

IN THE SOUTH CAROLINA COURT OF APPEALS

Kevin E. Herriott, # 313862  
Appellate,

CIA No. : 31 MC - 002131  
Appellate No. : 2019-000969

VS.

The State of South Carolina,  
Respondent.

MOTION FOR LEAVE TO  
RELIEVE COUNSEL  
MOTION TO PROCEED PROSE

**RECEIVED**

OCT 28 2019

**SC Court of Appeals**

TO: Lara M. Caudy, Esquire

Now Comes Appellate Kevin E. Herriott, movant, that moves this Honorable Court asking for leave to relieve counsel Robert M. Dudek, Lara M. Caudy 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. Williams M. Blichtek, Jr. Senior Asst. Deputy Att. Gen., communicated that the AG's office, "records show your counsel is either Timothy L. Griffith, Esquire, or Robert M. Dudek, Esquire." However, on October 08, 2019 mailing correspondence from Mrs./Ms. Lara Caudy, Esquire wrote Appellant with notice of Counsel. "As a result, I ask that you communicate with your counsel regarding any questions or issues about your appeal."

Nonetheless, the Appellate shows that as of the 16<sup>th</sup> day of September 2019 neither Esquires wrote him with the exception of Mrs./Ms. Caudy nor communicated a brief filing or even acting with reasonable diligence and/or promptness especially

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when the Petitioner have to meet AEDPA Statute of Limitations from the judgment to and one (1) year period without inordinate delay to which Mrs./Ms. Cauley now addresses in a length of 16 months minimum. This is unjustifiable, therefore ask for her removal as well.

The Appellant Herrriott relay to this 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 status, does have a transcript of June 4, 2019 Trial, yet lacking preliminary hearing transcript, and Blair hearing transcript to perfect the appeal.

The Appellant now decides to relieve Counsel of record 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, provided the information afford Appellant to proceed pro se, and make available the (2) Transcripts aforesaid mention as well as have this case proceed without further delay.

Respectfully Submitted,

*K. Herrriott*  
Kevin E. Herrriott, # 313862

Date 10/20/2019

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Certificate of Service

I, Kevin E. Herrriott, pro se, do hereby, certifies that on this \_\_\_ day of October, 20, 2019, has served the foregoing 'Motion for Leave To Relieve Counsel, Motion To Proceed Pro Se' upon ALL Parties, by depositing true copy of the same in the U.S. Mail Prepaid Postage.

RHM-cell 135B / Lieber Correctional Institution / Post Office Box 205 / Ridgeville, SC 29942

Kevin Herritt, #313862  
Rhtl-cell 135B  
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Post Office Box 205  
Ridgelle, South Carolina 29472

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SC Court of Appeals

Jenny A. Kitchings, Clerk  
Clerk's Office  
Post Office Box 11629  
Columbia, South Carolina 29211

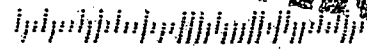


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