

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM LEXINGTON COUNTY
Court of General Sessions

HONORABLE G. Thomas Cooper, CIRCUIT COURT JUDGE

Case No.: 2013-GS-32-00914

~~W/initials~~
The State, Respondent.
V.
Michael P. Dixon, Appellant.

NOTICE OF APPEAL

Michael P. Dixon, appeals his guilty plea and sentence in this case. The sentence was imposed by the Honorable G. Thomas Cooper on March 10, 2014.



Erik Drylie
Public Defender
407 ½ W. Main Street
Lexington, SC 29072
(803) 957-8883

OTHER COUNSEL OF RECORD:
Michael Ross,
Assistant Solicitor
Lexington County Courthouse
Lexington, SC 29072

RECORDED
MAR 18 2014
SC COURT OF APPEALS

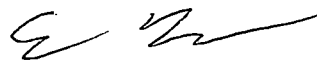
STATE OF SOUTH CAROLINA)
)
)
 vs.)
)
)
 MICHAEL P. DIXON,)
)
)
 Defendant.)
 _____)

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS
Indictment #: 2013-GS-32-00914

RULE 203(B) EXPLANATION

Pursuant to Rule 203(B)(iv), the undersigned asserts that she does not have a good faith basis to believe that any issues are 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, 706 (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,



Erik J. Drylie,
Lexington Co. Public Defender's Office
407 ½ West Main Street
Lexington, SC 29072
(803) 785-8873

Lexington, South Carolina
March 11, 2014

OFFICE OF THE PUBLIC DEFENDER

ELIZABETH FULLWOOD
Lexington Public Defender
407½ W. Main St.
Lexington, SC 29072
Telephone (803) 957-8873
Fax (803) 957-1443

Eleventh Judicial Circuit
Lexington, Saluda, Edgefield,
and McCormick Counties

ROBERT M. MADSEN
Circuit Public Defender

W. GREG SEIGLER
Tri-County Public Defender
Post Office Box 1852
McCormick, SC 29835
Telephone (864) 852-9555
Fax (864) 852-9554

March 11, 2014

Michael Dixon, #00357412
Kirkland Reception and Evaluation Center
4344 Broad River Rd.
Columbia SC 29210

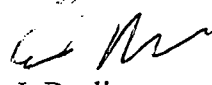
Dear Mr. Dixon:

Enclosed is a document for the appeal you asked me to file. It is titled Rule 203 Explanation. Court rules require an attorney to inform the court whether or not they believe an appeal has merit when the appeal is from a guilty plea. I do not have a good faith basis to believe that your appeal has merit. The purpose of this letter is to advise you that you have twenty (20) days from the date of this letter to inform the South Carolina Court of Appeals in writing of any arguable basis on which to assert that there are issues preserved for appeal in your case. You can write the court at this address:

South Carolina Court of Appeals
P.O. Box 11629
Columbia SC 29211

With kind regards, I am,

Sincerely,


Erik J. Drylie

enclosure

Cc: Jenny Kitchings, Clerk of Court
South Carolina Court of Appeals
P.O. Box 11629
Columbia SC 29211

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM LEXINGTON COUNTY
Court of General Sessions

HONORABLE G. Thomas Cooper, Circuit Court Judge

Case No.: 2013-GS-32-00914

The State,Respondent.

V.

Michael P. Dixon,Appellant.

PROOF OF SERVICE

I certify that I have served the Notice of Appeal and the Rule 203 (B) explanation on Mike Ross, by depositing a copy of it in the United States Mail, postage prepaid, on March 11, 2014, addressed to Mike Ross, Assistant Solicitor, Lexington County Courthouse, Lexington, SC 29072.



Erik Drylie
Assistant Public Defender
407 ½ W. Main Street
Lexington, SC 29072

MAR 18 2014
SC COURT CLERK

OFFICE OF THE PUBLIC DEFENDER

ELIZABETH FULLWOOD
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March 11, 2014

The Honorable Jenny Kitchings
Clerk of Court for Court of Appeals
1015 Sumter Street
Columbia, SC 29201

Re: The State vs. Michael P. Dixon - Appeal

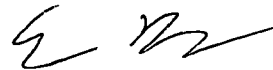
Dear Ms. Kitchings:

Please find enclosed an original and one (1) copy of a Notice to Appeal and a Rule 203(B) explanation in the above matter for filing in your office. Please file the original and return the date/time stamped copy to me in the envelope provided.

I am, by copy of this letter, serving a copy of this these documents on Mike Ross, and Robert M. Dudek, together with my Certificate of Service.

Thank you for your assistance in this matter. With kind regards, I am

Sincerely,



Erik Drylie

Enclosures

CC: Mike Ross,
Assistant Solicitor
Lexington County Courthouse
Lexington, SC 29072

RECEIVED
MAR 18 2014
SC COURT OF APPEALS

Robert M. Dudek,
Chief Appellate Defender
P.O. Box 11589
Columbia, SC 29211

Michael Dixon, #00357412
Lee Correctional Institution
990 Wisacky Road
Bishopville, SC 29010

The Honorable Beth Carrigg
Clerk of Court for Lexington County
Lexington County Courthouse
Lexington, South Carolina, 29072

TH. CIRCUIT
ENDER'S OFFICE
MAIN STREET
ON, SC 29072

The Honorable Jerry Kitchen
Clerk of Court
Court of Appeals
1015 Sumter Street
Columbia, SC 29201

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MAR 18 2014

SC COURT OF APPEALS



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