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STATE OF SOUTH CAROLINA)

Indictment No.: 2017-GS-46-03963,
2017-GS-46-03964,
2017-GS-46-03965

2017 DEC 19 AM 10:49

IN THE COURT OF APPEALS)

DAVID HAMILTON
C.C.C.P. & GS
YORK COUNTY, SC

State of South Carolina)

- vs-)

Samuel Wilson Sr.,)

Defendant.)

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SC Court of Appeals

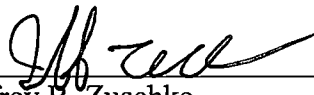
RULE 203(B) EXPLANATION

Pursuant to Rule 203(B) (iv), the issue to be raised on appeal is whether the trial court abused its discretion when it imposed a sentence of 5 years suspended on 15 months and 5 years' probation, consecutive; upon the Appellant after he plead guilty to 3 counts of Ill Treatment of Animals (Indictment Nos. 2017-GS-46-03963, 2017-GS-46-03964, 2017-GS-46-03965).

The undersigned does not have a good faith basis to believe that this issue is properly before the Court of Appeals, and the undersigned did not object to the sentence or file a motion to reconsider the sentence. Nevertheless, the undersigned consulted with the Appellant about his right to appeal, and after consultation, 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 *Frazer v. South Carolina*, 430 F.3d 696, 705 (4th 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,

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December 19, 2017