

THE STATE OF SOUTH CAROLINA
In the Supreme Court

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S.C. SUPREME COURT

Appeal from Spartanburg County Court of Common Pleas
The Honorable William A. McKinnon, Circuit Court Judge

Appellate Case No. 2018-001931

Darnell Keri Slaton,.....Petitioner,

v.

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

MOTION TO REINSTATE APPEAL

NOW COMES undersigned attorney for Petitioner Darnell Keri Slaton and hereby moves this Honorable Court to reinstate the appeal in the above-captioned case and accept the Petition for Writ of Certiorari and Appendix mailed and served on May 3rd, 2019 as filed. The previous motion to allow late filing was mailed before receipt of the Court's order of dismissal dated May 3rd, 2019; this motion to reinstate is submitted as supplanting the previous motion.

This request for reinstatement is made in good faith and Counsel's delay does not stem from any intention to stall proceedings or to cause inconvenience or prejudice to this Court, Respondent, or Petitioner. The shared office building Counsel's office occupies has been sold and

Counsel's office has been in the process of packing and moving all files to a new office location before the end of the month. Both were complete but Counsel's office's internal recording of April 8th as the filing date of the Petition and Appendix was an inadvertent error. The displacement of Counsel's files and simultaneously preparing for a federal trial expected to last a week or more, as well as preparation of other state and federal pleadings culminated in the oversight and the delay in mailing and serving the Petition and Appendix following notification.

Counsel respectfully submits that the ends of justice are served by permitting the late filing of the Petition and Appendix.

WHEREFORE Petitioner prays for this Court to reinstate the appeal and accept as filed the Petition for Writ of Certiorari and Appendix.

Respectfully submitted,

WILLIAM G. YARBOROUGH III

LAUREN C. HOBBS

By: 

LAUREN C. HOBBS

South Carolina Bar #103190

William G. Yarborough III, Attorney at Law, LLC

522 North Church St. Greenville, SC 29601

(864) 331-1612

COUNSEL FOR PETITIONER

May 10, 2019
Greenville SC

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MAY 13 2019

S.C. SUPREME COURT

THE STATE OF SOUTH CAROLINA
In the Supreme Court

APPEAL FROM YORK COUNTY
Court of Common Pleas

The Honorable William A. McKinnon, Sixteenth Circuit Court Judge

App. Case No. 2018-001931

Darnell Keri Slaton #290534,.....Petitioner,

v.

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

CERTIFICATE OF SERVICE

The undersigned hereby certifies that one (1) original motion to reinstate appeal and six (6) true copies were filed with this Court, this day, May 10, 2019, through the U.S. mail with sufficient postage attached addressed to:

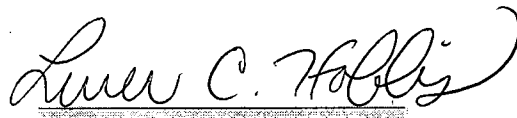
The Honorable Daniel E. Shearouse, Clerk of Court
SC Supreme Court
Post Office Box 11330
Columbia, SC 29211

The undersigned further certifies that one (1) true copy of same was served upon the Respondent this day, May 10, 2019, through the U.S. mail with sufficient postage attached addressed to:

Senior Assistant Deputy Attorney General Megan Harrigan Jameson
SC Attorney General's Office
Post Office Box 11549
Columbia, SC 29211

The undersigned further certifies that all parties required to be served pursuant to the appellate court rules have been served.

This 10th day of May, 2019

A handwritten signature in cursive script that reads "Lauren C. Hobbis". The signature is written in black ink and is positioned above the printed name and affiliation.

Lauren C. Hobbis, SC Bar #103190
William G. Yarborough III, Attorney at Law, LLC

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