

STATE OF SOUTH CAROLINA)
)
)
 vs.)
)
)
 Damarius Marquez Jefferson,)
)
 Defendant.)
 _____)

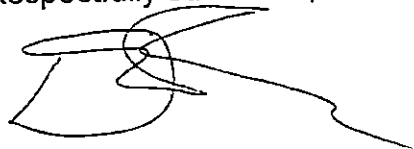
STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS
Indictment(s): 2019-GS-32-02875
2019-GS-32-02876
2019-GS-32-02877

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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. 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, 706 (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,



David M. Mauldin
Assistant Public Defender
202 East Main Street
Lexington, South Carolina
(803) 785-8873

Lexington, South Carolina
September 9, 2019

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OFFICE OF THE PUBLIC DEFENDER

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ELEVENTH JUDICIAL CIRCUIT
LEXINGTON, SALUDA, EDGEFIELD,
AND MCCORMICK COUNTIES

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December 10, 2019

Damarius Jefferson #381316
Kirkland CI
D-0049-A
4344-Broad River Road
Columbia, SC 29210

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Re: Appellate Case #2019-001569

Dear Mr. Jefferson:

Court rules require counsel to inform the court whether or not they believe an appeal has merit when the appeal is from a plea. I do not have a good faith basis to believe that your appeal from the plea has any contested legal issues. See the enclosed explanation. The purpose of this letter is to advise you that you have twenty (20) days from the date of this letter to inform the South Carolina Court of Appeals in writing of any arguable basis on which to assert that there are legal issues preserved for appeal in your case. You can write the court at this address:


South Carolina Court of Appeals

P.O. Box 11629

Columbia SC 29211

Please include the Appellate Case #2019-001569 in your correspondence to the Court.

Sincerely,


David M. Mauldin

enclosure

cc:

Clerk, South Carolina Court of Appeals

P.O. Box 11629

Columbia SC 29211

ELEVENTH CIRCUIT PUBLIC DEFENDERS OFFICE
202 East Main Street
Lexington, South Carolina 29072

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