

Dontarious Wright
sesc # 343780
McCormick Correctional Institution
386 Redemption Way
McCormick, SC 29899

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DEC 07 2020

SC Court of Appeals

November 24, 2020

TO: Clerk Jenny A. Kitchings
Clerk's Office
1015 Sumter Street
Columbia, SC 29211

Re: The State vs. Dontarious Wright
Appellate Case No. : 2019-000492
Appointment of Counsel

Dear Clerk :

The above-named Appellant in the styled case captioned in the above, aforementioned reference submits that on December 05, 2019, the Appellant Wright did received notification from the Court to file a(n) pro se brief on the expiration of forty-five (45) days, this appeal will be submitted to the Court for its consideration.

However, the Appellant Wright asserts that he does not waive the right to review and ask for appointment of counsel due to he is indigent and does not understand the basic norms of

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legality for which he faces subjecting the Appellant to undue prejudice.

The Appellant Wright directs the Court to the attention on July 05, 2019, Susan B. Hackett was appointed Appellate Defender and the timetable from July, 2019 to November 27, 2019, upon counsel submittance of "Anders Brief" clearly shows that former counsel Ms. Hackett's conduct did not conducted a) conscientious examination nor investigated into the factual material evidence before filing a) brief.


The Appellant Wright submits that within the Anders Brief on page 4 paragraph 2 Ln 8, states, "It was undisputed that Appellant shot the deceased." Of such a) tantamount statement by counsel Ms. Hackett without consulting with the Appellant Wright prior to the submittance of the Brief demonstrates that counsel attempts to mislead the Court when Appellant's standing against murder accusations is of fact that Appellant Wright assertions are he is innocent, and the conviction upon entry of judgment by jury verdict are unconstitutional for which he has decided to appeal.

In light of former counsel Ms. Hackett assertions that Appellant's appeal is frivolous and has no merit is preposterous and overreaching. The full examination of the proceedings must be of fairness in the Court's inquiry especially the State shall provide a meaningful appeal upon the Court's direction and order. see U.S. ex rel. Russo v. Attorney General of Illinois, 780 F.2d 712. citing Anders v. California, 386 U.S. 738, 87 S.Ct. 1396, 18 L. Ed. 2d 493.

Furthermore, the necessity for counsel are the Appellant Wright is not schooled in the law, and is at a(n) disadvantage when he does not know how to raise a claim that is meritorious to a(n) constitutional standard. The Appellant Wright did not understand the letter dated December 05, 2019, and without aid of counsel forces him to run this gantlet of preliminary showing of merit. see Douglas v. People of State of Cal., 372 U.S. 353, 83 S.Ct. 814, 9 L.Ed. 2d 811. citing Ellis v. United States, 356 U.S. 674, 675, 78 S.Ct. 974, 975, 2 L.Ed. 2d 1060.

The Appellant Wright demonstrates that the denial of counsel at this critical stage where the merits of the one and only appeal an indigent has as of right are decided without benefit of counsel is unconstitutional especially when the full examinations of the proceeding are to call into question the objections and motions filed on behalf of the Appellant for which in complicity opposes the state's contentions the Appellant Wright does not know how to frame. Therefore, the court must honor this request for counsel regardless of what former counsel think the merits of the case may be and representation in the role of an advocate is required. see U.S. CONST., Sixth And Fourteenth Amendment.

Respectfully Submitted,


Dontarious Wright, # 343780

Dontarious Wright
FSA# 114

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McCormick, SC 29899

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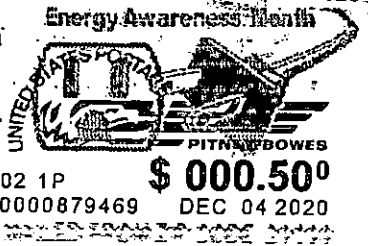
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