



# The Supreme Court of South Carolina

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March 16, 2015

Mr. Kenyon D. Gaither  
#15113-171  
F.C.I. Bennettsville  
P O Box 52020  
Bennettsville SC 29512

Re: Kenyon D. Gaither v. State  
Appellate Case No. 2015-000540

Dear Petitioner:

Upon reviewing your notice of appeal, the following deficiency or deficiencies have been noted under the South Carolina Appellate Court Rules (SCACR), and any deficiency must be corrected within ten (10) days of the date of this letter:

- The accompanying proof of service is not in compliance with the SCACR. Your proof of service should be substantially in the format shown by Form 7 in Appendix C to part II of the SCACR, a copy of which is attached.
- Since the order of the circuit court determined that this action is barred as being successive and/or as being untimely under the statute of limitations, Rule 243(c) of the South Carolina Appellate Court Rules requires a written explanation as to why this determination was improper. This explanation must contain sufficient facts, argument and citation to legal authority to show that there is an arguable basis for asserting that the determination by the lower court was improper.

Very truly yours,

A handwritten signature in black ink, consisting of a large, stylized initial 'D' followed by a series of loops and a long horizontal stroke extending to the right.

CLERK

cc: Daniel Francis Gourley, II, Esquire