

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

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Jul 10 2020

CERTIORARI TO GREENWOOD COUNTY
Court of Common Pleas

S.C. SUPREME COURT

The Honorable J. Mark Hayes, II, Circuit Court Judge

Case No. 2019-CP-24-00160

Earnest E. Vaughn, #246912,

PETITIONER,

v.

State of South Carolina,

RESPONDENT.

Appellate Case No.: 2020-000750

PETITION TO BE RELIEVED AS COUNSEL

Counsel for Earnest E. Vaughn respectfully petitions this Court to relieve her as attorney for the Petitioner. The following is submitted in support of this request:

1. She is a member of the South Carolina Bar and was appointed to represent the Petitioner.
2. Mr. Vaughn filed a disciplinary complaint against counsel on or about June 19, 2020. Counsel was notified of the complaint the same day. (Matter number 20-DE-L-0581)
3. Currently counsel has representation from J. Calhoun Watson, Esquire, to assist her in responding to the complaint. The response is not due until early August.

4. In making this request to the Court, counsel is aware of *Richardson v. State*, 377 S.C. 103, 107, 659 S.E.2d 493, 495 (2008) that states in pertinent part “We caution the bench that the filing of a disciplinary complaint should not result in automatic removal of appointed counsel. However, counsel believes that substitution is necessary in this situation.

5. There is a break down in communication between counsel and Petitioner. Additionally, Petitioner sent letters to the Supreme Court and the Greenwood Clerk of Court regarding counsel’s representation before the Notice of Appeal was filed on his PCR matter.

Therefore, counsel requests that the Court relieve her as counsel for Mr. Vaughn.

Respectfully submitted,



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July 10, 2020