

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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APPEAL FROM AIKEN COUNTY  
Court of Common Pleas  
Clifton B. Newman, Circuit Court Judge

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Case No. 2014-CP-02-02115

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State of South Carolina Dept.  
of Mental Health,

Respondent,

v.

Roy Wade,

Appellant.

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**MOTION TO BE RELIEVED**

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YOU WILL PLEASE TAKE NOTICE, that appellant's counsel, Adam C. Ness, will move to be relieved as counsel on the tenth (10) day following service hereof or as soon thereafter as counsel may be heard. You will please take notice that Adam C. Ness moves before this Honorable Court for an Order to be relieved as counsel on behalf of Roy Wade. This motion is based upon Mr. Wade is indigent and cannot afford the legal fees for the appeal. (The Affidavit of Indigency has been sent to Appellant for completion.)

Dated this 11<sup>th</sup> day of January, 2020, in Bamberg, South Carolina.

BY: s/ Adam C. Ness  
Adam C. Ness, S.C. Bar No. 100707  
NESS & JETT, LLC  
Attorney for Appellant(s)  
P.O. Box 909  
Bamberg, SC 29003  
(803) 245-5178

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SC Court of Appeals

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF BAMBERG )

**CERTIFICATE OF SERVICE**

I, the undersigned of the law offices of Ness & Jett, LLC, attorneys for the Appellant(s), hereby certify that I have served all parties in this action with a copy of the document(s) herein below specified by delivering a copy to the persons listed below, to the following address, by the below-indicated method:

Document(s):

1. Motion to Be Relieved as Counsel

Persons Served:

James G. Bogle, Jr., Esq.  
Office of the Attorney General  
Post Office Box 11549  
Columbia, SC 29211  
Attorney for Respondent(s)

Jenny Kitchings  
Clerk of Court  
Post Office Box 11629  
Columbia, SC 29211

Roy Lee Wade c/o The Warden  
SC SVPTP  
Correct Care of South Carolina, LLC  
1700 St. Andrews Terrace, Bldg. A  
Columbia, SC 29210

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**SC Court of Appeals**

Method(s) of Service:

- hand-delivery
- regular mail
- certified mail
- certified mail, return receipt requested
- certified mail, restricted delivery
- personal service
- other email to [jbogle@scaq.gov](mailto:jbogle@scaq.gov)

Dated this 13<sup>th</sup> day of January, 2020, in Bamberg, South Carolina.

*aan*

BY: s/ Adam C. Ness  
Adam C. Ness  
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RICHARD B. NESS†\*  
NORMA A. T. JETT\*

\*CERTIFIED CIRCUIT COURT MEDIATOR  
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ALISON DENNIS HOOD  
ADAM C. NESS  
R. AARON NESS

JULIUS B NESS  
1916-1991

  
January 13, 2020

The Honorable Jenny Abbott Kitchings  
S. C. Court of Appeals Clerk of Court  
P. O. Box 11629  
Columbia, SC 29211-1629

Re: Case Name: State v. Wade  
Case No.: 2014-CP-02-02115  
Appeal No.: 2019-001995

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Dear Ms. Kitchings:

Enclosed is a Motion to Be Relieved as Counsel dated January 11, 2019 for filing. The same has been served upon opposing counsel by copy of this letter and enclosures. Please return a clocked copy in the enclosed stamped, self-addressed envelope. The Transcript is being requested contemporaneously.

Sincerely,



Adam C. Ness

Enclosures: Motion to be Relieved as Counsel dated 01/11/2020

CC: James G. Bogle, Jr., Esq.

Ness & Jett, LLC  
Attorneys at Law  
PO Box 909  
Bamberg, SC 29003

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SC Court of Appeals

The Honorable Jenny Abbott Kichings  
S. C. Court of Appeals Clerk of Court  
P. O. Box 11629  
Columbia, SC 29211-1629

