



# The Supreme Court of South Carolina

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July 21, 2017

Mr. Frank Furtick, Jr., 00231663  
Lee Correctional Institution  
990 Wisacky Highway  
Bishopville SC 29010

Re: Frank Furtick v. State  
Appellate Case No. 2017-001562  
Lower Court Case No. 2015CP4002382

Dear Counsel:

This Court has received your notice of appeal, and the case has been assigned the appellate case number that appears above. Please use this number on all future correspondence relating to this matter.

All parties to this matter are advised that all filings must comply with the requirements of Rule 267 of the South Carolina Appellate Court Rules (SCACR). The SCACR are available online at [www.sccourts.org/courtreg](http://www.sccourts.org/courtreg). Additionally, any filings submitted by counsel admitted in South Carolina must include counsel's bar number.

The attention of the parties is directed to the order relating to the inclusion of personal data identifiers and other sensitive information in documents filed with the Supreme Court of South Carolina and the South Carolina Court of Appeals. The order can be found at [www.sccourts.org/courtOrders/displayOrder.cfm?orderNo=2014-04-15-02](http://www.sccourts.org/courtOrders/displayOrder.cfm?orderNo=2014-04-15-02). Please

note that the responsibility for insuring that information is redacted or sealed as required by this order rests with counsel and the parties. This office will not review filings for redaction or to determine if materials should be sealed.

Since the order of the circuit court determined that this action is barred as being successive and as being untimely under the statute of limitations, Rule 243(c) of the South Carolina Appellate Court Rules requires you to provide a written explanation as to why this determination was improper. This explanation 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 lower court was improper. The failure to make a sufficient showing may result in the dismissal of this matter.

Please provide the explanation required by Rule 243(c) within twenty (20) days of the date of this letter.<sup>1</sup>

Very truly yours,



CLERK

cc: Jessica Elizabeth Kinard, Esquire

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<sup>1</sup> If the documents you filed with the notice of appeal were intended to be your explanation under Rule 243(c), SCACR, then you can simply advise this Court of that fact. I do note that the records of this Court indicate that you have received a belated review of your direct appeal issues under *White v. State*, 263 S.C. 110, 108 S.E.2d 35 (1974). *Furtick v. State*, Appellate Court Case No. 2010-170030.