

The Supreme Court of South Carolina

Terron Gerhard Dizzley, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2020-000253

ORDER

By order dated April 1, 2020, this Court granted counsel for petitioner's motion to be relieved. The Court also directed petitioner to inform the Court whether he wished to proceed with this matter, and if so, whether he wished to proceed *pro se*, retain counsel, or request the Office of Indigent Defense, Division of Appellate Defense, to appoint an appellate defender.

Petitioner has now filed a motion requesting to proceed *pro se*. Petitioner may proceed *pro se* in this matter only after knowingly and intelligently waiving the right to counsel. *See Faretta v. California*, 422 U.S. 806 (1975); *State v. Brewer*, 328 S.C. 117, 492 S.E.2d 97 (1997). We take this opportunity to warn petitioner that this Court requires *pro se* parties to fully comply with all applicable rules. Petitioner is certain to be unlearned in other aspects of the law as well. Representation by an attorney trained in the law would be highly beneficial, and we strongly encourage petitioner to request representation by the Division of Appellate Defense.

After considering this information, petitioner shall, within twenty (20) days of the date of this order, notify this Court whether he wishes to proceed *pro se* or request to be represented by the Division of Appellate Defense. If petitioner notifies this Court that he wishes to proceed *pro se* despite the dangers and disadvantages of doing so, this Court will then determine if it will allow him to do so. *Cf. State v. Roberts*, 364 S.C. 583, 614 S.E.2d 626 (2005) (no right to proceed *pro se* on appeal). If petitioner fails to notify this Court within twenty (20) days, the Division of Appellate Defense will be appointed to provide representation in this

matter.

A handwritten signature in black ink, appearing to read "J. Beatty", written over a horizontal line.

C.J.

FOR THE COURT

Columbia, South Carolina

April 16, 2020

cc: Eleanor Duffy Cleary, Esquire

Johnny Ellis James, Jr., Esquire

Terron Dizzley, 359480