

# The Supreme Court of South Carolina

Dustin Williams, # 00296021, Petitioner,

v.

State of South Carolina, Respondent.

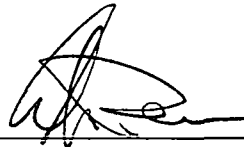
Appellate Case No. 2012-213626

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## ORDER

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This matter is pending before this Court by way of a notice of appeal filed by counsel for petitioner from the denial of petitioner's application for post-conviction relief. The Commission on Indigent Defense, Division of Appellate Defense, has assumed representation of petitioner. Petitioner filed a *pro se* motion for leave to file a Rule 60(b), SCRCP, motion in the circuit court. Petitioner sought to proceed *pro se* "on this motion." Petitioner's request to proceed *pro se* as to the motion is denied. This Court previously declined, on the basis petitioner is represented by counsel,<sup>1</sup> to take any action on the motion for leave to file a Rule 60(b) motion in the lower court.



J.

FOR THE COURT

Columbia, South Carolina

February 27, 2013

cc:

Ashleigh Rayanna Wilson  
Robert Michael Dudek

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<sup>1</sup> *Foster v. State*, 298 S.C. 306, 379 S.E.2d 907 (1989)(petitioner is not entitled to representation that is partially *pro se* and partially by counsel).

Dustin Willaims, 00296021  
Mary P. Brown