

The Supreme Court of South Carolina

Marlon Rivera, Petitioner,

v.

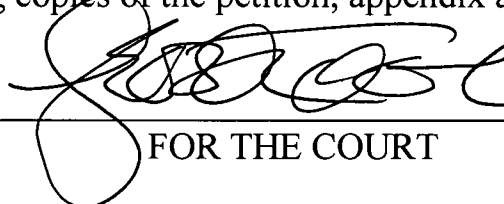
State of South Carolina, Respondent.

Appellate Case No. 2013-002652

ORDER

Petitioner has filed a notice of appeal from an order of the circuit court denying his application for post-conviction relief (PCR). The South Carolina Commission on Indigent Defense, Division of Appellate Defense, is currently representing petitioner in this matter. Lara M. Caudy, Appellate Defender, has moved for the appointment of counsel outside of the Division of Appellate Defense due to a conflict of interest arising from an allegation of ineffective assistance of appellate counsel that was raised to and ruled upon by the PCR judge. The State takes no position on the motion.

The motion is granted. The Division of Appellate Defense is hereby relieved as counsel and J. Falkner Wilkes, who represented petitioner before the circuit court in this matter, is appointed to represent petitioner. The Division of Appellate Defense shall remain associated for the limited purpose of paying for any necessary transcript(s) and providing copies of the petition, appendix and briefs.


C.J.
FOR THE COURT

Columbia, South Carolina

April 24, 2014

cc:

Karen Christine Ratigan, Esquire

Lara Mary Caudy, Esquire

J. Falkner Wilkes