

STATE OF SOUTH CAROLINA)
)
)
 vs.)
)
 Earnest Jeffery Simpkins,)
)
)
 Defendant.)
 _____)

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS
Indictment #: 2013-GS-02-1637

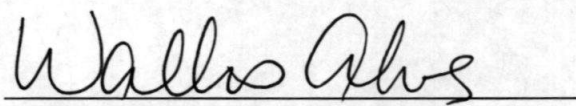
RULE 203(d)(1)(B)(iv) EXPLANATION

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 consulted with the client and after consultation the client requested that an 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)).

Respectfully submitted,



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Aiken, South Carolina
August 7, 2014

RECEIVED

AUG 11 2014

SC Court of Appeals