

IN THE SOUTH CAROLINA COURT OF APPEALS
FROM THE THIRD JUDICIAL CIRCUIT

Kevin E. Herrriott, #313862
Appellate,

vs.

The State of South Carolina
Respondent.

C/A No.: 31MC-002131

Appellate No.: 2019-000968

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SEP 23 2019

SC Court of Appeals

MOTION FOR LEAVE TO

~~RELIEVE COUNSEL~~

MOTION TO PROCEED PRO SE

TO: Robert M. Dudek, Esquire

Now Comes Appellate Kevin E. Herrriott, movant, that moves this Honorable Court asking for leave to Relieve Counsel Robert M. Dudek, granting Order to Proceed Pro Se Pursuant to SCACR Rules 1.3 & 1.4(a), (b).

The basis for this Motion to inform the Court that on July 11, 2019 Mr. William M. Blitch, Jr., Senior Asst. Deputy Att. Gen., communicated that the A G's Office, records show your counsel is either Timothy Lee Griffith, Esquire, or Robert M. Dudek, Esquire. As a result, I ask that you communicate with your Counsel regarding any questions or issues about your appeal. " However, the Appellate show that as of the 16th day of September, 2019 neither Esquires wrote him nor communicated a brief filing or even acting with reasonable diligence and/or promptness especially when the Petitioner have to meet AEDPA Statute of Limitation from the judgment to a (s) one (1) year period.

The Petitioner / Appellant relay to the Court nothing was explained nor informed of the matter prior to Mr. Griffith, Esquire filings. The Appellant ask that this Court takes Judicial Notice that he is indigent in status, do not have an transcript of trial, June 4, 2019, lacking preliminary hearing transcript, and Blair Hearing Transcript, to perfect the Appeal.

The Appellant has decided to relieve counsel and proceed pro se. The Appellant is tired of these dump truck lawyers and express with urgency to have this Motion sought for, reviewed and ruled upon granting relief by removal of counsel, the Appellant proceed pro se, the above-named Transcripts (3) three total be disclosed to the Appellant, and to have this case proceed without delay.

Respectfully Submitted,

Kevin E. Herriott, #313862

Kevin E. Herriott
Pro Se Litigant.

Date 09/16/2019

Certificate of Service

I, Kevin E. Herriott, do hereby that on this ___ day of September, 2019 certifies having served the foregoing Motion for Leave to Relieve Counsel, Motion to Proceed Pro Se, upon Clerk's Office, at SC Court of Appeals, Post Office Box 11629, Columbia, South Carolina 29211, by depositing Original in the same U.S. Mail pre-paid postage.

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SC Court of Appeals

F7-cell# 77-RHJ / Lee Corr. Inst. / 990 Wisacky HWY / Bishopville, South Carolina 29010

Kevin E. Herriot H# 313862
Ashley A wing 32
Lieber Correctional Institution
Post Office Box 205
Ridgerville, South Carolina, 29472

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MAIL ROOM
LIEBER CI.

Herriot
LEGAL
313862

Clerk's Office
Jenny Abbott Kit chings, Clerk
Post Office Box 11629
Columbia, South Carolina 29211

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