

STATE OF SOUTH CAROLINA)
COUNTY OF GREENVILLE)
Quasean Marshall, #371676,)
Applicant,)
v.)
State of South Carolina,)
Respondent.)
_____)

IN THE COURT OF COMMON PLEAS
THIRTEENTH JUDICIAL CIRCUIT

Case No.: 2019-CP-23-01945

ORDER OF DISMISSAL
ENTERED COMPUTER

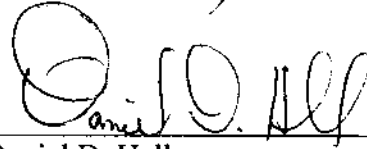
This matter comes before the Court by way of an application for post-conviction relief filed by Quasean Marshall (“Applicant”) on April 9, 2019. The parties appeared before the undersigned at the Greenville County Courthouse on March 6, 2023. R. Mills Ariail, Jr., represented Applicant and Taylor Z. Smith of the South Carolina Attorney General’s Office represented the State (“Respondent”). At the start of the hearing, Mr. Ariail indicated that Applicant wanted to withdraw his application. Mr. Ariail notified the Court that Applicant had not understood that he could potentially receive a longer sentence if he were to be successful in his pursuit of post-conviction relief, and that Applicant decided to withdraw once Mr. Ariail explained that possibility to him.

Applicant was sworn and questioned by this Court. Applicant affirmed that he had discussed the matter with Mr. Ariail, that he understood that he would be starting over in his criminal case if he were to be successful, that he understood that the prosecution would be free to seek the greatest possible punishment if Applicant were to be successful in his application, and that he understood the consequences of withdrawing his application. This Court finds that Applicant desires to withdraw his application for post-conviction relief with prejudice, and that his decision to do so is made freely and voluntarily, and with a clear mind. Applicant understands that this application represents his “one bite” at the apple of post-conviction relief.

IT IS THEREFORE ORDERED:

1. That the application for post-conviction relief be dismissed with prejudice; and
2. Applicant shall remain in the custody of the State within the South Carolina Department of Corrections.

AND IT IS SO ORDERED this 12th day of May, 2023.



Daniel D. Hall
Presiding Judge

York, South Carolina.