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Apr 08 2024

S.C. SUPREME COURT

**THE STATE OF SOUTH CAROLINA
In The Supreme Court**

**APPEAL FROM SPARTANBURG COUNTY
Court of Common Pleas
Hon. G. D. Morgan, Circuit Court Judge**

Case No. 2023-001011

Stepheno Alston. Petitioner-Appellant,

v.

The State of South Carolina. Respondent-Appellee.

**NOTICE AND MOTION TO RELIEVE COUNSEL,
PURSUANT TO RULE – 1.16(a)(3), RPC OF RULE – 407, SCACR**

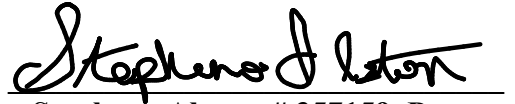
To: Mr. Mark R. Farthing, Asst. Att’y. General, Attorney for Respondent.

YOU WILL PLEASE TAKE NOTICE, that upon the affidavit of Stepheno Alston, sworn to on the 8th day of April 2024, proceeding as pro-se and can be heard, will move before the Honorable Supreme Court of South Carolina, pursuant to Rule – 240(b), SCACR, for an Order granting this Motion to Relieve Counsel in this matter. As grounds for this Motion, Appellant would state the following: (1) Pursuant to Rule – 1.16(a)(3), RPC of Rule – 407, SCACR, Petitioner-Appellant has a right to discharge his attorney at anytime, with or without cause and hereby terminates the representation of his appointed counsel, Ms. Kathrine H. Hudgins, Appellant Defender, of South Carolina Commission on Indigent Defense, whereas, she is to be relieved of any further obligations in handling Petition-Appellant’s Petition for Writ of Certiorari; and (2) Ms. Kathrine H. Hudgins, Appellant Defender, is deliberately waiving and refusing to raise two issues

that I, Petitioner-Appellant Alston, has presented and raised to the PCR Court on April 20, 2022, and that was raised within my Rule – 59(e) Motion that was before Honorable G.D. Morgan, Jr.

Appellant’s Motion to Relieve Counsel is made and based on this notice, the attached motion, and the affidavit of Stepheno Alston, copies of which are served with this notice, and on the pleadings, papers, records, and files in this action.

DATED: April 8, 2024


Stepheno Alston, # 357159, Pro-se.
Ridgeland Correctional Institution
P.O. Box # 2039
Ridgeland, S.C. 29936