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S.C. SUPREME COURT



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SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

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Robert M. Dudek, Chief Appellate Defender  
Wanda H. Carter, Deputy Chief Appellate Defender

May 1, 2025

Lamont McClain, #358351  
McCormick Correctional Institution  
386 Redemption Way  
McCormick, SC 29899

Re: Your Case

Dear Mr. McClain:

Your former attorney, Ashley McMahan, has forwarded to our office a letter from you stating you wish to withdraw your PCR appeal. Before you may withdraw your appeal, you must understand the dangers and disadvantages of doing so. First, you must understand that you have an absolute right to a PCR appeal free of charge through our office. If you withdraw this appeal, you cannot get it back. In other words, once you drop your appeal, you forever lose your right to appeal the denial of post-conviction relief. Also, you must know that dismissing the appeal will result in a waiver of your right to raise the PCR issues that could have been raised during this appeal in a subsequent PCR action, appeal to the United States Supreme Court, or in federal court pursuant to a federal habeas corpus application. **Dropping your PCR appeal is a very serious matter, so please give this drop affidavit your best consideration.**

If, after reading this letter, you decide that you still want to withdraw your appeal, please sign the enclosed affidavit and have your signature notarized, then return the affidavit to me in the enclosed envelope. I will then ask the Supreme Court to dismiss your appeal, and your PCR appeal will be forever dismissed.

If you have questions about this letter or the enclosed affidavit, please contact me.

Sincerely,

Robert M. Dudek  
Chief Appellate Defender

RMD/sm  
cc: Ashley McMahan, Esquire  
Enclosures: drop affidavit, envelope