



SCCID

SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

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

June 17, 2015

RECEIVED

JUN 17 2015

S.C. Supreme Court

Honorable Daniel E. Shearouse
Clerk, South Carolina Supreme Court
Post Office Box 11330
Columbia, South Carolina 29211

Re: Terry Douglas Campbell v. The State
Appellate Case No. 2014-001845

Dear Mr. Shearouse:

As evidenced by the enclosed affidavit, Mr. Campbell has elected to withdraw his post-conviction relief claim. I have discussed the consequences of withdrawing the PCR claim with Mr. Campbell in writing. Because Mr. Campbell's decision to drop his application is knowing and voluntary, I respectfully request that the Court issue an order dismissing Mr. Campbell's petition for writ of certiorari.

By copy of this letter, I am informing Karen C. Ratigan of the Office of the Attorney General of Mr. Campbell's decision.

Thank you for your time and assistance in this matter.

Sincerely,

Benjamin J. Tripp
Appellate Defender

Enclosure

cc: Karen C. Ratigan, Esquire
Terry Douglas Campbell



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June 3, 2015

Mr. Terry Douglas Campbell
Catawba Pre-Release
1030 Milling Road
Rock Hill, SC 29730

Re: Your case

Dear Mr. Campbell:

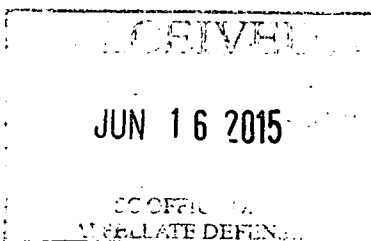
I understand that you wish to drop your PCR appeal, appellate case no. 2014-001845. Before I can ask the court to dismiss your appeal, you must show me that you understand and voluntarily agree to the consequences of the dismissal.

I filed a *Johnson* petition in your case, which I am required to file when I believe your appeal has no meritorious issues to appeal. However, the court is currently required to independently review your case and determine whether an issue worth exploring exists. Your case is currently in line for the court's review.

If your appeal is successful, then the remedy is to place you back in the position before you pled guilty. This necessarily means that the benefits of the plea bargain to which you pled would be nullified, and you would be exposed to all of the offenses with which you were originally charged. In essence, both you and the State would be back at square one.

You have an absolute right to this appeal free of charge through our agency. Also, once you drop this appeal, you cannot get it back. In other words, once you drop your appeal, you forever lose your right to an appeal of the PCR court's rulings in its order of dismissal. Also, you must know that dismissing the appeal may result in the inability to raise issues that could have been raised in a subsequent appeal to the United States Supreme Court. Finally, if you continue with this direct appeal and win, then you could receive harsher sentence the second time around.

If you still wish to drop your appeal, please sign below, have the signature notarized, and return this letter to me.



Terry Douglas Campbell
Terry Douglas Campbell

6-15-15
Date

James Gaudin
9-21-2020