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SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

ORIGINAL

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Robert M. Dudek, Chief Appellate Defender
Wanda H. Carter, Deputy Chief Appellate Defender

March 11, 2019

The Honorable Daniel E. Shearouse
Clerk, S.C. Supreme Court
Post Office Box 11330
Columbia, SC 29211

Re: Eric Dewayne Marsh v. The State, Appellate Case No. 2018-001996

Dear Mr. Shearouse:

Mr. Marsh has decided to drop his appeal, as evidenced by the enclosed affidavit. I have reviewed with him the consequences of dropping the appeal. He has been informed of the advantages and disadvantages of pursuing this appeal, and I believe he has made his decision knowingly and voluntarily. I respectfully request that an order be issued dismissing this appeal.

By copy of this letter, I am informing Kelly Oppenheimer, Esquire of my client's decision. Thank you for your assistance in this matter.

Sincerely,

Susan B. Hackett
Appellate Defender

Enclosure: Original affidavit

cc: Kelly Oppenheimer, Esquire (w/ enclosure)
Eric D. Marsh (w/ enclosure)

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MAR 11 2019

S.C. SUPREME COURT

STATE OF SOUTH CAROLINA)
COUNTY OF RICHLAND)

IN THE SOUTH CAROLINA COURT OF APPEALS
APPELLATE CASE NO. 2018-001993

ERIC DEWAYNE MARSH,)
)
Petitioner,)

v.)

STATE OF SOUTH CAROLINA,)
)
Respondent.)

AFFIDAVIT

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S.C. SUPREME COURT

PERSONALLY appeared before me, Eric Dewayne Marsh, 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 the denial of my post-conviction relief application, and that, because I am indigent, I am entitled to the assistance of an attorney from the South Carolina Office of Appellate Defense. I have been informed that if I drop my appeal that I forever waive those issues that could be raised.
3. In light of the risks which have been explained to me, it is my desire that the South Carolina Office of Appellate Defense drop the appeal formerly filed on my behalf.
4. I have made this decision on my own, with a full understanding of all the possible consequences of this action.
5. I do not wish to appeal.

Eric Marsh
Eric Dewayne Marsh

SWORN TO before me this 8th
day of March, 2019.

Jennifer West (L.S.)
Notary Public for South Carolina
My Commission Expires: March 8, 2028

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