

STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM UNION COUNTY
Court of General Sessions
The Honorable John C. Hayes, III, Circuit Court Judge

Appellate Case No. 2013-000060

STATE OF SOUTH CAROLINA,

RESPONDENT.

v.

JASON TRAMMELL

APPELLANT.

NOW COMES the Appellant above-named, by and through the undersigned retained counsel, asking to withdraw his direct appeal, and would show unto this Court the following:

I.

The Appellant's Initial Brief and Designation of Matter in the above-captioned matter is due to be filed and served on November 22, 2013. Counsel has met with Appellant and Appellant has signed an Affidavit to Withdraw Appeal, which is hereto attached.

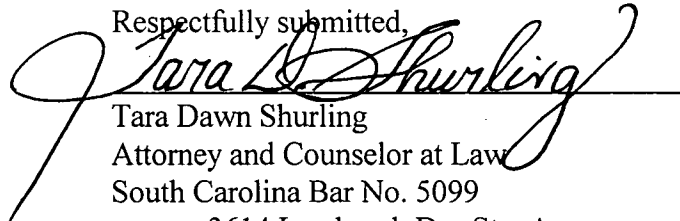
II.

The affidavit attached hereto, clearly evidences that Appellant has been fully advised concerning the consequences of this action.

III.

WHEREFORE, it is respectfully requested that this direct appeal be dismissed.

Respectfully submitted,



Tara Dawn Shurling
Attorney and Counselor at Law
South Carolina Bar No. 5099
3614 Landmark Dr., Ste. A
Columbia, SC 29204
(803) 738-8622
(803) 738-1600 (Fax)
Email: tdslaw@bellsouth.net

ATTORNEY FOR APPELLANT.

RECEIVED

NOV 26 2013

SC Court of Appeals

This 22nd day of November, 2013.

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RESPONDENT.

v.

JASON TRAMMELL,

APPELLANT.

**AFFIDAVIT IN SUPPORT OF MOTION TO
WITHDRAW DIRECT APPEAL**

PERSONALLY appeared before me, **Jason Trammell**, who being duly sworn, deposes and says:

1. I am aware that a direct appeal from my convictions and sentences for Forgery has been filed with this Honorable Court.
2. I have retained Tara Dawn Shurling to represent me on appeal. Attorney Shurling has given me her professional opinion concerning my chances of prevailing on a direct appeal. With the benefit of her advice, I have decided to withdraw my direct appeal in order to proceed directly with collateral review through an Application for Post-Conviction Relief.
3. I have been advised that the issues which would be properly presented for review on direct appeal *may not* be raised in a PCR Application. I have also been advised of the contemporaneous objection rule and its effect on what issues may be successfully pursued on direct appeal under South Carolina law.
4. I am aware that if I withdraw my direct appeal I *will not* be able to pursue the issues that could have been raised on direct appeal at a later time. It has been fully explained to me that once an order is issued permitting me to withdraw my direct appeal, I will not be able to request a direct appeal at some later date.

11/22/2013

J. T CH

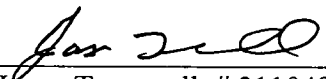
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SC Court of Appeals

State v. Jason Trammell
Affidavit In Support of Motion to
Withdraw Direct Appeal

5. Nothing has been said or done to coerce my decision in any way. I have made the decision to withdraw my direct appeal freely and voluntarily with the benefit of counsel with whom I am well pleased.
6. I wish to withdraw my direct appeal and respectfully request that I be permitted to do so.



Jason Trammell, # 311049

SWORN TO BEFORE me this 22nd day
of November, 2013.

Curtis Hicks  (L.S.)
Notary Public for South Carolina

My Commission Expires: Apr 12, 2023

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In The Court of Appeals

APPEAL FROM UNION COUNTY
Court of General Sessions
The Honorable John C. Hayes, III, Circuit Court Judge

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RESPONDENT.

v.

JASON TRAMMELL

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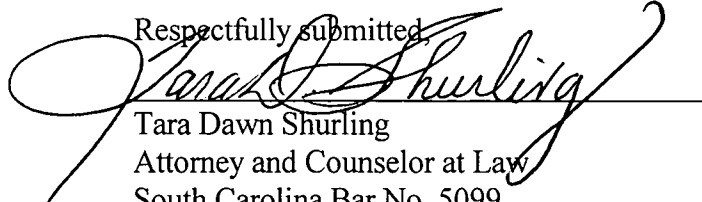
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ATTORNEY FOR APPELLANT.

This 22nd day of November, 2013.

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SC Court of Appeals

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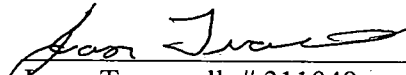
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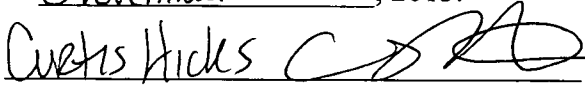
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SWORN TO BEFORE me this 22nd day
of November, 2013.



Curtis Hicks (L.S.)
Notary Public for South Carolina

My Commission Expires: Apr 12, 2023

LAW OFFICE OF



TARA DAWN SHURLING, PA

Attorney and Counselor at Law

3614 Landmark Drive

Suite A

Columbia, South Carolina 29204

(803) 738-8622

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E-Mail: tdslaw@shurlinglaw.com

November 22, 2013

The Honorable Jenny A. Kitchings
Clerk, South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

RE: State of South Carolina v. Jason Trammell
Case Nos. 2011-GS-44-00162, 163, 164, 165
Appellate Case No. 2013-000060

Dear Ms. Kitchings:

The Initial Brief of Appellant is due in the above-captioned matter on today's date. I met with my client at Broad River Correctional Institution today and had the opportunity to have lengthy conference with him. I reviewed my findings concerning the trial transcript with Mr. Trammell and advised that, in my best professional judgment, there are no meritorious issues preserved for appellate review on appeal present in his case. For that reason, Mr. Trammell has decided that he wishes to withdraw his direct appeal and to pursue collateral review through Post-Conviction Relief. I have enclosed an affidavit documenting this client's desire to withdraw his direct appeal. As you can see from the affidavit, I have gone to great lengths to insure that the client understands all the consequences of this decision. At this time, I am requesting this Court's Order permitting Mr. Trammell to withdraw his direct appeal. He is an intelligent man and I am confident he is making an informed and voluntary decision concerning his direct appeal rights. With my thanks for the Court's consideration of this request, I remain,

Sincerely yours,

A handwritten signature in black ink that reads "Tara Dawn Shurling". The signature is written in a cursive, flowing style.

Tara Dawn Shurling
Attorney and Counselor at Law

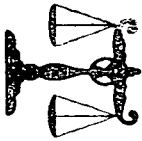
TDS /sm
Enclosure

cc: Salley W. Elliott, Senior Assistant Deputy Attorney General (w/enclosure)
Jason Trammell (w/enclosure)
Paulette Trammell (w/enclosure)

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SC Court of Appeals



Law Offices of

Tara Dawn Shurling, P.A.

Attorneys and Counselors at Law

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Columbia, South Carolina 29204

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Supreme Court of Appeals

The Honorable Jenny Kitchings

Clerk of Court of Court of Appeals

P.O. Box 11629

Columbia, SC 29211-0000



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