

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Horry County
Steven H. John, Circuit Court Judge

RECEIVED
FEB 06 2018
SC Court of Appeals

THE STATE,

RESPONDENT,

V.

RAYMOND E. CHESTNUT,

APPELLANT

Appellate Case No. 2017-002077

MOTION TO BE RELIEVED AS COUNSEL OF RECORD

Pursuant to Rule 264(b), SCACR, Counsel for the appellant respectfully moves the Court to be relieved as counsel of record. In support of this request, counsel shows:

- (1) Mr. Chestnut filed a pro se Notice of Appeal on September 30, 2017. Mr. Chestnut made the same legal arguments in previous Motions to Vacate Convictions on May 22, 2015, September 15, 2015, June 22, 2016, and again on September 15, 2017 all of which were denied (See Order, Exhibit A). Since this is not a direct appeal, our office will not be able to handle it on appeal.
- (2) This office inadvertently had requested the transcript on November 15, 2017. Adriane Burk, our Legal Services Coordinator, was informed by Court Reporter Natalie Dahl, after she conducted extensive research, that there was no transcript of a hearing.
- (3) Since this is not a direct appeal, our office will not be able to handle this case.

WHEREFORE, counsel for Appellant respectfully requests the Court relieve him and the Appellate Division of the Office of Indigent Defense as Counsel.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "R M D", written over a horizontal line.

Robert M. Dudek
Chief Appellant Defender

February 6, 2018

Exhibit A

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Horry County

Honorable Steven H. John, Circuit Court Judge

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THE STATE,

RESPONDENT,

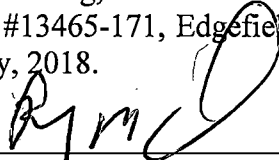
V.

RAYMOND E. CHESTNUT,

APPELLANT.


CERTIFICATE OF SERVICE

The undersigned attorney hereby certifies that a true copy of the Motion to be Relieved as Counsel of Record in the above referenced case has been served upon opposing counsel, J. Benjamin Aplin, Esquire, at Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, and Raymond E. Chestnut, #13465-171, Edgefield Federal Inst., PO Box 725, Edgefield, SC 29824, this 6th day of February, 2018.



Robert M. Dudek
Chief Appellate Defender

SUBSCRIBED AND SWORN TO before me
this 6th day of February, 2018.



(L.S.)
Notary Public for South Carolina
My Commission Expires: July 3, 2023.



SCCID

SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

Division of Appellate Defense
1330 Lady Street, Suite 401
Columbia, South Carolina 29201-3332
Post Office Box 11589
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Robert M. Dudek, Chief Appellate Defender
Wanda H. Carter, Deputy Chief Appellate Defender

February 6, 2018

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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. Raymond E. Chestnut – Appellate Case No. 2017-002077

Dear Ms. Kitchings:

Enclosed are an original and six copies of the Motion to be Relieved as Counsel in the above-captioned case. Thank you for your assistance in this matter.

Sincerely,

Robert M. Dudek
Chief Appellate Defender

RMD/mpm

Enclosure

cc: J. Benjamin Aplin, Esquire
Mr. Raymond E. Chestnut