

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM HORRY COUNTY
Steven H. John, Circuit Court Judge

Appellate Case No. 2017-002553

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MAY 23 2019

SC Court of Appeals

The State, ... Respondent,

v.

Tommy Lee Benton, ... Appellant.

**RECORD ON APPEAL
VOLUME I**

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**THE FOLLOWING EXHIBITS ARE ON FILE WITH THIS COURT:
STATE'S TRIAL EXHIBITS 16-57 (PHOTOGRAPHS)**

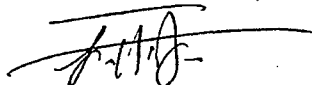
STATE OF SOUTH CAROLINA	)	IN THE COURT OF GENERAL SESSIONS
	)	
COUNTY OF HORRY	)	WARRANTS: 2014A2610201195,
	)	2014A2610201255,
	)	2014A2610700451, 2014A2610700452,
	)	2016GS2605011
STATE OF SOUTH CAROLINA	)	INDICTMENTS: 2016GS2601719,
	)	2016GS2605008,
	)	2016GS2605009, 2016GS2605010,
	)	2016GS2605011
VS.	)	
	)	
	)	
TOMMY LEE BENTON	)	ORDER OF MISTRIAL
	)	
DEFENDANT	)	

FILED
 2017 JUL 26 PM 2:39
 CLERK OF COURT
 JIMMY L. BRYANT, JR.
 2100 N. GOVERNMENT ST.

This matter was called to trial in this Court by the State on July 18, 2017. Present at the call of the case were Lauree Richardson, Senior Assistant Solicitor and Thomas Groom Terrell, III, Assistant Solicitor for the State, Defendant Tommy Lee Benton, and Thomas C. Brittain and T. Case Brittain, Jr., Attorneys for the Defense. The jury was properly sworn and instructed and opening statements ensued. During Defendant's opening statements, the State raised several objections to Defendant's apparent alibi defense. At issue is South Carolina Rule of Criminal Procedure 5(e) governing notice of alibi defense; specifically, whether the State gave sufficient notice to defense triggering the Defendant's obligation, and, if so, whether Defense complied therewith.

Defendant's contentions raised following this Court's ruling in open court of a Mistrial that the State failed to make a proper written request sufficient to trigger Defendant's obligations under Rule 5(e) are unsubstantiated. This Court finds that the State made a written request for a notice of alibi in its Mutual Reciprocal Disclosure Request sent to the Defendant along with initial discovery/Rule 5 material. This Court further finds that Defendant received ample notice of the time, date, and place of the alleged offenses in discovery to include: the Mutual Reciprocal Disclosure Request, the Arrest Warrants, the Indictments, the Police Reports, the Fire Department Reports, and the witnesses' statements.

1 OF 2



7/31/17

Defense counsel conceded failure to comply with the notice requirements of Rule 5, acknowledging that they did not provide the State with notice of alibi, and agreeing that they never informed the State neither where the Defendant claims to have been at the time of the offenses nor the names and addresses of the witnesses upon whom he relies to establish such a claim.

This Court finds that to follow the remedy provided by Rule 5, namely the exclusion of the undisclosed witnesses' testimony, would deprive the Defense of putting forth a complete defense. Should Defendant be convicted after excluding these witnesses, Defendant would have grounds for Post-Conviction Relief based on ineffective assistance of counsel at trial, thereby resulting in a retrial on these charges.

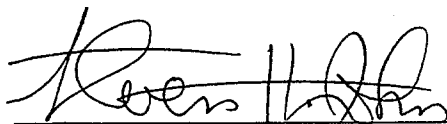
This Court further finds that should the State agree to waive the Defendant's requirements of Rule 5(e) and proceed with trial, the State would not be given a full opportunity to contact these witnesses and investigate their claims, thereby depriving the State of a fair trial.

Therefore, having exhausted all other methods to cure, possible prejudice to both sides and finding none sufficient, this court finds a declaration of a mistrial to be of manifest necessity. *State v. Council*, 335 S.C. 1, 13, 515 S.E.2d 508, 514 (1999). "[T]he public's interest in a fair trial designated to end in just judgment" dictates no other result given the present circumstances in this case. *State v. Prince*, 279 S.C. 30, 301 S.E.2d 471 (1983).

IT IS THEREFORE ORDERED that a mistrial be granted in the matter of *The State of South Carolina, County of Horry, v. Tommy Lee Benton* on indictments 2016GS2605008 (Burglary, 1st Degree), 2016GS2605009 (Arson, 1st Degree), 2016GS2605010 (Arson, 3rd Degree), 2016GS2605011 (Burglary, 1st Degree), and 2016GS2601719 (Murder).

The Court hereby sets this matter as the first case for trial on December 4, 2017, before the undersigned.

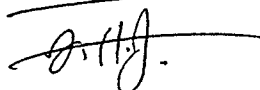
IT IS SO ORDERED.



THE HONORABLE STEVEN H. JOHN
CHIEF ADMINISTRATIVE JUDGE, GENERAL SESSIONS
FIFTEENTH JUDICIAL CIRCUIT

Dated: 7/26/17
Conway, South Carolina

2 OF 2



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Horry County, SC

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THE STATE OF SOUTH CAROLINA
In the Court of Appeal

APPEAL FROM HORRY COUNTY
Court of General Sessions

The Honorable Steven H. John

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DEC 15 2017

SC Court of Appeals

INDICTMENT NOS:

2016GS2601719
2016GS2605008
2016GS2605009
2016GS2605010
2016GS2605011

State of South Carolina,.....Respondent,

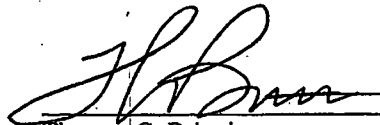
v.

Tommy Lee Benton.....Appellant.

NOTICE OF APPEAL

Tommy Lee Benton appeals his conviction and sentence in the above action by and through trial counsel in anticipation that the South Carolina Commission on Indigent Defense will become counsel on appeal. The sentence was imposed by the Honorable Steven H. John, on December 8, 2017 the same day the jury returned its verdict on these charges.

December 14, 2017



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THE STATE OF SOUTH CAROLINA
In the Court of Appeal

APPEAL FROM HORRY COUNTY
Court of General Sessions

The Honorable Steven H. John

INDICTMENT NOS:

2016GS2601719
2016GS2605008
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DEC 15 2017
SC Court of Appeals

State of South Carolina,.....Respondent,

v.

Tommy Lee Benton.....Appellant.

PROOF OF SERVICE

I, Allison Lazar, do hereby certify that I am an employee of THE BRITAIN LAW FIRM, P.A., attorneys for the Appellant Tommy Lee Benton in the above-entitled action, and that I have this 14th day of December, caused to be served upon the following parties the Notice of Appeal by hand delivery, addressed as follows:

Lauree Richardson, Esq.
Thomas Terrell, Esq.
Horry County Solicitor's Office
1301 Second Avenue
Conway, SC 29528

Alli Lazar
Allison Lazar

SWORN AND SUBSCRIBED before me
this 14th day of December, 2017.

Renee L. [Signature]
NOTARY PUBLIC FOR SOUTH CAROLINA
My Commission Expires: 3/16/25

STATE OF SOUTH CAROLINA) IN THE COURT OF GENERAL SESSIONS

COUNTY OF HORRY)

2016-GS-26-1719

2016-GS-26-5008,5009,5010,5011

STATE OF SOUTH CAROLINA,)

Plaintiff,)

Transcript of Record

(Pretrial Motions)

vs.)

March 14, 2017

TOMMY LEE BENTON,)

Defendant.)

B E F O R E:

Honorable Steven H. John
Horry County Courthouse
Conway, South Carolina

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

Lauree Richardson Ortiz, Esquire
Attorney for Plaintiff

Thomas C. Brittain, Esquire
Attorney for Defendant

TAKEN BY:

Dixie C. Eubank
Circuit Court Reporter

PREPARED BY:

Kay H. Richardson
Circuit Court Reporter

1 for you to review. I think you need to review them.

2 THE COURT: Okay. All right. So, I definitely need to
3 look at them then.

4 MR. BRITTAIN: Yes, sir.

5 STATE'S EXHIBITS NUMBER 1 THROUGH 13

6 MARKED FOR IDENTIFICATION

7 MS. RICHARDSON ORTIZ: And Your Honor, for the record,
8 this is State's Exhibits 1 through 13.

9 THE COURT: Okay. All right. I've got them. All right.
10 So -- all right. So, just give me a second and let me look
11 through them, please.

12 All right. Go ahead, Mr. Brittain.

13 MR. BRITTAIN: Your Honor, you've had a chance to review
14 those photographs and here's what makes this a little bit of
15 an unusual and I think stronger than normal argument for the
16 Defendant in this case, and I'll go ahead and put it on the
17 record, that we are not going to challenge on his behalf that
18 the victim burned to death, that burning is what causes his
19 death. My understanding from the autopsy is he took in so
20 much carbon monoxide that he died from the burning. We're not
21 gonna contest that he was handcuffed. The defense in this
22 case is that Mr. Benton didn't do it, didn't participate in
23 it. So, my point is this. There is no probative value
24 whatsoever of those photographs in this particular case. If
25 we were trying this case as a death penalty case, then

1 obviously, those photographs would be part of the story that
2 needed to be told in order for a jury to make a determination
3 about what the sentence is gonna be. But in this case, if our
4 client is found guilty he gets the same sentence, he's gonna
5 get the maximum sentence and the sentence is gonna come from
6 the Court. So, the only -- the only effect of these
7 photographs is not to present any evidence that matters, since
8 that issue is never going to be challenged, the death of the
9 victim and how he died. So, there's no probative value and
10 the pictures of portions of a body burned to death, the
11 greatest concept of pain known to man is highly prejudicial.
12 Now, in the past when I've tried these cases, if there was an
13 evidentiary issue that needed to be substantiated by this,
14 there was a medical illustration made available. You know,
15 there was a picture that somebody drew that wasn't as graphic
16 as what we have here. So, our concern is that these
17 photographs would inflame a jury and they really have no
18 probative value to the case. If necessary, I intend to make
19 it clear to the jury in the opening statement what I've told
20 the Court. We're not gonna challenge those facts. Those
21 facts are true; those things happened. We're not gonna
22 challenge those facts. There are issues about how a fire got
23 started, that sort of thing, but that he burned and burned to
24 death and was handcuffed is going to be conceded and therefore
25 those photographs are prejudicial not probative.

1 THE COURT: All right. Solicitor?

2 MS. RICHARDSON ORTIZ: If I made hand up a case to Your
3 Honor.

4 THE COURT: Yes, ma'am.

5 MS. RICHARDSON ORTIZ: The State relies on *State v.*
6 *Collins*, it's 409 S.C. 524, 2014 case from our Supreme Court.
7 Your Honor, the main gist of that case is that a little boy
8 was mauled to death by some dogs and the Trial Court allowed
9 the pictures in. The Court of Appeals reversed it and sent it
10 back and said the pictures shouldn't come in. But our Supreme
11 Court said absolutely they should come in. And in their
12 decision they said that courts and juries cannot be too
13 squeamish about looking at unpleasant things, objects, or
14 circumstances in proceedings to enforce the law especially if
15 the truth is on trial. The mere fact that an item of evidence
16 is gruesome or revolting, if it sheds light onto, strengthens,
17 or gives character to other evidence sustaining the issues in
18 the case, it should not be excluded. They go on to give
19 reasons by pictures should be put in, Your Honor, even if they
20 are gruesome. And it states that even the most gruesome
21 photographs may be admissible if they tend to shed light on
22 any issue, to corroborate testimony, if they are essential in
23 proving an element in the case, or if they're useful to a
24 witness to testify more effectively or enable a jury to better
25 understand the testimony. Other acceptable purposes are to

1 show the condition of the victim's body, the probable type or
2 location of the injuries, and the position in which the bodies
3 were discovered. The Court goes on, Your Honor, to draw a
4 distinction and make a specific finding that these were not
5 autopsy pictures, so this was how the Defendants had left the
6 scene. Your Honor, and it was scene that they had created
7 versus autopsy pictures where a coroner or somebody, a
8 pathologist has altered the body. We are not seeking to admit
9 any autopsy pictures in this case and the photos that we have
10 submitted we believe do go to corroborate testimony in this
11 case. Specifically the handcuff pictures, the fire department
12 will testify, Your Honor, from my understanding that that's
13 when the case completely shifted for them when they knew that
14 they were dealing more than a house fire with a body in it.
15 So, that handcuff was a big sign for them. Your Honor,
16 there's one, it's Number 6, and it is a gruesome picture, I
17 understand that. However, that was very important in Dr.
18 Proctor's testimony, it will be. Dr. Proctor, whenever they
19 were -- the police were initially on scene, it actually went
20 out that the victim had been shot in between the eyes. Due to
21 that injury, that's -- we actually thought that he was shot to
22 death first and then set on fire. Dr. Proctor will testify
23 that this was absolutely not the case. There was no bullet --
24 that there was no bullet entry or he had not been shot through
25 the brain once he had examined him. So, it does go to the

1 cause of death in that and, and the police investigation and
2 how it shifted. And I can go through each one of them if I
3 need to.

4 THE COURT: Well, I think we're probably gonna need to go
5 through several of them anyway.

6 MS. RICHARDSON ORTIZ: Okay. You want me just to start
7 with the first one?

8 THE COURT: , Yeah, let's just start with the first one.
9 I'll tell you if you need to skip some or not.

10 MS. RICHARDSON ORTIZ: Okay. All right. So, the first
11 one, Your Honor, is the body as it was found. It has not been
12 moved, it's an unaltered condition of the victim. And that
13 case, *State v. Collins* talks about that specifically. It was
14 the position in which it was discovered. Now, I will tell
15 Your Honor that Number 1 and Number 5 are very similar.
16 Number 5 is actually how the fire department found it. Number
17 1, the debris has been removed off the top of him. So, you'll
18 see like a metal, almost like tin roof that has fallen on him.
19 That is actually the true condition of how he was found.
20 Number 1 is with that debris being removed.

21 THE COURT: All right.

22 All right. Go on to Number 2, then, please.

23 MS. RICHARDSON ORTIZ: Okay. Number 2, Your Honor -- and
24 Number 2, I'm not even sure that we would seek to try to admit
25 it at this point in time. We did not have this picture

1 printed out when we interviewed this witness. There is a
2 Codefendant that will testify as to his legs being bound with
3 twine, like a thin, rope-type material. When we had the
4 pictures printed out, it does appear that that would
5 corroborate what he is saying. However, Your Honor, I would
6 need Dr. Proctor and I did not have it printed out when I
7 talked to Dr. Proctor or the witness. I would have to see if
8 that -- what picture is even showing or if that is some sort
9 of fleshy tendon. If it's a tendon or anything like that, the
10 State would not seek to admit that picture. If it goes to
11 corroborate the testifying Codefendant's statement, we would
12 seek to admit it.

13 THE COURT: All right. So, we'll need to put that down
14 for a second. All right.

15 All right. Number 3.

16 MS. RICHARDSON ORTIZ: Okay. Number 3, Your Honor, it
17 shows the picture of the fire department turning his body. It
18 does become extremely important as far as the testimony is
19 concerned because it shows the shirt that was sent to SLED
20 that ultimately what appears to be -- it almost looks like a
21 flame that's under him. It's not a flame, it is his shirt,
22 his white T-shirt that he has on. He -- one of the
23 Codefendants again will talk about how he was in his underwear
24 and his T-shirt where he had obviously just been woken up. He
25 -- again, that shirt was sent to SLED, it does test positive

1 for accelerant being used, gasoline. Your Honor, but most
2 importantly it shows the condition of the ground under him and
3 that will talk about the fire department and the arsonist will
4 start talking about how they knew where the fire originated
5 based upon the condition of the ground up underneath him and
6 the fact that he was on the ground and not in a chair or a
7 couch whenever he was burned.

8 THE COURT: Okay. How about Number 4?

9 MS. RICHARDSON ORTIZ: Number 4, Your Honor, is the
10 handcuffs. It shows the springs in the picture. The springs
11 become important just to locate his body in further pictures,
12 Your Honor, that are not being objected to that's kind of the
13 identifying mark where you can tell where the victim was
14 laying. That's pretty much the -- and then the handcuff.

15 THE COURT: All right.

16 All right. Go ahead.

17 MS. RICHARDSON ORTIZ: I think we've talked about Number
18 5.

19 THE COURT: Yes, ma'am.

20 MS. RICHARDSON ORTIZ: Number 6 is the picture I was
21 talking to you about the pressure point and the how we
22 originally thought that he was shot in the forehead.

23 Number 7, Your Honor, this is an extremely important
24 picture for the State because it shows that the second
25 handcuff is still closed. That's how we know that his hands

1 were actually bound together. One of the testifying
2 Codefendants will talk about how he actually, the testifying
3 Codefendant handcuffed him. He says he remembers getting one
4 handcuff on him, he doesn't remember about the other one,
5 whether or not he put it on him or not. However, he was
6 eventually handcuffed, and which we really don't intend to get
7 into in front of the jury. The reason his hand is not still
8 together is because it burned off in the fire. But that is to
9 show that both of those handcuffs were closed. He was
10 completely bound at the time of the fire being set.

11 Number 8 is just another picture of a handcuff, Your
12 Honor, but I don't believe in Number 8 you can see that second
13 handcuff that is visible in Number 7.

14 THE COURT: No, ma'am, you can't.

15 All right. Go ahead.

16 MS. RICHARDSON ORTIZ: Number 9, I don't remember what
17 that one shows. I've got from my notes, Your Honor, it shows
18 the position of the body without the debris, it shows the arm
19 and cuff in relation to the body. It shows the springs from
20 the chair and the detective will talk about seeing him cuffed
21 and that's whenever the investigation shifts from a potential
22 accidental house fire to a murder investigation.

23 THE COURT: All right. 10?

24 MS. RICHARDSON ORTIZ: Number 10 is where he is in
25 location to the entire home and crime scene. I believe that's

1 the one that's a little more zoomed out.

2 THE COURT: Yes, ma'am.

3 MS. RICHARDSON ORTIZ: You might have a hard time seeing
4 him.

5 11 is just another picture of the handcuff.

6 And then I have Number 12 as being the body in location
7 to the home. And it looks like it may be a zoomed-in version
8 of Number 10.

9 THE COURT: Okay. Hold on one second.

10 All right. And 13?

11 MS. RICHARDSON ORTIZ: Is just the fire department moving
12 the body, Your Honor.

13 THE COURT: All right. Very good.

14 All right. Anything else from the State?

15 MS. RICHARDSON ORTIZ: No, sir, Your Honor.

16 THE COURT: All right. Very good.

17 Anything in reply, Mr. Brittain?

18 MR. BRITTAIN: Yes, briefly, Your Honor. I want to point
19 out to try to make my point, this case is distinguished from
20 *Collins*, really it's distinguished from essentially any case
21 because of circumstances here are so unique. There would be
22 no reason to put those photographs in in this case to prove
23 the issues that they're trying to prove. Remember this, in
24 *Collins* they only got a majority because of the harmless
25 error. Pleicones, Kittredge, and Hearn felt like the photo

1 should not have been admitted. We're before the harmless
2 error rule comes in. This case, if you read the dissents and
3 the concurring opinion, they stick with the basic premise of
4 probative value, how crucial is the issue to be established
5 versus an inflammatory result. What's gonna happen in this
6 case if those 13, 14 photographs are allowed to prove what
7 everybody knows and admits that this man was burned to death
8 with handcuffs on. Then the jury is gonna sit there as the
9 police officers and investigators pick up every picture and
10 show all the gruesome details when that is no longer a crucial
11 fact in the case. Now, how that is to be established, we
12 would consider letting it be stated -- what I intend to do is
13 say it in my opening statement that we don't -- we do not
14 contest that this man was -- suffered a horrible death. Why
15 would I do that? Because my client can't get any more anyway.
16 I'm in an unusual position here. I have freedom to really be
17 honest about the way this man died, because should my defense
18 prove ineffective, my client is going to get the same
19 sentence. And I've explained that to him and so we -- my
20 point is in this case, more so than others where the defense
21 is so protective and so defensive it's not gonna be a crucial
22 fact. And so I would ask you to at least withhold the
23 decision if you intend to rule any of them into evidence until
24 you've heard the opening statements of the parties and
25 determine if we're looking at more prejudicial. They're as

1 gruesome as I've seen. This body is burned beyond
2 recognition. It's a -- I know gruesome alone is not enough
3 but it's supposed to, even under *Collins*, even under the
4 majority they say it's supposed to shed light on a crucial
5 issue in the case. And the circumstances here are a little
6 different; very much different because that won't be the case.
7 But I don't want to belabor the point.

8 THE COURT: All right, sir.

9 MR. BRITTAIN: Yes, sir.

10 THE COURT: All right. I think that's it's gonna be
11 important for the Court to hear the testimony that is
12 presented to the jury and how the case is presented to the
13 jury before I see which of them that I might introduce or
14 allow into evidence. I think Number 2 you said you needed to
15 do some further explain -- investigation with the witnesses as
16 to whether or not it was the twine or not, so ---

17 MS. RICHARDSON ORTIZ: Yes, sir.

18 THE COURT: So, the Number 6, I think is gonna be very
19 determinative of Dr. Procter in his testimony and how
20 important that is to the case, for Number 6. I'm just trying
21 to give you some ---

22 MS. RICHARDSON ORTIZ: Yes, sir.

23 THE COURT: --- heads up on what I'm thinking about
24 regarding this. Number 8, I don't think is illustrative or
25 illustrates any more what you're trying to do, assuming that

1 the Court would let into evidence Number 4 or 7. So, I don't
2 see how 8 would be helpful -- I'm not saying I'm gonna let 4
3 and 7 in but it seems to me it doesn't show all of what 4 or 7
4 do, so I don't ---

5 MS. RICHARDSON ORTIZ: Yes, sir. We're just trying to
6 give Your Honor and the Defense a couple of different options.

7 THE COURT: No, and I appreciate that. So, that one, I
8 do not believe I'll let in. Number 9, I don't believe I'm
9 gonna allow. I do believe that one is the prejudicial value
10 is gonna far exceed, I believe, any probative value for Number
11 9. Now, the -- so the only ones that I have not talked about,
12 I think, are gonna be evidentiary driven by whatever witness
13 you might tend to introduce that one in as far as maybe the
14 scene, how the scene was exactly how it was -- the matter was
15 discovered or how the, the investigation shifted from a house
16 fire to something else. So, all the rest of them I think are
17 gonna be more evidentiary driven than the ones I've talked
18 about. I'm just -- I'm gonna have -- I'm gonna just tell you
19 that I just think 8 is probably gonna be duplicative. Number
20 9, I'm -- I don't know under what circumstances I'd let 9 in.
21 And then 6, you're gonna have to really tie that into Dr.
22 Proctor's testimony ---

23 MS. RICHARDSON ORTIZ: Okay.

24 THE COURT: --- to see if I would allow that one in. And
25 1 and -- it seems like -- I know that 1 and 5 are tied with 1

1 saying where the debris was off but they in general show the
2 same thing, so if I let 5 in, and then I let in, let's say, 4
3 or 7 then I'm not sure that I'm gonna let all those ---

4 MS. RICHARDSON ORTIZ: Yes, sir.

5 THE COURT: Let all those in. Okay? All right. So that
6 y'all have some idea of what I'm thinking at this point in
7 time. Okay? Thank you.

8 Oh, did I say -- I meant Number 11 also. It seemed to be
9 -- to me it seemed to be duplicative, Number 11 seemed to be
10 duplicative of some of the others. So, anyway. All right.
11 So -- all right, so, the -- we'll just take them up as they,
12 as they come in with whatever guidance that I've been able to
13 give you at this point in time. All right?

14 All right. And so I understand your argument, Mr.
15 Brittain, and it does not mean that I'm gonna allow them into
16 evidence, but I'm going to need to listen to, as you've
17 indicated the opening statements, the evidence, and then let's
18 see if it's necessary for the jury's understanding of this
19 particular matter to have those in evidence. All right?

20 MR. BRITTAIN: Thank you very much. Your Honor.

21 Your Honor ---

22 THE COURT: What's the next one?

23 MR. BRITTAIN: Well, we're in pretty good shape on the
24 rest of these based on conversations that we've had. Let me
25 sort of set them out and then, Ms. Richardson, if I'm saying

STATE OF SOUTH CAROLINA) IN THE COURT OF GENERAL SESSIONS

COUNTY OF HORRY) 2016-GS-26-01719, 05008, 05009,
05010 and 05011

STATE OF SOUTH CAROLINA,)

Plaintiff,)

Transcript of Record

vs.)

July 17-19, 2017

TOMMY LEE BENTON,)

Defendant.)

B E F O R E:

Honorable Steven H. John
Horry County Courthouse
Conway, South Carolina

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

Lauree Richardson Ortiz, Esquire
Thomas G. Terrell, III, Esquire
Attorneys for the State of South Carolina

Thomas C. Brittain, Esquire
Case T. Brittain, Esquire
Attorneys for Defendant

TAKEN BY:

Dixie C. Eubank
Circuit Court Reporter

PREPARED BY:

Kay H. Richardson
Circuit Court Reporter

1 MR. T. BRITTAIN: Okay, but ---

2 THE COURT: --- with these motions that y'all have filed.
3 I'm not -- you know, if y'all think you can get done in an
4 hour, you really believe that, I may give you the opportunity
5 to do so, but it really -- I -- you know, I ---

6 MR. T. BRITTAIN: The safer course would be to -- and in
7 my opinion, I would prefer to start the trial in the morning
8 but I'm trying to get along with the solicitor ---

9 THE COURT: Let me ask you, Solicitor, is there some
10 particular problems that the state has with starting the start
11 of testimony tomorrow morning? Is there any issues with your
12 witnesses or anything like that that would be a problem?

13 MS. RICHARDSON: No, no, sir. I've -- we've just all
14 three stood here before and it lasted quite a long time on a
15 charge that shouldn't have, so my only position is that, you
16 know, the state does -- I mean, I know Your Honor read off a
17 lengthy list. I mean, we do intend on calling about 20 of
18 those witnesses, so it's gonna be a lengthy trial.

19 THE COURT: Well, and I appreciate that and probably
20 ought to cover that with you now because I've been thinking
21 about that that the -- I've got court here next week. All
22 right? So, that's not a problem. All right? I mean,
23 whatever we'd have to do to accommodate that, we can do that.
24 So, that's not an issue. It's not like I'm being, you know,
25 sent off to hold criminal court in Greenville next week or

1 something like that that sometimes happens. But, so I don't
2 see that as an issue. I will tell you I have no intention of
3 working these jurors on a Saturday or a Sunday. We will
4 finish, if we finish sometime Friday, if it doesn't look like
5 we can do that, we will recess on Friday and resume on Monday.
6 I have no intention of keeping these jurors that -- to make
7 them work on a Saturday or a Sunday, keep them away from their
8 families. It's an extremely serious case, but I don't believe
9 in doing that and won't do that in this particular matter.
10 So, you know, saying that, I just don't see it -- you know, I
11 really don't see it as an issue. If we've got to come back
12 Monday, we'll just come back Monday. You know, so, I want to
13 give y'all the fullest opportunity to argue your motions. If
14 you got done early and, you know, we could've done something
15 today, well, so be it. But, I'm just gonna give you full
16 opportunity to argue your motions and it's my intention we'll
17 start the testimony in the morning. All right? Unless
18 there's just some -- you know, you've got a witness that
19 you've got to put up this afternoon and there's no -- they
20 won't ever come back again?

21 MS. RICHARDSON: No, sir, Your Honor. There's nothing
22 like that.

23 THE COURT: Very good. All right.

24 MR. T. BRITTAIN: Your Honor, let me allay Ms.
25 Richardson's fear some. That case she's talking about, you

1 and so you know exactly who they asked for the information
2 from. Okay?

3 MR. T. BRITTAIN: That's fine. What we'll try to do is
4 get a subpoena out and maybe it's too late but we'll give it a
5 shot.

6 THE COURT: Well, I know you'll do what you can do, Mr.
7 Brittain?

8 MR. T. BRITTAIN: Yes, sir.

9 THE COURT: All right. So, reading your motion that you
10 filed July 13, 2017 to exclude the testimony of Mitchell
11 Cheatham and Douglas Thomas, it appears that we have dealt
12 with the matters set forth in that motion. Is there anything
13 else in that motion that the Court needs to deal with?

14 MR. T. BRITTAIN: No, sir, Your Honor.

15 THE COURT: All right. So, let's look at then your
16 motion to suppress. You filed a motion to suppress on
17 February 22nd, 2017 to exclude any cellular phone or
18 telephonic communication without a foundation of credibility
19 as to who was utilizing said phone device and/or sending or
20 receiving text messages therefrom and so based upon hearsay
21 and authentication.

22 Be glad to hear from you if you'd like to proceed.

23 MR. T. BRITTAIN: Yes, Your Honor. I was trying to put
24 the solicitor on notice that there is testimony in this record
25 that Tommy Benton was not in possession of his cellphone

1 during the course of some of these events. And so I was, on
2 his behalf, when this issue is addressed by the Court, I want
3 to insist on the application of the rules with respect to
4 authentication of a document that's gonna be put before the
5 jury so that there is someone is able to testify that this
6 text message came from so-and-so and did such-and-such. And,
7 you know, if they've got the -- if they can lay a proper
8 foundation for the technology and who is making the
9 communication, that's fine, but I don't know if they can do
10 that or not. And I don't agree that just because it comes
11 from a certain phone that it can be attributed to the owner of
12 that telephone, especially in light of the circumstances where
13 there's testimony that that phone had been misplaced or lost
14 or is in the possession of another.

15 THE COURT: All right. So, from what you're telling me
16 then, you need to make -- you intend to make the motion at the
17 time the state tries to introduce this information in the
18 trial?

19 MR. T. BRITTAIN: Yes, yes.

20 THE COURT: Okay. All right. Then we have a motion to
21 suppress that you will move before the Court to exclude
22 photographic evidence of the crime scene due to their graphic
23 nature arguing they are more prejudicial than probative. Have
24 y'all gone through the photographs and identified the ones
25 that you are objecting to, Mr. Brittain?

1 going to happen in this trial is the Clerk's representative is
2 going to administer your oath to you. So, if you would all
3 please stand at this time.

4 (REPORTER'S NOTE: Jury is duly sworn.)

5 THE COURT: Is there any member of the jury panel that
6 did not affirmatively take the oath as just given by the
7 clerk? If so, please stand.

8 (REPORTER'S NOTE: No response.)

9 THE COURT: No juror having stood, I find the jury
10 properly sworn in this matter.

11 You had asked a question or there was a question that
12 came to the Court from the foreperson about the taking of
13 notes. Ladies and gentlemen, it is our usual practice that we
14 do not do that and we're gonna follow that normal practice in
15 this particular case. There's several reasons, but, you know,
16 one of them is that when people -- some people take notes,
17 they have a habit of concentrating on what they're putting
18 down on the piece of paper. And even though you're writing
19 something down on the piece of paper, the questions and
20 answers to that witness continue. All right? And the very
21 next question and answer might be the most important question
22 and answer that you need to hear to make your decision. And
23 then your attention has been drawn away from that by your
24 concentrating on putting down what you heard earlier. Another
25 thing we find is that when someone puts something down on a

1 to meet his fate, a different kind of fate. We're not gonna
2 be asking you to take his life. We'll be asking you to find
3 him guilty, guilty of burglary, guilty of arson, guilty of the
4 unprovoked murder of C.B. Smith.

5 THE COURT: Mr. Brittain?

6 MR. T. BRITTAIN: Yes. May it please the Court?

7 THE COURT: Yes, sir.

8 OPENING BY T. BRITTAIN:

9 MR. T. BRITTAIN: Mr. Foreman, ladies and gentlemen of
10 the jury, I introduced myself to you earlier and my son, we're
11 representing Tommy Benton. Sitting there behind me is his
12 mother, Mrs. Hudson. And Alex Mendez, who is a clerk in our
13 office, starting law school next year.

14 Let me say first and mean it from my heart that this case
15 is not about, as far as I'm concerned, how bad this was. This
16 is -- I've been doing this 39 years. This ought to be a
17 capital murder case. Whoever killed this man in this way
18 ought to go to the electric chair. So, this case as far as
19 I'm concerned has nothing to do with the severity of what was
20 done to this man. It is serious. It is as serious as it
21 gets; it's as bad as it gets. The question is, who did it?
22 That's the question. Who did this? And I want to you tell
23 you right now, our position is that we are telling you that we
24 did not do this. That he was not present on the 18th; that he
25 was not present on the 26th; that he was not present on the

1 29th. And that's where this case will be decided.

2 Now, let's talk about the rules. And you'll get all this
3 -- the definition of these things from the Judge. In the law,
4 we have basically three standards of proof, three. One of
5 them is called a preponderance of the evidence. You in a car
6 wreck, two cars involved, somebody is suing for damages, that
7 person has to prove by 51 percent, just barely, that the other
8 person is at fault. That's a preponderance. That's a low
9 standard of proof. If you want to prove that the person that
10 hit you did something against the law, you have to prove that
11 by clear and convincing evidence. So, that would be something
12 more than 51 percent. Is it 60 percent, 65, 75, who knows.
13 It's more than 51 percent. The third standard and the most
14 exacting standard for 241 years in this country has been proof
15 beyond a reasonable doubt. Now, let's look at those words.
16 Reasonable doubt, the Judge said use your common sense, doubt
17 with a reason. That makes perfectly good sense. But beyond
18 that -- we all know what the word beyond means, a doubt with a
19 reason. Go beyond that to find a person guilty.

20 Now, there are three other major concepts involved in
21 this case, too. One of them is presumption of innocence.
22 Have we become cynical as citizens of this country? Have we
23 got to the point where we think that because he's sitting
24 there he's guilty? Well, let me tell you something, the
25 people that put this country together said, no siree, you will

1 not think that. You will presume that person to be innocent
2 as he sits there. My old man's a preacher. He's still alive;
3 he's 90 years old. He was transferred to Conway back in 1966
4 when I was in the eighth grade. One of the ladies in the
5 church saw my daddy come out of a liquor store with a bottle
6 of liquor and put it in his coat pocket with another man who
7 was known drinker. My momma was sitting at the Women's
8 Society Christian Service meeting a couple days later and she
9 hears two women behind her. Ms. Cutts leans over and says,
10 our preacher has a drinking problem to Ms. Hawks (spelled
11 phonetically). When my daddy gets home that night, my momma
12 asked my daddy, What you doing coming out the liquor store
13 with a bottle of liquor? Now, there's three women in that
14 story. My mother who demanded an explanation -- you can't do
15 that. You don't do that as a juror. He has a right not to
16 testify. You can't assume one single thing from that. You
17 cannot be like my mother and demand an explanation. Number
18 two, somebody who presumed he was guilty, Ms. Cutts, presumed
19 he was guilty. Ms. Hawks had said to Ms. Cutts, our preacher
20 don't have a drinking problem. She presumed him innocent.
21 She didn't demand an explanation. What had happened was, the
22 man who was with him was having a drinking problem and the
23 first preacher told my daddy they had a deal with the liquor
24 store man, when he went down there to get liquor, the preacher
25 when down there and bought the liquor and poured it out. He

1 was innocent. That's how the system works.

2 This is the most important day probably -- it's probably
3 one of the most important days of my life, same for you, same
4 for everybody in this courtroom, lawyers, jurors, family
5 members, that's how big this is. This is serious business.
6 You won't forget this because you're getting ready to make a
7 decision about whether a man stays in jail for the rest of his
8 life or not, if he's guilty. The Judge will sentence him.

9 You decide whether he's guilty or not; that's what you decide.
10 Now, when you're doing that, you look to a couple of things
11 generally as far as the evidence for the state is concerned.
12 The quality of their evidence; how good is the evidence?

13 Okay. Well, in this case, two men are gonna testify. At
14 least, I'm pretty sure they are. Douglas Thomas, I think will
15 probably testify this morning, and Mitchell Cheatham. Now,
16 you wouldn't buy a lawnmower from either one of them. They're
17 young. That don't mean one thing to them. They've lived
18 their life against everything that's in that book even at
19 their young age. They've murdered, breathed, robbed, lied.
20 There won't be a preacher up there on that stand telling you
21 what Tommy Benton; these are the guys that are gonna get up
22 there and tell it. And, man, they've got something to gain,
23 too. Help out, what happens then? Now, see, the quality of
24 that evidence isn't good because of the nature of the
25 witnesses. Now, keep that in mind. If you'll murder somebody

1 like this prosecutor told you Mr. Smith was murdered, what
2 does it matter to lie on that witness stand? That's nothing.
3 That's minor compared to the evil they've been a part of,
4 minor. So, listen and you'll common sense will tell you, man,
5 I'll take what they say not with a grain, but with a pillar of
6 salt as big as Lott's wife turned from. That's what common
7 sense will tell you. So, the quality of the evidence should
8 be examined.

9 And now let's take a look at the quantity. There was a
10 fire there, sure. What kind of footprints they got? Take
11 Benton and get him at the scene, if they've got his footprint
12 there, I don't have to believe Dougie Thomas or Mitchell
13 Cheatham. Footprint, fingerprint, tire track, gas can at his
14 house, something from the scene back on Benton. I thought I'd
15 never try another case that DNA wasn't involved in, never.
16 When I started, there wasn't even no such a thing. Over the
17 years scientific evidence has become quality evidence that
18 gives everybody a feeling of you don't have to necessarily
19 listen to what somebody is saying to be honest or not be
20 honest. So, that's something else for you to take a look at,
21 the quantity and the quality of the evidence.

22 Now, I don't have to show anything. Make sure we
23 understand this, I have no duty as a lawyer to put up any
24 evidence, except I'm going to.

25 Mendez, bring me that timeline, please, sir. Okay.

1 All right. Now, I don't have as good a testimony on the
2 18th, and 26th as I do on the 29th, but I've got it pretty
3 good. I don't have to have anything but I've got pretty good
4 on those, but I've really got good on the 29th.

5 I don't know if it'll stand up there or not. Okay. You
6 stand, Mendez, and hold it.

7 Okay. This is the 29th, now, this will be actually April
8 the 28th, 2014. And when you get into the case, you'll
9 realize this is an important date. This is the evening before
10 the morning of the 29th when Mr. Smith was killed. Okay? So,
11 I'm gonna have testimony that at 8:00 P.M. Tommy Benton comes
12 home to Pleasant Hill Drive up in North Carolina where she
13 lives and the man sitting behind her lives. Those are his
14 family members. So, I'm gonna be proving an alibi with his
15 family members? Well, I ask you, where are you generally at
16 nighttime? We're gonna be talking about going into the next
17 morning. You're with your family. You're not, you know, at
18 choir practice at 1 o'clock in the morning. So, I'm -- using
19 your common sense, sure, I'm gonna have his momma get up and
20 tell you what happened there at 8 o'clock when he came home.
21 8:30, Tommy leaves to meet Mitchell Cheatham in Chadbourn,
22 North Carolina. He goes to see Mitchell Cheatham. Mitchell
23 Cheatham is a man that admits to taking part in the killing of
24 C.B. Smith. You'll hear from him in this trial, during the
25 course of this trial, I predict. That's 8:30 P.M. So, see,

1 he's not around her now. He's off with Mitchell Cheatham.
2 Tommy comes home at 8:00. Tommy leaves to meet Mitchell
3 Cheatham in Chadbourn. At 10 P.M., Tommy comes back home.
4 Okay, now, the times starts becoming important now. He's back
5 home at 10:00, playing video games with his stepfather. He's
6 back home. So, y'all are sitting there thinking, momma and
7 daddy, momma and daddy, okay, they're gonna be testifying he
8 was home at 10 o'clock, that day. All right. It's 8:00, came
9 home the first time, 8:30 he goes out with Mitchell Cheatham,
10 10 P.M. comes back home. Okay. About 11:55 P.M., that's
11 almost midnight, Tommy's great-grandmother -- now, you'll get
12 the size her up as a witness. And let me tell you something,
13 she hadn't murdered anybody, she hadn't robbed anybody all her
14 life.

15 MR. TERRELL: Your Honor, I'm gonna object at this point.

16 THE COURT: Mr. Brittain, please don't testify. Thank
17 you, sir.

18 MR. T. BRITTAIN: Sir?

19 THE COURT: Please don't testify. Just let the -- you
20 can explain the case but don't testify.

21 MR. T. BRITTAIN: Ms. Fowler, his great-grandmother is
22 gonna testify that she asked Tommy Benton to come and fix her
23 husband's breathing machine at 11:55.

24 Go get a picture of that machine.

25 We gonna put into evidence through her a picture of this

1 breathing machine, which is what the old man was using that
2 night to breathe, something the doctor gave him. So, he goes
3 at 11:55 with his mother to the home of Shelby Fowler, who is
4 his great-grandmother, to work on that breathing machine

5 MR. TERRELL: Objection, Your Honor.

6 MR. T. BRITTAIN: That's what the witness is gonna say.

7 THE COURT: Explain it properly, Mr. Brittain. Thank
8 you.

9 MR. TERRELL: Your Honor, may we approach briefly?

10 THE COURT: Yes, sir.

11 (REPORTER'S NOTE: A bench conference was held off the record
12 in the presence of but out of hearing of the Jury.)

13 BY THE COURT:

14 THE COURT: Ladies and gentlemen, there's a matter of law
15 that I need to take up outside your presence at this time.
16 So, if -- Mr. Foreman, take your jury to the jury room,
17 please. Thank you.

18 (REPORTER'S NOTE: Jury exits courtroom. The following takes
19 place outside the presence of the Jury.)

20 THE COURT: All right, Solicitor. You had an objection
21 you wanted to raise, please?

22 MR. TERRELL: Yes, sir, Your Honor. It's becoming clear
23 through this opening testimony, opening statement that the
24 defense is going to rely essentially on alibi witnesses for
25 their defense. We have been provided no notice of alibi and I

1 don't believe that defense is proper at this point, Your
2 Honor.

3 THE COURT: All right. What's the response from the
4 defense, please?

5 MR. T. BRITTAIN: Your Honor, my understanding is we
6 certainly have. They've been talking to my witness Heather
7 Faircloth and asking her what her testimony was about where
8 Tommy Benton was on the night in question. And, you know, I
9 will say, when I got in this case, I asked if they had been
10 noticed of alibi, whether I could find a written notice of it,
11 but that's always been the defense in this case. I've
12 discussed this with Ms. Richardson, these are the witnesses
13 I'm calling and this is my defense in the case. But if I
14 can't find it in writing, you know, maybe I can't find it in
15 writing. But I -- I'm not -- I'm gonna ask you to be excused
16 for it, but I had asked if we'd given notice of alibi because
17 I've been functioning on that basis ever since I got involved
18 in the case.

19 THE COURT: All right.

20 MR. TERRELL: Your Honor, the first time we -- the state
21 was made aware of some of these witnesses -- some of them we
22 know about from the discovery that they've received from the
23 state, but some of these names that we heard yesterday was the
24 first time we'd heard of some of those names. There haven't
25 been discussions about any of this and there's no motion

1 pursuant to Rule 5, Your Honor.

2 THE COURT: All right.

3 MR. C. BRITTAIN: Your Honor, and I apologize, I'm
4 looking for it.

5 THE COURT: All right. Do you need a minute to ---

6 MR. C. BRITTAIN: Please, I'm going as fast as I can, but
7 I have spoken with Lauree about this and -- whether I've got
8 the piece of paper with me right now, but we've always said
9 that we were gonna have an alibi defense with Christy Hudson,
10 his great-grandmother who is gonna testify, and we also were
11 relying on Heather Faircloth, she's been -- was subpoenaed by
12 the state. So, that's -- that's my position, Your Honor.

13 THE COURT: All right. So, Rule 5(e), notice of alibi.
14 It says, Subsection 1, notice of alibi by Defendant, upon
15 written request of the prosecution stating the time, date, and
16 place at which the alleged offense occurred, the defendant
17 shall serve within 10 days or at such time as the Court may
18 direct upon the prosecution a written notice of his intention
19 to offer an alibi defense. The notice shall state the
20 specific place or places at which the defendant claims to
21 have been at the time of the alleged offense and the names and
22 addresses of the witnesses upon whom he intends to rely to
23 establish such alibi.

24 Subsection 2, within 10 days after Defendant serves his
25 notice but in no event less than 10 days before trial or as

1 the Court may otherwise direct, the prosecution shall serve
2 upon the defendant or his attorney the names and addresses of
3 the witnesses upon whom the state intends to rely to establish
4 Defendant's presence at the scene of the alleged crime.

5 3, both parties shall be under a continuing duty to
6 properly disclose the names and addresses of additional
7 witnesses whose identify, if known, should've been included in
8 the information previously provided in Subsection 1 or 2.

9 Failure to disclose, if either party fails to comply with
10 the requirements of this rule, the Court may exclude the
11 testimony of any undisclosed witness offered by either party.
12 Nothing in this rule shall limit the right of the defendant to
13 testify on his own behalf.

14 Mr. Brittain, do you know whether or not you served upon
15 the state any written notice of alibi?

16 MR. T. BRITTAIN: We can't -- we can't find a written
17 notice.

18 THE COURT: All right.

19 MR. T. BRITTAIN: So, we must not have done it.

20 THE COURT: All right.

21 MR. T. BRITTAIN: I didn't think it was an issue. I
22 mean, this has been where I've headed with this case since I
23 first got involved in it. So, I thought it'd previously been
24 done. I'll say this, Judge, I don't -- I don't ever remember
25 sending any addresses because I know I would've remembered

1 that. We didn't send any addresses to anybody about it. So,
2 we -- I don't think we've completely complied with the rule.

3 THE COURT: All right. Let's take a short break and let
4 me talk to the prosecution and the defense in chambers,
5 please. Thank you very much.

6 *****OFF THE RECORD*****

7 (On the Record.)

8 (JULY 19, 2017.)

9 (REPORTER'S NOTE: The following takes place outside the
10 presence of the jury.)

11 RULING OF THE COURT:

12 THE COURT: All right. In this particular matter
13 regarding the prosecution of the State of South Carolina
14 versus Tommy Lee Benton in 2016-GS-26-1719 for murder, 05011
15 for burglary in the first degree, 05008 for burglary in the
16 first degree, 05009 for arson in the first degree, and 05010
17 for arson in the third degree, it has been presented to the
18 Court that a strict compliance with Rule 5 regarding notice of
19 alibi may not have been accomplished by the defense in this
20 particular matter. Just as an aside, when you look at Rule
21 5(e), notice of alibi in Subsection 1, there's something that
22 says, upon written request of the prosecution stating the
23 time, date, and place at which the alleged offense occurred, I
24 take that to mean upon service of the indictment, when the
25 defendant is served with the indictment, that's what I take it

1 to mean. There might be some other argument that might be
2 made but that appears to be what that means, it's just
3 strangely worded. But, it's clear the defense needs to in
4 writing serve notice of the intention to offer an alibi
5 defense. Since there is -- does not seem to have been strict
6 compliance with this, the Court is faced with the situation
7 that if I impose the strictures or the sanctions that are set
8 forth in Rule 5, it would deprive the defendant basically of
9 his defense to these crimes and the most probable consequence
10 of that would be that there would be a less than complete
11 factual presentation of the case to the jury and they would
12 base their decision on a less than complete factual basis.
13 The most probable conclusion would be they would convict the
14 defendant of all of these crimes based upon a less than
15 complete factual presentation or because it -- as I have
16 indicated and as you have heard earlier, their job is to judge
17 credibility and believability. They've got to hear from
18 everybody to judge whether or not they believe them and then
19 make their decision on whether or not the state has proved the
20 defendant guilty beyond a reasonable doubt. It also -- and if
21 I would force, or if I would -- because the statute does not
22 or the rule does not say shall, it says the Court may exclude.
23 So, if I chose not to exclude them, I'd deprive the state of a
24 full and complete opportunity to explore these witnesses, to
25 be prepared to answer to the jury as to what they may say, and

1 again would deprive the jury of a full and complete factual
2 determination from which they need to judge credibility and
3 believability and make a decision here.

4 Based upon this, I find I have no choice -- again,
5 because a full and complete factual determination needs to be
6 made, it is this Court's duty to ensure that fairness and
7 justice is done in each and every matter. I have no choice
8 but to declare a mistrial in this matter. I do find there is
9 manifest necessity in doing so based upon the reasons that I
10 have said. The harm that it would do to the defendant, the
11 harm that it would do the state, I find there is no other
12 reasonable conclusion that can be had in this matter because
13 of that. Therefore, I do officially declare a mistrial in
14 this matter. The matter will be rescheduled for a new trial.
15 Before that new trial, I am going to require full, complete,
16 and strict compliance with Rule 5(e). I am telling the
17 defense that they have, by the basis of the indictment and
18 this Court's notice, whatever is required of the state stating
19 the time, date, and place at which the alleged offense occurs,
20 they have that. The defendant shall now through his counsel
21 serve the state within 10 days, I find that to be more than
22 sufficient time, within 10 days of today's date, a written
23 notice of their intention to offer an alibi defense. As
24 required by the rule, this notice shall state the specific
25 place or places at which the defendant claims to have been at

1 the time of the particular alleged offense. And obviously,
2 there being more than one offense, all alleged on different
3 dates, and so it has to be specific as to the particular date,
4 crime. It must set forth the names and addresses of the
5 witnesses upon whom the defendant intends to rely to establish
6 such alibi defense. So, it not only has to be specific as to
7 the crime, the date, there must be the specific place or
8 places the defendant claims to have been at the time of those
9 offenses and the persons upon whom he may rely to try to prove
10 or to establish, rather, to establish this alibi defense.
11 Within 10 days after the defendant serves notice to the state,
12 the prosecution shall serve upon the defense, through his
13 counsel, the names and addresses of witnesses upon whom the
14 state intends to rely to establish the defendant's presence at
15 the scene of the alleged crime. So, based upon the
16 information the defense provides as to the specific crime on
17 that date, the state must in kind reply to the defense as to
18 the names and addresses that they would use to prove
19 otherwise. Both parties shall remain under a continuing duty
20 to promptly, that means immediately if you find additional
21 information after you have served your written notice, you
22 find additional information -- promptly means immediately, as
23 soon as you know it to disclose whatever additional
24 information you have, and that includes names, addresses,
25 additional witnesses that should have been included in the

1 original written notice, either by the defense or the state.
2 And that includes, again, saying that the defendant was at a
3 certain place or place at the time of the alleged offense.

4 Since we have continued this matter and I have set forth
5 this explicit compliance with Rule 5(e), I will tell both the
6 defense and the state that if there is a further violation of
7 this rule, I will impose the sanction that is granted to the
8 Court and that is to exclude the testimony of an undisclosed
9 witness offered by each party. There's gonna be full and
10 complete disclosure. If you do not, you will not be allowed
11 to use that particular witness for that particular
12 information. Again, this does not impact the defendant's
13 right to testify in his own behalf should he choose to do so
14 at the appropriate time during the trial.

15 Comments or further matters from the State of South
16 Carolina?

17 MS. RICHARDSON: No, Your Honor, not as it relates to
18 that, just the bond issue.

19 THE COURT: All right. As to this particular matter,
20 comments or further statements from the defense?

21 MR. T. BRITTAIN: Nothing, Your Honor.

22 THE COURT: All right. Very good.

23 We do need to address the matter of bond. So, if you
24 would, stand at this time, Mr. Benton.

25 The Court has declared a mistrial regarding the charges

1 Mr. Benton?

2 MR. BENTON: Yes, sir.

3 THE COURT: Very good.

4 Further matters from the state?

5 MS. RICHARDSON: Not at this time, Your Honor.

6 THE COURT: Further matters from the defense?

7 MR. T. BRITTAIN: Your Honor, could I get a copy of the
8 letter we handed up yesterday from the bondsman?

9 THE COURT: That's -- the clerk of court has that in the
10 -- I think it's either with the court reporter or the clerk of
11 court. Okay. So, we can -- you can make a copy of that.
12 But, if you would, Solicitor and Mr. Brittain, if y'all will
13 work together, come tell me a time, hopefully tomorrow that we
14 can come back regarding the bond issue so that it's fully and
15 completely placed on the record. All right?

16 Thank you very much.

17 MR. T. BRITTAIN: Thank you, Your Honor.

18 MS. RICHARDSON: Thank you, Your Honor.

19 **(RECESS.)**

20 *******OFF THE RECORD*******

21 **(On the Record.)**

22 (REPORTER'S NOTE: Jury enters courtroom.)

23 COURT TO JURY:

24 THE COURT: All right. Ladies and gentlemen, the first
25 thing I want to do is apologize for the amount of time it took

1 to come to the place that we are at the present time. I'll
2 just let you know that something highly unusual occurred. And
3 based upon that, the Court found that it was absolutely
4 necessary to postpone this trial. That doesn't mean that your
5 work -- you will be involved in it in the future. You're
6 gonna -- your service will end this week. But, there were
7 matters that I found that both the defense and the state would
8 have been put in the position of not being able to put all of
9 the possible facts and evidence before you and you would've
10 been in a position of making the decision without all of the
11 facts and evidence. And, it was necessary to postpone it to a
12 later date to make sure that when I reschedule it and we have
13 the trial of Mr. Benton on those charges that the jury that
14 decides that case has all of the facts and evidence necessary
15 to reach a proper conclusion in this matter. I did not want
16 to put you in the position of doing so, I did not want to put
17 the state and the defense of trying to prepare or present
18 their cases without the ability to give to you all of the
19 information. That just wouldn't have been -- obviously not
20 right or fair to any of the parties, the defendant, the
21 victims, the state, no one. So, with that, I took it upon
22 myself to postpone it to a later date.

23 What's that mean for y'all? You're relieved of your
24 responsibilities in this case but that also means I've got to
25 move on to other cases that are scheduled for trial. None of

1 them, honestly, I believe are of the length or the complexity
2 of this particular matter, but they are serious criminal
3 matters that need to be resolved. And, this afternoon, I will
4 be meeting with the lawyers on those cases and I am
5 reconvening the whole panel, jury panel, in the assembly room
6 tomorrow morning at 9:30, and that includes y'all. We don't
7 have a large pool to pick from so I do need your help and
8 assistance to be part of the whole jury pool tomorrow morning
9 at 9:30 in the assembly room. At that point in time, we'll
10 have gone through the other matters and we'll either have
11 scheduled those for a resolution without the assistance of a
12 jury or we'll be starting a jury trial tomorrow morning.

13 Again, I apologize to you. This is -- honestly, it was
14 highly unusual. It's not -- I've been a circuit judge for 17
15 years and can count on one hand the times that this has
16 occurred in those 17 years and thousands of cases that I've
17 tried. So, I apologize to you that we did not go forward, but
18 it was absolute necessary that I did what I did.

19 So, with that, I will see you back tomorrow morning in
20 the jury assembly room at 9:30 tomorrow morning.

21 Thank you very much.

22 (REPORTER'S NOTE: Jury exits courtroom.)

23 (RECESS.)

24 END OF DAY TWO.

25

*****OFF THE RECORD*****

1 (On the Record.)

2 JULY 19, 2017 - DAY THREE

3 NOTICE OF ALIBI:

4 THE COURT: All right. This again is the State of South
5 Carolina versus Tommy L. Benton regarding the charges of
6 murder, burglary in the first degree, two counts, arson in the
7 first degree, arson in the third degree as reflected in 2016-
8 GS-26-1719, 05008, 050011, 05009, and 05010.

9 As I understand it, Mr. Brittain, you have a matter that
10 you wish to present to the Court?

11 MR. T. BRITTAIN: Yes, Your Honor.

12 THE COURT: I'll be glad to hear from you, sir.

13 MR. T. BRITTAIN: Thank you very much. Your Honor, as
14 the Court will recall, yesterday during the middle of opening
15 arguments, an objection was made by the prosecution indicating
16 that they felt like they had not been properly notified under
17 the rules of the defendant's attempt to raise alibi. The
18 Court considered Rule 5, disclosure in criminal cases,
19 Exception E, and the decision was made that the case was
20 mistried for then and we had 10 days to provide names of
21 witnesses and addresses pursuant to Rule 5(e) Notice of Alibi,
22 and I want to make a further request of the Court in
23 connection of the interpretation of that rule and express my
24 views on it.

25 We have gotten from the prosecution, a standard

1 disclosure request saying that they requested written
2 notification of any alibi defense, and they did not receive
3 written notification of an alibi defense. There was some
4 discussion about it but they did not receive it, and that's
5 correct. They have also given us the names of witnesses and
6 statements made by witnesses that deal with all of the issues
7 concerning these three -- these four indictments. I believe
8 the rule should be interpreted this way. The indictments -- I
9 believe the Court's ruling was that the indictments and the
10 information that's been provided to the defendant as part of
11 the overall discovery satisfies this wording in the rule.
12 Upon the written request of the prosecution stating the time,
13 date, and place at which the alleged offenses occurred, the
14 defendant shall then serve within 10 days or at such time as
15 the Court may direct, upon the prosecution, a written notice
16 of his intention to offer an alibi defense and that notice
17 shall state the specific place or places at which the
18 defendant claims to have been at the time of the alleged
19 offense and the names and address of the witnesses upon whom
20 he intends to rely to establish such an alibi.

21 Now, the indictments don't have any times on them. What
22 the indictments say is on or about April 18th, on or about
23 April 26th, on or about April 29th, which gives us a 24-hour
24 period, if you take out the on or about. So, I believe the
25 intent of this rule is to require the prosecution to state a

1 time. Now, it doesn't have to be a minute, but 24 hours is
2 not sufficient. I don't believe they can rely just on the
3 fact they gave us all the witnesses' testimony. You've got a
4 pro -- a pathologist who's given you an approximate time of
5 death, we have a variety of witnesses; the nature of their
6 testimony is not exactly the same. I believe in order to
7 trigger our obligation to give them this information, they
8 have to give me a time and I don't -- I'm not imposing a 10-
9 minute deal on them, but I think it should be -- they should
10 look at the evidence they have and give me a parameter of time
11 so I then can take that as what we're looking at and go see
12 what I have to come up with to respond to it.

13 So, what I am asking the Court to do, before I'm having
14 to give them this information, is to more -- more particularly
15 comply with this written request as to time and place. I
16 think I know the place, I see the warehouse and the trailer;
17 we're okay on place. I don't think that can change. Time is
18 important and so that's all we're saying. Now, the Court's
19 view may be that the indictment is sufficient and the general
20 information they gave me is sufficient, but I believe that
21 approach would render this part of the rule unnecessary, and I
22 believe it's in there for a reason. And, what I'm afraid will
23 happen, not that they would ever do this, but a witness when
24 he's confronted with my -- if he's never said a time, when
25 he's confronted with my witnesses' testimony, since the

1 prosecution hasn't given us a time, he'll say, you know what,
2 maybe it was 1:15 and, and even though his -- I can pin him
3 down from his previous testimony, his answer would be, you
4 know what, I've got to think about what your witness said and
5 I think I was wrong on my time, and I believe that's why the
6 designation of time from their standpoint, within two hours or
7 whatever they can come up with, is important. And so all I'm
8 asking is that we follow -- that I get that full compliance as
9 I am interpreting the rule before I have to comply with the
10 remainder of the rule.

11 THE COURT: What's the position of the state, Solicitor?

12 MR. TERRELL: Your Honor, the state's position is he was
13 given notice. He was given notice in the arrest warrants. He
14 was given notice in our Rule 5 discovery packet that we sent
15 to the defense attorney where we made a written request for
16 notice of intent for an alibi. He was given notice of the
17 time by the police reports. He was given notice of time by
18 police reports, he was notice of time by the fire reports,
19 fire investigation reports. He was given notice of the time
20 by all the statements that we've turned over in accordance
21 with Rule 5 and Brady, many of which exceed the state's
22 written obligation to provide. He's been given ample notice
23 as to time and date and place, and if you extrapolate this
24 out, it becomes an absurd requirement that the state would be
25 eventually pigeon-holed into a, if you need more than the span

1 of hours in the pre-dawn morning or between, you know, such
2 and such hour, then it's -- there's no end to it, Your Honor.

3 THE COURT: All right, sir.

4 In this particular matter and in conjunction with the
5 declaration of a mistrial by the Court in this particular
6 matter, I did take the strictures of Rule 5(e) into
7 consideration. The first part of Rule 5(e)(1) says, upon
8 written request of prosecution, stating the time, date, and
9 place at which the offense occurred, the defendant then has
10 certain obligations.

11 In this particular matter, first the state in its Rule 5
12 request, did make a request upon the defense for notice of an
13 alibi defense. The defense was also served with copies of the
14 indictments and the copies of -- the indictments do reflect
15 the crime that the defendant is alleged to have committed, the
16 place where this crime allegedly occurred, and the date upon
17 which the crime occurred. The defendant has also been served
18 with arrest warrants in this particular matter. Going to the
19 arrest warrants, and I'll just go over them briefly in this
20 matter. The defendant, for example, on arson third degree, it
21 says that on April 26th, 2014, the Defendant Tommy Lee Benton,
22 along with another codefendant, did force entry into the CBS
23 Outlet Store located in the Aynor section of Horry County,
24 went inside, did pour gasoline on the floor of the business
25 and ignite it. They left the business without extinguishing

1 the fire or alerting the fire department. In burglary first
2 degree, the arrest warrant indicates that on April 18th, 2014,
3 between the hours of 03:00 and 04:00 in the Aynor Section of
4 Horry County, the defendant did without consent, enter the
5 residence located at 4605 Highway 501, Aynor, South Carolina,
6 the Charles Bryant Smith residence, with intent to commit a
7 crime therein. Also regarding arson in the first degree, the
8 arrest warrant says that on April 29th, 2014 in the city --
9 county of Horry, one Tommy Lee Benton at approximately 02:30
10 hours in the Aynor section of Horry County, Defendant did
11 willfully and maliciously set fire to and burn a residence
12 located at 4605 East Highway 501, Aynor, South Carolina, the
13 property of Charles Bryant Smith, which resulted in damaging
14 such residence and causing the death of Charles Bryant Smith.
15 Also in the indictment for murder, it says that on April 29th,
16 2014, County of Horry, one Tommy Lee Benton at approximately
17 02:30 hours in the Aynor Section of Horry County, the
18 defendant, with malice aforethought, did cause the death of
19 Charles Bryant Smith by beating and restraining Charles Bryant
20 Smith inside the residence as the residence was set on fire.

21 Regarding this then -- in addition, the state has
22 provided to the defense the copy of the records of the fire
23 department stating the times and dates that the fire
24 department responded to matters, the copies, records of the
25 coroner and the conclusion of the coroner and the medical

1 examiner in this particular matter, the statements of the
2 codefendants in this particular matter as to when the events
3 occurred, that being time, date, place, and that Mr. Benton,
4 was with them at those time, date, and places in committing
5 those crimes.

6 Based upon all that information, I find that the state
7 has more than sufficiently complied with any requirement set
8 forth in Rule 5(e)(1). The defendant has more than sufficient
9 information as to time, date, and place regarding these
10 allegations, charges, and indictments that have been brought
11 against him in this particular matter. As I indicated in the
12 mistrial, clearly after being requested by the state for
13 notice of an alibi and receiving all of this information, the
14 defense did not comply with Rule 5(e)(1). The defendant did
15 not serve within 10 days or at such time as the Court may
16 direct upon the prosecution a written notice of his intention
17 to offer an alibi defense. They did not state the specific
18 place or places at which the defendant claims to have been at
19 the time of the alleged offenses nor the names and addresses
20 of the witnesses upon the defendant intends to rely to
21 establish such alibi. There clearly was no compliance by the
22 defense with Rule 5(e)(1) after being more than sufficiently
23 noticed of a request for such a defense along with more than
24 sufficient information to set forth the time, date, and place
25 parameters. Because of that failure by the defense, that is

1 the reason the Court declared a mistrial in this matter. I
2 found that it would not allow the defense to properly set
3 forth their -- or the defendant to properly set forth his
4 defense in this matter and, in addition, would not allow -- if
5 I let the defense do that, would not sufficiently allow the
6 state to properly respond to it, thereby depriving the jury of
7 relevant and proper information from both the defense and the
8 state to evaluate the credibility and believability of the
9 witnesses and to receive all of the evidence in this matter to
10 make a proper decision on all of the indictments and that was
11 the basis for the manifest necessity that the Court set forth
12 to declare a mistrial in this matter.

13 Based upon that, the request for further information from
14 the state as to time, date and place in this matter, under
15 Rule 5(e) is denied. Again, I reaffirm what the Court said
16 yesterday and also that I am requiring strict compliance with
17 the -- with the rule, as I indicated yesterday, both from the
18 defense and the state in this matter.

19 Further motions on behalf of the defense in this matter?

20 MR. T. BRITTAIN: None, Your Honor.

21 We have the bondsman with us. You know, we had an issue
22 of bond.

23 THE COURT: Yes, sir.

24 MOTIONS:

25 MR. T. BRITTAIN: We have Mr. Conner here and prepared to

STATE OF SOUTH CAROLINA) IN THE COURT OF GENERAL SESSIONS

COUNTY OF HORRY) 2016-GS-26-01719,05008,05009,
05010 and 05011

STATE OF SOUTH CAROLINA,)

Plaintiff,)

Transcript of Record

vs.)

December 4-8, 2017

TOMMY LEE BENTON,)

Defendant.)

B E F O R E:

Honorable Steven H. John
Horry County Courthouse
Conway, South Carolina

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

Lauree Richardson Ortiz, Esquire
Thomas G. Terrell, III, Esquire
Attorneys for State of South Carolina

Thomas C. Brittain, Esquire
A. Preston Brittain, Esquire
Attorneys for Defendant

TAKEN BY:

Dixie C. Eubank
Circuit Court Reporter

PREPARED BY:

Kay H. Richardson
Circuit Court Reporter

1 Yes, sir, you have to say your name and juror number
2 again, please?

3 JUROR 140: James Floyd, 140.

4 THE COURT: Yourself or a family member?

5 JUROR 140: Myself.

6 THE COURT: Can you give to the State of South Carolina
7 and to the defendant a fair and impartial trial; can you be a
8 fair and impartial juror in this case?

9 JUROR 140: Yes, sir; I can.

10 THE COURT: Thank you very much.

11 Yes, ma'am?

12 JUROR 412: 412, Rachel Trask.

13 THE COURT: Yourself or a family member?

14 JUROR 412: Well, it was myself and my mom.

15 THE COURT: All right. So both?

16 JUROR 412: Yes.

17 THE COURT: All right. Very good. Can you give to the
18 State of South Carolina and to the defendant a fair and
19 impartial trial; can you be a fair and impartial juror in this
20 case?

21 JUROR 412: Yes.

22 THE COURT: Thank you very much.

23 JUROR 33: Number 33, Laura Benton and a family member.

24 THE COURT: Can you give to the State of South Carolina
25 and to the defendant a fair and impartial trial; can you be a

1 fair and impartial juror in this case?

2 JUROR 33: Yes, sir.

3 THE COURT: Thank you very much, ma'am.

4 Yes, ma'am?

5 JUROR 170: 170, Dearlyn Grier, myself.

6 THE COURT: Can you give to the State of South Carolina
7 and to the defendant a fair and impartial trial; can you be a
8 fair and impartial juror in this case?

9 JUROR 170: Yes.

10 THE COURT: Thank you very much, ma'am.

11 Yes, ma'am?

12 JUROR 270: Family member, my number is 270, Frances
13 McClure.

14 THE COURT: All right, ma'am. Can you give to the State
15 of South Carolina and to the defendant a fair and impartial
16 trial; can you be a fair and impartial juror in this case?

17 JUROR 270: Yes, sir.

18 THE COURT: Thank you very much. All right, ladies and
19 gentlemen, I'm gonna ask you what I classify as my general or
20 catch-all question. Do you know of any reason, have any
21 question in your mind, any doubt in your mind that you believe
22 you cannot give to the State of South Carolina and to the
23 defendant a fair and impartial trial; that is for any reason
24 whatsoever, you believe that you cannot be a fair and
25 impartial juror in this case? If so, please stand.

1 MS. RICHARDSON: Thank you, Your Honor.

2 THE COURT: All right. Very good. Counsel, in the
3 Benton case, Juror Number 322 was selected as the foreperson.
4 322 was selected as the foreperson.

5 Tell them to go to lunch and be back and we'll resume the
6 trial 3 o'clock. Just tell them there is other things that we
7 have to do and I don't want them to just sitting back there.
8 So, 3 o'clock.

9 BAILIFF: 3 o'clock. Okay. Thank you.

10 THE COURT: Thank you, ma'am.

11 **(RECESS.)**

12 *******OFF THE RECORD*******

13 **(On the Record.)**

14 (REPORTER'S NOTE: The following takes place outside the
15 presence of the jury.)

16 MOTIONS:

17 THE COURT: All right. So you ready to proceed, Mr.
18 Brittain?

19 MR. T. BRITTAIN: Yes, Your Honor.

20 THE COURT: All right. I'll be glad to hear from you.

21 MR. T. BRITTAIN: Okay. Just a few housekeeping matters
22 first, Your Honor, if I can.

23 So, the sequestration of witnesses, when does that begin?
24 When, when must I excuse my witness?

25 THE COURT: As soon as the jury is sworn.

1 MR. T. BRITTAIN: Okay.

2 THE COURT: As soon as the jury is sworn.

3 MR. T. BRITTAIN: Okay.

4 THE COURT: All right. It will be this afternoon some
5 time.

6 MR. T. BRITTAIN: All right. I want to make sure that
7 Gregory Hudson was listed as a witness and called out. I
8 believe he was called out in that group of witnesses? Okay.
9 All right. And I'm just wanted to double check.

10 THE COURT: Yes, he was -- he's listed on the state's
11 list and I did call out that name, Gregory Hudson.

12 MR. T. BRITTAIN: We're going to sequester him and Kristy
13 Hudson according to the Court's ruling?

14 THE COURT: All witnesses are going to be sequestered.
15 The State didn't ask for chief investigating officer exception
16 or anything. So, we -- we're sequestering everybody.

17 MR. T. BRITTAIN: All right, sir. At a much earlier
18 hearing, we discussed His Honor, a McDonald's' incident,
19 McDonald's' robbery that took place somewhere in the same
20 general timeframe as the allegations in the charges pending in
21 this court, and I recall that we agreed that would not be a
22 subject of any testimony in this case.

23 THE COURT: Solicitor?

24 MS. RICHARDSON: Your Honor, that is correct. We are not
25 eliciting anything from that. There are some text messages

1 Cricket Wireless. It is my understanding when speaking with
2 them, that those -- the content of those messages do not
3 exist. I am looking at and we have provided for the defense
4 part of what Cricket Wireless did respond with and it's a SMS
5 records, it's 64 pages, and it says text message data from
6 April 1, 2014 to May 2nd, 2014. However, the content does not
7 exist.

8 THE COURT: All right. And Mr. Brittain, as I understand
9 it, you have received that documentation the solicitor just
10 talked about?

11 MR. T. BRITTAIN: That is correct, sir.

12 THE COURT: All right. So, the documents not being in
13 existence and not being able to be produced to the state or
14 the defense, through no fault of anyone, then those records
15 are just not available for use by the parties in this
16 particular matter.

17 MR. T. BRITTAIN: Very well, sir.

18 Your Honor, when we convened last time for the trial, we
19 swore the jury and an issue came up about sufficient notice
20 with respect to alibi. The, the defendant in this case had an
21 alibi defense, and I, I'll leave it to the Court to review
22 what was said in Court, but my recollection of events are that
23 there, there was no written notification of the defendant's
24 witnesses for alibi made to the prosecution, to the state.
25 And even though there had been some discussion about it, there

1 hadn't been enough discussion about two other dates, the 18th
2 and the 26th. And the question was were we gonna break down
3 court and give the state some time to make whatever inquiries
4 they wanted to make or move for a mistrial and mistry that
5 case after the jury had been sworn.

6 Here's our view of what happened there for purposes of
7 the record -- and I just want to make sure I'm making the
8 motion in a timely fashion. Our view is that -- and I'm not
9 trying to reprove anything today, all this is on the record --
10 that in order under Rule 5 to trigger our obligation to
11 provide written notice, the state has to make a specific
12 request of the particulars. Then, that triggers our
13 obligation and responsibility to do so. They have in their
14 general discovery coversheet the mention of alibi defense.
15 They do not have the particulars, the specific interrogatory
16 associated with it. So, for purposes of the record, the
17 position we took then, we're making it now, was that there was
18 no justification for a mistrial in that case and that since
19 there was no justification for a mistrial in that case -- I
20 mean, respectfully disagreeing with the Court's order, that
21 jeopardy attached at the original trial and that no defendant
22 should be placed in jeopardy twice, and so this trial
23 shouldn't proceed and the charges against him should be
24 dismissed.

25 THE COURT: The State's response?

1 MS. RICHARDSON: Your Honor, we were not provided notice
2 -- we provided notice of alibi under Rule 5, Section (e).
3 Your Honor, because we were not provided with written notice
4 of that, Your Honor, did declare manifest necessity and
5 ordered that the jeopardy did not attach. We did request any
6 and all alibi defenses through our discovery process, Your
7 Honor, and we are attempting to locate that right now.

8 THE COURT: All right. Well, in this particular matter,
9 besides -- and once again, I'll just reaffirm and reiterate
10 the Court's oral rulings in this matter and readopt them.
11 Further, the Court issued a written order of mistrial dated
12 July 26, 2017 filed that same date with the Clerk of Court.
13 In that, it was said that the matter was called for trial by
14 the state on July 18th, 2017. The Court made findings in that
15 order that the state made a written request for notice of
16 alibi in its mutual reciprocal disclosure requests sent to the
17 defendant along with the initial discovery Rule 5 material.
18 The Court further found that the defendant received ample
19 notice of the time, date, and place of the alleged offenses in
20 the discovery to include the mutual reciprocal disclosure
21 request, the arrest warrants and the indictment, the police
22 reports, the fire department reports, and the witness
23 statements. The Court noted that the defense counsel conceded
24 failure to comply with notice requirements of Rule 5, that
25 they did not inform the state where the defendant claims to

1 have been at the time of the offenses, nor the names and
2 addresses of the witnesses upon whom he would rely to
3 establish such claim. The Court finds that to find the follow
4 the remedy provided in Rule 5, mainly the exclusion of
5 undisclosed witness testimony would deprive the defense of
6 putting forth a complete defense. Further the Court found
7 that should the state agree to waive the defendant's
8 requirements of Rule 5(e) and proceed with trial, the state
9 would not be given a full opportunity to contact these
10 witnesses and investigate their claims depriving the state of
11 a fair trial. The Court ruled that having exhausted all of
12 the methods to cure possible prejudice to both sides and
13 finding none sufficient, the Court found a declaration of
14 mistrial to be of manifest necessity. The Court quoted
15 certain cases decided by the South Carolina Supreme Court that
16 the public's interest in a fair trial designated to an end in
17 just judgment dictates no other result given the present
18 circumstances of the case. Therefore, the Court ordered that
19 a mistrial be granted in that matter and in the order, I also
20 set the trial again for trial on this date, December 4th,
21 2017. So, the Court reaffirms and readopts the written order
22 of the Court in addition to the oral pronouncements of the
23 Court at the time the matter was presented.

24 All right. Anything else?

25 MR. T. BRITTAIN: Yes, Your Honor. As part of the

1 (On the Record.)

2 THE COURT: All right. Is the state ready for the jury
3 to come in?

4 MS. RICHARDSON: Yes, sir, Your Honor.

5 THE COURT: Defense?

6 MR. T. BRITTAIN: Yes, Your Honor.. Let the record
7 reflect the Hudsons are no longer in the courtroom, Mr. and
8 Mrs. Hudson.

9 THE COURT: All right. Very good. All right. Can you
10 ask the jury to come in please, sir?

11 BAILIFF: Yes, sir.

12 (REPORTER'S NOTE: Jury enters courtroom.)

13 BY THE COURT:

14 THE COURT: He's -- yeah, that last alternate, they got
15 to roll that chair in there. They don't normally do that.
16 Thanks though. I appreciate it.

17 All right. Ladies and gentlemen, the very first thing
18 that's going to happen is the Clerk's representative is gonna
19 administer your oath to you, so if you would all please stand
20 at this time.

21 (REPORTER'S NOTE: Jury duly sworn by clerk.)

22 CLERK: Thank you. If you agree with this statement,
23 please be seated.

24 THE COURT: Is there any member of the jury panel that
25 did not affirmatively take the oath as just given by the Clerk

1 of Court? If so, please stand.

2 No juror having stood, I find the jury properly sworn in
3 this matter.

4 All right. Just, Mr. Pollack, as the foreperson, you
5 will always occupy that particular seat, and ladies, as the
6 two alternates, y'all will always occupy those two, two end
7 seats.

8 With that, I'm sure that collectively you are wondering
9 well exactly what is my job in this particular case, and
10 collectively you are going to be the judges of the facts of
11 this particular case. I will not indicate to you in any way
12 what I think the facts of this case are as far as credibility,
13 believability, what to believe; I'm not gonna give you any
14 indication about that because it's not my job. It is your job
15 and your responsibility to listen to the facts and evidence
16 that's presented in this matter and then to use those facts
17 and evidence that's been presented to you and apply them to
18 the law that I will give to you at the very end.

19 Now, in judging credibility and believability, that will
20 be one of your jobs, duties and responsibilities. Judging
21 credibility and believability is something you do every single
22 day of your life. When somebody tells you something, you are
23 automatically judging in your own mind whether or not you
24 believe them. How do you do that? You use your good common
25 sense. You use your good judgment that you use in conducting

1 dog lot. I lived there; C.B. was here.

2 Q: Okay. And again, this is a picture of how it was pre-
3 April 2014?

4 A: Before the fire; yes, ma'am.

5 Q: All right. Now all of these trailers in this section,
6 did C.B. own all of these trailers to your knowledge?

7 A: Yes, ma'am.

8 Q: And you would pay rent to C.B.; is that correct?

9 A: Yes, ma'am.

10 Q: If you don't mind me asking, how much was your rent?

11 A: 375 and then he marked it down to 350 when I started
12 working for him.

13 Q: Okay. And how -- what did you pay C.B. with?

14 A: Cash.

15 Q: And was that a common thing?

16 A: Yes.

17 Q: Were you ever around when other people would pay rent to
18 C.B.?

19 A: Yes, ma'am.

20 Q: And how did they typically pay him?

21 A: Some of them paid with cash or they'd write a check.

22 Q: Let's talk about that for just a few minutes. Who would
23 know that C.B. carried a lot of money?

24 A: Everybody that comes around to see him because he had a
25 bad habit of wanting to flash his money real bad.

1 MR. T. BRITTAIN: Excuse me, Your Honor, he'd have to
2 explain his form of knowledge for everybody. I don't believe
3 that's an appropriate answer to the question, if he knows.

4 THE COURT: All right. In the future, Mr. Brittain, you
5 just state the objection, not an argument, please. Thank you.

6 Objection sustained. If you'll go over that more fully
7 with him, please?

8 MS. RICHARDSON: Yes, sir, Your Honor.

9 BY MS. RICHARDSON:

10 Q: Did you ever have an opportunity to hang out with C.B.?

11 A: Yeah, at nighttime sometimes he'd ask me to stick around
12 a little bit and help him close the produce stand down.

13 Q: Okay.

14 A: Cause in the summertime he would keep it open a little
15 bit longer.

16 Q: Okay. When did you see C.B. flash his money around?

17 A: Like late in the afternoons like when everybody starts
18 coming in, he'll pull his money out so he can pay people
19 because he paid people on a daily basis. He'd lay it down on
20 the table.

21 Q: All right. So he paid you every day?

22 A: Yes, he paid everybody every day. People who worked for
23 him, he paid them on a everyday basis.

24 Q: Do you know how many people he had working for him?

25 A: At the time, it was me, and three other people.

1 A: We walked down the road to the house. Tommy points to
2 the truck and says the keys are in the truck. I go to the
3 truck, the keys in the truck, and I take off.
4 Q: Is anybody in the truck with you?
5 A: Yes, sir, Justin Ward.
6 Q: Okay. Where do you all take -- where is Tommy Benton
7 during all of this?
8 A: He runs back to his vehicle.
9 Q: What was your intention in getting that truck?
10 A: I assumed it was like a getaway truck.
11 Q: So, you -- you and Justin are in the truck?
12 A: Yes, sir.
13 Q: Tommy gets in his vehicle?
14 A: Yes, sir.
15 Q: All right. And is Mitchell still in the vehicle?
16 A: In Tommy's vehicle.
17 Q: What kind -- what kind of vehicle was Tommy driving that
18 night?
19 A: A black Ford Focus.
20 Q: Do you know who that vehicle belonged to?
21 A: I'm assuming his girlfriend.
22 Q: So, right now the four of you are in two cars?
23 A: Yes, sir.
24 Q: Where do you go?
25 A: We take it down this long dirt road and we stashed the

1 truck that night.

2 Q: All right. The morning of the 26th, you go to C.B.'s
3 Outlet; is that right?

4 A: Yes, sir.

5 Q: You all have the truck at this point?

6 A: Yes, sir.

7 Q: Are you all in two cars or one car?

8 A: Two cars.

9 Q: Which two cars are those?

10 A: The black Ford Focus and the truck.

11 Q: Okay. Who's in the truck?

12 A: Me and J.T.

13 Q: J.T. is Justin?

14 A: Yes, sir.

15 Q: And who's in the Ford Focus?

16 A: Tommy and Mitchell.

17 Q: Where -- and y'all go to CBS Outlet?

18 A: Yes, sir.

19 Q: All right. Let me show you what is in evidence as
20 State's Exhibit 3. This is an overview, an aerial shot of the
21 Aynor area, part of the area. This right here was pointed out
22 yesterday as the store; do you recognize that?

23 A: Yes, sir.

24 Q: Is that where you all are going?

25 A: Yes, sir.

1 Q: Did y'all take both cars there?
2 A: No, sir, just the truck.
3 Q: Where is the truck parked?
4 A: The truck is parked behind the store.
5 Q: Okay. What do y'all do with the other vehicles?
6 A: It's on the dirt road.
7 Q: Which dirt road is that; is that on the picture of this
8 map?
9 A: Yes, sir.
10 Q: Where?
11 A: Here (indicating).
12 Q: You pointed to this dirt road right here?
13 A: Yes, sir.
14 Q: You leave the Focus there?
15 A: Yes, sir.
16 Q: And who all -- who all gets into the truck?
17 A: It's me, Tommy, and J.T. in the truck.
18 Q: Is Mitchell in the truck?
19 A: No, sir, he stayed back in the car.
20 Q: Why?
21 A: Apparently, he hurt himself.
22 Q: Do you know how?
23 A: No, sir.
24 Q: But he stays back in the car?
25 A: Yes, sir.

1 Q: The three of you get in the truck. When you park at the
2 store, where do you park?
3 A: We parked about -- pulled behind the store.
4 Q: I'm sorry?
5 A: We pulled behind the store.
6 Q: You pulled behind the store?
7 A: Yes, sir.
8 Q: Who gets out of the truck?
9 A: Me and Tommy get out of the truck, we go to the side of
10 the building, we go through the bathroom, the side bathroom
11 into the back area. We waited. We was flipping boxes.
12 Q: What were y'all doing there?
13 A: Looking for money -- for the money. Then we got the idea
14 to go to the front and wait on -- wait on C.B. to get there.
15 Q: Why were you gonna do that?
16 A: It would be a lot easier if he just told us where the
17 money was.
18 Q: You were under the impression that there was money in the
19 store?
20 A: Yes, sir.
21 Q: Who gave you that impression?
22 A: Tommy.
23 Q: How much money did he say that C.B. had?
24 A: He said he had a lot of money. It would amount to, what
25 I knowed it was \$100,000.

1 Q: So, you break in the store for what intention?

2 A: To get the money.

3 Q: How were you going to get the money?

4 A: Take it from him.

5 Q: So, you waited for him to come?

6 A: Yes, sir. When -- as time went on, it dawned on me that
7 it was Saturday morning and nobody was gonna work or nobody
8 was really gone show on Saturday morning; so, we decided to
9 scat.

10 Q: Okay. So, you know for sure it was a Saturday morning
11 then?

12 A: Yes, sir.

13 Q: I'm gonna show you again this calendar. Saturday is the
14 right-hand column. Do you know which date it was?

15 A: The 26th.

16 Q: The 26th. All right. So, you're tired of waiting on
17 C.B. you said?

18 A: Yes, sir.

19 Q: What do you do then?

20 A: I was like, let's go. As we're leaving out the back
21 through the bathroom entrance, it was like a spontaneous idea
22 to burn, burn the place. So, I took my lighter and I was
23 trying to light something on fire.

24 Q: What did you try to light on fire?

25 A: Old newspaper, cloth, anything -- everything that I seen

1 that looked flammable, but my lighter didn't have enough juice
2 for it to catch flame. I seen a gas can, I shook it, smelled
3 it, it smelled like gasoline so I poured it on a wicker basket
4 and tried to set the wicker basket on fire. It caught, but
5 then it died out. It wouldn't light, so I was like, forget it
6 and I took off to the bathroom.

7 Q: Do you remember seeing Tommy try to light anything?

8 A: I -- visually, no. I could hear his lighter striking.

9 Q: And you said you did what?

10 A: I went to the bathroom, and I exited the building.

11 Q: Through the bathroom?

12 A: Yes, sir.

13 Q: Where did you go?

14 A: Tommy caught up with me and we was walking down the road.

15 Q: You exited the building before Tommy?

16 A: Yes, sir.

17 Q: And y'all did what?

18 A: We was walking down the road to get to the truck.

19 Q: Okay. When you got to the truck, who was there?

20 A: J.T. J.T. was driving the truck. We got in the truck,
21 we went back to where Mitchell was.

22 Q: On the dirt road?

23 A: Yes, sir.

24 Q: He was still there?

25 A: Yes, sir.

1 Q: All right. When you get back to the car, what do y'all
2 do?

3 A: We separate. Tommy gets into the vehicle with Mitch and
4 we part ways and head back to North Carolina.

5 Q: What do y'all do with the truck?

6 A: I stashed the truck at my aunt's house.

7 Q: Where was that?

8 A: Chadbourn, North Carolina.

9 Q: And you went back to -- you went back to where?

10 A: To my house in Whiteville.

11 Q: What was the address of that house?

12 A: 113 Andrew Court, Apartment B.

13 Q: Is that where you were living at the time?

14 A: Yes, sir.

15 Q: All right. Fast forwarding to the night of the 28th, did
16 you have occasion to meet up with this defendant again?

17 A: The 28th, yes, sir.

18 Q: Okay. What -- where did you meet up with him that night?

19 A: At the hotel.

20 Q: What did y'all do that night?

21 A: We talked about what was -- basically what we was gonna
22 do. We was gonna to C.B.'s for the 100 grand and take it and
23 come back.

24 Q: Who else was there?

25 A: It was just me, Tommy, and Mitchell.

1 Q: J.T. wasn't with you this time?

2 A: No, sir.

3 Q: Where do you all go from the hotel?

4 A: From the hotel we go pick up the truck. It's stashed off
5 of 410, pick that up, and as we -- Mitch got in the truck with
6 me. He put a gasoline can in the middle of the seat.

7 Q: Hold on. Let me stop you. I thought you said you
8 stashed the truck at your aunt's house?

9 A: That was after.

10 Q: So, it moved between from when you dropped it off after
11 you broke into the business?

12 A: Yes, sir.

13 Q: And the night you came back down to Aynor?

14 A: Yes, sir; my aunt told me I had to get it out of the
15 yard.

16 Q: Okay. So, it is in a different place now?

17 A: Yes, sir.

18 Q: You said it was off of 410?

19 A: Yes, sir.

20 Q: How do you get to the truck?

21 A: Tommy.

22 Q: What car was he driving?

23 A: The black car.

24 Q: Who all was in that vehicle?

25 A: Me, Mitchell, and Tommy.

1 Q: The same black car from the other night?

2 A: Yes, sir.

3 Q: When you all get to the truck, do all three of you get in
4 the truck?

5 A: No, sir.

6 Q: Who gets in the truck?

7 A: Me and Mitchell.

8 Q: Who's driving?

9 A: I am at first.

10 Q: And where is Tommy?

11 A: He's in the black car.

12 Q: You said you were driving it first; could you elaborate
13 on that?

14 A: When we -- when we switched vehicles, Tommy stayed in the
15 car, me and Mitch got in the truck. He put a gasoline can in
16 between us and, as I started to pull off, we got a little bit
17 down the road and Mitch was like he wanted to drive. During
18 that time like before -- popped up, he spilled gasoline on me,
19 so we pulled over on the side of the road and we switched
20 positions and he drove.

21 Q: Where were y'all going?

22 A: To Aynor, South Carolina.

23 Q: How did you know where to go?

24 A: I was following Tommy -- well, Mitch was following Tommy.

25 Q: Where did y'all go once y'all got down to Aynor?

1 A: We got on the dirt road and everything -- well, they got
2 their, whatever they was gonna get, and everybody got in the
3 truck?

4 Q: Was this the same dirt road?

5 A: Yes, sir.

6 Q: So, once again, you're in the Ford Focus hatchback?

7 A: Yes, sir.

8 Q: On that dirt road and the three of y'all get in this
9 truck?

10 A: Yes, sir.

11 Q: Where do y'all take the truck?

12 A: We take it to C.B.'s house.

13 Q: I show you at this time, State's Exhibit 2. That's
14 another aerial. Do you know what you're looking at?

15 A: Yes, sir.

16 Q: What are you looking at?

17 A: The area where C.B.'s trailer was -- is or was.

18 Q: Which trailer is his?

19 A: This one here.

20 Q: All right. Is the dirt road that you all parked on on
21 this map?

22 A: Not that I can see.

23 Q: All right. Where would it have been?

24 A: I think a little bit down on the road.

25 Q: You said this right here is C.B.'s trailer?

1 A: Yes, sir.

2 Q: So, once you dropped the car off on that dirt road, the
3 three of y'all get in the truck; where do y'all go?

4 A: We head to C.B.'s house. We all get out of the truck.

5 Q: When, when is this; what day is this?

6 A: The wee morning of the 29th.

7 Q: Do you -- do you know about what time?

8 A: I would say 12:45ish, 1 o'clock.

9 Q: When y'all get to C.B.'s house?

10 A: Yes, sir.

11 Q: Where do you park the truck? Who's driving the truck?

12 A: I was driving -- I drove the truck to the -- to the
13 trailer park.

14 Q: Okay. How did you know where to go?

15 A: They told me to make a right.

16 Q: And how did you know which trailer was C.B.'s?

17 A: When I -- when we -- when I got out of the truck, I
18 followed them.

19 Q: Did -- who all got out of the truck?

20 A: Me, Tommy, and Mitchell.

21 Q: Where do you all go?

22 A: C.B.'s back door.

23 Q: What happened when you got to the back door?

24 A: Tommy popped the door with a crowbar. Tommy went in
25 first, then Mitch, then me.

1 Q: What happened when y'all got inside?

2 A: Tommy and Mitchell went straight into the back room. I
3 made a left into the front room. I seen him getting up. I
4 seen C.B. getting up off the chair. He had a gun in his hand.

5 Q: What kind of gun?

6 A: A shotgun.

7 Q: What -- did -- were you armed?

8 A: Yes, sir; I was armed with a pistol.

9 Q: Do you know if your codefendants were armed?

10 A: Yes, sir; they were.

11 Q: So, you C.B. getting up off the chair?

12 A: I see C.B. getting up off the chair. He's raising a gun..
13 I tell him to put the gun down; I'm not gonna shoot him. I
14 see Tommy rush by me. He rushes C.B. and takes the gun from
15 him and holds it out. I grab the shotgun and take it outside
16 and put it by the back steps. I come back in, Tommy and Mitch
17 is questioning him where the money is. He's not trying to
18 tell you where the money is. I come and hit him across the
19 head with a pistol. They tell me to back off. So, I went
20 about my business looking for the money in different places.

