

# The South Carolina Court of Appeals

Benjamin L. Cooper, Respondent-Petitioner,

v.

State of South Carolina, Petitioner-Respondent.

Appellate Case No. 2010-181646

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## ORDER

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This matter is before the Court on a petition for a writ of certiorari. The State's petition for a writ of certiorari is granted. The parties shall proceed to serve and file the appendix and briefs as provided by Rule 243(j), SCACR.

Additionally, Cooper filed a petition for a writ of certiorari following the denial of his application for post-conviction relief.

Cooper's counsel asserts that the petition is without merit and requests permission to withdraw from further representation. Cooper has not filed a pro se petition.

After careful consideration of the entire appendix as required by *Johnson v. State*, 294 S.C. 310, 364 S.E.2d 201 (1988), we deny Cooper's petition. We also deny counsel's request to withdraw.

*Paul E. Short, Jr.*

J.

*Paul W. Thomas*

J.

*Daniel G. Pieper*

J.

Columbia, South Carolina

**FILED**

August 8, 2013

cc: Christina J. Catoe  
Wanda H. Carter  
Elizabeth A. Franklin-Best