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**Jul 16 2021**

**SC Court of Appeals**

THE STATE OF SOUTH CAROLINA  
In The Appellate Court

APPEAL FROM GREENVILLE COUNTY  
Court of General Sessions

Letitia H. Verdin, Circuit Court Judge

**2021-000583**

The State..... Respondent,

v.

Niklaus A. Bennett..... Appellant.

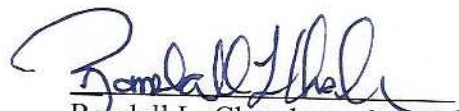
**Motion to Reinstate Appeal**

This Court dismissed the above referenced appeal for failure of the Appellant to timely serve the Respondent. Pursuant to Rule 221(a), SCAR Appellant now moves this Court to reinstate the appeal, based on the following reasons:

1. Appellant, Niklaus A. Bennett, filed his notice of appeal pro se following his May 18, 2021 plea and sentencing before Judge Letitia H. Verdin. Attorney for Appellant was unaware the notice of appeal had been filed until contacted by the Court of Appeals on June 4, 2021 and directed, as counsel of record, to correct the procedural errors in Mr. Bennett's filing of the notice. By the time counsel was aware of Mr. Bennett's pro se filing of a notice of appeal, it was already well beyond ten (10) days of Appellant's sentencing on May 18, 2021.

2. After requesting and receiving an extension of time to correct deficiencies, Counsel for Appellant filed a timely notice of appeal along with all other necessary documents, including a certificate of service on Respondent, on June 25, 2021. As such, Respondent has now been served and has suffered no prejudice as a result of the delayed notice.

3. In the interest justice, Appellant respectfully requests this Honorable Court reinstate this appeal and allow Appellant to assert any legal issues he has regarding his plea and sentencing.



Randall L. Chambers, 65302  
506 Pettigru Street  
Greenville, South Carolina 29601  
Attorney for Appellant

July 15, 2021

STATE OF SOUTH CAROLINA )

COUNTY OF GREENVILLE )

STATE OF SOUTH CAROLINA )

VS. )

NIKLAUS A. BENNETT,  
DEFENDANT. )

IN THE APPELLATE COURT )

CERTIFICATE OF SERVICE )

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**SC Court of Appeals**


I, the undersigned Paralegal of the law office of Randall L. Chambers, do hereby certify that I have served all counsel of record this the 16<sup>th</sup> day of July, 2021, in this action with a copy of the *Motion to Reinstate Appeal* herein below specified by emailing a copy to the following address(es):

The Honorable Alan Wilson  
Attorney General  
[awilson@scag.gov](mailto:awilson@scag.gov)

William Blitch, Jr.  
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Belinda Medlin, Paralegal to  
Randall L. Chambers

Greenville, SC  
July, 2021