21 Q: What kind of different places were you looking?

22 A: I went from room to room, from the end of the trailer to
23 the other end of the trailer, just flipping stuff, looking.

24 Q: Was anybody else in the trailer that night?

25 A: No, sir.

1 Q: What did you find in the trailer?

2 A: At the time, I wasn't seeing nothing but change, but
3 something told me to snatch is pants pockets up. So I grabbed
4 his pants and I go to the bathroom.

5 Q: Where were his pants?

6 A: On the back of the couch.

7 Q: What was C.B. wearing when you came in?

8 A: T-shirt and underwear.

9 Q: So you grabbed his pants?

10 A: Yes, sir.

11 Q: Where did you go with them?

12 A: I take them to the room where he had his bathroom light
13 on, go through his pants pockets and it's like \$2,000 give or
14 take a little. I put that in my pocket. I take the empty
15 wallet to Mitch and I presumed to search the house from end to
16 end. At the time, I'm seeing nothing but glitter on the
17 floor, I realize it's change. So I'm steady flipping stuff,
18 flipping stuff, I come through looking for a room and they're
19 like, he says it's in the trailer next-door. So me and Tommy,
20 we go to the trailer next-door.

21 Q: Which trailer is that?

22 A: It's the one right beside C.B.'s.

23 Q: Can you point it out on State's Exhibit 2?

24 A: (Indicating.)

25 Q: That one right there?

1 A: Yes, sir.

2 Q: What's inside that trailer?

3 A: It's a whole bunch of furniture stacked on top of each
4 other.

5 Q: Who -- is it just you that goes over to that trailer?

6 A: No, sir; it's me and Tommy. We go in the trailer and he
7 tells me to look for the money in here; he stays for a couple
8 of seconds and then he leaves.

9 Q: What's Mitchell doing during that time, do you know?

10 A: He -- he's in C.B.'s house with C.B.

11 Q: What's C.B. doing during all this?

12 A: As far as like -- as far as I know he was on the floor.

13 Q: Is that where he was when you left him?

14 A: Yes, sir.

15 Q: Is that where he was when you got back?

16 A: Yes, sir.

17 Q: What do you find in that other trailer?

18 A: I don't find nothing in that other trailer. It's just
19 furniture stacked on furniture, and I wasn't about to look
20 through each and every -- picking my way through it, so I just
21 scanned it and left.

22 Q: How long would you say Tommy was in there with you?

23 A: No more than 45 seconds. ,

24 Q: Okay. How long were you in there?

25 A: No longer five, five minutes.

1 Q: After not finding anything, where do you go?
2 A: I head back to the main trailer where C.B. and Tommy and
3 Mitchell is?
4 Q: All right. When you get back in there, you're already
5 said C.B. was on the floor?
6 A: Yes, sir.
7 Q: Where is Mitchell?
8 A: He's in the front room with C.B.
9 Q: What's he doing?
10 A: As far as I know he's -- they're steady questioning him.
11 Q: Where is Tommy?
12 A: He's in the front room with Mitchell.
13 Q: What's he doing?
14 A: To my knowledge, questioning him.
15 Q: What do you do when you come back in?
16 A: I presume to run band and forth from the end of the
17 trailer to the end of the trailer looking. I come through --
18 I looked in the front room. I see he's handcuffed. I keep
19 going, so I'm ---
20 Q: Do you know how he got handcuffed?
21 A: No, sir.
22 Q: Is he handcuffed -- how is he handcuffed?
23 A: Behind his back.
24 Q: Do you know who handcuffed him?
25 A: No, sir.

1 Q: Where did -- who had the handcuffs?

2 A: I have no idea.

3 Q: So, what are you doing?

4 A: I'm steady going from end to end looking for the money.

5 At one point, I start picking up change and go to the other

6 end picking up more change.

7 Q: Why are you picking up change?

8 A: That's all I see. To me, it makes dollars. I'm picking

9 up change and I come back through and he's tied hand-to-feet

10 now. So, I'm steady picking up change, running back and

11 forth, running back and forth looking through whatever I can.

12 I come back through to the front room to the other end of the

13 trailer looking, and I'm like, I'm not seeing nothing. So,

14 they tell me to watch him, and Mitchell and Cheatham --

15 Mitchell and Tommy go to the back room and they stay there for

16 like two minutes. They come back with like \$1600 saying this

17 was under the dresser. I say, all right. I go to the other

18 end looking up under the dresser; I don't see nothing. I come

19 back through, I see Tommy beating C.B. with a crow bar.

20 Q: Where was he hitting him?

21 A: In his torso and his legs. I'm sitting there thinking

22 that's -- this is not my scene. I didn't, you know what I'm

23 saying, if this was -- if this right here was involved, I

24 wouldn't have involved myself in the situation. So, I take

25 the change -- I took a big pot of change off the table and put

1 in a plastic bag and I told them I was in the truck. I took
2 the change, grabbed the shotgun and went to the truck. I
3 turned the truck around and I waited.

4 Q: What was Mitchell doing during all this?

5 A: I really don't remember.

6 Q: What is C.B.'s condition when you leave?

7 A: He's handcuffed, tied on the floor.

8 Q: What's happening to him?

9 A: He was being beat.

10 THE COURT: I'm sorry, I didn't hear you, sir?

11 A: He was being beat.

12 Q: How long were you out in the truck?

13 A: 90, 120 seconds.

14 Q: And then what happens?

15 A: They come out and say go, so I take off. I bust a right,
16 I look in the rearview mirror and all I saw was the light --
17 the streetlamp behind the house. So, I head to the dirt road
18 which were the vehicle is.

19 Q: Where are Tommy and Mitchell exactly?

20 A: I'm not really sure about placement.

21 Q: Were there in the cab of the truck with you?

22 A: No, sir.

23 Q: Where are they?

24 A: See, that's what I -- I can't remember ---

25 Q: Okay.

1 A: --- who was in the front seat or both was in the back,
2 but we head to the dirt road. Tommy gets in the black car and
3 takes us down this dirt road across the tracks somewhere to a
4 field.

5 Q: Are you following Tommy?

6 A: Yes, sir.

7 Q: Is anybody in the truck with you?

8 A: Just me and Mitch. We pulled up to this field, Mitch
9 gases the truck and sets it on fire and we leave.

10 Q: Is Mitch saying anything while y'all are in the truck
11 together?

12 A: No, sir.

13 Q: What are -- do you pull into the field?

14 A: Yes, sir.

15 Q: What was your intention in driving into that field?

16 A: To get rid of the truck.

17 Q: How did the idea come up to light it on fire?

18 A: We, we didn't have no need for it no more, so we just
19 decided to burn it.

20 Q: Where do -- from the truck, where do you go?

21 A: We head back to the motel to split the money up.

22 Q: Before that, while you're still at the field, what's
23 happening to the truck?

24 A: It's being gassed down and set on fire.

25 Q: By whom?

1 A: By Mitchell Cheatham.

2 Q: What are you doing while he's doing that?

3 A: I'm in -- I'm in the car with Tommy.

4 Q: You see -- do you see what happens to the truck?

5 A: Yes, sir.

6 Q: What happens?

7 A: It catches on fire. It's burning. Mitch comes to the
8 car and we leave. We head back to Whiteville to the motel
9 where we split the money and part ways.

10 Q: How much money did y'all split?

11 A: 16 -- 1600 -- it was a little more than 1600 as I was in
12 the backseat taking the two grand that I got from C.B.'s pants
13 pockets out of my pockets, trying to stash them better.

14 Q: So, why were you doing that?

15 A: To make it look like my pants wasn't bulging out. Some
16 money fell on the floor. Mitch came and found that and then
17 we split that, too?

18 Q: About how much money did you get from that night?

19 A: I would say like 600.

20 Q: Remind me again, why you left the trailer that night?

21 A: Why I left the trailer? C.B. got -- was being beat,
22 that's -- I know when -- when a robbery is going down and it
23 involves somebody, you know what I'm saying, somebody's bound
24 to get hit with what he was doing was uncalled for.

25 Q: So, he was being beaten harder than you would think was

1 necessary?

2 A: Yeah.

3 Q: About how long were y'all at C.B.'s that night?

4 A: I'd say roughly 45 minutes to a hour.

5 Q: When you're leaving, do you see the fire?

6 A: No, sir.

7 Q: When you pull back around to get the -- to get Tommy's
8 girlfriend's car, do you see the fire?

9 A: No, sir.

10 Q: What happens with all the -- you all divide up the money;
11 what about everything else?

12 A: They told me to keep the gun and we parted ways. They
13 took the change.

14 Q: What kind of gun is it?

15 A: It was two shotguns, a shotgun, sawed-off shotgun, a
16 Ruger and Glock.

17 Q: So, two handguns and two long guns.

18 A: Yes, sir.

19 Q: When y'all went in, which of those weapons did you all
20 have?

21 A: Me and Tommy had the pistols. Mitch had a shotgun.

22 Q: This other shotgun, where does it come from?

23 A: They had it.

24 Q: Y'all went in with one shotgun and two pistols?

25 A: Yes, sir.

1 Q: When they told you to keep the guns at the motel, there
2 are two shotguns?

3 A: Yes, sir.

4 Q: And two pistols?

5 A: Yes, sir.

6 Q: Where does that second shotgun come from?

7 A: The second shotgun is the one C.B. had when he was
8 getting off the chair.

9 Q: So, y'all took that from his house?

10 A: Yes, sir.

11 Q: Why did they ask you to keep the guns?

12 A: I don't know why, but they told me to keep the guns.

13 Q: What did you do with them?

14 A: With the shotguns, somebody wanted to hold them and fix
15 the barrel because the barrel exploded one day while I was
16 shooting it. So, I told him, he can keep those over there
17 with him and the pistols I sold.

18 Q: I'm sorry to keep going back to it, what -- was there
19 anything else y'all took into the trailer with you that night
20 other than the weapons?

21 A: They had a little brown bag.

22 Q: What kind of brown bag was it?

23 A: It was like a corduroy bag. I just know it was brown.

24 Q: About how big was it?

25 A: The size of a sheet of paper or a little bigger.

1 Q: Do you know what was in there?

2 A: No, sir.

3 Q: Who brought it?

4 A: I can't say which one brought it.

5 Q: It was there when you were there?

6 A: Yes, sir.

7 Q: And you know that came into the house with the three of
8 you?

9 A: Yes, sir.

10 Q: Do you know about what time y'all got back to the hotel?

11 A: Around 3:30, something around that area.

12 Q: Is this the same motel y'all left from?

13 A: Yes, sir.

14 Q: Who was staying at that motel?

15 A: Tommy and Mitchell.

16 Q: Was anybody in that room when y'all got back?

17 A: No, sir.

18 Q: About what time did you get back home that night?

19 A: Around 4 o'clock.

20 Q: That's all the question I have for you right now. Please
21 answer any questions Mr. Brittain has for you.

22 THE COURT: Cross examination?

23 MR. P. BRITTAIN: Thank you, Your Honor.

24 CROSS EXAMINATION OF DOUGLAS THOMAS BY MR. P. BRITTAIN:

25 Q: Mr. Thomas, when you were a juvenile, did you serve time

1 THE COURT: And I'm assuming if there were any issues or
2 anything you need to bring to the Court's attention, you would
3 do so?

4 MR. WILSON, JR.: Absolutely, Judge.

5 THE COURT: Thank you very much.

6 MR. WILSON: Thank you, Your Honor.

7 (REPORTER'S NOTE: Jury enters courtroom.)

8 THE COURT: All right, Solicitor, you may continue, sir.

9 MR. P. BRITTAIN: Thank you, Your Honor.

10 BY MR. P. BRITTAIN:

11 Q: Mr. Thomas, you've been convicted of common law robbery?

12 A: Yes, sir.

13 Q: You've been convicted of auto larceny?

14 A: Yes, sir.

15 Q: And those were before anything to do with this?

16 A: Yes, sir.

17 Q: How about arson? Have you been charged with arson in
18 this case?

19 A: No, sir.

20 Q: You haven't been charged with arson in this case for June
21 20 -- for April 26th?

22 A: No, well, they're pending.

23 Q: Yes, sir, you have pending charges for arson?

24 A: Yes, sir.

25 Q: Robbery?

1 A: Yes, sir.

2 Q: Murder?

3 A: Not robbery, but murder.

4 Q: And you lied to the police when you first talked to them,
5 didn't you?

6 A: Yes, sir.

7 Q: And you admit that you hit C.B. over the head with a
8 pistol?

9 A: Yes, sir.

10 Q: In fact, today is the first time you have ever mentioned
11 the name J.T. Ward, isn't that true?

12 A: Yes, sir.

13 Q: Who is J.T. Ward?

14 A: Justin is supposedly is -- he's like a brother.

15 Q: All right. Who else you been protecting?

16 A: Huh?

17 Q: Who else you been protecting?

18 A: I ain't protecting nobody?

19 Q: Jam?

20 A: No.

21 Q: Who's Jam? David Thomas?

22 A: He's a family member.

23 Q: How about Shaquan?

24 A: No.

25 Q: Shaquan King?

1 the 26th after you left C.B.'s warehouse?

2 A: We headed to Walmart.

3 Q: And who works at Walmart?

4 A: J.T. was working at Walmart at the time.

5 Q: Have you gotten your deal yet from the state?

6 A: No, sir.

7 Q: They don't trust you enough to give you your deal first?

8 A: No, sir.

9 Q: Hadn't told you what you're gonna get?

10 A: No, sir.

11 Q: You trust them?

12 A: I would hope so.

13 Q: Yeah. They don't trust you enough to give you the deal
14 before you testify?

15 A: No, sir.

16 Q: Do you recognize the number 910-918-5953?

17 A: It sounds familiar, but it's been three years almost four
18 years now.

19 Q: Do you recognize the number 910-918-6567? Do you
20 recognize the number 910-625-0109?

21 A: Again, it's been almost four years.

22 Q: How about 910-918-5027?

23 A: No, sir.

24 Q: How about 910-872-4322?

25 A: Sir, I really don't remember any numbers from three or

1 to where the Clerk is, sir.

2 CLERK: Please raise your right hand and place your left
3 hand on the Bible.

4 SAMMY CHARLES SMITH, HAVING BEEN DULY
5 SWORN TESTIFIES AS FOLLOWS:

6 CLERK: State your full name and spell your last.

7 MR. SMITH: Sammy Charles Smith, S-M-I-T-H.

8 THE COURT: Go ahead, Solicitor.

9 DIRECT EXAMINATION OF SAMMY CHARLES SMITH BY MS. RICHARDSON:

10 Q: Good morning, Mr. Sammy; how are you?

11 A: Good morning. I'm pretty good; I can make it.

12 Q: Who is C.B. to you?

13 A: It's my daddy.

14 Q: Where were you residing in 2014?

15 A: With my dad.

16 Q: So, you lived with him off of 501?

17 A: Yes, ma'am.

18 Q: I'm gonna show you what's been marked as State's Exhibit

19 2.

20 A: Okay.

21 Q: Can you identify where you resided?

22 A: We lived right there (indicating).

23 Q: Okay. What did your Daddy do for a living?

24 A: He had a mobile home parks, rented houses and dabbled in
25 property a little bit.

1 Q: What did you for a living?
2 A: I worked on tractor trailers.
3 Q: Okay. So, you didn't work with your Daddy?
4 A: A little bit off and on, but I worked for myself also.
5 Q: Okay. How many properties would you say your Daddy
6 owned?
7 A: Approximately about 50.
8 Q: Approximately 50. And he rented those properties?
9 A: Yes, ma'am.
10 Q: Do you know how much he rented them for?
11 A: Just varied; I mean, some of them \$300 to 1100.
12 Q: And he collected rent by the month?
13 A: Yes, ma'am.
14 Q: How would people typically pay him in rent?
15 A: Most of it was in cash a lot of times.
16 Q: And I call him C.B. but what was his God given name?
17 A: Charles Bryant Smith.
18 Q: Let me ask you about a couple of people. Do you know
19 Tommy Benton?
20 A: No.
21 Q: Had you ever seen him around your house?
22 A: No, ma'am.
23 Q: Let me ask you about another guy. Do you know the name
24 Garland Rose?
25 A: Yes, ma'am.

1 Q: Tell me about him, how do you know Garland?

2 A: Garland, he worked with Daddy a little bit, and he was
3 Lorraine's son. Lorraine worked with Daddy, also.

4 Q: So, Lorraine and Garland worked for your dad?

5 A: Yes, ma'am.

6 Q: How did your daddy pay people?

7 A: Cash.

8 Q: And did he pay them every week or by the month or how?

9 A: By the day.

10 Q: So, he paid them in cash every day?

11 A: Yes, ma'am.

12 Q: Would Garland and Lorraine know that your daddy would
13 have cash on him?

14 A: Yes, ma'am.

15 Q: Where's Garland at today?

16 A: He's dead.

17 Q: Do you know how he died?

18 A: I think he was in a car accident.

19 Q: Do you know when that was?

20 A: I'm not sure. It's been probably about a year ago, I
21 think.

22 Q: Sammy, you say you resided at the trailer?

23 A: Yes, ma'am.

24 Q: This may take a minute. If you don't mind, can you draw

25 -- I'm gonna hand you a board, can you draw for me what the

1 A: That's the front door.
2 Q: Okay.
3 A: That's your back door.
4 Q: Okay. And where was your room in relation to that back
5 door?
6 A: Down here.
7 Q: Okay. And where was your Daddy's room?
8 A: Right here.
9 Q: All right. Were you at home on April 18th, 2014?
10 A: Yes, ma'am.
11 Q: Were you home the night that your -- when somebody broke
12 into your Dad's home?
13 A: No, ma'am. No, ma'am.
14 Q: Where were you?
15 A: I was over at Lorraine's the night it got broke into.
16 Q: Okay.
17 A: Morning, it was that morning that it got broke into about
18 what, 4:30, 5 o'clock, something like that.
19 Q: In the morning?
20 A: In the morning.
21 Q: And you were at Lorraine's house?
22 A: Yes.
23 Q: Did you come to learn that your home had been broken
24 into?
25 A: Yes.

1 Q: So, that window was broken out?

2 A: Correct.

3 Q: To your knowledge, what was stolen?

4 A: Money. They stole Daddy's money bag.

5 Q: Do you know much was in there?

6 A: Approximately, 25 to \$35,000.

7 Q: Now, Mr. Sammy, that seems like an awful lot of money.

8 Why did your Daddy have that much money on him?

9 A: Well, Daddy carried a lot of money around on him about
10 all the time, and it was on his person, and he rented houses
11 and trailers and he'd been doing it for all his life. So, I
12 mean, he carried quite a bit of money on him most of the time.

13 Q: Did he believe in banks?

14 A: No, ma'am. No, ma'am. He put enough money in the bank
15 to cover his bills and that's about it.

16 Q: So, you say he was upset that night?

17 A: Yes, ma'am.

18 Q: Did y'all call the police?

19 A: No, ma'am.

20 Q: Why not?

21 A: Well, Daddy really didn't believe in the cops neither; if
22 you couldn't tell them what was wrong, I mean, most of the
23 time it wouldn't do you know good. So, he didn't want to call
24 them, so, I wanted him to, but he just didn't want get them
25 involved. So ---

1 MR. T. BRITTAIN: None.

2 THE COURT: All right, sir, you are released from your
3 subpoena, you may go back to your regular duties.

4 A: Thank you, sir.

5 THE COURT: Next witness, please.

6 MR. TERRELL: Kenneth Todd, please.

7 CLERK: Please raise your right hand, place your left
8 hand on the Bible.

9 KENNETH TODD, HAVING BEEN DULY SWORN

10 TESTIFIES AS FOLLOWS:

11 CLERK: State your full name and spell your last name.

12 MR. TODD: Kenneth Todd, T-O-D-D.

13 THE COURT: Go ahead, Solicitor.

14 MR. TERRELL: Thank you, Your Honor.

15 DIRECT EXAMINATION OF KENNETH TODD BY MR. TERRELL:

16 Q: Good morning, Mr. Todd. Where are you employed?

17 A: Horry County Fire and Rescue.

18 Q: How long have you been with them?

19 A: Since 1987.

20 Q: What position do you currently hold?

21 A: Shift battalion chief.

22 Q: What does a shift battalion chief do?

23 A: I supervise basically a third of the county on a 24-hour
24 shift. We work 24 on and 24 off.

25 Q: Was, was that the same position you held back in April of

1 2014?

2 A: Yes.

3 Q: Did you have an occasion to respond to a fire at CBS
4 Outlet back in April of 2014?

5 A: Yes.

6 Q: What date was that on?

7 A: I'm not sure, it should be on the report that was filed.

8 Q: Did you do a report in this case?

9 A: Yes, I did.

10 Q: If I show you the report that you did, would that refresh
11 your recollection?

12 A: Yes, it would.

13 MR. TERRELL: May I approach, Your Honor.

14 THE COURT: Yes, sir.

15 A: Yes, this is my report.

16 BY MR. TERRELL:

17 Q: And on there, does it say what date you responded to that
18 CBS Outlet fire?

19 A: Yes, it does.

20 Q: What date was that?

21 MR. T. BRITTAIN: Mr. Terrell, hold for just one second
22 and let me make sure ---

23 MR. TERRELL: Oh, I apologize.

24 MR. T. BRITTAIN: That's okay. I'm trying to make sure I
25 got it. No objection.

1 A: That was morning of the 26th, I think.

2 BY MR. TERRELL:

3 Q: Is the narrative part of your standard report?

4 A: Yes, it is.

5 Q: All right. I'm gonna hand this to you and if you
6 wouldn't mind reading that to refresh your memory.

7 A: Okay.

8 Q: Going back to the front page if you could refresh your
9 memory?

10 A: Yes, sir.

11 Q: Refresh your recollection on the time that you dispatched
12 and arrived?

13 A: We were dispatched 6:17 A.M. on the morning of April
14 26th.

15 Q: And what time did you arrive?

16 A: The first units arrived on the scene at 6:28.

17 Q: When you arrived at the CBS Outlet -- first of all, are
18 you familiar with the CBS Outlet?

19 A: Yes.

20 Q: Do you remember -- do you know what county that's in?

21 A: It's in Horry County.

22 Q: What city?

23 A: In between Conway and Aynor on Highway 501.

24 Q: Very good. When you got out there that morning, what was
25 going on?

1 representative right over here, please.

2 CLERK: Raise your right hand, place your left hand on
3 the Bible.

4 ALEX SMITH, HAVING BEEN DULY SWORN

5 TESTIFIES AS FOLLOWS:

6 CLERK: State your full name and spell your last.

7 MR. SMITH: Alex Smith, S-M-I-T-H.

8 THE COURT: Go ahead, Solicitor.

9 DIRECT EXAMINATION OF ALEX SMITH BY MS. RICHARDSON:

10 Q: Good afternoon, Sergeant Smith. Where are you employed?

11 A: With the Horry County Police Department.

12 Q: What is your position with the Horry County Police
13 Department?

14 A: I'm currently a sergeant assigned to the North Precinct.

15 Q: Okay. In 2014, what was your position?

16 A: I was the arson and bomb investigator under the Special
17 Victim's Unit.

18 Q: What exactly does that mean?

19 A: I get all the arsons in Horry County along with all the
20 bomb threats that we were having and any explosives and any
21 other hazardous device calls such as that, meth labs or
22 anything like that, that needed to be investigated.

23 Q: Okay. How many years did you do that for?

24 A: Seven years.

25 Q: Okay. Did you have an occasion to respond -- we'll talk

1 first about the outlet fire. Did you respond to CB Outlet,
2 CBS Outlet on 501 ---

3 A: I did not.

4 Q: --- in April of 2014?

5 A: I did not, but talking with the Horry County Fire and
6 Rescue Investigators, I was notified about that because of the
7 suspicious nature in that fire, but I did not respond because
8 the victim did not require -- did not want law enforcement
9 intervention on it.

10 Q: Okay. So, at the request of the victim, you did not
11 investigate that fire?

12 A: That's correct.

13 Q: Okay. The morning of the 29th, did you respond to a
14 suspicious fire off of Highway 501 in the Aynor Section of
15 Horry County?

16 A: Yes, ma'am; I did.

17 Q: Whose home was that?

18 A: Charles Bryant Smith's.

19 Q: What time did you arrive, do you recall?

20 A: I believe around 3 o'clock in the morning.

21 Q: When you arrived on scene, what did you observe?

22 A: A single-wide trailer totally burned. When I walked up
23 to the scene, my -- they identified the body that was there.
24 I saw the burnt corpse and I noticed that he was handcuffed;
25 there was a handcuff on his left hand.

1 Q: Now, as an arson investigator, did you respond to all
2 fires?

3 A: Not all, the Horry County Fire and Rescue, if it's a
4 simple kitchen fire such as a pot being left on the stove,
5 they don't think that's suspicious, they're not gonna contact
6 me for that. They thought that this was suspicious because of
7 the warehouse fire three days before.

8 Q: Okay. So, you rely on the fire department to contact
9 you?

10 A: That's correct.

11 Q: As to whether you need to respond?

12 A: And policy basically was, anybody that was found in a
13 fire, be it suspicious or not, they requested us to respond
14 just to be there on the initial investigation.

15 Q: Okay. All right. So, when you arrived on the scene,
16 what did you notice about the victim?

17 A: That he was handcuffed, completely burned.

18 Q: Could you tell how he was handcuffed?

19 A: It looked that it was behind his back. I could only see
20 the one hand. The other hand appeared to have separated, but
21 it was until we removed some debris that was on him, usually
22 the structure basically, the roof fell on top of him so we had
23 to move some of that to get a better look at where he was.

24 Q: When you observed him, did he appear to be laying on
25 anything?

1 A: He was laying on the carpet. He was kind of in a fetal
2 position.

3 Q: In a fetal position?

4 A: On his side, yes.

5 Q: Was there anything underneath him?

6 A: The floor, carpet.

7 Q: And said it appeared he was handcuffed behind his back?

8 A: Yes, ma'am.

9 Q: Could you tell where the victim was in location to the
10 house?

11 A: It appeared in the living room of the house. To the left
12 of him was what appeared to be a recliner or a couch, the
13 debris of it. Granted we don't know how -- we can only go by
14 what's left from the fire. We could see the coil springs from
15 what appeared to be either a couch or recliner.

16 MR. T. BRITTAIN: Your Honor, we've had a previous
17 discussion about the subject of that, no further objection.

18 THE COURT: All right. So ---

19 MR. T. BRITTAIN: You may want to review these documents
20 and the solicitor informs me there's not a ruling made on the
21 admissibility.

22 THE COURT: Well, all right. Let me look at these.

23 (REPORTER'S NOTE: Bench conference is held off the record in
24 the presence of but outside the hearing of the jury.)

25 BY MS. RICHARDSON:

1 Q: I'm going to hand you what's been marked as State's
2 Exhibit 5; let's start first with that one. Can you identify
3 that and do you recognize that?

4 A: Yes, ma'am, I recognize it as the body that was on scene
5 on the day of that fire, the body that was inside the debris.

6 Q: And is that how you observed it when you arrived on the
7 scene?

8 A: Yes, ma'am.

9 MS. RICHARDSON: The State would seek to admit State's
10 Exhibit 5 into evidence, Your Honor?

11 THE COURT: All right. Objection by the defense?

12 MR. T. BRITTAIN: None other than previously stated, Your
13 Honor.

14 THE COURT: All right, sir. The Court finds that that's
15 a proper representation of the scene and the victim at the
16 time of the investigator's appearance on scene and I'm gone
17 allow it into evidence.

18 BY MS. RICHARDSON:

19 Q: (Inaudible.)

20 COURT REPORTER: Excuse me ---

21 THE COURT: You need to speak up.

22 Q: I'm sorry. I'm showing you what's been marked as State's
23 Exhibit 10; what is that? Do you recognize that?

24 A: Yes, ma'am. Again, that's the -- that's a wider shot of
25 the debris and where the body was located inside that

1 residence.

2 Q: And is that what you observed when you were on scene?

3 A: For the most part. I believe part of the roof may have
4 been removed by that point. Initially, like I said, the
5 structure was still under overhaul, which means that there was
6 still hotspots on the fire when we arrived there initially.
7 It means the fire department is still putting water out on the
8 fire and trying to extinguish it the best that they can and
9 move the stuff around to.

10 MS. RICHARDSON: The State would seek to admit State's
11 Exhibit 10?

12 THE COURT: Objection?

13 MS. RICHARDSON: State's 10.

14 MR. T. BRITTAIN: None other than previously stated.

15 THE COURT: All right. Again, I find that State's
16 Exhibit 10 is a -- from the witness' description to the
17 representation of the scene at the time, albeit after the
18 removal of some roof debris but isn't -- from his testimony
19 stating that it's an accurate description and representation
20 of the scene and I'm gonna allow it.

21 BY MS. RICHARDSON:

22 Q: I show you what's been marked as State's Exhibit 7. Do
23 you recognize that?

24 A: Yes, ma'am.

25 Q: And what is that?

1 A: That appears to be the arm that was handcuffed with
2 another handcuff that is closed next to it.

3 Q: Okay. Where -- is that what you observed when you were
4 on scene?

5 A: Yes, ma'am; it was.

6 Q: And is that why this fire was deemed suspicious?

7 A: Yes, ma'am. Initially, that would be why the fire was
8 deemed actually suspicious. Before -- initially it was
9 because his warehouse had burned three days before and then
10 then the handcuffs kind of made it really suspicious.

11 THE COURT: Scoot up just a little closer.

12 A: I'm sorry, sir.

13 MS. RICHARDSON: The State would seek to move State's
14 Exhibit 7 to evidence.

15 THE COURT: Objection?

16 MR. T. BRITTAIN: No, none other than was otherwise
17 previously made.

18 THE COURT: Again, the witness' testimony would be an
19 accurate description of what he observed at the scene, the
20 reason for his investigation and for whatever evidentiary
21 value it may have regarding any other witness.

22 MS. RICHARDSON: Your Honor, at this time the state would
23 seek to publish these to the jury?

24 THE COURT: Since I've allowed them into evidence, I'm
25 gonna allow you to publish State's 5, 10, and 7 to the jury.

1 MS. RICHARDSON: Your Honor, may I ask the Sergeant to
2 come around to the T.V. and talk about each of these pictures
3 and what he's observing in the pictures.

4 THE COURT: Now, okay. What microphone is gonna stand in
5 front of to be able to be heard?

6 MS. RICHARDSON: I can move him right over here to this
7 side of Ms. Dixie and we'll move this microphone around there.
8 Will that be okay?

9 THE COURT: Will it go to the other side.

10 COURT REPORTER: It won't go completely over and we don't
11 have a plug over here so we just have to move it around.

12 THE COURT: Just move it around as far as you can.
13 Yeah, that's fine.

14 All right, sir, you may go down and stand next to the
15 microphone on this side over here so you don't block the
16 jury's view. Make sure you stand next to it and speak loudly
17 so that you are heard.

18 BY MS. RICHARDSON:

19 Q: Sorry about that. Just come closer to the jury so they
20 can hear you.

21 THE COURT: All right. So the new sticker is not going
22 over the old one, correct, because I need those numbers. I
23 need to see those numbers from before.

24 All right. So for the record now, Solicitor, State's 5
25 is actually ---

1 COURT REPORTER: State's 54.

2 THE COURT: State's 54?

3 COURT REPORTER: Yes, sir.

4 THE COURT: All right. And State's 10 is now?

5 COURT REPORTER: State's 55.

6 THE COURT: State's 55.

7 COURT REPORTER: And State's 7 is now State's 56.

8 THE COURT: 7 is now 56. All right.

9 MS. RICHARDSON: Thank you.

10 THE COURT: So it's clear, 54, 55, 56 are admitted into
11 evidence by the Court and you may publish them to the jury.

12 STATE'S EXHIBIT NUMBER 54, 55, AND 56

13 ADMITTED INTO EVIDENCE

14 MS. RICHARDSON: Thank you, Your Honor.

15 THE COURT: All right. That box, you can put that back.

16 A: Oh, good enough.

17 THE COURT: That box is the microphone. Just stand right
18 in front of it.

19 BY MS. RICHARDSON:

20 Q: All right. So, I'm showing to the Sergeant what is now
21 State's Exhibit 55. Will you just describe to the jury what
22 they are looking at?

23 A: Right here is the body, the burnt body remains are right
24 here in the structure. This line right here would be the
25 front of a -- the trailer. The line back here would be the

1 whatever other burnt debris would be in there.

2 Q: So, just so I make sure I understand it correctly, so you

3 ---

4 A: We use -- we have 4x4 screens basically made and the fire
5 department keeps them in the rescue trailer. They were
6 brought to the scene and we basically would have to go through
7 it by hand shaking out the screens and the small debris would
8 fall through and you'd just collect it and find the bigger
9 debris or any evidence that way.

10 Q: And did you -- did you find anything that would cause you
11 any concern?

12 A: We found a, what appeared to have been a bag containing
13 rope handcuffs and several other ammunition rounds.

14 MR. T. BRITTAIN: Excuse me, Sergeant, I didn't hear that
15 last part.

16 A: Rounds of ammunition, bullets. Just free bullets, they
17 weren't magazines or anything like that.

18 BY MS. RICHARDSON:

19 Q: What's a magazine?

20 A: A magazine is something that would go into a gun that
21 bullets could be loaded into.

22 Q: And so you didn't find a magazine?

23 A: We did not find any of those.

24 Q: Okay. You just found ---

25 A: Just empty, just normal casings basically were all that

1 we found. When a bullet is in a fire, it cooks off. It's
2 just like a gun, but the primer basically will actually leave
3 the casing and a bullet will leave the casing. The bullet
4 explodes and all that's left is the casing without any primer
5 in it. So, any bullets that would be recovered, the primer is
6 not actually even there so there's no way to tell if the
7 bullet was fired or not fired by that mean.

8 Q: I'm gonna show you State's Exhibit 41 and 42. Can you
9 identify those?

10 A: What appears to be the handcuffs and the rope in addition
11 that we found. 41 is also the same. The bullets that we had
12 were in the other debris. It wasn't just necessarily confined
13 to just that. There were some that were there, but there were
14 some that were just all over in the debris.

15 MS. RICHARDSON: Okay. The State would seek to admit
16 State's Exhibit 41 and 42 into evidence.

17 THE COURT: Any objection?

18 MR. T. BRITTAIN: No, sir.

19 THE COURT: Into evidence without objection.

20 STATE'S EXHIBITS NUMBERS 41 AND 42

21 ADMITTED INTO EVIDENCE

22 BY MS. RICHARDSON:

23 Q: Sergeant Smith, can you tell me holding this up to the
24 jury, regarding State's Exhibit 42, where was the body located
25 in relation to ---

1 A: It would've been up here (indicating). So, this -- if
2 this would've been the front of the residence, this piece of
3 paper if the trailer, the front of the residence would be
4 here. That bag was located here and the body was located
5 right in here.

6 Q: Let me -- I'm gonna show you what's already in evidence
7 as State's Exhibit 14?

8 A: Yes, ma'am.

9 Q: That's a layout of the trailer.

10 A: Okay. It would've been right in here is where the bag
11 would have been located. The body would have been right in
12 here by the living room.

13 Q: Okay. And obviously that's not to scale. Do you know
14 approximately the distance between the rope and the handcuffs
15 and the body?

16 A: It couldn't have been five feet between the two. It was
17 a small single-wide trailer. The room wasn't all that big in
18 there to begin with.

19 Q: Okay. The handcuffs that we see in 41 and 42, is that
20 the same pair of handcuffs that were found on the body?

21 A: That I don't know. They appear to be Smith and Wesson
22 handcuffs, the same that was located on the body.

23 Q: But is it -- was there just one pair of handcuffs or were
24 there two?

25 A: There were two separate; one on the body and one in this

1 bag.

2 Q: Okay.

3 MR. T. BRITTAIN: No objection to the next series of
4 photographs, Your Honor.

5 BY MS. RICHARDSON:

6 Q: I'm gonna show you what's been marked as State's Exhibit
7 16, 17, 18, 19, 20, 21, 22; can you identify these for me?

8 A: They all appear to be the pictures of the floor after we
9 had the floor washed, after the remains of C.B. Smith were
10 removed, we had the fire department come back in and hose the
11 floor off. In these photographs, you'll see places where the
12 carpets obviously where the floor was burned and places where
13 it's not. Those are indicative of pour patterns of an
14 accelerate put on the floor or of a void, such as a body or
15 something laying on the floor at/the time of the fire.

16 MS. RICHARDSON: The State would seek to admit State's
17 Exhibit 16 through 22 into evidence.

18 THE COURT: As I understand, there's no objection; is
19 that correct?

20 MR. T. BRITTAIN: That's correct, Your Honor.

21 THE COURT: All right. So, in evidence without
22 objection.

23 STATE'S EXHIBITS NUMBERS 16 THROUGH 22

24 ADMITTED INTO EVIDENCE

25 BY MS. RICHARDSON:

1 Q: We're just talk about 16 real quick. What is this?

2 A: That would be the remains of carpet and the batting that
3 goes on the carpet.

4 Q: Okay. So to my understanding, the fire department has
5 washed this away?

6 A: They basically try to wash this part off, the burnt
7 material, all the carbon from the roof and everything that has
8 fallen down onto the floor so that we get a better idea of
9 what actually happened down on the floor.

10 Q: What will the floor tell you?

11 A: If there was any accelerate, burn patterns, such as a
12 void, again, left by a body or parts of the carpet that
13 weren't burnt or the wood was not burnt is indicative of an
14 accelerate being poured on the floor. The reason we did that
15 was after we removed the body, we could smell gasoline and
16 once you could smell gasoline, this is normal practice that
17 you just clean off the floor and let's see if you can find
18 floor patterns to again, validate that you smelled the
19 gasoline.

20 Q: Let's talk about that a little bit. You say that you
21 smelled gasoline. Where did you smell that gasoline?

22 A: When we removed the remains of Mr. Smith.

23 Q: Okay. You had a dog at the time; is that correct?

24 A: That's correct. I did not, the fire department did.

25 Q: Okay.

1 DIRECT EXAMINATION OF JILL DOMOGAUER BY MS. RICHARDSON:

2 Q: Good afternoon. Where are you employed?

3 A: I'm currently employed with the Horry County Police
4 Department.

5 Q: And how long have you been employed there?

6 A: I apologize. I've been employed there since 2008.

7 Q: In what capacity?

8 A: I started off as a road officer for that department and
9 then promoted to crime scene.

10 Q: Okay. How does your job compare to a regular road
11 officer?

12 A: Well, the road officer's respond to a call or do
13 proactive policing and patrolling. I'm called to a call to
14 investigate the crime scenes.

15 Q: And is part of that job collecting evidence from that
16 crime scene?

17 A: Yes, I have several duties once I get called upon the
18 scene.

19 Q: And what do those duties consist of?

20 A: Documentation via notes, photography, other forms of
21 documentations, also collecting evidence, marking evidence,
22 transporting evidence, packaging evidence.

23 Q: On April 29th, did you have occasion to respond to a
24 crime scene off of 501?

25 A: Yes, I did.

1 Q: In 2014?

2 A: Yes.

3 Q: Okay. What time did you respond?

4 A: If I could refer to my notes really quick?

5 Q: Sure.

6 A: I was notified at 04:45 in the morning to respond to a
7 crime scene at 4605 East Highway 501 in Aynor section of Horry
8 County.

9 Q: Okay. Do you respond to all house fires?

10 A: Only when a fire is considered suspicious, a death or a
11 suspicious death with a fire.

12 Q: Okay. What made this a suspicious fire; why were you
13 notified?

14 A: Human remains were found. When looking at the human
15 remains, the body was bound by a device, and at that point the
16 fire department called for law enforcement. Law enforcement
17 called out detectives and crime scene.

18 Q: When you say that body was bound; what do you mean?

19 A: In this particular case, there was a handcuff in the
20 closed position around one hand and a closed handcuff, the
21 matching pair, was also closed.

22 Q: What did you -- when you arrived on the scene, what did
23 you observe?

24 A: When I first arrived on scene, I had to park my police
25 car on 501. I don't know if anybody is familiar with that

1 area. I had to actually park on the side of the highway.

2 There was a lot of fire apparatuses, you had a house that they
3 were trying to or a trailer that they were working a fire
4 scene on and, with all the engines there, I couldn't get my
5 vehicle up to the house. I had to walk at first. Then, they
6 made room and I got my vehicle a little bit closer.

7 Q: Was that fire still going when you arrived on scene or
8 were they done -- were they finished fighting that fire?

9 A: At that time it would be considered done. However, they
10 were touching what they call hot spots. Sometimes it would
11 flare in certain areas and they would -- had to be there to
12 put the water out so the fire didn't re-ignite.

13 Q: Okay. When you arrived on scene, did you -- were you
14 able to see the body? Was the body still there when you
15 arrived on scene?

16 A: Oh, yes, it was.

17 Q: Where was it in location to the house?

18 A: It was still inside. The remains of the -- the house was
19 nothing but what would be considered framework of what used to
20 be a trailer.

21 Q: I'm gonna show you what's been marked as State's Exhibit
22 23, 24, and 25, see if you can identify these for me; do you
23 recognize those?

24 A: These are photographs that I took.

25 Q: So, you took those photographs?

1 A: I believe I took them.

2 Q: Okay. Is that the way you recall the scene from that
3 night?

4 A: Yes.

5 MS. RICHARDSON: The State would seek to admit State's
6 23, 24, and 25.

7 THE COURT: Any objection?

8 MR. T. BRITTAIN: No, sir.

9 THE COURT: All right. State's 23 through 25 are in
10 evidence without objection.

11 STATE'S EXHIBITS NUMBERS 23 THROUGH 25

12 ADMITTED INTO EVIDENCE

13 BY MS. RICHARDSON:

14 Q: All right. And is the condition in regard to State's 24,
15 is that the condition of the trailer when you arrived on
16 scene?

17 A: Yes.

18 Q: And can you tell the jury what they are looking at in
19 that picture?

20 A: It would be the one front corner of the trailer, you can
21 see this side was still intact and up, but the rest of it's
22 pretty much gone.

23 Q: I'm gonna show you State's Exhibit 25, what is that?

24 A: This would be the front of the trailer. This would have
25 been, I guess, a porch type area. If not a porch, the front

1 it with the other handcuff in the closed position. His legs
2 were bent. The right arm had broken off at the bicep area and
3 was no longer attached to the body in any fashion. The body's
4 condition generally was burnt beyond recognition and there was
5 a, a wound to the forehead, a shallow hole or divot if you
6 will.

7 Q: Can you tell us how you processed this scene?

8 A: I processed the scene in several ways. The scene of
9 course was late night, so it's very dark, using lights and
10 everything. It was documented with photography, then sketches
11 were done. Measurements were taken of what item -- what areas
12 of the trailer that were still standing to try to obtain some
13 kind of measurement. Once the body was located, you process
14 where the body is, around the body, and the body is then
15 removed, continuously processing the whole entire time with
16 photography, sketching, taking measurements if I can. But
17 this particular scene, it was held all the way until the
18 daylight hours; I never left. And during the daylight hours,
19 me and another crime scene officer did hand sifting through
20 the debris.

21 Q: What does that mean?

22 A: It's where we take, it looks like a box with a screen on
23 the end of it and you just load the debris up and you shake
24 it.

25 Q: What, if anything, did you find as a result of that

1 sifting?

2 A: Well, before you do any kind of sifting, you, you go over
3 it again before you start the sifting process. After the body
4 was removed, within a close proximity of the body, I found
5 handcuffs and a rope, several, you know, exploded casings from
6 a fire, metal debris, things like that. Once those items were
7 documented and collected, you walk through it again to see if
8 there's anything else, you know, that is recognizable. Then
9 you start putting debris in the sifters and start sifting the
10 burnt material.

11 Q: I'm gonna show you what's been marked as State's 44
12 through 53. See if you can identify these for me.

13 A: These are daytime photographs that I took when the
14 daylight broke.

15 Q: Okay. And is that the trailer that we've been talking
16 about?

17 A: Yes, ma'am.

18 MS. RICHARDSON: Okay. The State would seek to admit
19 State's 44 through 53 into evidence.

20 THE COURT: Any objection?

21 MR. T. BRITTAIN: No, sir.

22 THE COURT: All right. So, they are in evidence without
23 objection.

24 STATE'S EXHIBITS NUMBERS 44 THROUGH 53

25 ADMITTED INTO EVIDENCE

1 BY MS. RICHARDSON:

2 Q: Officer Domogauer, can you talk about what evidence did
3 you collect from this scene?

4 A: I collected several items of evidence.

5 Q: Okay.

6 A: I can list them all or, like I told you earlier, near the
7 body, in the general area where the body was located, there
8 were handcuffs and rope found.

9 Q: Let's talk about that. I show you what's marked as
10 State's Exhibit 40; what is that?

11 A: Those would be the handcuffs and rope that were found.

12 Q: Okay. And what is that marker in there?

13 A: That indicates the item number of evidence that those
14 items were, Number 12?

15 Q: Okay. And is that the way that you note things when you
16 collect the evidence?

17 A: Yes.

18 MS. RICHARDSON: Okay. The State would seek to admit
19 State's 40?

20 THE COURT: Any objection?

21 MR. T. BRITTAIN: No objection.

22 THE COURT: All right. It's in evidence without
23 objection.

24 STATE'S EXHIBIT NUMBER 40

25 ADMITTED INTO EVIDENCE

1 MR. T. BRITTAIN: Can we come to the bench on one of
2 these right quick, Your Honor?

3 THE COURT: Yes, sir.

4 (REPORTER'S NOTE: Bench conference is held off the record in
5 the presence of but outside the hearing of the jury.)

6 THE COURT: Have that marked by the Court Reporter,
7 please, ma'am, so we got the correct number.

8 Just start with that one in evidence. Let's start with
9 that one first. Tell me what that number is.

10 COURT REPORTER: Number 3 previously marked is now
11 State's 57.

12 THE COURT: All right. So, let me, before you go any --
13 do anything else, let me talk about that one.

14 State's 57, I am gonna allow into evidence, based upon
15 the information provided to the Court about that shirt and the
16 ground under the fire and the scene, so I am gonna allow
17 State's 57 into evidence.

18 STATE'S EXHIBIT NUMBER 57

19 ADMITTED INTO EVIDENCE

20 COURT REPORTER: Previously marked State's 13 for ID is
21 now marked State's 58.

22 STATE'S EXHIBIT NUMBER 58

23 MARKED FOR IDENTIFICATION

24 BY MS. RICHARDSON:

25 Q: All right. Ms. Domogauer, you talked about -- I'm gonna

1 hand you what's been marked as State's 57, do you know
2 anything about that for me?

3 A: Yes, on State's 57, actually this is the way it's, if
4 you're looking at it right, during the removal process of the
5 victim, I instruct the personnel who was removing the body and
6 as they're removing it, I take photographs, and this is a
7 photograph I took when they were rolling the victim.

8 Q: What, if anything, did you located underneath that
9 victim?

10 A: Part of a shirt.

11 Q: And I'm gonna show you State's Exhibit 38, 39, and 37 and
12 see if you can identify those for me?

13 A: 38 is photograph of the shirt that was underneath and
14 actually attached to the body with my evidence marker showing
15 Number 2. This is photograph of the remains of the shirt away
16 from the fire scene after it's been removed on the grassy area
17 right by everything and that was State 39, and State 37 is a
18 -- a arson can that I put the shirt in and then I'll seal it.

19 Q: Why did you remove the shirt?

20 A: It's evidence possible for analysis on fire debris or any
21 kind of fire related evidence.

22 MS. RICHARDSON: Okay. I don't know if they're in
23 evidence or not, but the state would seek to admit 37, 38, and
24 39?

25 THE COURT: I think so. Regarding 37, 38 and 39, is

1 there any objection?

2 MR. T. BRITTAIN: None other than previously stated, Your
3 Honor.

4 THE COURT: You did not discuss, after we discussed 58;
5 but we did not previously discuss 37, 38, and 39, show those
6 to Mr. Brittain to see if he has an objection.

7 MR. T. BRITTAIN: No objection.

8 THE COURT: All right. So, there's no objection to --

9 MR. T. BRITTAIN: I say no, there's no objection.

10 THE COURT: --- to 37, 38 and 39; 58 is not in evidence
11 yet.

12 STATE'S EXHIBITS NUMBERS 37, 38, AND 39

13 ADMITTED INTO EVIDENCE

14 BY MS. RICHARDSON:

15 Q: All right. I'm gonna show you what's been marked as 35
16 and 36; can you identify those for me?

17 A: Number 35 is a section of floor debris inside the fire
18 scene where the body was located -- near to where the body was
19 located at with the Marker Number 7, and if you can see over
20 here, there's a can. This picture shows a can more in view.
21 The can, the lid, and a sterile scalpel used to cut the debris
22 off of -- it's melted to the floor and that was State Exhibit
23 36.

24 MS. RICHARDSON: The State would seek to admit 35 and 36
25 into evidence?

1 THE COURT: Any objection?

2 MR. T. BRITTAIN: No objection.

3 THE COURT: All right. They're in evidence without
4 objection.

5 STATE'S EXHIBITS NUMBERS 35 AND 36

6 ADMITTED INTO EVIDENCE

7 BY MS. RICHARDSON:

8 Q: Now, why would you put floor debris in a can?

9 A: It's arson evidence. That area was close to the body.
10 That part of the floor was not burnt to where you couldn't
11 collect it. It was still recognizable. It was a section of
12 floor that was collected near the body.

13 Q: Okay.

14 A: On arson cases, it's -- you do take samples of the burnt
15 structure for analysis.

16 Q: What are they analyzed for?

17 A: They're analyzed, I believe, for accelerates,
18 combustibles, things like that.

19 Q: Okay. Why do you put them in a can?

20 A: It preserves the evidence. In arson cases or any kind of
21 cases like that, the can will preserve the accelerates; it
22 won't evaporate inside the can.

23 Q: Okay. To your knowledge, have those items been sent off
24 to SLED?

25 A: Yes, they were sent to SLED.

1 Q: Okay. Do you have those items with you?

2 A: Yes, I do.

3 Q: Were they sent back from SLED?

4 A: Yes, they were.

5 Q: Okay. Can we have a look at those items?

6 A: This is the box of those items. It's still sealed by
7 SLED. It has SLED seal on them. These labels here will
8 indicate what's inside this box and this box indicates shirt
9 of victim and floor debris.

10 Q: All right. So, what case number, county case number is
11 listed on that box?

12 A: My county's case number is this number right here. May I
13 stand up, sir?

14 THE COURT: Yes, ma'am.

15 A: It's gonna be this case number right here, the 14035367.

16 BY MS. RICHARDSON:

17 Q: Okay. And just so I understand correctly, is that the
18 way it got sent to SLED?

19 A: This is the way -- when you send an item to SLED, we
20 bring items to SLED, when you go through the login process,
21 they inspect our containers. They'll box them up and send
22 them to whereabouts in SLED they need to go. So, this is how
23 it was received back from SLED.

24 Q: Okay. And the original containers are inside?

25 A: They're inside this box.

1 Q: Okay. Can we open up that box?

2 A: You can. I just wanted to show you the box was sealed
3 before I opened it.

4 Q: Okay.

5 A: Do you have a knife?

6 Q: I have a key.

7 THE COURT: Here.

8 A: There you go. They wouldn't let me through the metal
9 detectors.

10 THE COURT: It's Horry County; everybody carries a knife.

11 Q: Okay. So explain to me, when you collect a piece of
12 evidence -- which one was in the shirt? Okay.

13 Can I mark these, Your Honor?

14 COURT REPORTER: What is that?

15 MS. RICHARDSON: This is clothing. That's the clothing.

16 STATE'S EXHIBIT NUMBER 59 AND 60

17 MARKED FOR IDENTIFICATION

18 COURT REPORTER: State's 59 and 60.

19 MR. T. BRITTAIN: Let me see what's in there. Okay.

20 Yes.

21 A: Do you want them ---

22 THE COURT: All right. I'm sorry. Y'all are talking on
23 the record. Speak out loud.

24 A: I'm sorry, I asked her if she wanted them opened.

25 BY MS. RICHARDSON:

1 Q: I'm showing you what's been marked as State's 59 and it's
2 been identified as the clothing. So when you collected
3 clothing -- walk me through that; how does that work?

4 A: The photograph showed you a metal container. This is
5 that metal container. And that metal container, there was
6 also a photograph of the item inside the metal container and
7 that's that photograph there ---

8 Q: State's Exhibit 37.

9 A: --- 37 showed you the Number 2, this box was labeled CS
10 Number 2 on the top. It also has a label attached to it with
11 the case number and item number and description of what's
12 inside this container. Once the items in the container and
13 the lid will then get hammered in and then I put evidence seal
14 tape around it, initial it, and date it, and then the seals
15 stay intact until it goes to SLED. Once it goes to SLED, they
16 inspect it, they look at it. If it meets their protocol, they
17 accept it and then it goes for analysis and they'll open the
18 top for analysis.

19 Q: And is that why that evidence seal is broken on top?

20 A: I would assume, yes. The last time I saw these cans they
21 were sealed, but that is before they went to SLED.

22 Q: Okay. And is that the same -- is that the same way you
23 collected State's Exhibit 60?

24 A: Yes. Again, this one also has the same markers, the CS
25 7, which stood for the floor debris; you have a photograph of

1 that. And there's also an evidence label on the outside
2 telling you what's inside the can. Once it goes to SLED, SLED
3 will give it barcode labels and associate it with the SLED
4 drop. There's also the seal with my name, my initials and the
5 date when I sealed them.

6 Q: Would there be any concerns with opening them?

7 A: Other than smell, I don't see any.

8 THE COURT: Y'all come over here and talk to me for a
9 second, please.

10 (REPORTER'S NOTE: Bench conference is held off the record in
11 the presence of but outside the hearing of the jury.)

12 BY MS. RICHARDSON:

13 Q: We've talked about the fibers and talked about the
14 clothing. Did you collect the handcuffs that were on scene?

15 A: Yes, I did. I collected the handcuffs that were on the
16 scene and, during autopsy, I collected the handcuffs that were
17 on the body.

18 Q: Did you bring them with you today for court?

19 A: Yes, I did.

20 Q: Can we see those? I'm showing you what's been marked as
21 State's Exhibit 61. What is this?

22 A: These were the handcuffs that were removed at autopsy.

23 Q: So, those are the handcuffs that were on C.B.'s hand?

24 A: Yes.

25 Q: Ms. Domogauer, let me ask you, did you send those off for

1 any sort of testing?

2 A: I don't believe so, no.

3 Q: I'm sorry?

4 A: I don't believe so, no.

5 Q: Okay. What about for fingerprints or anything of the
6 like?

7 A: They were in a fire so the only reason why they look as
8 good as they do now, they were all originally when they were
9 taken into custody, see this heavy-sooted area in the corner,
10 it was covered in that and biohazardous material. They were
11 wiped off so I could get the serial number and the make of
12 them, but there would've been no evidence on those as far as
13 fingerprints or anything from the fire and the water and being
14 on the body when the body was burning, that trace evidence is
15 not gonna be there. They were also visually examined, of
16 course, before anything was done to them.

17 Q: I'm gonna show you what's been marked as 33, 34, 30, 29,
18 28, and 27. See if you can identify these for me?

19 A: Those are photographs of a safe or a firebox, if you
20 will, that was located inside of the home.

21 Q: And are these what you observed on that day when you were
22 collecting it?

23 A: I'm the one who took the photographs; I'm the one who
24 collected that, I'm sorry. Yes, ma'am.

25 MS. RICHARDSON: Okay. State would seek to admit 27, 28,

1 29, 30, 33, and 34.

2 THE COURT: Any objection?

3 MR. T. BRITTAIN: No objection.

4 THE COURT: All right. They're in evidence without
5 objection.

6 STATE'S EXHIBITS NUMBERS 27, 28, 29, 30, 33, AND 34

7 ADMITTED INTO EVIDENCE

8 MS. RICHARDSON: All right. And I don't recall if I did
9 or not, but State would also seek to admit State's Exhibit 61,
10 being the handcuffs from the body.

11 THE COURT: Any objection; is there any objection to
12 that?

13 MR. T. BRITTAIN: Say that louder please, ma'am?

14 MS. RICHARDSON: 61, the handcuffs from the body?

15 MR. T. BRITTAIN: Yeah, no objection.

16 THE COURT: Into evidence without objection.

17 STATE'S EXHIBIT NUMBER 61

18 ADMITTED INTO EVIDENCE

19 BY MS. RICHARDSON:

20 Q: All right. What is that, with regard to State's Exhibit
21 34?

22 A: Is that ---

23 Q: What is that?

24 A: Is a photograph picture of a safe or a firebox. It
25 appears that there's a garment that has been burnt to it.

1 Q: Okay. As part of you searching that scene that day, were
2 you able to locate that box?

3 A: Yes, I was.

4 Q: Okay. And where was that box located?

5 A: If I can refer to my notes to be accurate?

6 Q: Okay.

7 A: Located on the east side of the structure was what we
8 were calling the fire safe that was wrapped in clothing.

9 Q: What would be the east side? I'm not good with that.
10 What's the east side of the structure; do you recall?

11 A: Let me look at my sketch.

12 Q: Okay.

13 A: North is going this way, so kind of over here on the east
14 side. So, around this area here.

15 Q: So, would that be the back of the trailer according to
16 your drawing, the back door of the trailer?

17 A: I don't know if there was a door there, but it was on
18 that back side of it.

19 Q: Okay. Were you able to open that safe?

20 A: We broke into it, yes.

21 Q: Is that what State's 28 is referring or showing?

22 A: Yes, a section was removed and pried open so we could --
23 I stuck a snake camera down there to take a visual of what was
24 inside the safe. Once we saw what's inside the safe, I was
25 able to get the items out. They were envelopes.

1 Q: How many envelopes did you find?

2 A: Twelve envelopes. I photographed them before they were
3 opened.

4 Q: She's referring to State's Exhibit 29.

5 A: I'm sorry.

6 Q: That's okay. I'm handing her State's Exhibit 30.

7 Were you able to determine how much money was in that
8 safe?

9 A: Let me get you the exact amount. I believe it was
10 120,000.

11 Q: \$120,000 in the safe?

12 A: U.S., currency, yes, ma'am.

13 Q: You stated that it appeared to be wrapped in a fabric,
14 can you explain that a little bit?

15 A: If you can go back to one of the photographs, in the
16 middle of it, had the charred -- charred material on it that's
17 consistent with denim fabric. The first picture you showed
18 me, 34 maybe. You can see that right there is burnt charred
19 fabric that's consistent with denim.

20 Q: That's State's Exhibit 33?

21 A: Uh-huh, (affirmative response).

22 Q: Do you recall if it was wrapped in any sort of wiring or
23 anything?

24 A: Did you say wiring?

25 Q: Uh-huh, (affirmative response).

1 A: Not that I can recall. I don't know with all that, all
2 that that's on the outside is melted to it.

3 Q: Okay. What else did you bring here today for your
4 testimony?

5 A: I've got the other handcuffs and rope that you saw in the
6 photograph, and I also have phones.

7 Q: And what?

8 A: Phones. You can see them in the photograph, I just put
9 them in the boxes.

10 Q: They're gonna have soot all over them?

11 A: Soot, yes. Same thing, this is gonna have soot all over
12 it. That's the rope, but you can almost see through the bag
13 this has very ---

14 Q: Is that heat sealed?

15 A: Yes, ma'am; it is.

16 MS. RICHARDSON: I'll mark this one.

17 COURT REPORTER: State's 62.

18 STATE'S EXHIBIT NUMBER 62

19 MARKED FOR IDENTIFICATION

20 BY MS. RICHARDSON:

21 Q: You might have already testified to it, but what is that?

22 A: This is gonna be a -- it's marked -- labeled 12-A, that's
23 my crime scene notation for it; it's the rope that you saw in
24 the photograph that I collected from inside the burnt remnants
25 of the trailer.

1 Q: Is that reflected in State's 41?

2 A: Yes, it is. It's reflected in State's 41 with my 12
3 marker. That rope and these are the two handcuffs.

4 Q: Okay. Now, why -- why does it look black in here, but
5 like a gray in -- sorry -- why does it look black in State's
6 Exhibit 62, but appears gray in State's 41?

7 A: It's the same rope, it's just the soot from the scene.
8 It's been sitting for a couple of years in this bag. So ---

9 Q: Okay.

10 A: As you -- when you took it -- like you can see like that
11 powder in there.

12 MS. RICHARDSON: Okay. The State would seek to admit
13 State's 62 into evidence.

14 THE COURT: Any objection?

15 MR. T. BRITTAIN: No, sir.

16 THE COURT: All right. So, it's into evidence without
17 objection.

18 STATE'S EXHIBIT NUMBER 62

19 ADMITTED INTO EVIDENCE

20 BY MS. RICHARDSON:

21 Q: All right. Ms. Domogauer, did you collect any
22 fingerprints from the crime scene?

23 A: No, ma'am.

24 Q: Why not?

25 A: The scene, again like I said, was -- the severity of the

1 fire damage from the flames and the heat from the fire, then
2 you compound that with all the water the fire department used
3 for a fully-involved house, trace evidence like that, it's
4 just not gonna be there. Things were looked through.
5 Sometimes you can find a fingerprint in soot and during the
6 sifting process and the looking process throughout the scene,
7 items were examined and nothing was found.

8 Q: As far as that rope is concerned, did you send that off
9 for any sort of testing?

10 A: No, I did not.

11 Q: And why not?

12 A: No testing was requested and also because it's damaged
13 from the fire.

14 Q: Would you typically, in your experience and in doing
15 crime scenes for all these years, would you be able to pull a
16 fingerprint from a rope?

17 A: No, not from this cloth rope.

18 Q: And why is that?

19 A: It's fabric.

20 Q: What does a fingerprint require to be able to lift a
21 fingerprint?

22 A: Non-porous service.

23 Q: What does that mean?

24 A: Usually a porous surface, it depends on the surface, but
25 usually fabric is not conducive of it, especially fabric that

1 is twined with a pattern, that's consistent of a rope would be
2 hard to get anything with details on it, but most surfaces you
3 can attempt to get fingerprints from.

4 Q: What about from a shirt, did you get fingerprints from a
5 shirt?

6 A: Again, you can try, you might be able to; in this
7 particular matter you wouldn't be able to.

8 Q: Why is that?

9 A: When a body burns, your fat and everything liquefies,
10 that's dripped all over the shirt, soaked into the shirt. If
11 there's anything else inside that shirt, fingerprints would
12 not -- you wouldn't go for fingerprints for that. I wouldn't
13 test that garment for fingerprints.

14 Q: You said you brought the other two sets of handcuffs with
15 you?

16 A: Yes, ma'am; I did.

17 Q: And I believe in that picture it shows ---

18 A: I can open the boxes, I just wouldn't handle them.

19 MS. RICHARDSON: Okay. Can we -- let me mark these.

20 COURT REPORTER: State's 63 and 64.

21 BY MS. RICHARDSON:

22 Q: Have you -- did you tamper those or alter them in any
23 kind of way?

24 A: I might've wiped them, again to get the serial numbers
25 and things, I don't know until I look at them.

1 Q: Okay.

2 A: Other than that, no.

3 Q: Okay. And is that your seal on that item?

4 A: Yes, ma'am.

5 Q: On both of those items ---

6 A: Yes, ma'am.

7 Q: --- that you're referring to?

8 A: It's my seal on them and it's also my handwriting on the
9 front of them.

10 MS. RICHARDSON: She's referring to 63 and 64. All
11 right. The State would seek to admit those at this time, Your
12 Honor.

13 THE COURT: Any objection?

14 MR. T. BRITTAIN: No, sir.

15 THE COURT: All right. They're in evidence without
16 objection.

17 STATE'S EXHIBITS NUMBERS 63 AND 64

18 ADMITTED INTO EVIDENCE

19 BY MS. RICHARDSON:

20 Q: You can go ahead and, if you don't mind, open those up
21 for us.

22 THE COURT: Y'all come here for just one second, please.

23 (REPORTER'S NOTE: Bench conference is held off the record in
24 the presence of but outside the hearing of the jury.)

25 BY MS. RICHARDSON:

1 COURT REPORTER: Yes, sir.

2 THE COURT: All right. Very good. All right. Good
3 Deal. All right.

4 MS. RICHARDSON: Your Honor, before this witness is
5 excused, the state would seek to admit State's 26, 31, 32, and
6 43 into evidence.

7 THE COURT: Any objection to those four photographs
8 coming into evidence?

9 MR. T. BRITTAIN: No, Your Honor.

10 THE COURT: All right. So, they're in evidence without
11 objection.

12 STATE'S EXHIBITS NUMBERS 26, 31, 32, AND 43

13 ADMITTED INTO EVIDENCE

14 THE COURT: And with that, do you want this witness to be
15 excused then?

16 MS. RICHARDSON: Yes, Your Honor.

17 THE COURT: Any objection?

18 MR. T. BRITTAIN: No objection, Your Honor.

19 THE COURT: All right. Ma'am, you are excused, released
20 from your subpoena and may go back to your regular duties.

21 MS. DOMOGAUER: Thank you, sir.

22 THE COURT: Make sure you leave all the exhibits there.
23 And it would probably be helpful if you put those two cans
24 back in that box. She testified that's how they came back
25 from SLED.

1 THE COURT: Okay.

2 MR. T. BRITTAIN: With, with -- as a business record.

3 Now, the business record, exception to the hearsay rule, is
4 there Judge, just follow me, because that business is involved
5 in creating ---

6 THE COURT: So, I'm having a hard time understanding.
7 Are you objecting -- all right. That notebook and this
8 document, let's get these marked so that when we're talking on
9 the record, we know what they are. All right. So let's get
10 both of these marked.

11 Start with the notebook.

12 MS. RICHARDSON: This is text messages.

13 COURT REPORTER: Notebook of text messages marked State's
14 69.

15 STATE'S EXHIBIT NUMBER 69

16 MARKED FOR IDENTIFICATION

17 COURT REPORTER: State what this is out loud.

18 MS. RICHARDSON: This is the SMS text message detail as
19 provided from Verizon.

20 COURT REPORTER: And that is marked State's 70.

21 STATE'S EXHIBIT NUMBER 70

22 MARKED FOR IDENTIFICATION

23 THE COURT: All right. So let me just be clear. State's
24 69 is the text message notebook from a duly executed and
25 served search warrant and while I'm saying that, let me ask.

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BY THE COURT

1 the question, just so that I'm clear about that. Is there any
2 challenge to the search warrant that was served upon Verizon,
3 any challenge whatsoever?

4 MR. T. BRITTAIN: No, sir.

5 THE COURT: All right. Very good. All right. So that's
6 what 69 is. Now, State's 70, tell me again what State's 70
7 is, Solicitor?

8 MS. RICHARDSON: It is the SMS detail log as provided
9 from Verizon.

10 THE COURT: From the duly executed and served search
11 warrant?

12 MS. RICHARDSON: Yes, sir, Your Honor.

13 THE COURT: And again, regarding that document, is there
14 any challenge to the search warrant?

15 MR. T. BRITTAIN: No, sir, there's no challenge to the
16 search warrant.

17 THE COURT: All right. So, now let's mark this summary
18 document. Let's mark that.

19 COURT REPORTER: And that's State's 71.

20 STATE'S EXHIBIT NUMBER 71

21 MARKED FOR IDENTIFICATION

22 THE COURT: And what do you want to call this, Solicitor,
23 is it a compilation of ---

24 MS. RICHARDSON: Yes.

25 THE COURT: --- documents set forth in 69 and 70?

1 rearranging it, not changing it, not changing it, rearranging
2 it and put it in a new document, that's an issue.

3 The second thing, they're gonna want to publish --
4 they're gonna want to give that writing to the jury and that's
5 gonna be a mistake.

6 THE COURT: And why would that be a mistake?

7 MR. T. BRITTAIN: It's because, it's just like this --
8 this -- these types of entries are gonna be treated as prior
9 statement testimony, that's what these are gonna be treated
10 as, just like when we're asking these witnesses what they said
11 earlier, we get to talk to them about it, but we don't get to
12 put their statement into evidence for the jury to go back
13 there and read. If you take these pieces of evidence and turn
14 them into published written documents that the jury is able to
15 go back and keep into the courtroom, you are adding emphasis
16 to this evidence in the case. And so what -- it -- that -- if
17 that's the case, I should be able to have a transcript of this
18 trial and give them the written testimony of the witnesses.
19 So, that's the second problem with this. And you're gonna see
20 where the courts are not going to allow huge amounts of
21 documents and numbers and text messages to go in.

22 The third thing, the Court in North Carolina has said --
23 and let me give you that site and this is the way I understand
24 it, Judge. Oh, you got it. Okay. And this is the way I
25 understand what I read on it. Nothing's coming in without

1 somebody that was involved in the communication testifying
2 about it. You're not gonna just put down the text messages
3 that comes in from a certain number. You're gonna have to
4 have the sender or the receiver testify, yes, I got that text
5 message, or yes, I sent that text message.

6 Now, here's the -- here's the reason why. There is no
7 security in any of this information that comes from the -- the
8 Verizon. There are all sorts of applications you can have on
9 phones where, if you had access to a phone, you can call
10 forward, you can text forward. So, in terms of reliability,
11 the courts are going to require, before these come in, that in
12 addition to the business record testimony, there's gonna be
13 some contextual testimony from a sender or a receiver. So,
14 in this case, it would be whoever they got as witnesses that
15 were parties to these text messages, they would hand them up
16 there to them and say, is this your phone number, yeah; did
17 you get this text, yeah; or did you send it. But, to just let
18 the company come in and claim those are business records and
19 put them all on the Court, wouldn't -- wouldn't be, wouldn't
20 be proper. So, those are the objections that we have at this
21 time.

22 THE COURT: All right. So what's your response to that,
23 Solicitor?

24 MS. RICHARDSON: Your Honor, it is in and of itself a
25 business record.

1 records kept in the ordinary course of business based on these
2 phone numbers that you gave to us, these are our business
3 records. Okay. So, that's that foundation. That takes care
4 of the hearsay because it's a business records exception.
5 Okay? Then they have testimony that ties the phone numbers
6 that are in the business records, in the 69 and 70, that ties
7 it to this case. Now, once they do that, say the phone
8 numbers are tied to the case, that in and of itself would make
9 it relevant.

10 Now, is it more prejudicial than probative? I don't
11 know. But when they tie it to the case -- and I'm assuming, I
12 don't know -- you said one of those was Mitchell Cheatham's
13 phone, right?

14 MS. RICHARDSON: Yes, sir, Your Honor.

15 THE COURT: So, I'm assuming, I don't know, I'm assuming
16 when he testifies, State's gonna go through the ones that are
17 his phone number and say, did you get that text from Tommy
18 Benton ---

19 MR. T. BRITTAIN: Yeah, and that'll be ---

20 THE COURT: --- yeah, sure did.

21 MR. T. BRITTAIN: --- and that -- and that will satisfy
22 the argument I'm making right now about, which I really
23 believe there's gonna be the law in South Carolina, there's
24 one case and it's not really dealing with this, it's like it's
25 not really an important issue, but there was an objection to

1 letting a witness say they received a text. There was an
2 objection to that saying it was hearsay and it's not
3 admissible and the Court let that person say I received a text
4 and that's in South Carolina.

5 THE COURT: Well, and I don't -- and I'll just tell you,
6 I don't have a problem with that because you've got to adopt
7 the modern age to the rules. A text is like a personal
8 conversation now. Young people don't have personal
9 conversations anymore. They sit right next to each other and
10 text each other. They don't look at each other and speak to
11 each other; they text each other. They instant message, they
12 Snapchat, but they don't talk. So, you've got to adopt what
13 is happening in the world today to the Rules of Evidence. So,
14 there's no question that text messages, Snapchat, you know,
15 Instant Message that people have today, that's the same as a
16 personal conversation, and anybody can say, I told John Doe,
17 X, Y, and Z. Well, they're gonna be able to say, I texted
18 John Doe X, Y, and Z. I Snapchatted John Doe X, Y, and Z. I
19 am John Doe, X, Y, and Z, because that's personal
20 communication in the modern age.

21 MR. T. BRITTAIN: I agree with that.

22 THE COURT: All right. So ---

23 MR. T. BRITTAIN: I agree with that as long as that part
24 takes place, but if you just the records in without somebody
25 saying I sent that text, I got that text, you're missing that

1 component.

2 THE COURT: Well, you also have the point of somebody who
3 is charged with a crime and it is proved it is their personal
4 communication device and this information is contained in
5 their personal communication device. Okay? It's just the
6 same as you found a handwritten note from John Doe. Okay?
7 It's gonna be the same thing. It's the same thing in the
8 modern age. This information is in his personal communication
9 device. It's like a notebook, a diary that John Doe kept.
10 It's the same thing, adapting modern age to the rules of
11 evidence. Okay? So, if it's in there, then assuming it's
12 relevant to the case. Okay? It's not I ate a cheeseburger
13 for lunch. Okay? But, assuming the message is relevant, they
14 can prove that's their personal communication device, then
15 it's like their handwritten note saying I did this. Okay?
16 Again, modern age to -- to the rules of evidence. You can't
17 rely on the 19th century anymore.

18 MR. T. BRITTAIN: Well, I understand that. I sort of do.
19 I, I, just differ with the Court barely on this, which is one
20 more step of reliability, but I understand the Court's ruling.

21 Let me move on the other objections that we have. And
22 I'm prepared to do this with the summary and I think you'll
23 see as I go through it, I'm not prepared to do it with the
24 compilation document.

25 THE COURT: Okay.

1 We're gonna, Lori Dudley is our next witness. She and then
2 Verizon would be after Lori.

3 THE COURT: And, Ms. Dudley's purpose it what?

4 MS. RICHARDSON: She will establish the phone numbers,
5 Your Honor.

6 THE COURT: Okay. All right. Well, I think we probably
7 need to go ahead and get that done and I don't see any sense
8 in doing it twice. We just ought to have the jury in and
9 let's hear that -- hear that testimony and then we'll go from
10 there.

11 MR. TERRELL: Your Honor, before her testimony, we intend
12 to introduce into evidence some Cellebrite reports from Ms.
13 Dudley. I believe defense counsel takes some exception to
14 what we are suggesting to be left in, Your Honor, as far as
15 content.

16 THE COURT: All right. Have you had them marked?

17 MR. TERRELL: If I could approach with that, I believe
18 defense counsel has -- we've asked that three different
19 excerpts be taken out.

20 THE COURT: Okay. But, is this the document you intend
21 to use?

22 MR. TERRELL: Yes, sir.

23 THE COURT: Have that marked by the court reporter.

24 COURT REPORTER: State's 72.

25 STATE'S EXHIBIT NUMBER 72

MARKED FOR IDENTIFICATION

1

MR. TERRELL: This is Cheatham's Cellebrite report.

2

3

THE COURT: And it's Cell-what?

4

MR. TERRELL: Cellebrite, it's a phone dump, Your Honor.

5

THE COURT: B-R-I-T-E?

6

MR. TERRELL: Yes, sir.

7

COURT REPORTER: That was marked State's 72.

8

THE COURT: Okay.

9

COURT REPORTER: For ID.

10

THE COURT: All right. So, Mr. Brittain, you wanted to

11

12

MR. T. BRITTAIN: I want to see it.

13

THE COURT: Okay.

14

MR. T. BRITTAIN: I'm getting -- I want to make sure I've
got them straight.

15

16

THE COURT: Okay.

17

MR. T. BRITTAIN: While we're getting that for you, our
first objection to this would be that it needs to come in
through the witness. There needs to be a witness that takes
that document and confirms that it is what it is, what they're
claiming it is. So it needs authentication; it's not just
admissible for the Court until there's been a foundation laid.
And then ---

18

19

20

21

22

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24

25

THE COURT: It is what it is. I'm sorry, I'm not
understanding your argument?

1 CLERK: State your full name and spell your last name?

2 MS. DUDLEY: Lori Dudley, D-U-D-L-E-Y.

3 DIRECT EXAMINATION OF LORI DUDLEY BY MR. TERRELL:

4 Q: Ms. Dudley, where are you employed?

5 A: I'm employed by the Horry County Police Department.

6 Q: What is your position with them?

7 A: I'm the evidence supervisor.

8 Q: What does an evidence supervisor do?

9 A: It is our job to maintain property and evidence that's
10 turned in by road officers or detectives, to maintain them for
11 trial or to return safely to the owner as well as other items
12 that we have to transfer for further testing.

13 Q: Would part of your job duties include dumping cell
14 phones?

15 A: Yes, it is.

16 Q: How -- what is a cell dump?

17 A: A cell phone dump is used -- we use a program called
18 Cellebrite. It's a forensic extraction of data that is
19 collected and maintained on a mobile device like a cell phone
20 or a tablet or iPad.

21 Q: How does one do that?

22 A: Each device has a cord that hooks up to a UFED device and
23 the UFED device extracts the data and the Cellebrite software
24 put it into a readable format.

25 Q: Did you have an occasion to do that in this case?

1 A: Yes, I did.

2 Q: For how many phones?

3 A: I believe two.

4 COURT REPORTER: State's 73.

5 STATE'S EXHIBIT NUMBER 73

6 MARKED FOR IDENTIFICATION

7 BY MR. TERRELL:

8 Q: I'm gonna show you what's marked as State's 73, if you'd
9 look at that and tell if you recognize it?

10 A: Yes, I do; it's a Motorola cell phone taken into
11 evidence.

12 Q: When you first came into -- did you bring that phone with
13 you today?

14 A: I did.

15 Q: From evidence?

16 A: Yes, I did.

17 Q: When you first came into contact with this phone, where
18 was it?

19 A: It was in evidence.

20 Q: Were you able to do a Cellebrite extraction on this
21 phone?

22 A: Yes, I was.

23 MR. TERRELL: If I could approach the witness?

24 THE COURT: Yes, sir.

25 BY MR. TERRELL:

1 present time.

2 You may proceed further questioning of this witness or
3 other witnesses. Thank you.

4 COURT REPORTER: State's 74 and 75 marked for ID.
5 State's 76 for ID.

6 STATE'S EXHIBIT NUMBER 74, 75, AND 76

7 MARKED FOR IDENTIFICATION

8 BY MR. TERRELL:

9 Q: I'm gonna show you what's been marked as State's Exhibit
10 75. Do you recognize that?

11 A: Yes, I do.

12 Q: What do you recognize that as?

13 A: A ZTE cell phone turned in for 14035367, which is
14 commonly known as our case number for this incident.

15 Q: Is that the same case the other phones were on?

16 A: Yes, it is.

17 Q: That's for this case?

18 A: Yes.

19 Q: What type of cell phone is that?

20 A: A ZTE.

21 Q: Were you able to obtain a Cellebrite information report
22 from that phone?

23 A: Yes, I was.

24 Q: I show you what's been marked as State's 76, do you
25 recognize that?

1 A: Yes, I do.

2 Q: What do you recognize that is?

3 A: A Cellebrite report for this ZTE cell phone.

4 Q: Tell me the process for getting the cell phone report
5 extraction from this phone?

6 A: A search warrant was obtained for the contents of the
7 cell phone. The cell phone was processed and the report was
8 generated.

9 Q: And just like all the other Cellebrites you've done, you
10 can't modify this report in any way?

11 A: No, I cannot.

12 MR. TERRELL: May I approach?

13 THE COURT: Yes, sir.

14 COURT REPORTER: State's 77 for ID.

15 STATE'S EXHIBIT NUMBER 77

16 MARKED FOR IDENTIFICATION

17 BY MR. TERRELL:

18 Q: Let me show you this. Do you recognize that?

19 A: Yes, I do.

20 Q: What is that?

21 A: It's a CD containing the entire Cellebrite report.

22 Q: Do you know how long that entire Cellebrite report is?

23 A: I don't recall how many pages it was.

24 Q: Is it -- is it common for these Cellebrite reports to be
25 extremely voluminous at times?

1 A: Correct.

2 Q: And you were able to provide that information?

3 A: Yes.

4 Q: And all of that information, search warrant and exigent
5 is contained on State's Exhibit 78?

6 A: Yes.

7 Q: And you were able to verify that information; is that
8 correct?

9 A: Yes.

10 Q: I'm gonna show you what's been marked as for ID purposes
11 only, State's Exhibit 69. Can you can take a look at that and
12 see if you can verify that for me? Do you know what that is?

13 A: Yes.

14 Q: And what is that?

15 A: That's a copy of our text content.

16 Q: For what phone number?

17 A: This is for the line 910-640-8736.

18 Q: Okay. Do you know how many pages that contains?

19 A: Several hundred.

20 Q: Okay. Do you know how many pages are contained on
21 State's Exhibit 78?

22 A: It's thousands of pages.

23 Q: So, it's fair to say that it's a voluminous amount of
24 material?

25 A: Yes.

1 face would be the sector on the tower that the call terminated
2 on.

3 Q: And the last column is a calling party number; what does
4 that mean?

5 A: Calling party number would indicate what number initiated
6 the call.

7 Q: I'm gonna show you what's been marked as State's Exhibit
8 70; what is that?

9 A: This is a copy of our text detail report.

10 Q: What is a text detail report?

11 A: It basically provides the date, the time and who sent the
12 message and who received the message on a text message.

13 Q: All right. And what -- what is the date range on that
14 document?

15 A: This begins April 1st, 2014 through May 1st, 2014.

16 Q: And is the terminology the same at the top as the call
17 messages?

18 A: Not for all fields, no.

19 Q: Okay. Can you just look at that top line and tell us
20 what those -- what that heading -- what the headings mean?

21 A: So, we still have the -- the network element name, which
22 is also the switch for text messaging. We have the switch
23 type indicator; it allows us to identify what type of switch
24 was used. We have the MDN, which is the target telephone
25 number for the records in which we produced. We have the

1 message send date, which is a time that the message was
2 actually sent and these are all in Eastern. We have the
3 message deliver date, which is the time stamp for the delivery
4 time of the message. We have the message completion status
5 codes, which all indicate 1. We have the originating address,
6 this would indicate who sent the message. We have the
7 destination address, which would indicate who received the
8 message. We have the message direction indicator, which
9 indicates whether the message was outgoing or incoming and we
10 have the mobile -- the MIN, which is a mobile identifier
11 number for network purposes.

12 Q: So, the MIN is not necessarily a number associated with
13 the text itself?

14 A: Correct.

15 Q: It's who received it or who sent it?

16 A: Correct.

17 Q: Okay. That's a number that Verizon uses?

18 A: Correct, yes.

19 Q: All right. All of these records that we talked about, so
20 State's Exhibit 78, State's 69, 70, 80, and 79, all of those
21 records, were they stored or were they kept in the natural
22 course of Verizon's business?

23 A: Yes.

24 Q: Did you tamper them or alter them in any kind of way?

25 A: No.

1 don't see -- I do not object to any record that she keeps that
2 hasn't been compiled by somebody else. I believe her
3 testimony is that all of these records are records that are
4 maintained by her company in this format. If that's the case,
5 I have no objection.

6 THE COURT: Would that be correct, ma'am?

7 A: Yes.

8 THE COURT: All right. So, so then with that, there
9 would be no objection to these and they'd be 69, 70, 79, 78,
10 and 80; is that right, Mr. Brittain?

11 MR. T. BRITTAIN: Yes, sir, as far as a business record
12 is concerned. We've had other discussions about these
13 matters.

14 THE COURT: All right. So, as to something that may be
15 contained in there, but there is no objection as to those
16 being business records of Verizon Company?

17 MR. T. BRITTAIN: Yes, sir.

18 THE COURT: And so they're admitted as business records
19 of Verizon with the Court to hear at some point in time an
20 objection to some contents that may contained therein, if any.
21 Would that be correct?

22 MR. T. BRITTAIN: Yes, sir.

23 THE COURT: All right. Very good. So they're in
24 evidence in that regard and it'll up to defense to bring those
25 matters to the Court's attention.

1 would move to qualify Dr. Proctor as an expert in forensic
2 pathology.

3 THE COURT: Do you wish to voir dire the witness or
4 challenge his qualifications?

5 MR. T. BRITTAIN: No, Your Honor; he's an expert.

6 THE COURT: All right. Very good.

7 You may proceed. I qualify him to give his opinion in
8 this particular matter in the field of forensic pathology.

9 MS. RICHARDSON: Thank you, Your Honor.

10 BY MS. RICHARDSON:

11 Q: Dr. Proctor, did you have an occasion to perform an
12 autopsy on April 29th, 2014?

13 A: Yes, ma'am; I did.

14 Q: On a Charles Bryant Smith?

15 A: Charles Bryant Smith; that is correct.

16 Q: Okay. Tell us about that. What do you do whenever --
17 walk us what you do when you perform an autopsy?

18 A: Okay. The usual procedure is I get a request from the
19 Coroner's office. In this case, the Deputy Coroner, Mr.
20 Hendrick. And once we get the request, the permit, we do an
21 external examination. We do a dissection. We do an internal
22 examination. We draw blood for toxicologic purposes, and then
23 we keep any tissues and fluids that we need to use to
24 determine a cause and manner of death.

25 Q: Okay. Upon your external examination of Mr. Smith, can

1 you tell us what you found?

2 A: Mr. Smith, externally, was a badly burned individual.
3 There was extensive burning of the scalp, exposure of the
4 skull, there were heat induced fractures, there were extensive
5 burns about the body, actually burned enough to expose the
6 abdominal organs. That's what we call retraction, as the
7 human body burns, the muscles contract. So, there's
8 contraction and sort of like pugilistic posturing, and it
9 usually breaks a lot of the bones as the consequence of the
10 heat and the retraction as it did in this case. Other
11 external findings were there a pair of handcuffs attached to,
12 I think, the right -- no, the left hand. The right
13 extremities had been heat fractured and we didn't see them.

14 Internally, there was a lot of heat damage to all of the
15 visceral organs. And then we just took the tissues and fluids
16 necessary to put it all together. There were also fractures
17 of multiple ribs on the right side.

18 Q: Now, the fractures of the ribs on the right side, would
19 that have been caused from the heat?

20 A: In this case, there was hemorrhage into the remaining
21 soft tissues, probably as a result of blunt force trauma.

22 Q: All right. And you said internally, what did you observe
23 internally?

24 A: Internally, the organs showed extensive heat artifact,
25 just burning. He did have a significant degree of vascular

1 disease about the heart, narrowing of the blood vessels. I
2 think probably some emphysema, if I'm not mistaken, and that's
3 it.

4 Q: Okay. In your -- when you examined him on the inside,
5 did you -- were you able to -- do you open up his lungs in any
6 way or view the inside of his lungs?

7 A: We, we sectioned the lungs and the trachea, yes.

8 Q: Okay. And were you able to determine whether or not Mr.
9 Smith was alive when he was being burned?

10 A: Putting the entire case together, there was black
11 particulate matter in the trachea and combined with the
12 toxicologic evaluation during which we perform a
13 carboxyhemoglobin or carbon monoxide level, it was elevated.
14 Those two things combined would indicate that he was breathing
15 at the time of the fire.

16 Q: As part of your exam, you determined a cause of death; is
17 that correct?

18 A: That's correct.

19 Q: Cause or manner of death?

20 A: Uh-huh, (affirmative response).

21 Q: Will you talk to me about those two terms?

22 A: Cause of death is exactly what killed the gentleman.

23 Q: Okay.

24 A: Manner of death is either natural, homicide, suicide,
25 undetermined ---

1 Q: Okay.

2 A: --- or other.

3 Q: What was the cause of death in this particular case?

4 A: This gentleman died as a result of carbon monoxide
5 inhalation and burning.

6 Q: And what was the manner of death?

7 A: The manner of death we call homicide from the standpoint,
8 I was told a history from the Coroner's office, I had these
9 findings, plus had a pair of handcuffs attached to one of the
10 man's wrists. Manner of death homicide; by forensic
11 definition, death at the hands of another.

12 Q: Okay. That's all the questions the state has. Please
13 answer any questions Mr. Brittain may have of you.

14 A: Certainly.

15 THE COURT: Cross examination?

16 MR. T. BRITTAIN: Yes.

17 CROSS EXAMINATION OF EDWARD LEROY PROCTOR, JR. BY MR. T.

18 BRITTAIN:

19 Q: Dr. Proctor, the fractured ribs, could that have been
20 caused by heavy material falling from the ceiling onto the
21 body?

22 A: Fractured ribs could have been caused by definition,
23 blunt force trauma whether that was someone hitting him,
24 something falling on him, him falling hard against something
25 with, you know, sort of a rounded or jagged edge that could

1 ---

2 Q: It could've been either one of those?

3 A: It could be anything.

4 Q: You couldn't tell?

5 A: No, sir.

6 Q: Okay. The carbon monoxide poisoning would have taken
7 place relatively quickly in this case, wouldn't it?

8 A: Absolutely.

9 Q: A matter of seconds he would've died from ---

10 A: It takes just a few seconds to elevate the carbon
11 monoxide and any level above about 40 percent saturation, and
12 I think in this case it was 60 percent. Anything about 40
13 percent is, is fatal.

14 Q: Okay. So, the point is, when he was breathing in that
15 carbon monoxide, he would've died fairly quickly?

16 A: That is correct.

17 Q: Okay. And nothing in your -- you weren't asked to try to
18 figure out who did this and you have no evidence as to who did
19 this?

20 A: No, sir; I do not.

21 Q: Okay. Nothing further.

22 THE COURT: Any redirect?

23 MS. RICHARDSON: No, sir, Your Honor.

24 THE COURT: Do you wish the witness to be excused?

25 MS. RICHARDSON: Yes, sir, Your Honor.

1 I'll hear you later about any particular photographs if y'all
2 can't agree on, but that's an example for you so that you
3 understand. If there's something that's obviously irrelevant
4 or more prejudicial than probative, I want you to take it out
5 and if you can't agree let me know. With that caveat, I'm
6 allowing 76 into evidence over that objection.

7 Other objections to 72 and 76?

8 MR. T. BRITTAIN: Yes, sir, Your Honor, we, as stated
9 earlier, that our objection with respect to introduction of
10 those words, on two grounds. We have lost the question about
11 the business record. That's all been done. But what now we
12 have is hearsay, the business record exception, let's the
13 document in. But we claim -- we're claiming and want the
14 Court to consider the fact that this is hearsay within
15 hearsay, and this goes back to the North Carolina case and the
16 South Carolina case, Spencer and -- that we talked about
17 yesterday. Without the verification, without someone talking
18 on the witness stand that they sent or received these
19 communications, the defendant is deprived of his ability to
20 cross examine and to confront that witness. And, when we deal
21 with hearsay within hearsay, even though the original hearsay
22 is admissible based on exception, there has to also be an
23 exception for the hearsay that is contained in the business
24 record. And, so the way that would work here is if they want
25 to introduce something that somebody said or received on part

1 of these documents, they would need to present that person to
2 testify. That person would say, yes, I sent so and so and
3 such and such, then we would have an opportunity to confront
4 that person and ask them questions based on that
5 communication. What we're doing here is we're skipping that
6 process, we're just putting everything in, and just because
7 it's a business record and it gets in under that theory. The
8 Court has the further responsibility to determine if what's
9 contained within the document is also hearsay and we claim
10 that's the case here.

11 THE COURT: All right. So, and again, there's -- I --
12 you know, there's, I don't know, almost 600 pages here. All
13 right? I am looking through as best I can at this point in
14 time and trying to find in 76 -- all right; there we go. All
15 right. So, you're talking about -- basically you're talking
16 about the first 50 pages of this 600-page document, basically.
17 But, that's the only portion that has actual -- not all of
18 those pages but contained within the first 50 pages. That's
19 the only pages that have actual texts, actual words.

