

# The Supreme Court of South Carolina

The State, Respondent,

v.

Kevin Choice, Appellant.

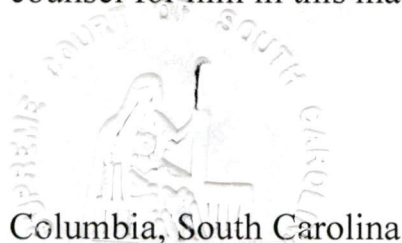
Appellate Case No. 2017-001262

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## ORDER

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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.<sup>1</sup>



  
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FOR THE COURT C.J.

July 27, 2017

cc: Donald J. Zelenka, Esquire  
Mr. Kevin Choice  
The Honorable Jenny Kitchings  
Ernest Adolphus Finney, III, Esquire

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<sup>1</sup> 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”).