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*Celebrating 10 years of Fighting for Justice!*

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June 27, 2022

**RECEIVED**

**Jun 27 2022**

**SC Court of Appeals**

The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
PO Box 11629  
Columbia, SC 29211

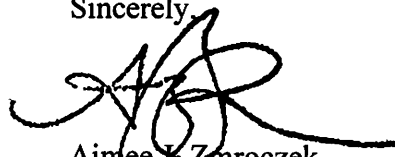
RE: The State v. Haneef Aquil Childs  
Appellate Case No.: 2021-000688

Dear Madam Clerk:

In regards to my prior correspondence regarding the pending Motion for Reconsideration filed on behalf of Mr. Childs. I have requested and received the transcript of the hearing on that motion. (see attached)

I would appreciate the Court's guidance on any further action necessary.

Sincerely,



Aimee J. Zmroczek

cc: Alan Wilson, Esq.  
William Blich, Jr., Esq.  
Elizabeth Munnerlyn, Esq.

STATE OF SOUTH CAROLINA) )  
COUNTY OF MARLBORO ) ) COURT OF GENERAL SESSIONS

STATE OF SOUTH CAROLINA)

STATE, )

v. )

HANEEF A. CHILDS, )

DEFENDANT. )

TRANSCRIPT OF RECORD

17-GS-34-0054

17-GS-34-0055

June 18, 2021  
Conway, South Carolina

**B E F O R E :**

THE HONORABLE BENJAMIN H. CULBERTSON, JUDGE

**A P P E A R A N C E S:**

ELIZABETH R. MUNNERLYN, ESQ. (VIA WEBEX)  
Assistant Solicitor

MYESHA L. BROWN, ESQ. (VIA WEBEX)  
Attorney for Defendant

FRANCES B. RAY, RPR  
Circuit Court Reporter

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1                   THE COURT: All right. This is State  
2 of South Carolina v. Haneef Aquil Childs regarding  
3 indictments 2017-GS-34-0054, 2017-GS-34-0055. The  
4 matter is before the Court on a motion to withdraw  
5 plea and/or a motion for reconsideration. Please  
6 give the court reporter your names and who you  
7 represent.

8                   MS. BROWN: Good morning, Your Honor.  
9 My name is Myesha Brown. I represent the  
10 defendant Haneef Childs.

11                   THE COURT: All right.

12                   MS. MUNNERLYN: Good morning, Your  
13 Honor. Elizabeth Munnerylyn, I am with the  
14 Solicitor's Office here in Marlboro County.

15                   THE COURT: All right. And, sir, you  
16 are Mr. Haneef Childs?

17                   THE DEFENDANT: Yes.

18                   THE COURT: Okay. All right,  
19 Ms. Brown, this is your motion?

20                   MS. BROWN: Thank you, Your Honor.  
21 Good morning, again, and may it please the Court.  
22 Your Honor, Mr. Childs appeared before you on May  
23 13th, 2020, in the Marlboro County General  
24 Sessions courthouse. He entered a plea of guilty  
25 but mentally ill to a charge of voluntary

1 manslaughter. Following that hearing he was  
2 sentenced to 25 years. A motion to withdraw the  
3 guilty plea and a motion for reconsideration of  
4 the 25 year sentence was filed on May 28th, 2021,  
5 in accordance with Rule 29 of the South Carolina  
6 Rules of Civil Procedure, and it was also served  
7 appropriately.

8 Mr. Childs, as you've indicated, is  
9 present and he's appearing remotely from the  
10 Kirkland Reception and Evaluation Center. I  
11 believe also, Your Honor, that his mother Brenda  
12 Maggert was trying to participate in these --  
13 proceeding on these ---

14 THE COURT: All right.

15 MS. BROWN: --- for the proceeding.

16 THE COURT: She's there. I can make  
17 her -- let me add her.

18 MS. BROWN: Thank you.

19 THE COURT: All right. Go ahead.

20 MS. BROWN: Your Honor, -- thank you,  
21 Your Honor. Your Honor, before we begin with my  
22 argument, I would like to place something on the  
23 record. On yesterday, June 17th, 2021, I had an  
24 opportunity to speak with Mr. Childs via over the  
25 phone. As a result of those discussions, it's my

1 understanding that Mr. Childs would not like me to  
2 move forward with a motion to withdraw his guilty  
3 but mentally plea that was entered on May 19th,  
4 2021. I would ask the Court to please inquire  
5 directly with Mr. Childs to insure that he  
6 understands that if I do not proceed with that  
7 part of motion today, he is unable to withdraw his  
8 guilty but not -- but mentally ill plea in the  
9 future, and also, that he has instructed me to  
10 abandon that motion at this time.

