



The Supreme Court of South Carolina

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CLERK OF COURT

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May 28, 2024

Rodney Wade Richey
PO Box 10916
Greenville, SC 29603-0916

Re: Demarcus Darriell Simuel v. State
Appellate Case No. 2024-000843

Dear Counsel:

This Court has received your notice of appeal, and the case has been assigned the appellate case number that appears above. Please use this number on all future correspondence relating to this matter.

Although you submitted an explanation under Rule 243, SCACR, you did not provide proof that you sent a copy of your explanation to the petitioner. To the extent that you have determined that you do not have a good faith explanation to provide pursuant to Rule 243(c), you must provide this Court with a letter stating that as an officer of the Court you are unable to set forth any arguable basis for asserting the determination by the PCR judge was improper. Your letter should also advise petitioner that he has twenty (20) days from the date of the letter to file a *pro se* explanation as to why the petitioner believes that this determination by the circuit court was improper. *Dennison v. State*, 371 S.C. 221, 639 S.E.2d 35 (2006). Your letter to this Court should include proof of service showing that a copy of the letter has been sent to the petitioner.

Please either provide the explanation required by Rule 243(c) or the response

permitted by *Dennison* within ten (10) days of the date of this letter.

All parties to this matter are advised that all filings must comply with the requirements of Rule 267 of the South Carolina Appellate Court Rules (SCACR). The SCACR are available online at www.sccourts.org/courtreg. Additionally, any filings submitted by counsel admitted in South Carolina must include counsel's bar number.

The attention of the parties is directed to the order relating to the inclusion of personal data identifiers and other sensitive information in documents filed with the Supreme Court of South Carolina and the South Carolina Court of Appeals. The order can be found at www.sccourts.org/courtOrders/displayOrder.cfm?orderNo=2014-04-15-02.

Please note that the responsibility for ensuring that information is redacted or sealed as required by this order rests with counsel and the parties. This office will not review filings for redaction or to determine if materials should be sealed.

Very truly yours,



CLERK

cc: Mark Reynolds Farthing