20 MR. T. BRITTAIN: Yes.

21 THE COURT: Apparently, you -- the rest of them, there
22 are photographs and technical information in here.

23 MR. T. BRITTAIN: Right.

24 THE COURT: There's not a thing in any of that that's
25 actual work. So, we're talking about the first 50 pages of

1 THE COURT: All right. So y'all look at them and do
2 that.

3 MR. TERRELL: Yes, sir. Your Honor, I don't believe we
4 intend to elicit any testimony on the pictures, if you'd like
5 to proceed, we can take care of this when the jury is not
6 available.

7 THE COURT: That's fine, but when you do that, again,
8 before the exhibit goes to the jury, and then if you'll do
9 that and obviously work with defense counsel on that. Okay?

10 MR. TERRELL: Yes, sir.

11 THE COURT: All right. So it's clear, I'm overruling the
12 objections made as to -- that were made to the Court at this
13 time on 72 and 76, and I've ruled on those, and I'm allowing
14 72 and 76 into evidence over the objections raised at this
15 time.

16 MR. TERRELL: Thank you, Your Honor.

17 THE COURT: All right. Ask the jury to come back in.

18 (REPORTER'S NOTE: Jury enters courtroom.)

19 THE COURT: All right. Again for the record, over the
20 objections of the defense, I'm allowing State's 72 into
21 evidence.

22 STATE'S EXHIBITS NUMBERS 72 AND 76

23 ADMITTED INTO EVIDENCE

24 THE COURT: You may proceed.

25 MR. TERRELL: Your Honor, with those two pieces of

1 the data, where it's extracted as far as location, the phone
2 device information, serial number, and model numbers.

3 Q: All right. And you said you don't always get the same
4 information on every report; is that right?

5 A: That's right.

6 Q: What kind of information were you able to extract in this
7 cell phone ending in 4322?

8 A: This report contains calendar information, call log,
9 contacts, timeline, photos.

10 Q: Where were the contacts in here; would you find those?

11 A: They're on Page 16.

12 Q: Page 16. Let's look at that for a second.

13 They're numbered, Your Honor, we made sure they're
14 numbered.

15 THE COURT: All right.

16 Q: So, this is the list of contacts?

17 A: Yes, and I believe it goes onto the next page maybe.

18 Q: Okay. Do you see on there Entry 8?

19 A: Yes, that's an entry from me.

20 Q: And what is that phone number?

21 A: 910-872-4322.

22 Q: So, more verification that this is the phone number
23 associated with this phone?

24 A: Yes.

25 Q: Turning to Page 17. Do you see a contact on there,

1 Number 12, what is that entry?

2 A: That's Tommy.

3 Q: Okay. And what is that phone number?

4 A: 640-8736.

5 Q: Now, in the -- I'm sorry.

6 Your Honor?

7 THE COURT: Yes, sir.

8 MR. TERRELL: They have a question?

9 THE COURT: I'm sorry. Yes, sir?

10 JUROR 322: That's all right. Are you able to bring that
11 any closer so we can get -- I mean, it's still a little small.

12 THE COURT: All right. Very good. Okay. Hold on. Hold
13 on a second. That solved the problem. Thank you.

14 BY MR. TERRELL:

15 Q: All right. So again, that shows entry Number 12?

16 A: Yes, that's Tommy.

17 Q: And that number again?

18 A: 640-8736.

19 Q: I want to talk now about the timeline. What is a
20 timeline in the Cellebrite report?

21 A: A collection of data that rolls in descending order.

22 Q: What do you mean by descending order?

23 A: The latest entries will be the ones that show up first.

24 Q: So, that begins here on Page 34; is that right?

25 A: Yes.

1 Q: All right. So, that's the -- that's how it starts; is
2 that right?

3 A: Yes, that is.

4 Q: Okay. And these are going to be -- what's Number 1, is
5 that the oldest or newest?

6 A: The newest.

7 Q: So, if I want to find the oldest messages on the phone, I
8 would go to the end of that timeline?

9 A: That's true.

10 Q: Let's do that.

11 THE COURT: Ms. Dudley, please remember to speak up
12 because you have your back to the jury. You've got to speak
13 loudly, ma'am.

14 BY MR. TERRELL:

15 Q: So, from looking at this, this is the end of the
16 timeline; is that right?

17 A: Yes, it is.

18 Q: And it looks like it ends the same way it starts, just
19 with calendar entries on the phone?

20 A: Yes.

21 Q: Let's go -- we're working our way newer; is that correct?

22 A: Yes, that's true.

23 Q: Do you see Entry -- I'm trying to zoom it in and focus it
24 -- Entry 682?

25 THE COURT: Anyway to make it closer?

1 A: Yes, I do.

2 Q: All right. Do you see 682 now?

3 A: Yes, I do.

4 Q: All right. And what entry is that?

5 A: It's an SMS message to Mom.

6 Q: Okay. What does it say?

7 A: This is Mitchell. I had to get a new phone. Mine broke.

8 Q: Moving up to Line 678; can you see that one?

9 A: Yes.

10 Q: What is that?

11 A: It is also an SMS message to Mom.

12 Q: All right. What does it say?

13 A: What's Tommy's number?

14 Q: Now, does there appear to be a response to that?

15 A: On Line 677 from Mom, the number is 640-8736.

16 Q: Focus your attention on Entry 567 and working up from
17 that; what is Entry 567?

18 A: 567 is a call from Tommy. 568 is a ---

19 Q: Let's go -- let's go more recent.

20 MR. T. BRITTAIN: Excuse me Your Honor, I object to that.
21 It would be from Tommy's phone. She doesn't know whether
22 Tommy made that call or not.

23 THE COURT: Rephrase your question.

24 BY MR. TERRELL:

25 Q: What number is that call coming from?

- 1 A: 910-640-8736.
- 2 Q: The line above it, what is that, 566?
- 3 A: It is a SMS message, to 640-8736.
- 4 Q: And what does that say?
- 5 A: Where are you?
- 6 Q: Is there a response to that?
- 7 A: The response is, On the way.
- 8 Q: All right. At the bottom of this, that would be Entry
- 9 561; can you read that? All right. Can you read that?
- 10 A: Can you move that over. 561 is an SMS message.
- 11 Q: And what number is it going to?
- 12 A: It goes to 640-8736.
- 13 Q: The contact listed as Tommy?
- 14 A: Yes.
- 15 Q: All right. What does that say?
- 16 A: Tell them to the garden center exit and look to the
- 17 right; I'm wearing a gray shirt.
- 18 Q: All right. And what's the follow-up message to that?
- 19 A: I've been standing here the whole time.
- 20 Q: All right. And then does the 8736 number listed in this
- 21 phone as Tommy, respond to that message?
- 22 A: There is a call after the last message.
- 23 Q: All right. That last message being what?
- 24 A: Meet me outside the garden center.
- 25 Q: Line 557, what does that say?

1 A: Tell him, if he wants to use our gun, we will give him
2 money to buy ammo.

3 Q: Okay. And that's go from this phone to 8736?

4 MR. T. BRITTAIN: Objection to the form of the question,
5 Your Honor.

6 Q: All right. What number is that going to?

7 A: To 640-8736.

8 Q: Coming from this phone?

9 A: Yes.

10 Q: What is the date and time of that entry?

11 A: 4/25/14, 7:32:38 P.M.

12 Q: All right. Line 537, it's down there at the bottom, what
13 number is that going -- is that coming from?

14 A: 919-519-3216.

15 Q: What is the date and time of that question?

16 A: 4/26/2014, 4:17.

17 Q: What is the content of that?

18 A: Give us a little time to get the gas in.

19 Q: Early in the morning on April 26th?

20 A: Yes, 4:17 A.M.

21 Q: Starting at Line 532, could you walk us up that. What is
22 Line 532?

23 A: 532 is a SMS message to 919-519-3216.

24 Q: And what time is that message at?

25 A: 4/26/14 at 4:41 A.M.

1 Q: All right. And what does that say?
2 A: What's up?
3 Q: What's the follow up message to that?
4 A: It's an additional message that says, Bro.
5 Q: Is there a response to that from that same number?
6 A: The response is from 919-519-3216, What up?
7 Q: And the response to that?
8 A: Where are you?
9 Q: The response to that on 528?
10 A: At the spot.
11 Q: And the response to that?
12 A: Inside?
13 Q: With a question mark?
14 A: With a question mark.
15 Q: What's the answer to that?
16 A: Nah.
17 Q: All right. And then next two, if you would?
18 A: Keep me updated.
19 Q: All right. All right. Line 520, what is that?
20 A: It's also an SMS message to 919-519-3216.
21 Q: And what does that say?
22 A: Use the Google Maps on J-T-S phone.
23 Q: All right. Let's look at Line 391; what is that entry?
24 A: It's an SMS message to 919-519-3216.
25 Q: And the date and time of that message?

1 A: 4/28/14, 12:41 P.M.
2 Q: All right. And what does that say?
3 A: Hey, Bro, can you do me a favor real quick?
4 Q: Is there a response to that?
5 A: What up?
6 Q: And the response to that?
7 A: I need some 9mm Lugar bullets, but I'm not 21.
8 Q: All right. And the response to that?
9 A: That's the name, 9mm Lugar?
10 Q: And the next one?
11 A: Yes, preferably hollow point.
12 Q: Line 358, if you would, what is that?
13 A: An SMS message to 640-8736.
14 Q: And what does that say?
15 A: Where you at?
16 Q: What's the response?
17 A: About to get my money and head your way.
18 Q: Entry 306?
19 A: It is an SMS message from 910-742-8446.
20 Q: And who is that contact listed as?
21 A: Mom.
22 Q: And what does it say?
23 A: Mitchell, I need you home tonight.
24 Q: And is there a response to that message?
25 A: Can I move it over a little?

1 Q: Oh ---

2 A: I will be there tomorrow. I'm getting really stressed
3 right now.

4 Q: Let me zoom it out just a little. All right. Line 188,
5 what entry is that?

6 A: An SMS message to 640-8736.

7 Q: The contact listed as who?

8 A: Tommy.

9 Q: When was that sent?

10 A: 4/29/14, 8:31 P.M.

11 Q: And what does it say?

12 A: Bro, apparently C.B. was murdered? I heard he died in a
13 fire, but cops are saying that there is evidence that it was
14 murder.

15 Q: What's the response to that?

16 A: I saw that when Garland told me. Apparently he died
17 holding a gun at the front door trying to get out?

18 Q: All right. Line 184, please, who is that to?

19 A: An SMS message to 640-8736.

20 Q: What does that say?

21 A: Check this out, it has pics of his house.

22 Q: Is there a follow up text message to that?

23 A: It is a link to <http://www.wbtw.com> story to 537-4052,
24 Horry County Fire Rescue working mobile home fire in Aynor.

25 Q: And Line 182, what does that say?

1 A: It is a SMS message from 910-640-8736, that makes no
2 sense though if you had a gun, you are getting out SMH.

3 Q: Line 68, what is that?

4 A: It is a SMS message from 910-234-8436.

5 Q: I'm sorry, 84?

6 A: 86, I'm sorry.

7 Q: 8486?

8 A: Yes, 8486.

9 Q: What is the date and time of that message?

10 A: 4/30/14 at 4:19 P.M.

11 Q: And what does the text of that say?

12 A: Mitchell, this is Tommy's mom, please give me a call.

13 Q: You take a seat back on the stand, please. While Ms.
14 Richardson is getting my mess back in order, let's talk about
15 State's 76 for a minute. You said that was the second
16 Cellebrite you were able to obtain?

17 A: Yes, this is on the ZTE phone.

18 Q: Looking at this extraction report, what information were
19 you able to obtain on that phone?

20 A: This report contains, messages, images, activity
21 analytics ---

22 Q: I'm sorry, Ms. Heather, can we get that screen down again
23 please?

24 Ms. Dudley, would you mind stepping down for me again?

25 So again, this is another similarly style cover sheet?

1 Q: And what's Line 334, what does that appear to be?

2 A: A Facebook user ID for Mitchell Cheatham.

3 Q: That phone number in Line 333, is that the same phone
4 number you extracted data from on the other Cellebrite report?
5 Can I show you that Cellebrite Report?

6 A: Yes, please.

7 MR. TERRELL: I'm showing the witness State's 72, Your
8 Honor.

9 THE COURT: All right.

10 A: The phone number on this report is 910-872-4322.

11 BY MR. TERRELL:

12 Q: And that's the same number listed as Mitchell?

13 A: Yes, it is.

14 Q: Line 337, what entry is that?

15 A: To Mom. The phone number is 910-234-8486.

16 Q: Do you see an entry on there labeled My Love?

17 A: Yes, My Love, and two phone numbers are 910-499-2075 and
18 910-653-2719 at Line 341.

19 Q: Now, were you also able to extract Facebook chats in this
20 extraction?

21 A: Messages were extracted, yes.

22 Q: The messages were, okay. Right here on Page -- this is
23 on Page 20 of that report, what does that appear to be?

24 A: It is a chat between -- the participants are Katlin Rose
25 and Tommy Lee Kruspe.

1 Q: This is at the bottom of Page 26. Does that appear to be
2 a part of that conversation?
3 A: Yes, the participants are the same.
4 Q: All right. Now, was this similar to the timeline where
5 the oldest is first or is this going in order where the newest
6 is first?
7 A: This is going where as you can see, the messages are
8 labeled 2:53, 2:55, 2:57, so it's gonna be oldest to newest.
9 Q: Okay. So reading down, what is the entry date and time
10 of that first line?
11 A: 4/18/2014 at 2:53 A.M.
12 Q: Who is that from?
13 A: Katlin Rose.
14 Q: And what does it say?
15 A: Where is my husband?
16 Q: Is there a response to that?
17 A: We're at Walmart getting smokes while Mitchell is dicking
18 around. Be back soon. He left you a knot on the kitchen
19 table, I think.
20 Q: All right. And the response to that line?
21 A: Is that really what y'all did?
22 Q: And the response?
23 A: Yes, ma'am.
24 Q: And the response to that?
25 A: Then why is it showing you're -- you're in Aynor, when

1 Walmart is Conway.

2 Q: All right. And that's going from what Facebook account?

3 A: Katlin Rose.

4 Q: To the user of this phone?

5 A: That's correct.

6 THE COURT: Can you make it any closer?

7 BY MR. TERRELL:

8 Q: All right, the top of that page, what is the response to
9 what you just read?

10 A: I don't know.

11 Q: And a follow-up line to that?

12 A: Stupid GPS.

13 Q: All right. Is there a response to that?

14 A: Yeah, hurry back with him, please.

15 Q: All right. Skipping down to the entry at 3:47 the
16 morning of the 18th, what does that say?

17 A: If y'all aren't back soon, I'm gonna go get him. He has
18 work in a few hours, Tommy.

19 Q: All right. The follow up line to that is at what time?

20 A: 4:14 A.M. on 4/18/2014.

21 Q: All right. And what does that say?

22 A: Someone just wrote, Sam, y'all better not be at CBS, it
23 doesn't take two hours to go to Walmart. When I find a coat,
24 I'm going looking for Garland.

25 Q: All right. The follow-up line to that is at what time?

1 A: 4:36 A.M.

2 Q: And what does that say?

3 A: Bring Garland home now, Tommy.

4 Q: The follow up to that is at what time?

5 A: 4:46 A.M.

6 Q: And it says what?

7 A: I'm serious. Sam's phone keeps going off. If y'all have
8 done this crap again, I won't forgive y'all. He could lose
9 his new job over this. Bring him home now.

10 Q: All right. And the response to those lines is at what
11 time?

12 A: 6:52 A.M.

13 Q: And it says what?

14 A: We didn't, we just got lost.

15 Q: And what is Katlin Rose's response to that?

16 A: Y'all did do it. I can't believe you'd lie to me, Bro?
17 You should have told me, I wouldn't be as mad.

18 Q: And does she follow that up with anything?

19 A: Yes, I'm sorry for flipping out on you but that was
20 dangerous as fuck. Garland said did you count your part yet?

21 Q: That line second to the bottom, what is the date and time
22 of that entry?

23 A: 4/19/2014, 5:36 P.M.

24 Q: And who's that from?

25 A: Katlin Rose.

1 Q: To the user of this phone?
2 A: Yes.
3 Q: All right. What does that say?
4 A: No, he saw Garland's tattoo, so he has to wear long pants
5 around his kids.
6 Q: I'm gonna skip ahead now to the bottom of this page.
7 What is the date and time of that entry third from the top?
8 A: 4/19/14, 4:45 A.M.
9 Q: It's the morning of April 29th?
10 A: Yes.
11 Q: What does it say?
12 A: Please be honest with me, did you kill C.B.?
13 Q: And who's that from?
14 A: That message is from Katlin Rose.
15 Q: To the user of this phone?
16 A: Yes.
17 Q: All right. That top line, what is the date of that?
18 A: 4/29/14, 4:57 A.M.
19 Q: Just a little bit after that last one?
20 A: Yes.
21 Q: And what does that say?
22 A: C.B. is dead. Somebody burnt him up in his house to get
23 the rest of his money.
24 Q: And the response to that is what?
25 A: At 4:56 -- 4:58 A.M. Oh, shit, when did this happen and

1 what all did the police do? I can't believe that. Well, I
2 can, I heard he was twisted, but shit.

3 Q: All right. Do you see an entry with the date April 29th,
4 I'm sorry, April 29th at 2:01:46 P.M?

5 A: Yes.

6 Q: Who's that message from?

7 A: Katlin Rose.

8 Q: What does it say?

9 A: I will, and yeah it is, I feel so awful. That old man's
10 last month was horrible and we were part of it.

11 Q: All right. What is the response to that?

12 A: Yeah.

13 Q: And the response to that?

14 A: Hey, you don't think Mitchell would have come down here
15 do you?

16 Q: Is there a response to that?

17 A: No, for two reasons; he doesn't know how and he is a
18 pussy, LOL.

19 THE COURT: Solicitor, what number was that -- what page
20 number was that?

21 MR. TERRELL: This was on Page 30.

22 MR. T. BRITTAIN: 30?

23 MR. TERRELL: Yes, sir.

24 BY MR. TERRELL:

25 Q: Continuing down to Page 30. What -- is there an entry on

1 April 29th at 2:18:28 P.M. and 28 seconds?
2 A: Yes.
3 Q: And who's that from?
4 A: Katlin Rose.
5 Q: What does it say?
6 A: I can't send you the link for some reason.
7 Q: And what's the response to this?
8 A: What site is it on?
9 Q: And what's the response to that?
10 A: News 13 www.wbtw.com.
11 Q: This is on Page 47, what does that appear to be?
12 A: This is just between Mitchell Cheatham, it's a Facebook
13 account and Tommy Lee Kruspe.
14 Q: All right. The first entry that we can read, what's the
15 date and time on that?
16 A: 4/9/14, 2:32:47 P.M.
17 Q: And what does that say?
18 A: This is not a small job. A small job doesn't involve
19 people.
20 Q: And that's from whom?
21 A: Mitchell Cheatham.
22 Q: To the user of this cell phone?
23 A: Yes.
24 Q: All right. And what's the response to that?
25 A: SMH, it's fast and easy, Bro.

1 Q: And the response to that?

2 A: I'm saying he has a gun; we don't. We are stupid if we
3 don't fix that.

4 Q: What does the next line say?

5 A: I'm not worried at all. You are the one who always talks
6 about having a smart plan. If we go in without a gun, we are
7 no better than Twizzy (spelled phonetically).

8 Q: All right. What's the next line?

9 A: I'm saying if we find some steel before we do a job and
10 buy some first; that is smart.

11 Q: And his follow-up to that?

12 A: It may be a small risk of being shot, but why take the
13 risk if we don't have to?

14 Q: And what's Tommy's response to that?

15 MR. T. BRITTAIN: I object to whose response.

16 THE COURT: Again, Solicitor?

17 MR. TERRELL: Yes, sir, Your Honor.

18 THE COURT: Refer to numbers.

19 BY MR. TERRELL:

20 Q: The Facebook user listed as Tommy Lee Kruspe. What is
21 his response to Mitchell Cheatham?

22 A: Where you gonna find a small job? Plus, if I get some
23 steel by this weekend, are you going?

24 Q: What's the response to that?

25 A: I'm going either way. I'm just saying let's not be

1 stupid.

2 Q: And the follow-up to that?

3 A: Plus we got to have to have Garland or he might snitch
4 because we did it without him.

5 Q: All right. An entry on April 9th, 2014 at 6:15 P.M., who
6 was that from?

7 A: Mitchell Cheatham.

8 Q: And what does that say?

9 A: Dude, when it happens, I will hold the steel. You
10 persuade him to do what we say.

11 Q: And the response to that?

12 A: Okay. Deal.

13 Q: And the follow up?

14 A: Glad we came to an understanding.

15 Q: All right. An entry on April 10th at 10:55 A.M. and 42
16 seconds, what does that say?

17 A: We need some money, that's all I'm going to say.

18 Q: And what's the response to that?

19 A: I'm saying if we do this and only get like \$50, I'm going
20 to be pissed.

21 Q: And the follow-up line to that?

22 A: Like I would be pissed at Garland and Amber for
23 bullshitting.

24 Q: Down at the bottom, April 10th at 12:28:26 P.M., what
25 does that say?

1 A: Well, we will already have the steel and a nicely hot
2 vehicle.

3 Q: You see that entry box Number 38?

4 A: Yes.

5 Q: What does that appear to be?

6 A: Message between Facebook account for Tommy Lee Kruspe and
7 A.I. Wagner.

8 Q: All right. I want to focus your attention down here on
9 this last line. What is the date and time of that entry?

10 A: May 2nd, 2014, 12:45:01 A.M.

11 Q: And what does that say?

12 A: This is Kristy, I have Tommy's phone. Call Tony 910-918-
13 6994.

14 Q: Were you able to pull -- was this extraction able to get
15 some web browsing history from this phone?

16 A: Yes, it is.

17 Q: And does that appear to be what's on that page, some of
18 it?

19 A: Yes, there's web history.

20 Q: And what page number is that?

21 A: 413.

22 Q: I'm gonna draw your attention to Entry 3198, what is
23 that; is that web history?

24 A: Yes, it is web history for gas stations near Mullins,
25 South Carolina.

1 Q: And what is the date and time of that entry on this
2 phone?

3 A: 4/26/2014, 2:55:49 A.M.

4 Q: Ms. Dudley, I appreciate you coming back in. Those are
5 all the questions I have for you. If you could answer any
6 questions Mr. Brittain has for you?

7 THE COURT: Take your seat please, ma'am.

8 Cross examination?

9 MR. T. BRITTAIN: Your Honor, I have a matter of law to
10 take up with the Court.

11 THE COURT: All right. Very good.

12 MR. T. BRITTAIN: It may not be any cause for
13 examination.

14 BY THE COURT:

15 THE COURT: All right. Very good. All right. Mr.
16 Forman, ladies and gentlemen, I need to discuss that outside
17 of your presence. Please go to your jury room. Thank you.
18 (REPORTER'S NOTE: Jury exits courtroom. The following takes
19 place outside the presence of the jury.)

20 THE COURT: Okay. All right. Before I hear from you,
21 Mr. Brittain, I want to correct something. The solicitor had
22 said something about Exhibit Number 75 and I said for ID; that
23 was incorrect. By stipulation, the state and defense came to
24 a stipulation that Exhibit 75 was the phone of the defendant
25 and as to the phone being that of the defendant and after that

1 A: I was.

2 Q: Okay. Were you also -- moving away from those cell phone
3 records for just minute, did you have an occasion to collect
4 some phones in this case?

5 A: I did. I was asked by the lead to meet up with a family
6 member of Mr. Benton's to get a phone. He had found a phone
7 and he wanted to provide it to law enforcement.

8 Q: Okay. Do you recall what phone that was?

9 A: It was a black-in-color ZTE phone. It's like a Motorola
10 ZTE, I believe.

11 Q: I'm gonna hand you what's been marked as State's Exhibit
12 25 -- I'm sorry, 75. I believe that is in evidence. Do you
13 recognize that?

14 A: Yes, it appears the phone that I turned into evidence?

15 Q: Okay. And who did you receive that phone from?

16 A: I believe it was his stepfather, Gregory, I believe was
17 his first name. I'm sorry, I don't remember his last.

18 Q: Do you recall when you received that phone?

19 A: It was within a couple days of the incident. Mr. Benton
20 had been detained and he had wanted to turn the evidence in.

21 Q: Okay. I'm just gonna show you this and see if it can
22 refresh your recollection of when you had that phone in your
23 possession?

24 A: Yes, I received it on May 2nd at approximately 4:18 P.M.
25 and I turned it into evidence on the same day. Gregory Hudson

1 was the man who gave it to me, which was his stepfather.

2 Q: Okay. And when it was in your possession, did you tamper
3 it or alter it in any kind of way?

4 A: No, I pretty much took it from him and took it straight
5 to evidence.

6 Q: Do you recall whether or not that phone was on or off
7 when you took possession of it?

8 A: I didn't check it. It was probably off. I didn't check
9 it, though.

10 Q: Okay. Did you have an occasion to collect another phone
11 in this case?

12 A: I did.

13 Q: Okay. And do you recall what kind of phone that was?

14 A: It was another black-in-color phone. I'm not sure the
15 exact type.

16 Q: I'm gonna show you another document and see if it will
17 refresh your memory.

18 A: Sure. That one was also a Motorola phone, a Moto G.

19 And, what had happened was, Mr. Gregory had placed me in touch
20 with Mr. Cheatham's family and they also had found some
21 evidence that they wanted to turn over to law enforcement,
22 which included a phone that they had found, which they
23 believed that was their son's, which was this Moto G Motorola
24 phone.

25 Q: So, who did you receive the phone from?

1 A: This one I received from a Jennifer Stringfield.

2 Q: Okay. And what date and time did you receive that phone?

3 A: It was the same day, actually. I had to go to Council,
4 North Carolina, where I met her at her residence. That was
5 about 8 o'clock at night when I met her, and then I turned it
6 into evidence when I got back to the office.

7 Q: Okay. Did you tamper or alter that phone in any kind of
8 way?

9 A: No, I didn't.

10 Q: Do you recall whether or not that phone was on when you
11 received it?

12 A: I didn't. I didn't check it. It's -- I would have had
13 to do a search warrant really to go through it, so I, you
14 know, I didn't even check it to see if it was on or not.

15 Q: Okay. I'm gonna show you what's been marked as State's
16 Exhibit 73 for ID purposes; do you recognize that?

17 A: Yes.

18 Q: And what is that?

19 A: That's the Moto G Motorola and my handwriting is up on
20 the corner for the folder.

21 Q: Okay. And you said that you submitted that into
22 evidence?

23 A: Yes. This other phone also has my handwriting up on the
24 corner.

25 Q: And when you had that Motorola in your possession, did

1 MR. T. BRITTAIN: No objection, Your Honor.

2 COURT REPORTER: State's 84.

3 BY MS. RICHARDSON:

4 Q: I'm gonna hand to you what's been marked for ID purposes
5 as State's Exhibit 84, what is that?

6 A: It's a photo of the Charleston Switch Tower 1531. It's
7 located off of Pine Oaks Road; I believe that's in the Conway
8 area.

9 Q: Okay. And it's actually, this is a Google Earth image of
10 the tower. The pin is where the GPS coordinate places it.
11 Sometimes, it'll be within a couple of feet of the tower.
12 It's kinda like how your address sometimes isn't out at the
13 edge of the road, it's back a little bit, and that's the way
14 this sits. Can I show them?

15 MS. RICHARDSON: The State would seek to admit State's 84
16 into evidence.

17 THE COURT: Any objection?

18 MR. T. BRITTAIN: No, sir.

19 THE COURT: It's in evidence without objection.

20 STATE'S EXHIBIT NUMBER 84

21 ADMITTED INTO EVIDENCE

22 A: If you look at this image, the GPS location that was
23 provided by the company placed the dot right here. When you
24 go check, it's just the -- there's the tower right there.
25 Sometimes, it's not gonna be right on the tower, per se, but

1 location of a hotel that I believe they were staying at.

2 Q: All right. What is this indicating?

3 A: This is indicating, as I mentioned before, call detail
4 records, very, very bare bones. It's gonna have your tower
5 information and the direction from the tower; it's not gonna
6 tell you how far from the tower the phone is estimated to be.
7 For this one, this is the 910-640-8736. This is the ZTE phone
8 that I had identified earlier as getting from Mr. Benton's
9 parent.

10 Q: And it includes the date ranges as indicated?

11 A: This, this set of slides includes only the April 17th and
12 the 18th, 10:30 P.M. to 8:44 A.M.

13 Q: I'm just gonna walk through and if you don't mind, just
14 tell the jury what we're seeing?

15 A: Yes, that's good.

16 Q: What is that?

17 A: Okay. On this slide you'll see the map, first off, and
18 then in the upper north side, you'll see a green little pie,
19 like a piece of pizza pie. On the right side you're gonna see
20 information from that actual call. So, it includes, if I may
21 step away for just a minute and I'll try to talk loud, sir.

22 THE COURT: Yes, sir.

23 A: Up here is the location of the tower. That is from the
24 tower list. The azimuth is the direction from the tower, as I
25 told you, the plate is facing that direction. The sector is

1 Sector 3. The cell number is gonna be that number I told you,
2 the switch is Raleigh, but in that the Number 320 is gonna be
3 that cell and this is telling about the time and it's an
4 incoming phone call from this number going to this number. So
5 it's an incoming call from an 843 number to the phone
6 associated with Mr. -- Mr. Benton.

7 If you look at the map though, the thing you can notice,
8 where it sets the tower, it's sitting in the Whiteville area
9 on the north side of the map and it's facing in a pretty much
10 of a western direction. Which if you look at 260 degrees,
11 going back to school, if you look at a circle, 260 degrees
12 would just be off about that far.

13 Q: Okay.

14 A: This is the same day same time -- I'm sorry, it's not the
15 same time, just shortly after 11:08 P.M. on that date. It's
16 an incoming voice call and that direction is a northern
17 direction still in the North Carolina area.

18 Q: And that is a -- what switch is that indicating?

19 A: That is still the Raleigh switch, which pretty much most
20 of the stuff that sits over the North Carolina line is gonna
21 be in the Raleigh switch.

22 Q: Okay.

23 A: The next one, additionally in the Raleigh switch, is at
24 11:13 P.M. another voice call, but it is now facing a little
25 bit closer to that Tabor City area.

1 Q: All right. And let me ask you something just while you
2 have that up. I see the green pie, what you're calling the
3 pie, what exactly is that showing?

4 A: When I -- when I identified before that they place a
5 plate in a certain direction, the phone company has an
6 anticipated spread of 60 degrees one way and 60 degrees the
7 other. So, three of them would equal a full circle. So when
8 they design that pie, they say this direction 60 degrees and
9 60 degrees this way; so that is your pie. that's meant to be
10 that as your coverage area. Now, you can sit outside of it a
11 little bit and you might catch it, but if you're directly
12 behind me, you're not gonna be catching it, I'm facing
13 completely the opposite direction.

14 Q: And that pie has an ending point?

15 A: That ending point is just -- that's only set for a
16 certain amount of distance. The company is not saying that's
17 the end of it, it could go further. You would have to get out
18 there with entire groups of teams of Verizon people to say
19 this is where the phone call ends. It's just saying it is the
20 closest location.

21 Q: Okay. All right. If you'll go to the next slide?

22 A: Sure. Okay. Now, there is a gap here. If you looked it
23 was 11:11 P.M. The next time is at 3:11 in the morning until
24 5:34, there were 21 separate phone contacts on that same
25 tower. And now this tower, as you can see, is located in the

1 Charleston switch, which is that CHSMTX, which means
2 Charleston, and cell number 1531. Earlier I showed you a
3 picture of that tower zoomed in from satellite, and it is
4 facing in the second sector, which is 130 degrees. So, going
5 back to school, 180 would be the bottom, so you'd go back just
6 a little bit and that's a 130 degrees, and then you go 60
7 degrees one way and 60 degree the other way, so it would be
8 about 70 degrees all the way to 190 degrees and, as you can
9 see, that map just goes a little bit more toward the
10 southeast.

11 Q: And what is the date on that particular call?

12 A: On that one it is April 18th, 2014.

13 Q: And the time periods again that the phone remained on
14 that switch?

15 A: It's between the hours of 3:11 in the morning and 5:34 in
16 the morning. That tower, as I noted up here, is approximately
17 1.33 miles from the tower, the incident location.

18 Q: Okay. Go to the next slide, please?

19 A: Okay. This is the -- I indicated up here it did change
20 sectors on the tower for two different times on that same
21 tower around the times that I included in the slide to show
22 4:47 and 4:54, it moved a little bit off the tower. As you
23 see, where this residence sits, it's kinda close to the line,
24 so it's very possible that it'd switch off from tower to tower
25 when you're not that far; the other one faced this way.

1 Q: And, Sergeant Martin, I just want to be perfectly clear,
2 you aren't saying that that phone is at any particular
3 location; is that correct?

4 A: No, at that time, it is hitting off that tower, I can't
5 say it's a mile, two miles, 15 feet. I'm saying that phone is
6 utilizing that tower at that time.

7 Q: All right.

8 A: The next one is at 7:00 in the morning on that same date.
9 The phone migrates back to the Raleigh switch in the area of
10 Tabor City, the green kinda covers Tabor, but in the area of
11 the Alpine Drive and North Lewis Street area.

12 Q: Okay.

13 A: That same date, then it migrates up north toward the
14 Chadbourn area and that is at 8:44 and it's still in the
15 Raleigh area, the Raleigh switch area.

16 Q: So, these slides, are just -- would that indicate that
17 that phone is moving?

18 A: It moved areas. You're probably looking at 30 minutes of
19 driving between the one side and the other side. The phone as
20 migrated from one location to the other.

21 Q: Okay.

22 A: Okay. This next slide is again a CDR only has towers and
23 direction and this is for the dates of April -- I'm sorry --
24 April 25th till April 26th, and specific locations of time are
25 about 11:45 P.M. until 8:00 in the morning. Okay. The start

1 of this slide has the phone accessing a tower in the Raleigh
2 switch in the area, let's see, just north of the 701 line
3 there and that is like I said, Raleigh switch at 11:45. It
4 moves southward toward -- still in the Raleigh switch area at
5 12:37 in the morning till 12:51. There were four separate
6 contacts to that same tower and sector and those go from, like
7 I said, about 14 minutes. At this time, the phone migrates
8 south to the Charleston switch and it hits the tower facing in
9 a kind of a northwest direction, and that is at 12:57 in the
10 morning. This time it hits those same towers from the other
11 side and that's about almost 1:00 in the morning, but it's
12 three separate contacts at the same time. That is at this
13 time back in the Raleigh switch. If you notice in this
14 location right here, this -- if you were standing right here,
15 you could be hitting towers up here or here. This is the
16 closest tower to the North Carolina line. There's not a lot
17 out here. I don't know if you've ever been to that area, it's
18 very few homes, not a lot of people live there, so they have
19 towers spread out a little bit to that North Carolina line.

20 Q: I just want to make sure I understand your testimony
21 correct, so in that slide and the previous slide, would I
22 understand you to say that it's possible that maybe that phone
23 didn't move at all?

24 A: For that area it's possible. They're spread out pretty
25 well. So, the person on this slide could be possibly up in

1 this area and then the next time they would hit the tower
2 that's a little bit closer. Because they're spread out a good
3 distance, you might hit one or the other, if you're kind of in
4 the middle, your phone might pick and choose which one it's
5 gonna take. It's gonna try to pick the one that's the least
6 resistance. The reason a phone does it, your phone battery is
7 not very strong, your phone antenna is not very strong, it
8 wants to pick up the closest tower. If you're ever in an area
9 where there's not a lot of phone coverage or weak phone, that
10 little line that goes up is not actually the phone tower
11 signal, it's the force your phone is trying to grab a hold of
12 a tower. That's why your battery will drop down when it's
13 really low, that means your phone is trying it's best; it's
14 trying to grab a tower and it's actually putting out a lot
15 more power so your battery, if you've ever noticed, will go a
16 lot faster down when you have bad reception as opposed to good
17 reception. So that's what, in that area, I don't think you
18 could say one way or the other where it's at that tower or
19 not. It's kind of in the middle and could catch both or it
20 could put up a little bit south and move back.

21 The next one is at 2:22 till 3:35, there are three
22 separate contacts at the same tower and, at this time, it is
23 hitting still on the Charleston switch, but it's out now in
24 the Mullins area, which it sits further out in the left there.
25 Now, that is facing in a southeast direction and that is in

1 the area, if you look closely, of the 1350 French Road,
2 Mullins, that location would sit in that coverage area.

3 Q: Okay. Let me go back to that slide for me, please.

4 A: Yes, ma'am.

5 Q: Okay. Help me -- I see that there's a phone number at
6 the top, so the 910-640-8736. But yet if I look at the
7 bottom, it's saying that the calling number and the called
8 number are -- are not that number; what -- what could have
9 happened?

10 A: Yes, ma'am. What happened was the phone had actually
11 gone to a voice mail, and Verizon keeps so many numbers for
12 you. It's almost like a voice mail box where it'll go to that
13 initially before it gets transferred to your phone. I believe
14 the 901 number is one that's used as a mailbox for your phone.
15 So, if you don't answer, sometimes it'll get transferred to
16 another number. It's still registered to your phone, it just
17 doesn't mean that it's your phone number; it means it's held
18 in a different mailbox.

19 Q: Okay.

20 A: Okay. The next one is at 3:39 in the morning. It's
21 still in the Mullins area, Marion County, Mullins area in the
22 northeast direction. The next one, still I that Marion
23 County, Mullins area, and it is 3:49. 3:50, same area. If
24 you see those two towers are very close to each other, you
25 could be sitting kind of in that middle of it and catch both

1 of them. Okay. At 4:40 in the morning, the phone moves to
2 the area, the Charleston switch still and it is off of that
3 tower 1531, which is the one that's approximately a mile, 1.33
4 miles from the incident location and it is facing the incident
5 location.

6 Q: And what is the date and time on -- on that one? I'm
7 sorry.

8 A: On that one it's 4:26 at 14 -- at 4:40 in the morning.

9 Q: Okay.

10 A: Okay. It's still there at 6:13 in the morning, same
11 tower, same location; it's an outgoing voice call. Okay. And
12 then there is a gap, the next time it is used so it was just
13 used at 6:13, the next time is at 8:28 A.M., it's an outgoing
14 voice call, and at this time is in the Raleigh switch and it
15 is the tower facing north which is in the area of James B.
16 White Highway. Okay.

17 Q: What are we looking at here?

18 A: Okay. I'm gonna -- what I mentioned before the RTT, it's
19 called the real time tool and it's the one that gives you a
20 distance from the tower. Now, phone companies don't keep that
21 information indefinitely. It's very time -- or space
22 consuming to keep all these little information about where
23 you're at at a given point, so they only keep that for a very
24 short amount of time. Our investigation only began on this --
25 with this phone number around the 30th, 31st, so we were only

1 able to go back a couple days to get that very detailed record
2 that has a distance from the tower. That's why these are the
3 only records, the 28th and 29th, where we know how far the
4 phone is estimated to be from a tower. So, this is looking at
5 that same phone number including call detail records and real
6 time tool. I added the both together on the same chart for
7 the 20th and 29th from 9:30 till 9:30 or about 9:30 in the
8 morning on the -- I'm sorry -- P.M. to 9:30 the next day.
9 Okay. I'm starting up here, he's in the Raleigh switch.

10 Q: What date and time is that?

11 A: This on the 28th at about 9:33 in the morning or evening,
12 I'm sorry, 9:33 in the evening. This is an incoming phone
13 call. This probably is a junk call or something, it's got 933
14 phone number where it's coming in. So, it could be one of
15 those text type things or a -- a phone message type thing. It
16 doesn't keep specific. And that one, it's in the area of
17 Pleasant Hill Drive, Chadbourn location.

18 The next time that it's used is at 12:26 in the morning
19 on the 29th and that's an incoming phone call, again, and that
20 one is coming still on the Raleigh switch and it's facing a
21 northern direction.

22 Okay. The next time the phone has usage as an incoming
23 phone call and that number is at 2:42 in the morning. And if
24 you look again it's now it is in the Charleston switch and it
25 is facing in southeast direction, and it is again on that

1 Tower 1531 in the second sector, which is the area around the
2 incident location.

3 Okay. Now, this is what your RTT record is going to look
4 like. It's a little bit different in color so you can see the
5 difference. It also provides that same information. This is
6 the tower; this is the direction, but as you see this little
7 line that goes out from it, the phone company estimates it at
8 a distance of 1.89 miles at that time, which sits right about
9 here. So, it's not saying he is or the phone is specifically
10 anywhere. It doesn't tell you it's at this spot on the line
11 or this spot on the line or this spot; it's saying
12 approximately, it's about 1.89 miles from the tower and it's
13 an approximation.

14 The next measurement is -- it's an RTT record again and
15 it is the Charleston switch and we are now at 2:46 in the
16 morning, and it now is sitting 3.94 miles from the tower,
17 which it moved to a different tower but it's just maybe south
18 of the incident location.

19 Q: What was -- I'm sorry, what was the date on that one?

20 A: That one is on the 29th at 2:46 in the morning, and it
21 hits that same area twice.

22 The next time is at 2:48 in the morning. It is now
23 hitting off a different tower, which is in that same vicinity
24 approximately 2.12 miles. So, you can see if you look at
25 this, it's kind of close where they're seeing the usage where

1 that one puts it, if you look on the line, it sits right
2 around this -- just down that river a little bit. And this
3 isn't that far from it. It's -- you see how we're very close.

4 Q: And again, Sergeant Martin, I notice you're pointing at
5 that one particular spot, but again, you're not suggesting
6 that's where that phone was located at that ---

7 A: No, I'm not saying that's where the phone is, I'm just
8 saying that those towers are very close and you can see how
9 the two lines may intersect, so you could be either on one
10 tower or the another based on where either one of those lines
11 are drawn.

12 This is 2:48, that's the one I just showed you. Okay.
13 This is now at 3:05, so we're at about 17 minutes from that
14 time. And this is a normal CDR record or call detail record;
15 it does not have the distance. And now this hitting off the
16 tower still in the Charleston switch, but as you can see, it's
17 northeast of where the last phone record usage was.

18 And very similar, I believe this is the same tower. This
19 is the same information but it's on two different records.
20 This is the call detail record and the RTT. So, as you can
21 see, one is very -- it's up there -- it's on that tower facing
22 in that direction but, you look at this one, and it's saying
23 not only is in that direction, it's estimating 2.2 miles. So
24 is the same call as the last one but it's just showing what
25 different records look like.

1 Okay. Now, it's just a little bit further from that
2 tower and we are now a minute further up, 3:06 A.M. And now,
3 this is starting at 3:10 until 9:25 in the morning it hits
4 this same tower three separate times, and it is the tower up
5 off the rally switch facing in the direction of the Alpine
6 Drive and the North Lewis Street area.

7 And this is one of the 9:00 A.M. distances guestimations
8 and it's at 9:00 in the morning on that same day.

9 Q: All right. What is this showing?

10 A: Okay. With the records from the two separate phones, the
11 one ending in 8736, which was the phone provided to me by the
12 -- Mr. Benton's stepfather, their records actually went back
13 for months. We could get those records. The other phone,
14 which was 4322 had much more limited records. The phone
15 actually only started use on the 25th. So we weren't able to
16 go further back. We only had a number for him that with Mr.
17 Cheatham's records that went back to that date. So my records
18 for him start on the 25th of April and this is just showing
19 the coversheet that I created.

20 Okay. Once again, I put in all of the towers so you can
21 see how spread out they are. I'm just gonna give you an idea.
22 Okay. We are looking now at April 25th from 10:00 P.M. till
23 April 26th at 8:23 A.M., and these actually have both call
24 detail records and your RTT for your distance to them. So,
25 starting up, and I know it's a little hard to see up there at

1 10:00 P.M., that phone has an incoming phone call. It is off
2 the Raleigh switch, and it is at the very top of the screen.
3 It's a little red dot up there.

4 Okay. The next time it's from 2:22 to 2:35, there are
5 four separate contacts in the same area as French Road and
6 that one is in the Charleston switch and that area right there
7 is facing in the area of French Road, and that's from 2:22 to
8 2:35.

9 Q: Is that A.M. or P.M.?

10 A: That is A.M. Okay. Like I said before, there is RTT
11 records for these, so the distance from the tower. See this
12 is in the Charleston switch. This is the same area that the
13 other tower had hit, remember it gives you a distance with
14 this little line right here. Okay. And it's saying it's 1.06
15 miles estimated from the tower.

16 Okay. The next one is at 2:35 and it's hitting the same
17 tower, but it now is 2.5 miles estimated from the tower.

18 Okay. Next is 2:45 to 3:22, as you see it now, it's hitting a
19 different tower, which is still in the Charleston switch, but
20 it is further south and hits that same tower area -- I'm sorry
21 six times and actually gives distances of anywhere between
22 3.48 and 3.56. So, there is movement on the distance that it
23 indicates.

24 Okay. 3:20 to 3:22, six separate contacts, again is this
25 -- I'm sorry -- these are just your call detail records. As

1 you see, up near the line of 501 and Hwy 41, it's over there
2 on the left side of your screen. Okay. We're still, 3:26,
3 we're still out in the area of French Road. 3:32, same area.
4 3:32 same area, 3:55 it's a little further south. 3:55
5 further. At 3:58 it is now near the same area of that Marion
6 County. That's just a little more detailed view of that same
7 slide. 4:02 same area, 4:08, 4:08, 4:02, 4:08, okay, now
8 we're moving a little bit further west, we're at 4:17 and we
9 are still on the Charleston switch. 4:18 we're a little
10 further south still on the Charleston switch. 4:18 a little
11 further south. And, at 4:27 we hit Tower 1531, Sector 2, an
12 outgoing voice call, and there are five separate contacts on
13 that tower from 4:27 in the morning to 5:55 in the morning and
14 that is the tower that is close to the incident location.

15 Okay. Because I said we had the RTT records, it is
16 showing that same information 4:27 to 6:04, there were two
17 separate contacts on that tower with the RTT records, with
18 distances between 1.29 miles and 1.56 miles, and that's from
19 the tower, which as you can see is very close to the incident
20 location. And at 6:26, you see the phone now has migrated
21 further west, kind of in a southward direction. Now, that's a
22 little more accurate, with the RTT, and it's showing it's
23 approximately 2.12 miles off the tower. At 6:29, it's even
24 further west from that location. 6:45, now this doesn't have
25 the RTT, this is just the tower and direction. 6:45 same

1 tower and direction. Now, at 7:01, it now is still in the
2 Charleston switch, but as you can see it is closer to that
3 North Carolina line. And at that time, it's five miles from
4 the tower, approximately. And by 7:17, it is now in the
5 Raleigh switch in the area of the Lewis Street and Alpine
6 Drive. And by 8:23, it's traveled up north toward Whiteville
7 on the James B. White facing in that direction.

8 Okay. This is the phone associated with Cheatham, last
9 four, 4322, and once again, this is the day, I believe of the
10 fire, the 28th to the 29th and we're looking at 9:30 P.M. to
11 9:25 A.M. And, again, I have call detail records and the RTT
12 on this here. They started at 9:32, it's a little hard to see
13 there, it's up in the upper spot, it is a red dot near
14 Whiteville and that one is facing in a south, southwest
15 direction. Still up in the area of Whiteville off the Raleigh
16 switch, at 12:26 A.M., so we are now on the 29th, very early
17 hours. This time the phone is migrated southward toward the
18 North Carolina/South Carolina line. It's approximately, as
19 you can see, it's very far, nine miles from that tower.

20 Q: What time was that?

21 A: That is 12:36 in the morning. The next contacts are 1:48
22 to 2:31, there are four separate contacts on that phone. The
23 distance is between 1.06 and 1.21 and that is at 1:48 in the
24 morning to 2:31, four separate at the tower that includes
25 right around the incident location.

1 Q: Sergeant Martin, I just want to be clear. When you --
2 how exactly do you create this slide show?

3 A: I used the CellHawk Program I had mentioned earlier. I
4 take the data from the tower list and then I take the cell
5 phone records and combine them in the system and it visually
6 represents what the cell phone records show.

7 Q: Do you alter those records in any kind of way?

8 A: No.

9 Q: Okay. So, every -- I just want to make sure I
10 understand. So, everything that was displayed before this,
11 jury were off of records contained in these two numbers?

12 A: Yes.

13 Q: Court's indulgence just a moment?

14 That's all the questions I have. Please answer any
15 questions Mr. Brittain has.

16 THE COURT: Cross examination?

17 MR. T. BRITTAIN: Thank you, sir.

18 CROSS EXAMINATION OF JONATHAN MARTIN BY MR. T. BRITTAIN:

19 Q: Officer Martin, who is the senior -- who is the senior
20 investigating officer on this case?

21 A: I believe it's Sergeant Chatfield, now. He was Senior
22 Detective at the time, Jim Chatfield.

23 Q: Okay. Do you know him?

24 A: I do.

25 Q: Okay. Is he still with the police department?

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LISA KATLIN ROSE - DIRECT BY RICHARDSON

1 the way around, come on up here and meet the Clerk's
2 representative right up here, please, ma'am.

3 CLERK: Please raise your right hand, place your left
4 hand on the Bible.

5 LISA KATLIN ROSE, HAVING BEEN DULY

6 SWORN TESTIFIES AS FOLLOWS:

7 CLERK: State your full name and spell your last name?

8 MS. ROSE: Lisa Katlin Rose, R-O-S-E.

9 THE COURT: Go ahead, Solicitor.

10 DIRECT EXAMINATION OF LISA KATLIN ROSE BY MS. RICHARDSON:

11 Q: Good afternoon, Ms. Rose. I appreciate you being here.
12 I see you're dressed in nursing gear; are you employed?

13 A: Yes, ma'am.

14 Q: Where do you work?

15 A: Columbus Regional Hospital.

16 Q: And are you in school right now?

17 A: Yes, ma'am.

18 Q: What are you in school for?

19 A: Phlebotomy.

20 Q: You're actually missing a class to be here today, right?

21 A: Yes, ma'am.

22 Q: Okay. Ms. Rose, do you know an individual by the name of
23 Garland Rose?

24 A: Yes, ma'am.

25 Q: Who was that?

1 A: That was my late husband.

2 Q: And how long were you married for?

3 A: A year.

4 Q: When, when did Garland pass away?

5 A: November 8th of 2014.

6 Q: November of 2014. I'm so sorry for your loss.

7 Do you know an individual by the name of Tommy Benton?

8 A: Yes, ma'am.

9 Q: How do you know him?

10 A: We had been friends since fifth grade.

11 Q: Okay. So, you and Tommy were friends?

12 A: Yes, ma'am.

13 Q: Okay. What about your husband, Garland, were they
14 friends?

15 A: Yes, ma'am.

16 Q: Did you know an individual by the name of C.B.?

17 A: Yes, ma'am.

18 Q: What was his real name?

19 A: Charles Smith.

20 Q: How did you know him?

21 A: My mother-in-law rented from him.

22 THE COURT: I'm sorry, ma'am, you just have to speak up
23 just a little bit, please; I'm sorry.

24 A: My mother-in-law rented from him.

25 Q: And if you want to pull that microphone to you, that

1 might help a little bit.

2 Your mother-in-law, who is your mother-in-law?

3 A: Lorraine Rose.

4 Q: Do you know -- did Lorraine work for C.B.?

5 A: Yes, ma'am.

6 Q: Have you ever been around C.B.?

7 A: Yes, ma'am.

8 Q: All right. And what about your husband?

9 A: Yes, ma'am.

10 Q: To your knowledge, do you know or would Mr. Benton have
11 ever been around C.B.?

12 A: Just with us.

13 MR. T. BRITTAIN: I can't hear. I'm gonna get up here
14 where I can hear. I'm sorry.

15 MS. RICHARDSON: Oh, I'm sorry.

16 BY MS. RICHARDSON:

17 Q: All right. What, what was your knowledge of C.B. as it
18 relates to his -- well, let ask you another way. Your mother-
19 in-law rented from C.B.?

20 A: Yes, ma'am.

21 Q: Do you know how much she paid in rent a month?

22 A: 500.

23 Q: How would that rent be paid, were you ever present during
24 that time?

25 A: Yes, ma'am.

1 Q: Okay. And how was that rent paid?

2 A: We took it to his produce stand.

3 Q: Would she pay in check or cash or ---

4 A: In cash.

5 Q: Was Tommy ever present when you went to pay that money?

6 A: Yes, ma'am.

7 Q: What would C.B. do whenever you would pay him rent?

8 A: He would pocket the money.

9 Q: Was there ever an occasion that you had to see how much
10 money C.B. had on him?

11 A: Yes, ma'am.

12 Q: And tell me about that.

13 A: Whenever anybody paid rent, he would always pull out the
14 money and put it together; he always had a large sum on him.

15 Q: Would you be able -- are we talking about -- how much
16 money would you say he had on him?

17 A: I'm not sure, just a good big wad of cash on him.

18 Q: Are you familiar with C.B.'s home being broken into?

19 A: Yes, ma'am.

20 Q: How are you familiar with that?

21 A: My husband was part of the first burglary.

22 MR. T. BRITTAIN: Okay. Your Honor, I object. Let's go
23 -- I would like to go to the bench.

24 THE COURT: All right, sir.

25 (REPORTER'S NOTE: Bench conference is held off the record in

1 Q: Where was Garland that night?

2 A: He was actually working at that time.

3 Q: How do you know that?

4 A: Because he was working at a prison, where you have to be

5 ---

6 THE COURT: You need to speak up; I'm sorry.

7 A: I'm sorry. He was working at a prison where you have to
8 be checked in to go to work.

9 Q: Do you recall what prison he worked for?

10 A: Tabor Correctional.

11 Q: To your knowledge, how did Garland know Tommy?

12 MR. T. BRITTAIN: Excuse me, Your Honor. Here again, I
13 don't believe she's capable of answering that question.

14 THE COURT: Well, I don't know.

15 MR. T. BRITTAIN: Well, if it calls for hearsay ---

16 THE COURT: I appreciate that.

17 MR. T. BRITTAIN: Yes, sir.

18 THE COURT: Maybe you can rephrase your question just a
19 little bit, but until she gives an answer, I don't know.

20 BY MS. RICHARDSON:

21 Q: Who introduced Garland to Tommy?

22 A: I did.

23 Q: Do you recall when that was?

24 A: Before we got married.

25 Q: When did you get married?

- 1 A: October 31st of 2013.
- 2 Q: And was it right before that?
- 3 A: Yes, ma'am.
- 4 Q: To your knowledge, would Garland and Tommy -- was Garland
5 ever with Tommy outside of your presence?
- 6 A: Yes, ma'am.
- 7 Q: Is it safe to say they became friends?
- 8 A: Yes, ma'am.
- 9 Q: Do you know an individual named Douglas Thomas?
- 10 A: No, ma'am.
- 11 Q: Have you ever met a Douglas Thomas?
- 12 A: No, ma'am.
- 13 Q: Do you an individual by the name of Mitchell Cheatham?
- 14 A: Yes, ma'am.
- 15 Q: How do you know him?
- 16 A: Through Tommy.
- 17 Q: How many times had you met Mitchell Cheatham?
- 18 A: About three or four times.
- 19 Q: Would Mitchell Cheatham ever come to your house without
20 Tommy?
- 21 A: No, ma'am.
- 22 Q: To your knowledge, would -- did you ever see Tommy Benton
23 use a cell phone?
- 24 A: Yes, ma'am.
- 25 Q: Do you recall what it looked like?

1 A: No, ma'am.

2 Q: Do you recall or do you know whether in your presence,
3 you ever observed Tommy let someone borrow his phone?

4 A: No, ma'am.

5 Q: I'm sorry?

6 A: No, ma'am.

7 Q: Would Garland ever borrow Tommy's phone for long periods
8 of time?

9 A: No, ma'am.

10 MS. RICHARDSON: Court's indulgence just a moment.

11 THE COURT: Yes, ma'am.

12 MS. RICHARDSON: Your Honor, may I fix this?

13 THE COURT: Yes, ma'am.

14 BY MS. RICHARDSON:

15 Q: I'm gonna show you what's been marked as State's Exhibit
16 76. Do you recognize that?

17 A: Yes, ma'am.

18 Q: Who is -- I see that Katlin Rose is indicated in this
19 conversation; would that be you?

20 A: Yes, ma'am

21 Q: And who, to your knowledge, is Tommy Lee Kruspe?

22 A: Tommy Benton.

23 Q: Where does Kruspe come from?

24 A: It's just a name he had on Facebook.

25 Q: Is that who you believed you were having that

1 conversation with?

2 A: Yes, ma'am.

3 MS. RICHARDSON: Nothing further of this witness, Your
4 Honor.

5 THE COURT: Cross examination?

6 CROSS EXAMINATION OF LISA KATLIN ROSE BY MR. T. BRITTAIN:

7 Q: This Mitchell Cheatham, Ms. Rose, you met him you said?

8 A: Yes, sir.

9 Q: Did you have enough time to figure out whether or not
10 he's the kind of man you trust?

11 A: Yes, sir.

12 Q: You don't trust him, do you?

13 A: No, sir.

14 Q: You wouldn't believe him under oath, would you?

15 A: No, sir.

16 Q: I didn't think so. On the Facebook account, can -- can
17 other people post things on that Facebook other than just
18 Tommy Kruspe or you or -- I mean, that's an open communication
19 site, isn't it?

20 A: Not the messenger part.

21 Q: Okay. But the sharing part is open?

22 A: Yes, sir.

23 Q: Okay. Okay. Let me ask you and bear with me, you
24 probably understand this a lot better than I do, but I'm
25 getting ready to show you something here and see if you

1 recognize this. Have you ever used Tommy Benton's Facebook,
2 like to, to say this is Katlin, Garland and I are riding over;
3 you guys up?, and do that on Tommy's -- Tommy Benton's phone;
4 would you've maybe done that before?

5 A: No, sir.

6 Q: You wouldn't -- okay ---

7 Let me, let me -- if I could have that marked for
8 identification, please.

9 COURT REPORTER: Defendant's 3 for identification.

10 DEFENDANT'S EXHIBIT NUMBER 3

11 MARKED FOR IDENTIFICATION

12 BY MR. T. BRITTAIN:

13 Q: This is part of a Facebook Cellebrite information.

14 THE COURT: Is that a page of something that's already in
15 evidence?

16 MR. T. BRITTAIN: It's already in evidence. It's part of
17 the Cellebrite submission.

18 THE COURT: Okay. So, that page is not in evidence
19 anywhere in this case; is that what you're telling me or is
20 part of some exhibit?

21 MR. T. BRITTAIN: It's part of some exhibit.

22 THE COURT: All right. Well, let's find the exhibit and
23 find that page in the exhibit.

24 MR. T. BRITTAIN: Oh, okay. Well, that may take a while.

25 THE COURT: It's part of some exhibit?

1 MR. T. BRITTAIN: It's part of some exhibit.

2 THE COURT: All right. Well, let's find the exhibit and
3 find that page in the exhibit then.

4 MR. T. BRITTAIN: Oh, okay. Well, that may take a while.

5 MR. TERRELL: It's not in an exhibit.

6 MS. RICHARDSON: Yeah, it isn't ---

7 MR. T. BRITTAIN: It's not?

8 MR. TERRELL: No, sir.

9 MR. T. BRITTAIN: It's not in there they tell me. So,
10 I'd like to show it to her and see if she can recognize it.

11 THE COURT: Very good. Go ahead.

12 BY MR. T. BRITTAIN:

13 Q: Let me hand you what has been marked as Defendant's
14 Exhibit Number 3, and if this isn't now, you just say, because
15 I don't know. This says Facebook business record. Down here
16 it says, Hi, this is Katlin, Garland and I are riding over;
17 you guys up? And it looks like you've got ---

18 MS. RICHARDSON: Objection, Your Honor.

19 THE COURT: All right. Mr. Brittain, you're publishing a
20 document that's not in evidence. Give it to her, let her
21 handle it.

22 MR. T. BRITTAIN: Yes, sir.

23 BY MR. T. BRITTAIN:

24 Q: Take a look right in this area here, the next to the last
25 section.

1 COURT REPORTER: I need to see the witness, please.

2 BY MR. T. BRITTAIN:

3 Q: Okay?

4 A: Yes, sir.

5 Q: Does that indicate that there may be a time when you
6 would have used it or not?

7 A: Yes, sir.

8 Q: You would have?

9 A: Yes, sir.

10 MR. T. BRITTAIN: Nothing further.

11 THE COURT: Any redirect?

12 MS. RICHARDSON: Just briefly, Your Honor.

13 REDIRECT EXAMINATION OF LISA KATLIN ROSE BY MS. RICHARDSON:

14 Q: Would you ever take that phone home with you without
15 Tommy Benton being present?

16 A: No, ma'am.

17 Q: Did you ever borrow that phone for outside of the
18 presence of Tommy Benton?

19 A: No, ma'am.

20 MS. RICHARDSON: Nothing further, Your Honor.

21 THE COURT: Anything on those questions?

22 MR. T. BRITTAIN: No, Your Honor.

23 THE COURT: All right. Do you wish this witness to be
24 excused, Solicitor?

25 MS. RICHARDSON: Yes, Your Honor.

1 an agreement with the state?

2 A: What do you mean; I mean, I agreed to testify.

3 Q: Okay. And what do you get in exchange for your
4 testimony?

5 A: Nothing, in particular -- I'm not sure what you mean?

6 Q: Okay. Has anybody made a promise to you in exchange for
7 your testimony?

8 A: No, ma'am.

9 Q: Those charges are still pending?

10 A: Yes, ma'am.

11 Q: There have been no promises made to you?

12 A: No, ma'am.

13 Q: Mr. Cheatham, how do you know Tommy Benton?

14 A: We were friends from around the time we were about 14
15 until the time we got arrested.

16 Q: I'm gonna back up a little bit. Okay?

17 A: Yes, ma'am.

18 Q: Do you know an individual by the name of Douglas Thomas?

19 A: Yes, ma'am.

20 Q: Who is that?

21 A: He's someone that we met shortly before the time we got
22 arrested. He's our codefendant.

23 Q: Okay. How did you meet Douglas Thomas?

24 A: Someone introduced us to him basically to commit crimes
25 with. Basically as someone who wanted to things to make money

1 and basically like teamed up to do those sort of thing.

2 Q: Who was that someone?

3 A: I'm not sure of his name.

4 Q: You don't know who that was?

5 A: I'm really not. I'm not sure of what is name is, no.

6 Q: Do you know an individual by the name of J.T.?

7 A: Yes. That's him, but I don't know his name, like his
8 actual name?

9 Q: Okay. If you would, if you'd pull that microphone closer
10 to you?

11 A: I can move forward a little bit.

12 THE COURT: Move forward.

13 Deputy, can you help him?

14 A: Is that better?

15 THE COURT: Very good. Thank you.

16 BY MS. RICHARDSON:

17 Q: Do you an individual by the name of Garland Rose?

18 A: Yes.

19 Q: How do you know him?

20 A: I met him through Tommy.

21 Q: Okay. How long -- how many times would you say you met
22 Garland?

23 A: I believe twice, maybe three times.

24 Q: Okay. Who was Garland married to?

25 A: Katlin.

1 Q: Okay. Had you ever met her?

2 A: When I met Garland, yes.

3 Q: What was Tommy Benton's girlfriend's name at the time?

4 A: Heather Faircloth.

5 Q: Who was C.B. Smith?

6 A: I'm not sure what you mean. I didn't know him
7 personally. I know he's the victim in this case, but I didn't
8 know him personally.

9 Q: Okay. How -- had you ever met C.B. Smith before?

10 A: Personal like, no, ma'am.

11 Q: Outside of these charges, had you ever met him?

12 A: No, ma'am.

13 Q: How did you come to know about C.B. Smith?

14 A: It was -- we were told about him. Tommy and I were told
15 about him by Garland Rose.

16 MR. T. BRITTAIN: Your Honor, I object to what they were
17 told. It's hearsay.

18 THE COURT: Okay. Don't relay the contents of the
19 conversation. Okay?

20 Go ahead.

21 MS. RICHARDSON: Court's indulgence.

22 THE COURT: Yes, ma'am.

23 A: Could I have some water? Thank you.

24 BY MS. RICHARDSON:

25 Q: Okay. Don't tell me anything that Garland told you.

1 Okay?

2 A: Yes, ma'am.

3 Q: What, if any, conversations did you and Tommy Benton have
4 as it relates to C.B. Smith?

5 A: We spoke a few times after we heard about Mr. Smith. We
6 spoke about robbing him and I was told that he had a lot of
7 money that he didn't keep in the bank.

8 Q: Do you recall when, I'm not looking for a specific date,
9 but the month and the year of when you and Tommy would have
10 had this conversation?

11 A: Not really, but I can say that -- like I said, I believe
12 it was the beginning of April 2014 or March possibly, end of
13 in March or April.

14 Q: What was supposed to take place during the robbery of
15 C.B. Smith?

16 A: I'm not sure -- I'm not sure what you mean.

17 Q: Do you recall what you talked about?

18 A: I mean, that basically we would go -- in the first place
19 it was never like a definite plan of what we would do. I
20 mean, it was just like we knew that we were gonna rob him. I
21 mean, that's the -- everything that was planned right when
22 anything happened, came up right beforehand.

23 Q: Okay. Let me just walk you through it. Okay? The first
24 incident that you're charged with, that comes from April the
25 18th; is that correct?

1 A: Yes, ma'am.

2 Q: Okay. What happened on April the 18th of 2014?

3 A: You're saying what did happen?

4 Q: Yeah, what happened?

5 A: In the first place, Tommy and I met with Garland and went
6 to Garland's house. And when we were there, we started
7 discussing -- well, Tommy and I brought a shotgun with us that
8 we had that we had stolen beforehand and we were -- we
9 discussed robbing Mr. Smith and ---

10 Q: Who discussed robbing Mr. Smith?

11 A: Myself, Tommy, and Garland.

12 Q: Okay.

13 A: And, I mean, at some point, it just kinda got decided,
14 all right, we're gonna go ahead and go do this. So, we left,
15 Tommy drove us. We went to a road near Mr. Smith's house and
16 stopped. Tommy and Garland got out of the car and I drove
17 away in the car. You want me to keep going?

18 Q: You can keep going.

19 A: After that, I was down the road and I don't know after
20 that, a few minutes later, a little while later, Tommy and
21 Garland -- Tommy called me and told me to pull the car up. I
22 pulled the car up and -- I believe that's when they went in, I
23 can't -- I'm not a hundred percent sure. I don't want to say
24 the wrong -- I believe that's when they went. Yes, because I
25 remember they went in through a window and a couple of minutes

1 later, they came out, I jumped in the back seat and we drove
2 off.

3 Q: Okay. I'm gonna show you what's been marked as State's
4 Exhibit 2. Do you recognize that?

5 A: Yes, ma'am.

6 Q: Okay. And it's already in evidence. So, on the 18th,
7 walk me through it again. Who took you to this location?

8 A: Tommy.

9 Q: Okay. How did you ---

10 A: Like I say, that we -- when we pulled up at first when
11 Tommy was driving us, the road that's toward the top ---

12 Q: You tell me ---

13 A: Yes; yes, ma'am; right there.

14 Q: Okay.

15 A: And that's where they got out and walked towards the
16 house and I drove across. I went down -- the road that I
17 parked at, I don't think's in this picture.

18 Q: Okay.

19 A: It's a little bit lower than this, but just further down.

20 Q: Okay.

21 A: I parked on the road back there. And when I pulled in, I
22 pulled in somewhere over here because I could see when they
23 went in the window on the side of the house.

24 Q: Okay. So, you observed them go in that window?

25 A: Yes, ma'am.

1 Q: How long were in that house for?

2 A: I'm not sure. I don't think -- not very long, but I
3 can't really say how long.

4 Q: Okay. Was it hours?

5 A: No, ma'am.

6 Q: Minutes?

7 A: Yes, ma'am.

8 Q: So, who went in that home on the 18th?

9 A: Tommy and Garland.

10 Q: What time of day was that?

11 A: I can't say for sure, but I know somewhere between before
12 4:00 and after 1:00. I want to say somewhere around 3:00.

13 Q: Okay. A.M. or P.M.?

14 A: A.M.

15 Q: So, somewhere between 1:00 A.M. and 4:00 A.M.?

16 A: Yes, ma'am.

17 Q: Is that -- I just want to make sure I understand your
18 testimony; I'm not trying to put words in your mouth. Is that
19 what you said?

20 A: Yes, ma'am. It was somewhere -- I can't say the exact
21 time, but it was between 1:00 and 4:00.

22 Q: Okay. In the morning?

23 A: Yes, ma'am.

24 Q: Were they armed?

25 A: One of them was?

1 Q: Who was that?

2 A: I'm not a hundred percent sure who had the gun at the
3 time that they went in.

4 MR. T. BRITTAIN: Excuse me, Your Honor, if he's not
5 sure, he shouldn't be allowed to testify.

6 THE COURT: He's not saying who was armed; he was saying
7 that one of them was armed and he may testify to that.

8 MR. T. BRITTAIN: Yes, sir.

9 THE COURT: Continue.

10 A: But at the time that they entered, I'm not sure who had
11 the gun in their hand. I just know that it was the shotgun
12 that and I brought with us.

13 BY MS. RICHARDSON:

14 Q: So, you and Tommy brought that shotgun that night?

15 A: Yes, ma'am.

16 Q: And you say you see them go in that window. Where did
17 they come out of?

18 A: The back door.

19 Q: Do you know of about where that back door is located?

20 A: I believe right about here, and they ran this way to me;
21 I was over here.

22 Q: And you observed that?

23 A: Yes, ma'am.

24 Q: When they got in the car, what did they have with them?

25 A: They had the gun, a crowbar, and the bag with -- grocery

1 bag with money in it.

2 Q: How much money was in that bag?

3 A: Around -- that I know of, 27,000. I mean, we didn't
4 count it all out together. I know Tommy and I got \$9,000
5 apiece.

6 Q: Okay. How do you know that?

7 A: Because I counted it.

8 Q: Now, why didn't you go in the home that night?

9 A: I wasn't told to, I guess.

10 Q: Who was telling you?

11 A: I mean, it wasn't -- because it wasn't my plan, I just
12 kinda did what I was told. You know, I didn't know Mr. Smith,
13 I didn't know -- and I hadn't been robbing people before this,
14 so ---

15 Q: Well, whose plan was it?

16 A: Tommy's and Garland's.

17 Q: Now, in all fairness, were you part of that plan?

18 A: Yes, ma'am.

19 Q: And you played a part in that?

20 A: Yes, ma'am; I played a part in it. I mean, I'm not
21 saying that -- I am absolutely responsible for what I did.
22 I'm saying as far as like coming up formulating a plan of and
23 all that, I mean, I just kind of sat there and like do what
24 I'm supposed to do.

25 Q: Once they get back in the car, where did you go?

1 A: We drove back down the road from Garland's house and
2 dropped Garland off at the end of the road, and then Tommy and
3 I left and went back to North Carolina.

4 Q: Do you recall where Garland lived?

5 A: I don't -- I never drove there or anything, so I don't
6 know where it was.

7 Q: Who drove there?

8 A: Tommy.

9 Q: What were you guys driving?

10 A: Heather's Ford Focus.

11 Q: What color was that?

12 A: Black.

13 Q: And was that -- did Tommy have a vehicle at the time?

14 A: Not his own; no, ma'am.

15 Q: Would he commonly borrow Heather's car?

16 A: Yes, ma'am.

17 Q: All right. And you said that it was approximately
18 \$27,000?

19 A: Yes, ma'am.

20 Q: What did you do with that money?

21 A: What did I do with the share that I got from it?

22 Q: Yes.

23 A: Like big things that I know how much I spent, I bought a
24 laptop for myself for \$1400. I bought an assault rifle for
25 myself for \$1400. I bought a \$1500 ring for my girlfriend,

1 and I can't say -- he had to've taken me home to my house. I
2 can't exactly remember, you know, like walking through the
3 door, but I know ---

4 Q: Why do you say he would've had to taken you?

5 A: I didn't drive, never had a license, never had a car.
6 So, I mean, anywhere I go, Tommy -- I'm with Tommy and he's
7 driving.

8 Q: Okay. So, Tommy was your mode of transportation?

9 A: Yes, ma'am.

10 Q: The morning of the 26th, do you recall what happened that
11 day, that morning?

12 A: I believe that's the day the store was set on fire. I
13 can't say for sure what happened in the morning though.

14 Q: Okay. If you'll speak up for me, okay?

15 A: Yes, ma'am.

16 Q: The night of the 25th, going into the 26th, where were
17 you?

18 A: Well, I have to ask because I'm not sure on this point
19 myself as far as dates go. The arson happened, I know first
20 thing in the morning, but that was the morning of the 26th?
21 My point is, I know it's the 26th, but I wasn't sure because
22 it happened so early in the morning, you know what I mean, I'm
23 not sure which day.

24 Q: Tell me what you remember from that?

25 A: Okay. I know before -- before the fire was set, that was

1 I believe the same day that we met Douglas and ---

2 Q: Where did you meet Douglas?

3 A: Through J.T., like I say, I don't know his real name, but
4 met through him at a Walmart. From there we went to our hotel
5 room, talked to him about, you know, what we're gonna do type
6 stuff. Later on was when we went and -- so, you want me go
7 all the way back -- you mean like the whole day, right?

8 Q: No, sir; I'm sorry. All right. You met Douglas Thomas
9 at Walmart; is that correct?

10 A: Yes, ma'am.

11 Q: Okay. And from your recollection, that was the ---

12 A: I know that it was the day before the fire was set.

13 Q: Okay. All right. Let's just establish from what you can
14 remember as far as the fire is concerned at the outlet store?

15 A: Yes, ma'am.

16 Q: What do you remember -- when do you remember that
17 happening as far as time of day wise?

18 A: Time of day, around 4:00 or 5:00. I know the time that we
19 left the sun was just coming up, so approximately 5 o'clock in
20 the morning, I believe.

21 Q: Okay. So, 5 o'clock A.M. on the morning of the 26th?

22 A: Yes, ma'am.

23 Q: Okay. So the night before?

24 A: Yes, ma'am.

25 Q: So, do you know what time you guys met Dougie at Walmart?

1 A: That I'm not sure. I know it was sometime in the
2 afternoon.

3 Q: Okay. It was 2014; is that right?

4 A: Yes, ma'am.

5 Q: All right. You meet Dougie at Walmart. Where do you
6 guys go?

7 A: First after that, we went to our hotel room.

8 Q: Who's we?

9 A: Myself, Tommy, J.T., and Douglas Thomas.

10 Q: Okay. What hotel room?

11 A: We were at the Holiday Inn Motel. The room, I believe,
12 was 136.

13 Q: Whose hotel room was that?

14 A: It was in my name; it was one that Tommy and I had been
15 using.

16 Q: Did you live at that hotel?

17 A: We had been there for a week or a little bit more than a
18 week.

19 Q: Where did you reside at this time?

20 A: With my family.

21 Q: Your family being your parents?

22 A: My mother and sister.

23 Q: Okay. Where, where did you reside? What was that
24 address?

25 A: 4---

1 and Douglas decided to go rob C.B.; is that correct?

2 A: Yes, ma'am.

3 Q: Whose plan was that?

4 A: It was something that Tommy and I had already talked
5 about and thought of beforehand, so it was mine and Tommy's
6 plan.

7 Q: Is it safe to say that that's because you got \$27,000 the
8 first time?

9 A: Yes, ma'am.

10 Q: Did you know that he had more money?

11 A: Not for a fact, but that was what we were told.

12 MR. T. BRITTAIN: Objection.

13 THE COURT: Sustained as to what they were told. The
14 rest of the answer can stay. Go ahead.

15 BY MS. RICHARDSON:

16 Q: At some time that night, you guys went up to Mullins; is
17 that correct?

18 A: I'm not really good with like the town names. I mean, do
19 you mean where the truck was stolen?

20 Q: Yes.

21 A: Yes, ma'am, we went -- I know it was Marion County, I
22 believe.

23 Q: Okay.

24 A: I'm not good with town names though.

25 Q: Okay. What vehicle were you in?

1 A: We were in Heather's car again.

2 Q: All four of you?

3 A: Yes, ma'am.

4 Q: Okay. So, you go up to Mullins, do you know whose
5 vehicle you took?

6 A: I'm not sure of their names.

7 Q: Okay.

8 A: I know that it was someone that Tommy's stepfather knew.

9 Q: How do you know that?

10 A: Because Tommy's stepfather had told us about them and
11 told us that they had money.

12 Q: Okay. Who drove you to that location?

13 A: On the night that -- on the 26th or 25th?

14 Q: Yes.

15 A: Tommy.

16 Q: Okay. All right. When you arrived at that location,
17 tell us what happened.

18 A: Well, earlier in the night, I had hurt my leg because we
19 went somewhere to steal a different truck and an alarm went
20 off and when we ran I ran across some railroad tracks and I
21 hurt my knee. It was swollen and I couldn't hardly walk. So,
22 with the plan of robbing the people whose truck got stolen, I
23 was -- I had to stay in the car. So ---

24 Q: Because your knee was hurt?

25 A: Yes, ma'am.

1 Q: Okay.

2 A: So, I was like, I'm gonna stay in the car and the three
3 of them went down the road to do it. So ---

4 Q: Who went down the road to do it?

5 A: J.T., Douglas, and Tommy.

6 Q: Okay.

7 A: I was sitting in the car, in Heather's car down the road,
8 when I saw Tommy running down the road with a truck behind
9 him. And that's when Tommy called me on the phone and said,
10 hey, we stole the truck, you know, start the car. So, I
11 started the car, Tommy got in and we drove away, and we met
12 with Douglas a little while after that.

13 Q: Where did you meet Douglas?

14 A: Some spot, I can't give you like an address, but it was
15 like we stopped in some woods and that we would go get a
16 little bit of gas to put in the truck.

17 Q: Okay. So, was the truck out of gas?

18 A: No, we just ---

19 Q: What did you get gas for?

20 A: Just to put gas in it. I mean, at that point, I had not
21 been in the truck. They just said we needed to go get gas. I
22 said, okay.

23 Q: Okay. So, who was in the truck?

24 A: J.T. and Douglas.

25 Q: Okay. And you and Tommy were in the car?

1 A: Yes, ma'am.

2 Q: Do you recall where you guys got gas?

3 A: No, ma'am.

4 Q: At some point, did you get gas?

5 A: Yes, ma'am.

6 Q: And what did you put the gas in?

7 A: I don't really recall for sure.

8 Q: Okay.

9 A: I don't want to guess.

10 Q: Did you and Tommy stop with Douglas and J.T. to get the

11 gas?

12 A: Yes, we were all in Heather's car again at that point.

13 We drove till we found a place to get gas. I just don't

14 remember the gas station itself.

15 Q: Where was the truck?

16 A: It was parked in the woods.

17 Q: Okay. Why did y'all park it in the woods?

18 A: To go get gas.

19 Q: Okay.

20 A: So, we got the gas, we drove back to where the truck was

21 and put the gas in the truck.

22 Q: So, you had to've put the gas in a gas can?

23 A: I would believe so, yes, ma'am.

24 Q: Okay.

25 A: I don't want to say anything I'm not sure of though, you

1 know, but I would think a gas can; it could've been a bottle,
2 you know.

3 Q: Okay. Where did you go after you put gas in the truck?

4 A: After we put gas in the truck, that's when we drove to
5 the road near Mr. Smith's house, the same one where I had
6 parked before.

7 Q: I'm gonna show you State's Exhibit 2. Were you parked on
8 that?

9 A: I don't believe so. I believe it was a little bit
10 further down than that.

11 Q: Well, so did you go to his house or did you go to the
12 outlet store?

13 A: We went to the side road where it was because by that
14 time Douglas and J.T. were back in the truck, went and put gas
15 in it, and I believe -- yeah, me and Tommy were in the Ford
16 Focus, Heather's car.

17 Q: Okay. I'm gonna show you what's been marked as State's
18 Exhibit 3. Do you see where you parked in relation -- well,
19 do you know where the outlet store is?

20 A: Yes, ma'am; I know where the outlet store is.

21 Q: Okay.

22 A: This was ---

23 Q: And ---

24 A: I'm sorry?

25 Q: Is that where it is?

1 A: Yes, ma'am.

2 Q: Okay. Do you see where you parked on that map?

3 A: It was still a little bit further down.

4 Q: This way?

5 A: Yes, ma'am.

6 Q: Okay. And why did you -- what was the purpose of
7 parking?

8 A: Because we weren't gonna take the truck -- we weren't
9 gonna take Heather's car to the store. So, we pulled over
10 there and I stayed in the car because my knee was still hurt,
11 and the other three, Tommy, Douglas, and J.T. got in the truck
12 and drove the store.

13 Q: Okay. And what was the purpose of going to the store?

14 A: To wait until Mr. Smith came to work that day.

15 Q: Why was that?

16 A: To rob him.

17 Q: Why did you go to the store instead of the house?

18 A: We believed that he had more money in his store, more
19 money he kept in his store?

20 Q: Why is that?

21 A: Because Garland told us that.

22 MR. T. BRITTAIN: Your Honor, I object.

23 THE COURT: Sustained.

24 BY MS. RICHARDSON:

25 Q: -So, you went to the store to rob C.B.?

1 A: Yes, ma'am.

2 Q: What happened to Garland?

3 A: Just -- we just didn't tell him anything.

4 Q: Why is that?

5 A: I don't know Garland like that. It's not -- it wouldn't
6 be my place to call him; I don't know his phone number. I
7 just know that he wasn't told.

8 Q: Okay. He wasn't there?

9 A: No, ma'am.

10 Q: Okay. The night of the murder -- and I'm saying night
11 but it was morning hours, okay?

12 A: Yes, ma'am.

13 Q: I want to take you a few hours before that. Where did --
14 were you and Tommy together?

15 A: Yes.

16 Q: And where were y'all?

17 A: We were at our hotel room.

18 Q: Okay. Was Dougie there as well?

19 A: I don't believe he came to the hotel room that night.

20 Q: Where did you guys get up with Dougie?

21 A: I know that Tommy and Dougie went and got -- I know they
22 had like to clean out a bunch of stuff from the back of the
23 truck and stuff, and they met up with each other but I don't
24 want to -- I don't want to guess or anything. I'm trying to
25 remember.

1 Q: Okay. Do you recall?

2 A: Partially, I remember that we met Dougie with -- he had
3 the truck. So, to the best of my memory, I believe that Tommy
4 and Dougie went and did whatever to do with the truck, Tommy
5 came back and got me, then we met Dougie somewhere else, but
6 not at the hotel room.

7 Q: Okay. So, you and Tommy met Dougie somewhere else?

8 A: Yes, ma'am.

9 Q: Okay. What was Dougie driving?

10 A: The stolen truck.

11 Q: The Dodge, black Dodge?

12 A: Yes, ma'am.

13 Q: Okay. And was that a -- a single cab, was it -- did it
14 have a back seat to it or did it just have a bed?

15 A: It just had the -- like a bench seat, the first bench
16 seat, and the bed.

17 Q: Okay. So ---

18 A: Like it had the three seats together.

19 Q: Okay.

20 A: And then that was it.

21 Q: Okay. And then the bed of the truck. All right. So,
22 you and Tommy met Dougie, Dougie was driving the black truck.
23 What were you and Tommy driving?

24 A: Heather's car.

25 Q: Okay. From what I understand you to say, you don't

1 recall where you guys met?

2 A: No, ma'am.

3 Q: At some point, you guys come to -- you guys go to C.B.'s
4 house?

5 A: Yes, ma'am.

6 Q: Okay. Do you recall what time that was?

7 A: I believe around 3 o'clock in the morning.

8 Q: That you got there?

9 A: I believe so. I mean, again this was just like the other
10 time, it was between 1:00 and 4:00.

11 Q: Okay. So, the early morning hours?

12 A: Yes, ma'am.

13 Q: Okay. Who's driving the truck at that point?

14 A: We met up on the same road, same dirt road as before and
15 because -- to go to South Carolina, Douglas and I were in the
16 truck and Tommy had the car. When we got there, we all --
17 Tommy switched over to the truck with us.

18 Q: Why did you get in the truck with Dougie?

19 A: Because I wanted to drive the truck.

20 Q: Okay. Because you didn't have a license?

21 A: Exactly.

22 Q: And you'd never drove before; is that correct?

23 A: Maybe once. That was the point was basically like
24 driving, just learn how to drive.

25 Q: Okay. So, you and Dougie are in the truck; Tommy is in

1 the car. Do you recall whether or not you and Tommy are on
2 the phone or communicating in any way?

3 A: When?

4 Q: During the drive from North Carolina to South Carolina?

5 A: I'm not sure.

6 Q: Okay. You say when you get to -- who was -- do you
7 recall whether or not you were in front leading the way or
8 whether Tommy was in front leading the way?

9 A: With the vehicles?

10 Q: Uh-huh, (affirmative response).

11 A: I was following Tommy at the time when I was driving.

12 Q: Did you know where to go?

13 A: No, ma'am.

14 Q: And you say you get to C.B.'s house; is that correct?

15 A: Yes, ma'am.

16 Q: Again, just for the jury, where's C.B.'s house?

17 A: The one right here -- it's the one right there in the
18 middle.

19 Q: Okay. What do y'all do with Heather's car?

20 A: We left on the other road, the one that's not in the
21 picture.

22 Q: Okay. The one that you parked at the night of the outlet
23 fire?

24 A: Yes, ma'am.

25 Q: All three of you get in the truck?

1 A: From that road, yes, ma'am.

2 Q: And did you drive straight to C.B.'s house?

3 A: Yes, ma'am.

4 Q: Okay. When you got to C.B.'s house, what happened?

5 A: We went up to the back door and Tommy opened the back
6 door with a crowbar. We went in, it was -- Tommy went in
7 first, then me and Dougie, and Tommy went straight across
8 because I think Mr. Smith's room was the one directly opposite
9 the back door. Tommy went in there. By the time I got up
10 there, like Tommy started talking and Dougie started yelling,
11 drop it. So, I was -- there was a refrigerator right to the
12 left of the door and I like leaned around it, but I couldn't
13 see anything, and Tommy ran over to where -- into where it was
14 dark. Dougie and I had our guns out pointed at Tommy and Mr.
15 Smith, but we couldn't really see what was going on.

16 Q: Let me stop you. You say you guys had your guns out; who
17 all was armed?

18 A: All three of us.

19 Q: Okay. And who -- what type of weapon did you have?

20 A: A High Point 9mm.

21 Q: What type of weapon did Dougie have?

22 A: A sawed-off shotgun.

23 Q: What type of weapon did Tommy have?

24 A: A Ruger 9mm.

25 Q: Okay. And those were the weapons that you guys brought

1 to rob C.B. that night?

2 A: Yes, ma'am.

3 Q: And that was the intention to rob him?

4 A: Yes, ma'am.

5 MS. RICHARDSON: Dixie, can you tell me what number --

6 never mind, I got it. Thank you. Sorry.

7 BY MS. RICHARDSON:

8 Q: Okay. I'm gonna show you what's been already introduced
9 in evidence as State's Exhibit 14.

10 A: Yes, ma'am.

11 Q: Does that look familiar to you?

12 A: Yes, ma'am.

13 Q: What is that?

14 A: That's Mr. Smith's house.

15 Q: That's the inside of it as you recall it?

16 A: Yes, ma'am.

17 Q: Okay. Now, obviously this isn't to scale. Okay?

18 A: Yes, ma'am.

19 Q: It's just a rough sketch of it. Show me on this document
20 where you guys entered?

21 A: All right. We entered right there at the back door.

22 When we came in, hold on. It looks like -- I remember the
23 laundry being more over here. But, when Tommy came in -- the
24 entrance to the room was like right over here.

25 Q: Okay.

1 A: And then the kitchen. The refrigerator was right next to
2 right to -- like the jury's right of the back door. Tommy
3 went across to the room. He ran right straight into the area
4 that's marked as living room to the top right here, there's a
5 couch, and Mr. Smith was on the couch and Tommy was on top of
6 Mr. Smith.

7 Q: All right. You said that whenever you entered the hall,
8 you hear somebody yell, drop it?

9 A: Yes, ma'am, Douglas yelled that.

10 Q: Okay. Drop what; do you know?

11 A: From what I was told afterwards ---

12 MR. T. BRITTAIN: Your Honor, I object to what he was
13 told afterwards.

14 THE COURT: Sustained.

15 MS. RICHARDSON: Your Honor, it would be a codefendant's
16 statement.

17 THE COURT: I'm not gonna have him testify to that. Go
18 ahead.

19 BY MS. RICHARDSON:

20 Q: All right.

21 A: I can say I do know that when I did get over there, a gun
22 was taken from Mr. Smith and thrown back to where I was
23 standing.

24 Q: Okay. What did you do with that gun?

25 A: I'm not sure; I think I just set it off to the side

1 somewhere. I mean, anyone else could have picked it up; I'm
2 not sure.

3 Q: Whose gun was that?

4 A: That gun was Mr. Smith's gun. So, I believe that that's
5 what he was yelling drop it about.

6 Q: So, three of you entered, all three of you are armed?

7 A: Yes, ma'am.

8 Q: What, what were you doing inside the home?

9 A: What do you mean?

10 Q: What did you do inside the house?

11 A: Like what did I do after I entered?

12 Q: Yeah.

13 A: After Tommy ran to where Mr. Smith was and he was on top
14 of Mr. Smith, Dougie and I were standing back with our guns
15 out and I know that like, I could hear that Mr. Smith was
16 being hit with something. I'm not sure it was. I know I
17 heard Tommy tell him to let go of his gun. Basically, at that
18 point, it was just Dougie and I standing there and, I guess,
19 Tommy was beating him. I could hear it, but I couldn't -- it
20 was too dark. There were no lights.

21 Q: And at some point, did C.B. stop fighting?

22 A: I know that -- I remember what happened mostly, but it's
23 been almost four years ago, so all details aren't exactly ---

24 Q: Tell me what you remember.

25 A: What I do remember ---

1 MR. T. BRITTAIN: Excuse me, Your Honor. Let him -- let
2 him finish that response about his four years.

3 THE COURT: I believe he did.

4 Go ahead, Solicitor?

5 BY MS. RICHARDSON:

6 Q: Tell me what you remember.

7 A: What I do remember is that I know at some point within a
8 few minutes of that, I know -- I can't remember how he got
9 there, but Mr. Smith was like on his hands and knees next to
10 the couch and Tommy was on top of him and he wouldn't stop
11 like fighting, so Tommy said, somebody knock him out. So,
12 Douglas hit him in the head with his gun.

13 Q: Okay.

14 A: After that, I'm not -- I can't really say for sure that
15 -- like as far as you say fighting back, he wasn't really
16 cooperating with what Tommy was telling him to do but he
17 wasn't like up swinging either, you know what I mean?

18 Q: Well, what was Tommy telling him to do?

19 A: Basically, first he was telling him to sit down -- you
20 know, at first he was telling him to let go of the gun and he
21 didn't and Tommy was hitting him. I know Tommy told him to
22 sit down and he wouldn't sit down. At one point, when he was
23 on his hands and knees, and after that was when we started
24 asking him where the money was.

25 Q: Okay. Would he say where the money was?

1 A: He did -- at first he was saying that he didn't have any
2 money and we were telling him, you know, we know you have the
3 money. He, at some point, he was listing off different places
4 saying he had money here, he had money there. He said he had
5 money in one of his neighbor's houses and just kept switching
6 it.

7 Q: So, what was going on inside the house?

8 A: It would switch -- I know that at first, Tommy was in the
9 room with Mr. Smith and Douglas and I were searching. Then at
10 some point in there, I know that Douglas was in the room and
11 me and Tommy were searching, and at some point I was in the
12 room with Mr. Smith and they were searching. So, we kinda
13 like switched off at different times. I know that at the
14 point when Tommy was in the room with him, I came in at one
15 point and I saw him beating Mr. Smith with the crowbar. He
16 was asking him where the money was and we were both asking him
17 where the money was and Tommy was beating him with a crowbar.