11 THE COURT: All right. Now I  
12 understand this was a plea to -- it was voluntary  
13 manslaughter; is that correct? And that was ---

14 MS. BROWN: That's correct.

15 THE COURT: --- a lesser included  
16 offense of what he was indicted for?

17 MS. BROWN: That is correct, Your  
18 Honor.

19 THE COURT: Okay. And he was indicted  
20 for murder; is that correct?

21 MS. BROWN: Yes, sir.

22 THE COURT: Okay. So you just want --  
23 it's your understanding that your client just  
24 wants you to proceed on a motion for  
25 reconsideration; is that correct?

1 MS. BROWN: That is my -- that is  
2 correct, but I just want to make sure that's on  
3 the record and that is my understanding how he  
4 wants me to proceed today.

5 THE COURT: Well, let me ask you this.  
6 Is that how you want to proceed? I mean,  
7 certainly he has the right to determine whether or  
8 not to plead guilty or not plead guilty; and if he  
9 went to trial, he has the right to decide whether  
10 he wants to testify or not testify. Other than  
11 that, these legal decisions are, you know, left up  
12 to the attorney on to how you wish to defend him.  
13 Do you wish to withdraw the plea? I mean, ---

14 MS. BROWN: Well, Your Honor, Your  
15 Honor, certainly as relates to this decision, he  
16 understands that if he withdraw this plea he's now  
17 going to be facing that murder charge and that if  
18 Your Honor were to grant the withdrawal and  
19 certainly the risk associated with proceeding with  
20 the murder charge. And obviously, I can't force  
21 him to enter a particular plea; that has to be his  
22 decision. And I've talked with him extensively  
23 about just the potential consequences of both  
24 decisions, and I just want to make sure that I  
25 understand him correctly. He understood that I

1 filed his motion after talking with him, after  
2 serious deliberations with his family, and he  
3 wanted me to file it at that time. But as of  
4 yesterday, when I spoke with him, I was instructed  
5 that he did not want to proceed with that part of  
6 the motion that's before you today.

7 THE COURT: All right. All right,  
8 Mr. Childs, your attorney has filed, really, two  
9 motions in one. Number one is a motion to  
10 withdraw your guilty plea and number two is a  
11 motion to reconsider your sentence. And according  
12 to her, you do not want her to proceed on a motion  
13 to withdraw the guilty plea; is that correct?

14 THE DEFENDANT: Yes.

15 THE COURT: Okay. And why don't you  
16 want her to go forward on that motion?

17 THE DEFENDANT: I mean, I just don't  
18 want her to. Like, I want to accept  
19 responsibility for the situation.

20 THE COURT: Well, I mean, put it this  
21 way, if I -- this is the legal consequences. If I  
22 grant the motion to withdraw your plea, your plea  
23 will be withdrawn, the indictment for murder will  
24 stand, and you could face your trial on the murder  
25 charges. You would still have the presumption of

1 innocence. You have the right to remain silent.  
2 You could have your guilt or innocence decided by  
3 a jury trial of your peers. The State would have  
4 to prove your guilt beyond a reasonable doubt.  
5 You could cross-examine anybody who testified  
6 against you. So it will more or less be back to  
7 ground one. But, you would not have the voluntary  
8 manslaughter offer from the State to let you plead  
9 to that lesser included offense. Do you  
10 understand that?

11 THE DEFENDANT: Yes.

12 THE COURT: And is that why you want  
13 to withdraw that motion?

14 THE DEFENDANT: I don't want to  
15 withdraw it no more.

16 THE COURT: Do what? Do you want to  
17 withdraw your motion to withdraw your plea?

18 THE DEFENDANT: Yes. Yes.

19 THE COURT: Okay. All right.

20 THE DEFENDANT: I -- I was -- also, I  
21 was confused. I mean, ---

22 THE COURT: Okay. Now -- so in other  
23 words, all you want me to do is to reconsider the  
24 sentence, not your guilt for voluntary  
25 manslaughter; is that correct?

