

THE STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Appeal from Greenville County

G. Edward Welmaker, Circuit Court Judge

RECEIVED

SEP 18 2013

CHARLES CHRISTOPHER WILLIAMS,

S.C. Supreme Court

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

Appellate Case No. 2013-001945

RETURN TO MOTION FOR APPOINTMENT
OF OUTSIDE COUNSEL

- 1) Undersigned Counsel agrees with petitioner's assertion that he testified at petitioner's post-conviction relief hearing regarding allegations of ineffective assistance of appellate counsel.
- 2) The post-conviction judge addressed the issues of ineffective assistance of appellate counsel. The post-conviction court found undersigned counsel was not ineffective. However, counsel understands petitioner's assertion that it would be a conflict of interest for this agency to represent him on appeal especially since undersigned counsel is the Chief Appellate Defender.
- 3) Undersigned Counsel accepts the assertion in the motion for appointment of outside counsel

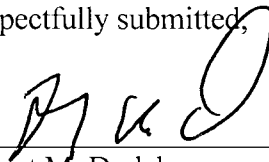
that petitioner has requested that Derek Enderlin continue to represent him on appeal.

4) Undersigned counsel also understands Counsel Enderlin's position that since he has already filed an eighty page post-trial brief in this case that is uniquely prepared to continue his representation of petitioner on appeal.

5) For all of the above reasons, undersigned counsel does not oppose and agrees petitioner should be appointed outside counsel in this case.

WHEREFORE, undersigned counsel does not oppose the motion for the appointment of outside counsel for the reasons stated above, agrees that outside counsel should be appointed, and submits the matter of petitioner's representation on appeal to the sound discretion of this Court.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'R. M. Dudek', written over a horizontal line.

Robert M. Dudek
Chief Appellate Defender

September 18, 2013

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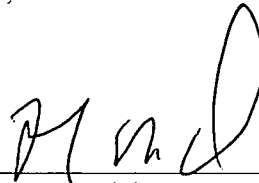
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CERTIFICATE OF SERVICE

The undersigned attorney hereby certifies that a true copy of the return to the motion for outside counsel in the above-referenced case has been served upon opposing counsel, Donald J. Zelenka, Esquire, at Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, and upon Derek J. Enderlin, Esquire, at 330 East Coffee Street, Greenville, SC 29609, this 18th day of September, 2013.



Robert M. Dudek
Chief Appellate Defender

SUBSCRIBED AND SWORN TO before me
this 18th day of September.

 (L.S.)

Notary Public for South Carolina

My Commission Expires: August 21, 2023.