

STATE OF SOUTH CAROLINA

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

vs.

Indictment #: 2014-GS-02-00504 &505

Ricky Antonio Holmes,

Defendant.

RULE 203(d)(1)(B)(iv) EXPLANATION

Pursuant to Rule 203(d)(1)(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.

The undersigned attorney has had no opportunity to consult with the Appellant since the plea. However, based on previous conversations with the Defendant, the undersigned believes that the Defendant desires that this appeal be filed.

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))).

RECEIVED

AUG 04 2014

SC Court of Appeals

Respectfully submitted,

Handwritten signature of Wallis Alves in cursive script, written over a horizontal line.

Wallis Alves
Aiken County Public Defender
Post Office Drawer 2247
Aiken, SC 29802
(803) 642-1732

Aiken, South Carolina
July 31, 2014

State v. Ricky Antonio Holmes
RULE 203(d)(1)(B)(iv) EXPLANATION