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THE STATE OF SOUTH CAROLINA
In The Supreme Court

APPEAL FROM FLORENCE COUNTY
Court of Common Pleas

William H. Seals, Jr., Circuit Court Judge

Case No. 2013-CP-21-2574

RECEIVED

MAY 12 2015

SC Court of Appeals

E.L. Clements, III, Solicitor,
Twelfth Judicial Circuit,

Respondent,

v.

Approximately 17.84 Grams
of Cocaine Base, One
Thousand Six Hundred Forty-
Six and No/100's Dollars
(\$1,646.00) US Currency and
Toddrique Dequil Henderson,

Appellants.

MOTION TO BE RELIEVED AS COUNSEL

Ray Coit Yarborough, Jr. hereby moves the Court to be relieved as counsel

in this matter and that the filing fees be waived.

May 7, 2015

Ray Coit Yf.

Ray Coit Yarborough, Jr.
Post Office Box 4198
Florence, South Carolina 29502
(843) 676-0580
SC Bar #5725
Attorney for Appellant

Other Counsel of Record:
Stephen L. Hill
180 N. Irby Street, MSC-Q, Room 1101
Florence, South Carolina 29501
Attorney for Respondent
(843) 665-3091

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AFFIDAVIT OF RAY COIT YARBOROUGH, JR.

Ray Coit Yarborough, Jr., after first being duly sworn, deposes and says:

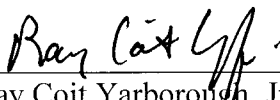
I was appointed as Guardian for Mr. Henderson, an indigent, in a forfeiture action by order of the Florence County Circuit Court filed on November 18, 2013. This was the first time I have been appointed to represent indigents in forfeiture actions. After his hearing, Mr. Henderson indicated that he wished to appeal the ruling of the court. I asked a deputy Clerk of Court if I needed to do anything. She told me to call the office of Appellate Defense for instructions. When I returned to

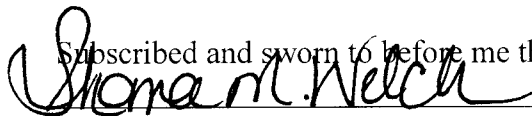
my office, my paralegal and I called the office of Appellate Defense. The lady we spoke with at Appellate Defense instructed us to file a Notice of Appeal and to send a copy of the notice to their office. She said that the office of Appellate Defense would pursue the appeal. We followed their instructions. On May 6, 2015 we emailed Appellate Defense to discuss an exception letter issued by the Court of Appeals dated April 28, 2015. A different lady at Appellant Defense responded and said that they did not handle civil cases, and that I should contact the Court of Appeals.

I would ask that I be relieved as counsel in this case. I merely followed instructions in getting the case to the appellate court, and never intended to represent Mr. Henderson on appeal. I was appointed solely as his Guardian in the forfeiture case.

This court sent a deficiency letter dated April 28, 2015 advising that no filing fee accompanied the Notice of Appeal. As noted above, I was appointed to represent Mr. Henderson because he is indigent and would ask the court to please waive filing fees for this appeal, at least as far as I may be obligated to pay them.

May 7, 2015


Ray Coit Yarborough, Jr.
Post Office Box 4198
Florence, South Carolina 29502
(843) 676-0580
SC Bar #5725
Attorney for Appellant

Subscribed and sworn to before me this 7th day of May, 2015.

Notary Public for South Carolina
My Commission Expires: January 11, 2020

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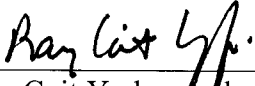
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PROOF OF SERVICE

I certify that I have served the Motion to be Relieved as Counsel on
Solicitor of Florence County, Stephen L. Hill, the South Carolina Office of
Appellant Defense, and Toddrique Dequil Henderson by depositing a copy of it in
the United States Mail, postage prepared, on May 7, 2015, addressed:
Stephen L. Hill, 180 N. Irby Street, MSC-Q, Room 1101, Florence South Carolina
29501, South Carolina Office of Appellant Defense, ATTN: Robert Michael

Dudek, POB 11589, Columbia, SC 29211 and Toddrique Dequil Henderson, RCI
BA-47, POB 2039, Ridgeland, SC 29936.

May 7, 2015



Ray Coit Yarborough, Jr.
Post Office Box 4198
Florence, South Carolina 29502
(843) 676-0580
SC Bar #5725
Attorney for Appellant

Ray Coit Yarborough, Jr.
Attorney At Law
P.O. Box 4198
Florence, SC 29502
(843) 676-0580
FAX 676-9045

May 7, 2015

The South Carolina Court of Appeals
ATTN: Case Manager: Ms. Diane Green
POB 11629
Columbia, SC 29211

RECEIVED
MAY 12 2015
SC Court of Appeals

RE: E.L. Clements vs. Todrique DeQuil Henderson
CA# 2013-CP-21-2574 - forfeiture action
Appeals CA#: 2015-000762

Dear Ms. Green:

Please find enclosed original and six copies of following for above referenced matter:

- \$50.00 motion fee check #2770
- Motion to be Relieved as Counsel
- Proof of Service
- Affidavit of Ray Coit Yarborough, Jr.
- Self addressed stamped envelope to return clocked in copies

Sincerely,



Shana M. Welch

Paralegal to Attorney Ray Coit Yarborough, Jr.

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From: / Ray Coit Yarborough, Jr.
Attorney At Law
P.O. Box 4198
Florence, South Carolina 29502

To: /Destinataire:

Ray Coit Yarborough, Jr.
Attorney At Law
P.O. Box 4198
Florence, South Carolina 29502