1 THE DEFENDANT: Yes. Yes, sir.

2 THE COURT: Okay. All right, Ms.  
3 Brown, anything further you want on the record in  
4 that regard?

5 MS. BROWN: No, Your Honor. Thank you  
6 so much for doing that.

7 THE COURT: All right. Ms. Munnerlyn,  
8 anything you want on the record with regard to  
9 that?

10 MS. MUNNERLYN: No, Your Honor.

11 THE COURT: All right. So we'll  
12 withdraw the motion to withdraw plea.

13 All right, Ms. Brown, let me hear from  
14 you on the reconsideration.

15 MS. BROWN: Thank you so much, Your  
16 Honor. Your Honor, I was informed on March the  
17 11th of 2021, that the State had intended to  
18 proceed with Mr. Childs' trial the week of May  
19 17th of this year. Prior to that notice, at all  
20 times it was understood that this was a case that  
21 would be a trial on the affirmative defense of not  
22 guilty by reason of insanity to the charge of  
23 murder. Two years prior to notice of the hearing,  
24 I've engaged in extensive communication with  
25 Ms. Munnerlyn in an effort to reach a resolution

1 with a sentence no greater of 20 years based on  
2 the evidence that we had and also the medical  
3 information from health care professionals  
4 involved in this case. For more than two years  
5 now, the defense has never moved from that  
6 position. Through the week of May the 3rd, 2021,  
7 Ms. Munnerlyn and I spoke several times in an  
8 effort to resolve this case without a trial. My  
9 position never changed and refer to the deal of a  
10 plea deal that allowed my client to waive his  
11 right to a trial, waiving his right to assert his  
12 affirmative defense of not guilty by reason of  
13 insanity. In exchange for that, Ms. Munnerlyn was  
14 to notify the Court that she did not object or  
15 oppose a cap of 20 years and would remain silent  
16 on the sentence itself.

17 I refer to you in my motion the 2014  
18 Court of Appeals case which is Gerald Smith v.  
19 State of South Carolina that I believe is very  
20 similar to the case that we have in front of us.  
21 And I will say, Your Honor, I did a lot of  
22 research to see whether or not I had even a ground  
23 to come back in front of you. In Smith v. State  
24 of South Carolina, Mr. Smith appealed a PCR order  
25 denying him relief based on ineffective assistance

1 of counsel during his guilty plea. The Court of  
2 Appeals reversed the trial court order denying  
3 relief, vacated Mr. Smith's sentence, and remanded  
4 the case for resentencing. In Mr. Smith's case,  
5 he was indicted for murder. He pled guilty to the  
6 lesser included offense of voluntary manslaughter  
7 in exchange for testifying against his  
8 co-defendant. As part of the plea agreement, the  
9 State agreed to remain silent during the  
10 sentencing phase. During the plea hearing  
11 Mr. Smith told the court that he understood the  
12 sentence, he understood the range from 2 to 30  
13 years; and when he was asked if anyone promised  
14 him anything in exchange for his guilty plea, he  
15 informed the court no more other than a lesser  
16 included charge. His plea counsel confirmed that.  
17 Same as a trial when he appeared before you, Your  
18 Honor, he told you he understood the sentence  
19 range. He also acknowledged that there was no  
20 promise of anything in exchange for his plea  
21 except that we then informed the court that  
22 there'll be a dismissal of the companion gun  
23 charge and that would be the lesser included  
24 voluntary manslaughter.

25 In Mr. Smith's case, the sentencing

1 hearing was deferred because his co-defendant's  
2 trial had to happen first. After subsequent  
3 hearing for the sentencing, the solicitor  
4 indicated that there was an agreement to reduce  
5 the charge and, also, that Mr. Smith's sentence  
6 was deferred until the trial for the co-defendant.  
7 The State also informed the court at the  
8 sentencing phase that Mr. Smith had suffered a  
9 drug related memory impairment and that his  
10 co-defendant's counsel had filed a motion to  
11 disqualify him from testifying. The State was  
12 concerned about using Mr. Smith's testimony  
13 against the co-defendant and elected not to  
14 proceed with the trial against the co-defendant  
15 for murder. They had to mitigate the charge to  
16 accessory after the fact to murder. The lesser  
17 charge then at the time at the sentencing hearing  
18 request that the court impose a maximum sentence  
19 upon. The plea counsel for Mr. Smith did not  
20 object, nor did he withdraw the plea at the time.  
21 Instead, the plea counsel asked that the court  
22 give him credit for the time that he had served  
23 and asked that he impose a ten year sentence. Mr.  
24 Smith was sentenced to 27 years. There was a  
25 motion to reconsider and it was reduced to 24

1 years.

