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SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

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MAY 01 2015

SC Court of Appeals

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

May 1, 2015

The Honorable Jenny Abbott Kitchings
Clerk of the S.C. Court of Appeals
P.O. Box 11629
Columbia, S.C. 29211

Re: State v. Leroy Knight – Appellate Case No.2014-001318

Dear Ms. Kitchings:

The initial brief of appellant and designation of matter in the above case was due to be filed on April 14, 2015. However, on March 15, 2015, I sent Mr. Knight a letter discussing the consequences of dropping his appeal, along with an affidavit. On April 13, 2015, I sent Mr. Knight a second letter and affidavit advising him to return the signed, notarized affidavit to me within ten (10) days if it was his intention to drop his appeal. On April 14, 2015, I filed a motion with this Court to hold time limits in abeyance pending receipt of Mr. Knight's affidavit to drop his appeal.

Mr. Knight has decided to drop his appeal, as evidenced by the enclosed affidavit. Because he has been informed of the advantages and disadvantages of pursuing this appeal, I believe he has made his decision knowingly and voluntarily.

I respectfully request that an order be issued dismissing this appeal. By copy of this letter, I am informing Salley W. Elliott, Esquire, of my client's decision.

Sincerely,

Robert M. Dudek
Chief Appellate Defender

RMD/pcm

Enclosure: Signed Drop Affidavit

cc: Salley W. Elliott, Esquire

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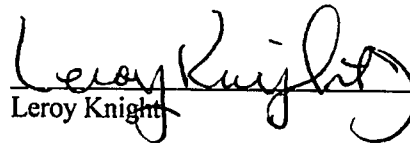
IN THE SOUTH CAROLINA COURT OF APPEALS

STATE OF SOUTH CAROLINA)
)
 COUNTY OF LEXINGTON)
)
 THE STATE,)
)
 Respondent,)
)
 v.)
)
 LEROY KNIGHT,)
)
 Appellant.)
)
 _____)


AFFIDAVIT

PERSONALLY appeared before me, Leroy Knight, 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.


 Leroy Knight

SWORN TO before me this 21 day of April, 2015.

 (L.S.)
 Notary Public for South Carolina
 My Commission Expires: _____

My Commission Expires December 22, 2016