

The South Carolina Court of Appeals

The State, Respondent,

v.

Rachel Marie Wilcox, Appellant.

Appellate Case No. 2024-000796


ORDER

On June 19, 2024, Appellant filed a motion to relieve counsel. On July 22, 2024, we issued an order, explaining Appellant may proceed pro se in this matter only after knowingly and intelligently waiving the right to counsel, taking the opportunity to warn Appellant that this court requires pro se parties to fully comply with all applicable rules, and strongly encouraging Appellant to continue with representation. We requested Appellant inform this court within thirty days if she wished to proceed pro se understanding the dangers and disadvantages of doing so.

On August 19, 2024, Appellant submitted a "request for additional clarification" from this court, asking what rules she would be required to follow, "the specific implications of noted potential 'dangers [and] disadvantages'" of self-representation, asking to "reserve [the] option to request the same previously appointed counsel" at a later time, asking if she will be eligible to receive legal representation per an application submitted to the Office of Appellate Defense, and requesting notification of any conflicts of interest.

After careful consideration, we deny Appellant's motion to relieve counsel. *See State v. Roberts*, 364 S.C. 583, 614 S.E.2d 626 (2005) (no right to proceed pro se on appeal). We appoint the Office of Appellate Defense to represent Appellant. *See* Rule 602(e)(3), SCACR ("After conviction of an accused who has been represented by appointed counsel or Public Defender, the Office of Appellate Defense shall represent the accused until final judgment."); *id.* ("After serving and filing a [n]otice of [a]ppeal for an accused who desire an appeal, appointed counsel

and Public Defenders shall be automatically relieved as appellate counsel for the accused.").



FOR THE COURT

Columbia, South Carolina

cc:

Rachel Marie Wilcox
Alan McCrory Wilson, Esquire
Mark Reynolds Farthing, Esquire
John Edward Gardner, Esquire
Charles M. Dulaney, Esquire
Robert Michael Dudek, Esquire

FILED
Sep 11 2024
