

R. MILLS ARIAIL, JR.  
ATTORNEY AT LAW

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January 30, 2014

**Via US Mail**

Daniel E. Shearouse  
Clerk of Court  
Supreme Court of South Carolina  
Post Office Box 11330  
Columbia, South Carolina 29211

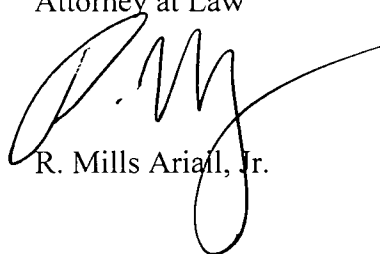
***Re: Notice of Intent to Appeal from John Edward Lyles v. State of South Carolina,  
C.A. No.: 2012-CP-39-0886***

Dear Mr. Shearouse:

I was Court Appointed in the above referenced matter, and I expect that appellate defense will handle the appeal and petition for certiorari. On behalf of my client, enclosed for filing please find the Notice of Appeal and proof of service. I've enclosed a copy of Judge Miller's Order of Dismissal to be challenged on appeal. I must inform the Court of Appeals that as an officer of this Court, I am unable to set forth an arguable basis for asserting the determination by Judge Miller's Order of Dismissal that the PCR application was barred by the statute of limitations was improper. By copy of this letter, I am specifically advising Mr. Lyles that he should notify this Court, in writing, no later than twenty (20) days from the date of this letter, of any arguable basis the Petitioner may wish to assert that the determination that the PCR application was improper as required by Rules 203(d)(1)(B) and 243 of the South Carolina Appellate Court Rules. By copy of this letter, I am also serving counsel for the State of South Carolina, the Pickens County Solicitor's Office, the South Carolina Commission of Indigent Defense - Appellate Defense Division and the Pickens County Clerk's Office.

Thank you for your assistance in this matter and if you have any questions, please feel free to contact me.

Sincerely,  
LAW OFFICE OF R. MILLS ARIAIL, JR.  
Attorney at Law

  
R. Mills Ariail, Jr.

**RECEIVED**

FEB 03 2014

**S.C. SUPREME COURT**

RMAjr/dcd  
Enclosures (as stated)

cc: Pickens County Clerk's Office  
Pickens County Courthouse  
214 E. Main Street  
Pickens, SC 29671

Karen C. Ratigan  
Assistant Attorney General  
P.O. Box 11549  
Columbia, SC 29211-11549

John Edward Lyles  
SCDC #275083  
Tyger River Correctional Institution  
100-200 Prison Road  
Enoree, SC 29355

Pickens County Solicitor's Office  
Pickens County Courthouse  
214 E. Main Street  
Pickens, SC 29671

SC Commission of Indigent Defense  
Division of Appellate Defense  
1122 Lady Street  
Columbia, SC 29201-3218