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December 28, 2016

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DEC 28 2016

SC Court of Appeals

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

Re: The State v. August B. Kreis, III
Appellate Case No. 2015-002340

Dear Ms. Kitchings:

Please accept this letter in lieu of a formal return to the *pro se* motion to relieve counsel filed by appellant, August B. Kreis, III, on December 12, 2016.

Counsel has done his best in raising the issues he thinks provided appellant with the best opportunity to obtain a new trial on direct appeal. Although counsel disagrees with appellant's motion, and believes that it is not in his best interest, counsel does not wish to frustrate the wishes of Mr. Kreis. Therefore, counsel takes no position on this motion and leaves the decision to the sound discretion of this Court. See, State v. Roberts, 364 S.C. 583, 614 S.E.2d 626 (2005); State v. Stuckey, 333 S.C. 56, 508 S.E.2d 564 (1998).

Sincerely,

Robert M. Dudek
Chief Appellate Defender

RMD/blw

cc: Vann Henry Gunter, Jr., Esquire
August Byron Kreis, III, #365998