18 Q: Where was he hitting him?

19 A: That I know for sure, in the legs. I saw him hit him in
20 the legs with it.

21 Q: What were you doing, Mitchell?

22 A: At that point, asking him where the money was and walking
23 off searching for money, and then coming back and like where
24 is it and walking off again.

25 Q: Did you ever hit C.B.?

- 1 A: Once, yes.
- 2 Q: Where did you hit him?
- 3 A: In the stomach.
- 4 Q: What did you hit him with?
- 5 A: I kicked him.
- 6 Q: Okay. Did you handcuff C.B.?
- 7 A: I know that I put one handcuff on him and, I mean, even
8 at the time, I wasn't really sure if I put the second handcuff
9 on him or not.
- 10 Q: Do you recall seeing C.B. laying on the ground?
- 11 A: Yes, ma'am.
- 12 Q: When he was laying on the ground, how did he appear?
- 13 A: I mean, it was dark, so we couldn't see him in general,
14 but I know that at one point we shined a light on his face and
15 his face was bloody, and Tommy went and got a bottle of Vodka
16 he had seen and splashed it on his face.
- 17 Q: What did C.B. say?
- 18 A: What do you mean? When he splashed the Vodka? He just
19 yelled.
- 20 Q: You said you shined a light on his face?
- 21 A: Yes, ma'am.
- 22 Q: Where did that light come from?
- 23 A: It was a cell phone.
- 24 Q: Whose cell phone?
- 25 A: I believe Tommy's.

1 Q: Do you recall any other lights being on?

2 A: No, ma'am, I know that when we first went in, I couldn't
3 see anything but, as it progressed, I mean I could see a
4 little bit more in there. So, there might've been like a
5 small light on but there were no overhead lights or anything
6 on.

7 Q: Do you remember the bathroom light being on?

8 A: No, ma'am, that I remember. Well, actually, at a point
9 when I looked -- when I was like searching the bathroom, I
10 turned the light on, but I don't think it stayed on or
11 anything. It wasn't on in the first place is what I mean.

12 Q: Were you able to find any money?

13 A: At the time when Tommy was searching, he was searching
14 the bedroom, he came back in and like jumped on top of Mr.
15 Smith and kicked him because he had found \$4,000 and he said,
16 you know, he's lying to us, he did have money in here. That's
17 the only money that I know of being recovered.

18 Q: Before leaving the scene, did you ever leave the house,
19 did you ever go outside to look for money?

20 A: Yes, ma'am.

21 Q: Where did you go?

22 A: To a house right next-door.

23 Q: Why did you go there?

24 A: Because when Mr. Smith was saying a spot where he had
25 money, I believe, like after reflecting, I believed that he

1 was talking about the house behind him, but I believe we
2 looked in this house (indicating).

3 Q: Okay.

4 A: Because that's where we thought he was talking about the
5 money was.

6 Q: Who looked in that house?

7 A: Myself and Douglas.

8 Q: When you went in that house, what did you observe?

9 A: In the other house?

10 Q: Yeah.

11 A: Just furniture.

12 Q: So, when you and Dougie were in that house, was Tommy
13 with C.B.?

14 A: Yes, ma'am.

15 Q: When you came back in the house, what was happening?

16 A: He was still beating Mr. Smith.

17 Q: So, my understanding from your testimony is that ---

18 MR. T. BRITTAIN: Your Honor, I object to this question.

19 This is summarizing his testimony. She's asked him the
20 questions; he's answered them.

21 THE COURT: I appreciate that, but she can refer back to
22 his testimony to ask him a question about the testimony.

23 MR. T. BRITTAIN: All right, sir.

24 THE COURT: So, referring to something he's specifically
25 said, you may ask him a question about that.

1 BY MS. RICHARDSON:

2 Q: Your testimony here today is that Tommy found \$4,000?

3 A: Yes, ma'am.

4 Q: So, he became angry?

5 A: Yes, ma'am.

6 Q: Because he knew C.B. was lying?

7 A: Yes, ma'am.

8 Q: Or believed that he was lying?

9 A: Yes, ma'am.

10 Q: Okay. Did you find any more money than, that?

11 A: I didn't, no.

12 Q: Did you find any at all?

13 A: No, ma'am.

14 Q: Did Dougie find any, to your knowledge?

15 A: At the time that it happened, no, I didn't know he found
16 any.

17 Q: What about change, did you guys collect some change?

18 A: Yes, Douglas took some change from off of the kitchen
19 table.

20 Q: Okay. Do you know what he put it in?

21 A: Some sort of bag, I'm not sure.

22 Q: I'm gonna show you what's been marked as State's Exhibit

23 41. What is that?

24 A: Rope and handcuffs.

25 Q: Do you recognize that?

1 A: Can you put it a little bit closer? Yeah, I want to say
2 because there are two pairs of handcuffs in there, it's mostly
3 like from the bag that we brought with us that we accidentally
4 left.

5 Q: Who brought the bag?

6 A: Me and Tommy.

7 Q: What was in the bag?

8 A: There were, that I know for sure, probably latex gloves,
9 masks, extra bullets and magazines, those handcuffs, and a
10 rope.

11 Q: What did you bring that for?

12 A: If something that -- basically we brought it just in
13 case, because it was kinda like a crime bag, I guess. It was
14 specifically for either breaking into a house or robbing
15 someone.

16 Q: Did you know that C.B. was gonna be armed?

17 A: When we were told about Mr. Smith in the first place, we
18 had been told he had a gun. Whenever he was robbed the first
19 time, no one saw a gun. So, we didn't know for sure. Like I
20 said, we had been told once, but then they didn't see one, so
21 we didn't know whether he would have a gun or not. I assumed
22 he probably would because he had just been robbed a couple of
23 weeks beforehand and then his store was lit on fire a few days
24 before. I assumed that -- I know that I would've had a gun.

25 Q: When C.B. was laying on the ground, do you recall him

1 being bound in any kind of way?

2 A: There was the one handcuff on him that I know I put the
3 first one on there and I know at some point, the second
4 handcuff was on him. They were in front of him, though.

5 Q: So, he was handcuffed?

6 A: Yes, ma'am.

7 Q: What about his feet, were his feet bound that you recall?

8 A: That's something that -- okay, I did not see him get tied
9 up. I thought that Tommy said that he tied him up, but I
10 never saw him get tied up, personally. I couldn't tell if he
11 was tied up or not because it was dark.

12 Q: What all did y'all take from C.B. that night?

13 A: We took -- I know Douglas took his change off of the
14 kitchen table, we took the \$4,000 that Tommy found, and his
15 shotgun.

16 Q: Do you know who ended up with the weapons?

17 A: Douglas did.

18 Q: Why is that?

19 A: Well, I know that we put them all in a bag together and
20 we -- Tommy had the bag and he told me that he gave Douglas
21 the bag. The reason we didn't take them back to our house was
22 because I know we -- I know I didn't want my family to find a
23 gun in the house because I have a nephew there and that just
24 wouldn't be good. So, we put all the guns and all that stuff
25 together.

1 Q: And Dougie took it?

2 A: Yes, ma'am.

3 Q: Do you recall having a conversation with Tommy later on
4 that day talking about going to Coin Star?

5 A: No, I don't remember that.

6 Q: Do you know what Coin Star is?

7 A: Yes, ma'am.

8 Q: What is that?

9 A: It's where you take change and like turn it into paper
10 money.

11 Q: You don't recall talking to Tommy about that?

12 A: No, ma'am, it's possible, but I don't recall it.

13 Q: When you guys left C.B.'s house that night, where did you
14 go?

15 A: We went -- we went back to North Carolina, but when we
16 left directly, we stopped and Tommy got back in Heather's car
17 and Dougie and I continued in the truck. We -- I know I
18 called Tommy and told Tommy, you know, we need to pull over
19 over here and I sat the truck on fire.

20 Q: Okay. So you and Dougie are in a vehicle together?

21 A: Yes, ma'am.

22 Q: And Tommy is in a vehicle?

23 A: Yes, ma'am.

24 Q: All right. Do you know who's in front?

25 A: Tommy was in front.

1 Q: And you called Tommy and told Tommy to pull over?

2 A: Yes, ma'am.

3 Q: And why?

4 A: So that we could burn the truck.

5 Q: Why did you burn the truck?

6 A: Because it was stolen and, you know, we used it without
7 gloves and stuff. So, it'd been stolen for a few days, so we
8 were like, just get rid of it, so we -- I sat it on fire.

9 Q: You just used it in the murder, right?

10 A: Yes, ma'am.

11 Q: Where did y'all go after setting the truck on fire?

12 A: We went back -- we went back to our hotel room.

13 Q: The one that was -- I showed you earlier?

14 A: Yes, ma'am.

15 Q: Who went back there?

16 A: Myself, Tommy, and Dougie.

17 Q: What did y'all do when y'all got there?

18 A: I know we counted the money. That's how we found out the
19 envelope that Tommy had found had \$4,000 in it. Basically,
20 that was it, we just hung out and talked and counted the
21 money.

22 Q: Hung out and talked. All right.

23 Court's indulgence just a moment.

24 THE COURT: Yes, ma'am.

25 Q: I'm gonna show you what's been marked as State's Exhibit

1 73, do you recognize that?

2 A: Yes, ma'am.

3 Q: What is that?

4 A: That's my cell phone.

5 Q: Do you recall when you got that cell phone?

6 A: Around a week or two before this crime happened.

7 Q: Do you recall sending a text message to your mom telling
8 her that your old phone had broken and you had gotten a new
9 phone?

10 A: I don't really remember the text message, but I know that
11 is the reason I bought the new phone because my phone was
12 broken.

13 Q: What happened to your old phone?

14 A: The battery -- it just it wouldn't a charge; the battery
15 was messed up.

16 Q: I'm gonna show you what's been marked as State's Exhibit
17 75, do you recognize that?

18 A: Yes, ma'am; that's Tommy's phone.

19 Q: How do you know that?

20 A: Because, number one, it's the only ZTE phone I had seen
21 and because that's the TracFone logo on it.

22 Q: Had Tommy ever let you borrow his phone before?

23 A: No.

24 Q: Had you ever taken Tommy's phone for an extended period
25 of time?

1 A: I have never taken Tommy's phone for any period of time.

2 Q: Why is that?

3 A: Because I had a phone. Tommy put money -- Tommy bought
4 me a phone card so that my phone would be on.

5 Q: Why would Tommy buy you a phone card?

6 A: Basically, so that when we were talking about things that
7 -- if we were talking about illegal things, it would be a way
8 for us to talk and not talk on Facebook and not -- not have
9 like me talking on my mom's phone, you know, and that being in
10 there.

11 Q: I'm showing you what's been marked as State's Exhibit 72.

12 A: Yes, ma'am.

13 Q: Do you recall sending those text messages?

14 A: Yes, ma'am.

15 Q: And that's you texting ---

16 A: That's Tommy and I texting each other.

17 Q: How do you know that was Tommy?

18 A: Well, we also talked on the phone -- also talked on phone
19 calls around that time. And basically, we sent the text as a
20 way to, how to put it, as a smokescreen kind of. We were
21 talking about it and we didn't want to say anything, you know,
22 incriminating.

23 Q: You sent the text; is that correct?

24 A: Yes, the bottom one, yes.

25 Q: All right. What does that say?

1 A: Bro, apparently C.B. was murdered. I heard he died in a
2 fire, but the cops are saying there's evidence that it was
3 murder.

4 Q: Okay.

5 THE COURT: What page and line is that?

6 MS. RICHARDSON: I'm sorry, Your Honor. This is Page 39,
7 and it's Line 188.

8 THE COURT: Thank you.

9 BY MS. RICHARDSON:

10 Q: All right. And what is the response to that?

11 A: Tommy said, I saw that when Garland told me. Apparently,
12 he died holding a gun at the front door trying to get out.

13 Q: And then you proceed to send Tommy a link to that; is
14 that correct?

15 A: Yes, ma'am.

16 Q: To the pictures from that?

17 A: Yes, ma'am.

18 Q: What was the purpose of sending that text message?

19 A: To show what the police thought at the time and show like
20 what information was known about at the time.

21 Q: So, it was a way of keeping each up to date on the
22 investigation?

23 A: Yes, ma'am.

24 Q: And you said when you called that number, you actually
25 spoke to Tommy?

1 A: Yes, ma'am.

2 MS. RICHARDSON: Court's indulgence.

3 BY MS. RICHARDSON:

4 Q: You guys go back to the hotel, you said that you got
5 \$4,000 from what you can recall?

6 A: Yes, ma'am.

7 Q: You guys divide that up?

8 A: Yes, ma'am.

9 Q: How much did you get?

10 A: Well, at one point, I went outside to get something out
11 of the car, I think maybe one of the pistols from under the
12 seat or something, and I found other money in the back seat on
13 the floor. So, that was added in and after that was added in,
14 we which ended up with around 1400, I think.

15 Q: I'm gonna show you what's been marked as State's Exhibit
16 76, turning to Page 49. Take a look at that.

17 A: Yes, ma'am; I remember these.

18 Q: Remember having that conversation?

19 A: Yes, ma'am.

20 Q: Is this a conversation that you and -- who was it making
21 this conversation?

22 A: Myself and Tommy.

23 Q: What -- is this a conversation that was in preparation
24 for your attacks on C.B.?

25 A: Yes, ma'am.

1 Q: And is it fair to say that you're talking about arming
2 yourselves; is that right?

3 A: Yes, ma'am.

4 Q: And getting weapons?

5 A: Yes, ma'am. In those messages, mostly what I was talking
6 about was -- we weren't really thinking along the same lines.
7 I was thinking breaking into houses with no one was home type
8 stuff and that's not what he was thinking. But, I mean, since
9 it was him, I was like, if that's what you want to do, that's
10 what we're going to do.

11 Q: Well, at some point, you tell me if I'm wrong, if I
12 recall correctly, there's a text message that says I'm glad
13 we're on the same page or I'm glad that we have a plan; is
14 that correct?

15 A: Yeah, I'm glad that we came to an understanding, yes.

16 Q: Okay. What does that mean?

17 A: That's -- we decided -- that was after I sent the text
18 where I said when anything happens, I'll hold the gun, and you
19 basically you make the person talk.

20 Q: Referring to C.B.?

21 A: Yes, ma'am. And that's when we were like glad we came to
22 an understanding.

23 Q: So, you texted I'll hold the gun and you make him talk?

24 A: Yes, ma'am. We had just spoken on the phone about it. I
25 was iffy about the situation in the first place and then when

1 we talked on the phone about it, I was like, all right,
2 everything's good; we can go ahead and do it.

3 Q: What was C.B. supposed to be talking about?

4 A: I'm sorry?

5 Q: What was C.B. supposed to be talking about?

6 A: Telling us where the money was.

7 Q: I'm gonna show you what's State's Exhibit 30. Is that
8 what C.B. was talking about -- what C.B. was supposed to be
9 talking about?

10 A: Yes, ma'am.

11 Q: You guys didn't find that night; is that correct?

12 A: Yes, ma'am.

13 Q: How much money did you say you got, Mitchell?

14 A: On that night?

15 Q: Uh-huh, (affirmative response).

16 A: I believe around 1400.

17 Q: I show you what's been marked as State's 54. Was that
18 worth \$1500?

19 A: No, ma'am.

20 Q: Who did that, Mitchell?

21 A: Me and Tommy did.

22 Q: How did that happen?

23 A: What do you mean?

24 Q: How did it happen; how did you do it?

25 A: We lit his house on fire.

1 Q: You said in that bag, there was latex gloves, there was
2 masks, there was handcuffs, and a rope?

3 A: Yes, ma'am.

4 Q: Was anybody wearing gloves when y'all went in C.B.'s
5 house?

6 A: I believe -- I'm pretty sure I was; I think so.

7 Q: To your knowledge or recollection, do you recall Dougie
8 or Tommy wearing gloves?

9 A: Dougie probably was. I know Tommy wasn't.

10 Q: What about the masks?

11 A: Dougie and I were wearing masks. Tommy wasn't.

12 Q: Why do you recall that?

13 A: I'm -- just because it stands out and he has a way that I
14 should've known what was gonna happen.

15 Q: What do you mean by that?

16 A: I mean, there's only one reason that a person wouldn't be
17 able to identify you.

18 Q: Okay. Do you know old C.B. was?

19 A: Not exactly.

20 Q: From what you remember, was he an elderly man?

21 A: Yes, ma'am.

22 Q: Do you know if he had any physical handicaps from what
23 you can remember?

24 A: I'm not sure; not that I know of.

25 Q: Where was Dougie when C.B. was handcuffed and in the

1 floor?

2 A: At some points he was there, he was searching at some
3 points and sometimes he was in there.

4 Q: Do you recall Dougie leaving?

5 A: Yes. Tommy and Dougie walked out together to the truck
6 and Tommy came back with the gas can and Dougie was still in
7 the truck.

8 Q: So, Dougie didn't come back in?

9 A: No, ma'am.

10 Q: Tommy came in?

11 A: Yes, ma'am.

12 Q: What did Tommy have in his hands?

13 A: A gas can.

14 Q: Why happened with that gas can? What was Tommy doing
15 with it?

16 A: He was splashing gas around the house?

17 Q: Where did he splash gas that you saw?

18 A: I know that he splashed some in the room on the furthest
19 away from Mr. Smith's bedroom, in the kitchen and on Mr.
20 Smith.

21 Q: He poured gas on C.B.?

22 A: Yes, ma'am.

23 Q: What was C.B.'s reaction to that?

24 A: He made a noise.

25 Q: So, you knew he was alive?

1 A: Yes, ma'am.

2 Q: At what point was the decision made to take C.B.'s life?

3 A: When Tommy came in with the gas can.

4 Q: Why did y'all kill him?

5 A: Because Tommy was worried about fingerprints.

6 Q: Do you know the first two times you robbed him, he never
7 even called the police?

8 A: Yes, ma'am, I did know that. That's why it seemed to me
9 that it wasn't necessary to do that. If he didn't call the
10 cops before, why would he call the cops now?

11 Q: Do you recall having a conversation with Dougie about
12 shooting C.B.?

13 A: Yes, ma'am.

14 MR. T. BRITTAIN: Your Honor, I object to those
15 conversations.

16 THE COURT: Y'all come and talk to me for a second.

17 (REPORTER'S NOTE: Bench conference is held off the record in
18 the presence of but outside the hearing of the jury.)

19 THE COURT: All right. Go ahead, Solicitor.

20 BY MS. RICHARDSON:

21 Q: Do you recall having a conversation with Dougie about
22 possibly shooting C.B.?

23 A: Yes, ma'am. I said that -- I said that we should shoot
24 him.

25 Q: Why would you want to shoot him?

1 A: I didn't want to burn him alive.

2 Q: What did Dougie tell you to do when you told him that you
3 were gonna shoot him?

4 A: He said, fuck it; let him burn.

5 MR. T. BRITTAIN: Who said that, Your Honor?

6 THE COURT: Douglas Thomas.

7 MR. T. BRITTAIN: Okay.

8 BY MS. RICHARDSON:

9 Q: What happened at that point?

10 A: Tommy kept splashing the gas and I lit the house on fire.

11 Q: You lit that match?

12 A: Yes, ma'am.

13 Q: You knew he was alive when you lit it?

14 A: Yes, ma'am.

15 Q: Where did you light the match at; was it a match or was
16 it a lighter?

17 A: It was a lighter.

18 Q: Where did you strike that lighter at?

19 A: I'm sorry?

20 Q: Where did you strike that lighter at?

21 A: I lit a shirt on fire and threw it down.

22 Q: Did you know whose shirt it was?

23 A: One of Mr. Smith's shirts.

24 Q: When you threw that shirt down, what happened?

25 A: Nothing, it didn't catch.

1 Q: How did you light his house on fire?

2 A: I lit the shirt on fire and, when it didn't catch, Tommy
3 splashed gas on it.

4 Q: Then what happened?

5 A: We ran.

6 Q: Where was that shirt at?

7 A: When?

8 Q: When you threw it down.

9 A: At the back door.

10 Q: And you left knowing that C.B. was bound alive and in the
11 floor?

12 A: Yes, ma'am.

13 MS. RICHARDSON: Nothing further, Your Honor.

14 BY THE COURT:

15 THE COURT: All right. We're gonna take a short break
16 for about five minutes or so and we'll come back at that point
17 in time.

18 So, please go to jury room. Everyone else remain seated
19 while the jury retires, please.

20 (REPORTER'S NOTE: Jury exits courtroom.)

21 THE COURT: All right. We'll be at ease for about five
22 minutes or so.

23 Thank you.

24 (RECESS.)

25 *****OFF THE RECORD*****

1 (On the Record.)

2 (REPORTER'S NOTE: The following takes place outside the
3 presence of the jury.)

4 THE COURT: Just since y'all know, I don't know how much
5 longer we're gone stay. Obviously, we're gonna finish this
6 witness. That's the end of the state's case. Are there any
7 more witnesses for the state? We'll take care of all the
8 motions. I don't know that I'm gonna do anything else.

9 Ask the jury to come in.

10 (REPORTER'S NOTE: Jury enters courtroom.)

11 THE COURT: All right, Mr. Brittain, cross examination.

12 CROSS EXAMINATION OF MITCHELL CHEATHAM BY MR. T. BRITTAIN:

13 Q: Mr. Cheatham?

14 A: Yes, sir.

15 Q: How old are you?

16 A: I'm 22 years old.

17 Q: Twenty-two. And you've already got some criminal
18 convictions before these events we're talking about today,
19 haven't you?

20 A: The crimes happened before this, but the convictions came
21 after I got the charges.

22 Q: After you got charged, but you've already -- you've
23 already got convictions on your record?

24 A: Yes, sir.

25 Q: And so and based on those convictions, you can't vote for

1 you?

2 A: I know in North Carolina that right is restored to you
3 but I'm not sure about a presidential election.

4 Q: Those are just the things that you've been convicted of,
5 but you're willing to admit to me, aren't you, that you've
6 lived a life of wrongdoing?

7 A: I lived a period of my life in wrongdoing.

8 Q: Yes, sir. And this is part of it what we're talking
9 about right here?

10 A: What do you mean?

11 Q: I mean what happened to Mr. Smith.

12 A: Yes, sir.

13 Q: These are serious crimes, as bad as it gets, isn't it?

14 A: Absolutely.

15 Q: You admit that you have robbed?

16 A: Yes, sir.

17 Q: Burned?

18 A: Yes, sir.

19 Q: And murdered?

20 A: Yes, sir.

21 Q: Now, do you understand that that diminishes your
22 trustworthiness as a witness?

23 A: I don't think so because I feel like I haven't lied.
24 I've did a lot of things, but I'm not a liar.

25 Q: Well, so you murder, you'll steal, you'll rob, and you'll

1 A: Yes, sir.

2 Q: Where you told them everything about what took place?

3 A: Yes, sir.

4 Q: Okay. Now, how many times in talking to the police, did
5 you tell them about Justin Travis or J.T.?

6 A: Once.

7 Q: When did you tell them about that?

8 A: May 6th, I think, in my second statement.

9 Q: Okay.

10 A: But I didn't know his name. I still don't know his name.

11 Q: So, you didn't tell them about J.T.; you didn't use the
12 name J.T.?

13 A: No, sir.

14 Q: The first time you've ever responded that there was J.T.
15 ---

16 A: I told them that there was a white guy, but I didn't know
17 who he was.

18 Q: You didn't tell them J.T.?

19 A: No, sir.

20 Q: In any of those statements whatsoever?

21 A: No, sir.

22 Q: Isn't that correct? And did you ever tell the police in
23 your discussions with them that during some part of this
24 period, and by that I'm talking about all, April 26th, April
25 29th, you had occasion to have Tommy Benton's telephone?

1 A: No, I never said I had Tommy's phone.

2 Q: Okay. Let's take a look at the transcript of your
3 interview on May the 6th, 2014, Pages 22 and 23. Okay?

4 THE COURT: Where is the original of that?

5 MR. T. BRITTAIN: Okay. I'm gonna hand this to the
6 witness.

7 A: I got it.

8 MS. RICHARDSON: Your Honor, if I could just inquire,
9 what -- what transcript are you ---

10 MR. T. BRITTAIN: This is the May 6th. Part 1 or 2?

11 MR. P. BRITTAIN: This is May 6th.

12 MR. T. BRITTAIN: This is Page 22 of May 6th.

13 MS. RICHARDSON: Okay. Thank you.

14 THE COURT: Mr. Brittain, you want to use this?

15 MR. T. BRITTAIN: Yeah, thank you, Your Honor.

16 BY MR. T. BRITTAIN:

17 Q: This isn't it. Did you give -- is this it? Yeah, okay,
18 yes, sir. All right.

19 Okay. You ready, Mr. Cheatham, for me to direct your
20 attention to a portion of this?

21 A: Yes, sir.

22 Q: Okay. All right, sir. On Page 22, Line 13. The
23 detective says, okay, so on April 29th ---

24 MS. RICHARDSON: Objection, Your Honor.

25 THE COURT: All right. Y'all come up here and talk to me

1 for a second.

2 (REPORTER'S NOTE: Bench conference is held off the record in
3 the presence of but outside the hearing of the jury.)

4 BY MR. T. BRITTAIN:

5 Q: All right. Mr. Cheatham, can you -- can you hold it and
6 read it being handcuffed like that?

7 THE COURT: Just read it to yourself.

8 Q: Yeah, read it to yourself. I've asked you if you told
9 the police you had Tommy's phone and you said no.

10 A: Right.

11 Q: Now, would you read to yourself, not out loud, Page 22,
12 Line 13?

13 A: Yes, sir, I've already -- I read it just a moment ago.

14 Q: You've read that?

15 A: Yes, sir.

16 Q: Okay. So, isn't it true that talking about the 29th,
17 talking about Dougie, you told the police that you got -- went
18 in Tommy's phone -- because Tommy lost his phone; is that
19 correct?

20 A: No. I said he left his phone in the car.

21 Q: Left his phone in the car. So, you went in his phone?

22 A: That did not happen on the 29th.

23 Q: Well, it's there any connection -- is the 29th mentioned
24 on Page 22?

25 A: Yes, it's mentioned, but that's -- I said that when we

1 went the first time, I was trying to get ahold of Tommy and
2 Tommy left his phone in the car.

3 Q: Okay. When is the first time?

4 A: I would say ---

5 Q: The 26th?

6 A: Yes, probably on the 26th.

7 Q: Okay. So, you had his phone?

8 A: No.

9 Q: You went into his phone, you just said I went into
10 Tommy's phone and got the number?

11 A: Yes, that -- I never said I had his phone. He left his
12 phone in the car, yes, but I did not have his phone.

13 Q: Well, you had the phone -- you had to have the phone in
14 your hand to get the number, didn't you?

15 A: It's not he gave me his phone; he left it in his
16 girlfriend's car when he got out at one point and he got it
17 back right after he got back in the car. So, it's not like he
18 gave me his phone.

19 Q: But you had it for a while?

20 A: For a couple of minutes, yes.

21 Q: Okay. Were the -- were the police pressing you for Tommy
22 Benton's name?

23 A: I'm not sure what you mean.

24 Q: Huh?

25 A: I'm not sure what you mean.

1 because I hadn't spoken to the prosecutor's office.

2 Q: But my point is, I thought I heard you testify earlier,
3 Ms. Richardson asked you if you were hoping to get
4 consideration based on your testimony in this courtroom today.

5 A: I am, yes.

6 Q: Okay. So, there's an incentive there for you to gain
7 something by your testimony today?

8 A: Right, but that doesn't change the fact that I said
9 everything that I said, everything I was telling you today.
10 All I'm here is -- all I'm here to do is reiterate the things
11 that I said before I ever even thought about getting a plea.
12 In 2014, I was under the impression that I would never see the
13 outside of a prison ever.

14 Q: Okay.

15 A: I didn't care. I was trying to do what the right thing
16 was to do. If I was going away, I should at least do
17 something right.

18 Q: But there hasn't been any decision yet as to what you
19 will benefit from this testimony; is that correct?

20 A: I haven't been promised anything or anything like that,
21 if that's what you're saying.

22 Q: So, you don't know what would be coming your way?

23 A: I know that I'm going to prison for what I did, and I
24 deserve to go to prison, and so does your client.

25 Q: I understand that. You're making that decision, too,

1 huh?

2 A: Yes, sir.

3 Q: Okay. Well, you're expecting some kind of leniency for
4 what you are doing today?

5 A: I'm hoping for leniency because I was honest.

6 Q: So, none of us are gonna know, what, if anything, you get
7 based on this testimony because it's gonna happen later?

8 A: Right.

9 Q: On the 26th of April, let's say on the evening of the
10 25th, up in the evening hours, going up to 12 o'clock in the
11 early hours of the morning ---

12 A: Yes, sir.

13 Q: --- before this incident occurred, before you came to --
14 you came to Aynor?

15 A: Yes, sir.

16 Q: Who were you with?

17 A: Beforehand?

18 Q: Uh-huh, (affirmative response).

19 A: It was myself, Douglas, J.T., and Tommy.

20 Q: Okay. And let me ask you this, that night the 25th of
21 April, going into the morning of the 26th, were you in the
22 presence of Kristy Hudson, Gregory Hudson, Devin McLachlen at
23 any time?

24 A: I don't believe so, no.

25 Q: Well, I mean, it's -- this is what I want to ---

1 A: I mean, I know -- I know Kristy and Gregory, but I don't
2 even know who the other person you listed is.

3 Q: Okay. Well, let's talk about that evening now. I want
4 to talk about that evening of the 25th and the early morning
5 hours of the 26th. Okay? Were you, during that period of
6 time, in the presence of Tommy Benton's mother, his
7 stepfather, and Shannon's girlfriend, Devin McLachlen?

8 A: I don't believe I ever saw them that day, no.

9 Q: Okay. So, you're saying you don't think you were or
10 you're sure you weren't?

11 A: At night?

12 Q: Yeah, the night ---

13 A: Yes -- no, I know that I didn't see them that night.

14 Q: Like at night on the 25th leading into the early morning
15 hours of the 26th?

16 A: Right, no I did not see them that night at that time.

17 Q: You didn't eat with them that day?

18 A: No.

19 Q: Okay. Did you ever eat with them?

20 A: I ate with Tommy's parents twice.

21 Q: Did you ever tell Tommy's daddy that if you ever got in
22 trouble, you were gone blame it on Tommy Benton?

23 A: No.

24 Q: Did you ever brag about what you'd done to other people
25 in terms of hurting them?

1 that was yesterday. Nobody's memory is that good.

2 Let's go over some of the evidence. You might have
3 already seen this. I know you see us arguing a lot back and
4 forth and you're wondering what we doing and I know there's a
5 lot of up and down and I apologize for that. But I want to
6 show you some of the things that maybe -- maybe you have seen,
7 maybe you haven't seen yet, but you'll have it with you back
8 there in the jury room. Okay?

9 MR. T. BRITTAIN: Your Honor, I'm gonna move here so I
10 can see.

11 THE COURT: Yes, sir.

12 MS. RICHARDSON: All right. I tried to make it a little
13 bigger, okay, and you might not still can see it, but I hope
14 you can. This is from Tommy Benton's cell phone. Okay? I'll
15 try and push it just a little bit closer to you. All right.
16 Is that better? All right. This is Tommy Benton's cell
17 phone. Okay? This is the person who is sending the message,
18 this is the person who's receiving the message. I've looked
19 at way too many phone records. This is the date and time that
20 it's sent. This is your contact. Okay? This contact came
21 from Tommy Benton's cell phone. J.T., this is J.T., hey.
22 J.T. is texting Tommy, remember Dougie, my black brother?
23 Sho; evidently that's how he says yeah. You want me to talk
24 to him and see if he would down, bro? Yeah, that would be
25 great. Okay, I'll call him in a few. Cool. Thanks. Tell him

1 we pay big. Okay. And then he asks for his number.

2 Now, again, that's the 25th going into the 26th. Here's
3 the 26th. This is the outlet store now remember. See, the
4 thing about phone records are they only keep them so far back.
5 So, we don't have text messages and stuff from the 18th. So,
6 you won't have that back in the back with you, because Verizon
7 didn't store them that long. Okay? So, this is from the
8 26th. This is Tommy's number; he's texting J.T. Park the
9 car. Okay, I did. I'm gonna find a place to pee. K. Meet
10 us at 501, tell us when you're close. C.B. Furniture Outlet.

11 Now this is Doug, the same Dougie that you heard from.
12 He told you his phone number. See, this is interesting. I
13 want to make sure I included it in here. Yeah, see so this is
14 J.T. still from the previous screen. J.T. texted Tommy,
15 Dougie's phone number and it was kinda close so it's really
16 kinda hard to see, but it's his phone number. Then Tommy
17 texted that number and said, is this Dougie? But he was
18 texting the wrong person. See? There's a phone call that's
19 made in there. There's some other stuff that's not in here
20 because we just don't have that much time. But then, we get
21 the right one. Okay? So, you got Doug, 3216, 3216, texting
22 Tommy, what up boss? What's up? This is the 26th. Look at
23 your time. By the way, btw, you interpret it the way you want
24 to interpret it. Btw, you did good. We are on the South
25 Carolina news. These boys are in North Carolina. They're

1 from North Carolina; why are they on the South Carolina news?

2 Later, the same day, just a few minutes later, I'm gonna

3 -- I'm gonna submit to you what I think it says. Okay? I

4 realize that I can't read it like that. I got a problem, I'm

5 not got a babysitter and did you see it smoking, smoking when

6 you left? See what smoking? Again, all of this coming from

7 Tommy's phone. Okay? This is Mitchell. Here's Mitchell's

8 phone number, 4322. All right. Okay. So this is -- now,

9 we've moved on, this is the night of the murder, okay, this is

10 the day after the murder. Bro, apparently C.B. was murdered.

11 I heard he died in a fire. The cops are saying there's

12 evidence that it was a murder. Tommy, texted back, I saw that

13 when Garland told me. Apparently died holding a gun at the

14 front door trying to get out. Yeah, check this out, it's got

15 pictures, pictures of his house. That makes no sense, you had

16 a gun, you're getting out, right? LOL. It's on the news, the

17 police have no leads. I asked Mitchell, why were y'all

18 texting that back and forth? Why do boys from North Carolina

19 care what's happening to C.B. in South Carolina when there's

20 no connection. Ask yourself why. I ask -- I asked Mitchell

21 why, he said -- I forget the term he used. I don't recall the

22 term he used, but he pretty much said we did that to blow

23 smoke; I think that's what he said. So what -- so what it

24 wouldn't look like they were the ones who had done it.

25 This one, I think is crucial. If, if all the other ones

1 aren't, this one, I submit to you, it just impacted me. We
2 need to go to Coin Star tomorrow. Now, I asked Mitchell, I
3 said, Mitchell, why did you send that? He says, I don't
4 remember. But remember what Dougie told you? Dougie told
5 you, actually Dougie told you he stole from the stealers; he
6 robbed the robbers, because he took the 2,000 out of C.B.'s
7 pocket and stashed it for himself. But what he also told you
8 is, I scraped off some change into a grocery bag. Why are you
9 going to Coin Star? Because you cashing it in to the last
10 penny.

11 Now, this is a contact, my luck, there's two different
12 numbers from them again, contact coming from Tommy Benton's
13 phone, it's Heather Faircloth. They told you -- I believe
14 Dougie and Mitchell both told you that Heather Faircloth was
15 Tommy Benton's girlfriend at the time. Again, another example
16 of blowing smoke. I'm just talking with Mitch to show me the
17 speakers and to tell me that C.B. burnt his store down.
18 What's her response? Oh, wow, LOL.

19 Again, why does somebody in North Carolina, with no
20 connection to C.B., care whether or not his store burnt down?
21 These become a little more crucial, because now we're going
22 into the night of the murder. Your momma is texting me, said
23 that you said I was taking you out. What am I to say to her?
24 What does that mean? Tell her whatever, I tried to call you
25 back. I'm missing \$500, so I'm trying to get my stuff back.

1 I'm not gonna curse at you, this is in court. I'm probably
2 going home when I return, so tell her whatever. What are you
3 missing? I'm telling your mom you're here. Okay. You
4 almost back? 7 o'clock. In a minute. We're getting closer.
5 Okay?

6 This is 11:26. What you doing? I'm about to try to get
7 100 G's. How much money did C.B. have in that safe? What did
8 the detective tell you? 125, 120, 125 somewhere in there.
9 I'm about to try to get 100 G's at 11:30 the same night he was
10 murdered. Okay? That's a lot. Now, we're almost at that 12
11 o'clock mark. 11:58, I'm sleepy. Go to bed. You coming home
12 soon? Yes. Okay, the front door is unlocked. Now wait a
13 minute, I thought he was with his momma and his stepdaddy.
14 You coming home soon? Yes. The front door is unlocked. I'm
15 way too close. I'm going to had to bed. I love you, baby,
16 sweet dreams of our perfect family and our future. I love
17 you. 12:15, where are you? 2:46 in the morning, where are
18 you? You're not here yet. I submit to you, you said you were
19 coming, you're not here, you're not with your momma because
20 she's asking me. On the way back. Okay. Hurry up, I want to
21 be in your arms.

22 The following day, it's still a text message between the
23 two of them. This is still my love contact. Living like a
24 king. Mitchell -- I just threw this in there. Mitchell told
25 you, what did they do with that money, that 27,000; he said he

1 bought his girlfriend, Tommy bought his girlfriend a diamond
2 ring. He asked her to marry him. Also from Tommy's phone.

3 Now, this is Mitchell's phone. You'll have -- you'll
4 have the records back there with you. Mitchell gets his phone
5 on the 23rd. It's in police custody around the 1st of May, I
6 think it was May 2nd the detective said he got it. He talked
7 to him 151 times. There's Douglas, 39 times. What you won't
8 see in Mitchell's phone is a contact with J.T.

9 This is the Cellebrite. This is a conversation between
10 Mitchell and Tommy. It's not a small job, a small job doesn't
11 involve people. SMH, it's fast and easy bro. I'm saying he's
12 got a gun; we don't. We are stupid if we don't fix that.
13 This is Mitchell's response. I'm not worried at all. You are
14 the one who always talks about having a smart plan. If we go
15 in without a gun, we are no better than Twizzy.

16 Here's why Garland gets left out. This is why Garland
17 gets left out of the murder. We got to include him tonight.
18 He knows about tonight, we got to include him. That's the
19 first night. That's the first night. So, this was the 9th,
20 they're planning it. Okay? All of this is the planning
21 leading up to it. Again the 9th. When it happens, I will
22 hold the steel, you persuade him to do what we say. Okay,
23 deal. It's Mitchell saying he'll hold the gun, you persuade
24 him. Is that what Tommy Benton was trying to do when he was
25 beating C.B. Smith with a crowbar? Got steel and a nicely hot

1 acting with a common plan or intent and are present at the
2 commission of the crime, it does not matter who actually
3 committed the crime. The hand of one is the hand of all.
4 Present at the scene of a crime means to be sufficiently near
5 to aid, abet, or assist in the commission of a crime.
6 However, mere presence is not in and of itself sufficient to
7 convict one under the theory of the hand of one and the hand
8 of all.

9 What's the defendant charge with? The first thing
10 murder. The defendant is charged with murder. The State must
11 prove beyond a reasonable doubt that the defendant killed
12 another person with malice aforethought. Malice, that's
13 hatred, ill will, hostility towards another person. It is the
14 intentional doing of a wrongful act without just cause or
15 excuse with an intent to inflict an injury or under
16 circumstances that the law will infer an evil intent. It
17 indicates a wicked or depraved spirit intent on wrongdoing.

18 Now, malice aforethought does not require that that
19 malice exist for any particular time before the act is
20 committed, but malice has to exist in the mind of the
21 defendant just before and at the time the act is committed.
22 So, you've got that combination of the evil intent and the
23 act. Malice aforethought can be expressed or inferred.
24 Expressed malice is shown when a person speaks words which
25 express hatred or ill will or when the person prepared

1 beforehand to do the act which was later accomplished. Malice
2 can be inferred from conduct showing a total disregard for
3 human life.

4 First Degree Burglary, the defendant is charged with two
5 counts of first degree burglary. The State must prove beyond
6 a reasonable doubt that the defendant entered a dwelling
7 without consent. A dwelling is any building or portion of a
8 building in which a person ordinarily sleeps. A building is a
9 dwelling even if the residence are temporarily absent from the
10 building. In order to prove that the defendant entered the
11 dwelling, the state does not have to show that the defendant's
12 entire body entered the dwelling. The smallest entry can be
13 sufficient. In addition, the state does not have to prove
14 that force was used to gain entry. It could be entered in
15 some other manner by deception or trick or other
16 misrepresentation. The State has to prove beyond a reasonable
17 doubt that the defendant intended to commit a crime at the
18 time of the entry into the dwelling. The mere entry into a
19 dwelling without that intent, that is not burglary. If the
20 intent to commit a crime was formed after the entry, it's not
21 burglary. However, if the defendant intended to commit a
22 crime at the time of the entry, it's a burglary even if that
23 intent was abandoned thereafter. An intent that can be shown
24 by the acts and conduct of the defendant and other
25 circumstances from which you could naturally and reasonably

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CHARGE TO JURY

1 defendant willfully, maliciously caused an explosion, set fire
2 to, burned, caused to be burned, aided, counseled, or procured
3 the burning of certain properties. Again, not done by
4 accident, done knowingly and intentionally. The State has to
5 prove beyond a reasonable doubt that the property which was
6 burned was a dwelling, house, building, structure, or any
7 other property. And finally, the state must prove beyond a
8 reasonable doubt that the explosion or burning directly or
9 indirectly resulted in bodily injury to a person or damage to
10 the property. That's the law.

11 There is a verdict form for each case. The Court's had
12 that prepared for you. It's again, they're all set out. The
13 first one, the State of South Carolina, County of Horry,
14 versus Tommy Lee Benton, murder. On the charge of murder, we,
15 the jury, by unanimous consent find the defendant, put two
16 choices, put one before the other, don't assign anything to
17 that, I've got to put one before the other, not guilty or
18 guilty. When your jury reaches a unanimous verdict on that
19 particular crime, Mr. Foreman, you check the appropriate
20 block, you sign your name, you put the correct date.

21 First degree arson, on the charge of arson in the first
22 degree, on or about April 29, 2014, because there were
23 different dates for the two charges of the arson, they were
24 different dates for the two charges of the burglary in the
25 first degree, so I've separated them out. On the charge of

1 arson in the first degree, on or about April 29th, 2014, we,
2 the jury, by unanimous consent, find the defendant, again, not
3 guilty or guilty.

4 Third degree arson. On the charge of arson in the third
5 degree, on or about April 26th, 2014, we, the jury, by
6 unanimous consent, find the defendant not guilty or guilty.

7 On the charge of burglary in the first degree, on or
8 about April 18th, 2014, we, the jury, by unanimous consent,
9 find the defendant not guilty or guilty.

10 First degree burglary. On the charge of burglary in the
11 first degree, on or about April 29th, 2014, we, the jury, by
12 unanimous consent, find the defendant not guilty or guilty.

13 Mr. Foreman, when your jury has reached a unanimous
14 verdict on each and every one of these matters and you have
15 checked the appropriate block and you have signed your name
16 and put the correct date on there, knock on the door and let
17 the bailiff know that that has been accomplished. Again, I
18 remind you, five separate charges, five separate crimes, the
19 elements of which I've explained to you. The decision on one,
20 does not have to be the same decision on all; it can be,
21 that's your decision. But, just because you find in one, one
22 way, does not mean you have to find that same way in the next
23 one because there's different elements, different proof.

24 Now, I've said unanimous I don't know how many times. It
25 means exactly what you think it means. It means 12/0, not

1 11/1, 10/2 any combination thereof.

2 Mr. Foreman, you check the appropriate block, you sign
3 your name, you are saying that each and every member of the
4 jury agrees that is their verdict. So, if called upon by the
5 clerk's representative when the verdict is read by the clerk,
6 to affirm their verdict by the raising of their right hand,
7 all members of the jury will be able to do so.

8 What I'm gonna ask that you do, Mr. Foreman, is take the
9 regular members of the jury to the jury room. The two
10 alternates will stay in the courtroom with us. Do not, do not
11 yet begin your deliberations until the bailiff hands to you
12 the verdict forms and the exhibits. At that point in time,
13 you may begin your deliberations. Please take the regular
14 jury to the jury room, sir.

15 (REPORTER'S NOTE: Jury exits courtroom. The following takes
16 place outside the presence of the jury.)

17 BY THE COURT:

18 THE COURT: All right. As to the two alternates in this
19 particular case, it appears to the Court that the regular
20 members of the jury are ready, willing, and able to go forward
21 with their duties. Is there any reason from the state that
22 the alternate should not be excused?

23 MS. RICHARDSON: Your Honor, I hate to do this to them,
24 but I would like to hold on to them for a little while to see
25 if -- if ---

1 THE COURT: Well ---

2 MS. RICHARDSON: --- my concern is that if we have to
3 break tonight and we go into Monday, that's a big gap of time
4 to allow something to happen.

5 THE COURT: And I appreciate that. What's the position
6 of the defense?

7 MR. T. BRITTAIN: Your Honor, I was gonna ask you just to
8 consider -- what I'm concerned about is, if we're this late in
9 the day on Friday, if the jury might not know that they can
10 come back Monday. They may be thinking if they stay here,
11 they got to stay here on Saturday. So, what I would ask is
12 either that we don't give them the case today and we return
13 Monday for their deliberations or you instruct them that they
14 got a reasonable amount of time to be here today, they don't
15 have to stay here until 12 o'clock, if they need more time,
16 they can have their weekend and come back and consider it on
17 Monday. What I don't like is this idea that -- that the
18 people have been here a week, it's Christmastime, I'm getting
19 the case at 4 o'clock, 3:30 in the afternoon and I'm not
20 applying my ---

21 THE COURT: And we'll deal with that concern in just a
22 second.

23 MR. T. BRITTAIN: Okay.

24 THE COURT: Let's first deal with the two alternates.
25 The State has suggested that whenever the regular members of

1 the jury are present, that they also would be present
2 obviously in another room, not -- they can't participate in
3 the deliberations, but if for some reason, if as you suggest,
4 over the weekend, God forbid, some -- one of the jurors
5 becomes ill, then that juror could be substituted in. Now
6 that would have to be done with the special instructions that
7 everything they've done up to that point is thrown out and
8 they start all over again because there's a new juror and they
9 got to start fresh from the beginning of their discussions and
10 everything they've decided before that, they didn't decide
11 because all 12 of them haven't been there to agree to that.
12 But that's getting ahead of ourselves. So, let's first deal
13 with the ---

14 MR. T. BRITTAIN: I've got no problem with that. That's
15 fine with me.

16 THE COURT: So, as long the regular jury is present,
17 they, the two alternates would remain in case there's some
18 need to substitute them in?

19 MR. T. BRITTAIN: Yes.

20 THE COURT: All right. Now, Solicitor, as to the
21 suggestion that Mr. Brittain has made that -- that there --
22 either we let the jury deliberate for some period of time, I
23 mean it's 3 o'clock, so we let them deliberate for some period
24 of time, a couple of hours or so, and let them know, at that
25 point in time, and probably what I tend to do would be to let

1 them decide that y'all can go home, come back Monday morning
2 and resume or you can stay for whatever period of time you
3 want to stay and continue deliberating, to let them know that
4 they -- they're the captive audience. So, I want them to be
5 in charge in that regard. If they don't want to go home, I'm
6 not gonna be forcibly sending them home if that is their
7 collective choice to stay. But I don't have a problem letting
8 them know that -- that at some point in time, after a couple
9 of hours, I'm gonna be asking if they haven't returned a
10 verdict, then y'all want to stay or y'all can go home and come
11 back Monday morning and let them talk about it and let them
12 decide. I mean, is that agreeable to the state?

13 MS. RICHARDSON: Your Honor, I'm fine with that. I
14 definitely don't think that's an issue that we -- I would
15 assume Your Honor would address at the appropriate time.

16 THE COURT: What I'd do is I will let them deliberate
17 probably until 5 o'clock.

18 MS. RICHARDSON: Yes, sir.

19 THE COURT: And at that point in time, inquire of them
20 whether they would like to recess and go home till Monday
21 morning or continue on because if they want to continue on,
22 because I'm gonna have to then instruct the Clerk's office to
23 go figure out something for them for dinner. So, that would
24 be my intention, Mr. Brittain, to let them decide rather than
25 to forcibly make that decision for them. All right? Do you

1 have a problem with that?

2 MR. T. BRITTAIN: No, sir. I would just make one little
3 request and then obviously if you don't, you don't. But when
4 they -- that they be told they're under no time pressure. I
5 don't want them thinking that, hey, we got to get this thing
6 decided by 5 o'clock this afternoon.

7 THE COURT: All right. Well, I mean, I don't want to put
8 anything in their mind, obviously at this point in time. So,
9 my intention is to just submit it to them, let them
10 deliberate. If 5 o'clock comes around and they have not
11 indicated to us that they have reached a verdict, then we can
12 have inquiry of them, say, okay, it's 5 o'clock, y'all want to
13 go and start again, you know Monday morning or do you want the
14 clerk to go scrounge around trying to find you something for
15 dinner and y'all stay here for a while and continue on. Let
16 them tell us what they ---

17 MR. T. BRITTAIN: That's fine.

18 THE COURT: --- what they want to do.

19 MR. T. BRITTAIN: I understand.

20 THE COURT: All right.

21 MR. T. BRITTAIN: Yes, sir.

22 THE COURT: All right. Very good. All right. So,
23 you're gonna, I guess have to find another jury room for the
24 two alternates at the present time.

25 BAILIFF: I can do that.

1 THE COURT: All right, sir, if you don't mind, so if you
2 want to go ahead and do that.

3 All right. Exceptions, deletions, additions to the
4 charge from the state?

5 MS. RICHARDSON: No, sir, Your Honor.

6 THE COURT: From the defense?

7 MR. T. BRITTAIN: No exceptions, Your Honor.

8 THE COURT: All right. Very good. All right. First
9 thing I want to say to the state and the defense in this
10 matter. I commend all of you. You have done absolutely
11 everything that the Court would have expected you to do to
12 represent the interest of your respective side. You have
13 fought, and not in the bad sense, but you have represented the
14 interest of the state, you've represented the interest of the
15 defendant in a manner that speaks well of the legal
16 profession. I want to tell you I'm -- I want to thank you for
17 what -- what -- the manner in which y'all have tried this case
18 and how you've tried it and I appreciate that as your
19 presiding judge and thank you for that.

20 With that, I would ask that you come up, get with Ms.
21 Dixie, make sure we've got all the proper exhibits going to
22 the jury and that y'all are in agreement there, so when they
23 go in there, they're getting all the proper exhibits. Okay?

24 MR. P. BRITTAIN: Thank you, Your Honor.

25 THE COURT: Thank y'all very much.

1 MR. T. BRITTAIN: Thank you, Judge for those comments.

2 THE COURT: Yes, sir. I wouldn't say it if I didn't mean
3 it, Mr. Brittain, you know that.

4 MR. T. BRITTAIN: Yes, sir.

5 THE COURT: One thing I do need at this point in time, as
6 I indicated before when we talked about the bond issue, the
7 defendant is now remanded to the custody of the Horry County
8 Sheriff's office until the jury returns a verdict in this
9 matter. Thank you very much.

10 (REPORTER'S NOTE: Exhibits reviewed and consented to by
11 counsel. Jury begins deliberation at 3:22 P.M.)

12 (RECESS.)

13 *****OFF THE RECORD*****

14 COURT'S EXHIBIT NUMBER 1

15 MARKED FOR IDENTIFICATION

16 (On the Record.)

17 THE COURT: All right. I understand that the jury has
18 reached a verdict in this matter. Is the state ready to
19 receive it?

20 MS. RICHARDSON: Yes, sir, Your Honor.

21 THE COURT: The defense?

22 MR. T. BRITTAIN: Yes, Your Honor.

23 THE COURT: All right. I will say as I always do in
24 criminal court matters, we have asked this jury to do a very
25 difficult thing in resolving this particular case. The -- I

1 don't know what the verdict is. We'll all receive that
2 verdict at the same time. I expect of you and demand of you,
3 that you will receive the verdict with respect and silence.
4 If there is any kind of outburst, emotional or otherwise, to
5 the reading of the verdict, after the jury is excused, I will
6 have you detained and I will go forward with a contempt of
7 court proceeding. If you cannot abide by these directions,
8 you're invited to leave the courtroom. If you remain in the
9 courtroom, you are bound by this order. Thank you very much.

10 Ask the jury to come in.

11 (REPORTER'S NOTE: Jury enters courtroom. 4:50 P.M.)

12 VERDICT OF JURY:

13 THE COURT: All right. Mr. Foreman, has your jury
14 reached a unanimous verdict in all of the matters presented?

15 JUROR 322: Yes, Your Honor.

16 THE COURT: Very good. Could you hand the verdict form
17 to the clerk's representative, please?

18 JUROR 322: Yes, sir.

19 THE COURT: You may publish the verdicts.

20 CLERK: Indictment Numbers 2016-GS-26-1719, 5009, 5010,
21 5011, and 5008, State of South Carolina, County of Horry,
22 versus Tommy Lee Benton on the charge of murder, we, the jury,
23 by unanimous consent, find the defendant guilty.

24 On the charge of arson in the first degree, on or about
25 April 29th, 2014, we, the jury, by unanimous consent, find the

1 defendant guilty.

2 On the charge of arson in the third degree, on or about
3 April 26th, 2014, we, the jury, by unanimous consent, find the
4 defendant guilty.

5 On the charge of burglary in the first degree, on or
6 about April 18th, 2014, we, the jury, by unanimous consent,
7 find the defendant guilty.

8 On the charge of burglary in the first degree, on or
9 about April 29th, 2014, we, the jury, by unanimous consent,
10 find the defendant guilty. Signed by Foreperson Michael
11 Pollack, Juror Number 322.

12 Ladies and gentlemen of the jury, if this your verdict,
13 so signify by raising your right hand?

14 (REPORTER'S NOTE: Jurors unanimously respond.)

15 CLERK: Thank you.

16 BY THE COURT:

17 THE COURT: The jury having affirmed their verdicts by
18 raising of their right hand, does the state wish the jury
19 polled?

20 MS. RICHARDSON: No, sir, Your Honor.

21 THE COURT: Does the defense the jury polled?

22 MR. T. BRITTAIN: No, Your Honor.

23 THE COURT: Thank you very much.

24 As to the jury itself, is there any reason the Court
25 should not excuse the jury from the state?

1 and I'll be glad to hear from you, sir.

2 MR. SMITH: All right. My name is Sammy Smith and I
3 just want to say I wish you'd give him the max because he tore
4 my life up by killing my daddy.

5 THE COURT: Yes, sir.

6 MR. SMITH: Thank you.

7 THE COURT: Anything else, Solicitor?

8 MS. RICHARDSON: No, sir, Your Honor.

9 THE COURT: Mr. Brittain, I'll be glad to hear from you,
10 sir.

11 MR. T. BRITTAIN: Yes, Your Honor. My client doesn't
12 really feel like he can have anything to say right now about
13 this matter, so we're prepared to proceed and for you deliver
14 the sentence.

15 THE COURT: All right, sir. Thank you very much, sir.

16 MR. T. BRITTAIN: He's 24 years old.

17 THE COURT: Thank you, sir.

18 2016-GS-26-1719, the State of South Carolina, County of
19 Horry, Tommy Lee Benton, regarding the charge of murder. The
20 jury having found you guilty of this crime, the Court having
21 heard the heinous acts that were committed, the sentence of
22 this Court is the defendant is committed to the State
23 Department of Corrections for a determinate term of life in
24 prison without the possibility of parole.

25 2016-GS-26-5008, burglary in the first degree. The

State v. Benton 2016-GS-26-1719, 5008, 5009, 5010, 5011 781
SENTENCING

1 defendant is committed to the State Department of Corrections
2 for a determinate term of life imprisonment consecutive to the
3 2016-GS-26-1719 charge.

4 Regarding 2016-GS-26-5011, burglary in the first degree,
5 the defendant is committed to the State Department of
6 Corrections for a determinate term of life in prison
7 consecutive to 2016-GS-26-1719.

8 2016-GS-26-5009, arson in the first degree, the defendant
9 is committed to the State Department of Corrections for a
10 determinate term of 30 years concurrent with 2016-1719.

11 2016-GS-26-5010, arson in the third degree, the defendant
12 is committed to the State Department of Corrections for a
13 determinate term of 15 years concurrent with 2016-1719.

14 While I recognize that I have given the defendant a life
15 sentence without the possibility of parole and run two
16 burglary first degrees consecutive, the purpose for that is if
17 there is any point in time in the future, where any
18 governmental authority or parole board is making a decision as
19 to whether Mr. Benton should be released from prison for any
20 reason, it's the intention by this Court, to make sure that
21 they understand that it is the sentencing Judge decision that
22 he should stay in prison until the day he dies.

23 This matter is now concluded.

24 Thank you very much.

25 MS. RICHARDSON: Thank you, Your Honor.

1 STATE OF SOUTH CAROLINA) TRANSCRIPT OF RECORD
2 COUNTY OF HORRY) CASE NO.: 2016-GS-26-01719,
3 05008, 05009, 05011
4 2017-GS-26-05010

5 -----
6 December 8th, 2017 A.M. SESSION ONLY

7 BEFORE: The Honorable Steven H. John

8 -----
9 STATE OF SOUTH CAROLINA,
10 Plaintiff,
11 vs.
12 TOMMY LEE BENTON,
13 Defendant.
14 -----

 ORIGINAL

15 APPEARANCES:

16
17 Lori Richardson, Esq.
18 Thomas Terrell, Esq.
19 Attorneys for the Plaintiff.

20 Thomas C. Brittain, Esq.
21 Andrew Preston Brittain, Esq.
22 Attorneys for the Defendant.

23 Official Court Reporter
24 Natalie Dahl, RPR
25

CHRISTY HUDSON - DIRECT EXAMINATION

1 things, but I didn't know a great deal about
2 everything. I knew he was locked up and charged. I
3 hadn't slept for a whole bunch of days and times. At
4 that point, I just wanted them to have the phone,
5 because I knew that was important.

6 Q Okay. All right. So let's return to the
7 18th of April, and I want to ask you a series of
8 questions about what you recall, this time frame of the
9 18th of April.

10 A Yes, sir.

11 Q In the early morning hours on the 18th of
12 April, what do you know, if anything, about the
13 whereabouts of Tommy Benton?

14 A He was with me, my husband. We were at my
15 mother's house in Leland, North Carolina. He was
16 helping to unload chairs out of my brother's
17 girlfriend's car. She was the girlfriend at the time
18 of my brother, Shannon Ward. I borrowed some chairs
19 from her. It was a prior arrangement we made for the
20 17th, but she got called into work. There was
21 foldable chairs. My grandmother asked me to host
22 Easter dinner because my granddaddy had gotten sick the
23 week before, and I didn't have enough chairs. I live
24 in a single-wide, so we had a folding table, but I
25 needed chairs. Kevin's grandmother had chairs, and I

CHRISTY HUDSON - DIRECT EXAMINATION

1 asked to borrow them. She was supposed to get them for
2 me on the 17th, but she got called into work, so she
3 called my brother and told him that he -- that she had
4 to go into work and would have them for me that night
5 when she got off of work. She did take them there.
6 She went by her grandmother's and got them and brought
7 them to my mother's house, and that was around
8 1 o'clock in the morning. She got off, went to her
9 grandmother's and brought them to me to my mother's
10 house. Tommy helped her unload those chairs.

11 Q How do you know that?

12 A How do I know?

13 Q How do you know?

14 A I saw him. We were outside. I was talking to
15 Devin, and we were talking.

16 Q And this is in Leland, North Carolina?

17 A Yes, sir. He helped unload the chairs. They put
18 them in our SUV, and we were just talking. She was
19 asking how our baby was, because our baby was two at
20 the time. By that time -- by the time we left, it was
21 about 2:00 in the morning.

22 Q What is this person's name?

23 A Devin McLachlen.

24 Q So when you say "we left," who left?

25 A It was me and my husband, Tommy and my daughter.

CHRISTY HUDSON - DIRECT EXAMINATION

1 Q And where did you go from there?

2 A We went home.

3 Q Where is that?

4 A 195 Pleasant Hill Drive, Chadbourn, North
5 Carolina.

6 Q How far of a trip was that?

7 A About an hour. It is like 50 miles, maybe.

8 Q So, approximately, what time did you arrive home
9 in the early morning hours on the 18th with Tommy
10 Benton?

11 A Around 3:00.

12 Q Now, what -- what -- what did you all do once you
13 arrived there at 3 o'clock?

14 A We didn't do anything that morning. It was
15 just -- not that morning.

16 Q Did you stay up, eat breakfast, go to bed? What
17 did you do when you got home at 3:00?

18 A He just took a shower. We all took showers.

19 Q So you were with him up to and through the
20 morning of the 18th?

21 A Yes, sir.

22 Q Of April of 2014?

23 A Yes, sir.

24 Q Now, I want to turn your attention to the
25 26th of April 2014.

CHRISTY HUDSON - DIRECT EXAMINATION

1 you saw.

2 A She was getting agitated. We all were because,
3 you know, she paid for a meal, we couldn't enjoy it.
4 Eventually, I asked him to sit down and stop, because I
5 was getting agitated. We ate. We tried to have a
6 discussion, you know, just family time. When we got
7 finished, we left.

8 Q You left Carolina Barbecue?

9 A Yes, sir.

10 Q Everybody? Who was riding where? It was a big
11 crowd.

12 A I'm not exactly sure who was riding where,
13 because my step-daddy owns his own towing business, and
14 he drives his wrecker everywhere. I want to say that
15 my husband was with him, and maybe we rode with my
16 mother.

17 Q Where was Tommy Benton when you left Carolina
18 Barbecue?

19 A With me, my mother and Mitchell and my daughter.

20 Q So the five of you were in one car?

21 A Yes, sir.

22 Q Where did you go?

23 A We went back to my mother's house in Leland.

24 Q In Leland. Mitchell Cheatum with you?

25 A Yes, sir.

CHRISTY HUDSON - DIRECT EXAMINATION

1 Q So, approximately, what time did you arrive
2 there?

3 A It was maybe 10:30, 11:00.

4 Q On the 25th?

5 A Yes, sir.

6 Q What did you observe concerning the whereabouts
7 of Mitchell Cheatum and Tommy Benton after you arrived
8 back at your mother's house in Leland, North Carolina?

9 A We all went in and just talking, family talk.

10 Q Okay.

11 A At some point that night, my brother asked my
12 son, Tommy, to ride off. My son asked my mother, while
13 we were at the barbecue place, if he could use her
14 printer. She had ink, because he wanted to print some
15 flyers off. My mother said she has some ink, but
16 didn't have a lot of ink, because like I said, my
17 step-daddy owns a towing business. So he did print out
18 a few flyers, a handful. I don't know exactly where my
19 brother and Tommy went. I know that they were going to
20 drop the --

21 MS. RICHARDSON: Object to anything anyone said.

22 THE COURT: Sustained.

23 A Okay.

24 Q (MR. BRITTAIN) Wait. Okay. So, approximately,
25 what time did Tommy leave your presence?

CHRISTY HUDSON - DIRECT EXAMINATION

- 1 A About 12:30.
- 2 Q How long was he apart from you?
- 3 A They were only gone about 30 minutes, at the
- 4 most.
- 5 Q How far is it from Leland to Aynor, South
- 6 Carolina?
- 7 A Oh, goodness. A good hour and a half, two hours,
- 8 if I had to guess, but I'm not familiar with Aynor.
- 9 Q Do you know how far it is from Leland, North
- 10 Carolina?
- 11 A From?
- 12 Q How far Aynor is from Leland, North Carolina.
- 13 A That would be my best guess, if I had to guess.
- 14 Q Do you know how long it takes to drive there?
- 15 A If I had to guess, it would be about an --
- 16 THE COURT: You can't guess.
- 17 Q (MR. BRITTAIN) If you don't know, we'll ask
- 18 someone else.
- 19 A No, sir.
- 20 Q Okay. So for a period of 30 minutes, he was gone
- 21 from where you were?
- 22 A Yes, sir.
- 23 Q And he returned?
- 24 A Yes, sir.
- 25 Q What did you observe about Mitchell Cheatum

CHRISTY HUDSON - DIRECT EXAMINATION

1 A When?

2 Q Devin McLachlen, was she there when Tommy Benton
3 returns?

4 A When he returned, yes, but he was gone when she
5 got there.

6 Q She had an opportunity to see him when he
7 returned?

8 A Yes, sir.

9 Q Would she have an opportunity to see Mr. Cheatum?

10 A Yes, sir.

11 Q And so once Tommy Benton returned, Mitchell
12 Cheatum is still there?

13 A Yes.

14 Q What happened then as far as their whereabouts?

15 A My brother asked Tommy -- well, I don't know how
16 to word it, because she said I --

17 Q Tell me what happened. You don't have to say
18 what was said, just tell me what Tommy did.

19 A Eventually, they went across the street and got
20 tires from Will McLaughlin. It is two different last
21 names, no relation. It is across the street.

22 Q When you say "they," who is they that went?

23 A Shannon and Tommy.

24 Q Who is Shannon?

25 A My brother. It was Tommy's uncle. There is like

CHRISTY HUDSON - DIRECT EXAMINATION

1 a three-year age difference. They went across and
2 bought tires for Tommy's truck.

3 Q This is approximately what time frame now?

4 A Right after they got back, about 1:00.

5 Q In the morning?

6 A Yes, sir.

7 Q Of the 26th?

8 A Yes, sir.

9 Q And how long did that process take, if you know,
10 from when they returned? Did they come back again, or
11 just stay over there?

12 A They were not gone very long, because they came
13 back to my mom's house and they asked --

14 Q Who is "they"?

15 A Tommy and my brother.

16 Q Okay.

17 A Wanted Tony, my husband, to ride over to my
18 step-father's shop where the tire machine was to get it
19 off the rims, because they were purchasing the tires,
20 not the rims. So they had to leave and go back to
21 Fifth Street in Wilmington to take the tires off the
22 rims.

23 Q Who is "they" that went off and took the tires
24 off the rims?

25 A Tommy, my husband Tony, and my brother Shannon.

CHRISTY HUDSON - DIRECT EXAMINATION

1 Q Your husband Tony's name is really Gregory?

2 A Yes, sir.

3 Q But you call him Tony?

4 A Yes.

5 Q And Mitchell Cheatum did not go with them?

6 A No, sir. My brother and Mitchell Cheatum do not
7 get along.

8 Q Where was Mitchell Cheatum when they were doing
9 this part of the activity?

10 A On the couch at my mother's house.

11 Q So, if you know, when did those three return back
12 to the house?

13 A They got back -- my best guess -- they were gone
14 about an hour, because the drive to Wilmington and
15 drive back.

16 Q So, roughly, what time in your recollection would
17 they be returning to your mother's house?

18 A I would say about -- between the time they left
19 and everything, got back about 2:30.

20 Q In the morning?

21 A Yes, sir.

22 Q Now, what do you do about the whereabouts about
23 Mitchell Cheatum and Tony Benton from 2:30 forward in
24 the early morning of April 26th?

25 A We left there at 3:00. They had to load the

CHRISTY HUDSON - DIRECT EXAMINATION

1 tires. My husband and Tommy and Shannon loaded the
2 tires into the -- our truck, and then we left, but
3 there was a phone call made. They had to the -- one of
4 them forgot to pay for a wheel, so we came back. We
5 had just gotten maybe two minutes down the road and we
6 came back.

7 Q Who is "we"?

8 A There was me and my husband, Tommy and my
9 daughter and Mitchell Cheatum. We pulled back into my
10 mother's driveway, which was directly -- the lights
11 were shining into my brother's bedroom, because he
12 called and said -- well, I can't tell you that, but we
13 forgot to pay. One thought one paid, and the other
14 thought the other paid. So Tony and Shannon went to
15 pay Will, got back in the truck and we left.

16 Q What time?

17 A When I looked at the clock and talking, it was
18 3:02.

19 Q When you left the house with Cheatum and Tommy
20 Benton.

21 A Yes, sir.

22 Q Where were you headed?

23 A We were going home, and my husband asked Mitchell
24 where he wanted to go.

25 Q What did you do with Mitchell?

CHRISTY HUDSON - DIRECT EXAMINATION

1 Q What happened after that?

2 A We went home.

3 Q So what time, approximately, did you get home?

4 A About four, 4:30, 4:35 after McDonald's.

5 Q Based on what you saw, could Tommy Benton have
6 been in Aynor, South Carolina at that time?

7 A No, sir.

8 Q Now, let me turn your attention to the events of
9 the 29th --

10 A Can I tell you?

11 Q Sure.

12 A He was with my husband playing video games. We
13 went to the flea market about 6:45. We had our trailer
14 packed and tarped. They never went to sleep. In fact,
15 we went to the flea market and was there by 7 o'clock.
16 We had furniture and stuff. We emptied a storage
17 building out that whole week.

18 Q On the 26th and morning of the 26th?

19 A Yes.

20 Q The ending, what we just talked about.

21 A Yes, sir.

22 Q So when you went home, no one went to sleep?

23 A I did with our little girl, but they never did,
24 no, sir.

25 Q I'll turn your attention to the event of the

CHRISTY HUDSON - DIRECT EXAMINATION

1 29th. The 29th of April, you understand the
2 significance of that date in connection with these
3 proceedings?

4 A Yes, sir.

5 Q What, if anything, do you know about the
6 whereabouts of Tommy Benton on the evening of the
7 29th of April, 2014?

8 A He was with me -- at what part?

9 Q Let's start off on the 28th, evening of the
10 28th, the night before the early morning hours of the
11 29th. How do you know all of this?

12 A My grandmother come up to my home a few minutes
13 before midnight.

14 Q Let me ask you. When is the first time you saw
15 Tommy Benton on the 28th?

16 A Around 8:00 p.m.

17 Q And what did you see -- notice he was doing, if
18 you did, between 8:00 p.m. and when your grandmother
19 comes down?

20 A He came home and he had blue paint on him. He
21 asked my husband to get paint off of a watch, and I
22 actually have the watch if you need that.

23 Q And so where was he from 8:00 until this incident
24 with your grandmother?

25 A He did leave my house at 8:30, and he did return

CHRISTY HUDSON - DIRECT EXAMINATION

1 home around 10:00. He did not leave until we left when
2 my grandmother came over.

3 Q So you don't know where he was -- you can't
4 testify where he was from 8:30 to 10:00?

5 A No, sir.

6 Q You weren't with him?

7 A No, sir, I cannot. I don't know.

8 Q You were up until 8:30?

9 A Yes.

10 Q And you were with him from 10:00 until what is
11 getting ready to happen?

12 A Yes, sir.

13 Q What happened?

14 A A little before midnight, I heard a tap, tap,
15 tap. I actually thought it was my little girl, because
16 she was asleep in our room. She has problems
17 breathing. She sleeps in our room.

18 Q Come up closer to the microphone.

19 A I thought it was my little girl. She sleeps in
20 our room. Her crib was up against one of my walls. I
21 thought it was my little girl kicking. So I went to
22 see in my bedroom to see if it was my little girl. I
23 heard tap, tap. I noticed the motion light was on on
24 the back porch. I opened the door and my grandmother
25 was there. I asked her what was wrong, because I

CHRISTY HUDSON - DIRECT EXAMINATION

1 thought something was wrong with granddaddy. He had
2 been sick that whole week before. Before Easter, he
3 got really sick. She asked us if I would go help her
4 with his oxygen machine. I told her, yes, ma'am, I
5 will. Give me a chance to go get my shoes. My husband
6 did not want me to go by myself because I have
7 seizures. I don't drive at night by myself. Tommy
8 went with me. He drove my car and myself over to my
9 grandmother's house. She lives a few minutes down the
10 road from me.

11 Q What is her name?

12 A Shelby Fowler.

13 Q She lives close to where you live?

14 A Yes, sir.

15 Q How long did it take you to get down there?

16 A About five minutes.

17 Q What did you find when you got there? What
18 happened?

19 A I went to my grandparents' room, and my
20 grandfather was on the bed. He didn't look too good.
21 I tried to unplug the oxygen machine. I moved it,
22 tried to plug it into another outlet. They live in an
23 older mobile home, so I thought it was maybe the
24 outlet. It was not the outlet. It still wouldn't
25 work. I tried to hit the reset button on the back, it

CHRISTY HUDSON - DIRECT EXAMINATION

1 wouldn't work. I had a little fan and put it on the
2 back. I thought it was overheating. It would not
3 work. Tried to change the tubing, but it would not
4 work. So I asked my son to get his phone and
5 troubleshoot to see if there was anything else we could
6 do to find out what was wrong with the machine.

7 Q What do you mean by "troubleshoot"?

8 A Google search to see why the machine would not
9 blow out the air.

10 Q How would you do that on the cell phone?

11 A Go to Google search and troubleshoot the machine.

12 Q Did he do that?

13 A No, sir, he did not.

14 Q Why not?

15 A When I asked him to look it up on his phone, he
16 asked me for my phone, and I said my phone is in the
17 room charging with my daughter, and I asked him where
18 his phone was, and he said he didn't have it, he lost
19 it. I did get upset, because I bought three phones
20 within three months prior to that, and I told him --
21 you know, I was mad. I'm tired of buying your phones,
22 and he was upset with me. He said I know, Mom. We
23 were arguing back and forth. My grandmother came in,
24 broke up the argument, and when I calmed down, I asked
25 her -- I said, Grandma, what was the last thing you did

CHRISTY HUDSON - DIRECT EXAMINATION

1 to that machine before it quit working, and she told --
2 well, I found out that the water bottle, she changed
3 the water in the water bottle. So I asked Tommy to
4 check the top of the water bottle, to change the water.
5 So he changed the water in the water bottle, put the
6 lid back on, and when he opened the lid, we found out
7 it was crossed over, it was crooked. It wasn't sealed
8 tight, so it wouldn't blow air through. So when he
9 filled it back up and put the lid on tight, we checked
10 it with a little cup to make sure it was blowing the
11 air through.

12 (Defendant's Exhibit 4 marked.)

13 Q (MR. BRITTAIN) I'll show you what is marked as
14 Defendant's 4 and ask if you recognize that?

15 A Yes, sir.

16 Q What is that?

17 A That is my grandmother's oxygen machine.

18 (Defendant's Exhibit 5 marked.)

19 Q The water bottle from the oxygen machine. Once
20 the oxygen machine was fixed, where did you and Tommy
21 Benton go? Did you go somewhere or drove together?

22 A We left there at 1 o'clock. My grandmother was
23 at the door. I told her I loved her, and we walked out
24 to the car. Tommy drove. I told him -- I said I want
25 to know where your cell phone was. He told me he

CHRISTY HUDSON - DIRECT EXAMINATION

1 thought Mitchell Cheatum had it. We went to the
2 Holiday Inn, pulled in front of the room, 136. He got
3 out.

4 Q About what time was that?

5 A When we left my grandmother's, we would have
6 gotten there about 1:15.

7 Q What happened? What did you see?

8 A I saw him go to the door and knock. No one came
9 to the door, so he came back to the car. We went back
10 to my house in Chadbourn.

11 Q And how long did it take to get back there?

12 A About 15, 20 minutes.

13 Q So talking about 1:40?

14 A Yes, sir.

15 Q What happened after that as far as Tommy Benton
16 is concerned?

17 A He talked and spoke to my husband, and he left.

18 Q What did he leave in?

19 A Left in a Ford Focus.

20 Q Whose is that?

21 A It belongs to his girlfriend, Heather.

22 Q Have you had an opportunity to be around Mitchell
23 Cheatum some?

24 A Yes, sir.

25 Q And during that time, did you have an opportunity

CHRISTY HUDSON - CROSS-EXAMINATION

1 to form an opinion as to whether or not he is a
2 truthful person?

3 A Yes, sir.

4 MS. RICHARDSON: Objection, Your Honor.

5 THE COURT: Come over here and talk to me,
6 please.

7 (Whereupon, a bench conference was had.)

8 Q (MR. BRITTAIN) Based on that experience, what is
9 your opinion as to his truthfulness?

10 A Based on --

11 THE COURT: Mr. Brittain, that is an improper way
12 to ask that question. We just talked about that. Ask
13 it properly.

14 Q (MR. BRITTAIN) Is he truthful?

15 THE COURT: No, sir. That is not the way to ask
16 the question. You ask whether or not to have an
17 opinion and what the opinion is. You do not suggest
18 the answer in the question.

19 MR. BRITTAIN: I understand, okay.

20 THE COURT: Thank you.

21 Q (MR. BRITTAIN) Do you have an opinion as to his
22 truthfulness?

23 A Yes, sir, I do.

24 Q What is that?

25 A He is not truthful.

CHRISTY HUDSON - CROSS-EXAMINATION

1 MR. BRITTAIN: Thank you. I think that is all I
2 have.

3 THE COURT: Cross-examination?

4 CROSS-EXAMINATION

5 BY MS. RICHARDSON:

6 Q Good morning, Ms. Hudson; is that correct?

7 A Yes, ma'am. Good morning.

8 Q Ms. Hudson, the defense attorney asked you isn't
9 it true you have been working diligently on Tommy
10 Benton's defense?

11 A Yes, ma'am.

12 Q And isn't it true that you, of all people, know
13 more details about this case than just about anybody
14 else?

15 A Yes, ma'am, because that is where he was, with
16 me. I sure do.

17 Q Yeah. Right. Funny, do you recall talking to
18 the police at the police station?

19 A Which police?

20 Q Horry County Police.

21 A I do.

22 Q At the North Carolina police station?

23 A At the North Carolina police station? No, ma'am.

24 Q You don't recall talking to them there?

25 A I never spoke with any Horry County police

CHRISTY HUDSON - CROSS-EXAMINATION

1 officer at Columbus County, no, ma'am.

2 Q Do you recall having a conversation with Horry
3 County Police?

4 A I do.

5 Q Do you recall talking to Senior Detective
6 Chatfield?

7 A I do.

8 Q And isn't it true that you told Senior Detective
9 Chatfield that you had no clue where your son was that
10 night?

11 A He asked me about 5:30 a.m., and I did tell him I
12 did not know where he was at on the 29th at 5:30. He
13 told me many times on the phone 5:30 a.m., yes, ma'am.

14 Q You love your son so very much, don't you?

15 A I do.

16 Q Nothing you wouldn't do for him?

17 A I don't lie or do anything to get in trouble, no,
18 ma'am.

19 Q But you know all the details about his case,
20 don't you?

21 A I know details because he was with me. I know
22 that the car was in my yard. I know he was at home
23 with me, and I know he was at my mother's with me, yes,
24 ma'am.

25 Q And, of course, as soon as you found that out,

GREGORY HUDSON - DIRECT EXAMINATION

1 A Yes, sir. Sitting over there.

2 Q All right. How many years have you all been
3 married?

4 A Since 2012.

5 Q Okay. Are you the same Gregory Hudson that
6 turned in Tommy Benton's cell phone?

7 A Yes, sir.

8 Q And provided information to turn in Mitchell
9 Cheatum's cell phone?

10 A Yes, sir.

11 Q You understand you're here as part of an alibi
12 defense?

13 A Yes, sir.

14 Q Tell us, if you would, tell the jury what you
15 know about April 18th or the evening of
16 April 17th leading up to the 18th?

17 A On the 17th of April, we arrived at Christy's
18 mother's house in Leland, North Carolina around 5:30.
19 We went because -- with a split family, everybody can't
20 do Easter on the same day, so this year her grandmother
21 couldn't do Easter because she was sick, so we had to
22 have chairs, because we were hosting Easter. We went
23 to Leland to get the chairs. The girl we was getting
24 the chairs from suddenly got called into work, so we
25 had to wait until she got off. She didn't get home

GREGORY HUDSON - DIRECT EXAMINATION

1 until 12:30, 1:00, and by the time she we got the
2 chairs loaded, it was about 2 o'clock before we left in
3 the morning of April 18th.

4 Q So the morning of April 18th is when you left?

5 A Yes, sir.

6 Q And where did you all go from there?

7 A Home to Chadbourn.

8 Q Tommy Benton was with you?

9 A Yes, sir.

10 Q What did you do after that when you got home?

11 A We got home, we went to bed, but when we got up
12 we had to prepare everything for Easter, cut the grass,
13 clean the yard, get the house ready, cook. I think
14 that year I smoked a turkey.

15 Q Based on your observation of Tommy Benton, could
16 he have been in Aynor?

17 A No, sir.

18 Q Let's move into the evening of the 25th and --
19 April 25th and morning of April 26th, during that
20 time period, did you have an opportunity to observe
21 Tommy Benton?

22 A Yes, sir.

23 Q Tell the jury about that.

24 A This is the weekend we were doing Easter with
25 Christy's mother, because the weekend before we did it

GREGORY HUDSON - DIRECT EXAMINATION

1 at her father's side, so this weekend we were doing it
2 with her mother. We took the chairs back with us from
3 the prior weekend. We got to Leland, I want to say
4 8:30, running a little bit late, so we shot over to
5 Carolina Barbecue over in Wilmington. All of us was
6 there. Mitchell was there, her mother, her step-dad,
7 her brother, Tommy and we were all just eating our
8 Easter dinner. Seems like we got back to the house
9 about 11:00.

10 Q Okay. What happened when you got back to the
11 house? What did you all do?

12 A Well, William runs a tow truck, her step-dad.

13 Q Whose step-dad?

14 A Christy's step-dad, Tommy Benton's step-granddad.
15 He has a towing business. He come out of the
16 bedroom -- Tommy and Shannon was going to pass out
17 flyers for a business he was trying to promote. We go
18 in his tow truck. It's a little bit raining, a little
19 bit wet. He's talking about, You need to come on with
20 me because this is going to be a bad job, I need help.
21 We get there, and it is a Moped. So I'm like why did
22 you bring me for, you didn't need my help. When we got
23 back, he has a moped strapped on his big rollback. It
24 is tied down. It is just crazy looking. He is covered
25 with mud, and there is not a drop of dirt on me. There

GREGORY HUDSON - DIRECT EXAMINATION

1 was no need for me to get in that ditch.

2 Q And what did you do from there?

3 A We went to the neighbor's house when Tommy and
4 Shannon got back and bought 14-inch tires. You can't
5 find good used 14-inch tires. I don't care what tire
6 shop, you don't see it. He had a brand new set from a
7 truck he bought from the state, and he was going to
8 sell Tommy the tires. So we went over to Will's house,
9 next door neighbor across the road, we picked the tires
10 up, went to Wilmington on 5th Street to William's shop
11 and removed the tires from the rims.

12 Q And about how long did that take you all?

13 A 35, 45 minutes.

14 Q So what time did you get back to the house?

15 A Probably about 2:00, 2:00-ish.

16 Q And what did you all do when you got back to the
17 house?

18 A Sat around for a few minutes. Every time we went
19 to her mama's house, we never got home early, because
20 they live so far away and don't see them that often,
21 but we ended up leaving about 3 o'clock.

22 Q And from there, what did you all do?

23 A We took Mitchell back to the motel he was staying
24 at in Whitesville.

25 Q Who was driving?

GREGORY HUDSON - DIRECT EXAMINATION

1 A I was.

2 Q And who was -- tell us who is in the car?

3 A I was driving, Christy is in the front seat,
4 Mitchell behind Christy, baby in the middle and Tommy
5 behind me.

6 Q And anything particular the jury needs to know
7 about the trip back?

8 A I had to keep calling Mitchell down. I'm blind
9 in the right eye because I have multiple sclerosis, and
10 I'm blind in my right eye. Every time he would light
11 up the cell phone, last thing you want to say behind
12 you in the middle of the light is blue lights, and it
13 put off a blue kind of light. I kept calling him out,
14 Dude, you need to turn off the cell phone. It got to
15 where Christy had to tell him, Look, you have to turn
16 it off.

17 Q Are you sure he was using his cell phone?

18 A I don't know whose cell phone he was using,
19 because Tommy was asleep.

20 Q So where do you drop him off?

21 A We dropped him off at a Holiday motel in
22 Whitesville.

23 Q From there, where did you all go?

24 A That was at 4 o'clock. From there we went to
25 McDonald's. I'm a big boy, I'm hungry. I get the

GREGORY HUDSON - DIRECT EXAMINATION

1 20-piece nuggets, and we go home.

2 Q Who is "we"?

3 A It was me, Christy, Tommy and the baby.

4 Q Your observation of Tommy Benton, could he have
5 been in Aynor at 6:00 p.m. -- 5:00 a.m. on
6 April 29th?

7 A No, sir, because we played video games.

8 Q So you got back and played video games?

9 A We planned on going to the flea market on the
10 26th. We already had the trailer loaded. That is
11 why we were late, because when you blend two families,
12 everything is not going to fit, so the left over stuff
13 that I had in storage we loaded up on the 25th to go
14 to the flea market on the 26th. So we got home -- it
15 is already 4:30. We're getting up at 6 o'clock, so we
16 played video games.

17 Q Okay. Do you have any information about Tommy
18 Benton's whereabouts on the evening of April 28th up
19 until the morning hours of April 29th?

20 A Yes, sir.

21 Q Would you please share that information with the
22 jury?

23 A Tommy had been painting down at his
24 fiancée/girlfriend's, but they were painting. Tommy
25 wanted a break, so he come to the house, got home about

GREGORY HUDSON - DIRECT EXAMINATION

1 8 o'clock, cleaned up a little bit, sat around and
2 talked with me and Christy, and left around 8:30 to go
3 meet with his friends.

4 Q Okay. Did you ever see him after that?

5 A Yes, sir.

6 Q When did you see him next?

7 A He came back about 10:00.

8 Q What did he do when he got back?

9 A We jumped back on the video games. Something we
10 didn't get to do much. Christy can't stand video
11 games, because her first husband, that is all he ever
12 wanted to do, so she got a little ticked off.

13 Q From there, did you see him -- how long did you
14 play video games?

15 A I would say about a quarter to 12:00.

16 Q From there, what happened?

17 A We heard a little faint knock on the door
18 (indicates). We looked at each other. The baby is
19 asleep. We looked at each other, Did you hear that?
20 Christy went up and got to the door, and it was her
21 grandmother.

22 Q What is her name?

23 A Shelby Fowler.

24 Q What happened next?

25 A I'm still in the living room, but she walks in

GREGORY HUDSON - DIRECT EXAMINATION

1 the hallway and said they were having problems with her
2 granddaddy's breathing machine. He has sleep apnea,
3 retired, tobacco farmer all his life, had trouble
4 breathing. So Christy is like, Hold on a minute, let
5 me get Tommy. So her and Tommy got in the car and went
6 to the grandparent's house and worked on the breathing
7 machine.

8 Q So was that the last time you saw Tommy Benton on
9 April 28, 29?

10 A He came back.

11 Q He came back. What time did he come back?

12 A I want to say like 20 minutes till 2:00.

13 Q Where did he go from there?

14 A Heather's house.

15 Q Have you had an opportunity to experience or get
16 to know or be around Mr. Cheatum?

17 A Yes, sir.

18 Q And during that time period, have you had an
19 opportunity to form an opinion about his truthfulness?

20 MR. TERRELL: Objection.

21 THE COURT: Ask him whether or not he had the
22 ability to form an opinion about his reputation. You
23 cannot suggest the answer.

24 MR. PRESTON BRITTAIN: Yes, sir, Your Honor.

25 Q Mr. Hudson, have you had an opportunity to form

GREGORY HUDSON - DIRECT EXAMINATION

1 Honor.

2 Q Do you recognize this photograph?

3 A Yes, sir. That is his back lights.

4 Q Is this the picture that was taken on
5 April 29th?

6 A Yes, sir.

7 Q You were standing there?

8 A Right beside her.

9 Q Where was it sent to?

10 A To my attorney to print it on the computer.

11 Q And you printed that picture out?

12 A Yes, sir.

13 MR. PRESTON BRITTAIN: I would like to move
14 Defendant's 6 into evidence.

15 THE COURT: Any objection?

16 MR. TERRELL: No, sir.

17 THE COURT: In evidence without objection.

18 (Defendant's Exhibit 6 was admitted.)

19 Q No question that that was on April 29th?

20 A No question.

21 Q Was there anything valuable sitting in the seat?

22 A No, sir.

23 Q What did you do with that information?

24 A Christy sent a text to Tommy saying that someone
25 was trying to get in his truck.

GREGORY HUDSON - CROSS-EXAMINATION

1 want me to, I wouldn't.

2 Q Do you remember the video game you all played?

3 A Skyrum (phonetic), Black Ops. I mean, there is a
4 lot of them that we played.

5 Q You didn't have a favorite that you would go to?

6 A No, sir.

7 Q Do you remember what game you were playing that
8 day?

9 A Black Ops.

10 Q What is your screen name?

11 A Creeping Turtle.

12 Q Does Tommy have one?

13 A I don't remember. Yeah, but I don't remember.

14 Q You don't remember? What is the purpose of
15 having a screen name in a video game?

16 A So you can be identified.

17 Q Who can identify you?

18 A Other players.

19 Q So you're connected to the Internet?

20 A Yes, sir.

21 Q Playing other players?

22 A Yes, sir, globally.

23 Q Did you give that information to the police? Did
24 you tell them you were playing video games?

25 A They didn't question me.

GREGORY HUDSON - CROSS-EXAMINATION

1 Q You are playing video games when a man you look
2 to as your son was accused of murdering somebody?

3 A And we went to the Horry County Police
4 Department.

5 Q And when you went there, did you ever tell them
6 that you were online playing video games?

7 A They didn't want to listen to me.

8 Q So you never said I was with him?

9 A They never asked.

10 Q You never said I was with him?

11 A Sir, when they locked me in a room by myself to
12 question my wife, they never asked me anything. They
13 didn't want to hear from me. They didn't want anything
14 I had to say.

15 Q And you didn't think it was important information
16 that someone needed to know?

17 A It was important, but they didn't want to listen.

18 Q Are you aware that they can get -- go back and
19 track what Internet is making -- what computers are
20 making contact with the Internet?

21 A Kind of like Cellebrite.

22 Q You are familiar with Cellebrite?

23 A I know it is a computer program that is easy to
24 manipulate, if it is done.

25 Q You are familiar with Cellebrite?

SHELBY FOWLER - DIRECT EXAMINATION

1 THE COURT: As long as he is not going to be
2 recalled at a witness, he certainly may.

3 MR. BRITTAIN: Shelby Fowler.

4 THE COURT: Come all the way around up here and
5 meet the clerk's representative.

6 (SHELBY FOWLER, having been duly sworn,
7 testified as follows:)

8 THE CLERK: State your full name and spell your
9 last.

10 THE WITNESS: My full name is Shelby Jean Fowler,
11 F-O-W-L-E-R.

12 DIRECT-EXAMINATION

13 BY MR. BRITTAIN:

14 Q Yes, ma'am. Ms. Fowler, I'm going to be asking
15 you questions about Tommy Lee Benton. Who is he to
16 you?

17 A He's my great grandchild.

18 Q You know him sitting right here, over here? You
19 see him?

20 A Yes.

21 Q And I want to ask you some questions about the
22 night of the 29th or April, 2014.

23 A Yes.

24 Q And do you recall what happened on the night of
25 April 29, 2014?

SHELBY FOWLER - DIRECT EXAMINATION

1 A Yes, sir, I do. My husband is on oxygen and his
2 oxygen -- I couldn't get it to work, and so I went to
3 my granddaughter's to get her to go help me fix the
4 oxygen tank.

5 Q What is her name?

6 A Her name is Christy Hudson.

7 Q All right.

8 A And because she's got a small child, and I didn't
9 want to wake her up, so I went and lightly knocked on
10 the door. She came to the door. I asked her would she
11 please come help me fix the oxygen tank. She said yes,
12 but wait just a minute and let me get Tommy so he can
13 drive for me, because she's been having seizures.

