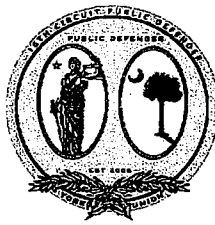


**Sixteenth Circuit
Public Defender
Office**

**Moss Justice Center
1675-1E York Highway
P.O. Box 691
York, S.C. 29745**



**Harry A. Dest
Sixteenth Circuit Defender**

May 28, 2014

Dennis Rodger Davis, Jr.
Kirkland R & E
4344 Broad River Rd.
Columbia, S.C. 29210

Dear Mr. Davis:

Enclosed please find certified copies of the Notice of Appeal, Rule 203(B) Explanation and Certified Certificate of Service regarding your recent plea. Please note that you must inform the South Carolina Court of Appeals in writing, within **twenty (20) days** of the date of this letter, of any arguable basis that there are issues preserved for appeal.

You must send your arguments for your appeal to the following address:

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

Sincerely,

Creighton Hayes
Assistant Public Defender
Sixteenth Judicial Circuit

JCH/fnw

Enclosure

Cc: South Carolina Court of Appeals

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SC Court of Appeals

Bryson J. Barrowclough
Deputy Public Defender

Stacey D. Coleman
Juvenile Court Division

Philip L. Smith
Daniel D. Hall
Sr. Assistant Public Defenders

Assistant Public Defenders
Melissa A. Inzerillo
Mark T. McKinnon
E. Ashley Anderson
Mindy Hervey Lipinski
J. Creighton Hayes
Judah N. VanSyckel

Magistrate Court Division
Toni L. Johnson
Jessica M. Russo

Union County Public Defender
Erik D. Delaney
Jennifer N. Williams

STATE OF SOUTH CAROLINA)
)
 IN THE COURT OF APPEALS)
)
 State of South Carolina)
)
 -vs-)
)
 Dennis Rodger Davis, Jr.)
)
 Defendant.)
 _____)

Indictment No.: 2013-GS-46-2971
 2013-GS-46-2970,2013-GS-46-2969
 2013-GS-46-2966,2013-GS-46-2964

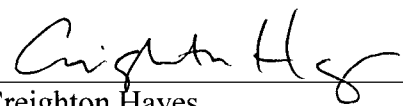
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 2014 MAY 28 AM 9:53
 DAVID HAMILTON
 C.C.P. & G.S.
 YORK COUNTY, SC

RULE 203(B) EXPLANATION

Pursuant to Rule 203(B)(iv), the issue to be raised on appeal is whether the trial court abused its discretion when it imposed a concurrent sentence of 125 months upon the Appellant after he pled guilty to two (2) counts of Distribution of Marijuana and 5 years on two counts of Distribution of Marijuana in Proximity of a School and 1 year on Possession of Marijuana 2nd.

The undersigned does not have a good faith basis to believe that this issue is 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, 705 (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,



 Creighton Hayes
 Assistant Public Defender
 1675-1E York Highway
 York, South Carolina 29745
 (803) 628-3031

York, South Carolina
 May 28, 2014

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 JUN 02 2014
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