

# The Supreme Court of South Carolina

Taurine Lee Fleming, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2015-000122

Lower Court Case No. 2013CP2304180

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## ORDER

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This post-conviction relief case, which was filed in 2013, involves guilty pleas entered in 2010. The post-conviction relief judge held that all of the claims asserted in this action are barred by the statute of limitations contained in S.C. Code Ann. § 17-27-45.

As to any claim that petitioner is entitled to a belated direct appeal from his guilty pleas under *White v. State*,<sup>1</sup> petitioner has failed to provide a sufficient explanation under Rule 203(d)(1)(B)(iv) of the South Carolina Appellate Court Rules (SCACR).<sup>2</sup> As to any remaining claims, petitioner has failed to provide an adequate explanation under Rule 243(c), SCACR.

Accordingly, this matter is dismissed. The remittitur will be sent as provided by

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<sup>1</sup> 263 S.C. 110, 208 S.E.2d 35 (1974).

<sup>2</sup> Regarding the belated appeal claim, it was error to hold that this claim was barred by the statute of limitations. *Wilson v. State*, 348 S.C. 215, 559 S.E.2d 581 (2002). This error is harmless since petitioner has failed to file an adequate explanation for an appeal from a guilty plea.

Rule 221(b), SCACR.

  
FOR THE COURT C.J.

Columbia, South Carolina  
April 9, 2015

cc: R. Mills Ariail, Jr., Esquire  
Karen Christine Ratigan, Esquire  
Mr. Taurine Lee Fleming, #250908