14 Q About what time was this?

15 A It was a little before or after 12:00 that night.

16 Q Midnight?

17 A Yes.

18 Q On the 28th and 29th, in that time period?

19 A Yep.

20 Q So what happened after that?

21 A We went to the house and we were working on the
22 machine, taking pipes off and fixing them, and then she
23 -- we couldn't find -- she told Tommy, Tommy, please
24 get your phone and Google so we can find out what is
25 wrong. So he said, Mama, I don't have it, I've lost

SHELBY FOWLER - DIRECT EXAMINATION

1 it. And she argued with him a little bit, and I said,
2 Don't argue with him. I said, It is just a phone. I
3 told him -- I said, Tommy, you need to be more
4 responsible and keep up with your stuff, and he said,
5 yes, ma'am.

6 Q Were they able to fix the machine?

7 A Yes, sir. Tommy took it off and then we went to
8 the water bottle.

9 Q Ms. Fowler, I'll show you what is marked as
10 Defendant's Exhibit 4; do you see that picture?

11 A Yeah.

12 Q Do you recognize that?

13 A That is our machine.

14 Q Oxygen machine?

15 A Yeah.

16 Q And Exhibit No. 5?

17 A The bottle, and it was put on there cross
18 threaded, and it wouldn't let the oxygen out.

19 Q So about what time did they leave your house that
20 night?

21 A It was a little after 1:00.

22 Q And you saw them leave together?

23 A Yes. I told them goodnight.

24 Q That is on the 29th?

25 A Yes.

STEVEN BIELINSKI - DIRECT EXAMINATION

1 following is heard in the presence of the jury.)

2 THE COURT: Next witness.

3 MR. BRITTAIN: Steven Bielinski.

4 THE COURT: Come around.

5 (STEVEN BIELINSKI, having been duly sworn,
6 testified as follows:)

7 THE CLERK: State your full name and spell your
8 last.

9 THE WITNESS: Steven Bielinski,
10 B-I-E-L-I-N-S-K-I.

11 DIRECT-EXAMINATION

12 BY MR. BRITTAIN:

13 Q Where do you live?

14 A Currently residing in Nichols, South Carolina.

15 Q How old are you?

16 A 23.

17 Q What is the extent of your educational
18 background?

19 A GED, some college.

20 Q During your lifetime, have you had an opportunity
21 to be around and come to know a man by the name of
22 Mitchell Cheatum?

23 A Yes, sir.

24 Q And during that time, have you had an opportunity
25 to form opinions of his truthfulness?

STEVEN BIELINSKI - CROSS-EXAMINATION

1 A Yes.

2 Q What is that opinion?

3 A Not very truthful.

4 MR. BRITTAIN: Thank you.

5 THE COURT: Cross-examination?

6 MS. RICHARDSON: May I approach the witness?

7 CROSS-EXAMINATION

8 BY MS. RICHARDSON:

9 Q Can I see your arm? What does the tattoo behind
10 your ear mean?

11 A It is a symbol for ouroboros.

12 Q What is that?

13 A Symbolism for under the consumption of too much
14 power, you may consume yourself.

15 MS. RICHARDSON: Nothing further, Your Honor.

16 THE COURT: Any redirect?

17 MR. BRITTAIN: No, sir.

18 THE COURT: Do you wish the witness to be
19 excused?

20 MR. BRITTAIN: Yes, he may be excused..

21 THE COURT: Ladies and gentlemen, I've been
22 informed by the defense they have one witness.
23 Unfortunately, that witness was unavoidably detained
24 and coming from North Carolina. It will be a little
25 bit of time, maybe about 45 minutes, before that last

DEVIN McLACHLEN - DIRECT EXAMINATION

1 Q Do you know Tommy Benton?

2 A I do.

3 Q I want to direct your attention to the night of
4 April 18th, 2014, which is a good ways ago. You
5 understand we are in a trial concerning an event that
6 occurred on that date?

7 A Yes.

8 Q And do you have any particular information
9 concerning the whereabouts of Tommy Benton on the date
10 of April 18th, 2014?

11 A I do after 12:00 a.m. I was getting off of work.
12 I was working at Food Lion, closing cashier, and I was
13 getting off of work, coming home. I had to run to my
14 grandmother's house, because we had a prior engagement
15 for Christy to pick up chairs for Easter. Then after I
16 got off, I had to go get them -- I was supposed to get
17 them earlier that day, but I forgot. My grandmother
18 was really sick, taking care of her and her
19 appointments.

20 Anyway, I got off, went there and got the chairs,
21 checked on her. I got home where I was staying, at
22 Shannon's house, which is Tommy's uncle, where Christy
23 and Tommy were. It was 1 o'clock-ish. Tommy helped
24 me load the car. I had eight chairs in my 2013 Fiat.
25 Yes, I put eight chairs in that tiny car. He picked

DEVIN McLACHLEN - DIRECT EXAMINATION

1 on me and said my car was a clown car. We stood
2 around after we got the chairs out of my car and into
3 her car. It was about 2 o'clock when they left.

4 Q And that was in the morning of the day of
5 April 18th?

6 A Yes, sir.

7 Q And so you saw Tommy Benton 2 o'clock in the
8 morning with you, in what town?

9 A Leland, North Carolina.

10 Q Which is where you left from this morning?

11 A Yes, sir.

12 Q So you know at 2 o'clock he was there?

13 A Yes, sir.

14 Q Now, let me direct your attention to
15 April 26th, a week or so later, 25th and 26th, same
16 year, 2014. During this time, are you a girlfriend?

17 A I'm the girlfriend of Shannon Ward, which is
18 Tommy Bennett's uncle, which is also Christy Hudson --
19 yeah, Hudson.

20 Q Who did he live with?

21 A Tommy lived with his mother.

22 Q Who did your boyfriend live with?

23 A His parents.

24 Q And his parents are what relation to Tommy
25 Benton?

DEVIN McLACHLEN - DIRECT EXAMINATION

1 A Grandparents. Tommy's grandmother is Christy's
2 mother. Shannon's father is step-father of Christy.

3 Q You were -- where were you staying during this
4 period of time?

5 A Shannon's house.

6 Q April 26th, 2014?

7 A Yes, sir.

8 Q Now, do you know a person by the name of Mitchell
9 Cheatum?

10 A Yes. I saw him on that one night, on the 26th.

11 Q Were you in the courtroom yesterday?

12 A Yes, sir.

13 Q Did you see a man sitting in a witness chair
14 yesterday?

15 A Yes, sir, that was Mitchell.

16 Q Have you seen him before?

17 A Except for the 26th.

18 Q Did you see him on the night of the 26th?

19 A Yes, sir, he did, was sitting on the couch. Same
20 scenario, I work a lot, I got home and a boy I had
21 never seen before was sitting on the couch. I walked
22 to the kitchen, I asked who is that, and Christy said
23 that is Mitchell, and I asked where is Shannon and
24 Tommy, and they were out of the house. Shannon's
25 father owns a towing company, and Tony and William were

DEVIN McLACHLEN - CROSS-EXAMINATION

1 on a call.

2 Q Now, approximately what time was that?

3 A Around 12:00-ish, 12:30-ish. This time was a
4 little earlier, because I didn't have to go check on my
5 grandmother.

6 Q Night of the 25th, morning of 26th?

7 A Yes, sir.

8 Q And did you see Tommy Benton any later or later
9 on in the morning of the 26th?

10 A I seen him oh the 26th. I got home, they
11 weren't there. It was a good -- 12:00-ish, and they
12 came back.

13 Q Who is "they"?

14 A Shannon and Tommy. They came back to the house,
15 then they had -- there was -- Tommy, Tony, Christy and
16 Mitchell were about to leave. They did leave, but had
17 to come back, and this was about 2:30-ish when they
18 were leaving. By 3 o'clock, they came back to the
19 house to pay somebody for tires.

20 Q No question in your mind that these things
21 happened?

22 A None.

CROSS-EXAMINATION

24 BY MS. RICHARDSON:

25 Q Do you still live with Shannon?

DEVIN McLACHLEN - CROSS-EXAMINATION

- 1 A Might be. That was four years ago.
- 2 Q Yeah. Okay. Where else did you work?
- 3 A I worked at Food Lion.
- 4 Q Yeah. Where else?
- 5 A I worked at Statagic. I had multiple jobs in the
- 6 last 10 years.
- 7 Q When did you start working for Statagic?
- 8 A I started later on in the 2014/2015.
- 9 Q What month did you start?
- 10 A November.
- 11 Q What day?
- 12 A The 11th.
- 13 Q Do you recall talking to an investigator with our
- 14 office?
- 15 A Yes.
- 16 Q Do you recall telling him you don't remember
- 17 where you worked in April of 2014?
- 18 A No.
- 19 Q You don't recall that?
- 20 A I told him it was probably in between jobs.
- 21 Q And you couldn't remember where you were worked
- 22 in April of 2014?
- 23 A I also told your partner that I was in between
- 24 trying to get to class at the current time, and he
- 25 thought I was trying to rush off the phone, because he

DEVIN McLACHLEN - CROSS-EXAMINATION

1 made the statement, I'm sorry if I'm upsetting you. I
2 said, You are not, I'm just trying to get to class.

3 Q So your testimony under oath in court today is
4 that you saw Tommy again on the 18th?

5 A Yes.

6 Q What about the 19th?

7 A Nope, just the 18th.

8 Q What about the 20th?

9 A Nope.

10 Q 21st?

11 A Nope.

12 Q 22nd?

13 A Nope. The only two days I saw Tommy Lee Benton
14 was the 18th and 26th.

15 Q That's convenient. When did you see Tommy before
16 the 18th?

17 A It was earlier in the year, maybe.

18 Q What day?

19 A Again, I don't recall. I know it was just -- the
20 only reason I remember the 18th and 26th is because
21 it was around Easter and my family was having a little
22 bit of deaths and stuff like that in April, that is how
23 I remember April.

24 Q So you know your days perfectly?

25 A Because of Easter and my grandfather passing two

MOTIONS

1 hearsay rule based on the business record exception.

2 Now, there are some text messages in this report
3 that probably will be allowed. If you have one party
4 to the conversation who has shown a particular segment
5 of an exchange, I believe that particular exchange
6 identifying one of the parties is going to be
7 admitted, and we have some. Mr. Cheatum was shown
8 certain conversations, those were -- he gave his
9 testimony to them. Same thing with Ms. Rose. But the
10 idea that everything else associated from April 1st
11 or from April 25th until the termination is coming
12 into evidence as a hearsay record -- as a business
13 record by Verizon, in my view, is improperly taking
14 the exception to the hearsay rule and using it even
15 though it would technically qualify under the
16 definition.

17 Second thing --

18 THE COURT: Let's take them one at a time. Go
19 ahead, Solicitor.

20 MR. TERRELL: Your Honor, it is clearly a
21 business record. It is already in. It's already
22 published. To have it ruled excludable at this point
23 is improper, Your Honor.

24 THE COURT: The Court does find that they were
25 properly placed in evidence as under the business

MOTIONS

1 wait and see what would come in. It is clear that
2 their argument is that this defendant did not have his
3 phone. Every message that is not extremely
4 prejudicial, or its prejudicial value is substantially
5 outweighed by probative value, should come in because
6 it shows that this defendant had his phone. No one
7 else is using his phone saying these things.

8 THE COURT: All right. So let me read through
9 the entirety of that particular communication.

10 (A brief pause in the proceedings.)

11 THE COURT: In reading that entire
12 communication, I don't find the expression set forth
13 in there is more prejudicial than probative. The
14 probative issue being that it is evidence that can be
15 considered by the jury to decide whether or not the
16 defendant was in possession of his phone or not, so
17 I'm going to allow it.

18 MR. BRITTAIN: Your Honor, just to respond to the
19 Solicitor, we don't contend by this time Mr. Benton
20 didn't have his phone.

21 THE COURT: Well -- okay.

22 MR. BRITTAIN: There are plenty of messages in
23 here that prove on April 30th -- this is after
24 everything happened -- he has his telephone, but for
25 what it is worth.

MOTIONS

1 THE COURT: And I appreciate that, but I would
2 say it is unclear to me, from the evidence that was
3 presented by the defense, as to the time period that
4 this defendant is claiming he did not have his phone,
5 and it being unclear, I do find this evidence to be
6 probative for the jury to consider as to the validity
7 of that particular evidentiary issue.

8 You may proceed.

9 MR. BRITTAIN: Okay. Your Honor, we can read
10 each one of them?

11 THE COURT: Go ahead.

12 MR. BRITTAIN: All right. 764.

13 THE COURT: 764.

14 MR. BRITTAIN: Talking about investing
15 everything --

16 THE COURT: Let me read through, please. Hold on
17 a second.

18 (A brief pause in the proceedings.)

19 THE COURT: All right. Solicitor, your argument,
20 please.

21 MR. TERRELL: Pursuant to Rule 403, the probative
22 value has to be substantially outweighed by the danger
23 of unfair prejudice. Again, he's in control of his
24 phone, nobody else is. If that is -- if that's a
25 question and the jury believes now it is after hearing

MOTIONS

1 the defense's argument, they should be entitled to
2 hear everything. That is not extremely prejudicial,
3 Your Honor.

4 THE COURT: All right. As to 764, I do not find
5 that the prejudice, if any, to the defendant outweighs
6 the probative value as to the issue of the defendant's
7 control over his phone. Again, it is the Court's
8 opinion that that issue is confusing and muddled, and
9 I believe then that this information is relevant and
10 probative to the issue of whether or not the defendant
11 was in control of his phone.

12 MR. BRITTAIN: For what it is worth, we're
13 prepared to stipulate he had his phone at this time.

14 THE COURT: I appreciate that, but the fact of
15 the matter is that that is not what has been testified
16 to -- or it's confusing as to the time period that has
17 -- was set forth by witnesses. So I don't know how we
18 can now cure that or change that by a stipulation.
19 All right.

20 MR. BRITTAIN: 766.

21 THE COURT: 766 -- 764. I turned the page, and I
22 shouldn't have. Hold on a second. 766 has already
23 been redacted.

24 MR. BRITTAIN: All right, sir. 769.

25 THE COURT: 769 is still in.

MOTIONS

1 MR. BRITTAIN: Talks about the lying going on
2 between these two participants, and I object to it
3 being -- based on being more prejudicial than
4 probative.

5 THE COURT: Solicitor.

6 MR. TERRELL: State disagrees, Your Honor, for
7 the same reasons as set forth above.

8 THE COURT: I'll allow it. Again, I do not find
9 that the prejudice to the defendant, if any, is
10 outweighed by probative value, and I'll allow it in.
11 Thank you.

12 MR. BRITTAIN: 771.

13 THE COURT: Parts of it are already redacted, but
14 what remains says: Answer my question, you lied to me
15 and Mom and your parents about -- and the rest is
16 redacted?

17 MR. BRITTAIN: I would rather have it all
18 redacted. Same argument.

19 THE COURT: All right, sir. Again, I find that
20 prejudicial value, if any, to the defendant in this
21 particular matter is certainly outweighed by probative
22 value, and I will allow it in.

23 MR. BRITTAIN: 772; same argument.

24 THE COURT: 772. Reading through it, and I guess
25 I need you to give me some explanation as to what

MOTIONS

1 prejudice there is to the defendant regarding that
2 statement?

3 MR. BRITTAIN: Well, what -- what -- what I
4 believe it is -- it is creating issues that are not an
5 issue in this case, and there are implications from
6 this statement that couldn't be introduced through the
7 Court through any other method, which is one of the
8 problems with the entire process. This is going into
9 the mind of the defendant through a telephone
10 conversation, and just because Verizon keeps a cell
11 phone record, I mean -- it's basically the same
12 objection we're having, and I think the Court would
13 see why it is prejudicial. It implies that he's in
14 great straits, he's down, he's upset, you know, which
15 is an indication that something is going wrong. So,
16 you know, is that a proper piece of evidence? I don't
17 think it is, and of course making that ruling, but
18 that is my theory on all of them.

19 On 774, we're going to be letting in a witness'
20 testimony that never testified in this trial, what she
21 told the police and what the police showed her and --

22 THE COURT: I mean, if you have those objections.

23 MR. BRITTAIN: Yeah, I got them. I got them.

24 THE COURT: We'll go through them one by one.

25 Your response to that one on 772?

MOTIONS

1 MR. TERRELL: 772 is important to the prosecution
2 because it shows that is part of a conversation that
3 shows that Mr. Benton, again, was in control of his
4 phone. The messages to him, we can use to show his
5 response, is coming from this defendant, not from
6 someone else who may or may not have his phone.

7 THE COURT: First, it is not for the truth of
8 what is contained therein.

9 MR. TERRELL: I didn't realize we were arguing
10 hearsay.

11 THE COURT: I understand, but it certainly is not
12 for that?

13 MR. TERRELL: Yes, sir.

14 THE COURT: It is for another purpose?

15 MR. TERRELL: Yes, sir.

16 THE COURT: I'm going to allow it. Again, find
17 the probative value outweighs the prejudicial value,
18 if any.

19 MR. BRITTAIN: I think 774 will put us in -- more
20 clearly illustrate the defense's concern about this
21 approach to the document. Here, it's 747 is, Heather,
22 did you lie to me. And the response is, Oh, I told
23 them that I didn't think you did it and that you
24 were --

25 THE COURT: Well, 775, 776 and 777 are redacted.

MOTIONS

1 MR. BRITTAIN: And 774?

2 THE COURT: Not. But 775, 776 and 777 are
3 completely redacted.

4 MR. BRITTAIN: 811?

5 THE COURT: 811 is redacted.

6 MR. BRITTAIN: No problem Your Honor. Give me
7 about two minutes to look.

8 THE COURT: All right, sir. Very good.

9 MR. BRITTAIN: 850.

10 THE COURT: All right. 850, your objection?

11 MR. BRITTAIN: Yes, Your Honor, that is related
12 -- the conversation he's having here, as I understand
13 it, is with Heather Fairclaw, who was involved in a
14 McDonald's robbery with him. So my position is that
15 it is referring to the McDonald's incident, it creates
16 the wrong impression since it doesn't have any
17 qualifications as far as what they are talking about.
18 It allows the jury to speculate on what it means, and
19 that is....

20 MR. TERRELL: Because of the redactions, the jury
21 doesn't know anything about McDonald's. This goes to
22 his state of mind, particularly Tommy Benton's state
23 of mind, when he's in jail, when he's, you know,
24 facing having done all of these crimes, to include
25 murdering CB Smith, Your Honor.

MOTIONS

1 THE COURT: As to the objection of it being more
2 prejudicial than probative, I'll rule that I do find
3 it to be probative as to the issues involved, and that
4 substantially outweighs any type of prejudicial effect
5 to the defendant, so I'll allow 850.

6 MR. BRITTAIN: 869 through 884.

7 THE COURT: I'll hear from you, Solicitor, first.

8 MR. TERRELL: 869, the guns being -- there is
9 direct testimony to that. We believe it is extremely
10 probative and not prejudicial, because it doesn't say
11 anything about a crime that happened in North
12 Carolina.

13 THE COURT: As to that, I would agree. I'll
14 allow 869 into evidence.

15 What about the rest of them, 870 through 884?

16 MR. TERRELL: Yes, sir, Your Honor. Again, we
17 ask for the same argument to be recognized, that the
18 probative value of this conversation showing that the
19 defendant has his phone, that he is having a
20 conversation with his girlfriend, and nobody else
21 would be having this conversation with his girlfriend.
22 I think it is very important that the jury be able to
23 see it should they wish to look at it to show he is in
24 control of his phone, no one else has his phone.

25 THE COURT: Very good. I'm going to continue to

MOTIONS

1 allow 870 through 884 into evidence finding more
2 probative --

3 MR. BRITTAIN: Our position is that it was
4 established for several pages that he has his phone.
5 There is plenty in the record to show that, but I
6 understand.

7 THE COURT: And I appreciate that.

8 MR. BRITTAIN: 903.

9 THE COURT: 903.

10 MR. BRITTAIN: Yes, sir.

11 THE COURT: Hold on a second. "I'm being
12 arrested now"? All right, sir, what is your argument?

13 MR. BRITTAIN: I think that that is something
14 that is prejudicial for the jury to hear on being
15 arrested. I mean, I know they are supposed to -- I'm
16 not used to it coming up in a trial, so. I mean, I
17 understand the Court's ruling.

18 THE COURT: I appreciate that, but it is an
19 established fact in this particular case from other
20 witnesses and the charges that he was around for these
21 crimes and he's being tried for these crimes, so I
22 don't see any prejudicial effect at all by this
23 statement, and do find it to be probative.

24 MR. BRITTAIN: 907, some of it has been redacted.
25 They left in the, I am F-U-C-K-E-D now. I would

MOTIONS

1 rather have him not saying that word for the jury, and
2 I don't think it helps prove anything. If they want
3 to prove that he made contact at that point in time,
4 they can take the word F-U-C-K-E-D out.

5 THE COURT: Solicitor. Do you wish for it to
6 remain?

7 MR. TERRELL: I'll take it out.

8 THE COURT: So we'll redact that word out. Line
9 907.

10 Next one?

11 MR. BRITTAIN: Yes, sir. Your Honor, on No. 934,
12 all of this, to me, is irrelevant to the case at hand.
13 It doesn't even seem to have anything to do with what
14 we're talking about in this case. It is talking about
15 getting hamburger meat, I guess, and TV and X-box -- I
16 don't see the relevancy, and I think it just confuses
17 the jury what the significance is as being part of the
18 evidence.

19 THE COURT: Solicitor.

20 MR. TERRELL: Your Honor, Mom is an alibi witness
21 for the defense. I think, again, it goes to show that
22 this defendant has his phone. I don't see "TV" or
23 "Xbox" in that line.

24 THE COURT: Not there, but he's talking between
25 Line 934 through, I guess, 947.

MOTIONS

1 MR. TERRELL: Your Honor, the testimony from
2 Mitchell Cheatum, as far as what they did with the
3 proceeds of the money after the first time of
4 burglarizing CB Smith's house on the 18th, that they
5 each got approximately \$9,000. He testified what they
6 spent it on, that he was with Tommy when he was buying
7 various electronics at Best Buy.

8 THE COURT: All right. I do find it to be
9 probative in that issue, and I will allow those lines
10 to remain, except for the ones that already have been
11 redacted, and I believe 938 has already been redacted.

12 MR. BRITTAIN: 973 and 974. Mr. Benton admitted
13 his crime at the McDonald's incident, and as I said
14 earlier, these conversations relate to the McDonald's
15 incident. It is consistent with his conversation with
16 the person who he is talking to. The jury will look
17 at this not knowing anything -- you keep saying they
18 don't know anything about McDonald's, but the point
19 I'm trying to make about that, you can't just say you
20 are going to take out stuff that has the word
21 "McDonald's" in it, because what we are allowing is
22 information that may, in some cases, pretty directly
23 point to McDonald's to be misconstrued by this jury as
24 pertaining to these incidents. It is a very narrow
25 view to say, They don't know anything about McDonald's

MOTIONS

1 unless it has "McDonald's" in it, it is admissible.

2 THE COURT: Tell me how do I know that it is
3 about McDonald's? You have presented no testimony
4 from anyone that says it is about McDonald's. That is
5 your argument, but I have absolutely zero evidence
6 that it could even be construed to be about
7 McDonald's. It has come from nobody.

8 MR. BRITTAIN: I understand, Your Honor, and of
9 course I couldn't put that in evidence without -- I
10 know you understand, but I'm still just arguing what
11 has been said. Now, my point is if that is happening
12 here, that is prejudice. How probative is this? How
13 probative is this, you know, properly probative in
14 light of everything else? It is -- I just don't --
15 looks to me to --

16 THE COURT: Solicitor, why is 973 and 974
17 probative?

18 MR. TERRELL: Your Honor, it goes to who was in
19 possession of the phone and who is having conversation
20 with -- between these two phone numbers. It is
21 extremely probative who has the phone. The jury has
22 no idea -- you can't impugn knowledge on the jury that
23 there was no evidence of -- there has been no evidence
24 that there has been any crime in McDonald's in North
25 Carolina. I don't see how there is any prejudicial

MOTIONS

1 value, Your Honor.

2 THE COURT: I'm going to have you remove 973 and
3 974.

4 MR. TERRELL: Yes, sir.

5 THE COURT: Next one.

6 MR. BRITTAIN: 977 to 992 is a running conference
7 between Mr. Benton and Ms. Fairclaw about the problems
8 they've had in their life and what the future holds.
9 I have the same objection I've been having.

10 THE COURT: I find those to be much more
11 probative than prejudicial to the defendant, and I'll
12 allow those into evidence.

13 MR. BRITTAIN: 994, 995 and 996.

14 THE COURT: Again, I do find those to be more
15 probative than prejudicial, and I'll allow those in
16 all right.

17 Next one?

18 MR. BRITTAIN: Same thing with 998, 999.

19 THE COURT: Again, I'll leave those in.

20 MR. BRITTAIN: 101, 103 and --

21 THE COURT: 1,001?

22 MR. BRITTAIN: Yes.

23 THE COURT: Okay. So a lot of this was redacted,
24 so I'm trying --

25 MR. BRITTAIN: Yeah, it is in between.

MOTIONS

1 THE COURT: So 1001, 1003 and 1006?

2 MR. BRITTAIN: Yes.

3 THE COURT: Basically the ones that haven't been
4 redacted? All the rest have been.

5 MR. BRITTAIN: Right. Yes, sir. Yes, sir.

6 THE COURT: Okay. Again, I find those to be much
7 more probative than prejudicial, I'll allow them in.

8 Next ones?

9 MR. BRITTAIN: 1009, the conversation between he
10 and Ms. Fairclaw about their future.

11 THE COURT: What is your argument, Solicitor?

12 MR. TERRELL: Your Honor, I don't see any
13 prejudicial value. I don't see anything prejudicial
14 that would substantially outweigh the probative value
15 of who was having that conversation with Ms. Fairclaw.

16 THE COURT: I agree. I'll allow it.

17 MR. BRITTAIN: I have the same objections
18 throughout the page, the ones that have not been
19 redacted, 1011, 1012, 1013. I have to admit, I don't
20 know why those go back. That is some kind of a number
21 -- bunch of numbers.

22 THE COURT: Tell me about 1012 and 1013,
23 Solicitor.

24 MR. TERRELL: Your Honor, again, how this
25 document was -- how this chart was put together for

MOTIONS

1 easy of access to the jurors, the historical report
2 that just had the first eight columns or so up until
3 the message text was the entry. I found the
4 corresponding entry, that is what it said. I don't
5 see how it is prejudicial in the slightest, and I
6 think it is probative in that it creates the complete
7 record. We're not leaving anything out to the jury,
8 because I don't know what arguments may come from us
9 leaving something out from there.

10 THE COURT: All right. I'll allow it to stay.

11 MR. BRITTAIN: And 1014, 1016, 1017 and 1018 for
12 the same reasons we've expressed about the other ones.

13 THE COURT: All right. I do find those to be
14 more probative than prejudicial and allow those in.
15 Thank you.

16 MR. BRITTAIN: I understand the redactions of
17 other documents based on what we have done here might
18 take a little time. I'll have to redact the full.

19 THE COURT: Because of the additional ones we've
20 just redacted?

21 MR. BRITTAIN: Yes, sir.

22 THE COURT: The State will have to go through the
23 other ones and make sure those are redacted.

24 Anything else?

25 Very good. All right. Be at ease until the jury

ARREST WARRANT

2014A2610201255

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of

Horry

THE STATE
against

Tommy Lee Benton

Address: 195 Pleasant Hill Drive

Chadbourn, NC 28431-

Phone: SSN: [REDACTED]

Sex: M Race: W Height: 5 6 Weight: 170

DL State: NC DL #: [REDACTED]

DOB: [REDACTED] Agency ORI #: SC0260400

Prosecuting Agency: Horry County Police Department

Prosecuting Officer: James Chatfield - 4073

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 ofThe 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 on 11/19/14

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions
PO Box 677
1301 2nd Avenue
Conway, SC 29528

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of

Horry

Personally appeared before me the affiant James Chatfield who
being duly sworn deposes and says that defendant Tommy Lee Benton
did within this county and state on or about 4/18/2014 violate the criminal laws of the
State of South Carolina (or ordinance of ☒ County/ ☐ Municipality of Horry)
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:That on April 18, 2014 between the hours of 0300 hours to 0400 in the Aynor section of Horry County. The defendant did, without
consent enter into a residence located at 4605 Hwy 501, Aynor South Carolina (Charles Bryant Smith) residence, with the intent to
commit a crime therein. This being against the peace and dignity of South Carolina.

Signature of Affiant

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of

Horry

Affiant's Address 2560 N. Main Street
Conway, SC 29526-
Affiant's Telephone (843)915-5350

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 4/18/2014 defendant Tommy Lee Benton

did violate the criminal laws of the State of South Carolina (or ordinance of
☒ County/ ☐ Municipality of Horry) 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 5/13/2014

Signature of Issuing Judge

Aaron C. Butler

Judge Code: 5022

(L.S.)

Judge's Address J. Ruben Long Detention Center
Conway, SC 29526-1071

Judge's Telephone (843)365-9222

Issuing Court: ☒ Magistrate ☐ Municipal ☐ Circuit

ORIGINAL

ORIGINAL

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ORIGINAL

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

AFFIDAVIT

R-357

BAIL set by

Judge _____
on _____
Type and Amount: _____
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

WITNESSES

Name: _____
Address: _____
Telephone: _____

Name: _____
Address: _____
Telephone: _____

Name: _____
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Telephone: _____

Name: _____
Address: _____
Telephone: _____

CODEFENDANTS



R-358

ARREST WARRANT

2014A2610201195

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of

Horry

THE STATE

14034348

against

Tommy Lee Benton

Address: 195 Pleasant Hill Drive

Chadbourn, NC 28431-

Phone: SSN: [REDACTED]

Sex: M Race: W Height: 5 6 Weight: 170

DL State: NC DL #: [REDACTED]

DOB: [REDACTED] Agency ORI #: SC0260400

Prosecuting Agency: Horry County Police Department

Prosecuting Officer: Alex Smith - 0319

Offense: Arson / Arson - Third degree

Offense Code: 0008

Code/Ordinance Sec: 16-11-0110(C)

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 Tommy Lee Benton on 11/12/20

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions
PO Box 677
1301 2nd Avenue
Conway, SC 29528

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of

Horry

Personally appeared before me the affiant Alex Smith

being duly sworn deposes and says that defendant Tommy Lee Benton

did within this county and state on or about 4/26/2014 violate the criminal laws of the

State of South Carolina (or ordinance of ☒ County/ ☐ Municipality of Horry)

in the following particulars:

DESCRIPTION OF OFFENSE: Arson / Arson - Third 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:

On April 26, 2014, the defendant Tommy Lee Benton, along with another co-defendant did force entry into the CBS Outlet Store located in the Aynor section of Horry County. When inside the defendants did pour gasoline on to the floor of the business and ignite it. The defendants then left the business without extinguishing the fire or alerting the fire department. The defendants were identified by a witness who was told these events by the defendant. The witness during a post Miranda interview that he knows that both the defendant and co-defendant ignited the business because the owner had not come to work and their intent was to rob him.

Signature of Affiant

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of

Horry

Affiant's Address 2560 N. Main Street

Conway, SC 29526-

Affiant's Telephone (843)915-5350

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 4/26/2014 defendant Tommy Lee Benton

did violate the criminal laws of the State of South Carolina (or ordinance of

☒ County/ ☐ Municipality of Horry as set forth below:

DESCRIPTION OF OFFENSE: Arson / Arson - Third 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 5/8/2014

Signature of Issuing Judge

Aaron C. Butler

Judge Code: 5022

(L.S.)

Judge's Address J. Ruben Long Detention Center

Conway, SC 29526-1071

Judge's Telephone (843)365-9222

Issuing Court: ☒ Magistrate ☐ Municipal ☐ Circuit

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

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

AFFIDAVIT

R-359

BAIL set by

Judge _____
on _____
Type and Amount: _____
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

WITNESSES

Name: _____
Address: _____
Telephone: _____

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Telephone: _____

CODEFENDANTS



AKKES I WAKKAN I

2014A2610700452

STATE OF SOUTH CAROLINA



County/



Municipality of

Horry

THE STATE

against

Tommy Lee Benton

Address: 195 Pleasant Hill Drive

Chadbourn, NC 28431-

Phone: SSN: [REDACTED]

Sex: M Race: W Height: 5 6 Weight: 170

DL State: NC DL #: [REDACTED]

DOB: [REDACTED] Agency ORI #: SC0260400

Prosecuting Agency: Horry County Police Department

Prosecuting Officer: James Chatfield - 4073

Offense: Murder / Murder

Offense Code: 0116

Code/Ordinance Sec: 16-03-0010

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 T L Benton
on 11/19/14

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions

PO Box 677

1301 2nd Avenue

Conway, SC 29528

DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY

STATE OF SOUTH CAROLINA

☒ County/☐ Municipality of

Horry

Personally appeared before me the affiant James Chatfield whobeing duly sworn deposes and says that defendant Tommy Lee Bentondid within this county and state on or about 4/29/2014 violate the criminal laws of theState of South Carolina (or ordinance of ☒ County/ ☐ Municipality of Horry)

in the following particulars:

DESCRIPTION OF OFFENSE: Murder / Murder

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:That on April 29, 2014 in the city/county of Horry, one Tommy Lee Benton at approximately 0230 hours in the Aynor section of
Horry County, the Defendant with malice and aforethought cause the death of Charles Bryant Smith by beating and then restraining
Charles Bryant Smith inside of his residence as the residence was set on fire. Probable cause based on witness statements and phone
records. This being against the dignity of the State of South Carolina.

Signature of Affiant

STATE OF SOUTH CAROLINA

☒ County/☐ Municipality of

Horry

Affiant's Address 2560 N. Main Street

Conway, SC 29526-

Affiant's Telephone (843)915-5350

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 4/29/2014 defendant Tommy Lee Benton

did violate the criminal laws of the State of South Carolina (or ordinance of

☒ County/ ☐ Municipality of Horry) as set forth below:

DESCRIPTION OF OFFENSE: Murder / Murder

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 5/2/2014

Signature of Issuing Judge

Bradley Dwyer Mayers

Judge Code: 5081

(L.S.)

Judge's Address

Conway, SC 29526-5105

Judge's Telephone (843)915-5290

Issuing Court:



Magistrate



Municipal



Circuit

BAIL set by

Judge _____
on _____
Type and Amount: _____
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

WITNESSES

Name: _____
Address: _____
Telephone: _____

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Name: _____
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Telephone: _____

Name: _____
Address: _____
Telephone: _____

CODEFENDANTS



R-362

STATE OF SOUTH CAROLINA)
)
COUNTY OF HORRY)

INDICTMENT

At a Court of General Sessions, convened on April 21, 2016, the Grand Jurors of Horry County present upon their oath:

MURDER

CDR: 0116 16-03-0010,0020

That Tommy Lee Benton did in Horry County, on or about April 29, 2014, willfully, feloniously, and intentionally kill the victim, Charles Smith/deceased, with malice aforethought, either express or implied, by means of burning the victim, and the victim did die as a proximate result thereof on or about April 29, 2014 in Horry County, in violation of Section 16-03-0010, S. C. Code of Laws, 1976, as amended.

Against the peace and dignity of the State, and contrary to the statute in such case made and provided.


JIMMY A. RICHARDSON, II
FIFTEENTH CIRCUIT SOLICITOR

WITNESSES

James Chatfield Horry County Police Department

J Rabon

ARREST WARRANT NUMBER

2014A2610700452

CDR: 0116 16-03-0010, 0020

DOA: 11/19/2015

ACTION OF GRAND JURY

TRUE BILL

Bob Harris
Foreperson of Grand Jury

Date: APR 21 2016

VERDICT

Foreperson of Petit Jury

Date:

DOCKET NO. 2016-GS-26-

0719

The State of South Carolina

County of Horry

Lauree Richardson

15H05521

COURT OF GENERAL SESSIONS

APRIL, 2016 TERM

THE STATE

vs.

Tommy Lee Benton
W/ M
195 Pleasant Hill Drive
Chadbourn, NC 28431
DOB: [REDACTED]
SSN: [REDACTED]

ATTORNEY: Thomas C. Brittain

Indictment for

MURDER

ORIGINAL

Jimmy A. Richardson, II, Solicitor

**FILED
HORRY COUNTY**

2016 APR 22 AM 10: 27

**MELANIE HUGGINS-WARD
CLERK OF COURT**

DATE RECEIVED FROM

GRAND JURY

CERTIFIED COPY

2016 NOV 10 PM 1:35

Melanie Huggins-Ward
**CLERK OF COURT
HORRY COUNTY**

R-364

STATE OF SOUTH CAROLINA)
COUNTY OF HORRY)

INDICTMENT

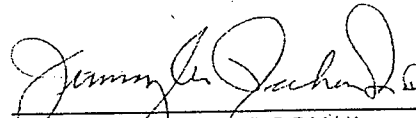
At a Court of General Sessions, convened on October 20, 2016, the Grand Jurors of Horry County present upon their oath:

BURGLARY, FIRST DEGREE

CDR: 0079 16-11-0311

That Tommy Lee Benton did in Horry County on or about April 18, 2014, enter the dwelling of Charles Smith/deceased located at 4605 Hwy 501, Aynor, without consent and with the intent to commit a crime therein and the defendant did so in the nighttime and/or while armed with a deadly weapon, and/or cause injury to a nonparticipant in the crime, in violation of Section 16-11-0311(A), S. C. Code of Law, 1976, as amended.

Against the peace and dignity of the State, and contrary to the statute in such case made and provided.



JIMMY A. RICHARDSON, II
FIFTEENTH CIRCUIT SOLICITOR

DOCKET NO. 2016-GS-26- 05008

The State of South Carolina

County of Horry

Lauree Richardson

15H05521

COURT OF GENERAL SESSIONS

OCTOBER, 2016 TERM

THE STATE

vs.

Tommy Lee Benton
W/ M
195 Pleasant Hill Drive
Chadbourn, NC 28431
DOB: [REDACTED]
SSN: [REDACTED]

ATTORNEY: Thomas C. Brittain

Indictment for

BURGLARY FIRST DEGREE

ORIGINAL
Jimmy A. Richardson, II, Solicitor

WITNESSES

James Chatfield Horry County Police Department

Brian Scaler

ARREST WARRANT NUMBER

2014A2610201255

CDR: 0079 16-11-0311

DOA: 11/19/2015

ACTION OF GRAND JURY

TRUE BILL

Dana Melby
Foreperson of Grand Jury

Date:

OCT 20 2016

VERDICT

Foreperson of Petit Jury

Date:

FILED
2016 OCT 21 PM 3:23

CLERK OF COURT
DATE RECEIVED FROM
GRAND JURY

CERTIFIED COPY

2016 NOV 10 PM 1:35

M. P. H. Horry
CLERK OF COURT
HORRY COUNTY

R-366

STATE OF SOUTH CAROLINA)

COUNTY OF HORRY)

INDICTMENT

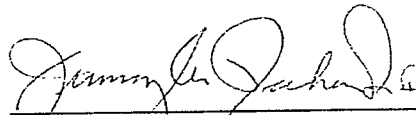
At a Court of General Sessions, convened on October 20, 2016, the Grand Jurors of Horry County present upon their oath:

ARSON, FIRST DEGREE

CDR: 3535 16-11-110(A)

That Tommy Lee Benton did in Horry County on or about April 29, 2014, willfully and maliciously cause an explosion, set fire to, burn, or cause to be burned, or aided, counseled or procured the burning of any property which resulted either directly or indirectly in the death of Charles Smith/deceased, in violation of Section 16-11-110(A), S. C. Code of Laws, 1976, as amended.

Against the peace and dignity of the State, and contrary to the statute in such case made and provided.



JIMMY A. RICHARDSON, II
FIFTEENTH CIRCUIT SOLICITOR

WITNESSES

James Chatfield Horry County Police Department

Brian Scales

ARREST WARRANT NUMBER

2014A2610700451

CDR: 3535 16-11-0110(A)

DOA: 11/19/2015

ACTION OF GRAND JURY

TRUE BILL

Dez Melby
Foreperson of Grand Jury
Date:

OCT 20 2016

VERDICT

Foreperson of Petit Jury
Date:

DOCKET NO. 2016-GS-26-05009

The State of South Carolina

County of Horry

Lauree Richardson

15H05521

COURT OF GENERAL SESSIONS

OCTOBER, 2016 TERM

THE STATE

vs.

Tommy Lee Benton
W/ M
195 Pleasant Hill Drive
Chadbourn, NC 28431
DOB: [REDACTED]
SSN: [REDACTED]

ATTORNEY: Thomas C. Brittain

Indictment for

**ARSON
FIRST DEGREE**

Jimmy A. Richardson, II, Solicitor

2016 OCT 21 PM 3:23

CLERK OF COURT

DATE RECEIVED FROM
GRAND JURY

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2016 NOV 10 PM 1:35

CLERK OF COURT
HORRY COUNTY

R-368

STATE OF SOUTH CAROLINA)
)
COUNTY OF HORRY)

INDICTMENT

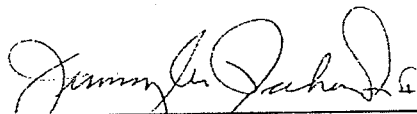
At a Court of General Sessions, convened on October 13, 2016, the Grand Jurors of Horry County present upon their oath:

ARSON, THIRD DEGREE

CDR: 0008 16-11-0110(C)

That Tommy Lee Benton did in Horry County, South Carolina, on or about April 26, 2014, willfully and maliciously cause an explosion, set fire to, burn or cause to be burned, or aided, counseled or procured the burning of CBS Outlet Store, in violation of §16-11-110(c), S. C. Code of Laws, (1976), as amended.

Against the peace and dignity of the State, and contrary to the statute in such case made and provided.



JIMMY A. RICHARDSON, II
FIFTEENTH CIRCUIT SOLICITOR

WITNESSES

Alex Smith Horry County Police Department

Brian Scales

ARREST WARRANT NUMBER

2014A2610201195

CDR: 0008 16-11-0110(C)

DOA: 11/19/2015

ACTION OF GRAND JURY

TRUE BILL

Dennis Miller
Foreperson of Grand Jury
Date:

OCT 20 2016

VERDICT

Foreperson of Petit Jury
Date:

DOCKET NO. 2016-GS-26- 05010

The State of South Carolina

County of Horry

Lauree Richardson

15H05521

COURT OF GENERAL SESSIONS

OCTOBER, 2016 TERM

THE STATE

vs.

Tommy Lee Benton
W/ M
195 Pleasant Hill Drive
Chadbourn, NC 28431
DOB: [REDACTED]
SSN: [REDACTED]

ATTORNEY: Thomas C. Brittain

Indictment for

**ARSON
THIRD DEGREE**

Jimmy A. Richardson, II, Solicitor

FILED
2015 OCT 21 PM 3:23

CLERK OF COURT
DATE RECEIVED FROM
GRAND JURY

Melanie M. [unclear]
CLERK OF COURT
HORRY COUNTY

2016 NOV 10 PM 1:35

CERTIFIED COPY

R-370

STATE OF SOUTH CAROLINA)
)
COUNTY OF HORRY)

INDICTMENT
BURGLARY, FIRST DEGREE

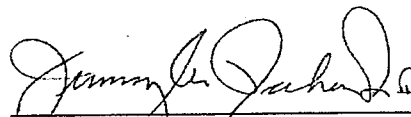
At a Court of General Sessions, convened on October 20, 2016, the Grand Jurors of Horry County present upon their oath:

BURGLARY, FIRST DEGREE

CDR: 0079 16-11-0311

That Tommy Lee Benton did in Horry County, on or about April ²⁹~~26~~, 2014 enter the dwelling of Charles Smith/deceased located at 4605 Hwy 501, Aynor, without consent and with the intent to commit a crime therein and the defendant did so in the nighttime and/or while armed with a deadly weapon, and/or causes injury to a nonparticipant in the crime, in violation of Section 16-11-0311(A), S. C. Code of Laws, 1976, as amended.

Against the peace and dignity of the State, and contrary to the statute in such case made and provided.



JIMMY A. RICHARDSON, II
FIFTEENTH CIRCUIT SOLICITOR

WITNESSES

James Chatfield Horry County Police Department

Brian Scales

ARREST WARRANT NUMBER

2016GS2605011

CDR: 0079 16-11-0311

DOA: 11/19/2015

ACTION OF GRAND JURY

TRUE BILL

George Melby

Foreperson of Grand Jury

Date: OCT 20 2016

VERDICT

Foreperson of Petit Jury
Date:

DOCKET NO. 2016-GS-26- 05011

The State of South Carolina

County of Horry

Lauree Richardson 15H05521

COURT OF GENERAL SESSIONS

November, 2016 TERM

THE STATE

vs.

Tommy Lee Benton.
W/ M
195 Pleasant Hill Drive
Chadbourn, NC 28431
DOB: [REDACTED]
SSN: [REDACTED]

ATTORNEY: Thomas C. Brittain

**Indictment for
BURGLARY, FIRST DEGREE**

Jimmy A. Richardson, II, Solicitor

ORIGINAL

2016 OCT 21 PM 3:23

CLERK OF COURT
DATE RECEIVED FROM
GRAND JURY

CERTIFIED COPY

2016 NOV 10 PM 1:35

Michaela...
CLERK OF COURT
HORRY COUNTY

R-372

	Net_Elem_Nm	STI	MDN	Msg Send Date	Msg Deliver Date	MCS	Originating Address	Destination Address	MDI	MIN	MESSAGE TEXT
1	Duluth_SMSC221	L	9106408736	4/25/2014 0:07	4/25/2014 0:07	1	9102342704	9106408736	1	9102231476	I'm in
2	Duluth_SMSC37	L	9106408736	4/25/2014 0:51	4/25/2014 0:51	1	9106408736	9102342704	2	9102231476	Can you wield a shotgun?
3	Duluth_SMSC222	L	9106408736	4/25/2014 0:56	4/25/2014 0:56	1	9106408736	9102342704	2	9102231476	Who?
4	Duluth_SMSC220	L	9106408736	4/25/2014 1:03	4/25/2014 1:03	1	9102342704	9106408736	1	9102231476	Rember Dougie my black brother
5	Duluth_SMSC220	L	9106408736	4/25/2014 1:04	4/25/2014 1:04	1	9106408736	9102342704	2	9102231476	Ja
6	Duluth_SMSC222	L	9106408736	4/25/2014 1:05	4/25/2014 1:05	1	9102342704	9106408736	1	9102231476	U won't me to talk to him and c if he down bro
7	Duluth_SMSC222	L	9106408736	4/25/2014 1:06	4/25/2014 1:06	1	9106408736	9102342704	2	9102231476	Yeah that would be great.
8	Duluth_SMSC220	L	9106408736	4/25/2014 1:06	4/25/2014 1:06	1	9102342704	9106408736	1	9102231476	Ok
9	Duluth_SMSC220	L	9106408736	4/25/2014 1:06	4/25/2014 1:06	1	9102342704	9106408736	1	9102231476	I'll call him in a few
10	Duluth_SMSC37	L	9106408736	4/25/2014 1:14	4/25/2014 1:15	1	9106408736	9102342704	2	9102231476	Cool. Thanks. Tell him we pay big.
11	Duluth_SMSC220	L	9106408736	4/25/2014 1:19	4/25/2014 1:19	1	9102342704	9106408736	1	9102231476	Ok
12	Duluth_SMSC222	L	9106408736	4/25/2014 4:44	4/25/2014 4:44	1	9102342704	9106408736	1	9102231476	He said he in he just need u to call or meet him so y'all can talk
13	Duluth_SMSC222	L	9106408736	4/25/2014 10:32	4/25/2014 10:32	1	9106408736	9102342704	2	9102231476	What's his number?
14	Duluth_SMSC222	L	9106408736	4/25/2014 10:53	4/25/2014 10:54	1	9102348486	9106408736	1	9102231476	How are things going today?
15	Duluth_SMSC222	L	9106408736	4/25/2014 11:02	4/25/2014 11:02	1	9106408736	9102348486	2	9102231476	Good I guess
16	Duluth_SMSC222	L	9106408736	4/25/2014 11:23	4/25/2014 11:23	1	9102348486	9106408736	1	9102231476	Yall got the kids back yet?
17	Duluth_SMSC220	L	9106408736	4/25/2014 11:28	4/25/2014 11:28	1	9106408736	9102348486	2	9102231476	Not yet. We get them at 5.
18	Duluth_SMSC223	L	9106408736	4/25/2014 12:14	4/25/2014 12:14	1	9106408736	9104992075	2	9102231476	riz35nat
19	Duluth_SMSC37	L	9106408736	4/25/2014 12:21	4/25/2014 12:22	1	9104992075	9106408736	1	9102231476	You forgot you glasses
20	Duluth_SMSC37	L	9106408736	4/25/2014 12:22	4/25/2014 12:22	1	9102348486	9106408736	1	9102231476	Oh.
21	Duluth_SMSC222	L	9106408736	4/25/2014 12:32	4/25/2014 12:32	1	9106408736	9104992075	2	9102231476	I know. :(
22	Duluth_SMSC221	L	9106408736	4/25/2014 12:33	4/25/2014 12:33	1	9104992075	9106408736	1	9102231476	:(
23	Duluth_SMSC223	L	9106408736	4/25/2014 12:36	4/25/2014 12:36	1	9106408736	9104992075	2	9102231476	.*
24	Duluth_SMSC223	L	9106408736	4/25/2014 12:37	4/25/2014 12:37	1	9104992075	9106408736	1	9102231476	.*
25	Duluth_SMSC37	L	9106408736	4/25/2014 13:23	4/25/2014 13:32	1	9104992075	9106408736	1	9102231476	Please call Marie's husban
26	Duluth_SMSC220	L	9106408736	4/25/2014 14:08	4/25/2014 14:08	1	9104992075	9106408736	1	9102231476	Wyd?
27	Duluth_SMSC222	L	9106408736	4/25/2014 14:15	4/25/2014 14:15	1	9106408736	9104992075	2	9102231476	[REDACTED]
28	Duluth_SMSC37	L	9106408736	4/25/2014 14:15	4/25/2014 14:19	1	9104992075	9106408736	1	9102231476	Cool
29	Duluth_SMSC37	L	9106408736	4/25/2014 14:16	4/25/2014 14:19	1	9104992075	9106408736	1	9102231476	Y'all coming back soon?
30	Duluth_SMSC221	L	9106408736	4/25/2014 14:28	4/25/2014 14:28	1	9106408736	9104992075	2	9102231476	Ja
31	Duluth_SMSC222	L	9106408736	4/25/2014 14:34	4/25/2014 14:34	1	9104992075	9106408736	1	9102231476	K I'm blocked in my room
32	Duluth_SMSC223	L	9106408736	4/25/2014 14:44	4/25/2014 14:44	1	9106408736	9104992075	2	9102231476	How? Lol
33	Duluth_SMSC223	L	9106408736	4/25/2014 14:51	4/25/2014 14:51	1	9104992075	9106408736	1	9102231476	You'll see
34	Duluth_SMSC222	L	9106408736	4/25/2014 14:52	4/25/2014 14:52	1	9106408736	9104992075	2	9102231476	Okay

	Net_Elem_Nm	STI	MDN	Msg Send Date	Msg Deliver Date	MCS	Originating Address	Destination Address	MDI	MIN	MESSAGE TEXT
35	Duluth_SMSC220	L	9106408736	4/25/2014 14:53	4/25/2014 14:53	1	9104992075	9106408736	1	9102231476	Sat 930 please wear a blue smock.... Marie just sent me that
36	Duluth_SMSC222	L	9106408736	4/25/2014 14:54	4/25/2014 14:54	1	9106408736	9104992075	2	9102231476	?
37	Duluth_SMSC223	L	9106408736	4/25/2014 15:35	4/25/2014 15:35	1	9102342704	9106408736	1	9102231476	9196193216
38	Duluth_SMSC221	L	9106408736	4/25/2014 15:39	4/25/2014 15:39	1	9106408736	9196193216	2	9102231476	This dougie
39	Duluth_SMSC220	L	9106408736	4/25/2014 15:44	4/25/2014 15:44	1	9106408736	9104992075	2	9102231476	On the way.
40	Duluth_SMSC223	L	9106408736	4/25/2014 15:44	4/25/2014 15:44	1	9104992075	9106408736	1	9102231476	K
41	Duluth_SMSC221	L	9106408736	4/25/2014 15:49	4/25/2014 15:49	1	9102348486	9106408736	1	9102231476	Did u get that concert ticket?
42	Duluth_SMSC221	L	9106408736	4/25/2014 15:56	4/25/2014 15:56	1	9106408736	9102348486	2	9102231476	Nah
43	Duluth_SMSC221	L	9106408736	4/25/2014 15:57	4/25/2014 15:57	1	9102348486	9106408736	1	9102231476	What in the world?
44	Duluth_SMSC220	L	9106408736	4/25/2014 15:58	4/25/2014 15:59	1	9106408736	9102348486	2	9102231476	Too much hassle and saving money.
45	Duluth_SMSC220	L	9106408736	4/25/2014 16:04	4/25/2014 16:04	1	9106408736	9104995146	2	9102231476	
46	Duluth_SMSC222	L	9106408736	4/25/2014 16:07	4/25/2014 16:07	1	9104995146	9106408736	1	9102231476	It was gud bro
47	Duluth_SMSC222	L	9106408736	4/25/2014 16:11	4/25/2014 16:11	1	9106408736	9104995146	2	9102231476	OS\Ou\08
48	Duluth_SMSC221	L	9106408736	4/25/2014 16:27	4/25/2014 16:27	1	9106408736	9102342704	2	9102231476	I tried calling him but have him to give me a call if you don't mind.
49	Duluth_SMSC37	L	9106408736	4/25/2014 16:56	4/25/2014 16:57	1	0	9106408736	1	9102231476	0 38 servlets mms message id 011E17A95FD600008060000101 0 9108724322 TYPE PLMN 0
50	Duluth_SMSC37	L	9106408736	4/25/2014 16:56	4/25/2014 16:57	1	0	9106408736	1	9102231476	0 0 0 9application vnd wap mms message 0 Encoding Version 01 4 0 011E17A95FD600008060000101 0 x 0 http 69 78 81
51	Duluth_SMSC220	L	9106408736	4/25/2014 16:57	4/25/2014 16:58	1	9106408736	9108724322	2	9102231476	Lmao
52	Duluth_SMSC220	L	9106408736	4/25/2014 16:59	4/25/2014 16:59	1	9108724322	9106408736	1	9102231476	You on your way back yet?
53	Duluth_SMSC220	L	9106408736	4/25/2014 16:59	4/25/2014 16:59	1	9106408736	9108724322	2	9102231476	Not yet
54	Duluth_SMSC223	L	9106408736	4/25/2014 17:00	4/25/2014 17:00	1	9108724322	9106408736	1	9102231476	Okay
55	Duluth_SMSC222	L	9106408736	4/25/2014 17:00	4/25/2014 17:01	1	9106408736	9108724322	2	9102231476	Almost to Etown
56	Duluth_SMSC223	L	9106408736	4/25/2014 17:01	4/25/2014 17:01	1	9108724322	9106408736	1	9102231476	Okay
57	Duluth_SMSC220	L	9106408736	4/25/2014 17:17	4/25/2014 17:17	1	9102342704	9106408736	1	9102231476	Ok
58	Duluth_SMSC223	L	9106408736	4/25/2014 17:43	4/25/2014 17:43	1	9106408736	9102342704	2	9102231476	Thank you
59	Duluth_SMSC220	L	9106408736	4/25/2014 17:57	4/25/2014 17:57	1	9106408736	9102342704	2	9102231476	Hey let him know we have work tonight [REDACTED] which means he can start tonight so free up his schedule for tonight [REDACTED]
60	Duluth_SMSC222	L	9106408736	4/25/2014 17:58	4/25/2014 17:58	1	9102342704	9106408736	1	9102231476	Done
61	Duluth_SMSC223	L	9106408736	4/25/2014 17:59	4/25/2014 17:59	1	9106408736	9102342704	2	9102231476	Wonderbar.

	Net Elem Nm	STI	MDN	Msg Send Date	Msg Deliver Date	MCS	Originating Address	Destination Address	MDI	MIN	MESSAGE TEXT
62	Duluth_SMSC220	L	9106408736	4/25/2014 18:02	4/25/2014 18:02	1	9102348486	9106408736	1	9102231476	Yall get the kids?
63	Duluth_SMSC220	L	9106408736	4/25/2014 18:03	4/25/2014 18:03	1	9106408736	9102348486	2	9102231476	Ja
64	Duluth_SMSC220	L	9106408736	4/25/2014 18:04	4/25/2014 18:04	1	9102348486	9106408736	1	9102231476	Cool. What went on there?
65	Duluth_SMSC222	L	9106408736	4/25/2014 18:31	4/25/2014 18:31	1	9106408736	9102342704	2	9102231476	Are you taking him to walmart?
66	Duluth_SMSC223	L	9106408736	4/25/2014 18:31	4/25/2014 18:31	1	9102342704	9106408736	1	9102231476	Yeah
67	Duluth_SMSC220	L	9106408736	4/25/2014 18:34	4/25/2014 18:34	1	9106408736	9102342704	2	9102231476	Okay Mitchell should be out there in the garden center around 7. Just incase I'm not back yet.
68	Duluth_SMSC221	L	9106408736	4/25/2014 18:35	4/25/2014 18:35	1	9102342704	9106408736	1	9102231476	OK we will be there
69	Duluth_SMSC221	L	9106408736	4/25/2014 18:36	4/25/2014 18:36	1	9106408736	9102342704	2	9102231476	Cool
70	Duluth_SMSC223	L	9106408736	4/25/2014 18:36	4/25/2014 18:36	1	9102342704	9106408736	1	9102231476	Ok
71	Duluth_SMSC37	L	9106408736	4/25/2014 18:54	4/25/2014 18:56	1	9102342704	9106408736	1	9102231476	We here at walmart
72	Duluth_SMSC223	L	9106408736	4/25/2014 18:57	4/25/2014 18:57	1	9106408736	9102342704	2	9102231476	Okay I'll let my boy know
73	Duluth_SMSC223	L	9106408736	4/25/2014 18:57	4/25/2014 18:57	1	9102342704	9106408736	1	9102231476	Ok
74	Duluth_SMSC222	L	9106408736	4/25/2014 18:57	4/25/2014 18:57	1	9106408736	9108724322	2	9102231476	They are there.
75	Duluth_SMSC37	L	9106408736	4/25/2014 18:58	4/25/2014 19:01	1	9108724322	9106408736	1	9102231476	5 mins.
76	Duluth_SMSC222	L	9106408736	4/25/2014 19:03	4/25/2014 19:03	1	9108724322	9106408736	1	9102231476	Walking in now
77	Duluth_SMSC223	L	9106408736	4/25/2014 19:09	4/25/2014 19:09	1	9108724322	9106408736	1	9102231476	Dude
78	Duluth_SMSC223	L	9106408736	4/25/2014 19:12	4/25/2014 19:12	1	9108724322	9106408736	1	9102231476	Where are you?
79	Duluth_SMSC221	L	9106408736	4/25/2014 19:12	4/25/2014 19:13	1	9106408736	9102342704	2	9102231476	On my way to Walmart now Mitchell is in the outside garden center
80	Duluth_SMSC220	L	9106408736	4/25/2014 19:13	4/25/2014 19:13	1	9106408736	9108724322	2	9102231476	On the way
81	Duluth_SMSC223	L	9106408736	4/25/2014 19:13	4/25/2014 19:13	1	9108724322	9106408736	1	9102231476	Okay
82	Duluth_SMSC223	L	9106408736	4/25/2014 19:13	4/25/2014 19:13	1	9102342704	9106408736	1	9102231476	OK we right out
83	Duluth_SMSC221	L	9106408736	4/25/2014 19:19	4/25/2014 19:19	1	9108724322	9106408736	1	9102231476	Did they respond?
84	Duluth_SMSC221	L	9106408736	4/25/2014 19:19	4/25/2014 19:20	1	9106408736	9108724322	2	9102231476	Ja
85	Duluth_SMSC220	L	9106408736	4/25/2014 19:20	4/25/2014 19:20	1	9106408736	9102342704	2	9102231476	I'm 5-10 minutes out.
86	Duluth_SMSC222	L	9106408736	4/25/2014 19:20	4/25/2014 19:20	1	9102342704	9106408736	1	9102231476	We at my car
87	Duluth_SMSC37	L	9106408736	4/25/2014 19:20	4/25/2014 19:20	1	9106408736	9102342704	2	9102231476	On the way though
88	Duluth_SMSC37	L	9106408736	4/25/2014 19:20	4/25/2014 19:20	1	9106408736	9102342704	2	9102231476	Okay
89	Duluth_SMSC220	L	9106408736	4/25/2014 19:21	4/25/2014 19:21	1	9108724322	9106408736	1	9102231476	Tell them to come to the garden center exit and look to the right. I'm wearing a gray shirt
90	Duluth_SMSC221	L	9106408736	4/25/2014 19:21	4/25/2014 19:21	1	9108724322	9106408736	1	9102231476	I've been standing here the whole time
91	Duluth_SMSC221	L	9106408736	4/25/2014 19:22	4/25/2014 19:22	1	9102342704	9106408736	1	9102231476	We in garden center
92	Duluth_SMSC221	L	9106408736	4/25/2014 19:22	4/25/2014 19:22	1	9106408736	9108724322	2	9102231476	Meet me outside the garden center
93	Duluth_SMSC222	L	9106408736	4/25/2014 19:22	4/25/2014 19:22	1	9106408736	9102342704	2	9102231476	Alright

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94	Duluth_SMSC223	L	9106408736	4/25/2014 19:32	4/25/2014 19:32	1	9108724322	9106408736	1	9102231476	Tell him if he wants to use our gun we will give him money to buy ammo
95	Alpharetta_SMSC323	L	9106408736	4/25/2014 20:25	4/25/2014 20:25	1	9195193216	9106408736	3	9102231476	
96	Duluth_SMSC220	L	9106408736	4/25/2014 20:41	4/25/2014 20:41	1	9104992075	9106408736	1	9102231476	Wyd
97	Duluth_SMSC220	L	9106408736	4/25/2014 20:42	4/25/2014 20:42	1	9106408736	9104992075	2	9102231476	I was just about to text you. Lol
98	Duluth_SMSC221	L	9106408736	4/25/2014 20:48	4/25/2014 20:48	1	9104992075	9106408736	1	9102231476	Lol
99	Duluth_SMSC220	L	9106408736	4/25/2014 20:48	4/25/2014 20:48	1	9104992075	9106408736	1	9102231476	So how's it going
100	Duluth_SMSC221	L	9106408736	4/25/2014 20:48	4/25/2014 20:48	1	9106408736	9104992075	2	9102231476	Wyd?
101	Duluth_SMSC221	L	9106408736	4/25/2014 20:50	4/25/2014 20:50	1	9104992075	9106408736	1	9102231476	Cleaning you
102	Duluth_SMSC221	L	9106408736	4/25/2014 21:10	4/25/2014 21:10	1	9106408736	9104992075	2	9102231476	Working
103	Duluth_SMSC223	L	9106408736	4/25/2014 21:16	4/25/2014 21:16	1	9104992075	9106408736	1	9102231476	Fun?
104	Duluth_SMSC223	L	9106408736	4/25/2014 21:21	4/25/2014 21:21	1	9102348486	9106408736	1	9102231476	How did it go with their daddy??
105	Duluth_SMSC221	L	9106408736	4/25/2014 21:21	4/25/2014 21:21	1	9106408736	9102348486	2	9102231476	Okay
106	Duluth_SMSC37	L	9106408736	4/25/2014 21:21	4/25/2014 21:22	1	9106408736	9102348486	2	9102231476	Okau
107	Duluth_SMSC222	L	9106408736	4/25/2014 21:24	4/25/2014 21:25	1	9102348486	9106408736	1	9102231476	Cool. Bella tell yall anything else?
108	Duluth_SMSC220	L	9106408736	4/25/2014 21:27	4/25/2014 21:27	1	9106408736	9102348486	2	9102231476	No
109	Duluth_SMSC223	L	9106408736	4/25/2014 21:45	4/25/2014 21:46	1	9102348486	9106408736	1	9102231476	Can u come help me move and load the tv at 1:00 tomorrow?
110	Duluth_SMSC223	L	9106408736	4/25/2014 21:46	4/25/2014 21:46	1	9106408736	9102348486	2	9102231476	Ja
111	Duluth_SMSC220	L	9106408736	4/25/2014 21:47	4/25/2014 21:47	1	9102348486	9106408736	1	9102231476	K. Just running it to candace
112	Duluth_SMSC223	L	9106408736	4/25/2014 22:15	4/25/2014 22:15	1	9104992075	9106408736	1	9102231476	Baby?
113	Alpharetta_SMSC323	L	9106408736	4/25/2014 22:16	4/25/2014 22:16	1	9106409565	9106408736	3	9102231476	
114	Duluth_SMSC221	L	9106408736	4/25/2014 22:16	4/25/2014 22:16	1	9106408736	9104992075	2	9102231476	Ja
115	Duluth_SMSC220	L	9106408736	4/25/2014 22:17	4/25/2014 22:17	1	9104992075	9106408736	1	9102231476	Wyd?
116	Duluth_SMSC221	L	9106408736	4/25/2014 22:18	4/25/2014 22:18	1	9106408736	9104992075	2	9102231476	Working lol
117	Duluth_SMSC222	L	9106408736	4/25/2014 22:29	4/25/2014 22:29	1	9102348486	9106408736	1	9102231476	Daddy said theres a bad wreck by his house
118	Duluth_SMSC223	L	9106408736	4/25/2014 22:29	4/25/2014 22:30	1	9106408736	9102348486	2	9102231476	Damn
119	Duluth_SMSC220	L	9106408736	4/25/2014 22:31	4/25/2014 22:31	1	9104992075	9106408736	1	9102231476	Be careful
120	Duluth_SMSC222	L	9106408736	4/25/2014 22:46	4/25/2014 22:46	1	9106408736	9104992075	2	9102231476	Always
121	Duluth_SMSC223	L	9106408736	4/25/2014 22:48	4/25/2014 22:49	1	9104992075	9106408736	1	9102231476	Our babies just went to bed
122	Duluth_SMSC222	L	9106408736	4/25/2014 22:49	4/25/2014 22:49	1	9106408736	9104992075	2	9102231476	Awesome
123	Duluth_SMSC37	L	9106408736	4/25/2014 23:15	4/25/2014 23:16	1	9104992075	9106408736	1	9102231476	Bath time yay
124	Duluth_SMSC220	L	9106408736	4/25/2014 23:19	4/25/2014 23:19	1	9106408736	9104992075	2	9102231476	Awesome
125	Duluth_SMSC221	L	9106408736	4/25/2014 23:19	4/25/2014 23:19	1	9106408736	9104992075	2	9102231476	:)
126	Duluth_SMSC223	L	9106408736	4/25/2014 23:20	4/25/2014 23:20	1	9104992075	9106408736	1	9102231476	I love you

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127	Duluth_SMSC221	L	9106408736	4/25/2014 23:20	4/25/2014 23:20	1	9104992075	9106408736	1	9102231476	:)
128	Duluth_SMSC222	L	9106408736	4/25/2014 23:20	4/25/2014 23:20	1	9104992075	9106408736	1	9102231476	You seem really happy
129	Duluth_SMSC222	L	9106408736	4/25/2014 23:20	4/25/2014 23:20	1	9106408736	9104992075	2	9102231476	I love you too
130	Duluth_SMSC222	L	9106408736	4/25/2014 23:25	4/25/2014 23:25	1	9104992075	9106408736	1	9102231476	You better
131	Duluth_SMSC221	L	9106408736	4/25/2014 23:26	4/25/2014 23:27	1	9106408736	9104992075	2	9102231476	Of course.
132	Duluth_SMSC223	L	9106408736	4/25/2014 23:41	4/25/2014 23:41	1	9102348486	9106408736	1	9102231476	How u gonna help me if u working and bella has a game?
133	Duluth_SMSC223	L	9106408736	4/26/2014 0:36	4/26/2014 0:36	1	9104992075	9106408736	1	9102231476	I'm headed to bed baby
134	Duluth_SMSC221	L	9106408736	4/26/2014 0:38	4/26/2014 0:38	1	9102348486	9106408736	1	9102231476	Did u go get ur glasses? After a while they will send them back and u wont be able to get them
135	Duluth_SMSC222	L	9106408736	4/26/2014 0:54	4/26/2014 0:54	1	9106408736	9102342704	2	9102231476	Park the car
136	Duluth_SMSC223	L	9106408736	4/26/2014 0:55	4/26/2014 0:56	1	9102342704	9106408736	1	9102231476	OK I did
137	Duluth_SMSC221	L	9106408736	4/26/2014 0:57	4/26/2014 0:57	1	9102342704	9106408736	1	9102231476	I'm gonna find a place to p k
138	Duluth_SMSC222	L	9106408736	4/26/2014 3:37	4/26/2014 3:37	1	9106408736	9102342704	2	9102231476	Meet us at 501. Text when your close
139	Duluth_SMSC221	L	9106408736	4/26/2014 3:41	4/26/2014 3:41	1	9106408736	9102342704	2	9102231476	CB's furniture outlet Gaynor sc
140	Duluth_SMSC223	L	9106408736	4/26/2014 3:41	4/26/2014 3:41	1	9106408736	9102342704	2	9102231476	Aynor*
141	Duluth_SMSC221	L	9106408736	4/26/2014 6:01	4/26/2014 6:02	1	9104992075	9106408736	1	9102231476	Morning
142	Duluth_SMSC222	L	9106408736	4/26/2014 6:13	4/26/2014 6:13	1	9106408736	9104992075	2	9102231476	Hallo
143	Duluth_SMSC223	L	9106408736	4/26/2014 6:53	4/26/2014 6:53	1	9106408736	9104992075	2	9102231476	I'm Bout to padd out
144	Duluth_SMSC222	L	9106408736	4/26/2014 7:54	4/26/2014 7:54	1	9102342704	9106408736	1	9102231476	Dougie said y'all need the room key how far y'all out
145	Duluth_SMSC220	L	9106408736	4/26/2014 7:56	4/26/2014 7:56	1	9106408736	9102342704	2	9102231476	On our way
146	Duluth_SMSC221	L	9106408736	4/26/2014 8:37	4/26/2014 8:38	1	9104992075	9106408736	1	9102231476	[REDACTED]
147	Duluth_SMSC220	L	9106408736	4/26/2014 8:39	4/26/2014 8:39	1	9106408736	9104992075	2	9102231476	[REDACTED]
148	Duluth_SMSC221	L	9106408736	4/26/2014 8:39	4/26/2014 8:39	1	9104992075	9106408736	1	9102231476	[REDACTED]
149	Duluth_SMSC223	L	9106408736	4/26/2014 8:41	4/26/2014 8:41	1	9106408736	9104992075	2	9102231476	[REDACTED]
150	Duluth_SMSC223	L	9106408736	4/26/2014 8:42	4/26/2014 8:42	1	9104992075	9106408736	1	9102231476	[REDACTED]
151	Duluth_SMSC222	L	9106408736	4/26/2014 8:43	4/26/2014 8:43	1	9106408736	9104992075	2	9102231476	[REDACTED]
152	Duluth_SMSC223	L	9106408736	4/26/2014 8:44	4/26/2014 8:44	1	9104992075	9106408736	1	9102231476	[REDACTED]
153	Duluth_SMSC222	L	9106408736	4/26/2014 8:45	4/26/2014 8:46	1	9106408736	9104992075	2	9102231476	[REDACTED]
154	Duluth_SMSC220	L	9106408736	4/26/2014 8:47	4/26/2014 8:47	1	9104992075	9106408736	1	9102231476	[REDACTED]
155	Duluth_SMSC220	L	9106408736	4/26/2014 9:33	4/26/2014 9:33	1	9104992075	9106408736	1	9102231476	[REDACTED]
156	Duluth_SMSC220	L	9106408736	4/26/2014 10:24	4/26/2014 10:25	1	9104992075	9106408736	1	9102231476	Work tomorrow

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157	Duluth_SMSC220	L	9106408736	4/26/2014 10:54	4/26/2014 10:55	1	9102348486	9106408736	1	9102231476	How u gonna help me if u working and bella has a game?
158	Duluth_SMSC223	L	9106408736	4/26/2014 10:55	4/26/2014 10:55	1	9102348486	9106408736	1	9102231476	Did u go get ur glasses? After a while they will send them
159	Duluth_SMSC222	L	9106408736	4/26/2014 11:45	4/26/2014 11:45	1	9104992075	9106408736	1	9102231476	back and u wont be able to get them
160	Duluth_SMSC220	L	9106408736	4/26/2014 11:46	4/26/2014 11:47	1	9106408736	9102348486	2	9102231476	You're mom called me
161	Duluth_SMSC222	L	9106408736	4/26/2014 11:47	4/26/2014 11:47	1	9102348486	9106408736	1	9102231476	Yes ma'am
											???
162	Duluth_SMSC223	L	9106408736	4/26/2014 11:51	4/26/2014 11:51	1	9102348486	9106408736	1	9102231476	Are yall working or going to a game? Did u get ur glasses?
163	Duluth_SMSC220	L	9106408736	4/26/2014 12:05	4/26/2014 12:05	1	9102348486	9106408736	1	9102231476	Omg why cant yall answer a freakin phone???
											Make sure yall take \$100 to pay [REDACTED] like me and
164	Duluth_SMSC221	L	9106408736	4/26/2014 12:59	4/26/2014 12:59	1	9102348486	9106408736	1	9102231476	heather talked about tuesday. I will pay the other \$94. It
165	Duluth_SMSC223	L	9106408736	4/26/2014 13:55	4/26/2014 13:55	1	9104992075	9106408736	1	9102231476	will be pd and over with
166	Duluth_SMSC223	L	9106408736	4/26/2014 14:04	4/26/2014 14:04	1	9104992075	9106408736	1	9102231476	We're all done cleaning
											So Marie is having me work off what I owe
167	Duluth_SMSC37	L	9106408736	4/26/2014 14:06	4/26/2014 14:07	1	9102348486	9106408736	1	9102231476	Candace said shes got alot of boys clothes 3-4t shes trying
											to sell. I thought about lewis. Yall could get him a bunch of
168	Duluth_SMSC37	L	9106408736	4/26/2014 14:06	4/26/2014 14:07	1	9102348486	9106408736	1	9102231476	summer and winter clothes at a
169	Duluth_SMSC223	L	9106408736	4/26/2014 14:37	4/26/2014 14:37	1	9104992075	9106408736	1	9102231476	good price. They are nice cause thats were most of
170	Duluth_SMSC223	L	9106408736	4/26/2014 14:40	4/26/2014 14:40	1	9106408736	9104992075	2	9102231476	gracelynn clothes came from.
											Baby call me
171	Duluth_SMSC222	L	9106408736	4/26/2014 14:46	4/26/2014 14:46	1	8434650006	9106408736	3	9102231476	Cool
172	Duluth_SMSC220	L	9106408736	4/26/2014 14:48	4/26/2014 14:48	1	9106408736	8434650006	2	9102231476	Hey the phone is being gay whats up. Ill try callin u on
173	Duluth_SMSC223	L	9106408736	4/26/2014 14:48	4/26/2014 14:48	1	9104992075	9106408736	1	9102231476	katlins moms phone when we get to chadbourn
174	Duluth_SMSC221	L	9106408736	4/26/2014 14:49	4/26/2014 14:49	1	8434650006	9106408736	3	9102231476	Okay. But what's up?
175	Duluth_SMSC221	L	9106408736	4/26/2014 14:49	4/26/2014 14:49	1	9106408736	9104992075	2	9102231476	So wyd
176	Duluth_SMSC222	L	9106408736	4/26/2014 14:49	4/26/2014 14:49	1	9106408736	8434650006	2	9102231476	Ill just call when we get there. To much to text
177	Duluth_SMSC220	L	9106408736	4/26/2014 14:49	4/26/2014 14:49	1	9104992075	9106408736	1	9102231476	Sleeping. You?
178	Duluth_SMSC220	L	9106408736	4/26/2014 15:32	4/26/2014 15:32	1	9104992075	9106408736	1	9102231476	Okay?
179	Duluth_SMSC222	L	9106408736	4/26/2014 15:33	4/26/2014 15:33	1	9104992075	9106408736	1	9102231476	Almost
180	Duluth_SMSC37	L	9106408736	4/26/2014 15:35	4/26/2014 16:15	1	9104992075	9106408736	1	9102231476	I home
181	Duluth_SMSC37	L	9106408736	4/26/2014 15:41	4/26/2014 16:15	1	9104992075	9106408736	1	9102231476	Was trying to say almost home lol
182	Duluth_SMSC37	L	9106408736	4/26/2014 16:11	4/26/2014 16:15	1	9104992075	9106408736	1	9102231476	Our kids are playing in water
											I love you Mr sleepy head
											Did you go back to sleep on me

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183	Duluth_SMSC221	L	9106408736	4/26/2014 17:02	4/26/2014 17:02	1	9106408736	9104992075	2	9102231476	I love you too. Don't lose that antivirus
184	Duluth_SMSC223	L	9106408736	4/26/2014 17:04	4/26/2014 17:05	1	9104992075	9106408736	1	9102231476	I won't
185	Duluth_SMSC223	L	9106408736	4/26/2014 17:08	4/26/2014 17:08	1	9102348486	9106408736	1	9102231476	Yall finished working?
186	Duluth_SMSC220	L	9106408736	4/26/2014 17:08	4/26/2014 17:08	1	9104992075	9106408736	1	9102231476	Wyd?
187	Duluth_SMSC37	L	9106408736	4/26/2014 17:11	4/26/2014 17:12	1	9106408736	9102348486	2	9102231476	Cool. And yes.
188	Duluth_SMSC222	L	9106408736	4/26/2014 17:11	4/26/2014 17:11	1	9106408736	9104992075	2	9102231476	Planning.
189	Duluth_SMSC221	L	9106408736	4/26/2014 17:12	4/26/2014 17:12	1	9104992075	9106408736	1	9102231476	I guess it's a good thing I didn't go over than
190	Duluth_SMSC222	L	9106408736	4/26/2014 17:13	4/26/2014 17:13	1	9104992075	9106408736	1	9102231476	I was about to pack the kids to and come over
191	Duluth_SMSC222	L	9106408736	4/26/2014 17:13	4/26/2014 17:13	1	9102348486	9106408736	1	9102231476	U keeping ur money to pay [REDACTED] right?
192	Duluth_SMSC222	L	9106408736	4/26/2014 17:14	4/26/2014 17:14	1	9104992075	9106408736	1	9102231476	What did that guy want
193	Duluth_SMSC223	L	9106408736	4/26/2014 17:14	4/26/2014 17:14	1	9102348486	9106408736	1	9102231476	Candace is gonna sell those clothes. If heather wants to go look at them u need to text her
194	Duluth_SMSC222	L	9106408736	4/26/2014 17:14	4/26/2014 17:14	1	9102348486	9106408736	1	9102231476	Be cheaper than going to town getting clothes. She will sell them fadt cause they are nice
195	Duluth_SMSC221	L	9106408736	4/26/2014 17:15	4/26/2014 17:15	1	9106408736	9102348486	2	9102231476	Yes and okay.
196	Duluth_SMSC223	L	9106408736	4/26/2014 17:16	4/26/2014 17:16	1	9102348486	9106408736	1	9102231476	How much are u payling monday
197	Duluth_SMSC221	L	9106408736	4/26/2014 17:16	4/26/2014 17:16	1	9106408736	9104992075	2	9102231476	? I'm just talking with Mitch. To show me his speakers and to tell me that cb burnt his store down.
198	Duluth_SMSC223	L	9106408736	4/26/2014 17:17	4/26/2014 17:17	1	9106408736	9102348486	2	9102231476	I guess \$100.
199	Duluth_SMSC222	L	9106408736	4/26/2014 17:17	4/26/2014 17:18	1	9104992075	9106408736	1	9102231476	Ooh wow lol
200	Duluth_SMSC220	L	9106408736	4/26/2014 17:18	4/26/2014 17:18	1	9106408736	9104992075	2	9102231476	Ja
201	Duluth_SMSC220	L	9106408736	4/26/2014 17:19	4/26/2014 17:19	1	9102348486	9106408736	1	9102231476	Put it up and pay it monday morning please and bring me the printout and receipt. Ill pay the last \$94 thursday
202	Duluth_SMSC221	L	9106408736	4/26/2014 17:19	4/26/2014 17:19	1	9104992075	9106408736	1	9102231476	Im going to cleaning the kids up in a min and then were going to head your way if your okay with that
203	Duluth_SMSC222	L	9106408736	4/26/2014 17:20	4/26/2014 17:20	1	9106408736	9104992075	2	9102231476	Sure
204	Duluth_SMSC222	L	9106408736	4/26/2014 17:20	4/26/2014 17:20	1	9106408736	9102348486	2	9102231476	Okay
205	Duluth_SMSC220	L	9106408736	4/26/2014 17:27	4/26/2014 17:27	1	9104992075	9106408736	1	9102231476	I wanna see my baby
206	Duluth_SMSC222	L	9106408736	4/26/2014 17:44	4/26/2014 17:44	1	9106408736	9104992075	2	9102231476	Awesome
207	Alpharetta_SMSC320	L	9106408736	4/26/2014 17:50	4/26/2014 17:50	1	9195193216	9106408736	3	9102231476	Wat up bos
208	Duluth_SMSC222	L	9106408736	4/26/2014 17:53	4/26/2014 17:53	1	9106408736	9195193216	2	9102231476	What's up?
209	Duluth_SMSC222	L	9106408736	4/26/2014 17:54	4/26/2014 17:54	1	9106408736	9195193216	2	9102231476	BTW you did good we are on the SC news.
210	Duluth_SMSC223	L	9106408736	4/26/2014 17:59	4/26/2014 17:59	1	9104992075	9106408736	1	9102231476	Our kids looked like they were changing colors

	Net_Elem_Nm	STI	MDN	Msg Send Date	Msg Deliver Date	MCS	Originating Address	Destination Address	MDI	MIN	MESSAGE TEXT
211	Alpharetta_SMSC320	L	9106408736	4/26/2014 18:00	4/26/2014 18:00	1	9195193216	9106408736	3	9102231476	I gta prob...i knt gt a baby sita..n did u see it smken wen u left..
212	Duluth_SMSC221	L	9106408736	4/26/2014 18:16	4/26/2014 18:16	1	9106408736	9195193216	2	9102231476	Ja. [REDACTED]
213	Duluth_SMSC222	L	9106408736	4/26/2014 18:18	4/26/2014 18:18	1	9195193216	9106408736	3	9102231476	[REDACTED]
214	Duluth_SMSC221	L	9106408736	4/26/2014 18:18	4/26/2014 18:18	1	9102348486	9106408736	1	9102231476	Candace said if heather can use those clothes she can just have them. They are in her way
215	Alpharetta_SMSC38	L	9106408736	4/26/2014 18:21	4/26/2014 18:21	1	9106408736	9195193216	2	9102231476	[REDACTED]
216	Duluth_SMSC221	L	9106408736	4/26/2014 18:21	4/26/2014 18:22	1	9106408736	9102348486	2	9102231476	Awesome
217	Duluth_SMSC222	L	9106408736	4/26/2014 18:22	4/26/2014 18:22	1	9102348486	9106408736	1	9102231476	U got her number?
218	Duluth_SMSC222	L	9106408736	4/26/2014 18:23	4/26/2014 18:23	1	9106408736	9102348486	2	9102231476	No ma'am
219	Duluth_SMSC37	L	9106408736	4/26/2014 18:24	4/26/2014 18:25	1	9102348486	9106408736	1	9102231476	910 234 0009
220	Duluth_SMSC37	L	9106408736	4/26/2014 18:38	4/26/2014 18:38	1	0	9106408736	1	9102231476	0 0 0 9application vnd wap mms message 0 Encoding Version 01 4 0 021E2D33056000007310000502 0 x 0 http 69 78 32
221	Duluth_SMSC37	L	9106408736	4/26/2014 18:38	4/26/2014 18:38	1	0	9106408736	1	9102231476	0 166 servlets mms message id 021E2D33056000007310000502 0 9102348486 TYPE PLMN 0 Fwd 0
222	Duluth_SMSC37	L	9106408736	4/26/2014 18:39	4/26/2014 18:39	1	0	9106408736	1	9102231476	0 0 0 9application vnd wap mms message 0 Encoding Version 01 4 0 011E2D373C4700008C60000501 0 x 0 http 69 78 81
223	Duluth_SMSC37	L	9106408736	4/26/2014 18:39	4/26/2014 18:39	1	0	9106408736	1	9102231476	0 38 servlets mms message id 011E2D373C4700008C60000501 0 9102348486 TYPE PLMN 0
224	Duluth_SMSC37	L	9106408736	4/26/2014 18:40	4/26/2014 18:41	1	9104992075	9106408736	1	9102231476	I am so mad right now
225	Duluth_SMSC220	L	9106408736	4/26/2014 18:42	4/26/2014 18:42	1	9106408736	9102348486	2	9102231476	Awwww lol
226	Duluth_SMSC222	L	9106408736	4/26/2014 18:42	4/26/2014 18:42	1	9106408736	9104992075	2	9102231476	Why is that?
227	Duluth_SMSC221	L	9106408736	4/26/2014 18:44	4/26/2014 18:44	1	9104992075	9106408736	1	9102231476	I've been try to leave for the last 40 mins I'm almost to your house now but ever time I went to leave it's like they had 20 things for me to do
228	Duluth_SMSC220	L	9106408736	4/26/2014 18:45	4/26/2014 18:45	1	9106408736	9104992075	2	9102231476	Oh

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229	Duluth_SMSC220	L	9106408736	4/26/2014 18:46	4/26/2014 18:46	1	9104992075	9106408736	1	9102231476	Yea . I'm sorry it's taken me forever to get there
230	Duluth_SMSC223	L	9106408736	4/26/2014 19:04	4/26/2014 19:04	1	9106408736	9104992075	2	9102231476	That's fine.
231	Duluth_SMSC220	L	9106408736	4/26/2014 19:05	4/26/2014 19:05	1	9104992075	9106408736	1	9102231476	I'm kinda confused
232	Duluth_SMSC223	L	9106408736	4/26/2014 19:06	4/26/2014 19:06	1	9106408736	9104992075	2	9102231476	?
233	Duluth_SMSC220	L	9106408736	4/26/2014 19:51	4/26/2014 19:51	1	9102348486	9106408736	1	9102231476	U get the number i sent u?
234	Duluth_SMSC221	L	9106408736	4/26/2014 19:52	4/26/2014 19:52	1	9106408736	9102348486	2	9102231476	Ja
235	Duluth_SMSC223	L	9106408736	4/26/2014 19:52	4/26/2014 19:52	1	9102348486	9106408736	1	9102231476	U text her?
236	Duluth_SMSC223	L	9106408736	4/26/2014 20:01	4/26/2014 20:01	1	9195193216	9106408736	3	9102231476	
237	Duluth_SMSC220	L	9106408736	4/26/2014 20:10	4/26/2014 20:10	1	9106408736	9195193216	2	9102231476	
238	Duluth_SMSC223	L	9106408736	4/26/2014 20:12	4/26/2014 20:12	1	9195193216	9106408736	3	9102231476	
239	Duluth_SMSC220	L	9106408736	4/26/2014 20:17	4/26/2014 20:17	1	9106408736	9102348486	2	9102231476	
240	Duluth_SMSC222	L	9106408736	4/26/2014 20:20	4/26/2014 20:20	1	9106408736	9195193216	2	9102231476	
241	Duluth_SMSC221	L	9106408736	4/26/2014 20:20	4/26/2014 20:20	1	9106408736	9195193216	2	9102231476	
242	Duluth_SMSC220	L	9106408736	4/26/2014 20:37	4/26/2014 20:37	1	9102348486	9106408736	1	9102231476	
243	Duluth_SMSC223	L	9106408736	4/26/2014 20:38	4/26/2014 20:38	1	9106408736	9102348486	2	9102231476	
244	Duluth_SMSC221	L	9106408736	4/26/2014 20:44	4/26/2014 20:44	1	9106408736	9104992075	2	9102231476	Make sure you let me know that you got home safely. :*
245	Duluth_SMSC222	L	9106408736	4/26/2014 20:53	4/26/2014 20:54	1	9104992075	9106408736	1	9102231476	I home baby
246	Duluth_SMSC221	L	9106408736	4/26/2014 20:56	4/26/2014 20:56	1	9102348486	9106408736	1	9102231476	K. Make sure u go pay that monday morning and bring me the printout and receipt. Love u
247	Duluth_SMSC220	L	9106408736	4/26/2014 21:01	4/26/2014 21:01	1	9106408736	9104992075	2	9102231476	Okay
248	Duluth_SMSC223	L	9106408736	4/26/2014 21:01	4/26/2014 21:02	1	9104992075	9106408736	1	9102231476	Wyd?
249	Duluth_SMSC222	L	9106408736	4/26/2014 21:02	4/26/2014 21:02	1	9104992075	9106408736	1	9102231476	I love you baby
250	Duluth_SMSC223	L	9106408736	4/26/2014 21:02	4/26/2014 21:02	1	9106408736	9102348486	2	9102231476	Okay love you too. When do they open? I have to leave for work at 8.
251	Duluth_SMSC221	L	9106408736	4/26/2014 21:02	4/26/2014 21:02	1	9106408736	9104992075	2	9102231476	Eating. And I love you too princess.
252	Duluth_SMSC223	L	9106408736	4/26/2014 21:03	4/26/2014 21:03	1	9104992075	9106408736	1	9102231476	What you eating
253	Duluth_SMSC221	L	9106408736	4/26/2014 21:03	4/26/2014 21:03	1	9102348486	9106408736	1	9102231476	U working monday? They open at 9:00. When u coming home?
254	Duluth_SMSC221	L	9106408736	4/26/2014 21:04	4/26/2014 21:04	1	9106408736	9102348486	2	9102231476	Hopefully before 5
255	Duluth_SMSC221	L	9106408736	4/26/2014 21:04	4/26/2014 21:04	1	9106408736	9104992075	2	9102231476	Cheez its

