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DAVID HAMILTON
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APR 13 2016
SC Court of Appeals

STATE OF SOUTH CAROLINA	)	Indictment No.: 2016-GS-46-0860
	)	
IN THE COURT OF APPEALS	)	
	)	
State of South Carolina	)	
	)	
- vs-	)	
	)	
Richard Lee McClinton,	)	
	)	
Defendant.	)	
	)	

RULE 203(B) EXPLANATION

Pursuant to Rule 203(B)(iv), the issue to be raised on appeal is whether the trial court abused its discretion when it imposed a sentence of thirty (30) days weekends upon the Appellant after he pled guilty to Driving Under the Influence 2nd.

The undersigned does not have a good faith basis to believe that this issue is properly before the Court of Appeals, and the undersigned did not object to the sentence or file a motion to reconsider the sentence. Nevertheless, the undersigned consulted with the Appellant about his right to appeal, and after consultation, the undersigned has filed the instant appeal at the request of the Appellant because the Sixth Amendment requires counsel to follow the Appellant's request. *See Frazer v. South Carolina,* 430 F.3d 696, 705 (4th Cir. 2005) ("A defendant has a right to pursue a direct appeal, even if frivolous, which counsel must assist as 'an active advocate on behalf of his client.'") (quoting *Anders v. California,* 386 U.S. 738, 744 (1967)).

Respectfully submitted,

Thomas L. Bowen
P.O. Box 691
York, South Carolina 29745
(803) 628-3031
Attorney for Richard Lee McClinton

York, South Carolina
April 7, 2016