

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY

Case No. 2005-CP-40-02925  
Appellate Case No. 2020-000154

**RECEIVED**  
APR 03 2020  
SC Court of Appeals

Daniel R. McClain, ..... Appellant,

v.

South Carolina Department of Corrections, ..... Respondent.

**MOTION TO WITHDRAW AS COUNSEL FOR RESPONDENT**

YOU WILL PLEASE TAKE NOTICE that the undersigned moves before this Court to withdraw as counsel for Respondent. In support thereof, the undersigned states as follows:

1. Daniel C. Plyler is no longer practicing with the law firm of Davidson, Wren & Plyler, P.A., now known as Davidson, Wren & DeMasters, P.A.;
2. No party will be prejudiced or otherwise affected by Daniel C. Plyler's withdrawal and Respondent will continue to be represented by William H. Davidson, II and Kenneth P. Woodington, counsel of record, with the firm of Davidson, Wren & DeMasters, P.A.;
3. The relief requested is sought in good faith and not for the purpose of delay; and

4. The Respondent and remaining counsel of record for the Respondent consents to this withdraw.

THEREFORE, Daniel C. Plyler should be permitted to withdraw as counsel in the above case.

SMITH | ROBINSON



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DANIEL C. PLYLER  
2530 Devine Street  
Columbia, South Carolina 29205  
T: 803-254-5445  
F: 803-254-5007  
Daniel.Plyler@SmithRobinsonLaw.com

Columbia, South Carolina

April 1, 2020

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**CERTIFICATE OF SERVICE**

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The undersigned employee of Smith Robinson Holler DuBose and Morgan, LLC does hereby certify that service of the **Motion to Withdraw as Counsel for Respondent** in the above-captioned action was made upon all parties and counsel of record by placing same in the United States Mail, first class postage prepaid, at the below listed address clearly indicated on said envelope this the 1st day of April, 2020, addressed as follows:

Daniel R. McClain, #268976  
Turbeville Correctional Institution  
Post Office Box 252  
Infirmary, Room #112  
Turbeville, South Carolina 29162

Andrew F. Lindemann, Esquire  
Lindemann, Davis & Hughes, P.A.  
Post Office Box 6923  
Columbia, South Carolina 29260

Motion to Withdraw as Counsel for Respondent  
Appellate Case No. 2020-000154  
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William H. Davidson, II, Esquire  
Kenneth P. Woodington, Esquire  
Davidson, Wren & DeMasters, P.A.  
Post Office Box 8568  
Columbia, South Carolina 29202-8568

J. Emory Smith, Jr., Esquire  
S.C. Attorney General's Office  
Post Office Box 11549  
Columbia, South Carolina 29211



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RYAN PARIS

# SMITH ROBINSON

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Smith Robinson Holler DuBose and Morgan, LLC

COLUMBIA 2530 Devine Street, Columbia, SC 29205  
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CAMDEN 935 Broad Street, Camden, SC 29020  
P: 803.432.1992 F: 803.432.0784

Reply To: Daniel C. Plyler  
Columbia Office

April 1, 2020

The Honorable Jenny Abbott Kitchings  
Clerk of Court  
South Carolina Court of Appeals  
1220 Senate Street  
Columbia, South Carolina 29201

RE: Daniel R. McClain v. SCDC  
Appellate Case No. 2020-000154

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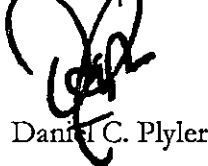
Dear Ms. Kitchings:

Please find enclosed for filing the original and seven (7) copies of the **Motion to Withdraw as Counsel for Respondent and Certificate of Service** in the above referenced matter. Please file the original and return a clocked copy to me in the envelope enclosed.

By copy of this letter, I am serving copies on all parties and counsel of record. Thank you for your assistance in this matter.

Very truly yours,

SMITH ROBINSON



Daniel C. Plyler

DCP/mss  
Enclosures

cc: Daniel R. McClain, #268976  
J. Emory Smith, Jr., Esquire  
William H. Davidson, II, Esquire  
Andrew F. Lindemann, Esquire  
Kenneth P. Woodington, Esquire



**SMITH | ROBINSON**

Smith Robinson Holler Dulake and Morgan, LLC  
*Attorneys at Law*  
2540 Devine St., Suite 140  
Columbia, South Carolina 29205

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The Honorable Jemy Abbott Kitchings  
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