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256	Duluth_SMSC221	L	9106408736	4/26/2014 21:05	4/26/2014 21:05	1	9106408736	9102348486	2	9102231476	Yes and idk yet.
257	Duluth_SMSC221	L	9106408736	4/26/2014 21:10	4/26/2014 21:10	1	9102348486	9106408736	1	9102231476	If u bring me the money i will go pay it monday. Ill pay the
258	Duluth_SMSC220	L	9106408736	4/26/2014 21:11	4/26/2014 21:11	1	9106408736	9102348486	2	9102231476	rest thursday
259	Duluth_SMSC223	L	9106408736	4/26/2014 21:11	4/26/2014 21:11	1	9104992075	9106408736	1	9102231476	Okay
260	Duluth_SMSC222	L	9106408736	4/26/2014 21:11	4/26/2014 21:11	1	9104992075	9106408736	1	9102231476	Nice
261	Duluth_SMSC223	L	9106408736	4/26/2014 21:11	4/26/2014 21:11	1	9106408736	9104992075	2	9102231476	Hot dogs tomorrow
262	Duluth_SMSC220	L	9106408736	4/26/2014 21:12	4/26/2014 21:12	1	9102348486	9106408736	1	9102231476	?
263	Duluth_SMSC220	L	9106408736	4/26/2014 21:19	4/26/2014 21:19	1	9104992075	9106408736	1	9102231476	When u bringing it and when u come bring the print out
264	Duluth_SMSC221	L	9106408736	4/26/2014 21:19	4/26/2014 21:19	1	9195193216	9106408736	3	9102231476	The store by the office you can get a hot dog and a drink
265	Alpharetta_SMSC38	L	9106408736	4/26/2014 21:44	4/26/2014 21:44	1	9106408736	9195193216	2	9102231476	for 1.50
266	Duluth_SMSC222	L	9106408736	4/26/2014 21:48	4/26/2014 21:48	1	9195193216	9106408736	3	9102231476	
267	Duluth_SMSC220	L	9106408736	4/26/2014 21:49	4/26/2014 21:49	1	9106408736	9195193216	2	9102231476	
268	Duluth_SMSC220	L	9106408736	4/26/2014 21:52	4/26/2014 21:52	1	9104992075	9106408736	1	9102231476	Ordnung.
269	Duluth_SMSC220	L	9106408736	4/26/2014 21:53	4/26/2014 21:54	1	9104992075	9106408736	1	9102231476	No work tomorrow
270	Duluth_SMSC220	L	9106408736	4/26/2014 22:13	4/26/2014 22:13	1	9106408736	9104992075	2	9102231476	Marie just texted me that
271	Duluth_SMSC223	L	9106408736	4/26/2014 22:13	4/26/2014 22:13	1	9104992075	9106408736	1	9102231476	Damn
272	Duluth_SMSC221	L	9106408736	4/26/2014 22:23	4/26/2014 22:23	1	9106408736	9104992075	2	9102231476	I know right pisses me off
273	Duluth_SMSC220	L	9106408736	4/26/2014 22:23	4/26/2014 22:23	1	9104992075	9106408736	1	9102231476	Yeah...
274	Duluth_SMSC221	L	9106408736	4/26/2014 22:34	4/26/2014 22:34	1	9106408736	9104992075	2	9102231476	Wyd?
275	Duluth_SMSC221	L	9106408736	4/26/2014 22:34	4/26/2014 22:34	1	9104992075	9106408736	1	9102231476	Watching Hot and Fluffy.
276	Duluth_SMSC222	L	9106408736	4/26/2014 22:34	4/26/2014 22:34	1	9104992075	9106408736	1	9102231476	Lol
277	Duluth_SMSC222	L	9106408736	4/26/2014 22:38	4/26/2014 22:38	1	9106408736	9104992075	2	9102231476	Funny right?
278	Duluth_SMSC223	L	9106408736	4/26/2014 22:45	4/26/2014 22:45	1	9104992075	9106408736	1	9102231476	Ja
279	Duluth_SMSC221	L	9106408736	4/26/2014 22:46	4/26/2014 22:46	1	9106408736	9104992075	2	9102231476	
280	Duluth_SMSC223	L	9106408736	4/26/2014 22:47	4/26/2014 22:47	1	9104992075	9106408736	1	9102231476	
281	Duluth_SMSC221	L	9106408736	4/26/2014 22:47	4/26/2014 22:47	1	9104992075	9106408736	1	9102231476	
282	Duluth_SMSC222	L	9106408736	4/26/2014 22:49	4/26/2014 22:49	1	9106408736	9104992075	2	9102231476	
283	Duluth_SMSC220	L	9106408736	4/26/2014 22:49	4/26/2014 22:49	1	9104992075	9106408736	1	9102231476	
284	Duluth_SMSC221	L	9106408736	4/26/2014 22:52	4/26/2014 22:52	1	9106408736	9104992075	2	9102231476	

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285	Duluth_SMSC220	L	9106408736	4/26/2014 22:52	4/26/2014 22:52	1	9104992075	9106408736	1	9102231476	[REDACTED]
286	Duluth_SMSC221	L	9106408736	4/26/2014 22:53	4/26/2014 22:53	1	9106408736	9104992075	2	9102231476	[REDACTED]
287	Duluth_SMSC223	L	9106408736	4/26/2014 22:53	4/26/2014 22:53	1	9104992075	9106408736	1	9102231476	[REDACTED]
288	Duluth_SMSC221	L	9106408736	4/26/2014 22:54	4/26/2014 22:54	1	9106408736	9104992075	2	9102231476	[REDACTED]
289	Duluth_SMSC223	L	9106408736	4/26/2014 22:54	4/26/2014 22:54	1	9104992075	9106408736	1	9102231476	[REDACTED]
290	Duluth_SMSC221	L	9106408736	4/26/2014 23:08	4/26/2014 23:08	1	9102348486	9106408736	1	9102231476	I changed the direction of ur ceiling fan and ur room is soooo much cooler.
291	Duluth_SMSC222	L	9106408736	4/26/2014 23:12	4/26/2014 23:12	1	9106408736	9102348486	2	9102231476	Nice
292	Duluth_SMSC220	L	9106408736	4/26/2014 23:12	4/26/2014 23:13	1	9104992075	9106408736	1	9102231476	Boo boo just said he no love me:(
293	Duluth_SMSC222	L	9106408736	4/26/2014 23:13	4/26/2014 23:13	1	9106408736	9104992075	2	9102231476	.*
294	Duluth_SMSC220	L	9106408736	4/26/2014 23:13	4/26/2014 23:13	1	9106408736	9104992075	2	9102231476	You know he is playing
295	Duluth_SMSC220	L	9106408736	4/26/2014 23:14	4/26/2014 23:14	1	9104992075	9106408736	1	9102231476	I hope so
296	Duluth_SMSC37	L	9106408736	4/26/2014 23:48	4/26/2014 23:50	1	9104992075	9106408736	1	9102231476	So how's your night?
297	Duluth_SMSC222	L	9106408736	4/26/2014 23:50	4/26/2014 23:50	1	9106408736	9104992075	2	9102231476	Okay. You?
298	Duluth_SMSC220	L	9106408736	4/26/2014 23:51	4/26/2014 23:51	1	9104992075	9106408736	1	9102231476	Ok would be better with you
299	Duluth_SMSC221	L	9106408736	4/26/2014 23:51	4/26/2014 23:51	1	9104992075	9106408736	1	9102231476	Mom set up the pool today
300	Duluth_SMSC223	L	9106408736	4/26/2014 23:55	4/26/2014 23:55	1	9102348486	9106408736	1	9102231476	I cleaned ur shoes
301	Duluth_SMSC220	L	9106408736	4/26/2014 23:57	4/26/2014 23:57	1	9106408736	9102348486	2	9102231476	Thank you
302	Duluth_SMSC221	L	9106408736	4/26/2014 23:58	4/26/2014 23:58	1	9106408736	9104992075	2	9102231476	cool
303	Duluth_SMSC220	L	9106408736	4/26/2014 23:59	4/26/2014 23:59	1	9102348486	9106408736	1	9102231476	Welcome. U dropping off the money [REDACTED] tomorrow?
304	Duluth_SMSC220	L	9106408736	4/26/2014 23:59	4/26/2014 23:59	1	9104992075	9106408736	1	9102231476	Lol wanna play in it
305	Duluth_SMSC223	L	9106408736	4/26/2014 23:59	4/26/2014 23:59	1	9106408736	9102348486	2	9102231476	IMA try
306	Duluth_SMSC223	L	9106408736	4/26/2014 23:59	4/26/2014 23:59	1	9106408736	9104992075	2	9102231476	Sure
307	Duluth_SMSC223	L	9106408736	4/27/2014 0:01	4/27/2014 0:01	1	9104992075	9106408736	1	9102231476	I thinking got paper spray in my mouth
308	Duluth_SMSC223	L	9106408736	4/27/2014 0:03	4/27/2014 0:03	1	9102348486	9106408736	1	9102231476	Try???
309	Duluth_SMSC37	L	9106408736	4/27/2014 0:06	4/27/2014 0:10	1	9102348486	9106408736	1	9102231476	Bring it when u get back from work tomorrow afternoon so we can pay it Monday and u wont be tempted to spend it.
310	Duluth_SMSC221	L	9106408736	4/27/2014 0:08	4/27/2014 0:08	1	9106408736	9104992075	2	9102231476	?
311	Duluth_SMSC37	L	9106408736	4/27/2014 0:10	4/27/2014 0:10	1	9104992075	9106408736	1	9102231476	O Walked to my car to make sure it was locked so I had the pepper spray in my hands and open case a crepper popped out of know where and then I went to sic O k my thumb now my mouth kinda burns

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312	Duluth_SMSC223	L	9106408736	4/27/2014 0:12	4/27/2014 0:12	1	9106408736	9104992075	2	9102231476	Niiiiiiiice. Lmao
313	Duluth_SMSC221	L	9106408736	4/27/2014 0:13	4/27/2014 0:13	1	9104992075	9106408736	1	9102231476	I know I figure you would get a kick out of that :(
314	Duluth_SMSC222	L	9106408736	4/27/2014 0:14	4/27/2014 0:14	1	9102348486	9106408736	1	9102231476	Hello??
315	Duluth_SMSC37	L	9106408736	4/27/2014 0:25	4/27/2014 0:26	1	9106408736	9102348486	2	9102231476	Okay if I get a chance I will.
316	Duluth_SMSC223	L	9106408736	4/27/2014 0:25	4/27/2014 0:25	1	9106408736	9104992075	2	9102231476	cheer up princess
317	Duluth_SMSC221	L	9106408736	4/27/2014 0:28	4/27/2014 0:28	1	9102348486	9106408736	1	9102231476	Make the time please
318	Duluth_SMSC222	L	9106408736	4/27/2014 0:29	4/27/2014 0:29	1	9104992075	9106408736	1	9102231476	I will when I see you
319	Duluth_SMSC221	L	9106408736	4/27/2014 0:55	4/27/2014 0:56	1	9104992075	9106408736	1	9102231476	I love you
320	Duluth_SMSC220	L	9106408736	4/27/2014 0:56	4/27/2014 0:56	1	9104992075	9106408736	1	9102231476	I'm going to head to bed in sleepy
321	Duluth_SMSC221	L	9106408736	4/27/2014 1:05	4/27/2014 1:05	1	9104992075	9106408736	1	9102231476	I love you sweet dreams of our perfect family and future
322	Duluth_SMSC221	L	9106408736	4/27/2014 9:34	4/27/2014 9:35	1	9104992075	9106408736	1	9102231476	night night my prince
323	Duluth_SMSC221	L	9106408736	4/27/2014 9:41	4/27/2014 9:42	1	9104992075	9106408736	1	9102231476	Morning baby
324	Duluth_SMSC222	L	9106408736	4/27/2014 10:33	4/27/2014 10:33	1	9106408736	9195193216	2	9102231476	[REDACTED]
325	Duluth_SMSC222	L	9106408736	4/27/2014 11:51	4/27/2014 11:51	1	9104992075	9106408736	1	9102231476	Baby would you be willing to help me move the stuff out
326	Duluth_SMSC223	L	9106408736	4/27/2014 12:00	4/27/2014 12:00	1	9106408736	9104992075	2	9102231476	my room today ago I can get new carpet?
327	Duluth_SMSC221	L	9106408736	4/27/2014 12:04	4/27/2014 12:04	1	9195193216	9106408736	3	9102231476	Ja
328	Duluth_SMSC222	L	9106408736	4/27/2014 12:06	4/27/2014 12:06	1	9106408736	9195193216	2	9102231476	[REDACTED]
329	Alpharetta_SMSC323	L	9106408736	4/27/2014 12:07	4/27/2014 12:08	1	9195193216	9106408736	3	9102231476	[REDACTED]
330	Duluth_SMSC221	L	9106408736	4/27/2014 12:09	4/27/2014 12:09	1	9106408736	9195193216	2	9102231476	[REDACTED]
331	Alpharetta_SMSC322	L	9106408736	4/27/2014 12:10	4/27/2014 12:10	1	9195193216	9106408736	3	9102231476	[REDACTED]
332	Duluth_SMSC220	L	9106408736	4/27/2014 12:12	4/27/2014 12:13	1	9102348486	9106408736	1	9102231476	[REDACTED]
333	Duluth_SMSC221	L	9106408736	4/27/2014 12:15	4/27/2014 12:16	1	9106408736	9102348486	2	9102231476	[REDACTED]
334	Duluth_SMSC221	L	9106408736	4/27/2014 12:18	4/27/2014 12:19	1	9102348486	9106408736	1	9102231476	[REDACTED]
335	Duluth_SMSC221	L	9106408736	4/27/2014 12:18	4/27/2014 12:19	1	9102348486	9106408736	1	9102231476	[REDACTED]

	Net_Elem_Nm	STI	MDN	Msg Send Date	Msg Deliver Date	MCS	Originating Address	Destination Address	MDI	MIN	MESSAGE TEXT
336	Duluth_SMSC223	L	9106408736	4/27/2014 12:19	4/27/2014 12:19	1	9106408736	9102348486	2	9102231476	[REDACTED]
337	Duluth_SMSC222	L	9106408736	4/27/2014 12:32	4/27/2014 12:32	1	9106408736	9104992075	2	9102231476	[REDACTED]
338	Duluth_SMSC223	L	9106408736	4/27/2014 12:33	4/27/2014 12:33	1	9104992075	9106408736	1	9102231476	[REDACTED]
339	Duluth_SMSC220	L	9106408736	4/27/2014 12:34	4/27/2014 12:34	1	9106408736	9104992075	2	9102231476	Seeing when you needed help.
340	Duluth_SMSC220	L	9106408736	4/27/2014 12:35	4/27/2014 12:35	1	9104992075	9106408736	1	9102231476	I don't think fasts going to do it today he said I needed to repaint she first and to paint the floor bords and all that
341	Duluth_SMSC222	L	9106408736	4/27/2014 12:36	4/27/2014 12:36	1	9106408736	9104992075	2	9102231476	Huh?
342	Duluth_SMSC223	L	9106408736	4/27/2014 12:36	4/27/2014 12:37	1	9104992075	9106408736	1	9102231476	Dads*
343	Duluth_SMSC221	L	9106408736	4/27/2014 12:37	4/27/2014 12:37	1	9104992075	9106408736	1	9102231476	Some not she lol
344	Duluth_SMSC221	L	9106408736	4/27/2014 12:49	4/27/2014 12:49	1	9102348486	9106408736	1	9102231476	Papa frankies friend mack was shot and killed this morning at hills in loris
345	Duluth_SMSC220	L	9106408736	4/27/2014 12:50	4/27/2014 12:50	1	9106408736	9102348486	2	9102231476	Yeah grandma called heather and she told me.
346	Duluth_SMSC222	L	9106408736	4/27/2014 12:51	4/27/2014 12:51	1	9102348486	9106408736	1	9102231476	Oh. U working?
347	Duluth_SMSC222	L	9106408736	4/27/2014 12:59	4/27/2014 13:00	1	9106408736	9102348486	2	9102231476	Ja
348	Duluth_SMSC220	L	9106408736	4/27/2014 13:03	4/27/2014 13:03	1	9104992075	9106408736	1	9102231476	I love you
349	Duluth_SMSC222	L	9106408736	4/27/2014 13:04	4/27/2014 13:04	1	9106408736	9104992075	2	9102231476	I love you too
350	Duluth_SMSC223	L	9106408736	4/27/2014 13:04	4/27/2014 13:04	1	9104992075	9106408736	1	9102231476	You better
351	Duluth_SMSC223	L	9106408736	4/27/2014 13:05	4/27/2014 13:05	1	9106408736	9104992075	2	9102231476	Always
352	Duluth_SMSC223	L	9106408736	4/27/2014 13:05	4/27/2014 13:05	1	9104992075	9106408736	1	9102231476	:)
353	Duluth_SMSC221	L	9106408736	4/27/2014 13:05	4/27/2014 13:06	1	9104992075	9106408736	1	9102231476	You being a good boy?
354	Duluth_SMSC223	L	9106408736	4/27/2014 13:06	4/27/2014 13:06	1	9102348486	9106408736	1	9102231476	I see how heather rolls. She answers numbers she dont know but wont answer our calls
355	Duluth_SMSC222	L	9106408736	4/27/2014 13:07	4/27/2014 13:07	1	9106408736	9104992075	2	9102231476	Yes ma'am
356	Duluth_SMSC221	L	9106408736	4/27/2014 13:08	4/27/2014 13:08	1	9106408736	9102348486	2	9102231476	Lol grandma probably left a voicemail because she called me several times.
357	Duluth_SMSC220	L	9106408736	4/27/2014 13:10	4/27/2014 13:10	1	9102348486	9106408736	1	9102231476	Make time to come by today
358	Duluth_SMSC221	L	9106408736	4/27/2014 13:12	4/27/2014 13:13	1	9104992075	9106408736	1	9102231476	Good
359	Duluth_SMSC222	L	9106408736	4/27/2014 13:13	4/27/2014 13:13	1	9104992075	9106408736	1	9102231476	[REDACTED]
360	Duluth_SMSC222	L	9106408736	4/27/2014 13:13	4/27/2014 13:13	1	9106408736	9104992075	2	9102231476	[REDACTED]
361	Duluth_SMSC222	L	9106408736	4/27/2014 13:17	4/27/2014 13:17	1	9104992075	9106408736	1	9102231476	[REDACTED]

	Net_Elem_Nm	STI	MDN	Msg Send Date	Msg Deliver Date	MCS	Originating Address	Destination Address	MDI	MIN	MESSAGE TEXT
362	Duluth_SMSC221	L	9106408736	4/27/2014 13:17	4/27/2014 13:17	1	9106408736	9104992075	2	9102231476	[REDACTED]
363	Duluth_SMSC221	L	9106408736	4/27/2014 13:21	4/27/2014 13:22	1	9104992075	9106408736	1	9102231476	[REDACTED]
364	Duluth_SMSC221	L	9106408736	4/27/2014 13:23	4/27/2014 13:23	1	9106408736	9104992075	2	9102231476	[REDACTED]
365	Duluth_SMSC222	L	9106408736	4/27/2014 13:26	4/27/2014 13:26	1	9104992075	9106408736	1	9102231476	[REDACTED]
366	Duluth_SMSC223	L	9106408736	4/27/2014 13:26	4/27/2014 13:26	1	9106408736	9104992075	2	9102231476	Smh. I love you princess.
367	Duluth_SMSC221	L	9106408736	4/27/2014 13:27	4/27/2014 13:27	1	9104992075	9106408736	1	9102231476	Right*
368	Duluth_SMSC37	L	9106408736	4/27/2014 13:27	4/27/2014 13:27	1	0	9106408736	1	9102231476	0 0 0 9application vnd wap mms message 0 Encoding Version 01 4 0 011E3CF88E200000D540000101 0 x 0 http 69 78 81
369	Duluth_SMSC37	L	9106408736	4/27/2014 13:27	4/27/2014 13:28	1	0	9106408736	1	9102231476	0 38 servlets mms message Id 011E3CF88E200000D540000101 0 9104992075 TYPE PLMN 0
370	Duluth_SMSC223	L	9106408736	4/27/2014 13:29	4/27/2014 13:29	1	9106408736	9104992075	2	9102231476	Yes.
371	Duluth_SMSC220	L	9106408736	4/27/2014 13:30	4/27/2014 13:30	1	9104992075	9106408736	1	9102231476	Loi
372	Duluth_SMSC221	L	9106408736	4/27/2014 13:32	4/27/2014 13:32	1	9104992075	9106408736	1	9102231476	You still need to go to your house today?
373	Duluth_SMSC222	L	9106408736	4/27/2014 13:35	4/27/2014 13:35	1	9106408736	9104992075	2	9102231476	Nah because mom wants me to give her \$100 to [REDACTED] while I work tomorrow. And she thinks I worked today.
374	Duluth_SMSC221	L	9106408736	4/27/2014 13:35	4/27/2014 13:36	1	9104992075	9106408736	1	9102231476	Ooh
375	Duluth_SMSC220	L	9106408736	4/27/2014 14:10	4/27/2014 14:10	1	9106408736	9102342704	2	9102231476	[REDACTED]
376	Duluth_SMSC222	L	9106408736	4/27/2014 14:11	4/27/2014 14:11	1	9102342704	9106408736	1	9102231476	[REDACTED]
377	Duluth_SMSC37	L	9106408736	4/27/2014 14:11	4/27/2014 14:12	1	9106408736	9102342704	2	9102231476	[REDACTED]
378	Duluth_SMSC221	L	9106408736	4/27/2014 14:13	4/27/2014 14:13	1	9102342704	9106408736	1	9102231476	[REDACTED]
379	Duluth_SMSC221	L	9106408736	4/27/2014 14:34	4/27/2014 14:34	1	9104992075	9106408736	1	9102231476	Wyd?
380	Duluth_SMSC222	L	9106408736	4/27/2014 14:35	4/27/2014 14:35	1	9106408736	9104992075	2	9102231476	Moving some things around. You?
381	Duluth_SMSC222	L	9106408736	4/27/2014 14:36	4/27/2014 14:36	1	9104992075	9106408736	1	9102231476	Going threw our kids cloths
382	Duluth_SMSC220	L	9106408736	4/27/2014 14:37	4/27/2014 14:37	1	9106408736	9104992075	2	9102231476	Fun?
383	Duluth_SMSC220	L	9106408736	4/27/2014 14:37	4/27/2014 14:37	1	9104992075	9106408736	1	9102231476	Nope
384	Duluth_SMSC222	L	9106408736	4/27/2014 14:37	4/27/2014 14:38	1	9104992075	9106408736	1	9102231476	Mom and dad are in a bad mood
385	Duluth_SMSC220	L	9106408736	4/27/2014 14:38	4/27/2014 14:38	1	9106408736	9104992075	2	9102231476	Why?
386	Duluth_SMSC221	L	9106408736	4/27/2014 14:42	4/27/2014 14:42	1	9104992075	9106408736	1	9102231476	Mom because of dad and dad because of all the toys
387	Duluth_SMSC221	L	9106408736	4/27/2014 14:43	4/27/2014 14:43	1	9106408736	9104992075	2	9102231476	Oh

	Net_Elem_Nm	STI	MDN	Msg Send Date	Msg Deliver Date	MCS	Originating Address	Destination Address	MDI	MIN	MESSAGE TEXT
388	Duluth_SMSC37	L	9106408736	4/27/2014 14:53	4/27/2014 14:53	1	0	9106408736	1	9102231476	0 0 0 9application vnd wap mms message 0 Encoding Version 01 4 0 061E3E2A66F00000F170000101 0 x 0 http 69 78 32
389	Duluth_SMSC37	L	9106408736	4/27/2014 14:53	4/27/2014 14:53	1	0	9106408736	1	9102231476	0 246 servlets mms message id 061E3E2A66F00000F170000101 0 9104992075 TYPE PLMN 0
390	Duluth_SMSC222	L	9106408736	4/27/2014 14:53	4/27/2014 14:53	1	9106408736	9104992075	2	9102231476	Nice
391	Duluth_SMSC223	L	9106408736	4/27/2014 15:05	4/27/2014 15:05	1	9104992075	9106408736	1	9102231476	I got a mountain of cloths to get rid of
392	Duluth_SMSC221	L	9106408736	4/27/2014 15:05	4/27/2014 15:05	1	9106408736	9104992075	2	9102231476	Damn
393	Duluth_SMSC223	L	9106408736	4/27/2014 15:07	4/27/2014 15:07	1	9104992075	9106408736	1	9102231476	There cloths that are too small for boo
394	Duluth_SMSC220	L	9106408736	4/27/2014 15:07	4/27/2014 15:07	1	9106408736	9104992075	2	9102231476	Okay
395	Duluth_SMSC222	L	9106408736	4/27/2014 15:11	4/27/2014 15:11	1	9104992075	9106408736	1	9102231476	So how's your day going
396	Duluth_SMSC222	L	9106408736	4/27/2014 15:12	4/27/2014 15:12	1	9106408736	9104992075	2	9102231476	I accidentally put a bullet I'm the kitchen. Mirror.
397	Duluth_SMSC220	L	9106408736	4/27/2014 15:14	4/27/2014 15:14	1	9104992075	9106408736	1	9102231476	Accident?
398	Duluth_SMSC222	L	9106408736	4/27/2014 15:28	4/27/2014 15:29	1	9104992075	9106408736	1	9102231476	You are ok right
399	Duluth_SMSC222	L	9106408736	4/27/2014 15:54	4/27/2014 15:54	1	9104992075	9106408736	1	9102231476	Baby?
400	Duluth_SMSC221	L	9106408736	4/27/2014 16:07	4/27/2014 16:07	1	9102348486	9106408736	1	9102231476	Yall dont get too hot. Im roasting from being outside. Loi
401	Duluth_SMSC223	L	9106408736	4/27/2014 16:18	4/27/2014 16:18	1	9106408736	9104992075	2	9102231476	I'm okay babe
402	Duluth_SMSC221	L	9106408736	4/27/2014 16:29	4/27/2014 16:29	1	9106408736	9104992075	2	9102231476	BTW rise against has a new album releasing this year.
403	Duluth_SMSC221	L	9106408736	4/27/2014 16:41	4/27/2014 16:41	1	9106408736	9104992075	2	9102231476	Wyd?
404	Duluth_SMSC37	L	9106408736	4/27/2014 16:44	4/27/2014 16:46	1	0	9106408736	1	9102231476	0 02 servlets mms message id 051E3FB76F4A00006E40000101 0 9102348486 TYPE PLMN 0 Fwd Fwd 0
405	Duluth_SMSC37	L	9106408736	4/27/2014 16:44	4/27/2014 16:46	1	0	9106408736	1	9102231476	0 0 0 9application vnd wap mms message 0 Encoding Version 01 4 0 051E3FB76F4A00006E40000101 0 http 69 78 88 1
406	Duluth_SMSC37	L	9106408736	4/27/2014 16:46	4/27/2014 16:46	1	0	9106408736	1	9102231476	0 0 0 9application vnd wap mms message 0 Encoding Version 01 4 0 011E3FC14F6500001030000101 0 x 0 http 69 78 81
407	Duluth_SMSC37	L	9106408736	4/27/2014 16:46	4/27/2014 16:47	1	0	9106408736	1	9102231476	0 38 servlets mms message id 011E3FC14F6500001030000101 0 9102348486 TYPE PLMN 0

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408	Duluth_SMSC37	L	9106408736	4/27/2014 16:48	4/27/2014 16:51	1	0	9106408736	1	9102231476	0 0 0 9application vnd wap mms message 0 Encoding Version 01 4 0 021E3FC5719700004260000101 0 x 0 http 69 78 32
409	Duluth_SMSC37	L	9106408736	4/27/2014 16:48	4/27/2014 16:51	1	0	9106408736	1	9102231476	0 166 servlets mms message id 021E3FC5719700004260000101 0 9102348486 TYPE PLMN 0
410	Duluth_SMSC221	L	9106408736	4/27/2014 16:49	4/27/2014 16:49	1	9106408736	9104992075	2	9102231476	[REDACTED]
411	Duluth_SMSC221	L	9106408736	4/27/2014 16:52	4/27/2014 16:52	1	9104992075	9106408736	1	9102231476	[REDACTED]
412	Duluth_SMSC37	L	9106408736	4/27/2014 16:55	4/27/2014 16:56	1	0	9106408736	1	9102231476	0 0 0 9application vnd wap mms message 0 Encoding Version 01 4 0 051E3FE1713B00007540000101 0 k http 69 78 88
413	Duluth_SMSC37	L	9106408736	4/27/2014 16:55	4/27/2014 16:56	1	0	9106408736	1	9102231476	0 102 servlets mms message id 051E3FE1713B00007540000101 0 9104992075 TYPE PLMN 0 Fwd your mom sent me this 0
414	Duluth_SMSC223	L	9106408736	4/27/2014 16:56	4/27/2014 16:56	1	9104992075	9106408736	1	9102231476	[REDACTED]
415	Duluth_SMSC220	L	9106408736	4/27/2014 17:04	4/27/2014 17:04	1	9104992075	9106408736	1	9102231476	[REDACTED]
416	Duluth_SMSC223	L	9106408736	4/27/2014 17:05	4/27/2014 17:05	1	9106408736	9104992075	2	9102231476	[REDACTED]
417	Duluth_SMSC222	L	9106408736	4/27/2014 17:05	4/27/2014 17:05	1	9104992075	9106408736	1	9102231476	[REDACTED]
418	Duluth_SMSC220	L	9106408736	4/27/2014 17:08	4/27/2014 17:08	1	9106408736	9104992075	2	9102231476	[REDACTED]
419	Duluth_SMSC222	L	9106408736	4/27/2014 17:08	4/27/2014 17:08	1	9104992075	9106408736	1	9102231476	[REDACTED]
420	Duluth_SMSC222	L	9106408736	4/27/2014 17:09	4/27/2014 17:09	1	9106408736	9104992075	2	9102231476	[REDACTED]
421	Duluth_SMSC222	L	9106408736	4/27/2014 17:09	4/27/2014 17:09	1	9104992075	9106408736	1	9102231476	So wyd?
422	Duluth_SMSC222	L	9106408736	4/27/2014 17:13	4/27/2014 17:13	1	9106408736	9104992075	2	9102231476	[REDACTED]
423	Duluth_SMSC221	L	9106408736	4/27/2014 17:18	4/27/2014 17:19	1	9104992075	9106408736	1	9102231476	[REDACTED]
424	Duluth_SMSC220	L	9106408736	4/27/2014 17:22	4/27/2014 17:22	1	9106408736	9104992075	2	9102231476	[REDACTED]
425	Duluth_SMSC223	L	9106408736	4/27/2014 17:27	4/27/2014 17:27	1	9104992075	9106408736	1	9102231476	[REDACTED]
426	Duluth_SMSC222	L	9106408736	4/27/2014 17:27	4/27/2014 17:28	1	9104992075	9106408736	1	9102231476	And you know I don't mind it lets me see you

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427	Duluth_SMSC220	L	9106408736	4/27/2014 17:29	4/27/2014 17:29	1	9106408736	9104992075	2	9102231476	True. If you do pick me up, we have to meet dougie down the road and head to fair bluff I think it is to get the truck.
428	Duluth_SMSC222	L	9106408736	4/27/2014 17:30	4/27/2014 17:30	1	9104992075	9106408736	1	9102231476	[REDACTED]
429	Duluth_SMSC222	L	9106408736	4/27/2014 17:32	4/27/2014 17:32	1	9106408736	9104992075	2	9102231476	[REDACTED]
430	Duluth_SMSC221	L	9106408736	4/27/2014 17:38	4/27/2014 17:38	1	9104992075	9106408736	1	9102231476	[REDACTED]
431	Duluth_SMSC221	L	9106408736	4/27/2014 17:39	4/27/2014 17:39	1	9102348486	9106408736	1	9102231476	[REDACTED]
432	Duluth_SMSC222	L	9106408736	4/27/2014 17:52	4/27/2014 17:52	1	9106408736	9104992075	2	9102231476	[REDACTED]
433	Duluth_SMSC223	L	9106408736	4/27/2014 17:55	4/27/2014 17:55	1	9104992075	9106408736	1	9102231476	[REDACTED]
434	Duluth_SMSC37	L	9106408736	4/27/2014 18:27	4/27/2014 18:29	1	9104992075	9106408736	1	9102231476	[REDACTED]
435	Duluth_SMSC221	L	9106408736	4/27/2014 18:31	4/27/2014 18:31	1	9106408736	9104992075	2	9102231476	[REDACTED]
436	Duluth_SMSC223	L	9106408736	4/27/2014 18:35	4/27/2014 18:35	1	9106408736	9104992075	2	9102231476	[REDACTED]
437	Duluth_SMSC221	L	9106408736	4/27/2014 18:41	4/27/2014 18:41	1	9104992075	9106408736	1	9102231476	[REDACTED]
438	Duluth_SMSC220	L	9106408736	4/27/2014 18:42	4/27/2014 18:43	1	9104992075	9106408736	1	9102231476	[REDACTED]
439	Duluth_SMSC221	L	9106408736	4/27/2014 18:42	4/27/2014 18:43	1	9106408736	9104992075	2	9102231476	[REDACTED]
440	Duluth_SMSC222	L	9106408736	4/27/2014 18:43	4/27/2014 18:43	1	9106408736	9104992075	2	9102231476	[REDACTED]
441	Duluth_SMSC222	L	9106408736	4/27/2014 18:43	4/27/2014 18:43	1	9104992075	9106408736	1	9102231476	[REDACTED]
442	Duluth_SMSC223	L	9106408736	4/27/2014 18:47	4/27/2014 18:47	1	9106408736	9104992075	2	9102231476	[REDACTED]
443	Duluth_SMSC220	L	9106408736	4/27/2014 18:47	4/27/2014 18:47	1	9106408736	9104992075	2	9102231476	[REDACTED]
444	Duluth_SMSC220	L	9106408736	4/27/2014 18:53	4/27/2014 18:53	1	9104992075	9106408736	1	9102231476	[REDACTED]
445	Duluth_SMSC223	L	9106408736	4/27/2014 18:54	4/27/2014 18:54	1	9106408736	9104992075	2	9102231476	Danke und Ich liebe dich.
446	Duluth_SMSC222	L	9106408736	4/27/2014 18:56	4/27/2014 18:56	1	9104992075	9106408736	1	9102231476	I love you to
447	Duluth_SMSC37	L	9106408736	4/27/2014 19:04	4/27/2014 19:05	1	9195193216	9106408736	3	9102231476	Wat up bos..
448	Duluth_SMSC220	L	9106408736	4/27/2014 19:06	4/27/2014 19:06	1	9106408736	9195193216	2	9102231476	[REDACTED]
449	Duluth_SMSC223	L	9106408736	4/27/2014 19:13	4/27/2014 19:13	1	9102348486	9106408736	1	9102231476	U got an appt in delco tomorrow at 1:00. Did u tell them u wouldnt be able to work may 21 - 31?
450	Duluth_SMSC222	L	9106408736	4/27/2014 19:33	4/27/2014 19:33	1	9106408736	9108724322	2	9102231476	[REDACTED]
451	Duluth_SMSC220	L	9106408736	4/27/2014 19:42	4/27/2014 19:42	1	9108724322	9106408736	1	9102231476	I gave him 2 for 5
452	Duluth_SMSC220	L	9106408736	4/27/2014 20:02	4/27/2014 20:02	1	9102348486	9106408736	1	9102231476	Candace didnt know what to think about that big tv
453	Duluth_SMSC222	L	9106408736	4/27/2014 21:05	4/27/2014 21:05	1	9108724322	9106408736	1	9102231476	[REDACTED]

	Net Elem_Nm	STI	MDN	Msg Send Date	Msg Deliver Date	MCS	Originating Address	Destination Address	MDI	MIN	MESSAGE TEXT
454	Duluth_SMSC220	L	9106408736	4/27/2014 21:05	4/27/2014 21:06	1	9108724322	9106408736	1	9102231476	
455	Duluth_SMSC222	L	9106408736	4/27/2014 21:06	4/27/2014 21:06	1	9106408736	9108724322	2	9102231476	
456	Duluth_SMSC222	L	9106408736	4/27/2014 21:06	4/27/2014 21:06	1	9108724322	9106408736	1	9102231476	
457	Duluth_SMSC223	L	9106408736	4/27/2014 21:31	4/27/2014 21:31	1	9102348486	9106408736	1	9102231476	U still got that print out??
458	Duluth_SMSC221	L	9106408736	4/27/2014 21:31	4/27/2014 21:31	1	9106408736	9102348486	2	9102231476	Yes ma'am
459	Duluth_SMSC37	L	9106408736	4/27/2014 21:33	4/27/2014 21:38	1	9102348486	9106408736	1	9102231476	K
460	Duluth_SMSC37	L	9106408736	4/27/2014 22:26	4/27/2014 22:29	1	9106408736	9108724322	2	9102231476	
461	Duluth_SMSC221	L	9106408736	4/27/2014 22:38	4/27/2014 22:39	1	9104992075	9106408736	1	9102231476	Our babies are sleeping
462	Duluth_SMSC222	L	9106408736	4/27/2014 22:40	4/27/2014 22:40	1	9106408736	9104992075	2	9102231476	Cool. Were they fighting it?
463	Duluth_SMSC221	L	9106408736	4/27/2014 22:40	4/27/2014 22:40	1	9104992075	9106408736	1	9102231476	They ran into mom and dads room and boo was kicking and screaming
464	Duluth_SMSC221	L	9106408736	4/27/2014 22:41	4/27/2014 22:41	1	9106408736	9104992075	2	9102231476	Smh
465	Duluth_SMSC220	L	9106408736	4/27/2014 22:41	4/27/2014 22:41	1	9104992075	9106408736	1	9102231476	Wyd?
466	Duluth_SMSC37	L	9106408736	4/27/2014 23:22	4/28/2014 2:20	1	9104992075	9106408736	1	9102231476	I sleepy
467	Duluth_SMSC37	L	9106408736	4/28/2014 0:38	4/28/2014 2:20	1	9104992075	9106408736	1	9102231476	You ok
468	Duluth_SMSC220	L	9106408736	4/28/2014 2:18	4/28/2014 2:18	1	9106408736	9104992075	2	9102231476	
469	Duluth_SMSC37	L	9106408736	4/28/2014 2:20	4/28/2014 2:20	1	9102342704	9106408736	1	9102231476	Call me asap
470	Duluth_SMSC220	L	9106408736	4/28/2014 6:21	4/28/2014 6:21	1	9104992075	9106408736	1	9102231476	You awake?
471	Duluth_SMSC221	L	9106408736	4/28/2014 6:52	4/28/2014 6:52	1	9104992075	9106408736	1	9102231476	Wakey wakey
472	Duluth_SMSC223	L	9106408736	4/28/2014 7:16	4/28/2014 7:16	1	9104992075	9106408736	1	9102231476	You up?
473	Duluth_SMSC222	L	9106408736	4/28/2014 7:54	4/28/2014 7:55	1	9104992075	9106408736	1	9102231476	Maria no happy
474	Duluth_SMSC220	L	9106408736	4/28/2014 9:49	4/28/2014 9:49	1	9106408736	9104992075	2	9102231476	?
475	Duluth_SMSC223	L	9106408736	4/28/2014 10:00	4/28/2014 10:00	1	9104992075	9106408736	1	9102231476	Alyssa went to work alone today
476	Duluth_SMSC221	L	9106408736	4/28/2014 10:01	4/28/2014 10:01	1	9106408736	9104992075	2	9102231476	Smh. I had no ride
477	Duluth_SMSC222	L	9106408736	4/28/2014 10:06	4/28/2014 10:06	1	9104992075	9106408736	1	9102231476	She took her dad with her so yea I was going to go till she said she was taking him
478	Duluth_SMSC37	L	9106408736	4/28/2014 10:06	4/28/2014 10:09	1	9104992075	9106408736	1	9102231476	I was going to pick you up
479	Duluth_SMSC37	L	9106408736	4/28/2014 10:09	4/28/2014 10:09	1	9104992075	9106408736	1	9102231476	So no school for me today
480	Duluth_SMSC220	L	9106408736	4/28/2014 10:36	4/28/2014 10:36	1	9104992075	9106408736	1	9102231476	Can I come see you
481	Duluth_SMSC223	L	9106408736	4/28/2014 12:56	4/28/2014 12:56	1	9102348486	9106408736	1	9102231476	Did u cancel ur appt un delco?
482	Duluth_SMSC223	L	9106408736	4/28/2014 12:56	4/28/2014 12:56	1	9102348486	9106408736	1	9102231476	In**
483	Duluth_SMSC222	L	9106408736	4/28/2014 13:06	4/28/2014 13:06	1	9106408736	9102348486	2	9102231476	Rescheduled
484	Duluth_SMSC223	L	9106408736	4/28/2014 13:07	4/28/2014 13:07	1	9102348486	9106408736	1	9102231476	K. When?
485	Duluth_SMSC221	L	9106408736	4/28/2014 13:08	4/28/2014 13:08	1	9106408736	9102348486	2	9102231476	May 12 2:00 pm

	Net_Elem_Nm	STI	MDN	Msg Send Date	Msg Deliver Date	MCS	Originating Address	Destination Address	MDI	MIN	MESSAGE TEXT
486	Duluth_SMSC221	L	9106408736	4/28/2014 13:14	4/28/2014 13:14	1	9106408736	9195193216	2	9102231476	
487	Duluth_SMSC220	L	9106408736	4/28/2014 13:50	4/28/2014 13:50	1	9106408736	9108724322	2	9102231476	I'll get some
488	Duluth_SMSC220	L	9106408736	4/28/2014 13:51	4/28/2014 13:51	1	9108724322	9106408736	1	9102231476	Okay, when are we going to Derek's house?
489	Duluth_SMSC221	L	9106408736	4/28/2014 13:52	4/28/2014 13:52	1	9106408736	9108724322	2	9102231476	In already dropping off the TV and getting my money. Its only going to be \$60 for the mirror.
490	Duluth_SMSC222	L	9106408736	4/28/2014 13:59	4/28/2014 13:59	1	9106408736	9195193216	2	9102231476	Here
491	Duluth_SMSC37	L	9106408736	4/28/2014 14:58	4/28/2014 15:04	1	9106408736	9104992075	2	9102231476	Circle around and pick me up
492	Duluth_SMSC220	L	9106408736	4/28/2014 15:43	4/28/2014 15:43	1	9106408736	9108724322	2	9102231476	
493	Duluth_SMSC223	L	9106408736	4/28/2014 15:43	4/28/2014 15:43	1	9106408736	9195193216	2	9102231476	
494	Duluth_SMSC220	L	9106408736	4/28/2014 15:44	4/28/2014 15:44	1	9106408736	9108724322	2	9102231476	
495	Alpharetta_SMSC320	L	9106408736	4/28/2014 15:44	4/28/2014 15:44	1	9195193216	9106408736	3	9102231476	
496	Duluth_SMSC221	L	9106408736	4/28/2014 15:44	4/28/2014 15:44	1	9106408736	9195193216	2	9102231476	
497	Duluth_SMSC222	L	9106408736	4/28/2014 15:45	4/28/2014 15:45	1	9106408736	9195193216	2	9102231476	Tabor city
498	Alpharetta_SMSC320	L	9106408736	4/28/2014 15:46	4/28/2014 15:46	1	9195193216	9106408736	3	9102231476	Dam..
499	Duluth_SMSC220	L	9106408736	4/28/2014 17:19	4/28/2014 17:20	1	9102348486	9106408736	1	9102231476	Bring the \$100 by wed and ill pay it all off thursday. That way we dont have to waste gas going to town twice. Love u and dont get too hot.
500	Duluth_SMSC220	L	9106408736	4/28/2014 17:47	4/28/2014 17:47	1	9108724322	9106408736	1	9102231476	Where you at?
501	Duluth_SMSC220	L	9106408736	4/28/2014 17:48	4/28/2014 17:48	1	9106408736	9108724322	2	9102231476	About to get my money and head your way.
502	Duluth_SMSC37	L	9106408736	4/28/2014 17:49	4/28/2014 17:50	1	9108724322	9106408736	1	9102231476	Ok
503	Duluth_SMSC220	L	9106408736	4/28/2014 18:03	4/28/2014 18:04	1	9104992075	9106408736	1	9102231476	We missed practice today
504	Duluth_SMSC220	L	9106408736	4/28/2014 18:04	4/28/2014 18:04	1	9106408736	9104992075	2	9102231476	Why didn't you tell me?!
505	Duluth_SMSC221	L	9106408736	4/28/2014 18:07	4/28/2014 18:07	1	9104992075	9106408736	1	9102231476	I had forgot about it
506	Duluth_SMSC222	L	9106408736	4/28/2014 18:34	4/28/2014 18:35	1	9108724322	9106408736	1	9102231476	Dude.
507	Duluth_SMSC222	L	9106408736	4/28/2014 18:36	4/28/2014 18:37	1	9108724322	9106408736	1	9102231476	I'm tired of this hotel.

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508	Duluth_SMSC223	L	9106408736	4/28/2014 18:37	4/28/2014 18:37	1	9102348486	9106408736	1	9102231476	Get that stencil out for me when u come back please. We gonna try to go to the flea market Saturday
509	Duluth_SMSC222	L	9106408736	4/28/2014 18:37	4/28/2014 18:37	1	9108724322	9106408736	1	9102231476	I'm about to call mom and tony to get me.
510	Duluth_SMSC220	L	9106408736	4/28/2014 18:40	4/28/2014 18:40	1	9106408736	9108724322	2	9102231476	On my way
511	Duluth_SMSC222	L	9106408736	4/28/2014 18:40	4/28/2014 18:40	1	9108724322	9106408736	1	9102231476	OK.
512	Duluth_SMSC223	L	9106408736	4/28/2014 18:57	4/28/2014 18:57	1	9104992075	9106408736	1	9102231476	Wyd?
513	Duluth_SMSC222	L	9106408736	4/28/2014 19:08	4/28/2014 19:09	1	9104992075	9106408736	1	9102231476	Your mom is texting me said that you said I was taking you out what and I to say to her
514	Duluth_SMSC223	L	9106408736	4/28/2014 19:13	4/28/2014 19:13	1	9106408736	9104992075	2	9102231476	Tell her whatever. I tried calling you. I'm missing \$500... so I'm trying to get my shit back. I'm probably going home when I return so tell her whatever.
515	Duluth_SMSC220	L	9106408736	4/28/2014 19:23	4/28/2014 19:23	1	9104992075	9106408736	1	9102231476	What you mean missing
516	Duluth_SMSC220	L	9106408736	4/28/2014 19:25	4/28/2014 19:25	1	9104992075	9106408736	1	9102231476	And I tried to call you my phone didn't even ring when you called
517	Duluth_SMSC37	L	9106408736	4/28/2014 19:40	4/28/2014 19:55	1	9104992075	9106408736	1	9102231476	I'm telling you're mom you're here
518	Duluth_SMSC222	L	9106408736	4/28/2014 19:49	4/28/2014 19:49	1	9106408736	9104992075	2	9102231476	Okay
519	Duluth_SMSC221	L	9106408736	4/28/2014 20:05	4/28/2014 20:05	1	9104992075	9106408736	1	9102231476	You almost back?
520	Duluth_SMSC220	L	9106408736	4/28/2014 20:05	4/28/2014 20:05	1	9106408736	9104992075	2	9102231476	In one minute love
521	Duluth_SMSC223	L	9106408736	4/28/2014 20:07	4/28/2014 20:07	1	9104992075	9106408736	1	9102231476	K
522	Duluth_SMSC37	L	9106408736	4/28/2014 20:47	4/28/2014 20:49	1	9102348486	9106408736	1	9102231476	U aint coming back by?
523	Duluth_SMSC223	L	9106408736	4/28/2014 20:59	4/28/2014 20:59	1	9104992075	9106408736	1	9102231476	Wyd?
524	Duluth_SMSC222	L	9106408736	4/28/2014 21:12	4/28/2014 21:12	1	9106408736	9102348486	2	9102231476	No ma'am
525	Duluth_SMSC221	L	9106408736	4/28/2014 21:12	4/28/2014 21:12	1	9102348486	9106408736	1	9102231476	Why not?
526	Duluth_SMSC222	L	9106408736	4/28/2014 21:12	4/28/2014 21:12	1	9102348486	9106408736	1	9102231476	U told ur sister u were
527	Duluth_SMSC220	L	9106408736	4/28/2014 21:13	4/28/2014 21:13	1	9106408736	9102348486	2	9102231476	I'll be back tomorrow.
528	Duluth_SMSC37	L	9106408736	4/28/2014 21:14	4/28/2014 21:19	1	9102348486	9106408736	1	9102231476	What happened?
529	Duluth_SMSC37	L	9106408736	4/28/2014 21:19	4/28/2014 21:19	1	9104992075	9106408736	1	9102231476	O Daddy asked me what you were doing and I didn't know what to tell him so I said you were playing your xbox and that you were going to be heading here soon I guess tomorrow we can tell him that you went to work
530	Duluth_SMSC222	L	9106408736	4/28/2014 21:50	4/28/2014 21:51	1	9102348486	9106408736	1	9102231476	Do u still want that 5 finger death punch jersey for ur bday or something else?

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531	Duluth_SMSC221	L	9106408736	4/28/2014 22:34	4/28/2014 22:34	1	9104992075	9106408736	1	9102231476	You ok?
532	Duluth_SMSC222	L	9106408736	4/28/2014 22:34	4/28/2014 22:34	1	9106408736	9102348486	2	9102231476	Yes
533	Duluth_SMSC223	L	9106408736	4/28/2014 23:10	4/28/2014 23:10	1	9106408736	9104992075	2	9102231476	Yeah I am love.
534	Duluth_SMSC221	L	9106408736	4/28/2014 23:26	4/28/2014 23:26	1	9104992075	9106408736	1	9102231476	Wyd?
535	Duluth_SMSC222	L	9106408736	4/28/2014 23:28	4/28/2014 23:28	1	9106408736	9104992075	2	9102231476	About to try to get \$100 g
536	Duluth_SMSC223	L	9106408736	4/28/2014 23:44	4/28/2014 23:44	1	9104992075	9106408736	1	9102231476	That's a lot
537	Duluth_SMSC221	L	9106408736	4/28/2014 23:53	4/28/2014 23:53	1	9106408736	9104992075	2	9102231476	Ja
538	Duluth_SMSC221	L	9106408736	4/28/2014 23:58	4/28/2014 23:58	1	9104992075	9106408736	1	9102231476	I sleepy
539	Duluth_SMSC221	L	9106408736	4/29/2014 0:12	4/29/2014 0:12	1	9106408736	9104992075	2	9102231476	Go to bed baby
540	Duluth_SMSC221	L	9106408736	4/29/2014 0:13	4/29/2014 0:13	1	9104992075	9106408736	1	9102231476	You coming home soon?
541	Duluth_SMSC223	L	9106408736	4/29/2014 0:13	4/29/2014 0:13	1	9106408736	9104992075	2	9102231476	Yes.
542	Duluth_SMSC37	L	9106408736	4/29/2014 0:14	4/29/2014 0:15	1	9104992075	9106408736	1	9102231476	K the front door is unlocked
543	Duluth_SMSC220	L	9106408736	4/29/2014 0:15	4/29/2014 0:15	1	9104992075	9106408736	1	9102231476	I going to had to bed I live you baby sweet dreams of our perfect family and future I love you
544	Duluth_SMSC222	L	9106408736	4/29/2014 0:15	4/29/2014 0:15	1	9104992075	9106408736	1	9102231476	Love*
545	Duluth_SMSC222	L	9106408736	4/29/2014 0:21	4/29/2014 0:21	1	9106408736	9104992075	2	9102231476	I love you too beautiful. Goodnight princess. Sweet dreams of our perfect family and future.
546	Duluth_SMSC223	L	9106408736	4/29/2014 0:21	4/29/2014 0:21	1	9106408736	9104992075	2	9102231476	.*
547	Duluth_SMSC223	L	9106408736	4/29/2014 2:46	4/29/2014 2:46	1	9104992075	9106408736	1	9102231476	Baby why where are you
548	Duluth_SMSC220	L	9106408736	4/29/2014 2:47	4/29/2014 2:47	1	9106408736	9104992075	2	9102231476	On the way back
549	Duluth_SMSC220	L	9106408736	4/29/2014 2:48	4/29/2014 2:48	1	9104992075	9106408736	1	9102231476	K hurry up i wanna be in your arms
550	Duluth_SMSC221	L	9106408736	4/29/2014 3:06	4/29/2014 3:06	1	9106408736	9104992075	2	9102231476	Okay princess
551	Duluth_SMSC220	L	9106408736	4/29/2014 9:22	4/29/2014 9:23	1	9108724322	9106408736	1	9102231476	Bro
552	Duluth_SMSC220	L	9106408736	4/29/2014 9:30	4/29/2014 9:30	1	9106408736	9108724322	2	9102231476	Yo
553	Duluth_SMSC222	L	9106408736	4/29/2014 9:32	4/29/2014 9:32	1	9108724322	9106408736	1	9102231476	OK there was apparently a shootout in tabor so watch out on your way back.
554	Duluth_SMSC220	L	9106408736	4/29/2014 9:37	4/29/2014 9:37	1	9108724322	9106408736	1	9102231476	When are you coming? My mom is bitching about me not being home
555	Duluth_SMSC222	L	9106408736	4/29/2014 9:53	4/29/2014 9:53	1	9106408736	9108724322	2	9102231476	Okay\n And about to leave now
556	Duluth_SMSC220	L	9106408736	4/29/2014 10:37	4/29/2014 10:38	1	9108724322	9106408736	1	9102231476	Ok
557	Duluth_SMSC222	L	9106408736	4/29/2014 10:49	4/29/2014 10:49	1	9108724322	9106408736	1	9102231476	We have 10 mins... ???
558	Duluth_SMSC221	L	9106408736	4/29/2014 10:50	4/29/2014 10:50	1	9108724322	9106408736	1	9102231476	You said you were leaving an hour ago.
559	Duluth_SMSC222	L	9106408736	4/29/2014 10:57	4/29/2014 10:57	1	9108724322	9106408736	1	9102231476	The guy just came in here and was about to call the cops.
560	Duluth_SMSC222	L	9106408736	4/29/2014 10:57	4/29/2014 10:57	1	9108724322	9106408736	1	9102231476	If you don't come here i'm leaving

	Net_Elem_Nm	STI	MDN	Msg Send Date	Msg Deliver Date	MCS	Originating Address	Destination Address	MDI	MIN	MESSAGE TEXT
561	Duluth_SMSC222	L	9106408736	4/29/2014 13:14	4/29/2014 13:14	1	9102348486	9106408736	1	9102231476	Gracelynn is using ur lil sports bottle u had when u were her age.
562	Duluth_SMSC220	L	9106408736	4/29/2014 16:03	4/29/2014 16:04	1	9102348486	9106408736	1	9102231476	Did u know ur back window on ur truck has been almost broken into. There are pry marks on it
563	Duluth_SMSC223	L	9106408736	4/29/2014 16:33	4/29/2014 16:33	1	9108724322	9106408736	1	9102231476	Broski
564	Duluth_SMSC220	L	9106408736	4/29/2014 16:56	4/29/2014 16:56	1	9106408736	9102348486	2	9102231476	Wtf?
565	Duluth_SMSC223	L	9106408736	4/29/2014 16:56	4/29/2014 16:56	1	9106408736	9108724322	2	9102231476	yo
566	Duluth_SMSC223	L	9106408736	4/29/2014 16:57	4/29/2014 16:57	1	9108724322	9106408736	1	9102231476	If I gave you \$ could you take me to Wilmington? Its important.
567	Duluth_SMSC220	L	9106408736	4/29/2014 16:58	4/29/2014 16:58	1	9106408736	9108724322	2	9102231476	Can it wait til tomorrow if heather doesn't mind? What's going on brohan?
568	Duluth_SMSC223	L	9106408736	4/29/2014 17:00	4/29/2014 17:00	1	9108724322	9106408736	1	9102231476	The group home called and said I have to get the ring. I'm feeling depressed as shit and overwhelmed.
569	Duluth_SMSC223	L	9106408736	4/29/2014 17:03	4/29/2014 17:03	1	9106408736	9108724322	2	9102231476	Wtf?
570	Duluth_SMSC223	L	9106408736	4/29/2014 17:03	4/29/2014 17:03	1	9106408736	9108724322	2	9102231476	Wtf?
571	Duluth_SMSC37	L	9106408736	4/29/2014 17:03	4/29/2014 17:04	1	9108724322	9106408736	1	9102231476	Its just a bad day lol
572	Duluth_SMSC223	L	9106408736	4/29/2014 17:05	4/29/2014 17:05	1	9106408736	9108724322	2	9102231476	Is there a reason behind getting the ring? Like why do you have to go get it?
573	Duluth_SMSC222	L	9106408736	4/29/2014 17:07	4/29/2014 17:07	1	9108724322	9106408736	1	9102231476	They won't keep it. Its too expensive. They had social services call me
574	Duluth_SMSC223	L	9106408736	4/29/2014 17:10	4/29/2014 17:10	1	9106408736	9108724322	2	9102231476	What the fuck. Smh
575	Duluth_SMSC221	L	9106408736	4/29/2014 17:11	4/29/2014 17:11	1	9106408736	9102348486	2	9102231476	I paid off [REDACTED] All \$194
576	Duluth_SMSC223	L	9106408736	4/29/2014 17:14	4/29/2014 17:14	1	9108724322	9106408736	1	9102231476	Right.
577	Duluth_SMSC223	L	9106408736	4/29/2014 17:14	4/29/2014 17:14	1	9102348486	9106408736	1	9102231476	Cool. Bring me the receipt
578	Duluth_SMSC221	L	9106408736	4/29/2014 17:14	4/29/2014 17:15	1	9102348486	9106408736	1	9102231476	Tony found the pry marks on the window.
579	Duluth_SMSC37	L	9106408736	4/29/2014 17:16	4/29/2014 17:16	1	9102348486	9106408736	1	9102231476	If u come home u can paint ur door panels. Tonys going out to work on a few things
580	Duluth_SMSC221	L	9106408736	4/29/2014 18:15	4/29/2014 18:15	1	9108724322	9106408736	1	9102231476	[REDACTED]
581	Duluth_SMSC220	L	9106408736	4/29/2014 18:16	4/29/2014 18:16	1	9106408736	9108724322	2	9102231476	[REDACTED]
582	Duluth_SMSC37	L	9106408736	4/29/2014 19:08	4/29/2014 19:09	1	9102348486	9106408736	1	9102231476	U coming home tonight?
583	Duluth_SMSC221	L	9106408736	4/29/2014 19:10	4/29/2014 19:10	1	9106408736	9102348486	2	9102231476	Yes ma'am
584	Duluth_SMSC223	L	9106408736	4/29/2014 19:11	4/29/2014 19:11	1	9102348486	9106408736	1	9102231476	Bring that receipt. What time?
585	Duluth_SMSC223	L	9106408736	4/29/2014 19:12	4/29/2014 19:12	1	9106408736	9102348486	2	9102231476	\n\n\n\n\nOkay. And about an hour or two. Why?

	Net_Elem_Nm	STI	MDN	Msg Send Date	Msg Deliver Date	MCS	Originating Address	Destination Address	MDI	MIN	MESSAGE TEXT
586	Duluth_SMSC37	L	9106408736	4/29/2014 20:03	4/29/2014 20:06	1	9102348486	9106408736	1	9102231476	Be home by 11:00
587	Duluth_SMSC37	L	9106408736	4/29/2014 20:31	4/29/2014 20:32	1	9108724322	9106408736	1	9102231476	Bro apparently cb was murdered?? I heard he died in a fire but cops are saying there is evidence that it was murder.
588	Duluth_SMSC222	L	9106408736	4/29/2014 20:36	4/29/2014 20:36	1	9106408736	9102348486	2	9102231476	Yes ma'am
589	Duluth_SMSC223	L	9106408736	4/29/2014 20:37	4/29/2014 20:37	1	9106408736	9108724322	2	9102231476	I saw that when garland told me. Apparently he died holding a gun at the front door trying to get out?
590	Duluth_SMSC221	L	9106408736	4/29/2014 20:37	4/29/2014 20:37	1	9106408736	9108724322	2	9102231476	[REDACTED]
591	Duluth_SMSC223	L	9106408736	4/29/2014 20:38	4/29/2014 20:38	1	9108724322	9106408736	1	9102231476	[REDACTED]
592	Duluth_SMSC37	L	9106408736	4/29/2014 20:38	4/29/2014 20:39	1	9108724322	9106408736	1	9102231476	Check this out. It has pics of his house.
593	Duluth_SMSC37	L	9106408736	4/29/2014 20:39	4/29/2014 20:39	1	9108724322	9106408736	1	9102231476	http://www.wbtw.com/story/25374052/horry-county-fire-rescue-working-mobile-homefire-in-aynor
594	Duluth_SMSC220	L	9106408736	4/29/2014 20:39	4/29/2014 20:39	1	9106408736	9108724322	2	9102231476	That makes no since though. If you have a gun you are getting out. Smh.
595	Duluth_SMSC221	L	9106408736	4/29/2014 20:42	4/29/2014 20:42	1	9108724322	9106408736	1	9102231476	Right lol.
596	Duluth_SMSC222	L	9106408736	4/29/2014 20:53	4/29/2014 20:53	1	9108724322	9106408736	1	9102231476	[REDACTED]
597	Duluth_SMSC223	L	9106408736	4/29/2014 20:56	4/29/2014 20:56	1	9106408736	9108724322	2	9102231476	In my bag I think.
598	Duluth_SMSC223	L	9106408736	4/29/2014 21:11	4/29/2014 21:12	1	9108724322	9106408736	1	9102231476	Call me
599	Duluth_SMSC221	L	9106408736	4/29/2014 22:05	4/29/2014 22:05	1	9108724322	9106408736	1	9102231476	Its on the newss
600	Duluth_SMSC221	L	9106408736	4/29/2014 22:18	4/29/2014 22:18	1	9102348486	9106408736	1	9102231476	Keep an eye on the time. Be quiet coming in. Babys asleep.
601	Duluth_SMSC222	L	9106408736	4/29/2014 22:25	4/29/2014 22:25	1	9106408736	9102348486	2	9102231476	On my way but getting gas first
602	Duluth_SMSC221	L	9106408736	4/29/2014 22:28	4/29/2014 22:28	1	9102348486	9106408736	1	9102231476	Can u bring me and tony a candy bar if u have a few extra dollars?
603	Duluth_SMSC223	L	9106408736	4/29/2014 22:32	4/29/2014 22:32	1	9106408736	9102348486	2	9102231476	Ja what kind?
604	Duluth_SMSC222	L	9106408736	4/29/2014 22:38	4/29/2014 22:38	1	9102348486	9106408736	1	9102231476	Tony wants brown bag of m&ms. I want a bag of mini kit kats. Thanks! Baby has alot of candy and shes asleep.
605	Duluth_SMSC223	L	9106408736	4/29/2014 22:40	4/29/2014 22:40	1	9108724322	9106408736	1	9102231476	Police have no leads and no motives
606	Duluth_SMSC220	L	9106408736	4/29/2014 22:46	4/29/2014 22:46	1	9108724322	9106408736	1	9102231476	So after I get the truck I will have about 300. I gotta buy khaliah clothes so I will come home with like 100

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607	Duluth_SMSC37	L	9106408736	4/29/2014 22:47	4/29/2014 22:48	1	9108724322	9106408736	1	9102231476	We need to go to the coinstar tomorrow..
608	Duluth_SMSC223	L	9106408736	4/30/2014 0:04	4/30/2014 0:04	1	9104992075	9106408736	1	9102231476	[REDACTED]
609	Duluth_SMSC223	L	9106408736	4/30/2014 0:05	4/30/2014 0:05	1	9106408736	9104992075	2	9102231476	Smh
610	Duluth_SMSC223	L	9106408736	4/30/2014 0:08	4/30/2014 0:08	1	9106408736	9104992075	2	9102231476	I already can't find my shick razor.
611	Duluth_SMSC223	L	9106408736	4/30/2014 0:08	4/30/2014 0:08	1	9104992075	9106408736	1	9102231476	I home
612	Duluth_SMSC37	L	9106408736	4/30/2014 0:10	4/30/2014 0:10	1	0	9106408736	1	9102231476	0 44 182 servlets mms message id 071E6E2F88980000F50000101 0 9104992075 TYPE PLMN 0
613	Duluth_SMSC37	L	9106408736	4/30/2014 0:10	4/30/2014 0:10	1	0	9106408736	1	9102231476	0 0 0 9application vnd wap mms message 0 Encoding Version 01 4 0 071E6E2F88980000F50000101 0 x 0 http 198 224 1
614	Duluth_SMSC37	L	9106408736	4/30/2014 0:12	4/30/2014 0:12	1	9104992075	9106408736	1	9102231476	Wait no this is it
615	Duluth_SMSC220	L	9106408736	4/30/2014 0:12	4/30/2014 0:12	1	9106408736	9104992075	2	9102231476	Okay
616	Duluth_SMSC37	L	9106408736	4/30/2014 0:13	4/30/2014 0:13	1	0	9106408736	1	9102231476	0 6 servlets mms message id 031E6E38712D00000040000101 0 9104992075 TYPE PLMN 0
617	Duluth_SMSC37	L	9106408736	4/30/2014 0:13	4/30/2014 0:13	1	0	9106408736	1	9102231476	0 0 0 9application vnd wap mms message 0 Encoding Version 01 4 0 031E6E38712D00000040000101 0 x 0 http 69 78 88
618	Duluth_SMSC223	L	9106408736	4/30/2014 0:13	4/30/2014 0:13	1	9104992075	9106408736	1	9102231476	I love you
619	Duluth_SMSC220	L	9106408736	4/30/2014 0:15	4/30/2014 0:15	1	9106408736	9104992075	2	9102231476	That's it
620	Duluth_SMSC220	L	9106408736	4/30/2014 0:16	4/30/2014 0:16	1	9104992075	9106408736	1	9102231476	It's in my room told you you left it :p
621	Duluth_SMSC223	L	9106408736	4/30/2014 0:17	4/30/2014 0:17	1	9106408736	9104992075	2	9102231476	Smh. Lol. I love you
622	Duluth_SMSC222	L	9106408736	4/30/2014 0:18	4/30/2014 0:18	1	9106408736	9104992075	2	9102231476	Smh. Lol. I love you
623	Duluth_SMSC221	L	9106408736	4/30/2014 0:18	4/30/2014 0:18	1	9104992075	9106408736	1	9102231476	I love you to my prince
624	Duluth_SMSC220	L	9106408736	4/30/2014 0:18	4/30/2014 0:19	1	9106408736	9104992075	2	9102231476	.*
625	Duluth_SMSC221	L	9106408736	4/30/2014 0:19	4/30/2014 0:19	1	9104992075	9106408736	1	9102231476	.*
626	Duluth_SMSC220	L	9106408736	4/30/2014 0:19	4/30/2014 0:19	1	9106408736	9104992075	2	9102231476	I can watch the family on my 70" plasma because it's on netflix ha ha
627	Duluth_SMSC37	L	9106408736	4/30/2014 0:20	4/30/2014 0:21	1	9104992075	9106408736	1	9102231476	[REDACTED]
628	Duluth_SMSC221	L	9106408736	4/30/2014 0:27	4/30/2014 0:27	1	9102348486	9106408736	1	9102231476	U need to dry ur clothes
629	Duluth_SMSC222	L	9106408736	4/30/2014 0:41	4/30/2014 0:41	1	9106408736	9104992075	2	9102231476	So wyd?
630	Duluth_SMSC220	L	9106408736	4/30/2014 0:42	4/30/2014 0:42	1	9104992075	9106408736	1	9102231476	Laying in bed missing you you?
631	Duluth_SMSC220	L	9106408736	4/30/2014 0:43	4/30/2014 0:43	1	9106408736	9104992075	2	9102231476	Playing with sissy and missing my family.

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632	Duluth_SMSC220	L	9106408736	4/30/2014 0:44	4/30/2014 0:44	1	9104992075	9106408736	1	9102231476	We miss you to baby but at least your spending time with your sister
633	Duluth_SMSC221	L	9106408736	4/30/2014 0:46	4/30/2014 0:46	1	9106408736	9104992075	2	9102231476	Ja
634	Duluth_SMSC222	L	9106408736	4/30/2014 0:47	4/30/2014 0:47	1	9104992075	9106408736	1	9102231476	I'm surprised you aren't sleepy yet
635	Duluth_SMSC223	L	9106408736	4/30/2014 0:47	4/30/2014 0:47	1	9106408736	9102348486	2	9102231476	Good night love you guys
636	Duluth_SMSC222	L	9106408736	4/30/2014 0:48	4/30/2014 0:48	1	9106408736	9104992075	2	9102231476	Nope. Living like a king right now. Lol
637	Duluth_SMSC223	L	9106408736	4/30/2014 0:49	4/30/2014 0:49	1	9104992075	9106408736	1	9102231476	Lol
638	Duluth_SMSC220	L	9106408736	4/30/2014 0:49	4/30/2014 0:50	1	9104992075	9106408736	1	9102231476	That's one of us
639	Duluth_SMSC220	L	9106408736	4/30/2014 0:49	4/30/2014 0:49	1	9106408736	9104992075	2	9102231476	Wyd?
640	Duluth_SMSC37	L	9106408736	4/30/2014 0:50	4/30/2014 0:51	1	9104992075	9106408736	1	9102231476	Laying I'm bed I a little sleepy I wish you were here
641	Duluth_SMSC223	L	9106408736	4/30/2014 0:50	4/30/2014 0:50	1	9106408736	9104992075	2	9102231476	?
642	Duluth_SMSC221	L	9106408736	4/30/2014 0:52	4/30/2014 0:52	1	9104992075	9106408736	1	9102231476	Im sleepy. And I wish you were here
643	Duluth_SMSC223	L	9106408736	4/30/2014 0:52	4/30/2014 0:52	1	9106408736	9104992075	2	9102231476	I wish you were here too. Go to bed princess
644	Duluth_SMSC223	L	9106408736	4/30/2014 0:53	4/30/2014 0:53	1	9104992075	9106408736	-1	9102231476	K I love you baby sweet stabs of our perfect filter DVD future I love you
645	Duluth_SMSC221	L	9106408736	4/30/2014 0:53	4/30/2014 0:54	1	9104992075	9106408736	1	9102231476	And **
646	Duluth_SMSC220	L	9106408736	4/30/2014 0:54	4/30/2014 0:54	1	9106408736	9104992075	2	9102231476	Goodnight beautiful. Sweet dreams of our perfect family. I love you so much. :*
647	Duluth_SMSC221	L	9106408736	4/30/2014 0:58	4/30/2014 0:58	1	9108724322	9106408736	1	9102231476	Bro can I come get you and take you with me tomorrow?
648	Duluth_SMSC37	L	9106408736	4/30/2014 10:24	4/30/2014 10:25	1	9104992075	9106408736	1	9102231476	Morning baby
649	Duluth_SMSC222	L	9106408736	4/30/2014 10:41	4/30/2014 10:41	1	9108724322	9106408736	1	9102231476	I'm not getting the car today but I have to get the ring. If you can get me it doesn't matter what time. Just sometime today
650	Duluth_SMSC221	L	9106408736	4/30/2014 10:54	4/30/2014 10:54	1	9104992075	9106408736	1	9102231476	I love you
651	Duluth_SMSC223	L	9106408736	4/30/2014 12:26	4/30/2014 12:26	1	9104992075	9106408736	1	9102231476	[REDACTED]
652	Duluth_SMSC223	L	9106408736	4/30/2014 13:23	4/30/2014 13:23	1	9104992075	9106408736	1	9102231476	You coming over
653	Duluth_SMSC222	L	9106408736	4/30/2014 13:48	4/30/2014 13:49	1	9104992075	9106408736	1	9102231476	I made it home ok im going to leave in a few to go to the *REDACTED* I got there and no one was there
654	Duluth_SMSC222	L	9106408736	4/30/2014 13:59	4/30/2014 13:59	1	9106408736	9104992075	2	9102231476	Smh. Glad you got home safe baby.
655	Duluth_SMSC223	L	9106408736	4/30/2014 14:19	4/30/2014 14:19	1	9104992075	9106408736	1	9102231476	I'm up at the *REDACTED* right now have been for 20 mins
656	Duluth_SMSC223	L	9106408736	4/30/2014 14:19	4/30/2014 14:21	1	9106408736	9104992075	2	9102231476	Smh. So why did they tell you to go there?

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657	Duluth_SMSC220	L	9106408736	4/30/2014 14:21	4/30/2014 14:21	1	9104992075	9106408736	1	9102231476	Don't know I'm waiting on *REDACTED* to get here they haven't said anything to me yet
658	Duluth_SMSC222	L	9106408736	4/30/2014 14:29	4/30/2014 14:29	1	9106408736	9104992075	2	9102231476	I thought you said something about Corey and Alyssa.
659	Duluth_SMSC37	L	9106408736	4/30/2014 15:06	4/30/2014 15:13	1	9106408736	9104992075	2	9102231476	Wyd?
660	Duluth_SMSC221	L	9106408736	4/30/2014 15:19	4/30/2014 15:19	1	9102348486	9106408736	1	9102231476	If u order tonys bday gift from ebay how do i pay for it?
661	Duluth_SMSC37	L	9106408736	4/30/2014 15:19	4/30/2014 15:20	1	9106408736	9102348486	2	9102231476	Bank card
662	Duluth_SMSC220	L	9106408736	4/30/2014 15:21	4/30/2014 15:21	1	9102348486	9106408736	1	9102231476	It says payment through pay pal
663	Duluth_SMSC222	L	9106408736	4/30/2014 15:22	4/30/2014 15:22	1	9102348486	9106408736	1	9102231476	Help me find something for tony. I want to get him some type of jewelry with his zodiac sign on it. Maybe a ring. Hes gemini. Size 14 or larger ring.
664	Duluth_SMSC221	L	9106408736	4/30/2014 15:23	4/30/2014 15:23	1	9102348486	9106408736	1	9102231476	U sure u want that red jersey? Not dress shirts or anything else?
665	Duluth_SMSC221	L	9106408736	4/30/2014 15:29	4/30/2014 15:29	1	9104992075	9106408736	1	9102231476	They know
666	Duluth_SMSC37	L	9106408736	4/30/2014 15:30	4/30/2014 15:33	1	9106408736	9104992075	2	9102231476	Call me!!!!
667	Duluth_SMSC222	L	9106408736	4/30/2014 15:33	4/30/2014 15:35	1	9106408736	9104992075	2	9102231476	Why are you not answering?????
668	Duluth_SMSC223	L	9106408736	4/30/2014 15:35	4/30/2014 15:35	1	9106408736	9104992075	2	9102231476	Wtf????
669	Duluth_SMSC222	L	9106408736	4/30/2014 15:51	4/30/2014 15:51	1	9104992075	9106408736	1	9102231476	Mom told me I better stay home
670	Duluth_SMSC223	L	9106408736	4/30/2014 15:55	4/30/2014 15:56	1	9104992075	9106408736	1	9102231476	Weren't they supposed to read me my rights before they questioned me?
671	Duluth_SMSC220	L	9106408736	4/30/2014 15:56	4/30/2014 15:56	1	9106408736	9104992075	2	9102231476	Ja
672	Duluth_SMSC220	L	9106408736	4/30/2014 16:00	4/30/2014 16:00	1	9106408736	9104992075	2	9102231476	Mom is taking me out there. She doesn't want me back in labor anymore.
673	Duluth_SMSC37	L	9106408736	4/30/2014 16:11	4/30/2014 16:11	1	9106408736	9104992075	2	9102231476	0 Don t say anything please Mom thinks you are trying to get me in trouble now Just don t say anything to anyone I really don t want to lose you but its 0 getting there
674	Duluth_SMSC223	L	9106408736	4/30/2014 16:16	4/30/2014 16:16	1	9106408736	9108724322	2	9102231476	Mom is going to call. Don't say anything.
675	Duluth_SMSC222	L	9106408736	4/30/2014 16:17	4/30/2014 16:17	1	9106408736	9104992075	2	9102231476	You do realize that mom is highly pissed and I might lose you.
676	Duluth_SMSC223	L	9106408736	4/30/2014 16:18	4/30/2014 16:18	1	9108724322	9106408736	1	9102231476	Wait what?
677	Duluth_SMSC221	L	9106408736	4/30/2014 16:19	4/30/2014 16:19	1	9106408736	9108724322	2	9102231476	Just don't answer
678	Duluth_SMSC222	L	9106408736	4/30/2014 16:19	4/30/2014 16:19	1	9106408736	9108724322	2	9102231476	I got this
679	Duluth_SMSC223	L	9106408736	4/30/2014 16:19	4/30/2014 16:19	1	9104992075	9106408736	1	9102231476	Im sorry baby

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680	Duluth_SMSC222	L	9106408736	4/30/2014 16:19	4/30/2014 16:19	1	9108724322	9106408736	1	9102231476	She texted me.
681	Duluth_SMSC37	L	9106408736	4/30/2014 16:20	4/30/2014 16:20	1	9104992075	9106408736	1	9102231476	I don't wanna lose you
682	Duluth_SMSC223	L	9106408736	4/30/2014 16:20	4/30/2014 16:20	1	9106408736	9104992075	2	9102231476	Sorry for what?
683	Duluth_SMSC221	L	9106408736	4/30/2014 16:22	4/30/2014 16:22	1	9106408736	9104992075	2	9102231476	Well mom don't trust you anymore
684	Duluth_SMSC220	L	9106408736	4/30/2014 16:22	4/30/2014 16:22	1	9104992075	9106408736	1	9102231476	For your mom getting mad
685	Duluth_SMSC222	L	9106408736	4/30/2014 16:22	4/30/2014 16:23	1	9104992075	9106408736	1	9102231476	I figured she didn't
686	Duluth_SMSC221	L	9106408736	4/30/2014 16:24	4/30/2014 16:24	1	9106408736	9104992075	2	9102231476	
687	Duluth_SMSC222	L	9106408736	4/30/2014 16:25	4/30/2014 16:25	1	9104992075	9106408736	1	9102231476	They are going to turn us against each other
											I don't want that to happen. So its up to you if you want to stick by me forever then I will love you forever. If not then I'm fucked and goodbye.
688	Duluth_SMSC223	L	9106408736	4/30/2014 16:27	4/30/2014 16:27	1	9106408736	9104992075	2	9102231476	
689	Duluth_SMSC223	L	9106408736	4/30/2014 16:34	4/30/2014 16:34	1	9104992075	9106408736	1	9102231476	I'm right by your side
690	Duluth_SMSC223	L	9106408736	4/30/2014 16:35	4/30/2014 16:35	1	9104992075	9106408736	1	9102231476	
691	Duluth_SMSC220	L	9106408736	4/30/2014 16:35	4/30/2014 16:35	1	9104992075	9106408736	1	9102231476	Cuz that's the truth
692	Duluth_SMSC220	L	9106408736	4/30/2014 16:36	4/30/2014 16:37	1	9104992075	9106408736	1	9102231476	
693	Duluth_SMSC223	L	9106408736	4/30/2014 16:40	4/30/2014 16:40	1	9106408736	9104992075	2	9102231476	Smh. I hope you didn't fuck me over anyway.
694	Duluth_SMSC220	L	9106408736	4/30/2014 16:41	4/30/2014 16:41	1	9104992075	9106408736	1	9102231476	I hope I didn't either I really don't think I said anything to
695	Duluth_SMSC220	L	9106408736	4/30/2014 16:44	4/30/2014 16:44	1	9106408736	9104992075	2	9102231476	That's not good and reassuring.
696	Duluth_SMSC221	L	9106408736	4/30/2014 16:47	4/30/2014 16:47	1	9104992075	9106408736	1	9102231476	I don't think I did I got nerves
697	Duluth_SMSC221	L	9106408736	4/30/2014 16:47	4/30/2014 16:48	1	9106408736	9104992075	2	9102231476	Ugh
698	Duluth_SMSC221	L	9106408736	4/30/2014 16:48	4/30/2014 16:48	1	9106408736	9104992075	2	9102231476	Ugh
699	Duluth_SMSC221	L	9106408736	4/30/2014 16:48	4/30/2014 16:48	1	9104992075	9106408736	1	9102231476	I sorry I was shaking and about to throw up
700	Duluth_SMSC223	L	9106408736	4/30/2014 16:56	4/30/2014 16:56	1	9106408736	9104992075	2	9102231476	
701	Duluth_SMSC221	L	9106408736	4/30/2014 16:57	4/30/2014 16:57	1	9104992075	9106408736	1	9102231476	They didn't even talk to me
											If I had taken her said me and her would still be on talking
702	Duluth_SMSC223	L	9106408736	4/30/2014 16:58	4/30/2014 16:58	1	9104992075	9106408736	1	9102231476	turmea
703	Duluth_SMSC220	L	9106408736	4/30/2014 16:58	4/30/2014 16:58	1	9106408736	9104992075	2	9102231476	Did you say any names at any point
704	Duluth_SMSC223	L	9106408736	4/30/2014 16:59	4/30/2014 16:59	1	9106408736	9104992075	2	9102231476	What?
705	Duluth_SMSC223	L	9106408736	4/30/2014 16:59	4/30/2014 16:59	1	9106408736	9104992075	2	9102231476	

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706	Duluth_SMSC222	L	9106408736	4/30/2014 17:14	4/30/2014 17:15	1	9106408736	9104992075	2	9102231476	I guess this is goodbye forever just **REDACTED**.
707	Duluth_SMSC221	L	9106408736	4/30/2014 17:15	4/30/2014 17:15	1	9104992075	9106408736	1	9102231476	Goodbye Heather.
											No good bye
708	Duluth_SMSC221	L	9106408736	4/30/2014 17:17	4/30/2014 17:17	1	9104992075	9106408736	1	9102231476	Im not giving up on this you didn't do anything and I refuse to let them **REDACTED**
709	Duluth_SMSC37	L	9106408736	4/30/2014 17:21	4/30/2014 17:22	1	9106408736	9108724322	2	9102231476	
710	Duluth_SMSC37	L	9106408736	4/30/2014 17:22	4/30/2014 17:23	1	9104992075	9106408736	1	9102231476	Please don't walk away from me
711	Alpharetta_SMSC38	L	9106408736	4/30/2014 17:22	4/30/2014 17:23	1	9106408736	9195193216	2	9102231476	
712	Duluth_SMSC222	L	9106408736	4/30/2014 17:23	4/30/2014 17:23	1	9106408736	9108724322	2	9102231476	Everyone lay low and chill out.
713	Duluth_SMSC223	L	9106408736	4/30/2014 17:24	4/30/2014 17:24	1	9108724322	9106408736	1	9102231476	Who said that?
714	Duluth_SMSC37	L	9106408736	4/30/2014 17:24	4/30/2014 17:27	1	9195193216	9106408736	3	9102231476	Wat u mean..
715	Duluth_SMSC223	L	9106408736	4/30/2014 17:26	4/30/2014 17:26	1	9106408736	9195193216	2	9102231476	You have nothing to worry about.
716	Duluth_SMSC37	L	9106408736	4/30/2014 17:26	4/30/2014 17:27	1	9195193216	9106408736	3	9102231476	Ite..
717	Duluth_SMSC221	L	9106408736	4/30/2014 17:27	4/30/2014 17:27	1	9108724322	9106408736	1	9102231476	Where do you get that info??
718	Duluth_SMSC222	L	9106408736	4/30/2014 17:28	4/30/2014 17:28	1	9106408736	9108724322	2	9102231476	
719	Duluth_SMSC223	L	9106408736	4/30/2014 17:30	4/30/2014 17:30	1	9108724322	9106408736	1	9102231476	Call me.
720	Duluth_SMSC221	L	9106408736	4/30/2014 17:30	4/30/2014 17:30	1	9106408736	9108724322	2	9102231476	I can't yet.
721	Duluth_SMSC221	L	9106408736	4/30/2014 17:33	4/30/2014 17:33	1	9108724322	9106408736	1	9102231476	
722	Duluth_SMSC222	L	9106408736	4/30/2014 17:34	4/30/2014 17:34	1	9106408736	9108724322	2	9102231476	No
723	Duluth_SMSC223	L	9106408736	4/30/2014 17:34	4/30/2014 17:35	1	9108724322	9106408736	1	9102231476	
724	Duluth_SMSC220	L	9106408736	4/30/2014 17:37	4/30/2014 17:37	1	9106408736	9104992075	2	9102231476	You had the car Sunday because of Bella going to school the next day right? I didn't have it. You had it.
725	Duluth_SMSC220	L	9106408736	4/30/2014 17:38	4/30/2014 17:38	1	9104992075	9106408736	1	9102231476	Right
726	Duluth_SMSC221	L	9106408736	4/30/2014 17:38	4/30/2014 17:38	1	9104992075	9106408736	1	9102231476	I got home at like 830

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727	Duluth_SMSC222	L	9106408736	4/30/2014 17:38	4/30/2014 17:38	1	9104992075	9106408736	1	9102231476	Home*
728	Duluth_SMSC37	L	9106408736	4/30/2014 18:26	4/30/2014 18:28	1	9102348486	9106408736	1	9102231476	Get sissy out of the mud
729	Duluth_SMSC221	L	9106408736	4/30/2014 18:31	4/30/2014 18:31	1	9106408736	9104992075	2	9102231476	
730	Duluth_SMSC220	L	9106408736	4/30/2014 18:31	4/30/2014 18:32	1	9104992075	9106408736	1	9102231476	K
731	Duluth_SMSC223	L	9106408736	4/30/2014 18:35	4/30/2014 18:35	1	9104992075	9106408736	1	9102231476	I'm at home if you need me
732	Duluth_SMSC222	L	9106408736	4/30/2014 18:35	4/30/2014 18:36	1	9106408736	9104992075	2	9102231476	Okay
733	Duluth_SMSC37	L	9106408736	4/30/2014 19:06	4/30/2014 19:08	1	9104992075	9106408736	1	9102231476	I love you
734	Duluth_SMSC223	L	9106408736	4/30/2014 19:09	4/30/2014 19:09	1	9106408736	9104992075	2	9102231476	
735	Duluth_SMSC220	L	9106408736	4/30/2014 19:11	4/30/2014 19:11	1	9104992075	9106408736	1	9102231476	
736	Duluth_SMSC220	L	9106408736	4/30/2014 19:12	4/30/2014 19:12	1	9104992075	9106408736	1	9102231476	
737	Duluth_SMSC223	L	9106408736	4/30/2014 19:12	4/30/2014 19:12	1	9106408736	9104992075	2	9102231476	Oh
738	Duluth_SMSC221	L	9106408736	4/30/2014 19:14	4/30/2014 19:14	1	9104992075	9106408736	1	9102231476	
739	Duluth_SMSC221	L	9106408736	4/30/2014 19:15	4/30/2014 19:15	1	9106408736	9104992075	2	9102231476	
740	Duluth_SMSC223	L	9106408736	4/30/2014 19:16	4/30/2014 19:16	1	9104992075	9106408736	1	9102231476	
741	Duluth_SMSC220	L	9106408736	4/30/2014 19:23	4/30/2014 19:23	1	9106408736	9104992075	2	9102231476	
742	Duluth_SMSC221	L	9106408736	4/30/2014 19:23	4/30/2014 19:24	1	9104992075	9106408736	1	9102231476	
743	Duluth_SMSC221	L	9106408736	4/30/2014 19:25	4/30/2014 19:25	1	9106408736	9104992075	2	9102231476	
744	Duluth_SMSC222	L	9106408736	4/30/2014 19:25	4/30/2014 19:25	1	9104992075	9106408736	1	9102231476	
745	Duluth_SMSC223	L	9106408736	4/30/2014 19:25	4/30/2014 19:25	1	9106408736	9104992075	2	9102231476	
746	Duluth_SMSC222	L	9106408736	4/30/2014 19:25	4/30/2014 19:25	1	9104992075	9106408736	1	9102231476	
747	Duluth_SMSC220	L	9106408736	4/30/2014 19:25	4/30/2014 19:25	1	9106408736	9104992075	2	9102231476	I love you forever princess
748	Duluth_SMSC221	L	9106408736	4/30/2014 19:25	4/30/2014 19:25	1	9104992075	9106408736	1	9102231476	I love you to
749	Duluth_SMSC223	L	9106408736	4/30/2014 19:26	4/30/2014 19:26	1	9104992075	9106408736	1	9102231476	
750	Duluth_SMSC222	L	9106408736	4/30/2014 19:30	4/30/2014 19:30	1	9104992075	9106408736	1	9102231476	I love you baby so very much
751	Duluth_SMSC222	L	9106408736	4/30/2014 19:32	4/30/2014 19:32	1	9106408736	9104992075	2	9102231476	.*
752	Duluth_SMSC37	L	9106408736	4/30/2014 19:33	4/30/2014 19:33	1	9104992075	9106408736	1	9102231476	.*
753	Duluth_SMSC37	L	9106408736	4/30/2014 19:33	4/30/2014 19:41	1	9104992075	9106408736	1	9102231476	Daddy said **REDACTED**
754	Duluth_SMSC223	L	9106408736	4/30/2014 19:35	4/30/2014 19:35	1	9106408736	9104992075	2	9102231476	I haven't left yet.

