

STATE OF SOUTH CAROLINA)
 COUNTY OF SPARTANBURG)
)
 STATE OF SOUTH CAROLINA,)
)
 Respondent,)
)
 v.)
)
 TERRELL A. BROWN,)
)
)
 Petitioner.)
 _____)

IN THE SOUTH CAROLINA COURT OF APPEALS
 APPELLATE CASE NO. 2025-000798

RECEIVED

Apr 21 2026

SC Court of Appeals

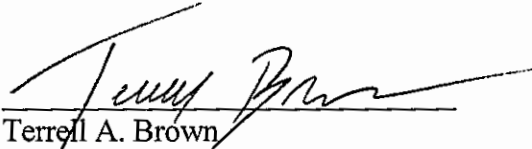
AFFIDAVIT OF
 TERRELL A. BROWN

PERSONALLY appeared before me, Terrell A. Brown, who being duly sworn, deposes and says:


1. I am the petitioner in the above captioned case.
2. I understand that I am entitled to an appeal of the denial of post-conviction relief (PCR) and potentially entitled to a belated direct appeal of my convictions, and that, because I am indigent, I am entitled to the assistance of an attorney from the South Carolina Office of Appellate Defense.
3. A Spartanburg County Grand Jury indicted me in October 2013 for two counts of murder, and in October 2014 for unlawful carrying of a pistol. My case was called to trial on March 16 – 19, 2015, before the Honorable J. Mark Hayes, II, and a jury. I was convicted of two counts of voluntary manslaughter and the weapons charge, and I was sentenced to serve thirty years suspended to the service of fifteen years and five years of probation for each count of voluntary manslaughter, and to one year for unlawful carrying of a pistol, with sentences to be run concurrently.
4. Although I was convicted at a trial, my attorney did not serve a notice of appeal.
5. On or about December 19, 2016, I filed a PCR application. On or about May 22, 2017, the State made a return and partial motion to dismiss. I appeared before the Honorable Grace Knie on January 31, 2018 for a hearing on the State’s motion to dismiss. On May 9, 2018, the court issued an order denying the State’s motion to dismiss.
6. After I filed an amended application and the State filed an amended return, on November 13, 2019, a PCR hearing was held before the Honorable Eugene Griffith,

Jr. On April 21, 2025, the PCR court issued an order of dismissal. My PCR attorney served a notice of intent to appeal. Appellate Defender Joanna Delany was assigned to represent me in my case.

7. Ms. Delany has filed a petition for writ of certiorari in my case, and the State has made its return. On December 1, 2025, the Supreme Court transferred my case to this Court, and my case is ready for consideration before this Court.
8. In January of 2026, I spoke with Ms. Delany on the telephone about the possibility of dismissing my appeal, and requested she move to dismiss my appeal. I received a letter from Ms. Delany dated March 16, 2026, in which she explained the dangers and disadvantages of withdrawing my appeal. I have reviewed that letter and understand the consequences of my actions.
9. I understand that I am entitled to a direct appeal of my convictions and sentences, and that, because I am indigent, I am entitled to the assistance of an attorney from the South Carolina Division of Appellate Defense. I have been informed that if I withdraw my appeal that I forever waive those issues that could be raised.
10. In light of the risks which have been explained to me, it is my desire that the South Carolina Division of Appellate Defense withdraw my appeal.
11. I have made this decision on my own, with a full understanding of all the possible consequences of this action.
12. I do not wish to appeal.


Terrell A. Brown

SWORN TO before me this 10~~th~~ 13
day of April, 2026.


Tamara Conwell (L.S.)
Notary Public for South Carolina
My Commission Expires: My Commission Expires
October 6, 2033

