

THE STATE OF SOUTH CAROLINA
In The Supreme Court

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

The Honorable Jocelyn Newman, Circuit Court Judge

Case No. 2017-CP-40-01585

Shiquan Tyon Cwiklinski,

Petitioner,

v.

State of South Carolina,

Respondent.

MOTION TO BE RELIEVED AS COUNSEL

This matter is before the Court on the undersigned Counsel's Motion to be Relieved as Counsel in the above-captioned post-conviction relief appeal. The undersigned Counsel represented Petitioner before the Circuit Court and filed the Notice of Appeal as required. Petitioner has not retained the undersigned Counsel for representation on this appeal. It appears the Appellate Division of the South Carolina Commission on Indigent Defense has reviewed and approved Petitioner's Affidavit of Indigency. Therefore, the undersigned Counsel respectfully moves to be Relieved as Counsel in this appeal.

[Conclusion and Signature Page to Follow]

RECEIVED

JAN 21 2018

S.C. SUPREME COURT

CONCLUSION

Therefore, the undersigned Counsel respectfully requests that this Court grant his Motion to be Relieved as Counsel of Record in this appeal.

Respectfully Submitted,



Dayne C. Phillips, Esq.

Price Benowitz LLP
1614 Taylor Street, Suite D.
Columbia, SC 29201
O: 803-272-4503
C: 803-807-0234
F: 803-380-8035
dayne@pricebenowitz.com

January 16, 2020

THE STATE OF SOUTH CAROLINA
In The Supreme Court

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

The Honorable Jocelyn Newman, Circuit Court Judge

Case No. 2017-CP-40-01585

Shiquan Tyon Cwiklinski,

Petitioner,

v.

State of South Carolina,

Respondent.

PROOF OF SERVICE

I certify that I have served the Motion to be Relieved as Counsel on the SC Commission on Indigent Defense and Shiquan Tyon Cwiklinski, by depositing a copy in the United States Mail, postage prepaid, on **January 16, 2020**, addressed to the following parties:

Shiquan Tyon Cwiklinski, Perry Correctional Institution,
430 Oaklawn Road, Pelzer, SC 29669

SC Commission on Indigent Defense, Appellate Division
PO Box 11433, Columbia, SC 29211

Courtney Powers

Courtney Powers
Paralegal for Dayne Phillips, Esq.
1614 Taylor Street, Suite D.
Columbia, SC 29201

January 16, 2020

RECEIVED

JAN 21 2020

S.C. SUPREME COURT



SCCID

SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

Division of Appellate Defense
1330 Lady Street, Suite 401
Columbia, South Carolina 29201-3332
Post Office Box 11589
Columbia, South Carolina 29211-1589
Telephone: (803) 734-1330
Facsimile: (803) 734-1397

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

January 14, 2020

RECEIVED

JAN 21 2020

S.C. SUPREME COURT

Dayne C. Phillips, Esquire
Price Benowitz LLP
1614 Taylor Street, Suite D
Columbia, SC 29201

Re: Shiquan Tyon Cwiklinski v. The State - Appellate Case No. 2019-002075

Dear Mr. Phillips:

The Chief Appellate Defender has reviewed the Affidavit of Indigency for the above case and has approved for this office to perfect the appeal for Mr. Cwiklinski.

Please contact me if you should have any questions concerning this matter.

Sincerely,

Adriane Burk
Legal Services Coordinator

cc: S. C. Supreme Court

PRICE BENOWITZ LLP

DAVID BENOWITZ
ADMITTED DC, MD & VA
KERRI CASTELLINI
ADMITTED DC & MD
KUSH ARORA
ADMITTED MD & DC
JOHN YANNONE
ADMITTED MD & DC
SHAWN SUKUMAR
ADMITTED DC
VIRGINIA TEHRANI
ADMITTED DC, MD & VA
TAMMY BEGUN
ADMITTED MD
TONY MUNTER
ADMITTED DC & MA
JESSE STEIN
ADMITTED DC, MD, VA & NY
*ROBERT M. SCHWARTZMAN
ADMITTED MD
FARRAL HABER
ADMITTED FL, VA & DC
MOHSEN ZARKESH
ADMITTED DC
MATTHEW WILSON
ADMITTED MD & DC
ROBERT MIDDLETON, JR.
ADMITTED MD
DAVID CLARK
ADMITTED PA

