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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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FEB 10 2016

SC Court of Appeals

APPEAL FROM SUMTER COUNTY
Court of Common Pleas

The Honorable Clifton Newman, Circuit Court Judge

Case No. 2015-001540

The State of South Carolina, Respondent,

v.


Marty Lee Barnes, Appellant.

MOTION TO WITHDRAW APPEAL

The Appellant, Marty Lee Barnes, filed an appeal in this matter on July 15, 2015. Respondent has not filed a cross appeal to date. The Appellant hereby moves this Court for an Order allowing the Appellant to withdraw the appeal pursuant to Rule 260(c), SCACR. Appellant expects that the withdrawal of this appeal will end this matter.

Respectfully submitted,

NELSON MULLINS RILEY & SCARBOROUGH LLP

By: 
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Attorneys for Appellant

I CONSENT:

By: M. Barnes
Marty Lee Barnes

Columbia, South Carolina

February 9, 2016

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v.

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CERTIFICATE OF SERVICE

I, Cindy K. Hess, certify that I have served on February 10, 2016 the enclosed
MOTION TO WITHDRAW APPEAL in the above-referenced case by U.S. Mail to:

Alan McCrory Wilson, Esq.
Courtney Edwards Lowell, Esq.
South Carolina Attorney General's Office
Post Office Box 11549
Columbia, SC 29211

Adam L. Whitsett, Esq.
South Carolina Law Enforcement Division
Post Office Box 21398
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February 10, 2016

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SC Court of Appeals

Hand Delivered

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1015 Sumter Street
Columbia, SC 29201

RE: Marty Lee Barnes, 00145599
Case No. 2015-001540
Our File No. 33999/01356

Dear Ms. Kitchings:

Enclosed for filing please find the original and seven copies of Appellant's Motion to Withdraw Appeal and Certificate of Service in the above referenced matter. Also enclosed is a check for \$25 for the requisite filing fee. Please file the original and return a file stamped copy to my office.

By copy of this letter, I am serving all counsel of record with a copy of this document.

Very truly yours,



Meredith A. Weinberg

MAW:ckh

Enclosures

cc: Alan McCrory Wilson, Esq.
Courtney Edwards, Lowell, Esq.
Adam L. Whitsett, Esq.