STATE OF SOUTH CAROLINA)
) Indictment Nos.: 2023-GS-46-03857
IN THE COURT OF APPEALS)
State of South Carolina)
)
-vs-)
)
Kimyada Shemyria Moses)
)
Defendant.)
)

FILED-RECEIVED
2024 FEB -5 AM 10: 30
ANGIE M. BRYANT
S.C.C.P. & GS
YORK COUNTY, SC

RULE 203(B) EXPLANATION

Pursuant to Rule 203(B)(iv), the issue to be raised on appeal is whether the court abused its discretion when it imposed the 18 months with, CTS of 216 days on indictment 2023-GS-03857.

The undersigned does not have a good faith basis to believe that this issue is properly before the Court of Appeals, and the undersigned did not object to the sentence or file a motion to reconsider the sentence. Nevertheless, the undersigned consulted with the Appellant about his right to appeal, and after consultation, the undersigned has filed the instant appeal at the request of the Appellant because the Sixth Amendment requires counsel to follow the Appellant's request. *See Frazer v. South Carolina,* 430 F.3d 696, 705 (4th Cir. 2005) ("A defendant has a right to pursue a direct appeal, even if frivolous, which counsel must assist as 'an active advocate on behalf of his client.'") (quoting *Anders v. California,* 386 U.S. 738, 744 (1967)).

Respectfully submitted,

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February 5, 2024

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