

The Supreme Court of South Carolina

The State, Respondent,

v.

Kevin Choice, Appellant.

Appellate Case No. 2017-001262

ORDER

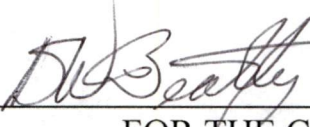
The motion for an extension is granted. The petition for a writ of certiorari and appendix having the content specified by Rule 242(d) and (e) of the South Carolina Appellate Court Rules shall be served and filed within thirty (30) days of the date of this order. To the extent that petitioner may be asking that this Court to appoint counsel for him in this matter, that request is denied.¹


Columbia, South Carolina

July 27, 2017

cc: Donald J. Zelenka, Esquire
Mr. Kevin Choice

The Honorable Jenny Kitchings
Ernest Adolphus Finney, III, Esquire



FOR THE COURT C.J.

¹ There is no right to counsel in a case seeking discretionary review. *Wainwright v. Torna*, 455 U.S. 586, 102 S.Ct. 1300, 71 L.Ed.2d 475 (1982) (no right to counsel in pursuing discretionary appeal); *Ross v. Moffitt*, 417 U.S. 600, 94 S.Ct. 2437, 41 L.Ed.2d 341 (1974) (same); *Douglas v. State*, 369 S.C. 213, 631 S.E.2d 542 (2006) (counsel has no duty to pursue discretionary review of a decision of the Court of Appeals); *State v. Clinkscales*, 318 S.C. 513, 458 S.E.2d 548 (1995) (Sixth Amendment right to counsel “extends only to the first right of appeal”).