

## Petition for Writ of Mandamus

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

Dallan Timothy Thorstenson,  
Petitioner,

v.

South Carolina Commission on Indigent Defense (SCCID),  
Respondent.

Case No. 2024-000049

**RECEIVED**  
SEP 26 2025  
SC Court of Appeals

## PETITION FOR WRIT OF MANDAMUS

NOW COMES Petitioner, Dallan Timothy Thorstenson, DOC No. 392694, respectfully petitions the South Carolina Supreme Court for issuance of a writ of mandamus directing the South Carolina Commission on Indigent Defense (SCCID) to immediately file motions for extraordinary circumstances and oppose the improper record reconstruction hearing on September 30, 2025, on Petitioner's behalf in the South Carolina Court of Appeals.

## GROUND FOR RELIEF

1. Petitioner faces imminent and irreparable prejudice at the September 30, 2025 reconstruction hearing which threatens his constitutional rights to due process and effective appellate review.
2. Despite repeated requests, appointed appellate counsel, Joanna K. Delany, has refused to file any motions opposing restructuring or protecting Petitioner's rights and has abandoned her duty.
3. SCCID is legally obligated to provide effective counsel to indigent defendants and to ensure constitutional safeguards are maintained throughout appellate proceedings.

4. SCCID's failure and refusal to act constitutes neglect of this duty, violating Petitioner's right to counsel and constitutional protections under the Sixth and Fourteenth Amendments as well as state law.
5. No other adequate remedy exists to compel SCCID's compliance, and this writ is necessary to avoid manifest injustice and irreparable harm.
6. Petitioner is a 100% disabled, honorably discharged veteran deserving of expedited consideration and protection.

## PRAYER FOR RELIEF

Petitioner requests this Court to:

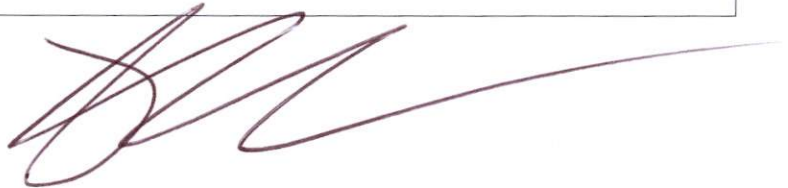
- Issue a writ of mandamus compelling SCCID to immediately file all motions regarding extraordinary circumstances and reconstruction opposition on Petitioner's behalf;
- Order SCCID to appoint new counsel forthwith if current counsel persists in neglect;
- Grant any additional relief that justice requires.

Respectfully submitted,

Dallan Timothy Thorstenson  
DOC No. 392694

Date: September 12, 2025

22 SEP 20 25



Dallan Timothy Thorstenson  
DOC No. 392694  
200 Prison Rd  
Enoree, South Carolina 29335  
Date: September 12, 2025

To:

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

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SC Court of Appeals

And To:

South Carolina Commission on Indigent Defense (SCCID)  
1330 Lady Street, Suite 401  
Columbia, South Carolina 29201

Re: State v. Dallan Timothy Thorstenson  
Appellate Case No. 2024-000049

Dear Ms. Kitchings and SCCID,

I write to formally notify you that my appointed appellate attorney, Joanna K. Delany, has refused to oppose or file motions regarding my case, including opposition to the unlawful record reconstruction hearing scheduled for September 30, 2025. Despite repeated requests, Ms. Delany has not acted to safeguard my rights and has engaged in unacceptable conduct I have separately documented.

Therefore, I respectfully request that the Court intervene to:

1. Permit me to substitute new counsel or proceed pro se until adequate representation is provided;
2. Direct SCCID to immediately file all extraordinary circumstances motions on my behalf;
3. And grant any other relief necessary to prevent irreparable constitutional harm.

Thank you for your immediate attention to this critical matter affecting my constitutional protections.

Respectfully,

Dallan Timothy Thorstenson  
DOC No. 392694

A handwritten signature in dark ink, consisting of stylized, overlapping loops and a long horizontal stroke extending to the right.

22 SEP 2025

Dylan Thomsen 392694  
200 pilson RD  
Endree, SC  
29335



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SC Court of Appeals

The Honorable Jenny Kitchings  
Clerk, South Carolina Court of Appeals  
Post office Box 11629  
Columbia, SC 29201

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