

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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Jan 28 2021

SC Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Jennifer B McCoy, Circuit Court Judge

Appellate Case No. 2020-1551

IN THE MATTER OF THE CARE AND TREATMENT OF KEVIN WRIGHT

KEVIN WRIGHT, APPELLANT

MOTION TO APPOINT APPELLATE COUNSEL

This case arises from an appeal from the circuit court's decision at Appellant's annual review hearing that probable cause did not exist under S.C. Code Ann. § 44-48-110 to require that a jury trial be set. Undersigned counsel filed the Notice of Appeal in this matter. Appellant has been determined to be indigent and undersigned was appointed by the South Carolina Commission for Indigent Defense (SCCID) to represent Appellant at his annual review hearing. However, SCCID's office of Appellate Defense does not represent individuals in appeals from SVP annual review hearings.

Undersigned counsel is informed and believes that Appellant has meritorious issues to raise on appeal. Therefore undersigned counsel moves that this Court appoint himself or other qualified counsel to represent Appellant in this appeal.

Additionally undersigned counsel asks that this Court toll the running of the deadline for filing the initial brief until after this Court appoints Appellant counsel.

January 28, 2021

s/ James Falk

James K Falk
PO Box 1058
Charleston, SC 29402
(843) 606 6007
Attorney for Appellant

Other Counsel of Record
Deborah R.J. Schupe, Esq.
Office of the S.C. Attorney General
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CERTIFICATE OF SERVICE

The undersigned certifies that on January 28, 2021 he deposited a true and accurate copy of the MOTION TO APPOINT APPELLATE COUNSEL with the United States Post Office, sufficient first class postage affixed, and addressed to Deborah R.J. Schupe, Esquire. Office of the South Carolina Attorney General PO Box 11549 Columbia SC 29211-1549 and, to Appellant at WellPath Solutions, 4546 Broad River Road, Columbia, SC 29210.

January 28, 2021

s/ James Falk

James K Falk
PO Box 1058
Charleston, SC 29402
(843) 606 6007
Attorney for Appellant