

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

RECEIVED
JUN 19 2015
SC Court of Appeals

APPEAL FROM YORK COUNTY
Court of General Sessions

John C. Hayes, III, Circuit Court Judge
(Sentence)
Lee S. Alford, Circuit Court Judge
(Trial)

Case No. 2015-000724

The State,..... Respondent,

v.

Juan Orama Perez Appellant.

MOTION TO WITHDRAW APPEAL

Now comes the appellant, Juan Orama Perez, through his attorney Dale T. Cobb, Jr. of the firm of Belk, Cobb, Infinger & Goldstein, P.A., and hereby moves this Honorable Court to allow the appellant to withdraw his Notice of Appeal and dismiss the Appeal now pending before the Court. As grounds for this motion, counsel for the Appellant would allege the following:

1. That Counsel for the Appellant on June 15, 2015 spoke to Appellant about the status of his Appeal, and about why Appellant had not signed Affidavits of Indigency to allow the Office of Appellate Defense to take over his case.

2. That Appellant told Counsel at that time that he had been discussing his case with other individuals at Kirkland Correctional, and after careful consideration, had decided to withdraw his Notice of Appeal.

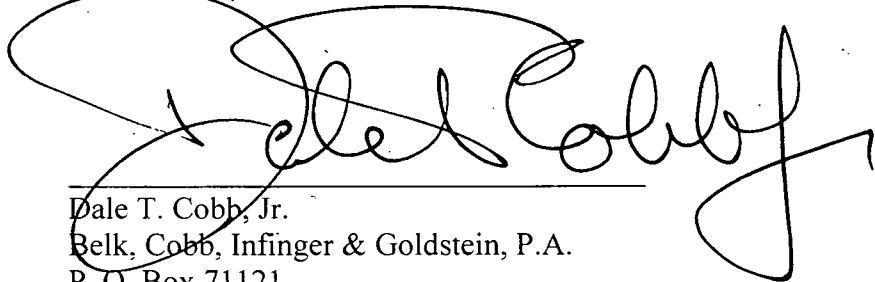
3. That Counsel explained to Appellant this was the only opportunity to appeal his conviction and sentence, and that if he withdrew his Notice of Appeal, he could not change his mind and refile it at a later time.

4. Appellant acknowledged he understood this, but that he believed that his sentence of five (5) years was as good as he was going to receive, under the circumstances, and that he was willing to finish out that sentence and return to his home state at the end of his sentence.

5. Counsel asked if he was doing this of his own free will and accord, or if anyone was forcing or coercing him to make this decision, and Appellant indicated that this was his decision alone, and reiterated that he wished counsel to ask the Court of Appeals to withdraw his appeal at this time.

6. For the foregoing reasons, counsel would respectfully request that the Notice of Appeal for Juan Orama Perez be withdrawn, and that this appeal be dismissed at the request of Appellant.

I SO MOVE,

A large, stylized handwritten signature in black ink, appearing to read "Dale T. Cobb, Jr.", is written over a horizontal line. The signature is highly cursive and loops around the line.

Dale T. Cobb, Jr.
Belk, Cobb, Infinger & Goldstein, P.A.
P. O. Box 71121
Charleston, SC 29415-1121
(843)554-4291
Attorney for Juan Orama Perez

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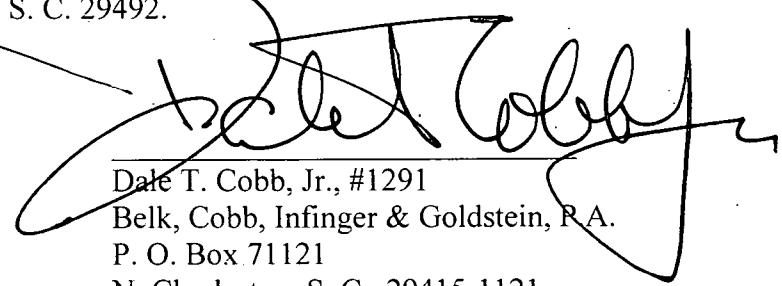
v.

Juan Orama Perez Appellant.

PROOF OF SERVICE

I certify that I have served the Motion to Withdraw, by depositing a copy of it in the United States Mail, postage prepaid, on June 16, 2015, addressed to its attorney of record, Matthew W. Shelton, 1675-1E York Hwy., York, S. C. 29492.

June 16, 2015



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Attorney for the Appellant

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June 16, 2015

Hon. Jenny Abbott Kitchings
Clerk of Court,
South Carolina Court of Appeals
P. O. Box 11629
Columbia, S. C. 29211

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SC Court of Appeals

Re: State v. Juan Orama Perez
Case No.: 2013GS4604250

Dear Ms. Kitchings,

Enclosed please find the original and one (1) copy of the Motion to Withdraw Appeal in the above referenced matter. After filing, please return in the self-addressed stamped envelope.

With kind regards, I remain

Very truly yours



Chelsea A. Harrison
Paralegal to Dale T. Cobb, Jr.
Belk, Cobb, Infinger, & Goldstein, P.A.

DTC/cah

Enclosures as stated

cc: Matthew W. Shelton, Esq.
SC Court Administration