

STATE OF SOUTH CAROLINA
In The Supreme Court

APPEAL FROM EDGEFIELD COUNTY
William P. Keesley, Circuit Court Judge

 ORIGINAL

THE STATE,

RESPONDENT,

V.

K.C. LANGFORD, III,

APPELLANT

RECEIVED

AND

MAR 9 2012

THE STATE,

RESPONDENT,

S.C. Supreme Court

V.

BRYAN PHILLIPS,

APPELLANT

RECORD ON APPEAL

ELIZABETH A. FRANKLIN-BEST
Appellate Defender
Attorney for K.C. Langford, III

ALAN WILSON
Attorney General

LANELLE CANTEY DURANT
Appellate Defender
Attorney for Bryan Phillips

JOHN W. MCINTOSH
Chief Deputy Attorney General

South Carolina Commission on Indigent Defense
Division of Appellate Defense
PO Box 11589
Columbia, SC 29211-1589
(803) 734-1330

SALLEY W. ELLIOTT
Senior Assistant Deputy Attorney General

E. CHARLES GROSE, JR.
600 Monument St., Box P-133
Greenwood, SC 29646
(864) 229-9505

WILLIAM M. BLITCH, JR.
Assistant Attorney General

DAVID SPENCER
Assistant Attorney General

Office of the Attorney General
PO Box 11549
Columbia, SC 29211

TARA MARIE SHULTZ
100 Hillcrest Drive, Suite P
Laurens, SC 29360
(864) 984-8807

DONALD V. MYERS
Solicitor, Eleventh Judicial Circuit
205 East Main Street
Lexington, SC 29072
(803) 785-8352

Attorneys for *Amicus Curiae* South
Carolina Public Defenders Association

Attorneys for Respondent

INDEX

INDEX..... i

NOTICE OF MOTION AND MOTION FOR DISMISSAL OF CHARGES
(DATED MAY 24, 2010)..... 1

MOTION FOR SPEEDY TRIAL (DATED JUNE 22, 2009)..... 3

NOTICE OF MOTION AND MOTION FOR A SPEEDY TRIAL
(DATED JANUARY 14, 2010) 4

MOTION HEARING TRANSCRIPT (DATED MAY 17, 2010) 7

ORDER ON MOTION FOR SPEEDY TRIAL AND REGARDING BOND
(DATED MAY 19, 2010)..... 23

TRIAL TRANSCRIPT SEPTEMBER 7-9, 2010

MOTION FOR COURT TO RECUSE ITSELF BY MR. WILLIAMS..... 31

RULING 34

COLLOQUY 35

JACKSON V. DENO HEARING

TESTIMONY (*IN CAMERA*)

 MING LOUIE

 Direct Examination by Mr. Calhoun..... 48

 Cross Examination by Mr. Maye 51

 Redirect Examination by Mr. Williams..... 65

RULING 70

COLLOQUY 71

OPENING STATEMENT BY MR. MAYE..... 82

OPENING STATEMENT BY MR. CALHOUN 98

OPENING STATEMENT BY MR. WILLIAMS 104

TESTIMONY

JI QUING CHEN

Direct Examination by Mr. Maye 114
Cross Examination by Mr. Calhoun 120
Cross Examination by Mr. Williams 123
Recross Examination by Mr. Calhoun..... 126

LI GUAN XIN

Direct Examination by Mr. Maye 129
Cross Examination by Mr. Calhoun 132
Cross Examination by Mr. Williams 134
Redirect Examination by Mr. Maye..... 138

LI AI MING

Direct Examination by Mr. Maye 143
Cross Examination by Mr. Calhoun 146
Cross Examination by Mr. Williams 146

ALVIN PHILLIPS

Direct Examination by Mr. Maye 150
Cross Examination by Mr. Calhoun 181
Cross Examination by Mr. Williams 191
Redirect Examination by Mr. Maye..... 207
Recross Examination by Mr. Calhoun..... 212
Recross Examination by Mr. Williams..... 214
Re-recross Examination by Mr. Calhoun 217
Re-redirect Examination by Mr. Maye 217
Re-recross Examination by Mr. Williams 218

JUSTIN ZACHARY STROM

Direct Examination by Mr. Maye 220
Cross Examination by Mr. Calhoun 225
Cross Examination by Mr. Williams 229

