



BLUESTEIN · NICHOLS · THOMPSON · DELGADO LLC
ATTORNEYS AT LAW

March 15, 2017

V. Claire Allen
Deputy Clerk of Court
P.O. Box 11629
Columbia, SC 29201

Re: Larry Durant v. State of South Carolina
Case No.: 2016-001264

RECEIVED
MAR 16 2017
SC Court of Appeals

Dear Clerk:

Please find enclosed herein a copy of Attorney John Delgado's *Motion to be Relieved as Counsel* in reference to the above mentioned case. As noted, this was received by the Court of Appeals on November 15, 2016.

Should you have any questions or need additional information, please don't hesitate to contact our office.

Sincerely,

Morgan L. Yarborough
Law Clerk for John Delgado

CC: Shaun Courtney Kent, Esquire
Robert Michael Dudek, Esquire
Alan McCrory Wilson, Esquire
John Benjamin Aplin, Esquire
E. Charles Grose, Jr., Esquire

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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NOV 15 2016

APPEAL FROM SUMTER COUNTY
Court of General Sessions

SC Court of Appeals

CASE No. 2014-GS-43-947

Larry Durant,

Appellant,

v.

The State of South Carolina,

Respondent

Motion to be Relieved as Counsel

The Appellant, Larry Durant, was convicted on May 26th, 2016, in the Sumter County Court of General Sessions after a jury trial on the charges of Criminal Sexual Conduct with a Minor in the Second Degree on Indictment 2014-GS-43-947. He was sentenced to a term of twenty years' incarceration by the Circuit Court Judge Roger M. Young. A Notice of Intent to Appeal was filed by trial counsel on June 9th, 2016.

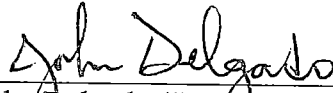
The undersigned, after specific agreement with the Appellant as to an acceptable attorney fee for the appeal of this matter, filed with this Court a Notice of Appearance on November 10th. On November 14th, the Appellant has however reneged on the fee arrangements and now avers that he does not wish to retain the undersigned. The date for the filing of the Initial Brief of the Appellant is December 10th.

The undersigned moves to be relieved as counsel in this matter and avers that he has received no funds or fee of any sort from the Appellant in this matter. Further the undersigned relies on Rule (b)(1) ('withdrawal can be accomplished without material adverse effect on the interest of the client'), (b)(5) ('the client fails substantially to fulfill an obligation to the lawyer regarding the lawyer's services or payment therefor...') and (b)(6) ('the representation will result in an unreasonable financial burden on the lawyer...') of Rule 1.16 DECLINING OR TERMINATING REPRESENTATION, Rule 407, South Carolina Rules of Professional Conduct as a good faith basis for this Motion to be Relieved.

The undersigned avers moreover that he will cooperate and assist with whichever attorney is appointed to represent the Appellant in this matter so as not to affect the client's rights to properly and efficiently appeal his case.

November 14th, 2016
Columbia, S.C.

Respectfully Submitted

A handwritten signature in cursive script that reads "John Delgado". The signature is written in black ink and is positioned above a horizontal line.

John Delgado (# 1621)
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