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March 12, 2014

Via US Mail

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

RECEIVED

MAR 17 2014

Re: Billy Deon-Andre Hodge v. State of South Carolina
Appellate Case No.: 2014-000053

SOUTH CAROLINA SUPREME COURT

Dear Mr. Shearouse:

I am in receipt of your letter dated March 10, 2014. Please consider this reply as my amended letter regarding Petitioner's notice of appeal. I must inform the Supreme Court that as an officer of this Court, I am unable to set forth an arguable basis for asserting the determination by Judge Stilwell'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. Hodge 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.

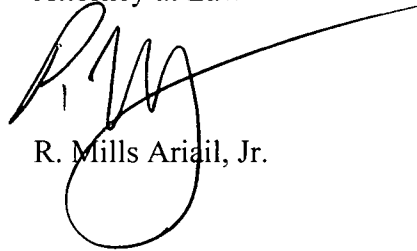
With regards to Petitioner's *White v. State* claim, Petitioner is further advised that even if he is ultimately able to prevail on the issues in this current appeal, he would only be granted a belated appeal from his guilty pleas. Consequently, in that belated appeal, Petitioner must also provide a written explanation showing that there is an issue which can be reviewed on belated appeal. Specifically, this explanation should identify the issue(s) to be raised on appeal and the factual basis for the issue(s), including how the issue(s) was raised below and the ruling of the lower court on that issue(s). If an issue was not raised to and ruled on by the lower court, the explanation shall include an argument and citation to legal authority showing how this issue can be reviewed on appeal. (See Rule 203(d)(1)(B) of the South Carolina Appellate Court Rules).

With reference to Petitioner's *White v. State* claim, I must inform the Supreme Court that as an officer of this Court, I am unable to identify any issue which can be reviewed on appeal. By copy of this letter, I am instructing Petitioner that if he must notify this Court, in writing, no later than twenty (20) days from the date of this letter, of any arguable basis for an appeal from his guilty plea as required by Rules 203(d)(1)(B) and 243 of the South Carolina Appellate Court Rules.

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

A handwritten signature in black ink, appearing to read 'RMA', with a long horizontal line extending to the right from the end of the signature.

R. Mills Ariail, Jr.

RMAjr/dcd

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

Billy Deon-Andre Hodge
Register # 16945-171
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