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Jul 31 2026

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Court of General Sessions

R. Scott Sprouse, Circuit Court Judge

Case No.

2026-001679

The State,

Respondent,

v.

Gerald Whitner,

Appellant.

MOTION TO WITHDRAW AS COUNSEL AND FOR
EXTENSION OF TIME TO FIND NEW COUNSEL

A jury convicted the Appellant of multiple drug offenses on July 15, 2026, and the trial court sentenced the Appellant to life imprisonment on July 16, 2026. The undersigned was retained for the criminal case, but not the appeal. In keeping with his duties as defense counsel, the undersigned filed the Notice of Appeal on July 29, 2026, from the jury's verdicts, from the trial court's sentences, and from the trial court's written order denying the Appellant's Motion for New Trial.

The undersigned respectfully requests leave to withdraw as counsel in this appeal. Counsel is unaware whether the Appellant will qualify for the Office of Appellate Defense or whether he intends to retain counsel for his appeal.

In addition, the undersigned respectfully requests that this Honorable Court allow Appellant 30 days from the date of any order in response to this Motion to obtain new counsel and extend all deadlines accordingly.

Respectfully submitted,

s/Andrew B. Moorman, Sr.
Andrew B. Moorman, Sr.
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Attorney for Appellant

Other Counsel of Record:

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PROOF OF SERVICE

I certify that on this, the 31st day of July 2026, Appellant's Motion to Withdraw as Counsel and for Extension of Deadlines was served on the South Carolina Attorney General's Office by email and/or US Mail.

Respectfully submitted,

s/Andrew B. Moorman, Sr.
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