

**THE STATE OF SOUTH CAROLINA
In the Court of Appeals**

APPEAL FROM HORRY COUNTY

Appellate Case Number: 2025-000769

RECEIVED
MAY 21 2025
SC Court of Appeals

THE STATE OF SOUTH CAROLINA,

Respondent,

v.

TAI' YUAN JA' REL JACKSON,

Appellant.

MOTION TO BE RELIEVED AS ATTORNEY OF RECORD

YOU WILL PLEASE TAKE NOTICE that undersigned counsel for the Defendant, **Tai' Yuan Ja'rel Jackson**, hereby moves to be relieved as counsel in the above-captioned matter.

Defense counsel was hired to represent the Defendant in connection with Indictment Numbers: 2023GS2600396, 2023GS2600399, 2023GS2600400, 2023GS2600401, 2023GS2600402 and 2023GS2600403. The retainer that was executed on May 10, 2022 for representation of the Mr. Jackson, reads in part, as follows:

This representation only extends to the trial level in court and **does not retain**

Mr. Hoffmeyer for any type of appeal unless we enter into a new agreement

involving such matters. Further, this representation only covers one trial, if a trial is

necessary. If there is a mistrial or the case has to be retried for some reason, an additional fee will be required.

Defense Counsel represented the Defendant through trial, which began on April 7, 2025 and concluded on April 10, 2025. The Defendant was found guilty by a jury of voluntary manslaughter and possession of a weapon during a violent crime. The Defendant was sentenced to 30 years in the South Carolina Department of Corrections and is currently housed through the South Carolina Department of Corrections at Kirkland Correctional Institution. No new agreement has been entered into by the Defendant and defense counsel regarding representing the Defendant in his appeal. Additionally no payments have been made to defense counsel towards representing the Defendant under a new agreement for representation of an appeal or any other matter. The Defendant has been detained since his arrest on April 24, 2022 and defense counsel believes the Defendant is indigent. Defense counsel mailed the Defendant an Affidavit of Indigency, which the Defendant filled out but failed to have it notarized. (See attached **Affidavit of Indigency**)

Based upon the above, defense counsel requests that he be relieved as counsel for Mr. Jackson in his appeal.

I SO MOVE,


W. JAMES HOFFMEYER
125 Warley Street
Florence, South Carolina 29501
(843) 664-0009
(843) 664-0105 *facsimile*
jim@hoffmeyerlaw.com

May 19, 2025

STATE OF SOUTH CAROLINA)

AFFIDAVIT OF INDIGENCY

COUNTY OF Horry)

Case Name SC-v-Tai'yan Jackson

Criminal Case No. 2023GS2600403 and 2023GS2600396

Current Address: 4344 Broadriver Road, Columbia, SC 29210

Are you incarcerated? Yes (If "Yes") Where? hirkland Correctional
 No

What were you convicted of? Voluntary Manslaughter: Possession of a weapon during a violent crime

What was your sentence? 30 years ; 5 years - Concurrent

Are you appealing from trial, guilty plea a post-conviction relief hearing?

In what county was this trial/hearing/guilty plea held? Horry

Presiding Judge's name? Benjamin H. Culbertson

Date of trial/guilty plea or post-conviction hearing April 7, 2025

Were you represented by a court-appointed attorney public defender or retained counsel?

Name of attorney/public defender? W. James Hoffmeyer

If retained, how much did you pay for attorney fees? \$ 25,000.00

If you still owe money to your attorney, how much? \$ 3990.00

1. Are you presently employed? Yes No

a. If "yes," state the amount of your salary or wages per month, and give the name and address of your employer: _____

b. If "no," state the name and address of last employment, date of termination of employment, and amount of your salary or wages per month. W. Lee Flowers, Scranton, SC / terminated date I was arrested (4-24-2022) / \$19.00-\$23.00 a hr depends on week; Percentage.

