

The South Carolina Court of Appeals

The State, Respondent,

v.

Ray Edward Chestnut, Appellant.

Appellate Case No. 2014-000691
Lower Court Case Nos. 2002-GS-26-04739 and -04656;
2003-GS-26-00802; and 2004-GS-26-02651, -02652 and
04448.

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SC Court of Appeals

ORDER

On August 21, 2013, the South Carolina Court of Appeals received notices of appeal from guilty pleas entered in the above criminal cases. The sentences were imposed at various times from 2002 until 2005. The South Carolina Court of Appeals dismissed these notices of appeal because they had not been timely served under Rule 203 of the South Carolina Appellate Court Rules (SCACR), and it subsequently denied a petition for rehearing regarding that dismissal on February 26, 2014.

Petitioner now asks this Court to appoint counsel for him so that he can file a petition for a writ of certiorari to review the decision of the Court of Appeals. The motion is denied for two reasons.

First, petitioner has no right to counsel when seeking discretionary review from this Court under Rule 242, SCACR. *Ross v. Moffitt*, 417 U.S. 600, 94 S.Ct. 2437, 41 L.E.2d 341 (1974); *Wainwright v. Torna*, 455 U.S. 586, 102 S.Ct. 1300, 71 L.E.2d 475 (1982). Second, neither this Court nor the Court of Appeals has jurisdiction over these criminal appeals since petitioner has failed to establish that

¹ Before the Court of Appeals, the Appellate Case Number was 2013-001768. Since the notices of appeal challenge guilty pleas entered at more than one guilty plea hearing, it is unclear why the Court of Appeals consolidated these notices of appeal into a single appellate case.