

STATE OF SOUTH CAROLINA)
)
)
 IN THE COURT OF APPEALS)
 State of South Carolina)
)
)
 -vs-)
)
 Tina Marie Frick,)
)
)
 Defendant.)
)
 _____)

Indictment Nos.: 2019-GS-46-06891
 and 2019-GS-46-06945

FILED-RECEIVED
 2019 DEC 27 PM 3:00
 DAVID HAMILTON
 C.C.C.P. & GS
 YORK COUNTY, SC

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 the Youth Offender Act not to exceed 3 years suspended on 18 months probation upon the Appellant after he pled guilty to Two Counts of Breaking Into Motor Vehicle (Indictment Nos. 2019-GS-46-06891 and 2019-GS-46-06945). Both sentences are to run concurrent and credit for time served for 80 days.

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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York, South Carolina
 December 27, 2019

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 SC Court of Appeals