2                   Now, in Mr. Childs' case,  
3 Ms. Munnerlyn and I attempted to provide the Court  
4 with the terms of the plea agreement, but was  
5 informed that it had to be on the record. When  
6 the terms of the plea agreement could not be  
7 established, it is clear from the Smith case that  
8 it was my responsibility to decline moving forward  
9 with a guilty but mentally ill until such time as  
10 the terms of the plea that we had reached could,  
11 in fact, be matched. Although Mr. Childs  
12 understood that the Court had the full authority  
13 to sentence him up to 30 years, we all agree that  
14 court could be influenced by a recommendation or  
15 position offered by the Solicitor, especially when  
16 this had a case for more than five years, such as  
17 this, once it reviews the evidence, the weight of  
18 the evidence, concern the potential for conviction  
19 based on the State's verdict, as well as the  
20 defenses that could potentially be raised during a  
21 trial. We also understand that the solicitor  
22 objective is and should always be to serve justice  
23 because they're familiar with that case. And  
24 Ms. -- in this case, Ms. Munnerlyn did not inform  
25 the court that she had no objection to a cap of

1 20, which were the terms of the plea deal. I  
2 understand that the basis for why she didn't say  
3 that statement; but nevertheless, it was part of  
4 the agreement itself, Your Honor. Mr. Childs'  
5 decision to enter a guilty but mentally ill was  
6 directly and solely related to the State taking a  
7 position that it did not oppose a cap of 20 years.  
8 Since that did not occur, I was required to file  
9 this motion.

10           When I looked at Thompson v. State,  
11 which is a 2000 state supreme court case, the  
12 Supreme Court stated that there was a reasonable  
13 probability that Thompson would not have pled  
14 guilty but for his attorney's ineffective  
15 assistance because he entered his guilty plea and  
16 reliant on the sentencing range at the solicitor's  
17 agreement not to make a sentencing  
18 recommendations. In the Smith case the court  
19 relied on the Thompson case, and it made its  
20 ruling. The court concluded that the State's  
21 promise to remain silent in the sentencing hearing  
22 was a material term of the plea agreement and that  
23 there is enough evidence to demonstrate that Smith  
24 would not have pled guilty if he had known the  
25 Solicitor was going to make a recommendation and,

1 as such, Smith plea counsel should have withdrawn  
2 the plea or bring it to the court's attention, and  
3 that the failure to do so was ineffective  
4 assistance of counsel.

5 In our case, Your Honor, for nearly  
6 two years Ms. Munnerlyn was informed that our  
7 decision to waive a jury and to waive his right to  
8 his affirmative defense has always been based on a  
9 sentence no greater than 20 years. It's always  
10 been the basis of any plea terms and also resulted  
11 in why Mr. Childs pled guilty. I fully understand  
12 from the cases that I just talked to you about,  
13 the Thompson and the Smith case, it was my duty to  
14 inform the court of the discussions of the 20 year  
15 cap. I fully accept responsibility for not doing  
16 that, Your Honor, and this motion is my attempt to  
17 correct my responsibility to Mr. Childs as I  
18 totally understand that the rulings in Thompson  
19 and State requires me to do so. In the Smith  
20 case, again, that case determined from the PCR  
21 hearing that this case should be remanded for  
22 resentencing. And for those reasons, I have and I  
23 fall on the mercy of the court and ask that you  
24 reconsider a sentence that's consistent with the  
25 discussions of a cap of no more than 20.

1           The court has already heard the  
2 mitigating evidence in this case of former Dr.  
3 Randall Wade. You've also heard from the victim's  
4 wife Meredith Purvis that testified during that  
5 proceeding. You also heard from Brenda Maggert,  
6 which is my client's mother, and you've also had  
7 the benefit and we've introduced hundreds of  
8 medical records that talk about my client's mental  
9 state years leading up to the event of December of  
10 2016. And, Your Honor, considering all of that, I  
11 think that that is why, and I'm hoping that's why,  
12 the State took the position that they were not  
13 gonna object to a cap of 20 and I would just ask  
14 that there be a ruling or a reconsideration of the  
15 sentence consistent with those plea negotiations.

16           And again, Your Honor, I just -- I  
17 just have to accept responsibility because I  
18 understand from the case that I should have just  
19 withdrawn or decided not to go forward.

20           THE COURT: Well, see, and that's --  
21 that's the problem I'm having is that the standard  
22 by which I am to review your motion is whether or  
23 not your client would have gone forward with the  
24 guilty plea. Well, the fact of the matter is he  
25 doesn't want to withdraw his guilty plea. So, I

1 mean, so you're asking me to determine whether or  
2 not it was critical to him entering a guilty plea  
3 and he's standing in front of me now saying I  
4 don't want that plea withdrawn.