2. List by name, age and relationship to you, any persons who are dependent upon you for support. Indicate beside each how much you contribute toward their support. _____

3. Have you received within the past twelve months any money from any of the following sources?

a. Business, profession or form of self-employment?
Yes _____ No

b. Rent payments, interest or dividends?
Yes _____ No

c. Pensions, annuities or life insurance payments?
Yes _____ No

d. Gifts of inheritance?
Yes _____ No

e. Any other sources?
Yes No _____

If the answer to any of the above is "yes," describe each source of money and state the amount received from each during the past twelve months. Mother provides money for Commissary

4. Do you own cash, or do you have any money in a checking or savings account?
Yes _____ No

If the answer is "yes," state the total amount of the cash owned. \$ _____

5. Do you own any real estate, stocks, bonds, notes or other valuable property (excluding ordinary household furnishing and clothing)? Yes _____ No

If the answer is "yes," describe the property and state the appropriate value of the items owned. _____

6. What kind of motor vehicle do you own? None

Is it paid for? Yes _____ No _____

If not, what are the monthly payments? \$ _____

I do solemnly swear that the account by me delivered into this Court does contain a true and full account of all my real and personal estate, debts, credits and effects whatsoever without exception, which I, or any person in trust for me, have or at the time of my possession had, or am, or was, in respect, entitled to, in possession, remainder or reversion and that I have not at any time since charges were made against me or before, directly or time since charges were made against me or before, directly or indirectly sold, leased, assigned or otherwise disposed of or made over, in trust for myself or otherwise, other than is mentioned herein.

I understand that the State shall file a claim against me in an amount equal to the cost for representation, but that such claim shall not constitute a lien against my property, unless, the

claim is reduced to judgment by the Order of the Court after giving me at least thirty days' notice.

Under penalty of perjury, I certify that the information given by me on this affidavit is true and correct, and I understand that I will be subject to civil and/or criminal penalties if I knowingly furnish false information.

I am financially unable to employ counsel.

This 24th day of April, 2025

Tarvin Jackson
Defendant

I understand that I am entitled to at least thirty days' notice before a claim against me may be reduced to judgment, and I do hereby waive the right to such notice.

This 24th day of April, 2025

Tarvin Jackson
Defendant

SUBSCRIBED AND SWORN to before me this
_____ day of _____, _____.

Notary Public for South Carolina
My Commission Expires: _____

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CERTIFICATE OF MAILING

I, Haley E. Ruple, a legal secretary for W. James Hoffmeyer, Attorney for the Defendant, Tai'Yuan Ja'Rel Jackson, hereby certify that I served the attached, **MOTION TO BE RELIEVED AS ATTORNEY OF RECORD** on May 19th, 2025, by depositing a copy of the same in the United States Mail, first class postage affixed thereto, and addressed to:

VIA U.S. MAIL

Nancy Livesay, Assistant Solicitor
Horry County Solicitor's Office
1301 Second Avenue
Conway, South Carolina 29526

South Carolina Commission of Indigent Defense
Appellate Defense
PO Box 11433
Columbia, SC 29211-1433

Florence, South Carolina


HALEY E. RUPLE

LAW OFFICE OF W. JAMES HOFFMEYER

Professional Corporation
125 WARLEY STREET
FLORENCE, SOUTH CAROLINA 29501
(843) 664-0009
(843) 664-0105 fax
jim@hoffmeyerlaw.com

W. James Hoffmeyer
Attorney at Law

May 19, 2025

The Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

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Re: *State of South Carolina v. Tai'yuan Ja-rel Jackson*
Appellate Case Number: 2025-000769

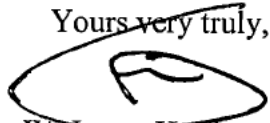
Dear Ms. Kitchings and Ms. Elvis:

I hope you are doing well. In connection with the above, please see enclosed the original and one (1) copy of my **MOTION TO BE RELIEVED AS ATTORNEY OF RECORD** along with the **Certificate of Mailing**. I ask that upon filing please forward to my office a certified copy in the self-addressed stamped envelope provided.

Thank you as always and if you require anything additional, please do not hesitate to contact me.

With kind regards, I am,

Yours very truly,



W. James Hoffmeyer

WJH/her

Enclosures (as stated)

cc: The Honorable Renee Elvis, Clerk of Court for Horry County (w/enclosures)
Nancy Livesay, Fifteenth Circuit Assistant Solicitor (w/enclosures)
South Carolina Commission of Indigent Defense - Appellate Defense (w/enclosures)
Tai'yuan Jackson (w/enclosures)
Latasha Jackson (w/out enclosures)

Law Office of W. James Hoffmeyer
125 Warley Street
Florence, South Carolina 29501

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