

THE STATE OF SOUTH CAROLINA
In the South Carolina Court of Appeals

APPEAL FROM FLORENCE COUNTY
Court of General Sessions

William H. Seals, Jr., Circuit Court Judge

Case No. 2017-001456

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MAR 04 2019

SC Court of Appeals

Earnest Fleming,.....Appellant.

V.

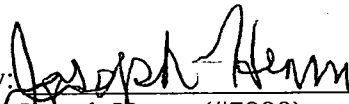
State of South Carolina,.....Respondents.

PETITION FOR REINSTATEMENT

Now comes Appellant in the above referenced case who files this motion requesting reinstatement of his appeal based upon failure to serve and file the initial brief and designation of matter, as required by Rule 208 of the South Carolina Appellate Court Rules and the Court's order dated September 25, 2018. This petition is being made in good faith as a result of an apparent misfiling related to Appellant's efforts to relieve his current counsel and locate new counsel to handle the appeal. Appellant filed a Consent Order to relieve his counsel and a motion for an extension dated December 4, 2018 in an effort to notify the Court of his desire to retain alternate counsel. However, it does not appear that this filing is of record with the Court. Therefore, Appellant files this petition for reinstatement and requests thirty days to file his Initial Brief and designation of matters. This request is not made for the purpose of interposing delay or any other inappropriate purpose and Respondent will not suffer any prejudice by this request.

Respectfully submitted,

February 28, 2019

By: 
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ATTORNEY FOR APPELLANT

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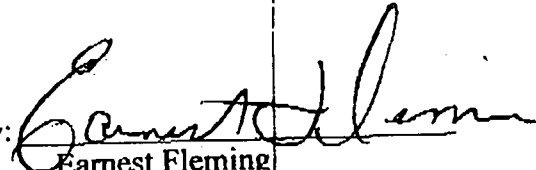
State of South Carolina,.....Respondents.

REQUEST FOR EXTENSION

Now comes Appellant pro se in the above referenced case who files this motion requesting a thirty (30) day extension of time to file his Initial Brief. This request is being made in good faith as a result of Appellant's Attorney's current health concerns and the need to locate new counsel to handle the appeal. This request is not made for the purpose of interposing delay or any other inappropriate purpose and Respondent will not suffer any prejudice by this request.

Respectfully submitted,

December 3, 2018

By: 
Earnest Fleming

2045 Patty Road
Lake City, SC 29560

Pro Se APPELLANT