5 MS. BROWN: Your Honor, may I respond  
6 to that?

7 THE COURT: Yes.

8 MS. BROWN: Okay. Certainly, we are  
9 now 2020 obviously behind -- after the event has  
10 happened. There is no doubt for five years that  
11 the four-and-a-half, three-and-a-half years I've  
12 been involved in this case that we got to the  
13 point that we did on May 19th based on the  
14 communications and the reliance of -- with  
15 Munnerlyn informing the Court that she did not  
16 oppose a cap of 20 years. That ---

17 THE COURT: And I --

18 MS. BROWN: --- is why I'm here.

19 THE COURT: And I understand that.

20 And excuse me for interrupting, but basically,  
21 under the Smith and the Thompson case it says --  
22 if I've -- correct me if I'm wrong -- but doesn't  
23 that say that had your client -- I'm trying to  
24 think how to phrase this. The standard I go by is  
25 had we done what we were supposed to do, he would

1 enter his guilty plea; but because I did not know  
2 that the State did not oppose a cap of 20 years,  
3 then Mr. Childs would not have proceeded with his  
4 guilty plea.

5 MS. BROWN: And if -- and if you're  
6 saying whether or not Mr. Childs relied on the  
7 plea negotiations and if those negotiations were  
8 not in place, he would not have entered the guilty  
9 plea on that day, my understanding is, yes, that  
10 is the case. He would not have entered the guilty  
11 plea. We would have proceeded with a trial.

12 THE COURT: Then why isn't he asking  
13 to withdraw his plea?

14 MS. BROWN: Your Honor, I have to --  
15 again, I just spoke with him yesterday for the  
16 first time, explained to him procedurally what to  
17 expect today; and obviously, I can't tell you  
18 what's happened from May 19th up until today.

19 THE COURT: Well, I mean, I ---

20 MS. BROWN: June 18th was 30 days.

21 THE COURT: I think it's a case -- and  
22 correct me if I'm wrong. The perception I'm  
23 getting is that he wants the benefit of having the  
24 charge reduced to voluntary manslaughter and he  
25 wants the benefit of having a 20 year cap; but at

1 the time he entered his guilty plea, he did not  
2 want the Court to know that the State was not  
3 opposed to a 20 year cap because he thought he  
4 would get the 20 year, the 20 years then. And so  
5 he's wanting the benefit of a negotiations that he  
6 didn't want the Court to know about at the time of  
7 his guilty plea.

8 MS. BROWN: Your Honor, no. We wanted  
9 the Court -- we wanted the Court to know that  
10 there was a cap of 20. Ms. Munnerlyn did not  
11 provide the Court with that information; but at  
12 all times, we wanted the Court to know there was a  
13 cap of 20. I think from my understanding of the  
14 reading of the cases, the fact that Ms. Munnerlyn  
15 did not provide that information and it was  
16 material to our negotiations, I had the obligation  
17 and responsibility to stop the proceedings at the  
18 point that the Court was not informed of a cap of  
19 20 years. So certainly we wanted the Court at all  
20 times to know there was a cap of 20 years. And  
21 Your Honor may not recall, but we were attempting  
22 to provide that information in chambers and Your  
23 Honor told us we could not, we had to put it on  
24 the record.

25 THE COURT: Yeah, and as I understand

1 that meeting it was -- y'all said you did not want  
2 it on the record.

3 MS. BROWN: Which means, which means  
4 that at that point it was my responsibility to  
5 make a decision and let Mr. Childs know that she  
6 was not probably going to put on the record, and  
7 we need to move forward with a trial or ask him at  
8 that point if he still wanted to proceed.

