

The South Carolina Court of Appeals

Dyeshawn Foster, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2016-002357

ORDER

Counsel has submitted a petition pursuant to *Johnson v. State*, 294 S.C. 310, 364 S.E.2d 210 (1988), and a motion to be relieved as counsel. We deny the motion to be relieved as counsel and direct the parties to address the following question and any other questions of arguable merit:

Was plea counsel ineffective in advising Petitioner he could face a sentence of life without parole if he were convicted at trial of attempted murder?

Petitioner shall serve and file a petition on this question within thirty days of the date of this order. Thereafter, Respondent shall have thirty days to serve and file its return.

V. Claire Allen, Deputy
FOR THE COURT

Columbia, South Carolina

cc:

DeShawn Herman Mitchell, Esquire
Kathrine Haggard Hudgins, Esquire
Dyeshawn Foster, #358161

FILED

Dec. 20, 2018

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