

07532

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

---

APPEAL FROM HORRY COUNTY  
COURT OF COMMON PLEAS

Larry B. Hyman, Jr., Circuit Court Judge

---

Case No. 2011-CP-26-2754

---

Christine Griffin as Personal of Representative of the Estate of David Q. Chung.....Appellant

v.

Donald Butcher, Dakota Butcher and Christian Niles.....Respondent

---

MOTION TO REINSTATE APPEAL

---

Pursuant to Rules 240 and 260(a), SCACR, Appellant Christine Griffin as Personal Representative of the Estate of David Q. Chung hereby Petitions the Court for leave to Reinstate this Appeal. The basis for the motion is as follows.

On August 4, 2011, the Court of Common Pleas entered an Order striking the Appellant's action due to bankruptcy. Appellant filed a Motion to Alter, Amend and Reconsider on August 26, 2011. An order denying the Motion for Reconsideration was filed on November 2, 2012. Appellant filed a Notice of Appeal from the order, and on December 10, 2012, timely served that Notice of Appeal upon counsel for the Respondent.

This Court filed an order on February 26, 2013 dismissing this matter due to Appellant's failure to furnish the Court with transcript information or to serve the Initial Brief and Designation of Matter. Counsel for the Appellant inadvertently failed to provide this Court with a copy of the brief provided to

RECEIVED  
MAR 07 2013

SC Court of Appeals

the Court of Common Pleas. This brief is attached as Exhibit A. Appellant respectfully requests this Court grant their Petition to Restore the appeal and set a new briefing schedule accordingly.

Additionally, Appellant's counsel will order the transcript from the court reporter in this matter and provide proof thereof to the Office of Court Administration or the Clerk of the Court of Appeals.

Respectfully submitted,



A. Stuart Hudson (SC #71691)

**HUGHEY LAW FIRM, LLC**

767 Coleman Boulevard, Unit 2

Post Office Box 348

Mount Pleasant, South Carolina 29465-0348

Telephone: (843) 881-8644

Facsimile: 1-888-884-8311

shudson@hugheyfirm.com

Attorneys for Appellant

3/9/2013  
Mt. Pleasant, South Carolina

Counsels of Record:

Linda Weeks Gangi  
Thompson & Henry, PA  
1300 Second Avenue, 3<sup>rd</sup> Floor  
Post Office Box 1740  
Conway, SC 29528  
Telephone: (843) 248-5741  
Facsimile: (843) 248-5112  
Attorney for Respondents

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

---

APPEAL FROM HORRY COUNTY  
COURT OF COMMON PLEAS

Larry B. Hyman, Jr., Circuit Court Judge

---

Case No. 2011-CP-26-2754

---

Christine Griffin as Personal of Representative of the Estate of David Q. Chung.....Appellant

v.

Donald Butcher, Dakota Butcher and Christian Niles.....Respondent

---

PROOF OF SERVICE

---

The undersigned hereby certifies that on the date indicated below he served counsel for the Respondents with a copy of the *Motion to Reinstate Appeal* by mailing copies of the same by United States Mail with first class postage prepaid to the following address:

Linda Weeks Gangi  
Thompson & Henry, PA  
Post Office Box 1740  
Conway, SC 29528

**RECEIVED**  
MAR 07 2013

**SC Court of Appeals**



A. Stuart Hudson (SC #71691)

**HUGHEY LAW FIRM, LLC**

767 Coleman Boulevard, Unit 2

Post Office Box 348

Mount Pleasant, South Carolina 29465-0348

Telephone: (843) 881-8644

Facsimile: 1-888-884-8311

shudson@hugheylawfirm.com

Attorneys for Appellant

3/4/2013  
Mt. Pleasant, South Carolina



**HUGHEY**  
LAW FIRM

ATTORNEYS AT LAW

767 COLEMAN BOULEVARD, UNIT 2  
POST OFFICE BOX 348  
MOUNT PLEASANT, SC 29465-0348

PHONE: (843) 881-8644  
FACSIMILE: (888) 884-8311  
EMAIL: [jwilson@hugheyfirm.com](mailto:jwilson@hugheyfirm.com)

March 4, 2013

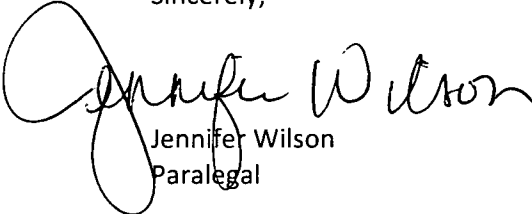
The Honorable Jenny Kitchings  
Clerk of Court  
South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, SC 29211

RE: Christina Griffin as Personal Representative of the Estate of David Q. Chung v. Donald Butcher, Dakota Butcher and Christian Niles  
Case No.: 2011-CP-26-2754  
HLF File No.: 559.00

Dear Ms. Kitchings:

I hope you are doing well. Enclosed please find for filing a Motion to Reinstate Appeal in regards to the above referenced matter. I have also enclosed this firm's check in the amount of \$25.00 for the filing fee. If you could please forward to us a filed, stamped copy, it would be greatly appreciated. I thank you for your time in this matter, and if you have any questions or concerns, please let me know.

Sincerely,

  
Jennifer Wilson  
Paralegal

JW

Enclosures

CC: Linda Weeks Gangi, Esquire  
The Honorable Melanie Huggins-Ward

**RECEIVED**  
MAR 07 2013  
SC Court of Appeals