

# The Supreme Court of South Carolina

Raymond E. Chestnut, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2015-000891

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## ORDER

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Petitioner's request for an extension of time to file any *pro se* explanations under Rule 203(d)(1)(B)(iv) and 243(c) of the South Carolina Appellate Court Rules (SCACR) until he is provided with certain transcripts is denied. Instead, those *pro se* explanations shall be filed with this Court by October 19, 2015.

As to any claims that were held to be barred by the statute of limitations, any *pro se* explanation under Rule 243(c), SCACR, 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 post-conviction relief judge was improper.


As to any claim seeking a belated direct appeal under *White v. State*,<sup>1</sup> petitioner's *pro se* explanation must "provide a written explanation showing that there is an issue which can be reviewed on appeal. This explanation should identify the issue(s) to be raised on appeal and the factual basis for the issue(s) including how the issue(s) was raised below and the ruling of the [guilty plea judge] on that issue(s). If an issue was not raised to and ruled on by the [guilty plea judge], the explanation shall include argument and citation to legal authority showing how this issue can be reviewed on [direct] appeal." Rule 203(d)(1)(B), SCACR (explanation required when an appeal is taken from a guilty plea, *Alford* plea, or plea of nolo contendere).

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

Since this case involves six separate and distinct guilty pleas,<sup>2</sup> petitioner shall file a separate Rule 243(c) and/or 203(d)(1)(B)(iv), SCACR, explanation for each guilty plea, and shall identify the General Sessions case number involved at the beginning of each explanation that is submitted.



  
C.J.  
FOR THE COURT

Columbia, South Carolina  
September 28, 2015

cc: Tristan Michael Shaffer, Esquire  
Joshua L. Thomas, Esquire  
Mr. Raymond Edward Chestnut

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<sup>2</sup> According to the orders on appeal, these cases are 2002GS26002652, 2004GS2604448, 2003GS2600802, 2002GS2604656, 2002GS2604739, and 2003GS2603312.