



# The Supreme Court of South Carolina

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March 7, 2016

Steven Willard Fowler, Esquire  
1019 Highway 17 South  
North Myrtle Beach SC 29582

Re: Zireek R. Brooks v. State  
Appellate Case No. 2016-000195  
Lower Court Case No. 2014CP2601018

Dear Mr. Fowler:

As you know, the notice of appeal in this matter was dismissed by order dated February 26, 2016. This dismissal was based on the failure to provide the explanation required by Rule 243(c) of the South Carolina Appellate Court Rules (SCACR).

Enclosed is correspondence received from your client. Since you represent him in this matter,<sup>1</sup> no action will be taken on this *pro se* correspondence by this Court. *Miller v. State*, 388 S.C. 347, 697 S.E.2d 527 (2010); *Jones v. State*, 348 S.C. 13, 558 S.E.2d 517 (2002); *State v. Stuckey*, 333 S.C. 56, 508 S.E.2d 564 (1998);

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<sup>1</sup> Rule 264 of the South Carolina Appellate Court Rules, and Rule 71.1(g) of the South Carolina Appellate Court Rules ("If an applicant represented by counsel desires to appeal, counsel shall serve and file a Notice of Appeal as required by Rule 243, SCACR, and shall continue to represent the applicant on appeal unless automatically relieved under Rule 602, SCACR, or allowed to withdraw under Rule 264, SCACR. If the applicant is indigent, counsel shall assist the applicant in obtaining representation by the Division of Appellate Defense of the Office of Indigent Defense.").

*Foster v. State*, 298 S.C. 306, 379 S.E.2d 907 (1989). If it is appropriate to make a motion to reinstate this matter under Rule 260(a), SCACR, that motion will have to be served and filed by you as his counsel.

Sincerely,

A handwritten signature in black ink, appearing to read 'Daniel E. Shearouse', with a long horizontal stroke extending to the right.

Daniel E. Shearouse

Enclosure

cc: Jessica Elizabeth Kinard, Esquire  
Mr. Zireek R. Brooks, #352900