

The South Carolina Court of Appeals

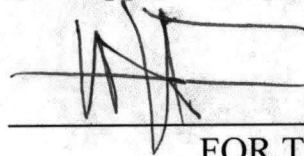
In the Matter of the Care and Treatment of Paul Shuler,
II, Appellant.

Appellate Case No. 2024-002044

ORDER

On September 2, 2024, Appellant moved this court to dismiss his appeal. Because Appellant is represented by counsel, this court took no action on his motion. On September 11, 2025, Appellant's counsel filed a "motion for dismissal clarification and instruction," in which she stated Appellant voiced his wish to dismiss his appeal to her as well. Counsel further stated she disagreed with Appellant's wish to dismiss his appeal.

Appellant may dismiss his appeal only after knowingly and intelligently waiving his right to appeal. *Cf. Simuel v. State*, 390 S.C. 267, 271, 701 S.E.2d 738, 740-41 (2010) (explaining that in order to waive direct appeal, a defendant must make a knowing and intelligent decision not to pursue an appeal). We take this opportunity to warn Appellant of the dangers of withdrawing his appeal. Appellant has a right to a direct appeal of his commitment as a sexually violent predator. If Appellant waives his right to a direct appeal, he will forever waive his right to a direct appeal of his commitment as a sexually violent predator. After considering this information, Appellant shall notify this court whether he wishes to dismiss his appeal within thirty days of the date of this order. If Appellant notifies this court that he wishes to dismiss his appeal despite the dangers and disadvantages of doing so, this court will then determine if it dismiss the appeal. If Appellant fails to notify this court within thirty days, the appeal will proceed.



J.

FOR THE COURT

Columbia, South Carolina

FILED
Sep 25 2025

cc:

Kindle Kay Johnson, Esquire

Alan McCrory Wilson, Esquire

Christopher Runyan, Esquire