

 THOMAS LAW

April 26, 2021

Via Email

**RECEIVED**  
**Apr 26 2021**  
**SC Court of Appeals**

V. Clare Allen, Deputy Clerk  
S.C. Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211

RE: State v. Isaac Duran  
Appellate Case No.: 2021-00028

Dear Ms. Allen:

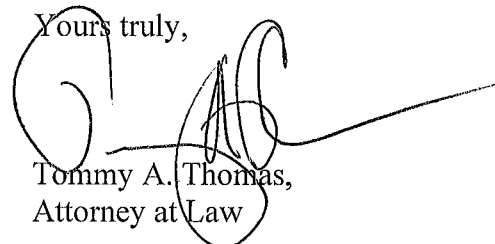
I am in receipt of your letter dated April 2, 2021. In review of this file, it appears that I improperly referenced Rule 243 (c). This Appeal is from a guilty plea. Therefore the proper Rule would be Rule 203 (d)(1)(B)(IV) in which a written explanation showing that there is an issue which can be reviewed by Appeal is required.

I have discussed this matter with plea counsel, Mitchell Farley. It appears that the Appellant was a juvenile at the time of his arrest and that a formal waiver proceeding was held in the Family Court. That Family Court Judge Nancy McLin ruled, after hearing this matter that the Appellant could be waived up and tried as an adult. Mr. Farley argued against this Waiver and is informed and believes that there is legal and factual authority to support the position that the Court was in error in granting this waiver.

Counsel is informed and believes that there is a basis for Appeal, pursuant to Rule 203 (d)(1)(B)(IV) and would respectfully request that the Court allow this Appeal to proceed.

I would also respectfully request that the time to request both the General Sessions and Family Court transcripts be held in abeyance pending this request.

Yours truly,

  
Tommy A. Thomas,  
Attorney at Law

TAT/jem  
cc: William M. Blich, Jr. Esq.