



The South Carolina Court of Appeals

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February 19, 2014

The Honorable Gwen T. Hyatt
PO Box 1220
Dillon SC 29536-1220

REMITTITUR

Re: The State v. Robert L. Nelson
Lower Court Case No. 2010GS1700245, 2010GS1700248,
2010GS1700246, 2010GS1700244
Appellate Case No. 2012-212640

Dear Clerk of Court:

The above referenced matter is hereby remitted to the lower court or tribunal. A copy of the judgment of this Court is enclosed.

Very truly yours,

V. Claire Allen, Deputy

CLERK

Enclosure

cc: Robert Lee Nelson, 351744
Susan Barber Hackett, Esquire
Deborah R.J. Shupe, Esquire

The South Carolina Court of Appeals

The State, Respondent,

v.

Robert Lee Nelson, Appellant.

Appellate Case No. 2012-212640

ORDER

On December 18, 2013, Appellant's counsel filed a letter acknowledging Appellant signed a plea agreement to two murder charges and as part of the plea agreement, Appellant agreed to withdraw this appeal. Appellant's counsel added "[i]t is my understanding . . . that this agreement was placed on the record during the November 18, 2013 guilty plea hearing." Respondent has now filed a motion to dismiss this appeal, arguing Appellant has received the benefit of his plea agreement, entered with the advice of counsel, and this appeal should be dismissed in accordance with the plea agreement. Appellant did not file a return.

We construe Appellant's December 18, 2013 letter as a request to voluntarily withdraw this appeal. Because it appears that Appellant, with full understanding of all possible consequences of this action and with agreement of counsel, wishes to withdraw and dismiss this matter, this appeal is dismissed. The remittitur will be sent as provided by Rule 221(b) of the South Carolina Appellate Court Rules.

 C.J.
FOR THE COURT

Columbia, South Carolina

cc:

Susan Barber Hackett, Esquire
Deborah R.J. Shupe, Esquire
Gwen T. Hyatt

FILED

2/3/14 EAC