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DEC 15 2014

S.C. SUPREME COURT

KIMBERLY MCCALL
ADMINISTRATIVE COORDINATOR
1330 LADY STREET, SUITE 401
COLUMBIA, S.C. 29201-3332

**RE: SAMUEL WHITNER V. THE STATE/APPELLATE CASE: 2014-001951,
NOTICE OF MOTION FOR PRELIMINARY INJUNCTION WAIVER OF
REPRESENTATION**

I'm writing in response to your December 2, 2014 correspondence which therein has informed me that I am eligible for representation by this office, and however, this office is awaiting for the court reporter to provide this office with the copy of the transcripts.

It is with my understanding, that I am hereby knowingly and intelligently providing this office, through this correspondence, A NOTICE TO MOVE A PRELIMINARY INJUNCTION against this office and move to proceed pro se within the above cited action AND with NOTICE of my intention, as the Petitioner, to WAIVE ANY AND ALL representation by this office (i.e. The Division of Appellate Defense); due to the fact imputative conflict had so derived from prior representation from the South Carolina Commission on Indigent Defense and and it's constituents, that which had brought about substantive causes of irreparable injury under the four part analysis as provided of Mfg., Ltd Bennet, 2003, 296 F. Supp. 2d 681. The Petitioner can and will clearly and unequivocally assert [his] right of self representation. Moreover, it is with the Petitioner's understanding entirely that the right of counsel does not extend to preparing a certiorari petition. U.S., 574 F.3d 574, 530, 536 (4th Cir. 2005)

However, with regards to this office's rendered reference to a previous filed motion, that lies within the December 2, 2014 correspondence (Exhibit 12) from this office, that which was titled, RE: "YOUR RECENT LETTER." The motion that is referred to within this office's December 2, 2014 correspondence, it is a Motion to Relieve Counsel with consolidation, pursuant to Rule 42(a) S.C.R.C.P. that was filed with the court of common pleas, case No.: 2013-cp-23-00765 (Exhibit B), submitted on the 31st day of July 2014, before a disposition had been rendered by the P.C.R. Court. Furthermore, I had previously informed the Supreme Court of this matter, as well as this office. I have not received an order of disposition concerning my case (i.e. I remain unserved of a disposition). Also, I have not received an order concerning the aforementioned motion to relieve and injunction. I remain unserved of a notice of appeal. I have not yet received any disposition concerning these matters. However, it was unlawful for an appeal to rest with this Supreme Court this matter hold to be interlocutory.

The Petitioner Respectfully apprises this office of a NOTICE OF MOTION thus to file a pro se preliminary injunction against this office.

SWORN TO AND SUBSCRIBED BEFORE ME
THIS 12th DAY OF December 2014

Susan W. Frye
NOTARY PUBLIC FOR SOUTH CAROLINA

MY COMMISSION EXPIRES:
My Commission Expires
March 5, 2018

Respectfully submitted,

Samuel Whitner

Samuel Whitner #263066
B.R.C.I. Wat. 143 B
4460 Broad River Rd.
Columbia, S.C. 29210

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

2013-cp-23-00765

Appellate case No.: 2014-001951

Samuel L. Whitner,.....Petitioner,

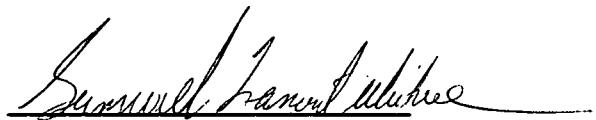
v.

The State,.....Respondent.

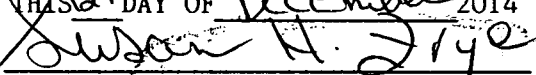
PROOF OF SERVICE

I, the above Petitioner, hereby certify that I have forwarded a correspondence titled RE: SAMUEL WHITNER V. THE STATE/APPELLATE CASE: 2014-001951, PRO SE NOTICE OF MOTION FOR PRELIMINARY INJUNCTION WAIVER OF REPRESENTATION to the Administration Coordinator, Kimberly McCall, addressed to 1330 Lady Street, Suite 401, Columbia, South Carolina, 29201-3332, on the 12th day of December 2014, and hereby certify that the below listed party has been served the same.

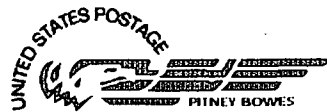
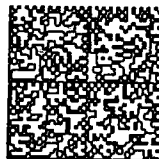
Daniel E. Shearouse
P.O. Box 11330
Columbia, S.C. 29210



Samuel L. Whitner #263066
B.R.C.I. Wat. 143 B
4460 Broad River Rd.
Columbia, S.C. 29210

SWORN TO AND SUBSCRIBED BEFORE ME
THIS 12th DAY OF December 2014

NOTARY PUBLIC FOR SOUTH CAROLINA
MY COMMISSION EXPIRES March 5, 2018

Samuel Lambert Whitmer #263066
B.R.C.I. WAT 143
4460 Broad River Road
Columbia S.C. 29210



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LEGAL MAIL