

THE STATE OF SOUTH CAROLINA
In the Supreme Court

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Feb 09 2021

S.C. SUPREME COURT

Appeal from Greenville County Court of Common Pleas
The Honorable R. Lawton McIntosh, Circuit Court Judge

App. Case No. 2021-000094

Jaquese Hyatt, #00363113.....Petitioner,

v.

The State of South Carolina,.....Respondent.

MOTION TO WITHDRAW NOTICE OF APPEAL WITHOUT PREJUDICE

COMES NOW the Petitioner-Applicant, Jaquese Hyatt, by and through undersigned counsel, hereby moves to withdraw the Notice of Appeal and his appeal thereto currently pending in this Court without prejudice.

This Motion follows receipt of correspondence from Judge R. Lawton McIntosh's office regarding the status of the Order of Dismissal (dated January 15, 2021 and filed January 20, 2021 with the Greenville Clerk of Court) from which this appeal originates. In response to our request, Judge McIntosh's assistant clarified that the Order of Dismissal was not a formal final order.

Accordingly, Petitioner-Applicant's seeks to withdraw the Notice of Appeal filed with this Court and appeal thereto without prejudice.

WHEREFORE Petitioner-Applicant Jaquese Hyatt prays this Court grant withdrawal of the Notice of Appeal and appeal thereto currently pending in this Court without prejudice.

Respectfully Submitted,

/s/ William G. Yarborough III

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