

STATE OF SOUTH CAROLINA

FILED-RECEIVED  
Indictment No. 3 2017-GS-46-04652,  
2017-GS-46-04653,  
2017-GS-46-04654  
2018 JUN 22 AM 8:35

IN THE COURT OF APPEALS

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

State of South Carolina

- vs -

Alvin Shane Rose,

Defendant.

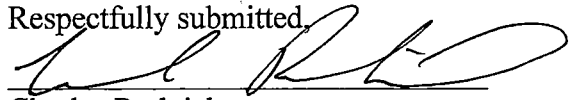
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JUN 25 2018  
SC Court of Appeals

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 the appellant plead to (1) count of Possession of Methamphetamine 1st, (1) count of Grand Larceny value more than \$2000 but less than \$10000, and (1) count of Resisting Arrest, and received a sentence of 15 months as to the first two charges and 12 months as to the third charge. All three charges to run concurrent; with credit for time served 87 days on all three charges. (Indictment Nos. 2017-GS-46-04652, 2017-GS-46-04653, 2017-GS-46-04654).

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 (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,



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York, South Carolina  
June 22, 2018