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ATTORNEYS AT LAW

Attorneys

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Paralegal

Shaunda Smith

September 4, 2012

Daniel E. Shearouse, Clerk of Court
South Carolina Court of Appeals
Post Office Box 11330
Columbia, SC 29211

RE: DONALD HURLBERT v. STATE, 2011-CP-10-04018
Appellate Case No.: 2012-212353

Dear Mr. Shearouse:

Please find enclosed an original and three copies of an **AFFIDAVIT OF NO MERIT AND REQUEST TO BE RELIEVED** relative to the above-referenced matter. Please file the original and provide me with three (3) conformed copies of same.

If you have any questions or concerns relative to this matter, please do not hesitate to contact our office.

With kind regards, I remain

Sincerely,



Shaunda Smith
Paralegal

/sms

Enclosure(s): As stated

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SEP 05 2012

S.C. SUPREME COURT

THE STATE OF SOUTH CAROLINA
In The Court of Appeals
[In The Supreme Court]

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Kristi L. Harrington, Circuit Court Judge

Case No. 2000-CP-00-0000

DONALD JAMES HULBERT, Appellant,

v.

STATE OF SOUTH CAROLINA, Respondent.

AFFIDAVIT OF NO MERIT AND REQUEST TO BE RELIEVED

George E. Counts, Attorney for Appellant, who being duly sworn, does state as follows:

1. I have reviewed the matter; and,
2. It is my belief, as an officer of the court, that the appeal lacks merit.

THEREFORE, I request the court relieve me as counsel.

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SEP 05 2012

S.C. SUPREME COURT

s/George E. Counts
George E. Counts
27 Gamecock Ave., Ste 200
Charleston, South Carolina 29407
(843) 573-0143
Attorney for Appellant

SWORN before me this
4th Day of September, 2012

NOTARY PUBLIC FOR SOUTH CAROLINA
My commission expires: _____

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SEP 05 2012

S.C. SUPREME COURT