

Feb 29 2024

SC Court of Appeals

STATE OF SOUTH CAROLINA)
COUNTY OF Cherokee)

AFFIDAVIT OF INDIGENCY

Case Name State vs. Dionicio N. Abarca

Criminal Case No. 2021-GS-11-00148

Current Address: _____

Are you incarcerated? Yes (If "Yes") Where? Kirkland
 No

What were you convicted of? murder

What was your sentence? life

Are you appealing from trial, guilty plea a post-conviction relief hearing?

In what county was this trial/hearing/guilty plea held? Cherokee

Presiding Judge's name? B. Keith Kelly

Date of trial/guilty plea or post-conviction hearing January 22-26, 2024

Were you represented by a court-appointed attorney public defender or retained counsel?

Name of attorney/public defender? J. Zachary Farr

If retained, how much did you pay for attorney fees? \$ 20,000

If you still owe money to your attorney, how much? \$ 0

1. Are you presently employed? Yes _____ No

a. If "yes," state the amount of your salary or wages per month, and give the name and address of your employer: _____

b. If "no," state the name and address of last employment, date of termination of employment, and amount of your salary or wages per month. _____

2. List by name, age and relationship to you, any persons who are dependent upon you for support. Indicate beside each how much you contribute toward their support. 174

3. Have you received within the past twelve months any money from any of the following sources?

- a. Business, profession or form of self-employment?
Yes _____ No X
- b. Rent payments, interest or dividends?
Yes _____ No X
- c. Pensions, annuities or life insurance payments?
Yes _____ No X
- d. Gifts of inheritance?
Yes _____ No X
- e. Any other sources?
Yes _____ No X

If the answer to any of the above is "yes," describe each source of money and state the amount received from each during the past twelve months. n/a

4. Do you own cash, or do you have any money in a checking or savings account?
Yes _____ No X

If the answer is "yes," state the total amount of the cash owned. \$ _____

5. Do you own any real estate, stocks, bonds, notes or other valuable property (excluding ordinary household furnishing and clothing)? Yes _____ No X

If the answer is "yes," describe the property and state the appropriate value of the items owned. _____

6. What kind of motor vehicle do you own? 2005 Nissan

Is it paid for? Yes X No _____

If not, what are the monthly payments? \$ _____

7. How much do you owe (on liens, mortgages, other encumbrances or debts)? _____

1995 Toyota
taxes not paid since 2020

I do solemnly swear that the account by me delivered into this Court does contain a true and full account of all my real and personal estate, debts, credits and effects whatsoever without exception, which I, or any person in trust for me, have or at the time of my possession had, or am, or was, in respect, entitled to, in possession, remainder or reversion and that I have not at any time since charges were made against me or before, directly or time since charges were made against me or before, directly or indirectly sold, leased, assigned or otherwise disposed of or made over, in trust for myself or otherwise, other than is mentioned herein.

I understand that the State shall file a claim against me in an amount equal to the cost for representation, but that such claim shall not constitute a lien against my property, unless, the claim is reduced to judgment by the Order of the Court after giving me at least thirty days' notice.

Under penalty of perjury, I certify that the information given by me on this affidavit is true and correct, and I understand that I will be subject to civil and/or criminal penalties if I knowingly furnish false information.

I am financially unable to employ counsel.

This 29 day of FEBRUARY, 2024

Dionicio Abarca
Defendant

I understand that I am entitled to at least thirty days' notice before a claim against me may be reduced to judgment, and I do hereby waive the right to such notice.

This 29 day of FEBRUARY, 2024

Dionicio Abarca
Defendant

SUBSCRIBED AND SWORN to before me this
29 day of FEBRUARY, 2024

[Signature]
Notary Public for South Carolina
My Commission Expires: MARCH 8, 2026