LAMAZ ROBINSON

Direct Examination by Mr. Maye 231
Cross Examination by Mr. Cahlhoun 240
Cross Examination by Mr. Williams 249
Recross Examination by Mr. Calhoun..... 259
Redirect Examination by Mr. Maye..... 261
Recross Examination by Mr. Williams..... 263

MOTION FOR DIRECTED VERDICT BY MR. CALHOUN 265

MOTION FOR DIRECTED VERDICT BY MR. WILLIAMS 267

RULING 273

COLLOQUY	274
TESTIMONY	
ROOSEVELT YOUNG	
Direct Examination by Mr. Williams	297
Cross Examination by Mr. Maye	308
Cross Examination by Mr. Calhoun	316
Redirect Examination by Mr. Williams	318
COLLOQUY	322
TESTIMONY (<i>IN CAMERA</i>)	
GUSTAV PAUL SAWVELL	
Direct Examination by Mr. Maye	332
Cross Examination by Mr. Calhoun	339
Cross Examination by Mr. Williams	340
MOTIONS PURSUANT TO <i>BRADY</i> AND RULE 5 MOTIONS BY MR. CALHOUN.....	345
RULING	355
CLOSING ARGUMENT BY MR. CALHOUN.....	361
CLOSING ARGUMENT BY MR. WILLIAMS	379
CLOSING ARGUMENT BY MR. MAYE	387
MOTION FOR MISTRIAL BY MR. CALHOUN	420
MOTION FOR MISTRIAL BY MR. WILLIAMS	420
RULING ON MOTIONS FOR MISTRIAL.....	421
CHARGE OF THE COURT	423
VERDICT	452
SENTENCING	477
COURT'S EXHIBIT #1 (RESUME OF MING LOUIE)	479
DEFENDANT'S EXHIBIT #1 (AFFIDAVIT OF ALVIN PHILLIPS)	481
DEFENDANT'S EXHIBIT #2 (STATEMENT OF ALVIN PHILLIPS)	482
DEFENDANT'S EXHIBIT #4 (INVESTIGATIVE STATEMENT OF ALVIN PHILLIPS)	483

INDICTMENTS.....	485
ARREST WARRANTS.....	501
CERTIFICATE OF COUNSEL	511

501

STATE OF SOUTH CAROLINA

County/ Municipality of

2008 OCT -8 AM 10:35

Edgefield

THE STATE
against

Kc Langford, III

Address:

Summerville, SC

Phone: _____ SSN: _____
Sex: M Race: B Height: 5 7 Weight: 160

DL State: SC DL #: _____

DOB: _____ Agency ORI #: SC0190200

Prosecuting Agency: Johnston Police Department

Prosecuting Officer: Inv. Lamaz Robinson - 0082

Offense: Kidnapping / Kidnapping

Offense Code: 0095

Code/Ordinance Sec: 16-03-0910

This warrant is CERTIFIED FOR SERVICE in the
 County/ Municipality of

The accused
is to be arrested and brought before me to be
dealt with according to the law.

(L.S.)

Signature of Judge

Date: _____

RETURN

A copy of this arrest warrant was delivered to
defendant KC LANGFORD III
on 10-3-08

S. P. [Signature]
Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions
129 Courthouse Square
P O Box 34
Edgefield, SC 29824

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

Edgefield

Personally appeared before me the affiant Inv. Lamaz Robinson wh

being duly sworn deposes and says that defendant Kc Langford, III
did within this county and state on or about 08/14/2008 violate the criminal laws of th
State of South Carolina (or ordinance of County/ Municipality of Edgefield
in the following particulars:

DESCRIPTION OF OFFENSE Kidnapping / Kidnapping

I further state that there is probable cause to believe that the defendant named above did commit
the crime set forth and that probable cause is based on the following facts:

In that on or about August 14, 2008, the defendant along with other did commit the offense of kidnapping in that he did willfully,
knowingly, unlawfully, intentionally, and feloniously while armed with a deadly weapon to wit: a black 40 caliber highpoint
pistol, confine and hold against his/her will, JI Qing Chen, Ai Ming, Guang Xing Li, Lin Yan Fung, Selina Li, and/ or Winson Li,
from leaving there residence during an armed robbery This incident occurred at [Redacted] Street in Johnston, S.C. same being
in Edgefield County.

