

Sineath, Christina

From: Pam C. Mckoy <pcmckoy@sccid.sc.gov>
Sent: Tuesday, February 11, 2014 3:51 PM
To: Allen, Claire
Cc: Thompson, Ashli; Sineath, Christina; Orr, Jacklyn
Subject: State v. Larry Wilson - 2013-001699
Attachments: Drop Letter Feb. 11, 2014.pdf

Ms. Allen,

Re: State v. Larry Wilson – 2013-001699

I have attached a copy of a letter from Benjamin Tripp addressed to the Court, along with an affidavit to drop Mr. Wilson's appeal. Both were inadvertently sent to and clocked by the Supreme Court today. We will retrieve the original letter and forward it to you on Thursday.

Please let me know if you have any questions or concerns.

I apologize for the inconvenience.

Thank you,
Pam McKoy

Pam McKoy
South Carolina Commission on Indigent Defense
Appellate Division
1330 Lady Street, Suite 401
PO Box 11589
Columbia, SC 29201-1589
(803) 734-1330 - Telephone
(803) 734-1397 - Fax



SCCID

SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

Division of Appellate Defense
1330 Lady Street, Suite 401
Columbia, South Carolina 29201-3332
Post Office Box 11589
Columbia, South Carolina 29211-1589
Telephone: (803) 734-1330
Facsimile: (803) 734-1387

Robert M. Dudek, Chief Appellate Defender
Wanda H. Carter, Deputy Chief Appellate Defender

February 11, 2014

RECEIVED

FEB 11 2014

The Honorable Jenny Abbott Kitchings
S.C. Court of Appeals
PO Box 11629
Columbia, SC 29211

S.C. Supreme Court

Re: State v. Larry Wilson - Appellate Case No. 2013-001699

Dear Ms. Kitchings:

On January 27, 2014, I filed a request for abeyance with this Court pending receipt of an affidavit from Mr. Wilson to drop his appeal. As evidenced by the enclosed affidavit, Mr. Wilson has elected to drop his appeal. I have discussed the consequences of dropping the appeal with Mr. Wilson both verbally and in writing. Because Mr. Wilson's decision to drop his direct appeal is knowing, intelligent, and voluntary after thoroughly discussing the advantages and disadvantages of pursuing a direct appeal, I respectfully request that the Court issue an order dismissing Mr. Wilson's appeal.

By copy of this letter, I am informing Salley W. Elliott of the Office of the Attorney General of Mr. Wilson's decision.

Thank you for your time and assistance in this matter.

Sincerely,

Benjamin J. Tripp
Appellate Defender

BJT/pcm

Enclosure

cc: Salley W. Elliott, Esquire
Larry Wilson

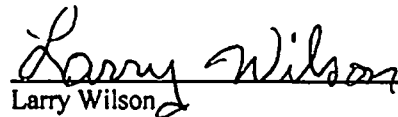
STATE OF SOUTH CAROLINA)
)
COUNTY OF GREENVILLE)
)
THE STATE,)
)
Respondent,)
)
v.)
)
LARRY WILSON)
)
Appellant.)
)
_____)

IN THE SOUTH CAROLINA COURT OF APPEALS
APPELLATE CASE NO. 2013-001699


AFFIDAVIT

PERSONALLY appeared before me, Larry Wilson, who being duly sworn, deposes and says:

1. I am the appellant in the above captioned case.
2. I understand that I am entitled to an appeal of my conviction, and that, because I am indigent, I am entitled to the assistance of an attorney from the South Carolina Office of Appellate Defense. I have been informed that if I drop my direct appeal that I forever waive those issues that could be raised.
3. In light of the risks which have been explained to me, it is my desire that the South Carolina Office of Appellate Defense drop the appeal formerly filed on my behalf.
4. I have made this decision on my own, with a full understanding of all the possible consequences of this action.
5. I do not wish to appeal.


Larry Wilson

SWORN TO before me this 10th
day of February, 2014.



Notary Public for South Carolina
My Commission Expires: 2/24