1614 TAYLOR STREET
SUITE D
COLUMBIA, SC 29201

OFFICE: (803) 272-4503
DIRECT: (803) 807-0234
FAX: (803) 380-8035

SETH PRICE
ADMITTED DC & NY
DAYNE PHILLIPS
ADMITTED SC
GLENN F. IVEY
ADMITTED DC & MD
KARIN RILEY PORTER
ADMITTED VA
STEVEN L. DUCKETT, JR.
ADMITTED VA
JOEL NIED
ADMITTED VA, PA & GA
THOMAS C. SOLDAN
ADMITTED VA
SETH OKIN
ADMITTED MD
OLEG FASTOVSKY
ADMITTED MD
NATALIA SEGERMEISTER
ADMITTED NY
MARY NERINO
ADMITTED VA
PATRICK WOOLLEY
ADMITTED VA
NICHOLAS M. BRASWELL
ADMITTED VA
MICHAEL HARTLEY
ADMITTED VA
ANDREW LINDSEY
ADMITTED VA
KIARA SWINTON
ADMITTED VA
FLOYD OLIVER
ADMITTED VA

*OF COUNSEL

110 NORTH WASHINGTON STREET, SUITE 303
ROCKVILLE MD 20850

10505 JUDICIAL DRIVE, SUITE 101
FAIRFAX, VA 22030

January 16, 2020

The Honorable Daniel E. Shearouse
Clerk of Court, Supreme Court of South Carolina
P.O. Box 11330
Columbia, SC 29211

Re: Shiquan Tyon Cwiklinski v. State of South Carolina
MOTION TO BE RELIEVED AS COUNSEL
Case No.: 2017-CP-40-01585

Dear Mr. Shearouse:

I have enclosed an original and one copy of the signed Motion to be Relieved as Counsel in the above-referenced case, along with a Certificate of Service for filing. I would greatly appreciate you filing the enclosed motion and returning the clocked-in copy to me in the enclosed self-addressed, stamped envelope.

Specifically, the Appellate Division of the South Carolina Commission on Indigent Defense has reviewed and approved his Affidavit of Indigency. Thank you for your assistance with filing these documents.

[Signature page to follow]

WWW.SCCRIMINALLAWS.COM

WWW.PRICEBENOWITZ.COM

RECEIVED

JAN 21 2020

S.C. SUPREME COURT

Shiquan Tyon Cwiklinski v. State of South Carolina

MOTION TO BE RELIEVED AS COUNSEL

Case No.: 2017-CP-40-01585

January 16, 2020

Page 2 of 2

If you have any questions or concerns, please do not hesitate to contact me.

Sincerely,



Dayne C. Phillips, Esq.

PRICE BENOWITZ LLP

1614 Taylor Street, Suite D.

Columbia, SC 29201

O: 803-272-4503

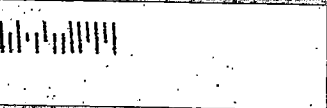
C: 803-807-0234

F: 803-380-8035

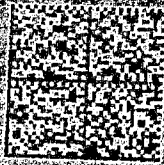
dayne@pricebenowitz.com

Enclosures (noted)

cc: **Shiquan Cwiklinski**
Appellate Defense



FIRST CLASS



02 1P
0001175711 JAN 16 2020
MAILED FROM ZIP CODE 29201

US POSTAGE
\$ 001.30⁰

The Honorable Daniel E. Shearouse
Clerk of Court, Supreme Court of South
Carolina
P.O. Box 11330
Columbia, SC 29211