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755	Duluth_SMSC37	L	9106408736	4/30/2014 19:35	4/30/2014 19:41	1	9104992075	9106408736	1	9102231476	
756	Duluth_SMSC37	L	9106408736	4/30/2014 19:59	4/30/2014 20:01	1	9104992075	9106408736	1	9102231476	Baby?
757	Duluth_SMSC37	L	9106408736	4/30/2014 20:29	4/30/2014 21:01	1	9104992075	9106408736	1	9102231476	Are you okay?
758	Duluth_SMSC220	L	9106408736	4/30/2014 21:40	4/30/2014 21:40	1	9104992075	9106408736	1	9102231476	Tommy?
759	Duluth_SMSC222	L	9106408736	4/30/2014 22:01	4/30/2014 22:01	1	9104992075	9106408736	1	9102231476	
760	Duluth_SMSC37	L	9106408736	4/30/2014 22:02	4/30/2014 22:02	1	9106408736	9104992075	2	9102231476	0 Sorry for fucking up your life that bad I never would have thought you out of all people would be selfish and screw me over I always wanted you to tell 0 me the truth Congratulations You finally lost me You got what you wanted
761	Duluth_SMSC37	L	9106408736	4/30/2014 22:07	4/30/2014 22:10	1	9104992075	9106408736	1	9102231476	I never wanted to lose you. My heart feels like it for ripped out
762	Duluth_SMSC221	L	9106408736	4/30/2014 22:08	4/30/2014 22:09	1	9106408736	9104992075	2	9102231476	I apologize for any and everything I done to you. And I am sorry that I was not enough for you. I cannot live in this world anymore.
763	Duluth_SMSC37	L	9106408736	4/30/2014 22:10	4/30/2014 22:10	1	9104992075	9106408736	1	9102231476	Please Tommy
764	Duluth_SMSC37	L	9106408736	4/30/2014 22:12	4/30/2014 22:13	1	9106408736	9104992075	2	9102231476	0 Please before I leave this fucked up world tell me What have I done for you to hate me Confess everything wrong you done to me so I can at least be a 0 t piece before I go
765	Duluth_SMSC220	L	9106408736	4/30/2014 22:15	4/30/2014 22:15	1	9104992075	9106408736	1	9102231476	Tell then that I was lying and that I was only saying thru because of being afraid I was going to lose the kids cuz that's what it is and I will go and tell th
766	Duluth_SMSC222	L	9106408736	4/30/2014 22:15	4/30/2014 22:16	1	9104992075	9106408736	1	9102231476	
767	Duluth_SMSC223	L	9106408736	4/30/2014 22:16	4/30/2014 22:16	1	9104992075	9106408736	1	9102231476	Please please don't take you from me
768	Duluth_SMSC220	L	9106408736	4/30/2014 22:16	4/30/2014 22:16	1	9106408736	9104992075	2	9102231476	So you lied to me?
769	Duluth_SMSC222	L	9106408736	4/30/2014 22:17	4/30/2014 22:17	1	9106408736	9104992075	2	9102231476	You lied to me didn't you?
770	Duluth_SMSC37	L	9106408736	4/30/2014 22:17	4/30/2014 22:19	1	9104992075	9106408736	1	9102231476	Please please please please don't
771	Duluth_SMSC221	L	9106408736	4/30/2014 22:19	4/30/2014 22:19	1	9106408736	9104992075	2	9102231476	Answer my question. You lied to me and mom and your parents about **REDACTED**

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772	Duluth_SMSC37	L	9106408736	4/30/2014 22:23	4/30/2014 22:23	1	9104992075	9106408736	1	9102231476	O I should not have said a word I should have kept my mouth shut I could Jonston hate you I love you so very much I can t love without you so if you go to O night then I will be right after you
773	Duluth_SMSC221	L	9106408736	4/30/2014 22:24	4/30/2014 22:24	1	9104992075	9106408736	1	9102231476	\0N\0e\0v\0e\0r\0*\0
774	Duluth_SMSC222	L	9106408736	4/30/2014 22:25	4/30/2014 22:25	1	9106408736	9104992075	2	9102231476	Heather, did you lie to me?
775	Duluth_SMSC37	L	9106408736	4/30/2014 22:28	4/30/2014 22:28	1	9104992075	9106408736	1	9102231476	
776	Duluth_SMSC220	L	9106408736	4/30/2014 22:29	4/30/2014 22:29	1	9106408736	9104992075	2	9102231476	
777	Duluth_SMSC220	L	9106408736	4/30/2014 22:30	4/30/2014 22:30	1	9104992075	9106408736	1	9102231476	
778	Duluth_SMSC223	L	9106408736	4/30/2014 22:30	4/30/2014 22:30	1	9106408736	9104992075	2	9102231476	What else have you lied about since we been together?
779	Duluth_SMSC222	L	9106408736	4/30/2014 22:31	4/30/2014 22:31	1	9104992075	9106408736	1	9102231476	Nothing
780	Duluth_SMSC221	L	9106408736	4/30/2014 22:32	4/30/2014 22:32	1	9104992075	9106408736	1	9102231476	
781	Duluth_SMSC220	L	9106408736	4/30/2014 22:33	4/30/2014 22:33	1	9106408736	9104992075	2	9102231476	My family doesn't like you now and I'm probably going to off myself. So enjoy you joyful life without me.
782	Duluth_SMSC222	L	9106408736	4/30/2014 22:33	4/30/2014 22:33	1	9104992075	9106408736	1	9102231476	Don't kill your self
783	Duluth_SMSC220	L	9106408736	4/30/2014 22:35	4/30/2014 22:35	1	9106408736	9104992075	2	9102231476	Why not? I can't trust anyone, I'm a fuck up, I make dumb decisions, I keep letting people too close to me, and I get fucked over.
784	Duluth_SMSC221	L	9106408736	4/30/2014 22:35	4/30/2014 22:35	1	9106408736	9104992075	2	9102231476	I have no life anymore.
785	Duluth_SMSC222	L	9106408736	4/30/2014 22:36	4/30/2014 22:36	1	9104992075	9106408736	1	9102231476	Think about your sister
786	Duluth_SMSC221	L	9106408736	4/30/2014 22:37	4/30/2014 22:37	1	9104992075	9106408736	1	9102231476	

	Net_Elem_Nm	STI	MDN	Msg Send Date	Msg Deliver Date	MCS	Originating Address	Destination Address	MDI	MIN	MESSAGE TEXT
787	Duluth_SMSC222	L	9106408736	4/30/2014 22:38	4/30/2014 22:38	1	9106408736	9104992075	2	9102231476	
788	Duluth_SMSC37	L	9106408736	4/30/2014 22:39	4/30/2014 22:39	1	9102122413	9106408736	1	9102231476	You don't loose me
789	Duluth_SMSC37	L	9106408736	4/30/2014 22:39	4/30/2014 22:39	1	9104992075	9106408736	1	9102231476	Harry dude answer the phone I got to tell you something
790	Duluth_SMSC223	L	9106408736	4/30/2014 22:40	4/30/2014 22:40	1	9104992075	9106408736	1	9102231476	Answer James call he gotta tell you something
791	Duluth_SMSC222	L	9106408736	4/30/2014 22:42	4/30/2014 22:42	1	9106408736	9104992075	2	9102231476	**REDACTED**
792	Duluth_SMSC223	L	9106408736	4/30/2014 22:42	4/30/2014 22:42	1	9104992075	9106408736	1	9102231476	No I'm done
793	Duluth_SMSC223	L	9106408736	4/30/2014 22:43	4/30/2014 22:43	1	9104992075	9106408736	1	9102231476	Please
794	Duluth_SMSC222	L	9106408736	4/30/2014 22:43	4/30/2014 22:43	1	9104992075	9106408736	1	9102231476	
795	Duluth_SMSC221	L	9106408736	4/30/2014 22:44	4/30/2014 22:44	1	9106408736	9104992075	2	9102231476	
796	Duluth_SMSC221	L	9106408736	4/30/2014 22:44	4/30/2014 22:44	1	9104992075	9106408736	1	9102231476	Dude answer you're phone
797	Duluth_SMSC37	L	9106408736	4/30/2014 22:45	4/30/2014 22:50	1	9104992075	9106408736	1	9102231476	
798	Duluth_SMSC37	L	9106408736	4/30/2014 22:47	4/30/2014 22:50	1	9104992075	9106408736	1	9102231476	
799	Duluth_SMSC37	L	9106408736	4/30/2014 22:50	4/30/2014 22:50	1	9104992075	9106408736	1	9102231476	
800	Duluth_SMSC223	L	9106408736	4/30/2014 22:56	4/30/2014 22:56	1	9104992075	9106408736	1	9102231476	I didn't want that
801	Duluth_SMSC223	L	9106408736	4/30/2014 22:57	4/30/2014 22:57	1	9102122413	9106408736	1	9102231476	
802	Duluth_SMSC37	L	9106408736	4/30/2014 23:04	4/30/2014 23:05	1	9104992075	9106408736	1	9102231476	
803	Duluth_SMSC223	L	9106408736	4/30/2014 23:05	4/30/2014 23:05	1	9106408736	9104992075	2	9102231476	I'm going to try my best to [REDACTED]. After that we can
804	Duluth_SMSC223	L	9106408736	4/30/2014 23:06	4/30/2014 23:06	1	9104992075	9106408736	1	9102231476	part ways.
805	Duluth_SMSC221	L	9106408736	4/30/2014 23:07	4/30/2014 23:07	1	9106408736	9104992075	2	9102231476	You really want nothing to do with me do you
806	Duluth_SMSC221	L	9106408736	4/30/2014 23:08	4/30/2014 23:08	1	9104992075	9106408736	1	9102231476	
807	Duluth_SMSC221	L	9106408736	4/30/2014 23:08	4/30/2014 23:08	1	9106408736	9104992075	2	9102231476	
808	Duluth_SMSC222	L	9106408736	4/30/2014 23:08	4/30/2014 23:08	1	9104992075	9106408736	1	9102231476	

	Net_Elem_Nm	STI	MDN	Msg Send Date	Msg Deliver Date	MCS	Originating Address	Destination Address	MDI	MIN	MESSAGE TEXT
809	Duluth_SMSC221	L	9106408736	4/30/2014 23:09	4/30/2014 23:09	1	9104992075	9106408736	1	9102231476	I never have him my number or permission and he would have to have moms permission which they haven't
810	Duluth_SMSC223	L	9106408736	4/30/2014 23:09	4/30/2014 23:09	1	9104992075	9106408736	1	9102231476	Gave*
811	Duluth_SMSC221	L	9106408736	4/30/2014 23:11	4/30/2014 23:11	1	9104992075	9106408736	1	9102231476	
812	Duluth_SMSC223	L	9106408736	4/30/2014 23:14	4/30/2014 23:14	1	9106408736	9104992075	2	9102231476	I already did. Like I said I'm going to work my ass off to try to [REDACTED]
813	Duluth_SMSC221	L	9106408736	4/30/2014 23:15	4/30/2014 23:15	1	9106408736	9104992075	2	9102231476	Is there anyway I can get R.C.?
814	Duluth_SMSC222	L	9106408736	4/30/2014 23:15	4/30/2014 23:15	1	9104992075	9106408736	1	9102231476	Yes
815	Duluth_SMSC220	L	9106408736	4/30/2014 23:15	4/30/2014 23:15	1	9106408736	9104992075	2	9102231476	And everyone is saying and thinking you fucked me over. Mom wishes I never met you.
816	Duluth_SMSC222	L	9106408736	4/30/2014 23:16	4/30/2014 23:16	1	9104992075	9106408736	1	9102231476	I swear I didn't ask James I've been crying my eyes out since you called me
817	Duluth_SMSC221	L	9106408736	4/30/2014 23:17	4/30/2014 23:17	1	9104992075	9106408736	1	9102231476	I would never turn my back on you
818	Duluth_SMSC223	L	9106408736	4/30/2014 23:17	4/30/2014 23:18	1	9104992075	9106408736	1	9102231476	James said you need to call him he's got important information
819	Duluth_SMSC221	L	9106408736	4/30/2014 23:17	4/30/2014 23:17	1	9106408736	9104992075	2	9102231476	
820	Duluth_SMSC221	L	9106408736	4/30/2014 23:18	4/30/2014 23:18	1	9106408736	9104992075	2	9102231476	
821	Duluth_SMSC223	L	9106408736	4/30/2014 23:20	4/30/2014 23:20	1	9102122413	9106408736	1	9102231476	Dude I'm not trying to get in yours and Heather relationship but I do know a little **REDACTED** that's why I'm trying to get ahold of you
822	Duluth_SMSC37	L	9106408736	4/30/2014 23:21	4/30/2014 23:25	1	9104992075	9106408736	1	9102231476	

	Net_Elem_Nm	STI	MDN	Msg Send Date	Msg Deliver Date	MCS	Originating Address	Destination Address	MDI	MIN	MESSAGE TEXT
823	Duluth_SMSC37	L	9106408736	4/30/2014 23:23	4/30/2014 23:28	1	9104992075	9106408736	1	9102231476	
824	Duluth_SMSC223	L	9106408736	4/30/2014 23:27	4/30/2014 23:27	1	9106408736	9104992075	2	9102231476	
825	Duluth_SMSC37	L	9106408736	4/30/2014 23:28	4/30/2014 23:28	1	9106408736	9104992075	2	9102231476	
826	Duluth_SMSC37	L	9106408736	4/30/2014 23:29	4/30/2014 23:29	1	9104992075	9106408736	1	9102231476	
827	Duluth_SMSC221	L	9106408736	4/30/2014 23:31	4/30/2014 23:31	1	9106408736	9104992075	2	9102231476	0 Im not messing with anyone but you I wouldn t want anyone but you and if I was I wouldn t fight so hard to hold onto what we have together and wouldn t h 0 ave agreements marry you
828	Duluth_SMSC222	L	9106408736	4/30/2014 23:32	4/30/2014 23:32	1	9104992075	9106408736	1	9102231476	
829	Duluth_SMSC37	L	9106408736	4/30/2014 23:32	4/30/2014 23:32	1	9104992075	9106408736	1	9102231476	
830	Duluth_SMSC37	L	9106408736	4/30/2014 23:32	4/30/2014 23:32	1	9104992075	9106408736	1	9102231476	It*
831	Duluth_SMSC223	L	9106408736	4/30/2014 23:36	4/30/2014 23:36	1	9106408736	9104992075	2	9102231476	Im going in the morning to talk to him first thing at 8 am
832	Duluth_SMSC220	L	9106408736	4/30/2014 23:37	4/30/2014 23:37	1	9104992075	9106408736	1	9102231476	
833	Duluth_SMSC223	L	9106408736	4/30/2014 23:37	4/30/2014 23:37	1	9104992075	9106408736	1	9102231476	
834	Duluth_SMSC221	L	9106408736	4/30/2014 23:38	4/30/2014 23:38	1	9104992075	9106408736	1	9102231476	
835	Duluth_SMSC220	L	9106408736	4/30/2014 23:39	4/30/2014 23:39	1	9104992075	9106408736	1	9102231476	

	Net_Elem_Nm	STI	MDN	Msg Send Date	Msg Deliver Date	MCS	Originating Address	Destination Address	MDI	MIN	MESSAGE TEXT
836	Duluth_SMSC37	L	9106408736	4/30/2014 23:40	4/30/2014 23:40	1	9106408736	9104992075	2	9102231476	
837	Duluth_SMSC221	L	9106408736	4/30/2014 23:42	4/30/2014 23:42	1	9106408736	9104992075	2	9102231476	
838	Duluth_SMSC221	L	9106408736	4/30/2014 23:43	4/30/2014 23:43	1	9104992075	9106408736	1	9102231476	
839	Duluth_SMSC222	L	9106408736	4/30/2014 23:44	4/30/2014 23:44	1	9106408736	9104992075	2	9102231476	
840	Duluth_SMSC222	L	9106408736	4/30/2014 23:44	4/30/2014 23:44	1	9104992075	9106408736	1	9102231476	
841	Duluth_SMSC223	L	9106408736	4/30/2014 23:44	4/30/2014 23:44	1	9104992075	9106408736	1	9102231476	Or*
842	Duluth_SMSC220	L	9106408736	4/30/2014 23:44	4/30/2014 23:44	1	9104992075	9106408736	1	9102231476	Did they show them to you?
843	Duluth_SMSC221	L	9106408736	4/30/2014 23:44	4/30/2014 23:44	1	9106408736	9104992075	2	9102231476	
844	Duluth_SMSC223	L	9106408736	4/30/2014 23:45	4/30/2014 23:45	1	9106408736	9104992075	2	9102231476	
845	Duluth_SMSC223	L	9106408736	4/30/2014 23:45	4/30/2014 23:45	1	9104992075	9106408736	1	9102231476	
846	Duluth_SMSC220	L	9106408736	4/30/2014 23:46	4/30/2014 23:46	1	9106408736	9104992075	2	9102231476	
847	Duluth_SMSC222	L	9106408736	4/30/2014 23:51	4/30/2014 23:51	1	9104992075	9106408736	1	9102231476	
848	Duluth_SMSC221	L	9106408736	4/30/2014 23:52	4/30/2014 23:52	1	9106408736	9104992075	2	9102231476	Smh.
849	Duluth_SMSC223	L	9106408736	4/30/2014 23:53	4/30/2014 23:53	1	9104992075	9106408736	1	9102231476	
850	Duluth_SMSC223	L	9106408736	4/30/2014 23:55	4/30/2014 23:55	1	9106408736	9104992075	2	9102231476	Im tired, stressed, gave up hope, and threw away my life.
851	Duluth_SMSC220	L	9106408736	4/30/2014 23:55	4/30/2014 23:55	1	9104992075	9106408736	1	9102231476	
852	Duluth_SMSC223	L	9106408736	5/1/2014 0:01	5/1/2014 0:01	1	9104992075	9106408736	1	9102231476	He's going to stay with his daddy cuz his daddys not going anywhere and if we got to we do what we were talking about
853	Duluth_SMSC221	L	9106408736	5/1/2014 0:08	5/1/2014 0:08	1	9104992075	9106408736	1	9102231476	

	Net_Elem_Nm	STI	MDN	Msg Send Date	Msg Deliver Date	MCS	Originating Address	Destination Address	MDI	MIN	MESSAGE TEXT
854	Duluth_SMSC37	L	9106408736	5/1/2014 0:10	5/1/2014 0:10	1	9106408736	9104992075	2	9102231476	
855	Duluth_SMSC223	L	9106408736	5/1/2014 0:11	5/1/2014 0:11	1	9106408736	9104992075	2	9102231476	
856	Duluth_SMSC223	L	9106408736	5/1/2014 0:11	5/1/2014 0:11	1	9104992075	9106408736	1	9102231476	You are the best thing that's happened to me and the kids and we would not be better off without you
857	Duluth_SMSC221	L	9106408736	5/1/2014 0:12	5/1/2014 0:12	1	9104992075	9106408736	1	9102231476	
858	Duluth_SMSC223	L	9106408736	5/1/2014 0:12	5/1/2014 0:12	1	9106408736	9104992075	2	9102231476	
859	Duluth_SMSC37	L	9106408736	5/1/2014 0:14	5/1/2014 0:15	1	9104992075	9106408736	1	9102231476	
860	Duluth_SMSC221	L	9106408736	5/1/2014 0:16	5/1/2014 0:16	1	9106408736	9104992075	2	9102231476	
861	Duluth_SMSC220	L	9106408736	5/1/2014 0:16	5/1/2014 0:17	1	9104992075	9106408736	1	9102231476	
862	Duluth_SMSC223	L	9106408736	5/1/2014 0:17	5/1/2014 0:17	1	9104992075	9106408736	1	9102231476	
863	Duluth_SMSC220	L	9106408736	5/1/2014 0:17	5/1/2014 0:17	1	9106408736	9104992075	2	9102231476	There is no way out. I'm seriously thinking about ending it all.
864	Duluth_SMSC221	L	9106408736	5/1/2014 0:18	5/1/2014 0:18	1	9106408736	9104992075	2	9102231476	
865	Duluth_SMSC221	L	9106408736	5/1/2014 0:18	5/1/2014 0:18	1	9104992075	9106408736	1	9102231476	
866	Duluth_SMSC220	L	9106408736	5/1/2014 0:19	5/1/2014 0:19	1	9104992075	9106408736	1	9102231476	
867	Duluth_SMSC37	L	9106408736	5/1/2014 0:21	5/1/2014 0:21	1	9104992075	9106408736	1	9102231476	

	Net_Elem_Nm	STI	MDN	Msg Send Date	Msg Deliver Date	MCS	Originating Address	Destination Address	MDI	MIN	MESSAGE TEXT
868	Duluth_SMSC220	L	9106408736	5/1/2014 0:22	5/1/2014 0:22	1	9104992075	9106408736	1	9102231476	
869	Duluth_SMSC222	L	9106408736	5/1/2014 0:23	5/1/2014 0:23	1	9106408736	9104992075	2	9102231476	They know the guns are with dougie
870	Duluth_SMSC221	L	9106408736	5/1/2014 0:27	5/1/2014 0:27	1	9106408736	9104992075	2	9102231476	Hopefully I won't wake up tomorrow.
871	Duluth_SMSC222	L	9106408736	5/1/2014 0:27	5/1/2014 0:27	1	9104992075	9106408736	1	9102231476	Don't say that
872	Duluth_SMSC223	L	9106408736	5/1/2014 0:30	5/1/2014 0:30	1	9104992075	9106408736	1	9102231476	There is a way out that's what I'm trying to tell him.....
873	Duluth_SMSC221	L	9106408736	5/1/2014 0:36	5/1/2014 0:36	1	9104992075	9106408736	1	9102231476	James
874	Duluth_SMSC221	L	9106408736	5/1/2014 0:37	5/1/2014 0:37	1	9106408736	9104992075	2	9102231476	You had better wake up
875	Duluth_SMSC221	L	9106408736	5/1/2014 0:44	5/1/2014 0:44	1	9106408736	9104992075	2	9102231476	I'm trying to think. Its fucked up my phone can be tapped.
876	Duluth_SMSC222	L	9106408736	5/1/2014 0:47	5/1/2014 0:47	1	9106408736	9104992075	2	9102231476	I hate Amerika.
877	Duluth_SMSC222	L	9106408736	5/1/2014 0:57	5/1/2014 0:57	1	9106408736	9104992075	2	9102231476	I wish I could put a bullet through my head right now.
878	Duluth_SMSC220	L	9106408736	5/1/2014 1:55	5/1/2014 1:56	1	9104992075	9106408736	1	9102231476	So I guess our engagement and wedding is off.
879	Duluth_SMSC222	L	9106408736	5/1/2014 1:56	5/1/2014 1:56	1	9104992075	9106408736	1	9102231476	Good bye Heather.
880	Duluth_SMSC221	L	9106408736	5/1/2014 1:57	5/1/2014 1:57	1	9104992075	9106408736	1	9102231476	NO
881	Duluth_SMSC223	L	9106408736	5/1/2014 1:57	5/1/2014 1:58	1	9104992075	9106408736	1	9102231476	No bullets threw anything
882	Duluth_SMSC223	L	9106408736	5/1/2014 2:02	5/1/2014 2:02	1	9104992075	9106408736	1	9102231476	No hunting your self
883	Duluth_SMSC223	L	9106408736	5/1/2014 2:45	5/1/2014 2:45	1	9102342704	9106408736	1	9102231476	Were going to get threw this I'll be right by your side
884	Duluth_SMSC221	L	9106408736	5/1/2014 2:53	5/1/2014 2:54	1	9104992075	9106408736	1	9102231476	We can go get married tomorrow
885	Duluth_SMSC222	L	9106408736	5/1/2014 9:01	5/1/2014 9:01	1	9104992075	9106408736	1	9102231476	Hey
886	Duluth_SMSC37	L	9106408736	5/1/2014 9:19	5/1/2014 9:19	1	9104992075	9106408736	1	9102231476	Hey
887	Duluth_SMSC37	L	9106408736	5/1/2014 9:25	5/1/2014 9:25	1	9106408736	9104992075	2	9102231476	Hey

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888	Duluth_SMSC221	L	9106408736	5/1/2014 9:26	5/1/2014 9:26	1	9104992075	9106408736	1	9102231476	All*
889	Duluth_SMSC220	L	9106408736	5/1/2014 9:30	5/1/2014 9:30	1	9104992075	9106408736	1	9102231476	
890	Duluth_SMSC223	L	9106408736	5/1/2014 9:30	5/1/2014 9:30	1	9104992075	9106408736	1	9102231476	
891	Duluth_SMSC220	L	9106408736	5/1/2014 9:33	5/1/2014 9:33	1	9104992075	9106408736	1	9102231476	
892	Duluth_SMSC37	L	9106408736	5/1/2014 9:33	5/1/2014 9:33	1	9106408736	9104992075	2	9102231476	
893	Duluth_SMSC221	L	9106408736	5/1/2014 9:34	5/1/2014 9:34	1	9104992075	9106408736	1	9102231476	
894	Duluth_SMSC220	L	9106408736	5/1/2014 9:41	5/1/2014 9:41	1	9106408736	9104992075	2	9102231476	
895	Duluth_SMSC220	L	9106408736	5/1/2014 9:41	5/1/2014 9:41	1	9106408736	9104992075	2	9102231476	
896	Duluth_SMSC37	L	9106408736	5/1/2014 9:43	5/1/2014 9:43	1	9104992075	9106408736	1	9102231476	I called up there the lady is going to get the number of the best person in the County who deals with this kinda stuff and call me back with the number
897	Duluth_SMSC37	L	9106408736	5/1/2014 9:46	5/1/2014 9:46	1	9106408736	9104992075	2	9102231476	
898	Duluth_SMSC223	L	9106408736	5/1/2014 9:47	5/1/2014 9:48	1	9104992075	9106408736	1	9102231476	
899	Duluth_SMSC222	L	9106408736	5/1/2014 9:52	5/1/2014 9:52	1	9104992075	9106408736	1	9102231476	

	Net_Elem_Nm	STI	MDN	Msg Send Date	Msg Deliver Date	MCS	Originating Address	Destination Address	MDI	MIN	MESSAGE TEXT
900	Duluth_SMSC37	L	9106408736	5/1/2014 9:58	5/1/2014 9:58	1	9106408736	9104992075	2	9102231476	
901	Duluth_SMSC221	L	9106408736	5/1/2014 10:02	5/1/2014 10:03	1	9104992075	9106408736	1	9102231476	
902	Duluth_SMSC37	L	9106408736	5/1/2014 10:33	5/1/2014 10:33	1	9104992075	9106408736	1	9102231476	
903	Duluth_SMSC220	L	9106408736	5/1/2014 10:36	5/1/2014 10:36	1	9106408736	9104992075	2	9102231476	
904	Duluth_SMSC222	L	9106408736	5/1/2014 10:37	5/1/2014 10:37	1	9106408736	9104992075	2	9102231476	I'm being arrested now.
905	Duluth_SMSC223	L	9106408736	5/1/2014 10:39	5/1/2014 10:39	1	9106408736	9104992075	2	9102231476	Goodbye heather.
906	Duluth_SMSC220	L	9106408736	5/1/2014 10:41	5/1/2014 10:41	1	9104992075	9106408736	1	9102231476	Never mind false alarm.
											No good bye
907	Duluth_SMSC220	L	9106408736	5/1/2014 10:46	5/1/2014 10:46	1	9106408736	9104992075	2	9102231476	Yes goodbye. [REDACTED] Mom is taking me [REDACTED].
908	Duluth_SMSC222	L	9106408736	5/1/2014 10:58	5/1/2014 10:58	1	9106408736	9104992075	2	9102231476	Smh. I am [REDACTED] now.
909	Duluth_SMSC220	L	9106408736	5/1/2014 11:07	5/1/2014 11:07	1	9104992075	9106408736	1	9102231476	I never wanted to lose you.
											I don't wanna lose you
910	Duluth_SMSC222	L	9106408736	5/1/2014 11:07	5/1/2014 11:07	1	9104992075	9106408736	1	9102231476	

	Net_Elem_Nm	STI	MDN	Msg Send Date	Msg Deliver Date	MCS	Originating Address	Destination Address	MDI	MIN	MESSAGE TEXT
911	Duluth_SMSC37	L	9106408736	5/1/2014 11:08	5/1/2014 11:08	1	9106408736	9104992075	2	9102231476	O P I wish this never happened I was selfish I wish we never met You would have a better life than you do now I wanted to marry you but I guess it wasn't O P meant to be
912	Duluth_SMSC220	L	9106408736	5/1/2014 11:10	5/1/2014 11:10	1	9106408736	9104992075	2	9102231476	Who?
913	Duluth_SMSC222	L	9106408736	5/1/2014 11:11	5/1/2014 11:11	1	9106408736	9104992075	2	9102231476	I kinda need to know now.
914	Duluth_SMSC222	L	9106408736	5/1/2014 11:16	5/1/2014 11:16	1	9104992075	9106408736	1	9102231476	
915	Duluth_SMSC220	L	9106408736	5/1/2014 11:17	5/1/2014 11:17	1	9106408736	9104992075	2	9102231476	Nevermind.
916	Duluth_SMSC223	L	9106408736	5/1/2014 11:26	5/1/2014 11:26	1	9104992075	9106408736	1	9102231476	
917	Duluth_SMSC221	L	9106408736	5/1/2014 11:27	5/1/2014 11:27	1	9104992075	9106408736	1	9102231476	
918	Duluth_SMSC221	L	9106408736	5/1/2014 11:29	5/1/2014 11:29	1	9106408736	9104992075	2	9102231476	
919	Duluth_SMSC221	L	9106408736	5/1/2014 11:29	5/1/2014 11:29	1	9106408736	9104992075	2	9102231476	
920	Duluth_SMSC220	L	9106408736	5/1/2014 11:29	5/1/2014 11:29	1	9104992075	9106408736	1	9102231476	
921	Duluth_SMSC223	L	9106408736	5/1/2014 11:31	5/1/2014 11:31	1	9106408736	9104992075	2	9102231476	
922	Duluth_SMSC222	L	9106408736	5/1/2014 11:34	5/1/2014 11:34	1	9106408736	9104992075	2	9102231476	???
923	Duluth_SMSC222	L	9106408736	5/1/2014 11:34	5/1/2014 11:34	1	9104992075	9106408736	1	9102231476	
924	Duluth_SMSC220	L	9106408736	5/1/2014 11:35	5/1/2014 11:35	1	9106408736	9104992075	2	9102231476	How do you know?
925	Duluth_SMSC223	L	9106408736	5/1/2014 11:36	5/1/2014 11:36	1	9104992075	9106408736	1	9102231476	
926	Duluth_SMSC220	L	9106408736	5/1/2014 11:36	5/1/2014 11:36	1	9106408736	9104992075	2	9102231476	
927	Duluth_SMSC37	L	9106408736	5/1/2014 11:37	5/1/2014 11:37	1	9104992075	9106408736	1	9102231476	
928	Duluth_SMSC37	L	9106408736	5/1/2014 11:37	5/1/2014 11:37	1	9104992075	9106408736	1	9102231476	
929	Duluth_SMSC222	L	9106408736	5/1/2014 11:42	5/1/2014 11:42	1	9106408736	9104992075	2	9102231476	
930	Duluth_SMSC220	L	9106408736	5/1/2014 11:42	5/1/2014 11:42	1	9104992075	9106408736	1	9102231476	
931	Duluth_SMSC223	L	9106408736	5/1/2014 11:43	5/1/2014 11:43	1	9106408736	9104992075	2	9102231476	
932	Duluth_SMSC223	L	9106408736	5/1/2014 11:45	5/1/2014 11:45	1	9104992075	9106408736	1	9102231476	
933	Duluth_SMSC37	L	9106408736	5/1/2014 11:45	5/1/2014 11:49	1	9104992075	9106408736	1	9102231476	

	Net_Elem_Nm	STI	MDN	Msg Send Date	Msg Deliver Date	MCS	Originating Address	Destination Address	MDI	MIN	MESSAGE TEXT
934	Duluth_SMSC223	L	9106408736	5/1/2014 12:03	5/1/2014 12:03	1	9106408736	9104992075	2	9102231476	Mom said go ahead and get the lean.
935	Duluth_SMSC37	L	9106408736	5/1/2014 12:04	5/1/2014 12:11	1	9104992075	9106408736	1	9102231476	K
936	Duluth_SMSC37	L	9106408736	5/1/2014 12:09	5/1/2014 12:11	1	9104992075	9106408736	1	9102231476	I got to get my deed for the car
937	Duluth_SMSC220	L	9106408736	5/1/2014 12:13	5/1/2014 12:13	1	9106408736	9104992075	2	9102231476	Okay
938	Duluth_SMSC221	L	9106408736	5/1/2014 12:15	5/1/2014 12:15	1	9106408736	9104992075	2	9102231476	
939	Duluth_SMSC220	L	9106408736	5/1/2014 12:16	5/1/2014 12:16	1	9104992075	9106408736	1	9102231476	K
940	Duluth_SMSC221	L	9106408736	5/1/2014 12:19	5/1/2014 12:19	1	9106408736	9104992075	2	9102231476	Are you still getting the lean?
941	Duluth_SMSC223	L	9106408736	5/1/2014 12:20	5/1/2014 12:20	1	9104992075	9106408736	1	9102231476	Yea I'm looking up what all I need to do to get it right now
942	Duluth_SMSC220	L	9106408736	5/1/2014 12:23	5/1/2014 12:23	1	9106408736	9104992075	2	9102231476	Okay
943	Duluth_SMSC220	L	9106408736	5/1/2014 12:28	5/1/2014 12:28	1	9104992075	9106408736	1	9102231476	They were only offering 1000 @most
944	Duluth_SMSC222	L	9106408736	5/1/2014 12:35	5/1/2014 12:35	1	9106408736	9104992075	2	9102231476	Mom said take it. Its better than nothing.
945	Duluth_SMSC221	L	9106408736	5/1/2014 12:35	5/1/2014 12:35	1	9104992075	9106408736	1	9102231476	Could take the computer back and the Wii
946	Duluth_SMSC221	L	9106408736	5/1/2014 12:37	5/1/2014 12:37	1	9106408736	9104992075	2	9102231476	And the TV and the Xbox.
947	Duluth_SMSC221	L	9106408736	5/1/2014 12:39	5/1/2014 12:39	1	9104992075	9106408736	1	9102231476	Would it be enough?
948	Duluth_SMSC37	L	9106408736	5/1/2014 12:42	5/1/2014 12:42	1	9106408736	9104992075	2	9102231476	0 Q Yes I m so sorry I m a failure and a joke You are free to live your life without me Just please help me on this and we can part ways You deserve way 0 Q better than me So I m going to make sure you see that and find someone else
949	Duluth_SMSC222	L	9106408736	5/1/2014 12:43	5/1/2014 12:43	1	9104992075	9106408736	1	9102231476	No not going to happen
950	Duluth_SMSC223	L	9106408736	5/1/2014 12:44	5/1/2014 12:44	1	9106408736	9104992075	2	9102231476	Yes it is.
951	Duluth_SMSC223	L	9106408736	5/1/2014 12:46	5/1/2014 12:46	1	9104992075	9106408736	1	9102231476	And im going to help you as much as I can
952	Duluth_SMSC222	L	9106408736	5/1/2014 12:48	5/1/2014 12:48	1	9106408736	9104992075	2	9102231476	The help will be wonderful but other than that live your own life. I can't even bare to see your parents now.
953	Duluth_SMSC223	L	9106408736	5/1/2014 12:50	5/1/2014 12:51	1	9104992075	9106408736	1	9102231476	
954	Duluth_SMSC223	L	9106408736	5/1/2014 12:53	5/1/2014 12:53	1	9106408736	9104992075	2	9102231476	Heather just listen to me. [REDACTED]. After that I don't deserve you.
955	Duluth_SMSC222	L	9106408736	5/1/2014 12:55	5/1/2014 12:55	1	9106408736	9104992075	2	9102231476	You need to go get boos wic.
956	Duluth_SMSC37	L	9106408736	5/1/2014 13:00	5/1/2014 13:01	1	9104992075	9106408736	1	9102231476	I don't have it you do
957	Duluth_SMSC37	L	9106408736	5/1/2014 13:00	5/1/2014 13:01	1	9104992075	9106408736	1	9102231476	And you do deserve me

	Net_Elem_Nm	STI	MDN	Msg Send Date	Msg Deliver Date	MCS	Originating Address	Destination Address	MDI	MIN	MESSAGE TEXT
958	Duluth_SMSC37	L	9106408736	5/1/2014 13:09	5/1/2014 13:10	1	9104992075	9106408736	1	9102231476	[REDACTED]
959	Duluth_SMSC220	L	9106408736	5/1/2014 13:24	5/1/2014 13:24	1	9106408736	9104992075	2	9102231476	I know I do.
960	Duluth_SMSC223	L	9106408736	5/1/2014 13:57	5/1/2014 13:57	1	9106408736	9104992075	2	9102231476	[REDACTED]
961	Duluth_SMSC221	L	9106408736	5/1/2014 14:01	5/1/2014 14:01	1	9106408736	9104992075	2	9102231476	
962	Duluth_SMSC222	L	9106408736	5/1/2014 14:05	5/1/2014 14:05	1	9104992075	9106408736	1	9102231476	
963	Duluth_SMSC222	L	9106408736	5/1/2014 14:07	5/1/2014 14:07	1	9106408736	9104992075	2	9102231476	
964	Duluth_SMSC222	L	9106408736	5/1/2014 14:08	5/1/2014 14:08	1	9104992075	9106408736	1	9102231476	[REDACTED]
965	Duluth_SMSC37	L	9106408736	5/1/2014 14:19	5/1/2014 14:19	1	9106408736	9104992075	2	9102231476	
966	Duluth_SMSC223	L	9106408736	5/1/2014 14:20	5/1/2014 14:21	1	9104992075	9106408736	1	9102231476	
967	Duluth_SMSC221	L	9106408736	5/1/2014 14:21	5/1/2014 14:21	1	9106408736	9104992075	2	9102231476	
968	Duluth_SMSC223	L	9106408736	5/1/2014 14:21	5/1/2014 14:21	1	9104992075	9106408736	1	9102231476	Mom said wait until [REDACTED]
969	Duluth_SMSC223	L	9106408736	5/1/2014 15:23	5/1/2014 15:23	1	9108724322	9106408736	1	9102231476	K
970	Duluth_SMSC220	L	9106408736	5/1/2014 16:24	5/1/2014 16:24	1	9104992075	9106408736	1	9102231476	What's going on bro?
971	Duluth_SMSC223	L	9106408736	5/1/2014 16:31	5/1/2014 16:31	1	9104992075	9106408736	1	9102231476	So no plan b
972	Duluth_SMSC220	L	9106408736	5/1/2014 16:49	5/1/2014 16:49	1	9106408736	9104992075	2	9102231476	I don't agree to the brake up
973	Duluth_SMSC223	L	9106408736	5/1/2014 16:49	5/1/2014 16:49	1	9106408736	9104992075	2	9102231476	...
974	Duluth_SMSC37	L	9106408736	5/1/2014 16:50	5/1/2014 16:50	1	9104992075	9106408736	1	9102231476	[REDACTED]
975	Duluth_SMSC222	L	9106408736	5/1/2014 16:51	5/1/2014 16:51	1	9106408736	9104992075	2	9102231476	
976	Duluth_SMSC222	L	9106408736	5/1/2014 16:51	5/1/2014 16:51	1	9104992075	9106408736	1	9102231476	

	Net_Elem_Nm	STI	MDN	Msg Send Date	Msg Deliver Date	MCS	Originating Address	Destination Address	MDI	MIN	MESSAGE TEXT
977	Duluth_SMSC220	L	9106408736	5/1/2014 16:52	5/1/2014 16:52	1	9104992075	9106408736	1	9102231476	You are the other half of my soul and I'm not that easy to get rid of
978	Duluth_SMSC221	L	9106408736	5/1/2014 16:52	5/1/2014 16:52	1	9104992075	9106408736	1	9102231476	Why the :(
979	Duluth_SMSC222	L	9106408736	5/1/2014 16:53	5/1/2014 16:53	1	9106408736	9104992075	2	9102231476	:(I love you so much but its for your own good.
980	Duluth_SMSC220	L	9106408736	5/1/2014 16:53	5/1/2014 16:53	1	9104992075	9106408736	1	9102231476	How's it for my own good when it's hurting both of us?
981	Duluth_SMSC222	L	9106408736	5/1/2014 16:56	5/1/2014 16:56	1	9106408736	9104992075	2	9102231476	Because you won't have another fuck up to worry about an another chance for a better person.
982	Duluth_SMSC37	L	9106408736	5/1/2014 16:58	5/1/2014 17:00	1	9104992075	9106408736	1	9102231476	What if I don't want anyone else and I don't mind the fucked up and I told you once your it for me or im going to be a dog lady there is no me without you
983	Duluth_SMSC221	L	9106408736	5/1/2014 17:01	5/1/2014 17:01	1	9106408736	9104992075	2	9102231476	I don't want you ruining your life over an idiot like me.
984	Duluth_SMSC220	L	9106408736	5/1/2014 17:02	5/1/2014 17:03	1	9104992075	9106408736	1	9102231476	If your a idiot then so am I and you can say what you want your not ruining my life you are the best thing to happen to it other than the kids
985	Duluth_SMSC221	L	9106408736	5/1/2014 17:04	5/1/2014 17:04	1	9106408736	9104992075	2	9102231476	Please don't make this harder than it has to be.
986	Duluth_SMSC37	L	9106408736	5/1/2014 17:04	5/1/2014 17:07	1	9104992075	9106408736	1	9102231476	I don't want to make it hard I done wanna lose you
987	Duluth_SMSC37	L	9106408736	5/1/2014 17:05	5/1/2014 17:07	1	9104992075	9106408736	1	9102231476	Don't*
988	Duluth_SMSC221	L	9106408736	5/1/2014 17:11	5/1/2014 17:11	1	9106408736	9104992075	2	9102231476	Its for your best interest.
989	Duluth_SMSC221	L	9106408736	5/1/2014 17:13	5/1/2014 17:13	1	9104992075	9106408736	1	9102231476	It can't be because It means I loose you
990	Duluth_SMSC37	L	9106408736	5/1/2014 17:13	5/1/2014 17:18	1	9104992075	9106408736	1	9102231476	Do you have my ebt card?
991	Duluth_SMSC223	L	9106408736	5/1/2014 17:20	5/1/2014 17:20	1	9106408736	9104992075	2	9102231476	I don't want the kids growing up wanting to be like me.
992	Duluth_SMSC221	L	9106408736	5/1/2014 17:21	5/1/2014 17:21	1	9106408736	9104992075	2	9102231476	Yes I do. I have,that, your bank card, your credit card (which needs to be paid), and your medicaid card.

	Net_Elem_Nm	STI	MDN	Msg Send Date	Msg Deliver Date	MCS	Originating Address	Destination Address	MDI	MIN	MESSAGE TEXT
993	Duluth_SMSC37	L	9106408736	5/1/2014 17:21	5/1/2014 17:23	1	9104992075	9106408736	1	9102231476	
994	Duluth_SMSC223	L	9106408736	5/1/2014 17:27	5/1/2014 17:27	1	9106408736	9104992075	2	9102231476	I love you but I don't want to get my hopes up.
995	Duluth_SMSC37	L	9106408736	5/1/2014 17:28	5/1/2014 17:29	1	9104992075	9106408736	1	9102231476	I love you to much to let you go. I am going to be right here standing by your side
996	Duluth_SMSC37	L	9106408736	5/1/2014 17:29	5/1/2014 17:32	1	9104992075	9106408736	1	9102231476	I refuse for this to be the end for us and I refuse to say good bye because I will be waiting for you and you better come back to me
997	Duluth_SMSC221	L	9106408736	5/1/2014 17:33	5/1/2014 17:33	1	9106408736	9104992075	2	9102231476	
998	Duluth_SMSC223	L	9106408736	5/1/2014 17:35	5/1/2014 17:35	1	9104992075	9106408736	1	9102231476	Then we well try our damnest to
999	Duluth_SMSC221	L	9106408736	5/1/2014 17:39	5/1/2014 17:39	1	9106408736	9104992075	2	9102231476	Because you have stuck by me and fought fore unlike last time so as long as you are not lying to me i want to marry you.
1000	Duluth_SMSC220	L	9106408736	5/1/2014 17:41	5/1/2014 17:41	1	9104992075	9106408736	1	9102231476	
1001	Duluth_SMSC220	L	9106408736	5/1/2014 17:43	5/1/2014 17:43	1	9104992075	9106408736	1	9102231476	I guess that's a stupid question
1002	Duluth_SMSC223	L	9106408736	5/1/2014 17:48	5/1/2014 17:48	1	9104992075	9106408736	1	9102231476	
1003	Duluth_SMSC220	L	9106408736	5/1/2014 17:49	5/1/2014 17:49	1	9106408736	9104992075	2	9102231476	They won't. And its fine I'll handle it.
1004	Duluth_SMSC220	L	9106408736	5/1/2014 17:49	5/1/2014 17:49	1	9106408736	9104992075	2	9102231476	
1005	Duluth_SMSC222	L	9106408736	5/1/2014 17:52	5/1/2014 17:53	1	9106408736	9104992075	2	9102231476	
1006	Duluth_SMSC222	L	9106408736	5/1/2014 17:57	5/1/2014 17:57	1	9104992075	9106408736	1	9102231476	Is there any thing that we can do to fix this?
1007	Duluth_SMSC222	L	9106408736	5/1/2014 18:08	5/1/2014 18:08	1	9106408736	9104992075	2	9102231476	
1008	Duluth_SMSC220	L	9106408736	5/1/2014 18:14	5/1/2014 18:14	1	9104992075	9106408736	1	9102231476	I don't want to loose you

	Net_Elem_Nm	STI	MDN	Msg Send Date	Msg Deliver Date	MCS	Originating Address	Destination Address	MDI	MIN	MESSAGE TEXT
1009	Duluth_SMSC37	L	9106408736	5/1/2014 18:17	5/1/2014 18:17	1	9106408736	9104992075	2	9102231476	0 S I promise you won t If you are not lying about what all happened and actually stay by my side through this you won t Now I am telling you right now ma 0 S ke your decision you can stay with me or not I m not making you stay I think you deserve better but its your decision
1010	Duluth_SMSC37	L	9106408736	5/1/2014 18:17	5/1/2014 18:18	1	9104992075	9106408736	1	9102231476	Im staying by your side
1011	Duluth_SMSC220	L	9106408736	5/1/2014 18:22	5/1/2014 18:22	1	9106408736	9104992075	2	9102231476	Btw if you lied to me I'll will see it through [REDACTED] so you promise you are telling the truth?
1012	Duluth_SMSC37	L	9106408736	5/1/2014 18:33	5/1/2014 18:34	1	0	9106408736	1	9102231476	0 0 0 9application vnd wap mms message 0 Encoding Version 01 4 0 021E91B5FAD60000E260000101 0 http 69 78 32
1013	Duluth_SMSC37	L	9106408736	5/1/2014 18:33	5/1/2014 18:33	1	0	9106408736	1	9102231476	0 166 servlets mms message id 021E91B5FAD60000E260000101 0 9104992075 TYPE PLMN 0
1014	Duluth_SMSC37	L	9106408736	5/1/2014 18:33	5/1/2014 18:34	1	9104992075	9106408736	1	9102231476	Im sorry if you hate me and never wanna talk to me again I will understand
1015	Duluth_SMSC223	L	9106408736	5/1/2014 18:34	5/1/2014 18:35	1	9104992075	9106408736	1	9102231476	
1016	Duluth_SMSC221	L	9106408736	5/1/2014 18:36	5/1/2014 18:36	1	9106408736	9104992075	2	9102231476	So you did lie to me? After I thought you would always be honest with me?
1017	Duluth_SMSC223	L	9106408736	5/1/2014 18:37	5/1/2014 18:37	1	9104992075	9106408736	1	9102231476	I didn't mean to
1018	Duluth_SMSC37	L	9106408736	5/1/2014 18:41	5/1/2014 18:43	1	9104992075	9106408736	1	9102231476	Did you hang up on me?



Extraction Report

Collects UFED Reports

Summary

Connection Type	Cable No. 100
Extraction start date/time	5/12/2014 3:36:23 PM -04:00
Extraction end date/time	5/12/2014 3:40:06 PM -04:00
Extraction Type	Logical
Report type	Phone
Selected Manufacturer	Motorola GSM
Selected Device Name	XT1032 Moto G
Unit Identifier	5912631
Unit Version	Software: 3.0.5.14 UFED, Full Image: 2.13F05, Tiny Image:
UFED Physical Analyzer version	3.9.5.192
Case number	14035367
Evidence number	14035367002
Examiner name	Lori Rabon
Department	Horry County Police
Location	CSI-Evidence

Device Information

#	Name	Value	Date
1	Call-logs	Time stamp and duration are usually unavailable in Motorola devices.	
2	Client Used for Extraction	Yes	
3	Detected manufacturer	motorola	
4	Detected model	XT1028	
5	Generic	+ZZ -- Extracted phone time stamp time zone is expressed in quarters of an hour	
6	IMEI	A000002CE028DE	
7	IMSI	3100049102003358	
8	MSISDN	9108724322	
9	MSISDN Type	MSISDN	
10	Phone date/time	5/12/2014 4:38:30 PM -04:00	
11	Phone revision	4.4.2 KXB20.9-1.10-1.20.22	
12	SMS	SMS source is usually unavailable in Motorola devices.	



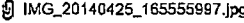
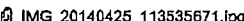
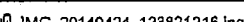
11	Support Technical	Entries (2) <table><tr><th>Domain</th><th>Category</th><th>Value</th><th>Del?</th></tr><tr><td>MS</td><td>Mobile</td><td>18008220204</td><td></td></tr><tr><td>MS</td><td>Home</td><td>www.verizonwireless.com</td><td></td></tr></table>	Domain	Category	Value	Del?	MS	Mobile	18008220204		MS	Home	www.verizonwireless.com	
Domain	Category	Value	Del?											
MS	Mobile	18008220204												
MS	Home	www.verizonwireless.com												
12	Tommy	Entries (1) <table><tr><th>Domain</th><th>Category</th><th>Value</th><th>Del?</th></tr><tr><td>MS</td><td>Mobile</td><td>6408736</td><td></td></tr></table>	Domain	Category	Value	Del?	MS	Mobile	6408736					
Domain	Category	Value	Del?											
MS	Mobile	6408736												
13	Used #DATA - Data	Entries (1) <table><tr><th>Domain</th><th>Category</th><th>Value</th><th>Del?</th></tr><tr><td>MS</td><td>Mobile</td><td>#3282</td><td></td></tr></table>	Domain	Category	Value	Del?	MS	Mobile	#3282					
Domain	Category	Value	Del?											
MS	Mobile	#3282												
14	Used #MIN - Minutes	Entries (1) <table><tr><th>Domain</th><th>Category</th><th>Value</th><th>Del?</th></tr><tr><td>MS</td><td>Mobile</td><td>#646</td><td></td></tr></table>	Domain	Category	Value	Del?	MS	Mobile	#646					
Domain	Category	Value	Del?											
MS	Mobile	#646												
15	Voicemail	Entries (1) <table><tr><th>Domain</th><th>Category</th><th>Value</th><th>Del?</th></tr><tr><td>MS</td><td>Mobile</td><td>*86</td><td></td></tr></table>	Domain	Category	Value	Del?	MS	Mobile	*86					
Domain	Category	Value	Del?											
MS	Mobile	*86												

MMS Messages (6)

Inbox (3)

#	
1	No subject Deleted: Intact Timestamp: 4/29/2014 6:39:58 PM(UTC-4) Priority: Normal Status: Read From: [REDACTED] Name: [REDACTED] Body file: MD5: PART951398811075190.jpg
2	Re: Deleted: Intact Timestamp: 4/25/2014 11:48:51 AM(UTC-4) Priority: Normal Status: Read From: [REDACTED] Name: [REDACTED] Body file: MD5: Aw <3 baby I miss you 2014-04-25 11:36 GMT-04:00 <9108724322@vzwplc.com>:
3	Re: Deleted: Intact Timestamp: 4/24/2014 12:43:43 PM(UTC-4) Priority: Normal Status: Read From: [REDACTED] Name: [REDACTED] Body file: MD5: It's fucking gorgeous :)

Sent (3)

1	☒ No subject Deleted: Intact Timestamp: 4/25/2014 4:56:35 PM(UTC-4) Priority: Normal Status: Sent From: [REDACTED] To: [REDACTED] 8408738 Tommy Name: [REDACTED] Body file: MD5: The bb gun lol 
2	☒ No subject Deleted: Intact Timestamp: 4/25/2014 11:36:03 AM(UTC-4) Priority: Normal Status: Sent From: [REDACTED] To: [REDACTED] boomshan2@gmail.com Name: [REDACTED] Body file: MD5: 
3	☒ No subject Deleted: Intact Timestamp: 4/24/2014 12:39:16 PM(UTC-4) Priority: Normal Status: Sent From: [REDACTED] To: [REDACTED] boomshan2@gmail.com Name: [REDACTED] Body file: MD5: 

19	Calendar	5/26/2014 12:00:00 AM(UTC+0)		Memorial Day	
20	Calendar	5/11/2014 12:00:00 AM(UTC+0)		Mothers' Day	
21	Call Log	5/6/2014 4:50:04 PM(UTC-4)	From: 9253263628		
22	Call Log	5/2/2014 3:21:48 PM(UTC-4)	To: 9107428446 Mom		
23	Call Log	5/2/2014 3:21:11 PM(UTC-4)	To: 9107428446 Mom		
24	Call Log	5/2/2014 3:20:40 PM(UTC-4)	From: 9107428446 Mom		
25	Call Log	5/1/2014 10:04:16 PM(UTC-4)	To: 6158842156		
26	Call Log	5/1/2014 10:03:21 PM(UTC-4)	From: 6158842156		
27	Call Log	5/1/2014 8:02:43 PM(UTC-4)	To: 3926936 Mi Amor		
28	Call Log	5/1/2014 6:51:53 PM(UTC-4)	To: 3926936 Mi Amor		
29	Call Log	5/1/2014 5:45:17 PM(UTC-4)	To: 3926936 Mi Amor		
30	SMS Messages	5/1/2014 5:05:10 PM(UTC-4)	To: (910) 368-8918	Hey man, I haven't forgotten about you. Just couldn't find anyone to drive it to my house.	
31	SMS Messages	5/1/2014 3:43:42 PM(UTC-4)	To: (704) 433-4086	Hey man, I saw your Craigslist posting. I'm wondering if you're still selling the trucks?	
32	SMS Messages	5/1/2014 3:27:36 PM(UTC-4)	From: 9103681309	Sold	
33	SMS Messages	5/1/2014 3:23:03 PM(UTC-4)	To: 640-8736 Tommy	What's going on bro?	
34	SMS Messages	5/1/2014 2:40:28 PM(UTC-4)	From: 9107428446 Mom	Thank you	
35	SMS Messages	5/1/2014 2:40:21 PM(UTC-4)	From: 9107428446 Mom	Please bring my charger in here. It's on round table	
36	SMS Messages	5/1/2014 2:16:11 PM(UTC-4)	To: (910) 674-2114	Hey, I saw your posting on Craigslist. Are you still looking to sell your truck.	
37	SMS Messages	5/1/2014 12:23:53 PM(UTC-4)	To: (910) 368-1309	Hey I saw your listing on Craigslist. Are you still selling the s10?	
38	Call Log	5/1/2014 8:37:07 AM(UTC-4)	From: 9109078282		
39	SMS Messages	4/30/2014 11:05:29 PM(UTC-4)	From: 9104993714 Beth Aunt	Good :) I'm glad.	
40	SMS Messages	4/30/2014 11:04:25 PM(UTC-4)	To: 499-3714 Beth Aunt	Khallah said thank you and she likes what we picked out.	
41	Call Log	4/30/2014 10:49:46 PM(UTC-4)	From: 6158842156		
42	Call Log	4/30/2014 8:14:18 PM(UTC-4)	To: 3926936 Mi Amor		
43	Call Log	4/30/2014 8:12:58 PM(UTC-4)	To: 3926936 Mi Amor		
44	Call Log	4/30/2014 6:44:28 PM(UTC-4)	To: 3926936 Mi Amor		
45	Call Log	4/30/2014 6:41:41 PM(UTC-4)	To: 3926936 Mi Amor		
46	Call Log	4/30/2014 6:28:09 PM(UTC-4)	To: 3926936 Mi Amor		
47	Call Log	4/30/2014 6:15:37 PM(UTC-4)	To: 6159533442		
48	Call Log	4/30/2014 6:11:05 PM(UTC-4)	From: 6159533442		
49	Call Log	4/30/2014 6:10:29 PM(UTC-4)	From: 9106408736 Tommy		
50	SMS Messages	4/30/2014 5:34:55 PM(UTC-4)	To: 640-8736 Tommy		
51	SMS Messages	4/30/2014 5:34:13 PM(UTC-4)	From: 9106408736 Tommy	No	
52	SMS Messages	4/30/2014 5:33:11 PM(UTC-4)	To: 640-8736 Tommy	Do they know my last name?	
53	SMS Messages	4/30/2014 5:30:44 PM(UTC-4)	From: 9106408736 Tommy	I can't yet.	
54	SMS Messages	4/30/2014 5:30:01 PM(UTC-4)	To: 640-8736 Tommy	Call me.	
55	SMS Messages	4/30/2014 5:28:35 PM(UTC-4)	From: 9106408736 Tommy		
56	SMS Messages	4/30/2014 5:27:42 PM(UTC-4)	To: 640-8736 Tommy	Where do you get that info??	
57	Call Log	4/30/2014 5:24:44 PM(UTC-4)	To: 6408736 Tommy		
58	SMS Messages	4/30/2014 5:24:16 PM(UTC-4)	To: 640-8736 Tommy	Who said that?	
59	SMS Messages	4/30/2014 5:23:27 PM(UTC-4)	From: 9106408736 Tommy		

60	➡ Call Log	4/30/2014 5:22:42 PM(UTC-4)	To: 6408736 Tommy	
61	↩ SMS Messages	4/30/2014 5:22:12 PM(UTC-4)	From: 9106408736 Tommy	
62	↩ Call Log	4/30/2014 4:34:09 PM(UTC-4)	From: 9102348486	
63	↩ Call Log	4/30/2014 4:24:35 PM(UTC-4)	From: 9102348486	
64	↩ Call Log	4/30/2014 4:24:04 PM(UTC-4)	From: 9102348486	
65	➡ SMS Messages	4/30/2014 4:19:47 PM(UTC-4)	To: 640-8736 Tommy	She texted me.
66	↩ SMS Messages	4/30/2014 4:19:43 PM(UTC-4)	From: 9106408736 Tommy	I got this
67	↩ SMS Messages	4/30/2014 4:19:34 PM(UTC-4)	From: 9106408736 Tommy	Just don't answer
68	↩ SMS Messages	4/30/2014 4:19:13 PM(UTC-4)	From: 9102348486	Mitchel, this is tommys mom. Please give me a call.
69	➡ SMS Messages	4/30/2014 4:18:28 PM(UTC-4)	To: 640-8736 Tommy	Wait what?
70	↩ Call Log	4/30/2014 4:18:01 PM(UTC-4)	From: 9102348486	
71	↩ SMS Messages	4/30/2014 4:16:30 PM(UTC-4)	From: 9106408736 Tommy	Mom is going to call. Don't say anything.
72	➡ Call Log	4/30/2014 4:10:39 PM(UTC-4)	To: 3926936 Mi Amor	
73	↩ Call Log	4/30/2014 3:26:45 PM(UTC-4)	From: 9109078282	
74	➡ Call Log	4/30/2014 2:34:15 PM(UTC-4)	To: 9104993714 Aunt Beth	
75	↩ Call Log	4/30/2014 12:54:19 PM(UTC-4)	From: 9104993714 Aunt Beth	
76	➡ Call Log	4/30/2014 12:25:19 PM(UTC-4)	To: 7428446 Mom	
77	➡ Call Log	4/30/2014 12:20:25 PM(UTC-4)	To: 6677391	
78	➡ Call Log	4/30/2014 12:18:42 PM(UTC-4)	To: 7428446 Mom	
79	➡ Call Log	4/30/2014 12:17:56 PM(UTC-4)	To: 7428446 Mom	
80	➡ Call Log	4/30/2014 11:42:06 AM(UTC-4)	To: 4993714 Aunt Beth	
81	➡ SMS Messages	4/30/2014 11:08:49 AM(UTC-4)	To: 499-3714 Beth Aunt	If you would still be willing to drive I have to go to Wilmington to get khallah clothes and I have to get her ring because the group home won't let her have it.
82	➡ SMS Messages	4/30/2014 10:41:34 AM(UTC-4)	To: 640-8736 Tommy	I'm not getting the car today but I have to get the ring. If you can get me it doesn't matter what time. Just sometime today
83	↩ Call Log	4/30/2014 10:36:31 AM(UTC-4)	From: 9108641337	
84	➡ SMS Messages	4/30/2014 9:18:13 AM(UTC-4)	To: 499-3714 Beth Aunt	Yeah, it'll be easier this weekend.
85	↩ SMS Messages	4/30/2014 9:17:40 AM(UTC-4)	From: 9104993714 Beth Aunt	If you're sure
86	➡ SMS Messages	4/30/2014 9:16:50 AM(UTC-4)	To: 499-3714 Beth Aunt	I'm just going to buy it another day. Thanks though aunt beth
87	↩ SMS Messages	4/30/2014 9:16:18 AM(UTC-4)	From: 9103688918	Alrighty
88	➡ SMS Messages	4/30/2014 9:15:37 AM(UTC-4)	To: (910) 368-8918	Alright I will text you in a bit and let you know which day.
89	↩ SMS Messages	4/30/2014 9:14:51 AM(UTC-4)	From: 9103688918	And friday. And sat. Off sunday
90	↩ SMS Messages	4/30/2014 9:14:41 AM(UTC-4)	From: 9103688918	Tomorrow im off til 3
91	➡ SMS Messages	4/30/2014 9:11:59 AM(UTC-4)	To: (910) 368-8918	Yeah I'm thinking it might be easier to just wait another day
92	↩ SMS Messages	4/30/2014 9:09:39 AM(UTC-4)	From: 9103688918	I'll only have from abt 3:30 to 4:30 cause I have to drive home and drive back to work
93	↩ SMS Messages	4/30/2014 9:09:03 AM(UTC-4)	From: 9103688918	741 virginia rd. or st. Southport, NC. 28461
94	↩ SMS Messages	4/30/2014 9:07:21 AM(UTC-4)	From: 9103688918	
95	↩ SMS Messages	4/30/2014 9:06:40 AM(UTC-4)	From: 9103688918	I got a lady up the street from my house if she is there and we have time
96	➡ SMS Messages	4/30/2014 9:01:43 AM(UTC-4)	To: (910) 368-8918	Hey, what's your plan on getting the title notarized/transferred?
97	➡ SMS Messages	4/30/2014 8:47:56 AM(UTC-4)	To: 499-3714 Beth Aunt	Idk. Can I get it notarized some other time? Or does it have to happen when he sells it to me?
98	↩ SMS Messages	4/30/2014 1:23:01 AM(UTC-4)	From: 9104993714 Beth Aunt	Ok. I'll take you around 1. from whiteville if tommy is driving the car. How are you going to get title notarized?
99	➡ SMS Messages	4/30/2014 1:02:47 AM(UTC-4)	To: 499-3714 Beth Aunt	I can ride the moped there

100	↔ SMS Messages	4/30/2014 1:02:18 AM(UTC-4)	From: 9104993714 Beth Aunt	Will you be in whiteville?	
101	➡ SMS Messages	4/30/2014 12:58:14 AM(UTC-4)	To: 640-8736 Tommy	Bro can I come get you and take you with me tomorrow?	
102	➡ SMS Messages	4/30/2014 12:57:33 AM(UTC-4)	To: 499-3714 Beth Aunt	What is the latest? I could just have you drop us in bsl and he can meet me somewhere	
103	↔ SMS Messages	4/30/2014 12:55:40 AM(UTC-4)	From: 9104993714 Beth Aunt	I don't know that I can do it that late, Jami might have to work and doesn't know her way around there	
104	➡ SMS Messages	4/30/2014 12:52:08 AM(UTC-4)	To: 499-3714 Beth Aunt	The guy is only going to be there at that time.	
105	➡ SMS Messages	4/30/2014 12:50:45 AM(UTC-4)	To: 499-3714 Beth Aunt	I have to be there at like 3:30-4:00..	
106	↔ SMS Messages	4/30/2014 12:50:08 AM(UTC-4)	From: 9104993714 Beth Aunt	It can in a wreck. I'll take you and tommy. If Tommy will drive.	
107	➡ SMS Messages	4/30/2014 12:44:53 AM(UTC-4)	To: 499-3714 Beth Aunt	I'm going to be driving without a license.. Insurance can't help me anyways.	
108	↔ SMS Messages	4/30/2014 12:43:53 AM(UTC-4)	From: 9104993714 Beth Aunt	But getting it home you need insurance	
109	➡ SMS Messages	4/30/2014 12:43:18 AM(UTC-4)	To: 499-3714 Beth Aunt	I don't know. I'm only bringing it to my house. I'm not driving it around until that's all straightened out.	
110	↔ SMS Messages	4/30/2014 12:42:05 AM(UTC-4)	From: 9104993714 Beth Aunt	What about insurance?	
111	➡ SMS Messages	4/30/2014 12:41:20 AM(UTC-4)	To: 499-3714 Beth Aunt	It has tags. The guy said I can leave them on to bring it home	
112	↔ SMS Messages	4/30/2014 12:40:38 AM(UTC-4)	From: 9104993714 Beth Aunt	How are you going to drive it home without a tag?	
113	➡ SMS Messages	4/30/2014 12:39:54 AM(UTC-4)	To: 499-3714 Beth Aunt	Yes.	
114	↔ SMS Messages	4/30/2014 12:38:56 AM(UTC-4)	From: 9104993714 Beth Aunt	Does he have a license?	
115	➡ SMS Messages	4/30/2014 12:37:34 AM(UTC-4)	To: 499-3714 Beth Aunt	Car	
116	➡ SMS Messages	4/30/2014 12:37:32 AM(UTC-4)	To: 499-3714 Beth Aunt	He doesn't have a car	
117	↔ SMS Messages	4/30/2014 12:37:03 AM(UTC-4)	From: 9104993714 Beth Aunt	Tommy can't help you?	
118	➡ SMS Messages	4/30/2014 12:35:42 AM(UTC-4)	To: 499-3714 Beth Aunt	I did not know that. I don't really have a choice though.	
119	↔ SMS Messages	4/30/2014 12:34:29 AM(UTC-4)	From: 9104993714 Beth Aunt	Did you see on the news that they have extra troopers on the road for the click it or ticket campaign?	
120	↔ SMS Messages	4/30/2014 12:33:33 AM(UTC-4)	From: 9104993714 Beth Aunt	You plan on driving with no license?	
121	➡ SMS Messages	4/30/2014 12:32:28 AM(UTC-4)	To: 499-3714 Beth Aunt	I clean condos in myrtle beach.	
122	➡ SMS Messages	4/30/2014 12:32:05 AM(UTC-4)	To: 499-3714 Beth Aunt	Carefully.	
123	↔ SMS Messages	4/30/2014 12:31:55 AM(UTC-4)	From: 9104993714 Beth Aunt	And legal?	
124	↔ SMS Messages	4/30/2014 12:31:50 AM(UTC-4)	From: 9104993714 Beth Aunt	How are you going to get it home?	
125	➡ SMS Messages	4/30/2014 12:31:00 AM(UTC-4)	To: 499-3714 Beth Aunt	Working and no.	
126	↔ SMS Messages	4/30/2014 12:30:39 AM(UTC-4)	From: 9104993714 Beth Aunt	Where'd you get big money from? You have a license?	
127	➡ SMS Messages	4/30/2014 12:29:41 AM(UTC-4)	To: 499-3714 Beth Aunt	Hey aunt beth this is Mitchell, I was wondering if I gave Jami \$50 if she could drive me to boiling spring lake tomorrow so I can buy a car.	
128	↔ Call Log	4/29/2014 11:18:01 PM(UTC-4)	From: 9106408736 Tommy		
129	↔ Call Log	4/29/2014 10:50:38 PM(UTC-4)	From: 9106408736 Tommy		
130	➡ SMS Messages	4/29/2014 10:47:00 PM(UTC-4)	To: 640-8736 Tommy	We need to go to the coinstar tomorrow..	
131	➡ SMS Messages	4/29/2014 10:46:37 PM(UTC-4)	To: 640-8736 Tommy	So after I get the truck I will have about 300, I gotta buy khalliah clothes so I will come home with like 100.	
132	➡ Call Log	4/29/2014 10:43:27 PM(UTC-4)	To: 8408736 Tommy		
133	↔ Call Log	4/29/2014 10:42:11 PM(UTC-4)	From: 9106408736 Tommy		
134	➡ SMS Messages	4/29/2014 10:40:09 PM(UTC-4)	To: 640-8736 Tommy	Police have no leads and no motives	
135	↔ SMS Messages	4/29/2014 10:39:22 PM(UTC-4)	From: 9103688918	Alright. Hit me up	
136	➡ SMS Messages	4/29/2014 10:38:23 PM(UTC-4)	To: (910) 368-8918	Oh wow. Well I will text you tomorrow to reconfirm before I head that way.	
137	↔ SMS Messages	4/29/2014 10:37:09 PM(UTC-4)	From: 9103688918	No it just sits high. Has 295/75 16 nitto terra grapplers on it. Tires are 32 inches tall	
138	➡ SMS Messages	4/29/2014 10:30:21 PM(UTC-4)	To: (910) 368-8918	Alright, last question. Is the any lift?	
139	↔ SMS Messages	4/29/2014 10:29:39 PM(UTC-4)	From: 9103688918	Yes gmc sierra 1500 4x4	
140	➡ SMS Messages	4/29/2014 10:27:55 PM(UTC-4)	To: (910) 368-8918	Is that truck a sierra?	

141	☛ SMS Messages	4/29/2014 10:25:18 PM(UTC-4)	From: 9103688918	Lol	
142	➡ SMS Messages	4/29/2014 10:23:59 PM(UTC-4)	To: (910) 368-8918	Lol. I'm going to explain it like this "I won't even need insurance, if I hit something I will just run it over"	
143	☛ SMS Messages	4/29/2014 10:22:29 PM(UTC-4)	From: 9103688918	Lol yea. They do. My lady,dont like any of them . She likes my tahoe	
144	➡ SMS Messages	4/29/2014 10:21:05 PM(UTC-4)	To: (910) 368-8918	Yeah that truck looks fun. Knowing her she is going to view it differently.	
145	☛ SMS Messages	4/29/2014 10:19:25 PM(UTC-4)	From: 9103688918	Lol ok . I have had alot more fun with the truck for sure. Car is just great on gas. I run premium non ethanol in all my rigs	
146	➡ SMS Messages	4/29/2014 10:17:38 PM(UTC-4)	To: (910) 368-8918	I want that truck though lol	
147	➡ SMS Messages	4/29/2014 10:17:14 PM(UTC-4)	To: (910) 368-8918	Actually, I will talk it over with my fiance. Either way I will be buying 1 of your cars. I just have to ask her which one she is okay with.	
148	➡ SMS Messages	4/29/2014 10:13:52 PM(UTC-4)	To: (910) 368-8918	Ahh. Alright if you send me the address I will look it up	
149	☛ SMS Messages	4/29/2014 10:13:01 PM(UTC-4)	From: 9103688918	Im not sure if ill have time to drive. I work abt 20 mins from my house. So I wont have alot of time	
150	➡ SMS Messages	4/29/2014 10:10:12 PM(UTC-4)	To: (910) 368-8918	Alright would you be willing to drive and meet me at all? It'd be faster that way.. I don't want to be late.	
151	☛ SMS Messages	4/29/2014 10:08:45 PM(UTC-4)	From: 9103688918	Ide do that. Long as I can meet on my break.	
152	➡ SMS Messages	4/29/2014 10:06:21 PM(UTC-4)	To: (910) 368-8918	I'll tell you what. If you are willing to come down to 1400 on the truck I will be there tomorrow with the cash.	
153	➡ SMS Messages	4/29/2014 10:05:04 PM(UTC-4)	To: 640-8736 Tommy	Its on the newss	
154	➡ Call Log	4/29/2014 10:04:05 PM(UTC-4)	To: 6408736 Tommy		
155	☛ SMS Messages	4/29/2014 10:01:55 PM(UTC-4)	From: 9103688918	Yes 4 low. Has to be adjusted for 4 high to work. But I could show u what im talkin about.	
156	➡ SMS Messages	4/29/2014 9:59:05 PM(UTC-4)	To: (910) 368-8918	Can you turn the 4x4 on and off?	
157	☛ SMS Messages	4/29/2014 9:57:24 PM(UTC-4)	From: 9103688918	16 to 20 at bottom range. Its pretty good it has the vortec v6	
158	➡ SMS Messages	4/29/2014 9:51:06 PM(UTC-4)	To: (910) 368-8918	Out of curiosity. About what is the mpg in the truck?	
159	☛ SMS Messages	4/29/2014 9:46:14 PM(UTC-4)	From: 9103688918	But just let me know. First come first serve	
160	☛ SMS Messages	4/29/2014 9:42:42 PM(UTC-4)	From: 9103688918	Had another truck that sold and I have a tahoe too. Need some room so lettin go cheap	
161	➡ Call Log	4/29/2014 9:42:38 PM(UTC-4)	To: 6408736 Tommy		
162	➡ SMS Messages	4/29/2014 9:40:57 PM(UTC-4)	To: (910) 368-8918	Ohh, I understand	
163	☛ SMS Messages	4/29/2014 9:40:30 PM(UTC-4)	From: 9103688918	To what they are now. Was 2200 for truck 1700 for car	
164	➡ SMS Messages	4/29/2014 9:32:42 PM(UTC-4)	To: (910) 368-8918	What were they dropped to?	
165	☛ SMS Messages	4/29/2014 9:32:13 PM(UTC-4)	From: 9103688918	Ok just let me know,just dropped my prices needing them gone. Hoping they sell quick	
166	➡ SMS Messages	4/29/2014 9:23:25 PM(UTC-4)	To: (910) 368-8918	Alright, I will be at new Hanover county hospital. I'm trying to figure out how to get to you at that time.	
167	☛ SMS Messages	4/29/2014 9:19:48 PM(UTC-4)	From: 9103688918	But its legal tags and all right now	
168	☛ Call Log	4/29/2014 9:19:45 PM(UTC-4)	From: 9106408736 Tommy		
169	➡ SMS Messages	4/29/2014 9:11:53 PM(UTC-4)	To: 640-8736 Tommy	Call me	
170	➡ Call Log	4/29/2014 9:10:58 PM(UTC-4)	To: 6408736 Tommy		
171	☛ SMS Messages	4/29/2014 9:09:01 PM(UTC-4)	From: 9103688918	I work a double tomorrow. Have a break from 3 to 5	
172	➡ SMS Messages	4/29/2014 9:06:55 PM(UTC-4)	To: (910) 368-8918	I will be in Wilmington tomorrow .	
173	➡ SMS Messages	4/29/2014 9:06:37 PM(UTC-4)	To: (910) 368-8918	Near ellzabethtown	
174	☛ SMS Messages	4/29/2014 9:06:17 PM(UTC-4)	From: 9103688918	Where do u live	
175	➡ SMS Messages	4/29/2014 9:05:11 PM(UTC-4)	To: (910) 368-8918	Does it have tags I can use to drive it home?	
176	☛ SMS Messages	4/29/2014 9:02:37 PM(UTC-4)	From: 9103688918	Boiling spring lakes. Right outside of Wilmington	
177	☛ SMS Messages	4/29/2014 8:56:18 PM(UTC-4)	From: 9106408736 Tommy	In my bag I think.	
178	➡ SMS Messages	4/29/2014 8:54:58 PM(UTC-4)	To: (910) 368-8918	What's the name of the town that the civic is in?	
179	➡ SMS Messages	4/29/2014 8:53:20 PM(UTC-4)	To: 640-8736 Tommy	[REDACTED]	
180	☛ Call Log	4/29/2014 8:43:04 PM(UTC-4)	From: 9106408736 Tommy		
181	➡ SMS Messages	4/29/2014 8:42:37 PM(UTC-4)	To: 640-8736 Tommy	Right lol.	

182	☛ SMS Messages	4/29/2014 8:39:38 PM(UTC-4)	From: 9106408736 Tommy	That makes no since though. If you have a gun you are getting out. Smh.	
183	➡ SMS Messages	4/29/2014 8:39:02 PM(UTC-4)	To: 640-8736 Tommy	http://www.wbtw.com/story/25374052/horry-county-fire-rescue-working-mobile-home-fire-in-aynor	
184	➡ SMS Messages	4/29/2014 8:38:37 PM(UTC-4)	To: 640-8736 Tommy	Check this out. It has pics of his house.	
185	➡ SMS Messages	4/29/2014 8:38:13 PM(UTC-4)	To: 640-8736 Tommy	Yep.	
186	☛ SMS Messages	4/29/2014 8:37:56 PM(UTC-4)	From: 9106408736 Tommy	[REDACTED]	
187	☛ SMS Messages	4/29/2014 8:37:20 PM(UTC-4)	From: 9106408736 Tommy	I saw that when garland told me. Apparently he died holding a gun at the front door trying to get out?	
188	➡ SMS Messages	4/29/2014 8:31:24 PM(UTC-4)	To: 640-8736 Tommy	Bro apparently cb was murdered?? I heard he died in a fire but cops are saying there is evidence that it was murder.	
189	☛ Call Log	4/29/2014 8:13:48 PM(UTC-4)	From: 9103926936 Mi Amor		
190	☛ SMS Messages	4/29/2014 7:07:14 PM(UTC-4)	From: 9103688918	Ok just let me know	
191	➡ Call Log	4/29/2014 7:02:37 PM(UTC-4)	To: 3926936 Mi Amor		
192	☛ SMS Messages	4/29/2014 7:01:47 PM(UTC-4)	From: 9105085486	Nope	
193	☛ SMS Messages	4/29/2014 6:40:11 PM(UTC-4)	From: 9103688918	35-37 mpg on premium non ethanol	
194	☛ MMS Messages	4/29/2014 6:39:58 PM(UTC-4)			
195	➡ SMS Messages	4/29/2014 6:35:51 PM(UTC-4)	To: (910) 508-5486	I saw your listing on Craigslist, I'm wondering if you're still looking to sell your truck. Thanks.	
196	☛ Call Log	4/29/2014 6:28:55 PM(UTC-4)	From: No Number		
197	☛ Call Log	4/29/2014 6:28:24 PM(UTC-4)	From: No Number		
198	➡ SMS Messages	4/29/2014 6:25:27 PM(UTC-4)	To: (910) 368-8918	[REDACTED]	
199	➡ SMS Messages	4/29/2014 6:24:35 PM(UTC-4)	To: (910) 368-8918	[REDACTED]	
200	☛ SMS Messages	4/29/2014 6:22:21 PM(UTC-4)	From: 9103688918	[REDACTED]	
201	➡ SMS Messages	4/29/2014 6:21:52 PM(UTC-4)	To: (910) 368-8918	[REDACTED]	
202	➡ SMS Messages	4/29/2014 6:16:49 PM(UTC-4)	To: (910) 368-8918	[REDACTED]	
203	☛ SMS Messages	4/29/2014 6:16:18 PM(UTC-4)	From: 9106408736 Tommy	[REDACTED]	
204	➡ SMS Messages	4/29/2014 6:15:03 PM(UTC-4)	To: 640-8736 Tommy	[REDACTED]	
205	☛ SMS Messages	4/29/2014 6:13:45 PM(UTC-4)	From: 9103688918	[REDACTED]	
206	➡ SMS Messages	4/29/2014 6:10:52 PM(UTC-4)	To: (910) 368-8918	[REDACTED]	
207	➡ SMS Messages	4/29/2014 6:07:39 PM(UTC-4)	To: (910) 368-8918	Well, what types of trades are you looking for on the truck?	
208	☛ SMS Messages	4/29/2014 6:06:30 PM(UTC-4)	From: 9103688918	Trying to clear my yard	
209	➡ SMS Messages	4/29/2014 6:06:10 PM(UTC-4)	To: (910) 368-8918	That interests me	
210	➡ SMS Messages	4/29/2014 6:06:00 PM(UTC-4)	To: (910) 368-8918	Can I see some pictures of that?	
211	☛ SMS Messages	4/29/2014 6:05:33 PM(UTC-4)	From: 9103688918	I have a 90 civic 4 door 5 speed for 1000	
212	☛ SMS Messages	4/29/2014 6:02:59 PM(UTC-4)	From: 9103688918	I'd take 1100 and a moped if its descent	
213	➡ SMS Messages	4/29/2014 6:00:48 PM(UTC-4)	To: (910) 368-8918	I've got 1100 I could spend on a vehicle.	
214	➡ SMS Messages	4/29/2014 5:59:39 PM(UTC-4)	To: (910) 368-8918	Nahh, dont really think I can do anything for this deal. My only vehicle is a moped	
215	☛ SMS Messages	4/29/2014 5:58:12 PM(UTC-4)	From: 9103688918	Trades?	
216	☛ SMS Messages	4/29/2014 5:58:02 PM(UTC-4)	From: 9103688918	What u got?	
217	➡ SMS Messages	4/29/2014 5:54:13 PM(UTC-4)	To: (910) 368-8918	Yeah I saw that but I can't really get to that price. I'm 19 I still have to get insurance.	
218	➡ Call Log	4/29/2014 5:47:59 PM(UTC-4)	To: 18009220204 Technical Support		
219	➡ Call Log	4/29/2014 5:44:57 PM(UTC-4)	To: 18002946094		
220	➡ Call Log	4/29/2014 5:43:00 PM(UTC-4)	To: 18002946094		
221	➡ Call Log	4/29/2014 5:42:33 PM(UTC-4)	To: 18009220204 Technical Support		
222	☛ SMS Messages	4/29/2014 5:38:14 PM(UTC-4)	From: 9103688918	I'll take 1500	

223	➡ Call Log	4/29/2014 5:35:46 PM(UTC-4)	To: 18009220204 Technical Support	
224	➡ Call Log	4/29/2014 5:34:13 PM(UTC-4)	To: 18009220204 Technical Support	
225	➡ Call Log	4/29/2014 5:32:32 PM(UTC-4)	To: 18009220204 Technical Support	
226	➡ SMS Messages	4/29/2014 5:14:10 PM(UTC-4)	To: 640-8736 Tommy	Right.
227	↔ SMS Messages	4/29/2014 5:10:10 PM(UTC-4)	From: 9106408736 Tommy	What the fuck. Smh
228	➡ SMS Messages	4/29/2014 5:07:45 PM(UTC-4)	To: 640-8736 Tommy	They won't keep it. Its too expensive. They had social services call me
229	↔ SMS Messages	4/29/2014 5:05:49 PM(UTC-4)	From: 9106408736 Tommy	Is there a reason behind getting the ring? Like why do you have to go get it?
230	➡ SMS Messages	4/29/2014 5:03:51 PM(UTC-4)	To: 640-8736 Tommy	Its just a bad day lol
231	↔ SMS Messages	4/29/2014 5:03:31 PM(UTC-4)	From: 9106408736 Tommy	Wtf?
232	➡ SMS Messages	4/29/2014 5:00:50 PM(UTC-4)	To: 640-8736 Tommy	The group home called and said I have to get the ring. I'm feeling depressed as shit and overwhelmed.
233	↔ SMS Messages	4/29/2014 4:58:59 PM(UTC-4)	From: 9106408736 Tommy	Can it wait til tomorrow if heather doesn't mind? What's going on brohan?
234	➡ SMS Messages	4/29/2014 4:57:36 PM(UTC-4)	To: 640-8736 Tommy	If I gave you \$ could you take me to Wilmington? Its important.
235	↔ SMS Messages	4/29/2014 4:56:47 PM(UTC-4)	From: 9106408736 Tommy	yo
236	➡ SMS Messages	4/29/2014 4:33:03 PM(UTC-4)	To: 640-8736 Tommy	Broski
237	➡ Call Log	4/29/2014 4:31:09 PM(UTC-4)	To: 6408736 Tommy	
238	↔ SMS Messages	4/29/2014 4:27:19 PM(UTC-4)	From: 9103688918	Gmc
239	➡ Call Log	4/29/2014 4:16:13 PM(UTC-4)	To: 9107428446 Mom	
240	➡ Call Log	4/29/2014 4:14:15 PM(UTC-4)	To: 9107428446 Mom	
241	↔ SMS Messages	4/29/2014 3:42:56 PM(UTC-4)	From: 9103688918	I still have 92
242	↔ SMS Messages	4/29/2014 3:35:51 PM(UTC-4)	From: 9103688918	Yes
243	➡ SMS Messages	4/29/2014 3:24:23 PM(UTC-4)	To: (910) 368-8918	Hey, I saw your post on Craigslist, are you still selling your truck?
244	➡ SMS Messages	4/29/2014 3:02:27 PM(UTC-4)	To: (252) 469-2455	Hey I saw your listing on Craigslist, I'm wondering if the truck is still for sale?
245	➡ SMS Messages	4/29/2014 1:35:24 PM(UTC-4)	To: (910) 398-1656	Hey, I saw your Craigslist posting, are you still looking to sell your truck?
246	➡ SMS Messages	4/29/2014 1:26:25 PM(UTC-4)	To: (910) 5085486	I saw your listing on Craigslist, I'm wondering if you're still looking to sell your truck. Thanks.
247	➡ Call Log	4/29/2014 1:06:10 PM(UTC-4)	To: +19106420405	
248	➡ Call Log	4/29/2014 11:08:12 AM(UTC-4)	To: 9107428446 Mom	
249	➡ Call Log	4/29/2014 11:07:17 AM(UTC-4)	To: 9107428446 Mom	
250	➡ Call Log	4/29/2014 11:05:23 AM(UTC-4)	To: 6408736 Tommy	
251	➡ Call Log	4/29/2014 11:03:11 AM(UTC-4)	To: 6408736 Tommy	
252	➡ Call Log	4/29/2014 11:00:10 AM(UTC-4)	To: 6408736 Tommy	
253	➡ Call Log	4/29/2014 10:57:31 AM(UTC-4)	To: 6408736 Tommy	
254	➡ SMS Messages	4/29/2014 10:57:26 AM(UTC-4)	To: 640-8736 Tommy	If you don't come here I'm leaving
255	➡ SMS Messages	4/29/2014 10:57:07 AM(UTC-4)	To: 640-8736 Tommy	The guy just came in here and was about to call the cops.
256	➡ Call Log	4/29/2014 10:55:51 AM(UTC-4)	To: 6408736 Tommy	
257	➡ SMS Messages	4/29/2014 10:49:57 AM(UTC-4)	To: 640-8736 Tommy	You said you were leaving an hour ago.
258	➡ SMS Messages	4/29/2014 10:49:14 AM(UTC-4)	To: 640-8736 Tommy	We have 10 mins... ???
259	➡ Call Log	4/29/2014 10:48:08 AM(UTC-4)	To: 6408736 Tommy	
260	➡ Call Log	4/29/2014 10:44:33 AM(UTC-4)	To: 6408736 Tommy	
261	➡ Call Log	4/29/2014 10:43:29 AM(UTC-4)	To: 6408736 Tommy	
262	➡ Call Log	4/29/2014 10:42:26 AM(UTC-4)	To: 6408736 Tommy	
263	➡ SMS Messages	4/29/2014 10:37:51 AM(UTC-4)	To: 640-8736 Tommy	Ok

264	↩ SMS Messages	4/29/2014 9:53:39 AM(UTC-4)	From: 9106408736 Tommy	Okay And about to leave now	
265	➡ SMS Messages	4/29/2014 9:36:58 AM(UTC-4)	To: 640-8736 Tommy	When are you coming? My mom is bitching about me not being home	
266	↩ SMS Messages	4/29/2014 9:34:48 AM(UTC-4)	From: 9107428446 Mom	Tori cleaned your room. It's spotless. GraceLynn is coming home tomorrow	
267	↩ SMS Messages	4/29/2014 9:34:08 AM(UTC-4)	From: 9107428446 Mom	Ok	
268	➡ SMS Messages	4/29/2014 9:32:50 AM(UTC-4)	To: 742-8446 Mom	Yeah I want to come home. I'm waiting for tommy to come get me.	
269	➡ SMS Messages	4/29/2014 9:32:05 AM(UTC-4)	To: 640-8736 Tommy	OK there was apparently a shootout in tabor so watch out on your way back.	
270	↩ SMS Messages	4/29/2014 9:31:39 AM(UTC-4)	From: 9107428446 Mom	Mitchell, we need you home. This isn't about me or you, it's GraceLynn and Elijah.	
271	↩ SMS Messages	4/29/2014 9:30:58 AM(UTC-4)	From: 9106408736 Tommy	Yo	
272	➡ Call Log	4/29/2014 9:26:19 AM(UTC-4)	To: 6408736 Tommy		
273	➡ Call Log	4/29/2014 9:25:29 AM(UTC-4)	To: 6408736 Tommy		
274	➡ SMS Messages	4/29/2014 9:25:23 AM(UTC-4)	To: 742-8446 Mom	Idk	
275	↩ SMS Messages	4/29/2014 9:24:40 AM(UTC-4)	From: 9107428446 Mom	[REDACTED]	
276	➡ SMS Messages	4/29/2014 9:22:48 AM(UTC-4)	To: 742-8446 Mom	No	
277	➡ SMS Messages	4/29/2014 9:22:35 AM(UTC-4)	To: 840-8736 Tommy	Bro	
278	↩ SMS Messages	4/29/2014 9:22:26 AM(UTC-4)	From: 9107428446 Mom	You're in tabor city where?	
279	➡ SMS Messages	4/29/2014 9:21:37 AM(UTC-4)	To: 742-8446 Mom	In	
280	↩ SMS Messages	4/29/2014 9:20:59 AM(UTC-4)	From: 9107428446 Mom	Are you in Tabor City?	
281	➡ Call Log	4/29/2014 3:10:14 AM(UTC-4)	To: 8408736 Tommy		
282	➡ Call Log	4/29/2014 3:05:07 AM(UTC-4)	To: 6408736 Tommy		
283	➡ Call Log	4/29/2014 2:42:00 AM(UTC-4)	To: 6408736 Tommy		
284	↩ Call Log	4/28/2014 2:31:52 AM(UTC-4)	From: 9195193216		
285	➡ Call Log	4/29/2014 12:26:31 AM(UTC-4)	To: 8408736 Tommy		
286	➡ Call Log	4/28/2014 9:32:56 PM(UTC-4)	To: 8408736 Tommy		
287	➡ Call Log	4/28/2014 9:29:55 PM(UTC-4)	To: 6408736 Tommy		
288	➡ Call Log	4/28/2014 9:29:51 PM(UTC-4)	To: 6408736 Tommy		
289	↩ SMS Messages	4/28/2014 8:59:37 PM(UTC-4)	From: 9107428446 Mom	Try very hard. This is kinda an emergency situation.	
290	➡ SMS Messages	4/28/2014 8:57:41 PM(UTC-4)	To: 742-8446 Mom	I will try	
291	↩ SMS Messages	4/28/2014 8:57:27 PM(UTC-4)	From: 9107428446 Mom	We need you home before noon. Ok?	
292	➡ Call Log	4/28/2014 8:54:36 PM(UTC-4)	To: 9195193216		
293	↩ SMS Messages	4/28/2014 8:43:54 PM(UTC-4)	From: 9195193216	Its..	
294	➡ SMS Messages	4/28/2014 8:43:13 PM(UTC-4)	To: (919) 519-3216	We are about to come get you	
295	➡ Call Log	4/28/2014 8:07:07 PM(UTC-4)	To: 6158842156		
296	↩ SMS Messages	4/28/2014 8:06:37 PM(UTC-4)	From: 9107428446 Mom	Why CAN'T you? If all you need is a ride we can help that	
297	➡ SMS Messages	4/28/2014 8:04:28 PM(UTC-4)	To: 742-8446 Mom	No. I can't come home and now you are stressing me out	
298	↩ SMS Messages	4/28/2014 8:03:58 PM(UTC-4)	From: 9107428446 Mom	That's not what you said. You said you weren't coming home and you're getting stressed. Where are you?	
299	➡ SMS Messages	4/28/2014 8:02:44 PM(UTC-4)	To: 742-8446 Mom	I DONT HAVE A CAR. I DONT GET TO COME HOME UNTIL SOMEONE CAN TAKE ME THERE	
300	↩ SMS Messages	4/28/2014 8:02:31 PM(UTC-4)	From: 9107428446 Mom	You could come home and go to bed or whatever to de stress	
301	↩ SMS Messages	4/28/2014 8:01:55 PM(UTC-4)	From: 9107428446 Mom	Now we're screwed. Won't even have the car to pick up GraceLynn and bring her home Wednesday	
302	↩ SMS Messages	4/28/2014 8:01:19 PM(UTC-4)	From: 9107428446 Mom	Don't have the gas and Antonio is getting in bed. He's been working since 4 am. I was trusting your word.	
303	➡ SMS Messages	4/28/2014 7:58:18 PM(UTC-4)	To: 742-8446 Mom	If its that important come get it.	