Signature of Affiant

[Signature] L.S. ROBINSON

STATE OF SOUTH CAROLINA
 County/ Municipality of
Edgefield

Affiant's Address 500 Mims Ave
Johnston, SC 29832-
Affiant's Telephone _____

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

It appearing from the above affidavit that there are reasonable grounds to believe that

on or about 8/14/2008 defendant Kc Langford, III
did violate the criminal laws of the State of South Carolina (or ordinance of
 County/ Municipality of Edgefield) as set forth below:

DESCRIPTION OF OFFENSE: Kidnapping / Kidnapping

Having found probable cause and the above affiant having sworn before me, you are empowered and directed to arrest the said defendant and bring him or
her before me forthwith to be dealt with according to law. A copy of this Arrest Warrant shall be delivered to the defendant at the time of its execution, or as
soon thereafter as is practicable
Sworn to and subscribed before me

on 09/30/2008
[Signature] (L.S.)
Signature of Issuing Judge
Davis Rhett Parkman
Judge Code: 5754

Judge's Address Post Office Box 664
Edgefield, SC 29824
Judge's Telephone (803)637-4090
Issuing Court: Magistrate Municipal Circuit

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

Judge DAVIS R. PARKMAN
on OCT 3 '08
Type and Amount: NO BOND
Name of Surety: _____

PRELIMINARY HEARING held by

Judge _____
on _____
Defendant Attorney: _____

Decision: _____

DISPOSITION before

Judge _____
on _____
by _____
(indicate jury trial, bench trial, plea, nol. pros., etc.)

Disposition: _____
Sentence: _____

JURORS

Name: _____
Address: _____
Telephone: _____

Name: _____
Address: _____
Telephone: _____

Name: _____
Address: _____
Telephone: _____

Name: _____
Address: _____
Telephone: _____

Name: _____
Address: _____
Telephone: _____

Name: _____
Address: _____
Telephone: _____

Name: _____
Address: _____
Telephone: _____

Name: _____
Address: _____
Telephone: _____

CODEFENDANTS

J-090142

CLEAR OF COURT
SHERIFF T. NEWBY

Edgefield

STATE OF SOUTH CAROLINA

503

County/

Municipality of

2008 OCT -8 AM 10:34

Edgefield

Personally appeared before me the affiant Inv. Lamaz Robinson who

being duly sworn deposes and says that defendant Kc Langford, III
did within this county and state on or about 08/14/2008 violate the criminal laws of the

State of South Carolina (or ordinance of County/ Municipality of Edgefield)
in the following particulars:

THE STATE
against

Kc Langford, III

DESCRIPTION OF OFFENSE Robbery / Armed Robbery, robbery while armed or allegedly armed with a deadly weapon

Address: Summerville, SC -

Phone: _____ SSN: _____
Sex: M Race: B Height: 5 7 Weight: 160

DL State: SC DL #: 0

DOB: _____ Agency ORI #: SC0190200

Prosecuting Agency: Johnston Police Department

Prosecuting Officer: Inv. Lamaz Robinson - 0082

Offense: Robbery / Armed Robbery, robbery while armed
or allegedly armed with a deadly weapon

Offense Code: 0139

Code/Ordinance Sec: 16-11-0330(A)

This warrant is CERTIFIED FOR SERVICE in the
 County/ Municipality of _____

The accused
s to be arrested and brought before me to be
dealt with according to the law.

(L.S.)

Signature of Judge

Date: _____

RETURN

A copy of this arrest warrant was delivered to
defendant Kc Langford III
on 10-3-08

S.M. [Signature]
Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions,
129 Courthouse Square
P O Box 34
Edgefield, SC 29824

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

Signature of Affiant

[Signature] L.S. Robinson

STATE OF SOUTH CAROLINA
 County/ Municipality of
Edgefield

Affiant's Address 500 Mims Ave
Johnston, SC 29832-
Affiant's Telephone (803)275-2488

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

It appearing from the above affidavit that there are reasonable grounds to believe that

on or about 8/14/2008 defendant Kc Langford, III

did violate the criminal laws of the State of South Carolina (or ordinance of
 County/ Municipality of Edgefield) as set forth below:

DESCRIPTION OF OFFENSE: Robbery / Armed Robbery, robbery while armed or allegedly armed with a deadly weapon

