken.

Counsel submits that good cause exists to reinstate the petition for writ of certiorari in this case. Should this Court grant the motion to reinstate the appeal, all orders or directives will be wholly and promptly complied with.

WHEREFORE Counsel for Petitioner, Karriem Provet, respectfully urges this Honorable Court to reinstate the petition for writ of certiorari.

Respectfully Submitted,



William G. Yarborough III, #10271



Lauren C. Hobbis, #103190

BY: William G. Yarborough III, Esq.

William G. Yarborough III, Attorney at Law, LLC  
522 North Church Street  
Greenville, South Carolina 29601  
(864) 331-1612

Greenville SC  
July 5, 2018

**PROOF OF SERVICE**

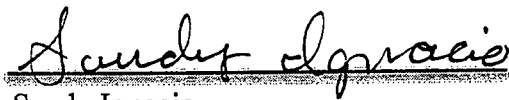
The undersigned hereby certifies that the Motion for Reinstatement has been mailed for filing to the Honorable Daniel E. Shearouse, Clerk of Court for the South Carolina Supreme Court, by depositing it in the United States mail, postage prepaid addressed to:

The Honorable Daniel E. Shearouse  
Clerk of Court for the S.C. Supreme Court  
Supreme Court of South Carolina  
Post Office Box 11330  
Columbia, South Carolina 29211

The undersigned further certifies that a true copy of same has been served upon the Respondent, represented by Assistant Attorney General, Johnny E. James, Jr., by depositing one (1) copy by United States mail, postage prepaid addressed to:

The Honorable Alan Wilson  
S.C. Attorney General  
Attn: Assistant Attorney General DeShawn Mitchell  
Post Office Box 11549  
Columbia, South Carolina 29211

This 5th day of July, 2018



Sandy Ignacio

Administrative Assistant to William G. Yarborough III

Sworn to before me this 5  
day of July, 2018

Marla Dailey  
Notary Public for South Carolina

My commission expires: 10/9/23



**PROOF OF SERVICE**

The undersigned certifies that a copy of the Motion for Reinstatement of Appeal and proof of service has been served upon the Respondent, represented by Assistant Attorney General DeShawn Mitchell, by depositing it in the United States mail, postage prepaid addressed to:

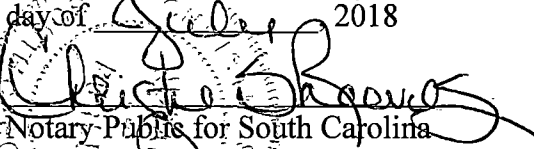
The Honorable Alan Wilson  
S.C. Attorney General  
Attn: Assistant Attorney General DeShawn Mitchell  
Post Office Box 11549  
Columbia, South Carolina 29211

This 9th day of July, 2018



Sydney Sanders  
Administrative Assistant to William G. Yarborough III

Sworn to before me this 9  
day of July 2018

  
Notary Public for South Carolina

My commission expires: 02-14-2028

