

Sean D. Hinchey
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Attorney for Defendant and Appellant

IN THE SUPREME COURT OF THE STATE OF MONTANA

STATE OF MONTANA, <i>Plaintiff and Appellee,</i>	Case No.: DA 23-0450
vs.	MOTION TO WITHDRAW AS COUNSEL OF RECORD AND REQUEST FOR APPOINTMENT OF APPELLATE DEFENDER
JOHN RAYMOND WELZEL, <i>Defendant and Appellant.</i>	

Counsel for the Defendant/Appellant hereby moves this Court to withdraw as counsel for the Defendant/Appellant and to appoint the Appellate Defender's office to represent the Defendant/Appellant. The Defendant/Appellant's potential issues for appeal would likely require alternative counsel to bring forth. Further, the Defendant/Appellant is currently incarcerated and indigent, and undersigned Counsel believes the Defendant/Appellant qualifies for representation by the Appellate Defender Division.

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DATED this 25th day of September, 2023.

HINCHEY & HINCHEY, P.C.

By: /s/Sean D. Hinchey
Sean D. Hinchey
Attorney for Defendant and Appellant

CERTIFICATE OF SERVICE

I, Sean D. Hinchey, hereby certify that I have served true and accurate copies of the foregoing Motion - Withdrawal of Counsel to the following on 09-25-2023:

Austin Miles Knudsen (Govt Attorney)
215 N. Sanders
Helena MT 59620
Representing: State of Montana
Service Method: eService

John Horan Donovan (Govt Attorney)
820 South Main Street
Kalispell MT 59901
Service Method: eService
E-mail Address: jdonovan@flathead.mt.gov

John Welzel
DOC ID# 3034581
Powell County Jail
313 Fourth Street
Deer Lodge MT 59722
Service Method: Conventional

Appellate Defender Division
44 W. Park
Butte MT 59701
Service Method: E-mail Delivery
E-mail Address: LMacmillan@mt.gov

Electronically signed by Angela Ream on behalf of Sean D. Hinchey
Dated: 09-25-2023