

THE STATE OF SOUTH CAROLINA
IN THE SUPREME COURT
APPEAL FROM SPARTANBURG COUNTY

Court of Common Pleas

HONORABLE R. KEITH KELLY

2021-CP-42-1093

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DEC 13 2022
S.C. SUPREME COURT

BARRY RHODES, SCDC# 121117

APPELLANT,

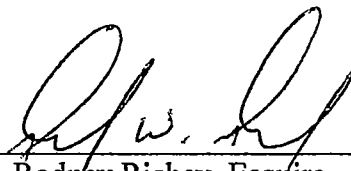
vs.

STATE OF SOUTH CAROLINA,

RESPONDENT.

EXPLANATION PURSUANT TO RULE 243(c)

1. Counsel filed the notice of appeal because the Appellant requested that counsel file it.
2. Counsel reviewed the record and cannot provide a sufficient explanation for the appeal in this matter.
3. Counsel requests that the Court allow Mr. Rhodes (Appellant) 15 days to respond with any explanation that he wants to submit.



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APPELLATE DEFENSE

Office of Appellate Defense.

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DEC 13 2022

S.C. SUPREME COURT

Barry Rhodes #121117
Appellant.

Vs.

State of South Carolina

Explanation pursuant
to Rule #243(c)

"Appellant, submit's this explanation pursuant to Rule #243(c) and argue on appeal that the p.c.R Application should not be dismissed as untimely, successiveness and barred by the doctrine of res judicata, because the issue raised in re: to 16-3-910. relating to the offense of Kidnapping, as so to provide a person - convicted of Kidnapping before June, 5, 1991 and sentenced to life imprisonment may petition the Court for a reduction in his sentence to thirty years, was not discovered until 2021. and could not have been raised in all the other p.c.R applications, by appellant.

cc:
S.C. Attorney Generals Office.

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Pelzer, S.C 29669.

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S.C. SUPREME COURT

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Appellate Defense.

P.O. Box #11589

South Carolina
Supreme Court

Columbia, S, C 29201

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