Having found probable cause and the above affiant having sworn before me, you are empowered and directed to arrest the said defendant and bring him or her before me forthwith to be dealt with according to law. A copy of this Arrest Warrant shall be delivered to the defendant at the time of its execution, or as soon thereafter as is practicable
Sworn to and subscribed before me

on 09/29/2008
Judge's Address Post Office Box 664
Edgefield, SC 29824

Judge's Telephone (803)637-4090

Signature of Issuing Judge [Signature] (L.S.)
Davis Rhett Parkman
Judge Code: 5754
Issuing Court: Magistrate Municipal Circuit

ORIGINAL

ORIGINAL

ORIGINAL

Case No. at 3-08
Type and Amount: NO bond
Name of Surety:

PRELIMINARY HEARING held by

Judge _____

in _____

Defendant Attorney: _____

Decision: _____

DISPOSITION before

Judge _____

on _____

by _____

(indicate jury trial, bench trial, plea, nol. pros., etc.)

Disposition: _____

Sentence: _____

JURORS

Address: _____

Telephone: _____

Name: _____

Address: _____

Telephone: _____

Name: _____

Address: _____

Telephone: _____

Name: _____

Address: _____

Telephone: _____

Name: _____

Address: _____

Telephone: _____

Name: _____

Address: _____

Telephone: _____

Name: _____

Address: _____

Telephone: _____

Name: _____

Address: _____

Telephone: _____

CODEFENDANTS

I certify this to be a true copy of the
original Warrant
Edgefield County, South Carolina

Date 9-29-08 Bruce B. Carpenter
Magistrate/clerk

505

ARREST WARRANT

J-605801

EDGEFIELD COUNTY

STATE OF SOUTH CAROLINA

County/ Municipality of

Edgefield

2008 OCT -8 AM 10:35

THE STATE against

Kc Langford, III

Address: Summerville, SC

Phone: SSN: Sex: M Race: B Height: 5 7 Weight: 160

DL State: SC DL #: 011242638

DOB: Agency ORI #: SC0190200

Prosecuting Agency: Johnston Police Department

Prosecuting Officer: Inv. Lamaz Robinson - 0082

Offense: Burglary / Burglary (After June 20, 1985) - First degree

Offense Code: 0079

Code/Ordinance Sec: 16-11-0311

This warrant is CERTIFIED FOR SERVICE in the County/ Municipality of

The accused is to be arrested and brought before me to be dealt with according to the law.

(L.S.)

Signature of Judge

Date:

RETURN

A copy of this arrest warrant was delivered to defendant Kc Langford III on 10-8-08

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions 129 Courthouse Square P O Box 34 Edgefield, SC 29824

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA County/ Municipality of Edgefield

AFFIDAVIT

ORIGINAL Form Approved by S.C. Attorney General April 21, 2003 SCCA 518

Personally appeared before me the affiant Inv. Lamaz Robinson who being duly sworn deposes and says that defendant Kc Langford, III did within this county and state on or about 08/14/2008 violate the criminal laws of the

State of South Carolina (or ordinance of County/ Municipality of Edgefield) in the following particulars:

DESCRIPTION OF OFFENSE Burglary / Burglary (After June 20, 1985) - First degree

I further state that there is probable cause to believe that the defendant named above did commit the crime set forth and that probable cause is based on the following facts:

In that on or about August 14, 2008 during the night time and while armed with a black 40 Cal. Highpoint Pistol, the Def. along with others did commit the offense of section 16-11-0311 in that he did willfully, unlawfully, and feloniously enter the dwelling of Mr. Ji Quing Chen without owners consent and take, steal, and carry away approximately \$3,000.00 in U.S. currency with intent to permanently deprive the owner. This incident occurred at Street Johnston, S.C., same being in Edgefield County.

Signature of Affiant

Signature of Inv. Lamaz Robinson

STATE OF SOUTH CAROLINA County/ Municipality of Edgefield

Affiant's Address 500 Mims Ave Johnston, SC 29832- Affiant's Telephone (803)275-2488

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

It appearing from the above affidavit that there are reasonable grounds to believe that

on or about 8/14/2008 defendant Kc Langford, III did violate the criminal laws of the State of South Carolina (or ordinance of County/ Municipality of Edgefield) as set forth below.

