

# The Supreme Court of South Carolina

Richard W. Stokes, Petitioner,

v.

State of South Carolina, Respondent.


Appellate Case No. 2017-001603

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## ORDER

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Petitioner moves to be appointed counsel. The motion is denied. In the explanation required by Rule 243(c) of South Carolina Appellate Court Rules (SCACR), petitioner has failed to show that there is an arguable basis for asserting that the determination by the lower court was improper, nor would he be able to if appointed counsel. See *Davie v. State*, 381 S.C. 601, 675 S.E.2d 416 (2009); *Talley v. State*, 371 S.C. 535, 640 S.E.2d 878 (2007); *Judge v. State*, 321 S.C. 554, 471 S.E.2d 146 (1996), *overruled on other grounds by Jackson v. State*, 342 S.C. 95, 535 S.E.2d 926 (2000); S.C. Code Ann. § 17-27-45(B) (2014). Accordingly, this matter is dismissed. The remittitur will be sent as provided by Rule 221(b), SCACR.



C.J.

FOR THE COURT

Columbia, South Carolina

October 18, 2017

cc:

Lindsey Ann McCallister, Esquire

Richard W. Stokes, 134422