

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Lexington County
Eugene C. Griffith, Circuit Court Judge

RECEIVED

MAR 27 2019

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

JOSHUA Cw REHER,

APPELLANT

APPELLATE CASE NO. 2018-002254

MOTION TO REINSTATE APPEAL

The undersigned counsel petitions the Court to reinstate the direct appeal of Joshua Cw Reher.

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

1. Counsel filed the notice of intent to appeal filed on December 28, 2018.
2. This Court sent notice to Counsel to provide this Court with proof of filing of the notice of appeal with the Lexington Clerk of County.
3. Counsel believed that the requested notice had been seen to this Court, but upon further investigation now knows that the requested notice was never sent to this Court.
4. On March 12, 2019, this Court dismissed the appeal due to counsel's failure to provide proof of filing of the notice of appeal with the Lexington Clerk of County.
5. Attached to this motion is a clocked copy of the Notice of Appeal filed with the Lexington Clerk of County on December 27, 2018.

6. Based on the foregoing, counsel most respectfully requests that this Court reinstate appellant's direct appeal.

WHEREFORE, undersigned counsel respectfully requests that the direct appeal for Joshua Cw Reher be reinstated.

Respectfully submitted,


Lir Patrick Derieg

This 27th day of March, 2019.

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Lexington County
Eugene C. Griffith, Circuit Court Judge

THE STATE,

RESPONDENT,

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SC Court of Appeals

V.

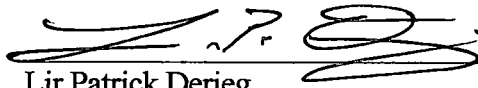
JOSHUA Cw REHER,

APPELLANT

APPELLATE CASE NO. 2018-002254

CERTIFICATE OF SERVICE

The undersigned attorney hereby certifies that a true copy of the Motion to Reinstate the Appeal in the above referenced case has been served upon J. Ben Aplin, Esquire, at Rembert C. Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, this 27th day of March, 2019.


Lir Patrick Derieg

ATTORNEY FOR APPELLANT

FORM 4
NOTICE OF APPEAL FROM A SENTENCE IMPOSED BY THE COURT
OF GENERAL SESSIONS

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM LEXINGTON COUNTY
Court of General Sessions

Eugene Griffith, Circuit Court Judge

Case No. 2016-GS-11-1077

FILED
2018 DEC 27 PM 2:30
LISA M. COHER
CLERK OF COURT
LEXINGTON SC

The State,

Respondent,

v.

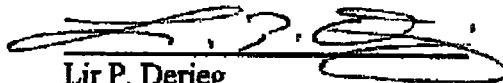
Joshua C. Reher,

Appellant.

NOTICE OF APPEAL

Joshua C. Reher appeals his conviction and sentence in this case. The conviction was reached on December 13, 2018, and sentence was imposed by the Honorable Eugene Griffith on December 13, 2018.

December 23, 2018



Lir P. Derieg
Post Office Box 5479
Columbia, South Carolina 29250
(803) 206 - 3140
Attorney for Appellant

Other Counsel of Record:
Robert E. McNair, III, Esquire
Assistant Solicitor
205 E Main St, #309
Lexington, South Carolina 29072
(803) 785 - 8352
Attorney for Respondent

FORM 9
LETTER TO CLERK OF LOWER COURT
FILING NOTICE OF APPEAL

December 23, 2018

The Honorable Lisa Comer
Clerk of Court for Lexington County
205 E Main Street
Lexington, South Carolina 29072

RE: State of South Carolina, Respondent, v. Joshua C. Reher, Appellant
Case No. 2016-GS-11-1077

LISA H. COMER
CLERK OF COURT
LEXINGTON, SC

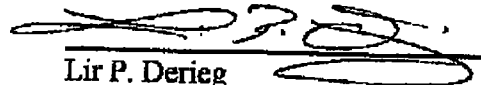
2018 DEC 27 PM 2:30

FILED

Dear Mrs. Comer,

Enclosed for filing is a notice of appeal in the above case.

Sincerely,



Lir P. Derieg
Post Office Box 5479
Columbia, South Carolina 29250
(803) 206-3140
Attorney for Appellant

cc: Robert E. McNair, III, Esquire
Assistant Solicitor
205 E Main St, #309
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(803) 785 - 8352
Attorney for Respondent