

IN THE COURT OF APPEALS OF VIRGINIA

Appellant,

v.

Record No. _____

Commonwealth of Virginia,

Appellee.

To the Honorable Chief Judge and Judges of the Court of Appeals of Virginia:

Now comes _____, appellant, and represents unto this Court as follows:

(1) Appellant was convicted of _____ in the Circuit Court of _____ on _____, 20____, and sentenced to _____ years in _____ on _____, 20____.

(2) Appellant has been advised by his/her attorney that the notice of appeal (and opening brief) to the Court of Appeals of Virginia was (were) timely filed and that counsel was prepared to go forward with the case until the appellant decided not to appeal.

(3) Appellant has been advised by his/her attorney that his/her right to seek appellate review may be voluntary and knowingly waived and that, if such review is waived, appellant irrevocably abandons and relinquishes all assignments of error relating to the judgment of the Circuit Court of _____.

The appellant knowingly and voluntarily, and after mature consideration, hereby asks the Court to withdraw and dismiss the notice of appeal filed by counsel in his/her behalf.

Appellant

COMMONWEALTH OF VIRGINIA

CITY/COUNTY OF _____

I, _____, a Notary Public for the City/County of _____, certify that the foregoing affidavit was subscribed and sworn before me this _____ day of _____, 20____ by _____.
(name of appellant)

Notary Public Signature

Notary Registration Number

Commission Expiration Date

CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing affidavit was mailed or hand delivered to _____ at _____
(name of attorney) (address of attorney)

_____ ,

on the _____ day of _____, 20_____.

(sign your name here)