

**THIS OPINION HAS NO PRECEDENTIAL VALUE. IT SHOULD NOT BE  
CITED OR RELIED ON AS PRECEDENT IN ANY PROCEEDING  
EXCEPT AS PROVIDED BY RULE 268(d)(2), SCACR.**

**THE STATE OF SOUTH CAROLINA  
In The Supreme Court**

The State, Respondent,

v.

Larry T. Chestnut, Appellant.

Appellate Case No. 2012-212800

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Appeal from Horry County  
Steven H. John, Circuit Court Judge

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Memorandum Opinion No. 2015-MO-002  
Heard September 24, 2014 – Filed January 14, 2015

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**AFFIRMED**

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Jeremy A. Thompson, of Columbia, for Appellant.

Attorney General Alan Wilson and Senior Assistant  
Deputy Attorney General Deborah R.J. Shupe, both of  
Columbia, for Respondent.

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**PER CURIAM:** Appellant Larry T. Chestnut appeals his conviction and sentence for voluntary manslaughter, challenging the rule that where a defendant in a joint trial introduces evidence, the State is entitled to the final argument. *State v. Huckie*, 22 S.C. 298, 300 (1885). In this case, however, neither Appellant nor his codefendant presented evidence, and as a result, Appellant and his codefendant had

the final argument. We affirm pursuant to Rule 220(b)(1), SCACR, and the following authorities: *State v. Freiburger*, 366 S.C. 125, 135, 620 S.E.2d 737, 742 (2005) ("The rule is well established that if asserted errors are not presented to the lower Court, the question cannot be raised for the first time on appeal." (citation omitted)); *State v. Schmidt*, 288 S.C. 301, 303, 342 S.E.2d 401, 402–03 (1986) ("Ordinarily, this Court will not review alleged error of the exclusion of testimony unless a proffer of testimony is properly made on the record." (citation omitted)); *Dillon Cnty. v. Maryland Cas. Co.*, 217 S.C. 66, 76, 59 S.E.2d 640, 644 (1950) ("No one can obtain a decision as to the invalidity of a law on the ground that it impairs the rights of others, for one attacking the constitutionality of a statute is not the champion of any rights except his own." (citation and quotations omitted)).

**AFFIRMED.**

**TOAL, C.J., PLEICONES, BEATTY, KITTREDGE and HEARN, JJ.,  
concur.**