

 ORIGINAL

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Greenville County
C. Victor Pyle, Jr., Circuit Court Judge

RECEIVED
MAY 15 2015
SC Court of Appeals

THE STATE,

RESPONDENT,

V.

DANIEL LOPEZ,

APPELLANT

APPELLATE CASE NO. 2013-000903

MOTION TO BE RELIEVED AS COUNSEL

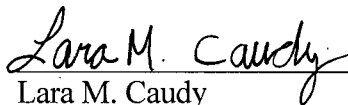
Undersigned counsel respectfully moves this Court to be relieved as counsel. In support of this motion, counsel shows the Court the following:

1. The Office of Appellate Defense undertook representation of Appellant and undersigned counsel was assigned to the case.
2. On February 20, 2014, the Initial Brief of Appellant was filed with the Court of Appeals by undersigned counsel.
3. On June 5, 2014, the Initial Brief of Respondent was filed with the Court of Appeals by Assistant Attorney General Christina Catoe Bigelow.
4. An oral argument was held in the Court of Appeals on March 3, 2015.
5. On April 29, 2015, the Court of Appeals issued Unpublished Opinion No. 2015-UP-216 affirming Appellant's convictions and sentence.

6. Upon information and belief, Appellant intends to file a *pro se* petition for rehearing with the Court of Appeals. Therefore, undersigned counsel moves to be relieved as counsel so that the *pro se* petition for rehearing is not rejected by this Court because of the prohibition against hybrid representation. See Miller v. State, 388 S.C. 347, 347, 697 S.E.2d 527, 527 (2010).

WHEREFORE, undersigned counsel respectfully requests this Court issue an order relieving her as counsel for Appellant as expeditiously as possible.

Respectfully submitted,



Lara M. Caudy
Appellate Defender

Attorney for Appellant

This 15th day of May, 2015

STATE OF SOUTH CAROLINA
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C. Victor Pyle, Jr., Circuit Court Judge

THE STATE,

RESPONDENT,

V.

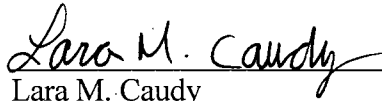
DANIEL LOPEZ,

APPELLANT

APPELLATE CASE NO. 2013-000903

CERTIFICATE OF SERVICE

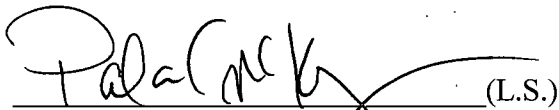
The undersigned attorney hereby certifies that a true copy of the Motion to be Relieved as Counsel in the above referenced case has been served upon Christina Catoe Bigelow, Esquire at Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201 and Daniel Lopez, #00355282, at McCormick Correctional Institution, 386 Redemption Way, McCormick, SC 29899, this 15th day of May, 2015.



Lara M. Caudy
Appellate Defender

Attorney for Appellant

SUBSCRIBED AND SWORN TO before me
this 15th day of May, 2015.



(L.S.)

Notary Public for South Carolina
My Commission Expires: July 24, 2022.

ORIGINAL



SCCID

SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

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Columbia, South Carolina 29201-3332
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Robert M. Dudek, Chief Appellate Defender
Wanda H. Carter, Deputy Chief Appellate Defender

May 15, 2015

RECEIVED
MAY 15 2015
SC Court of Appeals

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
P.O. Box 11629
Columbia, S.C. 29221

Re: The State v. Daniel Lopez
Appellate Case No. 2013-000903

Dear Ms. Kitchings:

Enclosed are an original and six copies of the Motion to be Relieved as Counsel in the above captioned case. Thank you for your assistance in this matter.

Sincerely,

Lara M. Caudy
Appellate Defender

LMC/pcm

Enclosure

cc: Christina Catoe Bigelow
Daniel Lopez