

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM MARION COUNTY  
Court of Common Pleas

D. Craig Brown, Circuit Court Judge

Case No. 2011-GS-33-113

RECEIVED  
APR 20 2015  
SC Court of Appeals

The State, ..... Respondent,

v.


Darryl Wayne Moran, ..... Appellant.

**MOTION TO SUBSTITUTE COUNSEL**

Pursuant to Rule 240, SCACR, the appellant respectfully requests that the Court issue an order relieving attorneys Robert Dudek and J. David Banner and substituting attorney John Nichols as his counsel in this case.

The appellant is being served with a copy of this motion, and by his attached affidavit he represents to the Court that it is his desire for this motion to be granted.

Respectfully submitted, ✓



John S. Nichols, SC Bar #4210  
BLUESTEIN, NICHOLS,  
THOMPSON & DELGADO  
Post Office Box 7965  
Columbia, South Carolina 29202  
(803) 779-7599  
(803) 779-8995 (facsimile)  
jsnichols@bntdlaw.com

April 20, 2015

Attorneys for Appellant

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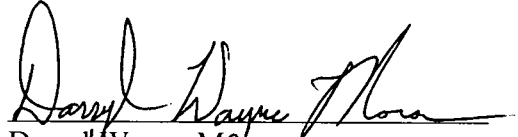
**AFFIDAVIT**

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The undersigned, Darryl Wayne Moran, first being sworn deposes and states as follows:

1. I, Darryl Wayne Moran, currently reside in the South Carolina Department of Corrections at the Palmer Pre-Release Center.
2. I was sentenced in August, 2014, in the Marion General Sessions Court on the charges of Conspiracy, Criminal Conspiracy, Common Law conspiracy defined, indictment number 2011-GS-33-0113.
3. My trial attorney was David Banner, who properly filed a Notice of Appeal. My case was initially handled by Robert Dudek Esq., an attorney with the South Carolina Commission on Indigent Defense, Appellate Section.
4. I have retained John Nichols, Post Office Box 7965, Columbia, SC 29202, to perfect my appeal from the trial conviction and sentencing.

5. I hereby wish to substitute Mr. Nichols, for the South Carolina  
Commission on Indigent Defense as my appellate counsel in this matter.

  
Darryl Wayne Moran

SWORN TO AND SUBSCRIBED BEFORE ME  
THIS 14<sup>th</sup> DAY OF April, 2015.

  
Notary Public of South Carolina  
My Commission Expires: 10-16-2016

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**PROOF OF SERVICE**

The undersigned hereby certifies that on the date indicated below she served counsel of record with a copy of the *Motion to Substitute Counsel* by mailing copies of the same by United States Mail with first class postage prepaid to the following addresses:

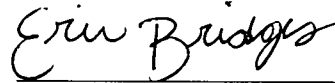
Robert Michael Dudek  
S.C. Commission on Indigent Defense  
PO Box 11589  
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Alan M. Wilson  
Salley W. Elliott  
S.C. Attorney General's Office  
PO Box 11549  
Columbia, SC 29211

April 20, 2015



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Erin Bridges  
BLUESTEIN, NICHOLS, THOMPSON  
& DELGADO, LLC



BLUESTEIN · NICHOLS · THOMPSON · DELGADO LLC  
ATTORNEYS AT LAW

April 20, 2015

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**VIA HAND DELIVERY**

The Honorable Jenny Kitchings  
Clerk of Court  
South Carolina Court of Appeals  
1220 Senate Street  
Columbia, South Carolina 29201

RE: The State v. Darryl Wayne Moran  
Case Tracking No.: 2014-002331

Dear Ms. Kitchings:

Please find enclosed for filing the original and seven (7) copies of a *Motion to Substitute Counsel* in reference to this case. I have also enclosed a proof of service of this document on counsel of record. Please return the additional filed copy to me via our courier.

Thank you for your attention to this matter. If you have any questions or need any additional information, please do not hesitate to contact me.

Sincerely,

Erin Bridges

Paralegal to John S. Nichols  
BLUESTEIN, NICHOLS, THOMPSON &  
DELGADO, LLC

/emb

Enclosures

cc: Robert Michael Dudek, Esquire  
J. David Banner, Esquire  
Fitzlee H. McEachin, Esquire

Alan M. Wilson, Esquire  
Salley W. Elliott, Esquire  
Darryl W. Moran