

THE LAW OFFICES OF  
**TIMOTHY M. RAY**  
ATTORNEY & COUNSELOR AT LAW

184 NORTH DANIEL MORGAN AVENUE  
SPARTANBURG, SOUTH CAROLINA 29306

**RECEIVED**

JUN 06 2016

SC Court of Appeals

TELEPHONE: (864) 542-2800

FAX NUMBER: (864) 585-0068

June 3, 2016

Inmate Xavier Dominique Fair  
SCDC#00368055  
Kirkland Correctional Institute  
4344 Broad River Rd.  
Columbia, SC 29210

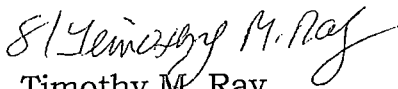
RE: THE STATE VS. XAVIER DOMINIQUE FAIR  
APPELLATE CASE NO. 2016-000968

Dear Xavier:

Enclosed please find a copy of my Explanation of Appeal to the South Carolina Court of Appeals. Please file with the court within twenty (20) days from the date of this letter in writing any arguable basis that are issues preserved for appeal. I have included a copy of the letter I received from the court with instructions and the correct address for the court.

If you have any questions please do not hesitate to contact my office.

Sincerely yours,

  
Timothy M. Ray  
TMR/srw

Enclosure

Cc: South Carolina Court Appeals  
Robert Michael Dudek, Esquire  
John Benjamin Aplin, Esquire  
Alan McCrory Wilson, Esquire

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM SPARTANBURG COUNTY  
Court of General Sessions

The Honorable J. Derham Cole  
Seventh Judicial Circuit Court Judge


Case Nos.  
16-GS-42-2197  
16-GS-42-2198

The State of South Carolina.....Respondent  
vs.  
Xavier Dominique Fair.....Appellant

EXPLANATION OF APPEAL PURSUANT TO RULE 203(d)(1)(B), SCACR

Pursuant to Rule 203(d)(1)(B), SCACR, Xavier Dominique Fair files this explanation of his appeal of his guilty plea, conviction and sentence in this case. The sentence was imposed by the Honorable J. Derham Cole on April 28, 2016. No issues were raised during the guilty plea; however, the client insisted upon an appeal; therefore, this appeal was filed pursuant to Feathers v. State, 319 S.C. 59, 459 S.E.2d 838 (1995), and State v. Thrift, 378 S.C. 70, 661 S.E.2d 373 (2008).

May 19, 2016

  
TIMOTHY M. RAY #70498  
Attorney for Appellant

Timothy M. Ray LLC  
184 North Daniel Morgan Avenue  
Spartanburg, South Carolina 29306  
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Other Counsel of record:

Lindsey Heger Overby, Assistant Solicitor  
Seventh Circuit Solicitor's Office  
Spartanburg County Courthouse  
180 Magnolia Street  
Spartanburg, SC 29306

sandywinstead184@gmail.com

SPARTANBURG COUNTY  
MAY 19 PM 4:17  
TIMOTHY M. RAY #70498  
HOPE BLACKLEY



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JUN 06 2016

The South Carolina Court of Appeals **SC Court of Appeals**

JENNY ABBOTT KITCHINGS  
CLERK

V. CLAIRE ALLEN  
DEPUTY CLERK

POST OFFICE BOX 11629  
COLUMBIA, SOUTH CAROLINA 29211  
1220 SENATE STREET  
COLUMBIA, SOUTH CAROLINA 29201  
TELEPHONE: (803) 734-1890  
FAX: (803) 734-1839  
[www.sccourts.org](http://www.sccourts.org)

May 25, 2016

Mr. Timothy M. Ray, Esquire  
184 N. Daniel Morgan Ave.  
Spartanburg SC 29306

Re: The State v. Xavier D. Fair  
Appellate Case No. 2016-000968

Dear Counsel:

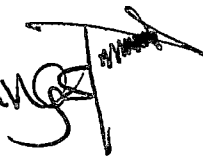
This Court has received your explanation for appealing.

Please forward your explanation to your client, along with a statement that your client has twenty (20) days from the date of your transmittal letter to inform this Court in writing of any arguable basis that there are issues preserved for appeal. Please provide your client with the Court's address:

South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211

Please send your letter to your client within ten (10) days, with a copy to this Court.

Very truly yours,

Jonny Abbott Kitching 

CLERK

cc: Robert Michael Dudek, Esquire  
John Benjamin Aplin, Esquire  
Alan McCrory Wilson, Esquire