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SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

ORIGINAL

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

January 8, 2020

RECEIVED  
JAN 08 2020  
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 of South Carolina v. Ashley Price Tindall, III

Dear Ms. Kitchings:

Attached is a copy of the above-named client's signed affidavit received on December 31, 2019, indicating his desire to drop his direct appeal. Note that numerous client letters have been sent outlining the dangers and disadvantages connected to any withdrawal of a direct appeal, but his desire to end the appeal still stands. Although the enclosed affidavit copy is incomplete and invalid as it lacks a notary signature, another affidavit is expected very soon. Therefore, this is notice to the Court that this appeal will close out upon receipt of a properly executed affidavit. Inasmuch as the Court's oral argument roster scheduled this case for hearing on January 22, 2020, a decision was made to alert all parties involved regarding a possible status change clearly pending in this appeal.

If the Court has any questions regarding this letter or the appeal, please contact me.

Sincerely,

Wanda H. Carter  
Deputy Chief Appellate Defender

WHC/sl

cc: Sarah Shipe, Esquire  
William M. Blicht, Esquire

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF CHARLESTON )  
 )  
THE STATE )  
 )  
Respondent, )  
 )  
v. )  
 )  
ASHLEY PRICE TINDALL, III )  
 )  
Appellant. )  
\_\_\_\_\_ )

IN THE SOUTH CAROLINA COURT OF APPEALS

AFFIDAVIT

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SC Court of Appeals

PERSONALLY appeared before me, Ashley Price Tindall, III, 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. I have been informed that if I drop my direct 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.

Ashley P. Tindall III  
Ashley Price Tindall, III

SWORN TO before me this  
day of Dec. 23, 2019.

\_\_\_\_\_(L.S.)  
Notary Public for South Carolina  
My Commission Expires: \_\_\_\_\_