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Mar 27 2024

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM SPARTANBURG COUNTY
Court of General Sessions

Daniel Coble, Circuit Court Judge

Case Nos.

2021-GS-23-0688, 2021-GS-23-0688A

The State,

Respondent,

v.

Kenneth Glenn Lewis,

Appellant.

MOTION TO WITHDRAW AS COUNSEL AND MOTION FOR EXTENSION
OF TIME TO OBTAIN NEW COUNSEL

Kenneth Glenn Lewis was convicted after a jury trial on February 15, 2024, and was sentenced to prison. The undersigned counsel were retained for the criminal case, but not the appeal. In keeping with our duties as defense counsel, we filed the notice of appeal on behalf of Appellant. This was done today, the day after the presiding Judge, The Honorable Daniel Coble, issued an Order denying Defendant's Motion for a New Trial. However, Appellant does not intend to hire undersigned counsel for the appeal.

In addition, counsel is unaware whether or not Appellant will qualify for the Office of Appellate Defense or intends to retain counsel for his appeal.

Because Defendant does not intend for the undersigned counsel to represent him on appeal, counsel respectfully requests to be allowed to withdraw as counsel in this matter and

be relieved from any further responsibility for this appeal.

In addition, counsel respectfully requests this Honorable Court allow Appellant 30 days from the date of any order from this Court to obtain new counsel and extend all deadlines accordingly.

Respectfully submitted,

s/Ryan Beasley

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s/Mark Moyer

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Other Counsel of Record:

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Assistant Attorney General
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March 27, 2024

STATE OF SOUTH CAROLINA)
)
COUNTY OF SPARTANBURG)
)
State of South Carolina,)
 Plaintiff,)
)
v.)
)
Kenneth Lewis,)
 Defendant.)

IN THE COURT OF GENERAL SESSIONS
SEVENTH JUDICIAL CIRCUIT

INDICTMENT NO.:
2021-GS-42-0688 AND 0688A

ORDER

THIS MATTER COMES BEFORE THE COURT by way of motion of the Defendant for a new trial based upon the denial of his motions for mistrial and his other objections during trial which are preserved for review. After careful review of the motion, I deny Defendant's motion.

THEREFORE, IT IS ORDERED that the Defendant's motion for a new trial is denied.

IT IS SO ORDERED



Daniel Coble, Circuit Court Judge

Dated: April 26, 2024

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The State,

Respondent,

v.


Kenneth Glenn Lewis,

Appellant.

PROOF OF SERVICE

I certify that on this, the 27th day of March, 2024, Appellant's Motion to Withdraw as Counsel and Motion for Extension of Time to Obtain New Counsel was served on the Attorney General's Office by email and US Mail.

Respectfully submitted,


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MAR 27 2024

The Honorable Jenny Abbott Kitchings
Clerk of Court
Court of Appeals
P.O. Box 11629
Columbia, SC 29211



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SC Court of Appeals

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Sent via US Mail and Email (ctappfilings@sccourts.org)

The Honorable Jenny Abbott Kitchings
Clerk of Court
Court of Appeals
P.O. Box 11629
Columbia, SC 29211

RE: Motion to Withdraw as Counsel and Motion for Extension of Time to Obtain
New Counsel for Kenneth Lewis

Dear Ms. Kitchings,

Please find enclosed the Original Motion to Withdraw as Counsel and Motion for Extension of Time to Obtain New Counsel for Kenneth Lewis, as well as two copies of each. I have also enclosed a certificate of service and a copy of Judge Coble's Order denying Defendant's motion for a new trial dated yesterday.

I would appreciate you filing the originals and returning clocked copies to me in the enclosed envelope.

Please contact me at your convenience if you need any additional information. With kind regards, I am

Truly Yours,

Mark Moyer
Moyer Law Firm, LLC

Enclosures