

THE LAW OFFICE OF NATHAN J. SHELDON,
LLC
Working on your behalf

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RECEIVED

JUN 08 2018 RT

June 8, 2018

S.C. SUPREME COURT

Daniel E. Shearouse, Clerk
The Supreme Court of South Carolina
P.O. Box 11330
Columbia, SC 29211

Re.: Daryl O. Dye v. State
Appellate Case No.: 2018-001003

Dear Supreme Court:

This letter is in response to this Court's letter dated June 4, 2018 regarding the above referenced appeal.

The Court has asked me to provide an explanation as to why the Trial Court's determination was improper concerning the denial of the CDV conviction being subject to PCR review. Accordingly, I have no good faith explanation to challenge the Court's ruling and therefore ask that this letter serve as my assertion that as an officer of the Court I am unable to set forth any arguable basis for asserting the basis by the PCR Judge was improper.

However, this Court has also asked me to provide a 203(B) explanation as to the White v. State appeal for the shoplifting charge. It appears that the trial court made a scrivener's error when granting this appeal from a "guilty plea." This charge was a conviction after a jury trial and therefore I don't believe that a 203(B) explanation is necessary. If this Court requires an amended order reflecting that this was not a guilty plea, then I will be happy to contact the attorney general that prepared the order and we will amend accordingly.

Please note that I sent a copy of this letter to both the Attorney General and to the above-named applicant. Additionally, I mailed the applicant a letter noticing him that he has twenty days from the date of my letter to file a pro se explanation as to the CDV charge. A copy of that letter is enclosed along with proof of service. Thank you.

Sincerely Yours,

Nathan Sheldon
The Law Office of Nathan J. Sheldon

THE STATE OF SOUTH CAROLINA
In The Supreme Court

APPEAL FROM CHESTER COUNTY
Court of Common Pleas

Roger E. Henderson, Circuit Court Judge

RECEIVED

JUN 08 2018

S.C. SUPREME COURT

Case No. 2014-CP-12-00220

State of South Carolina,

Respondent,

v.


Daryl O. Dye,

Appellant.

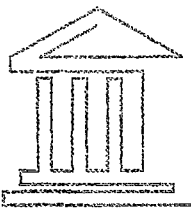
PROOF OF SERVICE

I certify that I have served the Rule 243(c) explanation on DeShawn H. Mitchell with the Attorney General's Office by depositing a copy of it in the United States Mail, postage prepaid, on June 8, 2018 mailed to Post Office Box 11549, Columbia, South Carolina 29211-1549. I also certify that I served this on Daryl O. Dye with cover letter explaining his rights to him via first class mail to Allendale Correctional Institution, P.O. Box 1151, Fairfax, SC 29827 on June 8, 2018.

June 8, 2018



Nathan Sheldon
331 E. Main St., Suite 200
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Attorney for Appellant



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June 8, 2018

Daryl O. Dye #185452
Allendale Correctional Institution
P.O. Box 1151
Fairfax, SC 29827

Re.: Daryl O. Dye v. State
Appellate Case No.: 2018-001003

Dear Mr. Dye:

Please find enclosed a copy of the letter I received from The Supreme Court dated June 4, 2018 and a copy of the letter that I sent the Court in response. Please note that you have twenty (20) days from the date of this letter to file an explanation with The Supreme Court as to why you believe the trial court's dismissal of your CDV PCR claim was improper. The address for The Supreme Court is below. Please make sure to include the case caption and appellate case number (referenced above) on your letter. Thank you and please contact me with any additional questions or concerns.

The Supreme Court of South Carolina
Attn.: Clerk of Court
P.O. Box 11330
Columbia, SC 29211

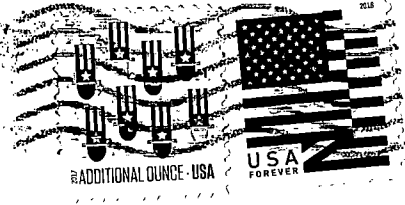
Sincerely Yours,

Nathan Sheldon
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The Supreme Court of South Carolina
Attn.: Clerk of Court
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