

STATE OF SOUTH CAROLINA

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

INDICTMENT #:  
2017GS0202062  
2017GS0201573

vs.  
Richard Horne

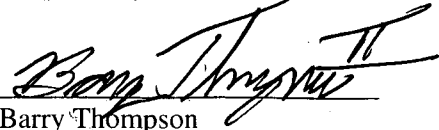
DEFENDANT

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**RULE 203(B) EXPLANATION**

Pursuant to Rule 203(B)(iv), the undersigned asserts that he does not have a good faith basis to believe that any issues are properly before the Court of Appeals, and the undersigned did not object to the sentence or file a motion to reconsider the sentence. The Defendant then did make contact with an attorney in the Public Defender's Office telling him that he wanted an appeal filed on his case. The undersigned has filed the instant appeal at the request of the Appellant because the Sixth Amendment requires counsel to follow the Appellant's request. See *Frazier v. South Carolina*, 430 F.3d 696, 706 (4<sup>th</sup> Cir.2005) ("A defendant has a right to pursue a direct appeal, even if frivolous, which counsel must assist as 'an active advocate on behalf of his client.'") (quoting *Anders v. California*, 386 U.S. 738, 744 (1967)).

Respectfully Submitted,



Barry Thompson  
Assistant Public Defender  
Post Office Drawer 2247  
Aiken, South Carolina 29802  
803-642-1732

October 25, 2017

**OFFICE OF THE SECOND JUDICIAL CIRCUIT PUBLIC DEFENDER**

**211 York Street, NE  
Post Office Box 2247  
Aiken, South Carolina 29802**

October 26, 2017

South Carolina Commission  
On Indigent Defense  
Attention: Lorie French  
P. O. Box 11589  
Columbia, SC 29211

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RE: NOTICE OF INTENT TO APPEAL  
Richard Horne  
2017GS0202062  
2017GS0201573

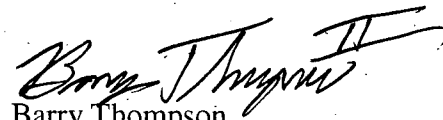
Dear Mrs. French:

Please find enclosed copies of Notice of Intent to Appeal, Indictments 2017GS0202062 and 2017GS0201573, Arrest Warrants, Sentence Sheets, defendant's affidavit of indigency and the Rule 203 (B) Explanation.

Richard Horne pled guilty and was convicted of Possession of stolen vehicle and Failure to stop for blue lights, he was sentenced on October 16, 2017 before the Honorable Benjamin H. Culbertson. Ms. Brenda W. Sigwald served as the Court Reporter.

I am available to discuss this case if you so desire.

Sincerely,

  
Barry Thompson  
Assistant Public Defender

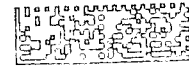
BT:tsc  
Enclosure

Second Judicial Circuit  
Public Defender  
P.O. Drawer 2247  
Aiken, SC 29802

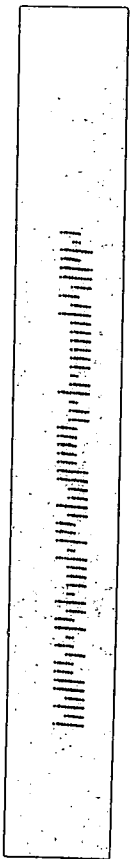


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