

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Court of General Sessions

RECEIVED

MAY 28 2015

Hon. R. Keith Kelly, Circuit Court Judge

SC Court of Appeals

Case No. Case No. 2015-000239

The State,

Respondent,

v.

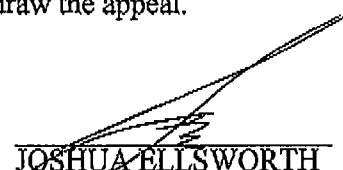
Joshua Ellsworth,

Appellant,

APPELLANT'S AFFIDAVIT IN SUPPORT OF MOTION TO WITHDRAW APPEAL

I, Joshua Ellsworth, am the Appellant in this Case. My attorneys have explained to me the consequences of the filing of the notice of abandonment of appeal construed as a motion to withdraw my appeal. I acknowledge and understand what it means to withdraw my appeal. I knowingly and voluntarily concur with the motion to withdraw the appeal.

Dated: 5/14/15


JOSHUA ELLSWORTH
SCDC# 00362825, Dorm# F10240A

Other Counsel of Record:

JOSHUA UNDERWOOD, Deputy Attorney General
South Carolina Attorney General's Office
Rembert Dennis Building
1000 Assembly Street, Room 519
Columbia, S.C. 29201
Telephone 803-734-3861
junderwood@scag.gov

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CERTIFICATE OF SERVICE

MAY 28 2015

The undersigned declares:

SC Court of Appeals

I am a citizen of the United States. My business address is 809 Montgomery Street, 2nd Floor, San Francisco, CA 94133. I am over the age of eighteen years and not a party to the within action.

On the date set forth below, I caused a true copy of the within

APPELLANT'S AFFIDAVIT IN SUPPORT OF ABANDONMENT OF APPEAL

to be served on the following parties in the following manner:

Mail Overnight mail _____ Personal service _____ Fax _____ Email _____

CLERK OF GENERAL SESSIONS COURT
State Grand Jury Clerk's Office
Hon. R. Keith Kelly, Circuit Court Judge
P.O. Box 11508
Columbia SC 29211

South Carolina Attorney General's Office
ALAN MCCRORY WILSON, Esq.
SALLEY W. ELLIOTT, Esq.
JOSHUA R. UNDERWOOD, Esq.
Rembert Dennis Building
1000 Assembly Street, Room 519
Columbia, S.C. 29201
Telephone 803-734-3861
junderwood@scag.gov

I declare under penalty of perjury that the foregoing is true and correct, and that this declaration is executed on MAY 28, 2015



JACKSON SQUARE LAW OFFICES
BUSTAMANTE, RAHN, SCHULTZ & MEIER

A COMMUNITY OF SOLE PRACTITIONERS

JAMES A. BUSTAMANTE
ALEXANDRA N. RAHN
DANNY B. SCHULTZ
LISA B. MEIER
SAM O'KEEFE

PARALEGAL: MYKE SUYAT

809 MONTGOMERY STREET
2ND FLOOR
SAN FRANCISCO, CA 94133
TEL (415) 394-3800
FAX (415) 394-3806

May 28, 2015

Via Fax and First Class Mail

South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211
Telephone: (803) 734-1890
Fax: (803) 734-1839

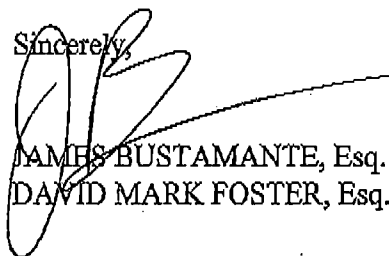
Re: The State, Respondent v. Joshua Ellsworth, Appellant
Appellate Case No. 2015-000239

Dear Clerk:

Enclosed please find the signed affidavit of Mr. Ellsworth. We received it in the mail today. Please disregard the letter requesting an additional two weeks that was sent by fax and mail earlier today.

Thank you kindly for your assistance. Please contact our office with any questions or concerns.

Sincerely,



JAMES BUSTAMANTE, Esq.
DAVID MARK FOSTER, Esq.

cc: Office of the Court Administrator
Calhoun Building
1015 Sumter Street, Suite 200
Columbia, South Carolina 29201-3739
Telephone (803) 734-1800
Facsimile (803) 734-1821

South Carolina Attorney General's Office
Alan McCrory Wilson, Esq.
Salley W. Elliott, Esq.
Joshua R. Underwood, Esq.
Main (803) 734-3970
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PARALEGAL: MYKE SUYAT

FAX TRANSMISSION

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SC Court of Appeals

Date:	Thursday, May 28, 2015		
To:	South Carolina Court of Appeals P.O. Box 11629 Columbia, SC 29211 Telephone (803) 734-1890 Facsimile (803) 734-1839	From:	Myke Suyat Paralegal for Attorney James A. Bustamante Tel (415) 394-3800 Fax (415) 394-3806
To:	Office of the Court Administrator Calhoun Building 1015 Sumter Street, Suite 200 Columbia, South Carolina 29201-3739 Telephone (803) 734-1800 Facsimile (803) 734-1821		
To:	<u>South Carolina Attorney General's Office</u> Alan McCrory Wilson, Esq. Salley W. Elliott, Esq. Joshua R. Underwood, Esq. Main (803) 734-3970 Facsimile (803) 253-6283		
Re:	The State, Respondent v. Joshua Ellsworth, Appellant Appellate Case No. 2015-000239		

Comments:

This transmission is 4 pages, including cover page.

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