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SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

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Robert M. Dudek, Chief Appellate Defender
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May 1, 2019

RECEIVED

MAY 01 2019

SC Court of Appeals

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

Re: State v. Jimmy Odel Kanipe - Appellate Case No. 2017-001411

Dear Ms. Kitchings:

Mr. Kanipe has decided to drop his appeal, as evidenced by the enclosed affidavit. I am fully satisfied that Mr. Kanipe understands the disadvantages of dropping his appeal, and everything that he is waiving.

I respectfully request that this Court issue an order dismissing Mr. Kanipe's appeal. By copy of this letter, I am informing opposing counsel, J. Benjamin Aplin, of my client's decision.

Thank you for your assistance in this matter. If the Court requires any further information or has any questions, please do not hesitate to contact me.

Sincerely,

Robert M. Dudek
Chief Appellate Defender

RMD/cp

cc: J. Benjamin Aplin, Esq.
Jimmy Odel Kanipe #324252

STATE OF SOUTH CAROLINA)
COUNTY OF RICHLAND)
THE STATE,)
RESPONDENT,)
v.)
JIMMY ODEL KANIPE,)
APPELLANT,)
_____)


IN THE SOUTH CAROLINA
COURT OF APPEALS

APPELLATE CASE NO: 2017-001411

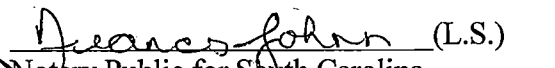
AFFIDAVIT **RECEIVED**
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PERSONALLY appeared before me, Jimmy Odel Kanipe, who being duly sworn, deposes and says:

1. I am the appellant in the above-captioned case.
2. I understand that I am entitled to an appeal of my conviction, and that, because I am indigent, I am entitled to the assistance of an attorney from the South Carolina Office of Appellate Defense.
3. In light of the risks which have been explained to me, it is my desire that the South Carolina Office of Appellate Defense not file a brief on my behalf and to drop my appeal.
5. I have made this decision on my own, with a full understanding of all the possible consequences of this action.
4. I do not wish to appeal.


Jimmy Odel Kanipe

SWORN TO before me this 26
day of April, 2019.

 (L.S.)
Notary Public for South Carolina
My Commission Expires: 4/10/2024