

APPENDIX I

NOTICE RE: DEFENDANT COUNSEL'S MOTION FOR LEAVE TO WITHDRAW UNDER CIRCUIT RULE 51(b)

To: _____
(Name)

(Street Address or Prison Box)

(City, State, Zip Code)

You are the appellant in a case now pending in this court:

Case No. _____

v.

Your attorney filed a brief on , 20__ , stating a belief that your appeal is frivolous and requesting permission to withdraw from the case. Please be advised as follows:

(1) You have 30 days from the date this notice was mailed in which to raise any points that you choose which show why your conviction should be set aside.

(2) If you do not respond within the 30 days, the court may affirm or dismiss your appeal. An affirmance or dismissal would mean that your case would be finally decided against you.

(3) If you want to make a showing why the court should not affirm or dismiss your appeal and believe that there is a very good reason why you will not be able to file your objections with the court within the 30-day limit, you should immediately write to the court and ask for additional time up to 30 days. If additional time is granted, you must file your reasons why the court should not affirm or dismiss your appeal before your additional time expires.

(4) You do not have a right to another attorney unless this court finds that your showing requires that your case be further briefed or argued. If the court finds that your case should be further briefed or argued, an attorney will be appointed for you who will argue your appeal.

If you want to write to this court, you should address your letter to:

Clerk of the Court
United States Court of
Appeals
219 South Dearborn Street
Chicago, Illinois 60604

Be sure, when writing, to show clearly the name and number of your case.

Notice mailed , 20__

Deputy Clerk, U.S. Court of Appeals

Attorney for appellant

(Name)

(Street Address)

(City, State, Zip Code)

(Area Code and Telephone Number)