

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

**ORIGINAL**

Appeal from Chester County

Honorable John C. Hayes, Circuit Court Judge

**RECEIVED**

JAN 15 2020

THE STATE,

**SC Court of Appeals**  
RESPONDENT,

V.

GERALDO DAMETRIUS LAND,

APPELLANT

APPELLATE CASE NO. 2018-001367

RETURN TO MOTION TO RELIEVE COUNSEL

Undersigned counsel is in receipt of this Court's letter dated January 14, 2020, regarding appellant's motion to relieve counsel, in which the Court gave undersigned counsel and the State ten days to file a return to appellant's motion if desired.

On August 22, 2019, undersigned counsel filed a Final Brief of Appellant in the above-captioned case and argued that the trial court erred when it allowed appellant to proceed pro se where it did not appear from the record that he was adequately warned of the dangers of self-representation. On September 3, 2019, the State filed its Final Brief of Respondent. The Record

on Appeal was filed on August 12, 2019. It appears this case is now ready for consideration by this Court.

Undersigned counsel does not oppose appellant's motion to relieve counsel and leaves the motion to the sound discretion of the Court, so long as it is apparent that appellant understands the dangers and disadvantages of representing himself on appeal, particularly where he has no right to represent himself on appeal. *See State v. Roberts*, 364 S.C. 583, 614 S.E.2d 626 (2005).

Respectfully submitted,



JOANNA K. DELANY  
Appellate Defender

South Carolina Commission on Indigent  
Defense  
Division of Appellate Defense  
PO Box 11589  
Columbia, SC 29211-1589  
(803) 734-1330

ATTORNEY FOR APPELLANT

This 15th day of January, 2020

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RESPONDENT,

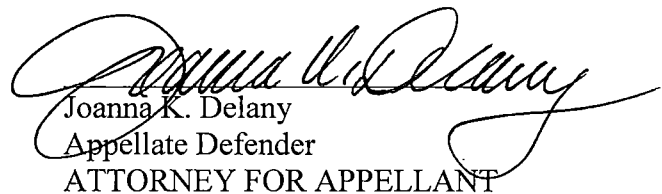
V.

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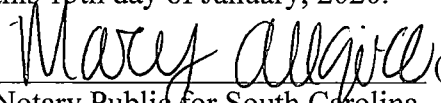
APPELLANT

\_\_\_\_\_  
CERTIFICATE OF SERVICE  
\_\_\_\_\_

The undersigned hereby certifies that a true copy of the Return to Motion to Relieve Counsel in the above referenced case has been served upon William F. Schumacher, Esquire, at the Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201; and a copy of the Return to Motion to Relieve Counsel has been served on Geraldo Dametrius Land, #331950, at Lee Correctional Institution, 990 Wisacky Hwy., Bishopville, SC 29010, this 15th day of January, 2020.

  
Joanna K. Delany  
Appellate Defender  
ATTORNEY FOR APPELLANT

SUBSCRIBED AND SWORN TO before me  
this 15th day of January, 2020.

 (L.S)  
Notary Public for South Carolina  
My Commission Expires: May 12, 2020.