

EXHIBIT A
ORDER OF TENNESSEE COURT OF CRIMINAL
APPEALS

IN THE COURT OF CRIMINAL APPEALS OF TENNESSEE
AT KNOXVILLE

DALE VINSON MERRITT v. STATE OF TENNESSEE

Criminal Court for Knox County
No. 114584, 114585

No. E2021-01095-CCA-R3-PC

FILED

MAY 24 2022

Clerk of the Appellate Courts
Rec'd by _____

ORDER

Before the court is the Appellant's pro se motion to dismiss counsel. The Appellant asserts that his filing complaints with the Board of Professional Responsibility against appointed counsel has created a conflict of interest requiring dismissal of counsel and striking the "*Anders* brief" filed by counsel. The Appellant also seeks additional time within which to "retain competent counsel" and filed an opening brief in this matter.

The court observes that appointed counsel filed an opening brief on April 7, 2022. Contrary to the Appellant's assertion, the brief was on the merits and not an *Anders* brief. *See* Tenn. Ct. Crim App. R. 22. Furthermore, the Appellant's filing of professional complaints against counsel does not automatically create a conflict of interest requiring counsel's dismissal. *See State v. Willis*, 301 S.W.3d 644, 652 (Tenn. Crim. App. 2009). Furthermore, the right to court-appointed counsel does not include the right to the appointment of counsel of choice. *See State v. Carruthers*, 35 S.W.3d 516, 546 (Tenn. 2000). The Appellant has failed to establish good cause for removing counsel. Accordingly, the motion is DENIED. The State's responsive brief remains due on or before June 8, 2022.

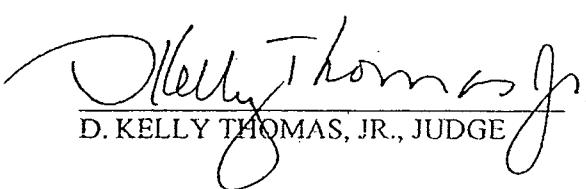

D. KELLY THOMAS, JR., JUDGE

EXHIBIT A1
ORDER OF TENN. CT. OF CRIM. APP. DENYING
MOTION TO REHEAR

IN THE COURT OF CRIMINAL APPEALS OF TENNESSEE
AT KNOXVILLE

FILED
06/14/2022
Clerk of the
Appellate Courts

DALE VINSON MERRITT v. STATE OF TENNESSEE

Criminal Court for Knox County
No. 114584, 114585

No. E2021-01095-CCA-R3-PC

ORDER

Before the court is the Appellant's pro se motion to reconsider this court's May 24, 2022 order denying his motion to discharge counsel. The motion is not well-taken and is, therefore, DENIED.



JAMES CURWOOD WITT, JR., JUDGE

EXHIBIT B
ORDER OF SUPREME COURT OF TENNESSEE

IN THE SUPREME COURT OF TENNESSEE
AT KNOXVILLE

FILED
09/09/2022
Clerk of the
Appellate Courts

DALE VINSON MERRITT v. STATE OF TENNESSEE

Criminal Court for Knox County
No. 114584, 114585

No. E2021-01095-SC-R10-PC

ORDER

On September 1, 2022, Dale Vinson Merritt filed a *pro se* “Rule 11 Application” seeking review of the Court of Criminal Appeals’ dismissal of his motion to replace post-conviction counsel and/or to proceed *pro se* in his pending post-conviction appeal. Based on the nature of the pleading, the Court has construed the filing as a Rule 10 application for extraordinary appeal. *See* Tenn. R. App. P. 10(a) (review of interlocutory order). Upon due consideration, the Rule 10 application is denied.

PER CURIAM