DESCRIPTION OF OFFENSE: Burglary / Burglary (After June 20, 1985) - First degree

Having found probable cause and the above affiant having sworn before me, you are empowered and directed to arrest the said defendant and bring him or her before me forthwith to be dealt with according to law. A copy of this Arrest Warrant shall be delivered to the defendant at the time of its execution, or as soon thereafter as is practicable

Sworn to and subscribed before me on 09/30/2008 Signature of Issuing Judge Davis Rhett Parkman (L.S.)

Judge Code: 5754

Judge's Address Post Office Box 664 Edgefield, SC 29824 Judge's Telephone (803)637-4090

Issuing Court: Magistrate Municipal Circuit

ORIGINAL

ORIGINAL

Judge DAVIS R PARKMAN
on OCT 3 '08
Type and Amount NO BOND
Name of Surety: _____

PRELIMINARY HEARING held by

Judge _____
on _____
Defendant Attorney: _____

Decision: _____

DISPOSITION before

Judge _____
on _____
by _____
(indicate jury trial, bench trial, plea, nol. pros., etc.)

Disposition: _____

Sentence: _____

JURORS

Name: _____
Address: _____
Telephone: _____

Name: _____
Address: _____
Telephone: _____

Name: _____
Address: _____
Telephone: _____

Name: _____
Address: _____
Telephone: _____

Name: _____
Address: _____
Telephone: _____

Name: _____
Address: _____
Telephone: _____

Name: _____
Address: _____
Telephone: _____

Name: _____
Address: _____
Telephone: _____

CODEFENDANTS

507

J-605810

EDGEFIELD COUNTY
CLERK OF COURT
SHIRLEY E. HENRY

County/ Municipality of)
Edgefield)

AFFIDAVIT

ORIGINAL

S.C. Attorney General
April 21, 2003
SCCA 518

STATE OF SOUTH CAROLINA

County/ Municipality of
Edgefield 2008 OCT -8 AM 10:35

Personally appeared before me the affiant Inv. Lamaz Robinson who
being duly sworn deposes and says that defendant Kc Langford, III
did within this county and state on or about 08/14/2008 violate the criminal laws of the
State of South Carolina (or ordinance of County/ Municipality of Edgefield)
in the following particulars:

THE STATE
against
Kc Langford, III
Address: [REDACTED]
Summerville, SC [REDACTED]
Phone: [REDACTED] SSN: [REDACTED]
Sex: M Race: B Height: 5 7 Weight: 160
DL State: SC DL #: 011242638
DOB: [REDACTED] Agency ORI #: SC0190200
Prosecuting Agency: Johnston Police Department
Prosecuting Officer: Inv. Lamaz Robinson - 0082
Offense: Weapons / Poss. weapon during violent crime, if
not also sentenced to life without parole or death
Offense Code: 0549
Code/Ordinance Sec: 16-23-0490

DESCRIPTION OF OFFENSE Weapons / Poss. weapon during violent crime, if not also sentenced to life without parole or death

I further state that there is probable cause to believe that the defendant named above did commit
the crime set forth and that probable cause is based on the following facts:

In that on or about August 14, 2008 the Defendant along with others did commit the offense of possession of a weapon during the
commission of a violent crime in that he did willfully, knowingly, unlawfully, and feloniously while armed with a deadly weapon to
wit: a black 40 cal highpoint pistol rob the victims by taking, steal, and carrying away with intent to permanently deprive the
victim of approximately \$3,000.00 in U.S. Currency. This incident occurred near [REDACTED] Street Johnston, S.C. same being in
edgefield county.

This warrant is CERTIFIED FOR SERVICE in the
 County/ Municipality of)
The accused
is to be arrested and brought before me to be
dealt with according to the law.

Signature of Affiant
STATE OF SOUTH CAROLINA
 County/ Municipality of)
Edgefield)

[Signature]
Affiant's Address 500 Mims Ave
Johnston, SC 29832-
Affiant's Telephone _____

(L.S.)

Signature of Judge

Date: _____

RETURN

A copy of this arrest warrant was delivered to
defendant Kc Langford III
on 10-3-08

[Signature]
Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:
General Sessions
129 Courthouse Square
P O Box 34
Edgefield, SC 29824

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:
It appearing from the above affidavit that there are reasonable grounds to believe that
on or about 8/14/2008 defendant Kc Langford, III
did violate the criminal laws of the State of South Carolina (or ordinance of
 County/ Municipality of Edgefield) as set forth below.

