

THE STATE OF SOUTH CAROLINA
In The Supreme Court

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Apr 08 2024

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

S.C. SUPREME COURT

Case No. 2023-001011

Stepheno Alston. Petitioner-Appellant,

v.

The State of South Carolina. Respondent-Appellee.

NOTICE AND MOTION TO PROCEED AS PRO-SE

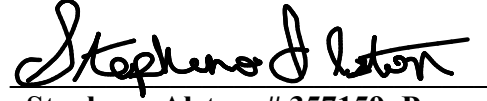
To: Mr. Mark R. Farthing, Asst. Att’y. General, Attorney for Respondent.

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 Proceed as Pro-se in this matter. As grounds for this Motion, Petitioner-Appellant would state the following that: Petitioner-Appellant hereby wants to waive his right to counsel and wants to proceed as Pro-se, pursuant to *State v. Brewer*, 338 S.C. 117, 492 S.E.2d 97 (S.C., 1997) (citing *Faretta v. California*, 422 U.S. 806, 95 S.Ct. 2525 (1975), and on S.C. Code Ann. § 17-23-60, on his Petition for Writ of Certiorari, that’s before this Court.

In addition, Petitioner-Appellant wants to exercise his right to terminate his appellant attorney is pursuant to the clear language of Rule – 1.16(a)(3), RPC of Rule – 407, SCACR, and waives his right to counsel, and wants to proceed as pro-se, pursuant to S.C. Code Ann. § 17-23-60 and his Sixth Amendment right to self-representation.

This Motion to Proceed as Pro-se is made and based on this notice and 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.

RESPECTFULLY SUBMITTED on this 8th day of April 2024.

A handwritten signature in black ink that reads "Stepheno Alston". The signature is written in a cursive style with a horizontal line underneath it.

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