

The Supreme Court of South Carolina

Jeffrey Eugene Bailey, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2015-000009

Lower Court Case No. 2012CP4205273

ORDER

This post-conviction relief (PCR) case involves guilty pleas entered in 2011. Except for the claim seeking a belated direct appeal under *White v. State*, 263 S.C. 110, 208 S.E.2d 35 (1974), the PCR judge determined that all other claims were barred as being untimely under the statute of limitations. As to the *White v. State* claim, the PCR judge determined that petitioner was not entitled to a belated appeal from his guilty plea.

Counsel for petitioner has filed documents with this Court indicating that he cannot provide a good faith explanation under either Rule 243(c) of the South Carolina Appellate Court Rules (SCACR) for the claims held to be barred under the statute of limitations or under Rule 203(d)(1)(B), SCACR, for an appeal from a guilty plea. Petitioner has submitted a *pro se* response. See *Dennison v. State*, 371 S.C. 221, 639 S.E.2d 35 (2006).

Petitioner's request to relieve counsel and appoint new appellate counsel is denied.

Based on petitioner's failure to provide an adequate explanation under either Rule 243(c) or Rule 203(d)(1)(B), this matter is dismissed. The remittitur will be sent as

provided by Rule 221, SCACR.


C.J.
FOR THE COURT

Columbia, South Carolina
March 17, 2015

cc: John Brandt Rucker, Esquire
Suzanne H. White, Esquire
Mr. Jeffrey Eugene Bailey, #297620