

# The Supreme Court of South Carolina

Billy Deon-Andre Hodge, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2014-000053

Lower Court Case No. 2012-CP-39-00885

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## ORDER

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This post-conviction relief (PCR) case involves guilty pleas entered in 2007. Except for the claim that petitioner is entitled to a belated appeal under *White v. State*, 263 S.C. 110, 208 S.E.2d 35 (1974), the PCR judge determined that all other claims were barred as being untimely under the statute of limitations. As to the *White v. State* claim, the PCR judge determined that petitioner is not entitled to a belated appeal from his guilty plea.

Counsel for petitioner has filed documents with this Court indicating that he cannot provide a good faith explanation under either Rule 243(c) of the South Carolina Appellate Court Rules (SCACR) for the claims held to be barred under the statute of limitations or under Rule 203(d)(1)(B), SCACR, for an appeal from a guilty plea. Petitioner has filed a *pro se* document asserting that there is an arguable basis for his claims. See *Dennison v. State*, 371 S.C. 221, 639 S.E.2d 35 (2006).

Based on petitioner's failure to provide an adequate explanation under Rule 243(c) or under Rule 203(d)(1)(B), this matter is dismissed. The remittitur will be sent as provided by Rule 221, SCACR.

  
C.J.  
FOR THE COURT

Columbia, South Carolina  
April 18, 2013

cc: R. Mills Ariail, Jr., Esquire  
Karen Christine Ratigan, Esquire  
Billy Deon-Andre Hodge #16945-171