DESCRIPTION OF OFFENSE: Weapons / Poss. weapon during violent crime, if not also sentenced to life without parole or death

Having found probable cause and the above affiant having sworn before me, you are empowered and directed to arrest the said defendant and bring him or
her before me forthwith to be dealt with according to law. A copy of this Arrest Warrant shall be delivered to the defendant at the time of its execution, or as
soon thereafter as is practicable
Sworn to and subscribed before me)

on 09/30/2008)
[Signature] (L.S.))
Signature of Issuing Judge)
Davis Rhett Parkman)
Judge Code: 5754)

Judge's Address Post Office Box 664
Edgefield, SC 29824
Judge's Telephone (803)637-4090

Issuing Court: Magistrate Municipal Circuit

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

Judge DAVIS R JARMAN
on OCT 3 '08
Type and Amount: NO BOND
Name of Surety: _____

PRELIMINARY HEARING held by

Judge _____
on _____
Defendant Attorney: _____

Decision: _____

DISPOSITION before

Judge _____
on _____
by _____
(indicate jury trial, bench trial, plea, nol. pros., etc.)

Disposition: _____
Sentence: _____

JURORS

Name: _____
Address: _____
Telephone: _____

Name: _____
Address: _____
Telephone: _____

Name: _____
Address: _____
Telephone: _____

Name: _____
Address: _____
Telephone: _____

Name: _____
Address: _____
Telephone: _____

Name: _____
Address: _____
Telephone: _____

Name: _____
Address: _____
Telephone: _____

Name: _____
Address: _____
Telephone: _____

CODEFENDANTS

509

J-605807

SMITHLEY I. NEWBY

County/ Municipality of)
Edgefield)

AFFIDAVIT

U.S. Attorney General
April 21, 2003
SCCA 518

STATE OF SOUTH CAROLINA
2008 OCT -8 AM 10:35

County/ Municipality of

Edgefield

THE STATE
against

Kc Langford, III

Address: [REDACTED]

Summerville, SC [REDACTED]

Phone: _____ SSN: [REDACTED]
Sex: M Race: B Height: 5 7 Weight: 160
DL State: SC DL #: 011242638
DOB: [REDACTED] Agency ORI #: SC0190200

Prosecuting Agency: Johnston Police Department
Prosecuting Officer: Inv. Lamaz Robinson - 0082

Offense: Assault / Assault and battery with Intent to Kill
(ABWIK)

Offense Code: 0014
Code/Ordinance Sec: 16-03-0620

This warrant is CERTIFIED FOR SERVICE in the
 County/ Municipality of _____
The accused
is to be arrested and brought before me to be
dealt with according to the law.

(L.S.)

Signature of Judge

Date: _____

RETURN

A copy of this arrest warrant was delivered to
defendant Kc Langford III
on 10-8-08

S. H. [Signature]
Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:
General Sessions
129 Courthouse Square
P O Box 34
Edgefield, SC 29824

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

Personally appeared before me the affiant Inv. Lamaz Robinson who
being duly sworn deposes and says that defendant Kc Langford, III
did within this county and state on or about 08/14/2008 violate the criminal laws of the
State of South Carolina (or ordinance of County/ Municipality of Edgefield)
in the following particulars:

DESCRIPTION OF OFFENSE Assault / Assault and battery with Intent to Kill (ABWIK)

I further state that there is probable cause to believe that the defendant named above did commit
the crime set forth and that probable cause is based on the following facts:

In that on or about August 14, 2008 the defendant along with others did commit the offense of Assault and Battery With Intent to Kill in that he did willfully, unlawfully, and feloniously while armed with a deadly weapon to wit; A black 40 Calibuer Highpoint Pistol, place the gun to the head of Mr. Ji Quin Chen and threaten to shoot him if he didn't comply with the intention of robbing him. The victim was in fear of imminent peril and his life. This incident occurred at or near [REDACTED] Street, Johnston, S.C. same being in Edgefield County.

Signature of Affiant

[Signature] L.S. ROB (M)

STATE OF SOUTH CAROLINA
 County/ Municipality of)
Edgefield)

Affiant's Address 500 Mims Ave
Johnston, SC 29832-
Affiant's Telephone _____

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

It appearing from the above affidavit that there are reasonable grounds to believe that

on or about 8/14/2008 defendant Kc Langford, III
did violate the criminal laws of the State of South Carolina (or ordinance of
 County/ Municipality of Edgefield) as set forth below.

