

JAMES A. GILES # 264478

Tyger River C.I., UNIT 8- RM 227

200 PRISON ROAD

ENOREE, S.C. 29335

RECEIVED

MAR 22 2019

S.C. SUPREME COURT

March 20 2019

The Supreme Court of South Carolina

DANIEL E. SHEAROUSE, CLERK OF COURT

P.O. BOX 11330

Columbia, S.C. 29211

Dear Mr. Shearouse

Please find enclosed the original of my Motion to relieve Appellate Counsel James H. Falk, along with the Mailing Certificate, in the above referenced matter.

If you have any question concerning this matter, please don't hesitate to contact me at the above address

With kind regards, I am

Yours very truly,

James A. Giles

JAMES A. GILES

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Appellate Case No. 2018-000880

RECEIVED

MAR 22 2019

S.C. SUPREME COURT

JAMES A. GILES

Appellant,

MOTION TO RELIEVE APPELLATE

Vs.

COUNSEL JAMES R. FALK

STATE OF SOUTH CAROLINA

Respondent,

You Will Please TAKE NOTICE, That Appellant JAMES A. GILES, Comes before this Honorable Court, requesting for JAMES R. FALK to be remove as Appellant/ Appellate Court Counsel, for the stated reason(S)

- First, because on March 15, 2019 the Appellant JAMES A. GILES receive an "order" from the Supreme Court of South Carolina dated March 8, 2019, to dismiss the Appellant Case, because the Petitioner has filed to file the Petition for a Writ of Certiorari and Appendix in this case as required by Rule 243(d) of the South Carolina Appellate Court Rules.....

so according to the "order" from the Supreme Court, Mr. James R. Falk has

failed to carry out his responsibility as the Appellant Counsel, because Mr. Falk failed to file the Appellant Petition for a Writ of Certiorari and Appendix with the Supreme Court as required by Rule 243(d) of the South Carolina Appellate Court Rules which Mr. Falk should have known very well, and now the Court are threatened to dismiss the Appellant Writ of Certiorari, because of Mr. Falk ineffective assistance of Counsel, while representing the Appellant

• Second, I am requesting for this Honorable Court to remove Mr. James K. Falk from my pending appeal, due to the fact, that Judge Beatty sign and order for Mr. Falk to be the Appellant Substitute Counsel on December 14, 2019 after Ms. Beth R. Faulkner and Mr. Falk had filed a Consent or to substitute Counsel on November 20, 2018. but not one time have Mr. Falk made any attempt to contact the Appellant so they could discuss the Appellant case, also Mr. Falk did not even have the decency to contact the Appellant, and inform the Appellant that he was appointed to represent the Appellant on his pending appeal,

• Third, Respectfully, I don't need an Attorney like Mr. Falk to represent me on my pending appeal, due to the fact, that I have made several attempt to contact Mr. Falk about my case, because I have a very complex case, so therefore I need to discuss my case with Mr. Falk, before Mr. Falk even think about filing a Petition on my behalf, but Mr. Falks have refuse to answer any of my letters, also I have made several attempt to call Mr. Falk on the telephone, but Mr. Falk telephone does not accept any collect telephone call, so therefore since Mr. Falk have

Not Made any attempt to Contact Me, Since the Court appointed Mr. Falk to represent Me, Mr. Falk have Violated Rule 1.4 of the South Carolina Appellate Court Rule, Also Mr. Falk have Violated My Sixth Amendment of the United States Constitution, because the Sixth Amendment, guarantees Me effective Assistance of Counsel, but Mr. Falk have Provide Me With ineffective Assistance of Counsel, due to the fact that Mr. Falk have failed to file a Petition for a Writ of Certiorari and Appendix in the Supreme Court on the behalf of the Appellant.....

Wherefore, for the stated reason(s) I James A. Giles respectfully Motion this Honorable Court to Relieve James K. Falk as the Appellant Pending Appeal Attorney in the Supreme Court, And Provide the Appellant With another Attorney, so the Appellant can Pursue his Pending Appeal effectively, because evidently Mr. Falk does not have the Appellate best interest at heart, so therefore respectfully, I really do believe, that I can't receive a fair Appeal With Mr. representation, due to the lack of communication, And Mr. Falk Poor effort of representation as a Attorney,

Respectfully submitted

James A. Giles

JAMES A. Giles #264478

Tyger River C.I. Unit 8-RM 227

200 Prison Road

Enoree, S.C. 29335

March _____ 2019

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Appellate Case NO. 2018-000880

JAMES A. GILES

Appellant,

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S.C. SUPREME COURT

CERTIFICATE OF MAILING

VS.

STATE OF SOUTH CAROLINA

Respondent,

I JAMES A. Giles Certify that on the 20 day of March 2019, I served
a copy of the Motion to Relieve Appellant Counsel in the above-referenced
upon James K. Falk, by depositing same in the U.S. Mail in an envelope with
sufficient postage affixed thereto for first class delivery address as follows:

James K. Falk

Falk Law Firm

P.O. BOX 1058

Charleston, S.C. 29402

Justin J. Hunter, Esq

P.O. BOX 11549

Columbia, S.C. 29211

Attorney for Respondent,

Respectfully Submitted

James A. Giles

James A. Giles #264478

Tyger River C.I. Unit 8-R227

200 Prison Road

Enoree, S.C. 29335

March — 2019

JAMES A. Giles #264478
Tyger River C.I. Unit 8-RM 227
200 Prison Road
Enoree, S.C. 29355

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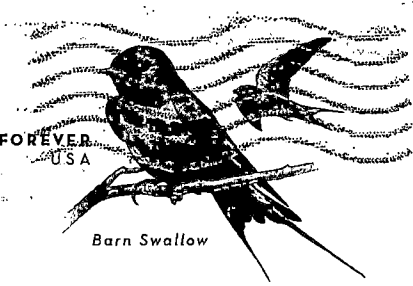
MAR 20 2019

TYRGI MAILROOM

The Supreme Court of South Carolina
DANIELE SHEAROUSE, CLERK OF COURT
P.O. BOX 11330
Columbia, S.C. 29211
29211-133030

GREENVILLE SC 296

20 MAR 2019 PM 1:11 FOREVER
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