

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

**RECEIVED**

APR 29 2022

Appeal from Lexington County  
Jean Toal, Circuit Court Judge

**SC Court of Appeals**

THE STATE,

RESPONDENT,

V.

JOSHUA TOLEN,

APPELLANT

APPELLATE CASE NO. 2022-000335

MOTION TO REINSTATE APPEAL

The undersigned counsel petitions the Court to reinstate the direct appeal of Joshua Cw Reher.

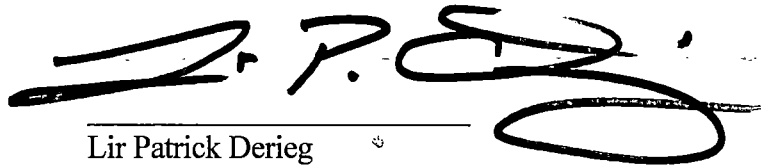
In support in this petition, counsel would respectfully show the Court that:

1. Counsel filed the notice of intent to appeal filed on March 17, 2022.
2. This Court sent notice to Counsel to provide this Court with proof of filing of the notice of appeal with the Richland Clerk of County.
3. Counsel was informed that there were three (3) deficiencies with the filing.
4. Counsel was immediately able to submit two (2) of the three (3) deficiencies.
5. Prior to Counsel being able to submit the third deficiency, Counsel was hospitalized for a period of almost two (2) weeks.
6. On April 25, 2022, this Court dismissed the appeal.
7. Attached to this motion is a clocked copy of the Notice of Appeal filed with the

8. Based on the foregoing, counsel most respectfully requests that this Court reinstate appellant's direct appeal.

WHEREFORE, undersigned counsel respectfully requests that the direct appeal for Joshua Tolen be reinstated.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "L. P. Derieg", written over a horizontal line.

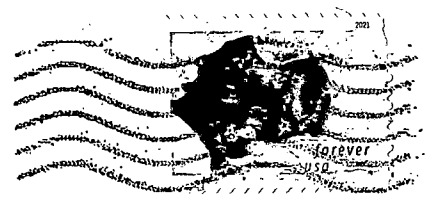
Lir Patrick Derieg  
SC Bar No. 76135

This 27<sup>th</sup> day of March, 2022.

LIR PATRICK DERIEG  
DERIEG LAW FIRM, LLC  
PO BOX 475  
GRANITEVILLE, SC 29829

AUGUSTA GA 309

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SC Court of Appeals

JENNY ABBOTT KITCHINGS  
CLERK OF COURT FOR SC COURT OF APPEALS  
PO BOX 11629  
COLUMBIA, SC 29211

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