

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

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FEB 24 2020
SC Court of Appeals

Appeal from Horry County Court of General Sessions
The Honorable Steven H. John, Circuit Court Judge

Appellate Case No. 2018-000824

State of South Carolina.....Respondent,

v.

Nicholas McIver,.....Appellant.

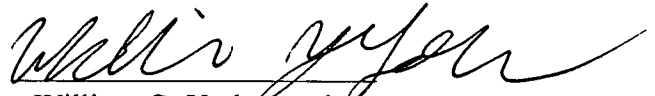
MOTION TO REINSTATE APPEAL

NOW COMES the Appellant, Nicholas McIver, by and through his undersigned attorneys, , and hereby move this Honorable Court to reinstate the appeal, or in the alternative, move for rehearing or to recall the remittitur for the above-captioned case.

The record on appeal is promptly being reassembled as well as the final brief to follow this motion for filing as soon as possible. The delay in filing the record on appeal is due to a clerical error in case management and miscommunication in the midst of moving and support staff turnover and the consequent understanding that it had been complete and the status of the above-captioned pending.

The undersigned respectfully submits that the ends of justice and Appellant's right to direct appeal are served by granting this motion and respectfully requests this Honorable Court to grant this motion.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "William G. Yarborough".

William G. Yarborough
South Carolina Bar #10271

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PROOF OF SERVICE

The undersigned hereby certifies that the motion to reinstate was filed with this Court, this day February 21, 2020, through the United States mail with sufficient postage attached addressed to:

The Honorable Jenny Abbott Kitchings, Clerk of Court
SC Court of Appeals
P.O. Box 11629
Columbia, SC 29211

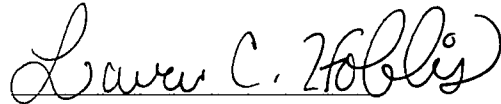
The undersigned further certifies that one copy was served upon the Respondent this day February 21, 2020, through the United States mail with sufficient postage attached addressed to:

Senior Assistant Attorney General J. Anthony Mabry

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 ^{20th} day of February 2020



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