

STATE OF SOUTH CAROLINA
In The Court of Appeals

RECEIVED

Sep 29 2020

APPEAL FROM RICHLAND COUNTY
Court of General Sessions

SC Court of Appeals

L. Casey Manning, Presiding Judge, 5th Judicial Circuit

Indictment № 2017-40-5854
Appellate Case № 2020-000395

Motion to Hold Appeal in Abeyance

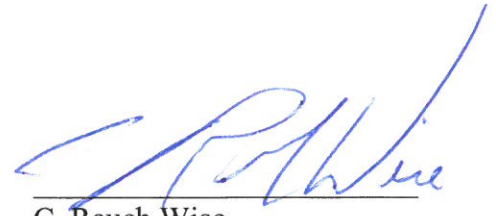
C. Rauch Wise moves this Court to hold this appeal in abeyance for an additional 60 days. This Motion is based upon the fact that due to the Current COVID 19 crisis, counsel for Ricardo Middleton has not been able to meet face to face with his client. Client and his present counsel have had numerous telephone conversations, letters, and a Webex meeting arranged through the Department of Corrections. Present counsel has reviewed the transcript of the trial and discussed it with client on the phone and at the Webex meeting.

In the discussions, client and his attorney realized the need to obtain a copy of the trial of the co-defendant. This transcript is 208 pages and was received shortly after September 15, 2020. This transcript needs to be reviewed by client and his present counsel to determine if the better course of action is to proceed with this appeal or file a post-conviction relief petition. Counsel believes this decision can be made within the next 60 days.

Wherefore Ricardo Middleton moves the Court to continue to hold this appeal in abeyance for 60 days so that Counsel and Mr. Middleton can make a final decision as to whether

the appeal should be continued.

September 29, 2020



C. Rauch Wise
305 Main Street
Greenwood, SC 29646
(864) 229-5010
rauchwise@gmail.com
S. C. Bar№ 6188

Attorney for Appellant