DESCRIPTION OF OFFENSE: Assault / Assault and battery with Intent to Kill (ABWIK)

Having found probable cause and the above affiant having sworn before me, you are empowered and directed to arrest the said defendant and bring him or her before me forthwith to be dealt with according to law. A copy of this Arrest Warrant shall be delivered to the defendant at the time of its execution, or as soon thereafter as is practicable
Sworn to and subscribed before me)

on 09/30/2008)
[Signature] (L.S.))
Signature of Issuing Judge
Davis Rhett Parkman)
Judge Code: 5754)

Judge's Address Post Office Box 664
Edgefield, SC 29824
Judge's Telephone (803)637-4090

Issuing Court: Magistrate Municipal Circuit

ORIGINAL

ORIGINAL

ORIGINAL

Judge DAVID K OAKMAN
on OUT 3'08
Type and Amount: N/D Bond
Name of Surety: _____

PRELIMINARY HEARING held by

Judge _____
on _____
Defendant Attorney: _____

Decision: _____

DISPOSITION before

Judge _____
on _____
by _____
(indicate jury trial, bench trial, plea, nol. pros., etc.)

Disposition: _____

Sentence: _____

JURORS

Name: _____
Address: _____
Telephone: _____

Name: _____
Address: _____
Telephone: _____

Name: _____
Address: _____
Telephone: _____

Name: _____
Address: _____
Telephone: _____

Name: _____
Address: _____
Telephone: _____

Name: _____
Address: _____
Telephone: _____

Name: _____
Address: _____
Telephone: _____

Name: _____
Address: _____
Telephone: _____

CODEFENDANTS

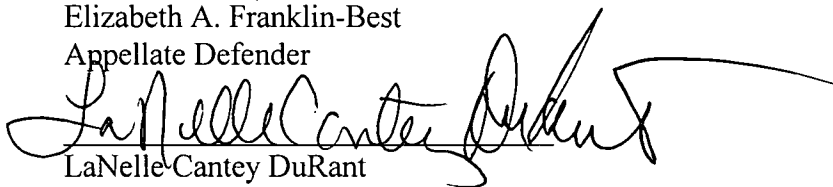
CERTIFICATE OF COUNSEL FOR APPELLANTS

Counsel for appellants certifies that this Record on Appeal contains all material proposed to be included by any of the parties and not any other material and that this Record on Appeal complies to the best of my ability, with the August 13, 2007, order from the South Carolina Supreme Court entitled "Interim Guidance Regarding Personal Data Identifiers and Other Sensitive Information in Appellate Court Filings."

March 2nd, 2012



Elizabeth A. Franklin-Best
Appellate Defender



LaNelle Cantey DuRant
Appellate Defender

South Carolina Commission on Indigent Defense
Division of Appellate Defense
PO Box 11589
Columbia, S. C. 29211-1589
(803) 734-1330

ATTORNEYS FOR APPELLANTS

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

 ORIGINAL

Appeal from Edgefield County
William P. Keesley, Circuit Court Judge

RECEIVED

RESPONDENT, MAR - 2 2012

S.C. Supreme Court

THE STATE,

v.

K.C. LANGFORD, III.

APPELLANT

THE STATE,

v.

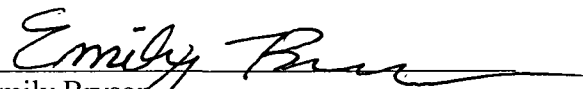
BRYAN PHILLIPS

RESPONDENT,

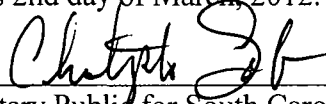
APPELLANT

CERTIFICATE OF SERVICE

I certify that a true copy of the Record on Appeal in the above referenced case has been served upon William M. Blich, Jr., Esquire, and David Spencer, Esquire, at the Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, this 2nd day of March, 2012.


Emily Bryson
Administrative Specialist

SUBSCRIBED AND SWORN TO before me
this 2nd day of March, 2012.

 (L.S.)
Notary Public for South Carolina
My Commission Expires: May 16, 2021