

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

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APPEAL FROM SPARTANBURG COUNTY
Court of Common Pleas

SEP 19 2016

SC Court of Appeals

R. Keith Kelly, Circuit Court Judge
William R. Chumley, Magistrate Judge

Appellate Case No. 2015-000667

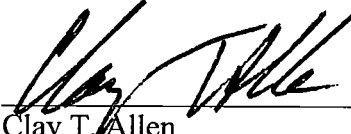
The State, Respondent,
v.
Annie Jackson, Appellant

MOTION TO WITHDRAW RECORD ON APPEAL FILED ON JULY 8, 2016

The undersigned attorney moves to disregard the Record on Appeal which was filed on July 8, 2016, on the appeal on above-referenced matter based upon the following:

1. This appeal was originally filed and served by the Appellant's prior attorney, Mary Frances Cole (formerly Mary Frances Dassel). Prior to the substitution of the undersigned as the Appellant's attorney of record, Ms Cole filed a Record on Appeal and Final Brief on September 3, 2015.
2. The undersigned attorney for the Appellant, upon taking over the case, mistakenly filed another Record on Appeal on July 8, 2016. Because that most recent Record on Appeal is essentially duplicative, the undersigned hereby moves that the Record on Appeal filed on July 8, 2016, be withdrawn and disregarded, and that the instant appeal proceed on the Record of Appeal and Final Brief as originally filed on or about September 3, 2015.

September 14, 2016


Clay T. Allen
South Carolina Bar No. 328
Seventh Judicial Circuit Public Defender
366 North Church St., Suite 3000
Spartanburg, SC 29303
(864) 596-2561
Attorney for Appellant

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM SPARTANBURG COUNTY
Court of General Sessions

The Honorable R. Keith Kelly, Circuit Court Judge
William R. Chumley, Magistrate Judge

Appellate Case No. 2015-000667

The State of South Carolina, Respondent,

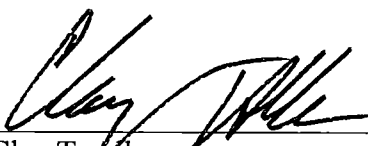
v.

Annie Jackson, Appellant

PROOF OF SERVICE OF
MOTION TO WITHDRAW RECORD ON APPEAL FILED ON JULY 8, 2016

I certify that I have served the Motion to Withdraw Record on Appeal Filed on July 8, 2016, on the State and the Appellant by depositing a copy of it in the United States Mail, postage prepaid, on September 14, 2016, addressed to its attorney of record, V. Henry Gunter, Jr., Assistant Attorney General, P.O. Box 11549 Columbia, South Carolina 29211 and to Annie Jackson, 8706 Donaldson Common Court, Charlotte, North Carolina 28216.

September 14, 2016


Clay T. Allen
Seventh Judicial Circuit Public Defender
366 North Church Street
Suite 3000
Spartanburg, SC 29303
(864) 596-2561
Attorney for Appellant

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SC Court of Appeals

SEVENTH JUDICIAL CIRCUIT PUBLIC DEFENDER

CLAY T. ALLEN
CIRCUIT PUBLIC DEFENDER

366 NORTH CHURCH STREET
SUITE 3000
SPARTANBURG SC 29303



TELEPHONE (864) 596-2561

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September 14, 2016

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

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Re: State v. Annie Jackson
Appellate Case No. 2015-000667

Dear Ms Kitchings:

Enclosed for filing are the original and six copies of the following:

1. Motion to Amend Transportation Order,
2. Proof of Service of Motion to Amend Transportation Order,
3. Motion to Withdraw Record on Appeal Filed on July 8, 2016, and
4. Proof of Service of Motion to Withdraw Record on Appeal Filed on July 8, 2016.

A copy of each document is also being sent to opposing counsel, V. Henry Gunter, Jr., and the Appellant, Annie Jackson.

Sincerely,

A handwritten signature in black ink, appearing to read "Clay T. Allen".

Clay T. Allen
Circuit Public Defender

CTA:

cc: V. Henry Gunter, Jr., Esquire
Ms Annie Jackson

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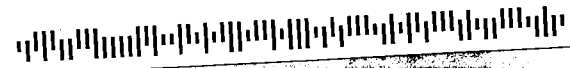


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29211



Seventh Judicial Circuit Public Defender

366 N Church Street, Suite 3000
Spartanburg, South Carolina 29303

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
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Columbia, South Carolina 29211

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