9 THE COURT: All right. Ms. Munnerlyn,  
10 let me hear from you.

11 MS. MUNNERLYN: Thank you, Your Honor.  
12 I just -- I want to be clear on what our agreement  
13 actually was 'cause, I mean, I know she's  
14 saying -- I know what she's saying but. I want to  
15 be clear that I never swayed from what I said I  
16 was gonna do. And I -- and I included in my  
17 response to her motion my email that I actually  
18 sent her which set forth what my agreement was  
19 gonna be with regard to this plea, and I just want  
20 to read that into the record. Or it is final. I  
21 just want to read that first portion of it. And  
22 it says, "This will confirm that I have agreed to  
23 accept a plea of guilty but mentally ill to  
24 voluntary manslaughter in the above referenced  
25 matter, State v. Childs, with an exposure of 30

1 years. Please be advised that the siblings of  
2 Jackie Purvis will most assuredly be asking for a  
3 sentence at or near the higher end of the  
4 sentencing spectrum. Under the circumstances, I  
5 will not object to a sentence of 20 years and will  
6 explain this to the judge in chambers. However,  
7 we will not place on the record a cap. The  
8 sentence, as always, will be left up to the  
9 judge." So there was never an agreement by me to  
10 recommend a cap. I was just gonna simply remain  
11 silent on that issue should she ask for it. In  
12 other words, I wasn't gonna object but I wasn't  
13 gonna argue for the max, which I did not. And I  
14 did not do any of those things. And I did exactly  
15 as I said I was gonna do and ask the family  
16 members to present their positions to the Court  
17 and they did so. There were two that addressed  
18 the Court, one which did not ask for a specific  
19 sentence and the other asked for the max. But  
20 never during that time and during the plea did I  
21 on behalf of the State ask for a specific  
22 sentence. And so I -- I think I -- I did exactly  
23 as and I acted in accordance with what we had  
24 agreed upon. In fact, when we went back in  
25 chambers and Your Honor indicated that you did not

1 wish to discuss the case if it was not gonna be  
2 anything that was gonna be put on the record, I  
3 indicated at that time, you know, well, to Ms.  
4 Brown, do you wish to proceed. And then, of  
5 course, we did proceed. So, you know, I -- I just  
6 feel like, you know, he had that option at that  
7 point. We're beyond that, and I think the  
8 sentence that Your Honor gave was appropriate  
9 under the circumstances of the plea, and I -- I  
10 think it should remain as it is.

11 THE COURT: All right. Ms. Brown,  
12 anything in reply?

13 MS. BROWN: Yes, Your Honor. I would  
14 just say that the terms of the agreement had  
15 always been that she would communicate it to the  
16 Court; and at the point that it was not  
17 communicated to the Court, that is in itself made  
18 the agreement unfulfilled. That is the only  
19 position I have here. We all understand, Your  
20 Honor, that even though you were provided that  
21 information, it's your decision; but I do believe  
22 that a solicitor has the influence or her  
23 influence, especially since they've had the  
24 opportunity to handle the evidence with the case,  
25 and in this case that did not happen. The

1 information was not communicated. And again, I  
2 understand that Mr. Childs is not withdrawing the  
3 plea. I am certainly proceeding with just asking  
4 the Court to reconsider the sentence under the  
5 circumstances by which I've already provided to  
6 you just looking at these cases and the fact that  
7 it appears that in Smith there was a resentencing  
8 that was done based on the terms not being fully  
9 manifested ---

10 THE COURT: Okay.

11 MS. BROWN: --- between the Defense  
12 and the State, Your Honor. And thank you, again,  
13 for even considering this motion.

14 THE COURT: All right. I'm gonna deny  
15 the motion. I don't know that there was an  
16 agreement of a cap of 20 years. That's why it was  
17 not put on the record. I remember coming back and  
18 saying I'm not gonna consider anything unless  
19 y'all are willing to put it on the record and so  
20 we knew at that time. I think the sentence is  
21 appropriate. He's not asking to withdraw his  
22 guilty plea so it did not influence his decision  
23 to plead guilty; otherwise, he'd want to proceed  
24 with the withdrawal of his guilty plea at this  
25 time. So, I'm gonna deny your motion. All right?

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MS. BROWN: Thank you, Your Honor.

MS. MUNNERLYN: Thank you.

THE COURT: Thank you.

\* \* \* END OF REQUESTED TRANSCRIPT OF RECORD \* \* \*

**C E R T I F I C A T E   O F   R E P O R T E R**

STATE OF SOUTH CAROLINA)  
COUNTY OF FLORENCE        )

I, FRANCES B. RAY, Registered Professional Reporter (RPR), court reporter for the State of South Carolina, Third Judicial Circuit, do hereby certify that the foregoing proceeding is a stenographic report and was transcribed through computer-aided transcription; that the foregoing transcript contains a true record of the proceedings.

I further certify that I am neither counsel for, nor related to nor employed by any of the parties connected to the action, nor am I financially interested in the action.

Witness my hand at Florence, South Carolina, this 23rd day of May, 2022.

*Frances B. Ray*

FRANCES B. RAY, RPR