

PUBLIC DEFENDER for the SECOND JUDICIAL CIRCUIT

Barnwell County Courthouse Room 103

Post Office Box 267

141 Main Street

Barnwell, South Carolina 29812

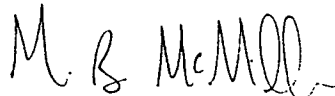
February 28, 2013

Mr. Joseph Dean 00228313
Kirkland R&E Correctional Institute
4344 Broad River Rd.
Columbia, SC 29210

Dear Mr. Dean,

I have just received correspondence from the Clerk of Court for the South Carolina Court of Appeals. I have enclosed copies for your convenience. Please note that you have twenty (20) days from the date my letter is transmitted to write the Court of Appeals with any arguable basis for your appeal. I have highlighted the address for the Court of Appeals. Please let me know if you have any questions.

Regards,



M. Bradley McMillian
Assistant Public Defender
Second Judicial Circuit
bmcmillian@aikenpd.com
(803) 541-1129

Enclosures

Cc: South Carolina Court of Appeals

RECEIVED

MAR 01 2013

SC Court of Appeals



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1015 SUMTER STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

February 21, 2013

Mr. Michael Bradley McMillian
PO Box 267
Barnwell SC 29812

Re: State v. Joseph Dean
Appellate Case No. 2013-000339

Dear Counsel:

This Court has received your explanation for appealing.

Please forward your explanation to your client, along with a statement that your client has twenty (20) days from the date of your transmittal letter to inform this Court in writing of any arguable basis that there are issues preserved for appeal. Please provide your client with the Court's address:

South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

Please send your letter to your client within ten (10) days, with a copy to this Court.

RECEIVED

MAR 01 2013

SC Court of Appeals

STATE OF SOUTH CAROLINA

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

vs.

INDICTMENT #: 2013-GS-05-20

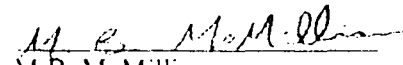
Joseph Dean

DEFENDANT

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 motion to reconsider was denied (copy attached). 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 *Frazier 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,


M.B. McMillian
Office of the Public Defender
2nd Judicial Circuit
Post Office Box 267
Barnwell, South Carolina 29812
(803) 541-1129

REC'D
MAR 01 2013
SC COURT OF APPEALS

FILED
RAMBERG COUNTY
2013 FEB -8 PM 12:32
JAMES B. HIERS
CLERK OF COURT
RAMBERG, SC

Barnwell, South Carolina
February 01, 2013