

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

RECEIVED

AUG 12 2020

Appeal from Administrative Law Court **SC Court of Appeals**
Hon. H.W. Funderburk, Presiding
Administrative Law Judge
[Docket No.19-ALJ-15-0056-AP]

APPELLATE CASE NO. 2020-001020

Alvin Cavanaugh #141090 -- Appellant,

-vs-

South Carolina Department of Probation,
Parole and Pardon Services --- Respondent

**MOTION AND REQUEST TO
REINSTATE THE APPEAL FOR GOOD CAUSE SHOWN**

COMES NOW, above captioned Appellant, Alvin Cavanaugh, pro-se, respectfully moving this Honorable to Reinstate the Appeal in this matter for good cause shown. In support of this Motion and Request the Appellant would respectfully show unto this Court the following: (1). Appellant is presently confined in the South Carolina Department of Corrections. At this present time Perry Correctional Institution is and has been on emergency lock-down as a result of coronavirus, COVID-19 outbreak at Perry.

(2). Appellant received this Court's letter requesting the corrected documents within ten (10) days of the Court letter which was dated July 29, 2020, and received by August 4, 2020 via Institutional Legal Mail. (3). While Appellant is within the ten (10) day time frame, there is a reasonable probability that the prison mailroom could possibly pose a delay as a result of the emergency lock-down and mail overload as a result. (4). Therefore, out of an abundance of caution and fundamental fairness, Appellant is respectfully asking this Honorable Court to Reinstate the Appeal should the corrected documents be received late as a result of the emergency lock-down due to the coronavirus, COVID-19.

CONCLUSION

Based on the above, Appellant requests the Motion to reinstate the appeal be granted for good cause shown in this matter.

Respectfully Submitted,

/s/ Cavanaugh Alvin
Alvin Cavanaugh, pro-se

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

RECEIVED

AUG 12 2020

Appeal from Administrative Law Court
Hon. H.W. Funderburk, Presiding
Administrative Law Judge
[Docket No.19-ALJ-15-0056-AP]

SC Court of Appeals

APPELLATE CASE NO. 2020-001020

Alvin Cavanaugh #141090 -- Appellant,

-vs-

South Carolina Department of Probation,
Parole and Pardon Services --- Respondent

CERTIFICATE OF SERVICE

The undersigned, hereby certifies he has served a true and correct copy of the enclosed Notice of Appeal and attached Order of Dismissal on the persons whose names and addresses appear below, by placing the aforesaid in properly addressed, first-class postage affixed envelopes and placed in the U.S. Mail at Perry Correctional Institution on _____, 2020.

Those Served:

S.C. Court of Appeals
Clerk's Office
P.O. Box 11629
Columbia, SC. 29211

Respectfully Submitted,

/s/ Cavanaugh Alvin ✓
Alvin Cavanaugh, pro-se

Administrative Law Court
Clerk's Office
Edgar A. Brown Building
1205 Pendleton Street, Suite 224
Columbia, SC. 29201

SCDPPS
Jerry B. Adger, Director
293 Greystone Boulevard
P.O. Box 207
Columbia, SC. 29202

SWORN TO AND SUBSCRIBED BEFORE ME

THIS 16th DAY OF August, 2020

Nancy C. Cobb
NOTARY PUBLIC

MY COMM. EXPIRES 1-23-2023

* A correct copy of the Motion to Reinstate the Appeal was also served on the above captioned persons the same day stated herein.

Alvin Cavanaugh
SCDC# 141090
Perry Corr. Inst.
430 Oaklawn Rd.
Pelzer, SC. 29669

RECEIVED

AUG 12 2020

SC Court of Appeals

RE: Alvin Cavanaugh #141090 v. SCDPPPS
Appellate Case No. 2020-001020

Dear Ms. Allen,

Enclosed please find the corrected documents per your request in the above captioned. All persons have been properly served at the addresses as they appear on the certificate of service.

Also, in the event the documents have been received past the due date I have also included an additional Motion and Request to Reinstate the Appeal for good cause shown. Also please be advised all persons listed on the certificate of service were also provided a correct copy of the Motion to Reinstate the Appeal as well.

I thank you for your time and consideration in this matter.

Kindest Regards,

/s/ Cavanaugh Alvin
Alvin Cavanaugh, pro-se

ALVIN CAVANAUGH
SCAC# 141090
Perley Corr. Inst.
430 Oaklawn Rd.
Pelzer, SC
29669

RECEIVED
AUG 12 2020
SC Court of Appeals

SC Court of Appeals
Clerk's Office
PO Box 11629
Columbia, SC
29211

Legal
Mail

RECEIVED
AUG 10 2020
P.C.I. MAILROOM