

67779

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM ANDERSON
Court of Common Pleas

R. Lawton McIntosh, Circuit Court Judge

Case Nos. 2011-CP-04-03728, 2011-CV-04-10102020

Galina S. Mitiaglo,

Appellant,

v.

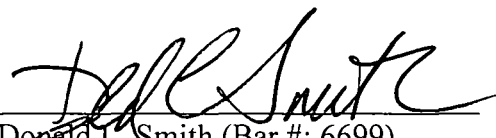
William F. Voyles,

Respondent.

MOTION TO REINSTATE APPEAL

Appellant respectfully moves to reinstate this appeal, which was dismissed on February 4, 2013. Appellant did not receive notice that his prior motion to late file the notice of appeal was granted until January 28, 2013. Appellant failed to order the transcript, file the appellant's initial brief, and designation of matter, wrongfully considering January 28, 2013, as the date from which to file the aforementioned. However, the aforementioned should have been filed in this Court prior to January 13, 2013. Appellant regrets this error and prays that the Honorable Court will reinstate the appeal.

February 6, 2013



Donald L. Smith (Bar #: 6699)
Attorney for Appellant
122 N. Main Street
Anderson SC 29621
Telephone: (864) 642-9284
Facsimile: (864) 642-9285



FEB 08 2013

SC Court of Appeals

**FORM 7
PROOF OF SERVICE**

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM ANDERSON COUNTY
Court of Common Pleas

R. Lawton McIntosh, Circuit Court Judge

Case Nos. 2011-CP-04-03728, 2011-CV-04-10102020

Galina S. Mitiaglo,

Appellant,

v.

William F. Voyles,

Respondent.

PROOF OF SERVICE

I certify that I have served the Motion to Reinstate Appeal on William F. Voyles, by depositing a copy of it in the United States Mail, postage prepaid, on February 6, 2013, addressed to his attorney of record, Wilson S. Sheldon, 200 E. Broad St. #250 Greenville, South Carolina 29601.

February 6, 2013



Donald L. Smith (Bar #: 6699)
Attorney for Appellant
122 N. Main Street
Anderson SC 29621
Telephone: (864) 642-9284
Facsimile: (864) 642-9285

RECEIVED

FEB 08 2013

SC COURT OF APPEALS

~~6-11-11~~

**FORM 8
LETTER TO THE APPELLATE COURT CLERK
FILING THE NOTICE OF APPEAL**

February 6, 2013

The Honorable Tanya A. Gee
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

RE: Galina S. Mitiaglo v. William F. Voyles, Case Nos. 2011-CP-04-03728,
2011-CV-04-10102020

Dear Ms. Gee:

Enclosed for filing is a motion to reinstate the appeal in the above case, as well as a proof of service of the motion.

Sincerely,



Donald L. Smith (Bar #: 6699)
Attorney for Appellant
122 N. Main Street
Anderson SC 29621
Telephone: (864) 642-9284
Facsimile: (864) 642-9285

cc: Wilson S. Sheldon, Esquire
200 E. Broad St., #250
Greenville, SC 29601
Attorney for Respondent

REC'D

FEB 08 2013

SC Court of Appeals