

THE STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

HONORABLE KNOX MCMAHON, CIRCUIT COURT JUDGE

2011-CP-40-01881

Keith Sims, # 314569,

APPELLANT,

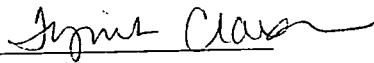
vs.

STATE OF SOUTH CAROLINA,

RESPONDENT.

Motion to Dismiss Appeal Without Prejudice

Keith Sims filed an appeal from the denial of his application for Post Conviction Relief on November 6, 2012. At this time there it is respectfully requested that this appeal be dismissed without prejudice so that Mr. Sims can go forward with a Motion in the lower court.


Tynika Claxton
Charlie Jay Johnson, Jr.
Attorneys for the Appellant
Post Office Box 50
Blythewood, South Carolina 29016
(803) 400-1195

Other Counsel of Record:
Robert Daniel Corney, Esquire
Office of Attorney General State of SC
Post Office Box 11549
Columbia, SC 29211-1549

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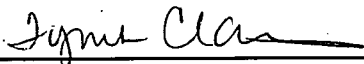
RESPONDENT.

PROOF OF SERVICE

I certify that I have served the Motion to Dismiss Appeal Without Prejudice on the State of South Carolina by depositing copy of it in the United States Mail, postage prepaid, on January 23, 2013, addressed to their attorney of record, Robert Daniel Corney, Office of Attorney General State of South Carolina, Post Office Box 11549, Columbia, SC 29211-1549.

Dated: November 5, 2012

THE CLAXTON LAW FIRM, L.L.C.



Tynika Claxton
Charlie Jay Johnson
Attorneys for the Appellant
Post Office Box 50
Blythewood, South Carolina 29016
(803) 400-1195

RECEIVED

JAN 24 2013

S.C. SUPREME COURT

THE CLAXTON LAW FIRM
P.O. BOX 50
BLYTHEWOOD, SC 29016
803-400-1195 (P)
803-675-0259 (F)

January 23, 2013

Clerk of Court
Supreme Court
1231 Gervais Street
Post Office Box 11330
Columbia, SC 29211

Re: Keith Sims, #314569 v. State of South Carolina
2011-CP-40-01881

Dear Sir/Madam:

Please find enclosed a Motion to Dismiss Appeal Without Prejudice. Please file the same and send a clocked copy in the self-addressed envelope provided.

Should you need anything further, please do not hesitate to contact my office.

THE CLAXTON LAW FIRM, L.L.C.



Tynika Claxton

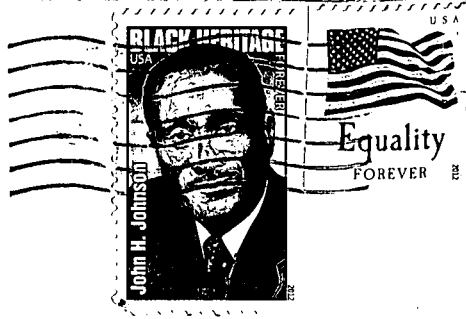
enclosure

RECEIVED

JAN 24 2013

S.C. SUPREME COURT

The Claxton Law Firm, LLC
P.O. Box 50
Blythewood, SC 29016



Clerk of Court
Supreme Court
1231 Gervais Street
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Columbia, SC 29211

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