304	↔ SMS Messages	4/28/2014 7:57:39 PM(UTC-4)	From: 9107428446 Mom	Mitchell, why would you say yes and then not come home? So now we changed things based on your word. Now we're screwed.	
305	➡ SMS Messages	4/28/2014 7:55:05 PM(UTC-4)	To: 742-8446 Mom	I will be there tomorrow. I'm getting really stressed right now.	
306	↔ SMS Messages	4/28/2014 7:54:55 PM(UTC-4)	From: 9107428446 Mom	Mitchell I need you home tonight	
307	↔ SMS Messages	4/28/2014 7:54:30 PM(UTC-4)	From: 9107428446 Mom	Tori is waiting for you	
308	➡ SMS Messages	4/28/2014 7:54:03 PM(UTC-4)	To: 742-8446 Mom	I don't know.	
309	↔ SMS Messages	4/28/2014 7:52:32 PM(UTC-4)	From: 9107428446 Mom	When? I need to take care of that early in the morning.	
310	➡ SMS Messages	4/28/2014 7:51:43 PM(UTC-4)	To: 742-8446 Mom	Coming home tomorrow.	
311	➡ Call Log	4/28/2014 7:29:13 PM(UTC-4)	To: 3926936 Mi Amor		
312	➡ SMS Messages	4/28/2014 7:21:29 PM(UTC-4)	To: (919) 519-3216	He's going to jail if [REDACTED] He's going to kill somebody if he doesn't get that money asap.	
313	➡ Call Log	4/28/2014 7:03:28 PM(UTC-4)	To: 9185193216		
314	➡ Call Log	4/28/2014 7:03:16 PM(UTC-4)	To: 6408736 Tommy		
315	➡ SMS Messages	4/28/2014 6:40:28 PM(UTC-4)	To: 640-8736 Tommy	OK.	
316	↔ SMS Messages	4/28/2014 6:40:21 PM(UTC-4)	From: 9106408736 Tommy	On my way	
317	➡ SMS Messages	4/28/2014 6:37:19 PM(UTC-4)	To: 640-8736 Tommy	I'm about to call mom and tony to get me.	
318	➡ SMS Messages	4/28/2014 6:36:54 PM(UTC-4)	To: 640-8736 Tommy	I'm tired of this hotel.	
319	↔ SMS Messages	4/28/2014 6:35:23 PM(UTC-4)	From: 9107428446 Mom	She said as long as you're willing to help out then she doesn't care if you come back	
320	➡ SMS Messages	4/28/2014 6:34:37 PM(UTC-4)	To: 640-8736 Tommy	Dude.	
321	↔ Call Log	4/28/2014 6:26:01 PM(UTC-4)	From: 9107428446 Mom		
322	➡ SMS Messages	4/28/2014 6:25:08 PM(UTC-4)	To: 742-8446 Mom	I wanted to come home and just be left alone.	
323	↔ SMS Messages	4/28/2014 6:24:38 PM(UTC-4)	From: 9107428446 Mom	If you do that you are not coming back here	
324	↔ SMS Messages	4/28/2014 6:24:19 PM(UTC-4)	From: 9107428446 Mom	If that's where you want you want to live	
325	➡ SMS Messages	4/28/2014 6:23:27 PM(UTC-4)	To: 742-8446 Mom	Like you are doing right now. But its cool I am paying for month here in a few minutes	
326	↔ SMS Messages	4/28/2014 6:23:17 PM(UTC-4)	From: 9107428446 Mom	You're not treated like crap	
327	➡ SMS Messages	4/28/2014 6:22:31 PM(UTC-4)	To: 742-8446 Mom	All I want in return is to not be treated like shit.	
328	➡ SMS Messages	4/28/2014 6:21:36 PM(UTC-4)	To: 742-8446 Mom	I wouldn't have even made you pay me back	
329	➡ SMS Messages	4/28/2014 6:21:18 PM(UTC-4)	To: 742-8446 Mom	I'm not going to hold it over your head. I can get more money. 300 is nothing to me. I was just trying to point out that if you want more than that you need to go somewhere else.	
330	↔ SMS Messages	4/28/2014 6:19:26 PM(UTC-4)	From: 9107428446 Mom	I'll get it from my mother. You have nothing to hold over my head. Goodbye Mitchell	
331	➡ SMS Messages	4/28/2014 6:18:08 PM(UTC-4)	To: 742-8446 Mom	You are being selfish, ignorant, and honestly not smart.	
332	➡ SMS Messages	4/28/2014 6:16:46 PM(UTC-4)	To: 742-8446 Mom	I'm trying to help your grandchildren but your attitude is more important you.	
333	➡ Call Log	4/28/2014 6:15:27 PM(UTC-4)	To: 7428446 Mom		
334	↔ SMS Messages	4/28/2014 6:15:15 PM(UTC-4)	From: 9107428446 Mom	I'm not going to feel indebted to you. From the moment you turned 18 we didn't have to support you and we still did. You owe Antonio. He has provided everything for you including transportation to see Khaliah when he was exhausted	
335	➡ Call Log	4/28/2014 6:14:17 PM(UTC-4)	To: 7428446 Mom		
336	➡ Call Log	4/28/2014 6:13:28 PM(UTC-4)	To: 7428446 Mom		
337	➡ SMS Messages	4/28/2014 6:13:02 PM(UTC-4)	To: 742-8446 Mom	I'm almost out of money and I am trying to be responsible	
338	➡ SMS Messages	4/28/2014 6:12:26 PM(UTC-4)	To: 742-8446 Mom	I will give you 300 but that's it.	
339	➡ SMS Messages	4/28/2014 6:11:55 PM(UTC-4)	To: 742-8446 Mom	I'll just come get it after you lose the car and the house and don't have anywhere to put it because you are being stubborn.	
340	↔ SMS Messages	4/28/2014 6:11:04 PM(UTC-4)	From: 9107428446 Mom	I'll let you know when you can come get your stuff	
341	➡ SMS Messages	4/28/2014 6:10:12 PM(UTC-4)	To: 742-8446 Mom	Fine. Let your car get taken then.	
342	➡ Call Log	4/28/2014 6:08:24 PM(UTC-4)	To: 7428446 Mom		
343	➡ SMS Messages	4/28/2014 6:08:06 PM(UTC-4)	To: 742-8446 Mom	Well I'm trying to save money. What do you need.	

344	↩ SMS Messages	4/28/2014 6:07:40 PM(UTC-4)	From: 9107428446 Mom	Then you need to stay with Tommy	
345	➡ SMS Messages	4/28/2014 6:07:03 PM(UTC-4)	To: 742-8446 Mom	Yes it is.	
346	↩ SMS Messages	4/28/2014 6:06:48 PM(UTC-4)	From: 9107428446 Mom	I need to borrow sine money. If it's a problem tell me now	
347	➡ SMS Messages	4/28/2014 6:06:30 PM(UTC-4)	To: 742-8446 Mom	A little.	
348	↩ SMS Messages	4/28/2014 6:06:08 PM(UTC-4)	From: 9107428446 Mom	That wasn't my question	
349	➡ SMS Messages	4/28/2014 6:05:34 PM(UTC-4)	To: 742-8446 Mom	Well I'm trying to save it..	
350	↩ SMS Messages	4/28/2014 6:05:01 PM(UTC-4)	From: 9107428446 Mom	This is mom. I need to know if you still have any money saved?	
351	➡ SMS Messages	4/28/2014 5:57:18 PM(UTC-4)	To: 742-8446 Mom	I will try.	
352	↩ SMS Messages	4/28/2014 5:56:54 PM(UTC-4)	From: 9107428446 Mom	Hey try to get l and m clgs	
353	➡ SMS Messages	4/28/2014 5:55:46 PM(UTC-4)	To: (919) 519-3216	Damn that sucks	
354	↩ SMS Messages	4/28/2014 5:55:19 PM(UTC-4)	From: 9195193216	Na wu go'n 2 2day..bt fckd my hand up..	
355	➡ SMS Messages	4/28/2014 5:53:25 PM(UTC-4)	To: (919) 519-3216	Have you shot the shotty yet since you have shells?	
356	➡ SMS Messages	4/28/2014 5:48:15 PM(UTC-4)	To: 640-8736 Tommy	Ok	
357	↩ SMS Messages	4/28/2014 5:48:54 PM(UTC-4)	From: 9106408736 Tommy	About to get my money and head your way.	
358	➡ SMS Messages	4/28/2014 5:47:44 PM(UTC-4)	To: 640-8736 Tommy	Where you at?	
359	↩ SMS Messages	4/28/2014 5:18:20 PM(UTC-4)	From: 900080005060	VZW FREE MSG: Alert, you have 100Mb or less data remaining. Track usage or add more data at vzw.com/myverizon.	
360	↩ Call Log	4/28/2014 4:58:11 PM(UTC-4)	From: 9106408736 Tommy		
361	➡ Call Log	4/28/2014 4:55:21 PM(UTC-4)	To: 6408736 Tommy		
362	➡ Call Log	4/28/2014 4:31:24 PM(UTC-4)	To: 6159533442		
363	↩ SMS Messages	4/28/2014 4:08:00 PM(UTC-4)	From: 9107428446 Mom	Ok	
364	➡ SMS Messages	4/28/2014 4:05:30 PM(UTC-4)	To: (910) 742-8446 Mom	Supposed to be around 7	
365	↩ SMS Messages	4/28/2014 4:04:52 PM(UTC-4)	From: 9107428446 Mom	When will you be home. This is mom.	
366	➡ Call Log	4/28/2014 3:48:39 PM(UTC-4)	To: 6408736 Tommy		
367	↩ SMS Messages	4/28/2014 3:44:38 PM(UTC-4)	From: 9106408736 Tommy		
368	↩ SMS Messages	4/28/2014 3:43:42 PM(UTC-4)	From: 9106408736 Tommy		
369	➡ Call Log	4/28/2014 3:42:19 PM(UTC-4)	To: 6408736 Tommy		
370	➡ Call Log	4/28/2014 3:20:32 PM(UTC-4)	To: 6159533442		
371	➡ Call Log	4/28/2014 3:18:06 PM(UTC-4)	To: 6158842156		
372	➡ Call Log	4/28/2014 3:17:14 PM(UTC-4)	To: 6158842156		
373	↩ Call Log	4/28/2014 2:58:44 PM(UTC-4)	From: +9108990010		
374	↩ SMS Messages	4/28/2014 2:37:08 PM(UTC-4)	From: 9107428446 Mom	Thank you	
375	➡ SMS Messages	4/28/2014 2:36:43 PM(UTC-4)	To: 742-8446 Mom	I'll try	
376	↩ SMS Messages	4/28/2014 2:36:32 PM(UTC-4)	From: 9107428446 Mom	Please	
377	➡ SMS Messages	4/28/2014 2:36:04 PM(UTC-4)	To: 742-8446 Mom	--	
378	↩ SMS Messages	4/28/2014 2:35:50 PM(UTC-4)	From: 9107428446 Mom	Hey! It's torie.can you please get me a pack of cigarettes. I'll give you the money back.	
379	↩ SMS Messages	4/28/2014 1:57:43 PM(UTC-4)	From: 9195193216	It's..	
380	➡ SMS Messages	4/28/2014 1:54:28 PM(UTC-4)	To: (919) 519-3216		
381	↩ SMS Messages	4/28/2014 1:52:51 PM(UTC-4)	From: 9106408736 Tommy	is only going to be \$60 for the mirror.	
382	➡ SMS Messages	4/28/2014 1:50:57 PM(UTC-4)	To: 640-8736 Tommy	Okay, when are we going to Derek's house?	
383	↩ SMS Messages	4/28/2014 1:50:33 PM(UTC-4)	From: 9106408736 Tommy	I'll get some	
384	➡ Call Log	4/28/2014 1:48:46 PM(UTC-4)	To: 6408736 Tommy		

385	➡ SMS Messages	4/28/2014 12:46:03 PM(UTC-4)	To: (919) 519-3216	Okay thanks	
386	⬅ SMS Messages	4/28/2014 12:45:46 PM(UTC-4)	From: 9195193216	Its..	
387	➡ SMS Messages	4/28/2014 12:45:02 PM(UTC-4)	To: (919) 519-3216	Yes, preferably hollow point	
388	⬅ SMS Messages	4/28/2014 12:44:35 PM(UTC-4)	From: 9195193216	Dats da name..9mm luger	
389	➡ SMS Messages	4/28/2014 12:42:40 PM(UTC-4)	To: (919) 519-3216	I need some 9mm luger bullets but I'm not 21.	
390	⬅ SMS Messages	4/28/2014 12:41:56 PM(UTC-4)	From: 9195193216	Wat up	
391	➡ SMS Messages	4/28/2014 12:41:20 PM(UTC-4)	To: (919) 519-3216	Hey bro can you do me a favor real quick?	
392	⬅ SMS Messages	4/28/2014 11:53:44 AM(UTC-4)	From: 9107428446 Mom	I need to copy 3 dvds on your laptop, ok?	
393	➡ SMS Messages	4/28/2014 11:52:31 AM(UTC-4)	To: 742-8446 Mom	..	
394	⬅ SMS Messages	4/28/2014 11:52:12 AM(UTC-4)	From: 9107428446 Mom	Lift kit came	
395	➡ SMS Messages	4/28/2014 11:42:30 AM(UTC-4)		:p	
396	⬅ SMS Messages	4/28/2014 11:41:42 AM(UTC-4)		(Re: I love you) I love you more. On Mon, Apr 28, 2014 at 11:40 AM, <SAMANTHAJACQUELINE@vtext.com> wrote: > I love you >	
397	➡ SMS Messages	4/28/2014 11:40:51 AM(UTC-4)		I love you	
398	⬅ SMS Messages	4/28/2014 11:40:25 AM(UTC-4)		(Re: :)) :)) <333 On Mon, Apr 28, 2014 at 11:37 AM, <SAMANTHAJACQUELINE@vtext.com> wrote: > :)) >	
399	➡ SMS Messages	4/28/2014 11:37:40 AM(UTC-4)		:))	
400	⬅ SMS Messages	4/28/2014 11:37:01 AM(UTC-4)		(Re: Is that what you want to be?) Yours is what I want to be, reciving your name is plus. On Mon, Apr 28, 2014 at 11:34 AM, <SAMANTHAJACQUELINE@vtext.com>	
401	➡ SMS Messages	4/28/2014 11:34:10 AM(UTC-4)		Is that what you want to be?	
402	⬅ SMS Messages	4/28/2014 11:33:21 AM(UTC-4)		(Re: Cheatermmmmr) Cheatham***** On Mon, Apr 28, 2014 at 11:29 AM, <SAMANTHAJACQUELINE@vtext.com> wrote: > Cheatermmmmr >	
403	➡ SMS Messages	4/28/2014 11:29:48 AM(UTC-4)		Cheatermmmmr	
404	⬅ SMS Messages	4/28/2014 11:29:35 AM(UTC-4)		(Re: I love you more) I love you most On Mon, Apr 28, 2014 at 11:23 AM, <SAMANTHAJACQUELINE@vtext.com> wrote: > I love you more >	
405	➡ SMS Messages	4/28/2014 11:23:22 AM(UTC-4)		I love you more	
406	⬅ SMS Messages	4/28/2014 11:23:06 AM(UTC-4)		(Re: Stop ltttt. Your making me smlle) I love you :) On Mon, Apr 28, 2014 at 11:20 AM, <SAMANTHAJACQUELINE@vtext.com> wrote: > Stop ltttt. Your making m	
407	➡ SMS Messages	4/28/2014 11:20:21 AM(UTC-4)		Stop ltttt. Your making me smile	
408	⬅ SMS Messages	4/28/2014 11:19:41 AM(UTC-4)		(Re: I love you, and every perfect moment we have had t...) I love you more and every moment I'm yours is perfect. <333 On Mon, Apr 28, 2014 at 11:15 AM, <	
409	➡ SMS Messages	4/28/2014 11:15:41 AM(UTC-4)		I love you, and every perfect moment we have had together	
410	➡ SMS Messages	4/28/2014 11:15:04 AM(UTC-4)		:))	
411	⬅ SMS Messages	4/28/2014 11:11:49 AM(UTC-4)		(Re: I liked you so much. I didn't want to get turned d...) I liked you so much and I really wanted you to kiss me so so bad, that's why I kept getting in your	

412	↩ SMS Messages	4/28/2014 11:11:14 AM(UTC-4)	From: 9107428446 Mom	Idk	
413	➡ SMS Messages	4/28/2014 11:09:18 AM(UTC-4)		I liked you so much. I didn't want to get turned down	
414	↩ SMS Messages	4/28/2014 11:08:30 AM(UTC-4)		(Re: It was still amazing) I love how you asked to kiss me On Mon, Apr 28, 2014 at 11:06 AM, <SAMANTHAJACQUELINE@vtext.com> wrote: > It was still amaz	
415	➡ SMS Messages	4/28/2014 11:06:04 AM(UTC-4)		It was still amazing	
416	↩ SMS Messages	4/28/2014 11:05:31 AM(UTC-4)		(Re: :) totally different techniques lol) Lol I know right omg :) 2014-04-28 11:02 GMT-04:00 <SAMANTHAJACQUELINE@vtext.com>: > :) totally different tech	
417	➡ SMS Messages	4/28/2014 11:02:30 AM(UTC-4)		:) totally different techniques lol	
418	↩ SMS Messages	4/28/2014 11:01:51 AM(UTC-4)		(Re: I will Mi Amor. And yes) I miss you and that day. I miss our awkward first kisses On Mon, Apr 28, 2014 at 10:59 AM, <SAMANTHAJACQUELINE@vtext.com> wro	
419	➡ SMS Messages	4/28/2014 11:00:41 AM(UTC-4)	To: 742-8446 Mom	When are you going to Wilmington?	
420	➡ SMS Messages	4/28/2014 10:59:51 AM(UTC-4)		I will Mi Amor. And yes	
421	↩ SMS Messages	4/28/2014 10:59:27 AM(UTC-4)		(Re: I looked at your Instagram) Nah awh YOU DID????????? On Mon, Apr 28, 2014 at 10:57 AM, <SAMANTHAJACQUELINE@vtext.com> wrote: > I looked at your inst	
422	↩ SMS Messages	4/28/2014 10:59:07 AM(UTC-4)		(Re: Why the sad face love?) Because you put a sad face, oh btdubs you can drop my phone off for me at school lovey I HAVE to talk to you. On Mon, Apr 28,	
423	➡ SMS Messages	4/28/2014 10:57:46 AM(UTC-4)		I looked at your Instagram	
424	↩ SMS Messages	4/28/2014 10:57:14 AM(UTC-4)	From: 9107428446 Mom	K	
425	➡ SMS Messages	4/28/2014 10:56:45 AM(UTC-4)		Why the sad face love?	
426	↩ SMS Messages	4/28/2014 10:56:13 AM(UTC-4)		(Re: My love. I have missed you so much.) Mi amor I have missed you :(On Mon, Apr 28, 2014 at 10:52 AM, <SAMANTHAJACQUELINE@vtext.com> wrote: > My love	
427	➡ SMS Messages	4/28/2014 10:52:40 AM(UTC-4)		My love. I have missed you so much.	
428	↩ SMS Messages	4/28/2014 10:52:04 AM(UTC-4)		(Re: Baby? :) Baby :(On Mon, Apr 28, 2014 at 10:19 AM, <SAMANTHAJACQUELINE@vtext.com> wrote: > Baby? :(>	
429	➡ SMS Messages	4/28/2014 10:49:44 AM(UTC-4)	To: 742-8446 Mom	Idk, whenever heather gets here.	
430	↩ SMS Messages	4/28/2014 10:49:16 AM(UTC-4)	From: 9107428446 Mom	What time will you be home?	
431	➡ Call Log	4/28/2014 10:33:13 AM(UTC-4)	To: +19106402211		
432	➡ Call Log	4/28/2014 10:24:09 AM(UTC-4)	To: +19106403344		
433	➡ SMS Messages	4/28/2014 10:19:37 AM(UTC-4)		Baby? :(	
434	↩ Call Log	4/28/2014 2:03:33 AM(UTC-4)	From: 9107428446 Mom		
435	↩ Call Log	4/28/2014 1:42:03 AM(UTC-4)	From: 9195193216		
436	↩ Call Log	4/28/2014 1:40:46 AM(UTC-4)	From: 9195193216		
437	↩ SMS Messages	4/28/2014 1:19:17 AM(UTC-4)	From: 9195193216	On da way..	
438	↩ Call Log	4/28/2014 12:54:41 AM(UTC-4)	From: 9109184539		
439	➡ SMS Messages	4/28/2014 12:51:58 AM(UTC-4)	To: (919) 519-3216	Come to your aunts house	

440	➔ Call Log	4/28/2014 12:51:16 AM(UTC-4)	To: 9195193216	
441	↔ SMS Messages	4/28/2014 12:50:41 AM(UTC-4)	From: 9195193216	Bou der..
442	➔ Call Log	4/28/2014 12:49:03 AM(UTC-4)	To: 9195193216	
443	↔ Call Log	4/28/2014 12:46:04 AM(UTC-4)	From: 9107428446 Mom	
444	➔ Call Log	4/28/2014 12:45:02 AM(UTC-4)	To: 9106408736 Tommy	
445	➔ Call Log	4/28/2014 12:44:16 AM(UTC-4)	To: 9195193216	
446	➔ Call Log	4/28/2014 12:41:48 AM(UTC-4)	To: 9195193216	
447	➔ SMS Messages	4/28/2014 12:40:44 AM(UTC-4)	To: (919) 519-3216	Now
448	➔ SMS Messages	4/28/2014 12:40:38 AM(UTC-4)	To: (919) 519-3216	Call me.
449	➔ Call Log	4/28/2014 12:39:20 AM(UTC-4)	To: 9106408736 Tommy	
450	➔ Call Log	4/28/2014 12:37:51 AM(UTC-4)	To: 9195193216	
451	➔ Call Log	4/28/2014 12:37:13 AM(UTC-4)	To: 9195193216	
452	↔ Call Log	4/28/2014 12:32:14 AM(UTC-4)	From: 9195193216	
453	➔ SMS Messages	4/28/2014 12:32:00 AM(UTC-4)	To: (919) 519-3216	Ok
454	➔ SMS Messages	4/28/2014 12:31:57 AM(UTC-4)	To: (919) 519-3216	Ol
455	↔ SMS Messages	4/28/2014 12:31:44 AM(UTC-4)	From: 9195193216	Meet up on old stake..
456	➔ Call Log	4/28/2014 12:31:14 AM(UTC-4)	To: 9195193216	
457	➔ Call Log	4/28/2014 12:30:34 AM(UTC-4)	To: 9195193216	
458	↔ SMS Messages	4/28/2014 12:30:28 AM(UTC-4)	From: 9107428446 Mom	You will laugh.
459	↔ SMS Messages	4/28/2014 12:28:25 AM(UTC-4)	From: 9107428446 Mom	Mitchell please call me
460	↔ Call Log	4/28/2014 12:27:48 AM(UTC-4)	From: 9107428446 Mom	
461	➔ SMS Messages	4/28/2014 12:23:53 AM(UTC-4)	To: 742-8446 Mom	What do you need?
462	↔ SMS Messages	4/28/2014 12:22:01 AM(UTC-4)	From: 9107428446 Mom	It's torie call me
463	↔ Call Log	4/28/2014 12:21:34 AM(UTC-4)	From: 9107428446 Mom	
464	↔ Call Log	4/28/2014 12:21:09 AM(UTC-4)	From: 9107428446 Mom	
465	➔ Call Log	4/27/2014 10:30:26 PM(UTC-4)	To: 9106408736 Tommy	
466	↔ SMS Messages	4/27/2014 10:27:42 PM(UTC-4)	From: 9106408736 Tommy	
467	↔ Call Log	4/27/2014 9:54:02 PM(UTC-4)	From: 9107426078	
468	➔ SMS Messages	4/27/2014 9:08:42 PM(UTC-4)	To: (910) 640-8736 Tommy	
469	↔ SMS Messages	4/27/2014 9:08:26 PM(UTC-4)	From: 9106408736 Tommy	
470	➔ SMS Messages	4/27/2014 9:05:56 PM(UTC-4)	To: (910) 640-8736 Tommy	
471	➔ SMS Messages	4/27/2014 9:05:47 PM(UTC-4)	To: (910) 640-8736 Tommy	
472	➔ Call Log	4/27/2014 8:52:29 PM(UTC-4)	To: 9106408736 Tommy	
473	➔ Call Log	4/27/2014 8:14:57 PM(UTC-4)	To: 9106408736 Tommy	
474	➔ SMS Messages	4/27/2014 7:42:16 PM(UTC-4)	To: (910) 640-8736 Tommy	
475	↔ SMS Messages	4/27/2014 7:33:56 PM(UTC-4)	From: 9106408736 Tommy	
476	➔ Call Log	4/27/2014 7:20:31 PM(UTC-4)	To: 3926936 Mi Amor	
477	➔ Call Log	4/27/2014 5:30:31 PM(UTC-4)	To: 9106423613	
478	➔ Call Log	4/27/2014 5:29:19 PM(UTC-4)	To: 9106401838	
479	➔ SMS Messages	4/27/2014 5:04:55 PM(UTC-4)	To: (910) 742-8446 Mom	We don't even have a car right now.
480	↔ SMS Messages	4/27/2014 5:04:31 PM(UTC-4)	From: 9107428446 Mom	Mitchell I need them today

481	➡ SMS Messages	4/27/2014 5:03:28 PM(UTC-4)	To: (910) 742-8446 Mom	Im trying to save money.	
482	⬅ SMS Messages	4/27/2014 5:02:54 PM(UTC-4)	From: 9107428446 Mom	Can you buy 2?	
483	➡ SMS Messages	4/27/2014 5:02:15 PM(UTC-4)	To: (910) 742-8446 Mom	??? That's weird	
484	⬅ SMS Messages	4/27/2014 5:01:47 PM(UTC-4)	From: 9107428446 Mom	My weed eater is gone too	
485	➡ SMS Messages	4/27/2014 5:01:01 PM(UTC-4)	To: (910) 742-8446 Mom	Idk where they arw	
486	⬅ SMS Messages	4/27/2014 5:00:34 PM(UTC-4)	From: 9107428446 Mom	I need 2 outdoor extension cords asap	
487	➡ Call Log	4/27/2014 2:31:25 PM(UTC-4)	To: 9106408736 Tommy		
488	⬅ Call Log	4/27/2014 2:30:39 PM(UTC-4)	From: 9107428446 Mom		
489	➡ Call Log	4/27/2014 2:30:16 PM(UTC-4)	To: 9106408736 Tommy		
490	➡ Call Log	4/27/2014 1:26:11 PM(UTC-4)	To: 9106402211		
491	➡ SMS Messages	4/27/2014 1:14:05 PM(UTC-4)	To: (919) 519-3216		
492	⬅ SMS Messages	4/27/2014 1:13:51 PM(UTC-4)	From: 9195193216		
493	➡ SMS Messages	4/27/2014 1:06:47 PM(UTC-4)	To: (919) 519-3216		
494	➡ Call Log	4/27/2014 12:28:58 PM(UTC-4)	To: 3926936 Mi Amor		
495	➡ Call Log	4/27/2014 10:35:25 AM(UTC-4)	To: 3926936 Mi Amor		
496	➡ Call Log	4/26/2014 8:09:32 PM(UTC-4)	To: 3926936 Mi Amor		
497	➡ Call Log	4/26/2014 7:26:27 PM(UTC-4)	To: 3926936 Mi Amor		
498	➡ SMS Messages	4/26/2014 6:16:13 PM(UTC-4)	To: (919) 519-3216		
499	⬅ SMS Messages	4/26/2014 6:15:36 PM(UTC-4)	From: 9195193216		
500	➡ SMS Messages	4/26/2014 6:13:18 PM(UTC-4)	To: (919) 519-3216		
501	⬅ SMS Messages	4/26/2014 5:52:09 PM(UTC-4)	From: 9195193216	Wat up..	
502	➡ Call Log	4/26/2014 4:09:47 PM(UTC-4)	To: 3926936 Mi Amor		
503	⬅ Call Log	4/26/2014 8:39:26 AM(UTC-4)	From: 9195193216		
504	➡ Call Log	4/26/2014 8:31:14 AM(UTC-4)	To: 9195193216		
505	➡ Call Log	4/26/2014 8:23:25 AM(UTC-4)	To: 9195193216		
506	➡ SMS Messages	4/26/2014 7:48:15 AM(UTC-4)	To: (919) 519-3216	Ok	
507	⬅ SMS Messages	4/26/2014 7:38:15 AM(UTC-4)	From: 9195193216	Tex me wen u gt her	
508	➡ SMS Messages	4/26/2014 7:34:26 AM(UTC-4)	To: (919) 519-3216	Ok	
509	⬅ SMS Messages	4/26/2014 7:33:59 AM(UTC-4)	From: 9195193216	Ont nd a ride..jus nd dat ill bit 2 make it 2 my aunt n den my krib..	
510	➡ SMS Messages	4/26/2014 7:27:23 AM(UTC-4)	To: (919) 519-3216	Okay, you can go there if you want. We won't have the car to take you anywhere.	
511	⬅ SMS Messages	4/26/2014 7:26:28 AM(UTC-4)	From: 9195193216	He gt it..	
512	➡ SMS Messages	4/26/2014 7:25:47 AM(UTC-4)	To: (919) 519-3216	See what it did with the hotel key	
513	⬅ SMS Messages	4/26/2014 7:25:07 AM(UTC-4)	From: 9195193216	lte ima b at wal mart.	
514	➡ SMS Messages	4/26/2014 7:24:09 AM(UTC-4)	To: (919) 519-3216	Yeah but we are in labor city. About to leave towards the hotel	
515	⬅ SMS Messages	4/26/2014 7:20:51 AM(UTC-4)	From: 9195193216	Hel yes..kum'n up by new hope..is der n e way 1 of yal kn spot us 10 2 make it 2 my aunt krib..	
516	➡ SMS Messages	4/26/2014 7:18:41 AM(UTC-4)	To: (919) 519-3216	You in NC yet?	
517	➡ Call Log	4/26/2014 7:17:40 AM(UTC-4)	To: 9195193216		
518	➡ Call Log	4/26/2014 7:17:09 AM(UTC-4)	To: 9195193216		
519	⬅ Call Log	4/26/2014 6:45:30 AM(UTC-4)	From: 9195193216		
520	➡ SMS Messages	4/26/2014 6:29:21 AM(UTC-4)	To: (919) 519-3216	Use the Google maps on JTS phone	
521	⬅ Call Log	4/26/2014 6:26:34 AM(UTC-4)	From: 9195193216		

522	➔ Call Log	4/26/2014 5:55:08 AM(UTC-4)	To: 9195193216		
523	➔ SMS Messages	4/26/2014 5:53:15 AM(UTC-4)	To: (919) 519-3216	You good?	
524	↔ SMS Messages	4/26/2014 5:40:19 AM(UTC-4)	From: 9195193216	lke..	
525	➔ SMS Messages	4/26/2014 5:28:46 AM(UTC-4)	To: (919) 519-3216	Keep me updated	
526	↔ SMS Messages	4/26/2014 4:57:03 AM(UTC-4)	From: 9195193216	Na	
527	➔ SMS Messages	4/26/2014 4:53:04 AM(UTC-4)	To: (919) 519-3216	Inside?	
528	↔ SMS Messages	4/26/2014 4:52:53 AM(UTC-4)	From: 9195193216	At da spot..	
529	➔ SMS Messages	4/26/2014 4:51:54 AM(UTC-4)	To: (919) 519-3216	Where are you?	
530	↔ SMS Messages	4/26/2014 4:51:36 AM(UTC-4)	From: 9195193216	Wat up	
531	➔ SMS Messages	4/26/2014 4:50:47 AM(UTC-4)	To: (919) 519-3216	Bro	
532	➔ SMS Messages	4/26/2014 4:41:02 AM(UTC-4)	To: (919) 519-3216	What's up?	
533	↔ Call Log	4/26/2014 4:40:24 AM(UTC-4)	From: 9106408736 Tommy		
534	➔ Call Log	4/26/2014 4:27:14 AM(UTC-4)	To: 9195193216		
535	↔ Call Log	4/26/2014 4:21:27 AM(UTC-4)	From: 9195193216		
536	↔ Call Log	4/26/2014 4:18:13 AM(UTC-4)	From: 9195193216		
537	↔ SMS Messages	4/26/2014 4:17:22 AM(UTC-4)	From: 9195193216	Gve us a lil time 2 gt da gas n..	
538	↔ Call Log	4/26/2014 4:12:40 AM(UTC-4)	From: 9195193216		
539	➔ Call Log	4/26/2014 4:08:05 AM(UTC-4)	To: 9195193216		
540	↔ Call Log	4/26/2014 4:02:35 AM(UTC-4)	From: 9195193216		
541	↔ Call Log	4/26/2014 3:58:24 AM(UTC-4)	From: No Number		
542	↔ Call Log	4/26/2014 3:56:45 AM(UTC-4)	From: 9195193216		
543	➔ Call Log	4/26/2014 3:55:56 AM(UTC-4)	To: 9195193216		
544	➔ Call Log	4/26/2014 3:32:14 AM(UTC-4)	To: 9195193216		
545	➔ Call Log	4/26/2014 3:22:25 AM(UTC-4)	To: 9195193216		
546	➔ Call Log	4/26/2014 3:21:56 AM(UTC-4)	To: 9195193216		
547	➔ Call Log	4/26/2014 3:21:27 AM(UTC-4)	To: 5193216		
548	➔ Call Log	4/26/2014 3:20:49 AM(UTC-4)	To: 5193216		
549	➔ Call Log	4/26/2014 2:35:29 AM(UTC-4)	To: 5193216		
550	➔ Call Log	4/26/2014 2:22:43 AM(UTC-4)	To: 6408736 Tommy		
551	↔ Call Log	4/25/2014 10:12:19 PM(UTC-4)	From: 9107428446 Mom		
552	↔ SMS Messages	4/25/2014 9:57:29 PM(UTC-4)	From: 9107428446 Mom	You need to call me	
553	↔ SMS Messages	4/25/2014 9:47:58 PM(UTC-4)	From: 9107428446 Mom	We don't like creepy behavior	
554	➔ Call Log	4/25/2014 9:40:38 PM(UTC-4)	To: 6408736 Tommy		
555	➔ Call Log	4/25/2014 8:06:18 PM(UTC-4)	To: 3926936 Mi Amor		
556	➔ Call Log	4/25/2014 8:06:13 PM(UTC-4)	To: 3926936 MI Amor		
557	➔ SMS Messages	4/25/2014 7:32:38 PM(UTC-4)	To: 640-8736 Tommy	Tell him if he wants to use our gun we will give him money to buy ammo	
558	➔ Call Log	4/25/2014 7:28:32 PM(UTC-4)	To: 6408736 Tommy		
559	↔ SMS Messages	4/25/2014 7:22:10 PM(UTC-4)	From: 9106408736 Tommy	Meet me outside the garden center	
560	➔ SMS Messages	4/25/2014 7:21:42 PM(UTC-4)	To: 640-8736 Tommy	I've been standing here the whole time	
561	➔ SMS Messages	4/25/2014 7:21:07 PM(UTC-4)	To: 640-8736 Tommy	Tell them to come to the garden center exit and look to the right. I'm wearing a gray shirt	
562	↔ SMS Messages	4/25/2014 7:20:02 PM(UTC-4)	From: 9106408736 Tommy	Ja	

563	➔ SMS Messages	4/25/2014 7:19:23 PM(UTC-4)	To: 640-8736 Tommy	Did they respond?	
564	➔ SMS Messages	4/25/2014 7:13:23 PM(UTC-4)	To: 640-8736 Tommy	Okay	
565	↩ SMS Messages	4/25/2014 7:13:12 PM(UTC-4)	From: 9106408736 Tommy	On the way	
566	➔ SMS Messages	4/25/2014 7:12:16 PM(UTC-4)	To: 640-8736 Tommy	Where are you?	
567	↩ Call Log	4/25/2014 7:11:29 PM(UTC-4)	From: 9106408736 Tommy		
568	➔ Call Log	4/25/2014 7:10:11 PM(UTC-4)	To: 6408736 Tommy		
569	➔ SMS Messages	4/25/2014 7:09:31 PM(UTC-4)	To: 640-8736 Tommy	Dude	
570	➔ Call Log	4/25/2014 7:07:59 PM(UTC-4)	To: 6408736 Tommy		
571	➔ Call Log	4/25/2014 7:06:11 PM(UTC-4)	To: 6408736 Tommy		
572	➔ Call Log	4/25/2014 7:05:17 PM(UTC-4)	To: 6408736 Tommy		
573	➔ SMS Messages	4/25/2014 7:03:40 PM(UTC-4)	To: 640-8736 Tommy	Walking in now	
574	➔ SMS Messages	4/25/2014 6:58:11 PM(UTC-4)	To: 640-8736 Tommy	5 mins.	
575	↩ SMS Messages	4/25/2014 6:57:57 PM(UTC-4)	From: 9106408736 Tommy	They are there.	
576	➔ SMS Messages	4/25/2014 5:22:52 PM(UTC-4)	To: 742-8446 Mom	I will	
577	↩ SMS Messages	4/25/2014 5:22:26 PM(UTC-4)	From: 9107428446 Mom	Sorry. Khallah messaged me earlier and I missed it. Please tell her I'm sorry and I love her	
578	➔ SMS Messages	4/25/2014 5:14:20 PM(UTC-4)	To: 742-8446 Mom	Yeah I will bet., Stupid truck parts..	
579	↩ SMS Messages	4/25/2014 5:13:50 PM(UTC-4)	From: 9107428446 Mom	You got a package today	
580	➔ SMS Messages	4/25/2014 5:01:15 PM(UTC-4)	To: 640-8736 Tommy	Okay	
581	↩ SMS Messages	4/25/2014 5:01:03 PM(UTC-4)	From: 9106408736 Tommy	Almost to Etown	
582	➔ SMS Messages	4/25/2014 5:00:02 PM(UTC-4)	To: 640-8736 Tommy	Okay	
583	↩ SMS Messages	4/25/2014 4:59:50 PM(UTC-4)	From: 9106408736 Tommy	Not yet	
584	➔ SMS Messages	4/25/2014 4:58:58 PM(UTC-4)	To: 640-8736 Tommy	You on your way back yet?	
585	↩ SMS Messages	4/25/2014 4:58:12 PM(UTC-4)	From: 9106408736 Tommy	Lmao	
586	➔ MMS Messages	4/25/2014 4:56:35 PM(UTC-4)	6408736 Tommy	The bb gun lol	
587	➔ Call Log	4/25/2014 4:11:26 PM(UTC-4)	To: *674197470444		
588	➔ Call Log	4/25/2014 2:30:22 PM(UTC-4)	To: 9108890010		
589	↩ Call Log	4/25/2014 1:58:15 PM(UTC-4)	From: 9108890010		
590	↩ SMS Messages	4/25/2014 12:57:21 PM(UTC-4)	From: 900070003305	VZW FREE MSG: Double your Data, at No additional cost! Sign up for Auto Pay & get an extra 500MB/mo with payment. A total of 1GB for \$45/mo! 2 stop msg reply x	
591	➔ SMS Messages	4/25/2014 11:56:55 AM(UTC-4)		I wish you were here baby	
592	➔ SMS Messages	4/25/2014 11:49:15 AM(UTC-4)		I miss you so much.	
593	↩ MMS Messages	4/25/2014 11:49:51 AM(UTC-4)		Aw <3 baby I miss you 2014-04-25 11:36 GMT-04:00 <9108724322@vzwpx.com>: >	
594	➔ SMS Messages	4/25/2014 11:37:31 AM(UTC-4)		No Instagram.	
595	↩ SMS Messages	4/25/2014 11:37:07 AM(UTC-4)		(Re: I just woke up.) :(BUT I WANNA INSTAGRAM YOU On Fri, Apr 25, 2014 at 11:36 AM, <SAMANTHAJACQUELINE@vtext.com> wrote: > I just woke up. >	
596	➔ SMS Messages	4/25/2014 11:36:15 AM(UTC-4)		I just woke up.	
597	➔ MMS Messages	4/25/2014 11:36:03 AM(UTC-4)	boomshan2@gmail.com		

598	↔ SMS Messages	4/25/2014 11:34:28 AM(UTC-4)		(Re: Not right now lovey, but I will.) <3 On Fri, Apr 25, 2014 at 11:33 AM, Ulah russ <boomshan2@gmail.com> wrote: > Please now PLEASE NOW > > On F	
599	↔ SMS Messages	4/25/2014 11:34:12 AM(UTC-4)		(Re: Not right now lovey, but I will.) Please now PLEASE NOW On Fri, Apr 25, 2014 at 11:32 AM, <SAMANTHAJACQUELINE@vtext.com> wrote: > Not right now lov	
600	➡ SMS Messages	4/25/2014 11:32:31 AM(UTC-4)		Not right now lovey, but I will.	
601	↔ SMS Messages	4/25/2014 11:31:15 AM(UTC-4)		(Re: I love you) I love you too. Mitchell, Take a selfie. For me please I haven't seen you in a long time. On Fri, Apr 25, 2014 at 11:27 AM, <SAMANTHAJACQ	
602	➡ SMS Messages	4/25/2014 11:27:47 AM(UTC-4)		I love you	
603	↔ SMS Messages	4/25/2014 11:27:30 AM(UTC-4)		(Re: I miss you too so much. I just want to hold you an...) Please never let me go <3 On Fri, Apr 25, 2014 at 11:07 AM, <SAMANTHAJACQUELINE@vtext.com> wro	
604	➡ SMS Messages	4/25/2014 11:07:41 AM(UTC-4)		I miss you too so much. I just want to hold you and never let go.	
605	↔ SMS Messages	4/25/2014 11:06:45 AM(UTC-4)		(Re: Hello my darling) I miss you. On Fri, Apr 25, 2014 at 11:01 AM, <SAMANTHAJACQUELINE@vtext.com> wrote: > Hello my darling >	
606	➡ SMS Messages	4/25/2014 11:01:56 AM(UTC-4)		Hello my darling	
607	↔ SMS Messages	4/25/2014 11:01:27 AM(UTC-4)		(Re: My love!) Baby <3333333333333333 On Fri, Apr 25, 2014 at 10:59 AM, <SAMANTHAJACQUELINE@vtext.com> wrote: > My love! >	
608	➡ SMS Messages	4/25/2014 10:59:56 AM(UTC-4)		My love!	
609	↔ SMS Messages	4/25/2014 10:59:34 AM(UTC-4)		BABY	
610	↔ Call Log	4/25/2014 10:24:55 AM(UTC-4)	From: 9107700695		
611	↔ SMS Messages	4/25/2014 10:20:40 AM(UTC-4)	From: 9107428446 Mom	Ok	
612	➡ SMS Messages	4/25/2014 10:20:03 AM(UTC-4)	To: 742-8446 Mom	Guy	
613	➡ SMS Messages	4/25/2014 10:20:00 AM(UTC-4)	To: 742-8446 Mom	I don't remember. Either way as long as its not a felony or domestic abuse I'm fine. I asked the gut	
614	↔ SMS Messages	4/25/2014 10:18:51 AM(UTC-4)	From: 9107428446 Mom	If you were 15 you would've went to juvenile hall not Brunswick jail.	
615	↔ SMS Messages	4/25/2014 10:18:09 AM(UTC-4)	From: 9107428446 Mom	Are you sure? I think you were 16.	
616	➡ Call Log	4/25/2014 10:17:11 AM(UTC-4)	To: 9106424519		
617	➡ SMS Messages	4/25/2014 10:16:44 AM(UTC-4)	To: 742-8446 Mom	I was 15	
618	↔ SMS Messages	4/25/2014 10:16:20 AM(UTC-4)	From: 9107428446 Mom	Oh. Did you know that your assault charge is still on your record because you were over 16? You may have issue with gun permit.	
619	➡ SMS Messages	4/25/2014 10:13:31 AM(UTC-4)	To: 742-8446 Mom	The keys are locked in the car and the towing companies were closed	
620	↔ SMS Messages	4/25/2014 10:12:37 AM(UTC-4)	From: 9107428446 Mom	Why would you need to reach your aunt at 1:39 am?	
621	➡ Call Log	4/25/2014 1:43:02 AM(UTC-4)	To: 7428446 Mom		
622	➡ SMS Messages	4/25/2014 1:39:13 AM(UTC-4)	To: 742-8446 Mom	Is aunt beth at work? Its important	
623	➡ Call Log	4/25/2014 12:47:36 AM(UTC-4)	To: 9106537111		
624	➡ Call Log	4/25/2014 12:46:35 AM(UTC-4)	To: 9106535700		
625	➡ Call Log	4/25/2014 12:45:46 AM(UTC-4)	To: 9106535700		

659	↔ SMS Messages	4/24/2014 12:34:06 PM(UTC-4)		(Re: I wuv you) I wuv you too ^ _ ^ On 4/24/14, SAMANTHAJACQUELINE@vtext.com <SAMANTHAJACQUELINE@vtext.com> wrote: > I wuv you >	
660	➡ SMS Messages	4/24/2014 12:33:17 PM(UTC-4)		I wuv you	
661	↔ SMS Messages	4/24/2014 12:32:33 PM(UTC-4)		(Re: I will bring it as soon as I can love) <3 On 4/24/14, SAMANTHAJACQUELINE@vtext.com <SAMANTHAJACQUELINE@vtext.com> wrote: > I will bring it as soon as I	
662	➡ SMS Messages	4/24/2014 12:31:07 PM(UTC-4)		I will bring it as soon as I can love	
663	↔ SMS Messages	4/24/2014 12:30:35 PM(UTC-4)		(Re: I miss you too mi amor. So much) Baby bring me the phone anyway and I will just keep it at school. Not talking to my love is LEGIT killing me. On 4/24	
664	➡ SMS Messages	4/24/2014 12:28:44 PM(UTC-4)		I miss you too mi amor. So much	
665	↔ SMS Messages	4/24/2014 12:28:17 PM(UTC-4)		(Re: 8724322) I miss you. On 4/24/14, SAMANTHAJACQUELINE@vtext.com <SAMANTHAJACQUELINE@vtext.com> wrote: > 8724322 >	
666	↔ SMS Messages	4/24/2014 12:26:24 PM(UTC-4)		(Re: My old phone is broken) What's your number baby On 4/24/14, SAMANTHAJACQUELINE@vtext.com <SAMANTHAJACQUELINE@vtext.com> wrote: > My old phone is broken > 8724322	
667	➡ SMS Messages	4/24/2014 12:26:07 PM(UTC-4)		8724322	
668	↔ SMS Messages	4/24/2014 12:25:33 PM(UTC-4)		(Re: On this number?) What is this number???? On 4/24/14, SAMANTHAJACQUELINE@vtext.com <SAMANTHAJACQUELINE@vtext.com> wrote: > On this number? >	
669	➡ SMS Messages	4/24/2014 12:25:12 PM(UTC-4)		My old phone is broken	
670	➡ SMS Messages	4/24/2014 12:25:01 PM(UTC-4)		On this number?	
671	↔ SMS Messages	4/24/2014 12:24:37 PM(UTC-4)		(Re: Yes) I miss you I have been calling you all day..... On 4/24/14, SAMANTHAJACQUELINE@vtext.com <SAMANTHAJACQUELINE@vtext.com> wrote: > Yes >	
672	➡ SMS Messages	4/24/2014 12:17:41 PM(UTC-4)		Yes	
673	↔ SMS Messages	4/24/2014 12:17:08 PM(UTC-4)		(Re: Baby) Mitchell Douglas? On 4/24/14, SAMANTHAJACQUELINE@vtext.com <SAMANTHAJACQUELINE@vtext.com> wrote: > Baby >	
674	➡ SMS Messages	4/24/2014 7:00:22 AM(UTC-4)		Baby	
675	➡ SMS Messages	4/24/2014 1:03:08 AM(UTC-4)	To: 742-8446 Mom	Yes	
676	↔ SMS Messages	4/24/2014 1:02:45 AM(UTC-4)	From: 9107428446 Mom	Is everything ok?	
677	↔ SMS Messages	4/24/2014 12:38:03 AM(UTC-4)	From: 9107428446 Mom	6408736	
678	➡ SMS Messages	4/24/2014 12:17:37 AM(UTC-4)	To: 742-8446 Mom	What's Tommy's number?	
679	↔ SMS Messages	4/23/2014 11:31:45 PM(UTC-4)	From: 9107428446 Mom	GraceLynn weighs 5lbs even!	
680	➡ Call Log	4/23/2014 8:49:29 PM(UTC-4)	To: 9107428446 Mom		
681	↔ Call Log	4/23/2014 8:48:51 PM(UTC-4)	From: 9107428446 Mom		
682	➡ SMS Messages	4/23/2014 8:25:14 PM(UTC-4)	To: 742-8446 Mom	This is mitchell. Had to get a new phone. Mine broke	
683	➡ Call Log	4/23/2014 7:36:58 PM(UTC-4)	To: 3926936 Mi Amor		
684	↔ SMS Messages	4/23/2014 7:32:05 PM(UTC-4)	From: 9108724322 Me	VZW-FREE-MSG: Your Account Security Code has been updated to 1030. You will need this to access My Prepay Account or when calling Customer Service	
685	↔ SMS Messages	4/23/2014 7:32:03 PM(UTC-4)	From: 900080905060	VZW FREE MSG: Welcome to Verizon! Your \$45 Smart Phone Monthly Unlimited Talk, Text, 500 MB plan keeps you connected for \$45.00 a month.	
686	Calendar	4/20/2014 12:00:00 AM(UTC+0)		Easter Sunday	
687	Calendar	4/13/2014 12:00:00 AM(UTC+0)		Thomas Jefferson's Birthday	



Extraction Report

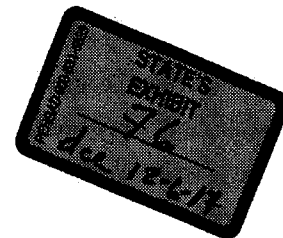
ZTE Z750C Savvy

Summary

UFED Physical Analyzer version	5.4.7.5
Report creation time	3/1/2017 5:07:13 PM -05:00
Time zone settings (UTC)	(UTC-05:00) New_York (America)
Case number	14035367
Case name	14035367
Evidence number	14035367
Examiner name	Lori Dudley
Department	HCPD
Location	CSI
Notes	warrant m rhodes

Source Extraction

File System	
Extraction start date/time	3/1/2017 9:35:44 PM(UTC-5)
Extraction end date/time	3/1/2017 9:38:07 PM(UTC-5)
Unit Identifier	UFED S/N 5912631
UFED Version	6.0.0.1010
Internal Version	4.3.17.1010
Selected Manufacturer	ZTE CDMA
Selected Device Name	Z750C Savvy
Connection Type	Cable No. 100
Extraction Type	File System [Android Backup]
Extraction ID	BCF3A509-B19E-4533-AF6B-654ABCD1B16C
Physical	
Extraction start date/time	3/1/2017 9:40:21 PM(UTC-5)
Extraction end date/time	3/1/2017 9:41:55 PM(UTC-5)
Unit Identifier	UFED S/N 5912631
UFED Version	6.0.0.1010
Internal Version	4.3.17.1010
Selected Manufacturer	ZTE CDMA
Selected Device Name	Z750C Savvy
Connection Type	Cable No. 100
Extraction Type	Physical [ADB Rooted]
Extraction ID	D5E66B0C-CFE2-4B92-AF3D-C21458C92FA8



[REDACTED]

4/18/2014 2:53:03 AM(UTC-4), 100003315705383 (Katlin Rose), Location:(33.955280, -79.213666)
Where is my husband.

Platform: Mobile

4/18/2014 2:55:52 AM(UTC-4), 100006987133769 (Tommy Lee Kruspe), Location:(33.944357, -79.189552)
We are at Walmart getting smokes while Mitchell is dicking around. Be back soon. He left you a not on the kitchen table I think.

Platform: Mobile

4/18/2014 2:57:17 AM(UTC-4), 100003315705383 (Katlin Rose), Location:(33.955280, -79.213666)
Is that really what y'all did.

Platform: Mobile

4/18/2014 3:01:12 AM(UTC-4), 100006987133769 (Tommy Lee Kruspe), Location:(33.951131, -79.174248)
Yes ma'am

Platform: Mobile

4/18/2014 3:02:06 AM(UTC-4), 100003315705383 (Katlin Rose), Location:(33.955280, -79.213666)
Then why is it showing your in aynor when Walmart is in Conway

Platform: Mobile

4/18/2014 3:04:47 AM(UTC-4), 100006987133769 (Tommy Lee Kruspe), Location:(33.951131, -79.174248)
Idk
Platform: Mobile

4/18/2014 3:05:02 AM(UTC-4), 100006987133769 (Tommy Lee Kruspe), Location:(33.951131, -79.174248)
Stupid gps
Platform: Mobile

4/18/2014 3:06:32 AM(UTC-4), 100003315705383 (Katlin Rose), Location:(33.955280, -79.213666)
...Yeah... hurry back with him please.
Platform: Mobile

4/18/2014 3:07:50 AM(UTC-4), 100006987133769 (Tommy Lee Kruspe), Location:(33.944455, -79.169525)
Yes ma'am
Platform: Mobile

4/18/2014 3:47:35 AM(UTC-4), 100003315705383 (Katlin Rose), Location:(33.955280, -79.213666)
If y'all aren't back soon ima go get him ... he has work in a few hours tommy...
Platform: Mobile

4/18/2014 4:14:21 AM(UTC-4), 100003315705383 (Katlin Rose), Location:(33.955280, -79.213666)
Someone just wrote sam y'all better not be at CBS. It doesn't take two hours to go to Walmart. When I find a coat I'm going looking for Garland
Platform: Mobile

4/18/2014 4:36:53 AM(UTC-4), 100003315705383 (Katlin Rose), Location:(33.955280, -79.213666)
Bring Garland home now Tommy
Platform: Mobile

4/18/2014 4:46:29 AM(UTC-4), 100003315705383 (Katlin Rose), Location:(33.955280, -79.213666)
I'm serious sams phone keeps going off. If y'all have done this crap again I won't forgive y'all. He could lose his new job over this. Bring him home now.
Platform: Mobile

4/18/2014 6:52:18 AM(UTC-4), 100006987133769 (Tommy Lee Kruspe)
We didn't. We just got lost.
Platform: Mobile

4/18/2014 7:30:16 AM(UTC-4), 100003315705383 (Katlin Rose), Location:(34.349411, -78.846307)
Y'all did do it. I can't believe you'd lie to me bro? You should've told me I wouldn't be as mad
Platform: Mobile

4/18/2014 8:07:28 AM(UTC-4), 100003315705383 (Katlin Rose), Location:(34.349411, -78.846307)
I'm sorry for flipping out on you but that was dangerous as fuck. Garland said did you count your part yet
Platform: Mobile

4/18/2014 3:52:56 PM(UTC-4), 100003315705383 (Katlin Rose), Location:(34.349411, -78.846307)
Hey Garlands mom thinks there was only 6 grand to split okay?
Platform: Mobile

4/18/2014 7:06:23 PM(UTC-4), 100003315705383 (Katlin Rose), Location:(33.955280, -79.213666)
Don't come to aynor tonight.
Platform: Mobile

4/19/2014 9:57:40 AM(UTC-4), 100003315705383 (Katlin Rose), Location:(33.955239, -79.213777)
You awake?
Platform: Mobile

4/19/2014 11:58:32 AM(UTC-4), 100006987133769 (Tommy Lee Kruspe), Location:(34.287064, -78.780383)
I am now
Platform: Mobile

4/19/2014 1:36:54 PM(UTC-4), 100003315705383 (Katlin Rose), Location:(33.955236, -79.213957)
Good I was checking on you in glad you didn't come down bro it was bad last night
Platform: Mobile

4/19/2014 3:50:04 PM(UTC-4), 100006987133769 (Tommy Lee Kruspe)
Elaborate?
Platform: Mobile

4/19/2014 5:28:06 PM(UTC-4), 100003315705383 (Katlin Rose), Location:(33.955410, -79.213650)
Ill tyt! Bout it to many ppl around
Platform: Mobile

4/19/2014 5:33:25 PM(UTC-4), 100006987133769 (Tommy Lee Kruspe)
Okay. They know me or anything relative?
Platform: Mobile

4/19/2014 5:36:24 PM(UTC-4), 100003315705383 (Katlin Rose), Location:(33.955144, -79.213794)
No. He saw Garlands tattoo so he has to wear long pants around his kids
Platform: Mobile

4/19/2014 5:41:45 PM(UTC-4), 100006987133769 (Tommy Lee Kruspe)
Cool but that sucks. Call me when you get
Platform: Mobile

4/19/2014 5:42:01 PM(UTC-4), 100006987133769 (Tommy Lee Kruspe)
Get a chance to elaborate more.

Platform: Mobile

4/19/2014 5:46:22 PM(UTC-4), 100003315705383 (Katlin Rose), Location:(34.000580, -78.207646)
I will

Platform: Mobile

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Platform: Mobile

4/29/2014 4:45:57 AM(UTC-4), 100003315705383 (Katlin Rose), Location:(34.027960, -79.201367)
Please be honest with me. Did you kill cb?

Platform: Mobile

4/29/2014 4:54:22 AM(UTC-4), 100006987133769 (Tommy Lee Kruspe)
Huh?????

Platform: Mobile

4/29/2014 4:54:23 AM(UTC-4), 100006987133769 (Tommy Lee Kruspe)
Wtf are you talking about?

Platform: Mobile

4/29/2014 4:57:09 AM(UTC-4), 100003315705383 (Katlin Rose), Location:(34.027960, -79.201367)
Cb is dead

Platform: Mobile

4/29/2014 4:58:48 AM(UTC-4), 100006987133769 (Tommy Lee Kruspe)

Oh shiiiiiiiiit! When did this happened and what all did the police do? I can't believe that. Well I can. I heard he was twisted but shit.

Platform: Mobile

4/29/2014 5:01:12 AM(UTC-4), 100003315705383 (Katlin Rose), Location:(34.027960, -79.201367)

Idk what's going on it just happened around 2 all his kids are over at miss Lorraines. You promise swear to God and everything you weren't down here??

Platform: Mobile

4/29/2014 5:03:55 AM(UTC-4), 100006987133769 (Tommy Lee Kruspe)

I swear. I was asleep tell my ringer went off when you messaged me.

Platform: Mobile

4/29/2014 5:05:45 AM(UTC-4), 100003315705383 (Katlin Rose), Location:(34.027960, -79.201367)

Okay tommy cause they are saying its homicide. The police are looking.

Platform: Mobile

4/29/2014 5:13:25 AM(UTC-4), 100006987133769 (Tommy Lee Kruspe)

Okay. Hell keep me posted. What all burnt down? Don't he live around houses or some shit?

Platform: Mobile

4/29/2014 5:13:31 AM(UTC-4), 100006987133769 (Tommy Lee Kruspe)

I'm still shocked.

Platform: Mobile

4/29/2014 5:16:57 AM(UTC-4), 100003315705383 (Katlin Rose), Location:(34.027960, -79.201367)

It was just his house tommy just his. Someone burnt his shop not even a week ago.

Platform: Mobile

4/29/2014 5:21:22 AM(UTC-4), 100006987133769 (Tommy Lee Kruspe)

Smh. I guess more then a few people had beef with him.

Platform: Mobile

4/29/2014 5:21:51 AM(UTC-4), 100003315705383 (Katlin Rose), Location:(34.027960, -79.201367)

I guess. I feel like total shit though.

Platform: Mobile

4/29/2014 5:24:07 AM(UTC-4), 100006987133769 (Tommy Lee Kruspe)

Don't stress.

Platform: Mobile

4/29/2014 5:25:24 AM(UTC-4), 100003315705383 (Katlin Rose), Location:(34.027960, -79.201367)

Lol me not stress?

Platform: Mobile

4/29/2014 5:27:30 AM(UTC-4), 100006987133769 (Tommy Lee Kruspe)

Riiiiight. Lol

Platform: Mobile

4/29/2014 1:50:52 PM(UTC-4), 100006987133769 (Tommy Lee Kruspe)

What was garland calling for?

Platform: Mobile

4/29/2014 1:51:50 PM(UTC-4), 100003315705383 (Katlin Rose), Location:(34.027960, -79.201367)

When did he call? He called you today?

Platform: Mobile

4/29/2014 1:53:25 PM(UTC-4), 100006987133769 (Tommy Lee Kruspe)

Ja

Platform: Mobile

4/29/2014 1:54:44 PM(UTC-4), 100003315705383 (Katlin Rose), Location:(34.027960, -79.201367)

He's at work he doesn't know I asked you already I guess. Its bad down here bro the police are questioning the tenants. What number did he call you off of? I didn't think he took a phone this morning. :/

Platform: Mobile

4/29/2014 1:56:11 PM(UTC-4), 100006987133769 (Tommy Lee Kruspe)

An 843 number

Platform: Mobile

4/29/2014 1:56:33 PM(UTC-4), 100006987133769 (Tommy Lee Kruspe)

Obviously an 843 number. Lol

Platform: Mobile

4/29/2014 1:57:22 PM(UTC-4), 100003315705383 (Katlin Rose), Location:(34.027960, -79.201367)

Did he leave a message?

Platform: Mobile

4/29/2014 1:58:47 PM(UTC-4), 100006987133769 (Tommy Lee Kruspe)
Yeah one that said I have 5 minutes left so please answer when I call. I left my phone at my house when I left so I didn't get it til now when I got back.

Platform: Mobile

4/29/2014 1:59:59 PM(UTC-4), 100003315705383 (Katlin Rose), Location:(34.027960, -79.201367)
Shit ldk. I didn't know he took a phone with him. :/ and I won't be able to talk to him until 6 I guess he called on his lunch break.

Platform: Mobile

4/29/2014 2:00:56 PM(UTC-4), 100006987133769 (Tommy Lee Kruspe)
Okay well tell him to call me back when he gets home I guess. This is crazy.

Platform: Mobile

4/29/2014 2:01:46 PM(UTC-4), 100003315705383 (Katlin Rose), Location:(34.027960, -79.201367)
I will. And yeah it is. I feel so awful. That old mans last month was horrible and we were part of it. :/

Platform: Mobile

4/29/2014 2:03:05 PM(UTC-4), 100006987133769 (Tommy Lee Kruspe)
Yeah

Platform: Mobile

4/29/2014 2:03:49 PM(UTC-4), 100003315705383 (Katlin Rose), Location:(34.027960, -79.201367)
Hey you don't think Mitchell would have come down here do you?

Platform: Mobile

4/29/2014 2:12:47 PM(UTC-4), 100006987133769 (Tommy Lee Kruspe)
No for two reasons. He doesn't know how and he is a pussy. Lol.

Platform: Mobile

4/29/2014 2:13:20 PM(UTC-4), 100006987133769 (Tommy Lee Kruspe)
I don't have any reason to have went down there and I have a family.

Platform: Mobile

4/29/2014 2:16:03 PM(UTC-4), 100003315705383 (Katlin Rose), Location:(34.027960, -79.201367)
Lol okay. And I know bro I know you wouldn't kill anyone. We're just double checking cause we don't we don't want to lose our bro. ldk what were going to do though the state probably gonna get all his houses so we'll be homeless. :/ his mom hasn't got her money yet. :(

Platform: Mobile

4/29/2014 2:16:23 PM(UTC-4), 100006987133769 (Tommy Lee Kruspe)
Damn. Smh. That is crazy. Have they found any evidence on what happened yet?

Platform: Mobile

4/29/2014 2:18:28 PM(UTC-4), 100003315705383 (Katlin Rose), Location:(34.027960, -79.201367)
I can't send you the link for some reason. :/

Platform: Mobile

4/29/2014 2:18:57 PM(UTC-4), 100006987133769 (Tommy Lee Kruspe)
What site is it on?

Platform: Mobile

4/29/2014 2:20:14 PM(UTC-4), 100003315705383 (Katlin Rose), Location:(34.027960, -79.201367)
News 13 www.wbtw.com

Platform: Mobile

5/2/2014 3:39:00 AM(UTC-4), 100006987133769 (Tommy Lee Kruspe)

Platform: Mobile

[REDACTED]

Platform: Mobile

3/13/2014 2:20:21 PM(UTC-4), 100006987133769 (Tommy Lee Kruspe)
 Yeah I am fine. Just something to do with a friend from high school that kinda fucked me over. Not in a big way but the principle of the matter is he betrayed me. But I am peachy. lol

31	Participants: 100006987133769 *** Tommy Lee Kruspe (owner) *** 100002049040054 *** William Williams David *** Identifier: t_mid.1395327338053:d261f1bcf2a6dcd95 Source: Facebook Source Extraction: File System Body file: chat-32.txt	Start Time: 3/20/2014 10:55:38 AM(UTC-4) Last Activity: 3/28/2014 2:10:25 PM(UTC-4) Number of attachments: 0	

3/20/2014 10:55:38 AM(UTC-4), 100002049040054 (William Williams David)
 yo man

3/20/2014 8:13:07 PM(UTC-4), 100006987133769 (Tommy Lee Kruspe)
 What's up?

Platform: Mobile

3/20/2014 8:20:56 PM(UTC-4), 100002049040054 (William Williams David), Location:(34.209749, -78.845132)
 Not shit man wbu

Platform: Mobile

3/20/2014 8:28:44 PM(UTC-4), 100006987133769 (Tommy Lee Kruspe)
 Playing my new ibanez guitar

Platform: Mobile

3/20/2014 9:57:33 PM(UTC-4), 100002049040054 (William Williams David), Location:(34.209719, -78.845070)
 I hear ya how ya been man

Platform: Mobile

3/28/2014 2:01:37 PM(UTC-4), 100006987133769 (Tommy Lee Kruspe)
 Good been trying to earn some money. Lol You?

Platform: Mobile

3/28/2014 2:03:01 PM(UTC-4), 100002049040054 (William Williams David)
 not shit man hey whats ur number now

3/28/2014 2:04:58 PM(UTC-4), 100006987133769 (Tommy Lee Kruspe)
 9106408736. Same as always.

Platform: Mobile

3/28/2014 2:05:24 PM(UTC-4), 100002049040054 (William Williams David)
 alright lol

3/28/2014 2:06:54 PM(UTC-4), 100002049040054 (William Williams David)
 I just called ur fone that's my house number my cell is 910 234 1210

3/28/2014 2:07:27 PM(UTC-4), 100006987133769 (Tommy Lee Kruspe)
 Alright but I'm on the shitter. Lol

Platform: Mobile

3/28/2014 2:08:14 PM(UTC-4), 100002049040054 (William Williams David)
 lol well that s nice to know lol

3/28/2014 2:08:37 PM(UTC-4), 100006987133769 (Tommy Lee Kruspe)
 Oh yes it is. Lmao

Platform: Mobile

3/28/2014 2:09:16 PM(UTC-4), 100002049040054 (William Williams David)
 lol same ol tommy just diff day

3/28/2014 2:09:40 PM(UTC-4), 100006987133769 (Tommy Lee Kruspe)
 Always

Platform: Mobile

3/28/2014 2:10:25 PM(UTC-4), 100002049040054 (William Williams David)
 lol yea so where do u live now

[REDACTED]

Platform: Mobile

4/9/2014 2:32:47 PM(UTC-4), 100000074539112 (Mitchell Cheatham)
This is not a small job. A small job doesn't involve people.

Platform: Mobile

4/9/2014 2:33:18 PM(UTC-4), 100006987133769 (Tommy Lee Kruspe), Location:(34.287052, -78.790719)
Smh. Its fast and easy bro.

Platform: Mobile

4/9/2014 2:33:39 PM(UTC-4), 100000074539112 (Mitchell Cheatham)
I'm saying he has a gun. We don't. we are stupid if we don't fix that.

Platform: Mobile

4/9/2014 2:35:08 PM(UTC-4), 100000074539112 (Mitchell Cheatham)
I'm not worried at all. You are the one who always talks about having a smart plan. If we go in without a gun we are no better than twizzy.

Platform: Mobile

4/9/2014 2:35:51 PM(UTC-4), 100000074539112 (Mitchell Cheatham)
I'm saying if we find some steel. Or we do a job and buy some first. That is smart.

Platform: Mobile

4/9/2014 2:36:24 PM(UTC-4), 100000074539112 (Mitchell Cheatham)
It may be a small risk of being-shot but why take the risk if we don't have to?

Platform: Mobile

4/9/2014 2:37:48 PM(UTC-4), 100006987133769 (Tommy Lee Kruspe), Location:(34.287108, -78.790297)
Where you gonna find a small job? Plus if I get some steel by this weekend are you going?

Platform: Mobile

4/9/2014 2:38:24 PM(UTC-4), 100000074539112 (Mitchell Cheatham)
Im Going either way. I'm just saying let's not be stupid.

Platform: Mobile

4/9/2014 2:39:12 PM(UTC-4), 100000074539112 (Mitchell Cheatham)
plus we kind of have to have garland or he might snitch because we did it without him.

Platform: Mobile

4/9/2014 2:40:05 PM(UTC-4), 100006987133769 (Tommy Lee Kruspe), Location:(34.287119, -78.790408)
We need income as soon as possible we we wanna get out of here. PS I'm having noise surgery next month before my birthday.
Platform: Mobile

4/9/2014 2:40:50 PM(UTC-4), 100006987133769 (Tommy Lee Kruspe), Location:(34.287147, -78.790308)
Fuck garland
Platform: Mobile

4/9/2014 2:41:20 PM(UTC-4), 100000074539112 (Mitchell Cheatham)
I get that. But the same way you told me not to rush to get khaliah you need to take that advice too.
Platform: Mobile

4/9/2014 2:44:09 PM(UTC-4), 100000074539112 (Mitchell Cheatham)
we have people who depend on us. Our plans have to be exact and perfect.
Platform: Mobile

4/9/2014 4:08:05 PM(UTC-4), 100000074539112 (Mitchell Cheatham)
Bro we agreed we are both in charge and i'm not going to do anything stupid, if you want to work with me we need serious plans. If the plans aren't solid i'm Not going to approve of them. If I don't approve inot going anywhere near those jobs.
Platform: Mobile

4/9/2014 4:13:10 PM(UTC-4), 100006987133769 (Tommy Lee Kruspe), Location:(34.152301, -78.879789)
I get that. We need to talk in person. All I'm saying is, yes a gun would be wise, I'll get one. Guns make it safer for us, but all plans have risks and I think about all possibilities. If you know me well I think about everything to where I at least try to have all the loop holes filled.
Platform: Mobile

4/9/2014 4:14:41 PM(UTC-4), 100006987133769 (Tommy Lee Kruspe), Location:(34.152294, -78.879678)
Call me.
Platform: Mobile

4/9/2014 4:14:48 PM(UTC-4), 100000074539112 (Mitchell Cheatham)
I gotcha, i'm just making sure we are on the same page because of this family we have here. I don't want to screw anyone in it up.
Platform: Mobile

4/9/2014 6:15:00 PM(UTC-4), 100000074539112 (Mitchell Cheatham)
Dude when it happens I will hold the steel. You "persuade" him to do what we say.
Platform: Mobile

4/9/2014 7:08:54 PM(UTC-4), 100006987133769 (Tommy Lee Kruspe), Location:(34.152260, -78.879430)
Okay deal.
Platform: Mobile

4/9/2014 7:08:59 PM(UTC-4), 100006987133769 (Tommy Lee Kruspe), Location:(34.152260, -78.879430)
Glad we came to an understanding.
Platform: Mobile

4/10/2014 10:51:59 AM(UTC-4), 100000074539112 (Mitchell Cheatham)
Here is my question. I have seen \$4000 in an envelope.. based on how much that is there is not way he has 80g on him.
Platform: Mobile

4/10/2014 10:55:42 AM(UTC-4), 100006987133769 (Tommy Lee Kruspe), Location:(34.287111, -78.790391)
We need some money. That's all I'm going to say.
Platform: Mobile

4/10/2014 11:01:48 AM(UTC-4), 100000074539112 (Mitchell Cheatham)
I'm saying if we do this and only get like \$50 i'm going to be pissed.
Platform: Mobile

4/10/2014 12:05:11 PM(UTC-4), 100000074539112 (Mitchell Cheatham)
Like I would be pissed at garland and amber for bullshitting.
Platform: Mobile

4/10/2014 12:06:18 PM(UTC-4), 100006987133769 (Tommy Lee Kruspe), Location:(34.286916, -78.790226)
Me too. And we already got \$50..... remember.
Platform: Mobile

4/10/2014 12:19:03 PM(UTC-4), 100000074539112 (Mitchell Cheatham)
Exactly. if we don't get a solid payout we have to do another job that night.
Platform: Mobile

4/10/2014 12:28:26 PM(UTC-4), 100006987133769 (Tommy Lee Kruspe), Location:(34.314728, -78.800261)
VWell we will already have steel and a nicely hot vehicle.
Platform: Mobile

4/10/2014 12:37:25 PM(UTC-4), 100000074539112 (Mitchell Cheatham)
True
Platform: Mobile

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
Platform: Mobile

[REDACTED]		
[REDACTED]		
[REDACTED]		
[REDACTED]		
Platform: Mobile		
37	Participants: 100006987133769 *** Tommy Lee Kruspe (owner) *** 100003242317362 *** Scarlett Edwards *** Identifier: t_mid.1391047429957:226f86898cbc138133 Source: Facebook Source Extraction: File System Body file: chat-38.txt	Start Time: 4/22/2014 7:17:47 PM(UTC-4) Last Activity: 4/22/2014 10:06:40 PM(UTC-4) Number of attachments: 0
4/22/2014 7:17:47 PM(UTC-4), 100006987133769 (Tommy Lee Kruspe) Hey [REDACTED]		
Platform: Mobile		
4/22/2014 10:06:40 PM(UTC-4), 100006987133769 (Tommy Lee Kruspe) [REDACTED] hit me up at 9106408736. I'll cut you in.		
Platform: Mobile		
38	Participants: 100006987133769 *** Tommy Lee Kruspe (owner) *** 100001156050872 *** Ai Wagner *** Identifier: t_mid.1398986844628:0c0dbb42e62ef6a547 Source: Facebook Source Extraction: File System Body file: chat-40.txt	Start Time: 5/1/2014 7:27:24 PM(UTC-4) Last Activity: 5/2/2014 12:45:01 AM(UTC-4) Number of attachments: 0
5/1/2014 7:27:24 PM(UTC-4), 100001156050872 (Ai Wagner), Location:(34.280255, -79.881852) Ur Mom tells me that u r charged with armed robbery and some other stuff! So, wats going on son?		
Platform: Mobile		
5/2/2014 12:42:52 AM(UTC-4), 100001156050872 (Ai Wagner), Location:(34.283625, -79.854633) If u don't want to communicate with me, that's fine man. I don't really get u stopped talking n the first place. [REDACTED] of times after that and u didn't really respond back. So, EXACTLY Wat out of ALL that did u get mad at me about??? LOL. Listen, if u want to talk, I'm here! If u don't, that's fine too. Either way Tommy, I hope everything works out great for u my son. Later man		
Platform: Mobile		
5/2/2014 12:45:01 AM(UTC-4), 100006987133769 (Tommy Lee Kruspe) This is Christie I have Tommy's phone. Call tony 9109186994		
Platform: Mobile		
39	Participants: 100000721066633 *** Cory Faircloth *** 100006987133769 *** Tommy Lee Kruspe (owner) *** Identifier: t_mid.1399000630344:64280c62c9f41e3b88 Source: Facebook Source Extraction: File System Body file: chat-46.txt	Start Time: 5/1/2014 11:17:10 PM(UTC-4) Last Activity: 5/1/2014 11:44:35 PM(UTC-4) Number of attachments: 0
5/1/2014 11:17:10 PM(UTC-4), 100000721066633 (Cory Faircloth), Location:(33.794853, -78.778310) What in the world is going on ?		
Platform: Mobile		
5/1/2014 11:44:35 PM(UTC-4), 100006987133769 (Tommy Lee Kruspe) This is tommys mom. Talk to Mrs bobbie		
Platform: Mobile		



Case# 14035367

HORRY COUNTY POLICE DEPARTMENT

Dedicated to Providing Comprehensive, Quality Law Enforcement

2560 North Main Street, Suite 7 - Conway, SC 29526 - Tel: 843-915-5350 - Fax: 843-248-1886

Voluntary Statement

Time: 1450 Date: 5-6-14 Location: ML Brown Page 1 of 1
IGALAND ROSE am 21 years old, my date of birth is: 3/18/1993
my Social Security # is: [REDACTED]; my phone number is: 843-516-5551
my address is: 1904 Hwy 129 Galerant's Ferry

I am giving this statement to Ch2field of the Horry County Police Department.
I volunteer to give the following information of my own free will, for whatever purpose it may serve.

4-18 I went to NC to pull Tommy's focus out of Mitch.
He then followed my wife and I home. Tommy & Mitch
started to talk about robbing Cb Smith. And proceed
to show me a sawed off Shotgun. I then decided to
go with to make sure they didn't do anything stupid
Tommy broke the back window and we went in. Tommy
threatened Cb for money. Cb gave Tommy a bag with
3 envelopes in it. We jumped into the car Mitch had
waiting and took me home. I took 2000 in cash
money and let them go on their way. Last time I
seen Tommy was at his house in labor after
work for 5 mins on my way home.

I have read each page of this statement, consisting of 1 pages, each of which bears my signature and correction, any if, bear my initials and I certify that the facts contained herein are true and correct.

SIGNATURE: [Signature]

WITNESS: [Signature]



Case# 14035367

HORRY COUNTY POLICE DEPARTMENT

Dedicated to Providing Comprehensive, Quality Law Enforcement

2560 North Main Street, Suite 7 - Conway, SC 29526 - Tel: 843-915-5350 - Fax: 843-248-1886

Voluntary Statement

Time: 10:49 Date: 5/6/14 Location: 805 Washington St. Page 1 of 7

I, Mitchell Cheatham am 19 years old, my date of birth is: 02/07/1995,

my Social Security # is: 068849656; my phone number is: 910-742-8446,

my address is: 4933 White Plains Church Rd. Council, NC.

I am giving this statement to Kathnan Chatfield of the Horry County Police Department.

I volunteer to give the following information of my own free will, for whatever purpose it may serve.

On April 18, 2014 I'm not sure what time, Tommy and I met
Garland at his mom's house. Garland and Tommy started
talking about robbing C.B. A few hours later they decide
to rob him. We rode to a street near his house and
Tommy and Garland waited for him to come out but he
didn't. I waited in the car and they broke into his
house from the window on the room opposite of his room.
They woke him up and asked for his money with a
shotgun in his face. When he gave it to them they
had me pull the car up and they came running to the
car. I jumped into the back seat and Tommy drove
Garland home and dropped him off on his road.
Tommy and I rode back to NC. and counted our
money. I haven't heard from Garland since.

I have read each page of this statement, consisting of 1/7 pages, each of which bears my signature
a correction, any if, bear my initials and I certify that the facts contained herein are true and
correct.

SIGNATURE: Mitchell Cheatham

WITNESS: [Signature]



Case# 14035367

HORRY COUNTY POLICE DEPARTMENT

Dedicated to Providing Comprehensive, Quality Law Enforcement

2560 North Main Street, Suite 7 - Conway, SC 29526 - Tel: 843-915-5350 - Fax: 843-248-1886

Voluntary Statement

Time: _____ Date: _____ Location: _____ Page 2 of 7

I, _____ am _____ years old, my date of birth is: _____

my Social Security # is: _____; my phone number is: _____

my address is: _____

I am giving this statement to _____ of the Horry County Police Department.

I volunteer to give the following information of my own free will, for whatever purpose it may serve.

On April 26, 2014, Dougie and Tommy went to rob C.B. a second time. I stayed in the car again, they went to his shop to wait for him to get there. Tommy had a ruger 9mm and Dougie had a 12 gauge. When C.B. didn't show up after about an hour and a half they rode in the stolen truck back to where I was and told me they had gotten mad waiting and lit C.B.'s outlet on fire. Dougie drove the truck, I don't know where he went. Tommy and I road back to our hotel room.

I have read each page of this statement, consisting of 2/2 pages, each of which bears my signature and correction, any if, bear my initials and I certify that the facts contained herein are true and correct.

SIGNATURE: Mitchell Cheathan

WITNESS: _____



Case# 14035367

HORRY COUNTY POLICE DEPARTMENT

Dedicated to Providing Comprehensive, Quality Law Enforcement

2560 North Main Street, Suite 7 - Conway, SC 29526 - Tel: 843-915-5350 - Fax: 843-248-1886

Voluntary Statement

Time: _____ Date: _____ Location: _____ Page 3 of 7

I, _____ am _____ years old, my date of birth is: _____

my Social Security # is: _____; my phone number is: _____

my address is: _____;

I am giving this statement to _____ of the Horry County Police Department.

I volunteer to give the following information of my own free will, for whatever purpose it may serve.

On April 29, 2014, Tommy and Dougie planned to retry the robbery of C.B. we were at the hotel and I tried several times to convince them that robbing him was stupid and we shouldn't but they were set on it so we rode to where the truck was hidden and Dougie and I rode in the truck to the road near C.B.'s house to meet Tommy. All 3 of us rode in the truck to C.B.'s house. Tommy broke into the house through the back door and went inside, Dougie and I followed him in. as soon as we entered Dougie lifted his gun and yelled "you drop it right now boy" and he and Tommy ran to the living room. I saw Tommy on top of C.B. and Dougie pointing the gun at him. Tommy was telling C.B. to let go of the gun and 1 of them was hitting him, I could hear it but not see it. after about a minute Tommy threw C.B.'s shotgun on the floor and started asking for the money. C.B. kept

I have read each page of this statement, consisting of 3/7 pages, each of which bears my signature and correction, any if, bear my initials and I certify that the facts contained herein are true and correct.

SIGNATURE: Mitchell Cheater

WITNESS: _____



Case# 14035367

HORRY COUNTY POLICE DEPARTMENT

Dedicated to Providing Comprehensive, Quality Law Enforcement

2560 North Main Street, Suite 7 - Conway, SC 29526 - Tel: 843-915-5350 - Fax: 843-248-1886

Voluntary Statement

Time: _____ Date: _____ Location: _____ Page 4 of 7

I, _____ am _____ years old, my date of birth is: _____

my Social Security # is: _____; my phone number is: _____

my address is: _____

I am giving this statement to _____ of the Horry County Police Department.

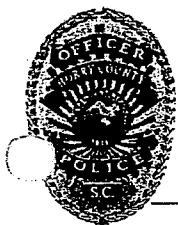
I volunteer to give the following information of my own free will, for whatever purpose it may serve:

Insisting that he didnt have any money and tommy and dougie were hitting him and asking for the money. I just kept sitting on the couch next to him and telling him "look man tell us where it is so they will leave, I dont want to be here" and begging him to tell us where it was. At one point tommy ^{MAC} tried to handcuff him because he was moving around and he was fighting back so tommy told ^{MAC} dougie to knock him out so dougie hit him 2 times (I think) in the face. he was still completely conscious so tommy decided to torture him. he grabbed a crow bar and started to hit C.B. as hard as he could. C.B. started making different places that he had money but tommy didnt believe him so he kept beating him while dougie and I searched the rooms (I didnt want to see what was going on, it made me nautious). After a while

I have read each page of this statement, consisting of 4/7 pages, each of which bears my signature. correction, any if, bear my initials and I certify that the facts contained herein are true and correct.

SIGNATURE: Mitchell Chantrel

WITNESS: [Signature]



Case# 14035367

HORRY COUNTY POLICE DEPARTMENT

Dedicated to Providing Comprehensive, Quality Law Enforcement

2560 North Main Street, Suite 7 - Conway, SC 29526 - Tel: 843-915-5350 - Fax: 843-248-1886

Voluntary Statement

Time: _____ Date: _____ Location: _____ Page 5 of 7

I, _____ am _____ years old, my date of birth is: _____,

my Social Security # is: _____; my phone number is: _____,

my address is: _____;

I am giving this statement to _____ of the Horry County Police Department,

I volunteer to give the following information of my own free will, for whatever purpose it may serve.

tommy walked away from C.B. to search the house
and I came over to C.B. and asked if he was drunk
or if getting hit in the head was making him act weird
and talk weird, he told me he was drunk and I shined
light on his face to see how badly he was hit on
the head, his nose seemed broken and tommy walked
over and looked and decided to use that to his
advantage so he grabbed a bottle of vodka and
poured it on C.B.'s face. He told C.B. "I'm german, I
like vodka", and tommy went back to searching
I stayed there with C.B. begging him to tell us where
the money is so we could leave him alone tommy came
running back into the room and stomped on C.B.
and said it was because he found some money and C.B.
was lying all 3 of us were getting frustrated and
tommy hit him a few times, I said lets take it and leave

I have read each page of this statement, consisting of 5/7 pages, each of which bears my signature

☐ I correction, any if, bear my initials and I certify that the facts contained herein are true and correct.

SIGNATURE: Mitchell Cheatham

WITNESS: _____



Case# 14035367

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Voluntary Statement

Time: _____ Date: _____ Location: _____ Page 6 of 7

I, _____ am _____ years old, my date of birth is: _____,

my Social Security # is: _____; my phone number is: _____,

my address is: _____;

I am giving this statement to _____ of the Horry County Police Department. I volunteer to give the following information of my own free will, for whatever purpose it may serve. tommy said no he wanted the rest. Tommy went back to searching ^{mbc} C.B. reached under his couch and I kicked him in his stomach and told him to stay still or I would have to do it again. tommy ^{mbc} mc into the living room with a gas can and said dougie was in the truck, we were supposed to burn the house and run to the truck. I asked IF we were going to shoot C.B. and ^{mbc} tommy said no. tommy covered the whole house and C.B. in gas, he told me to light a shirt on fire, I hesitated and he said our finger prints were all over the house, I lit the shirt and threw it down where there was no gas, and started to walk away. tommy saw it and splashed gas on it and the whole house caught on fire, I was freaking out that he really lit it and C.B. was going to die, I ran to the truck.

I have read each page of this statement, consisting of 6/7 pages, each of which bears my signature and correction, any if, bear my initials and I certify that the facts contained herein are true and correct.

SIGNATURE: Michael Christman

WITNESS: [Signature]



Case# 14035367

HORRY COUNTY POLICE DEPARTMENT

Dedicated to Providing Comprehensive, Quality Law Enforcement

2560 North Main Street, Suite 7 - Conway, SC 29526 - Tel: 843-915-5350 - Fax: 843-248-1886

Voluntary Statement

Time: _____ Date: _____ Location: _____ Page 2 of 2

I, _____ am _____ years old, my date of birth is: _____

my Social Security # is: _____; my phone number is: _____

my address is: _____

I am giving this statement to _____ of the Horry County Police Department.

I volunteer to give the following information of my own free will, for whatever purpose it may serve.

and tommy and I jumped in the back of the truck
doogie drove us to where heathers car was parked
and tommy got into heathers car. I told tommy
to drop me off at my house he said we have to burn
the truck first so we drove to the NC state line
and I lit the truck on fire. we went back to N.C. I
was dropped off at our hotel room. Tommy and doogie
took the guns.

Doogie who was with us that night is the same
person who was with tommy and I during the
labor city McDonalds robbery.

I have read each page of this statement, consisting of 2/2 pages, each of which bears my signature
correction, any if, bear my initials and I certify that the facts contained herein are true and
correct.

SIGNATURE: Mitchell Chatham

WITNESS: _____

A	26501 FDID	SC State	04/29/2014 Incident Date	S41 Station	FR140429016389 Incident Number	000 Exposure	NFIRS -1 Basic

B	Location		☐ See Wildland Fire Module for Location	Census Tract
1 Street address	3110 Number/Milepost	Prefix	Street or Highway	DR Street Type Suffix
	Apt./Suite/Room		State	Zip Code
Cross Street or Directions				

C	Incident Type 131 Passenger vehicle fire Incident Type	E1	Dates & Times	E2	Shifts & Alarms Local Option																		
D	Aid Given or Received N None		<table border="1"> <tr> <td></td> <td>Date</td> <td>Time</td> </tr> <tr> <td>Dispatch</td> <td>04/29/2014</td> <td>03:20:42</td> </tr> <tr> <td>☒ Arrival</td> <td>04/29/2014</td> <td>03:38:00</td> </tr> <tr> <td>☐ Controlled</td> <td></td> <td></td> </tr> <tr> <td>☒ Last Unit Cleared</td> <td>04/29/2014</td> <td>04:19:11</td> </tr> </table>		Date	Time	Dispatch	04/29/2014	03:20:42	☒ Arrival	04/29/2014	03:38:00	☐ Controlled			☒ Last Unit Cleared	04/29/2014	04:19:11	<table border="1"> <tr> <td>C</td> <td>2</td> </tr> <tr> <td>Shift or platoon</td> <td>Alarms District</td> </tr> </table>	C	2	Shift or platoon	Alarms District
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☒ Last Unit Cleared	04/29/2014	04:19:11																					
C	2																						
Shift or platoon	Alarms District																						
			E3	Special Studies Local Option																			
			Special Study ID#	Special Study Value																			

F	Action Taken 11 Extinguishment by fire service personnel Primary Action Taken (1) Additional Action Taken (2) Additional Action Taken (3)	G1	Resources ☐ Check this box and skip this section if an Apparatus or Personnel form is used. <table border="1"> <tr> <td></td> <td>Apparatus</td> <td>Personnel</td> </tr> <tr> <td>Suppression</td> <td>1</td> <td>2</td> </tr> <tr> <td>EMS</td> <td>0</td> <td>0</td> </tr> <tr> <td>Other</td> <td>0</td> <td>0</td> </tr> </table> ☐ Check box if resource counts include aid received resources.		Apparatus	Personnel	Suppression	1	2	EMS	0	0	Other	0	0	G2	Estimated Dollar Losses & Values LOSSES: Required for all fires if known. Optional for non fires. <table border="1"> <tr> <td>Property</td> <td>\$</td> <td>0</td> <td>☒</td> </tr> <tr> <td>Contents</td> <td>\$</td> <td>0</td> <td>☒</td> </tr> <tr> <td colspan="4">PRE-INCIDENT VALUE:</td> </tr> <tr> <td>Property</td> <td>\$</td> <td>0</td> <td>☒</td> </tr> <tr> <td>Contents</td> <td>\$</td> <td>0</td> <td>☒</td> </tr> </table>	Property	\$	0	☒	Contents	\$	0	☒	PRE-INCIDENT VALUE:				Property	\$	0	☒	Contents	\$	0	☒
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Contents	\$	0	☒																																		
PRE-INCIDENT VALUE:																																					
Property	\$	0	☒																																		
Contents	\$	0	☒																																		

Completed Modules	H1	Casualties	☒ None	H3	Hazardous Materials Release	I	Mixed Use Property
☒ Fire-2 ☐ Structure-3 ☐ Civilian Fire Cas.-4 ☐ Fire Serv. Casualty-5 ☐ EMS-6 ☐ HazMat-7 ☐ Wildland Fire-8 ☒ Apparatus-9 ☒ Personnel-10 ☐ Arson-11	Fire Service Civilian H2 Detector	Deaths Injuries		N None		NN Not mixed use	

J	Property Use 962 Residential street, road or residential driveway

M	Authorization	Officer in charge ID 000003187	Rank Lieutenant	Assignment	Date
		Signature Christopher D Bullock			
		Check box if same as Officer in charge ☒	Member Making Report's ID 000003187	Rank Lieutenant	Date 04/29/2014
		Signature Christopher D Bullock			

A	26501 FDID	SC State	04/29/2014 Incident Date	S41 Station	FR140429016389 Incident Number	000 Exposure	NFIRS -1 Basic

B Location		☐ See Wildland Fire Module for Location		Census Tract	
1 Street address	3110 Number/Milepost	Prefix	[REDACTED] Street or Highway	DR Street Type	Suffix
	Apt./Suite/Room		[REDACTED]	State	Zip Code
Cross Street or Directions					

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☐ Controlled																	
☒ Last Unit Cleared	04/29/2014	04:19:11															
D Aid Given or Received N None	E3 Special Studies Local Option Special Study ID# Special Study Value																

F Action Taken 11 Extinguishment by fire service personnel Primary Action Taken (1) Additional Action Taken (2) Additional Action Taken (3)	G1 Resources ☐ Check this box and skip this section if an Apparatus or Personnel form is used. <table style="width:100%"> <tr> <th></th> <th>Apparatus</th> <th>Personnel</th> </tr> <tr> <td>Suppression</td> <td>1</td> <td>2</td> </tr> <tr> <td>EMS</td> <td>0</td> <td>0</td> </tr> <tr> <td>Other</td> <td>0</td> <td>0</td> </tr> </table> ☐ Check box if resource counts include aid received resources.		Apparatus	Personnel	Suppression	1	2	EMS	0	0	Other	0	0	G2 Estimated Dollar Losses & Values LOSSES: Required for all fires if known. Optional for non fires. None <table style="width:100%"> <tr> <td>Property</td> <td>\$</td> <td>0</td> <td>☒</td> </tr> <tr> <td>Contents</td> <td>\$</td> <td>0</td> <td>☒</td> </tr> </table> PRE-INCIDENT VALUE: <table style="width:100%"> <tr> <td>Property</td> <td>\$</td> <td>0</td> <td>☒</td> </tr> <tr> <td>Contents</td> <td>\$</td> <td>0</td> <td>☒</td> </tr> </table>	Property	\$	0	☒	Contents	\$	0	☒	Property	\$	0	☒	Contents	\$	0	☒
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Completed Modules ☒ Fire-2 ☐ Structure-3 ☐ Civilian Fire Cas.-4 ☐ Fire Serv. Casualty-5 ☐ EMS-6 ☐ HazMat-7 ☐ Wildland Fire-8 ☒ Apparatus-9 ☒ Personnel-10 ☐ Arson-11	H1 Casualties ☒ None <table style="width:100%"> <tr> <td>Fire Service</td> <td>Deaths</td> <td>Injuries</td> </tr> <tr> <td>Civilian</td> <td></td> <td></td> </tr> </table> H2 Detector	Fire Service	Deaths	Injuries	Civilian			H3 Hazardous Materials Release N None	Mixed Use Property NN Not mixed use
Fire Service	Deaths	Injuries							
Civilian									

J Property Use
962 Residential street, road or residential driveway

M Authorization			
Officer in charge ID 000003187	Rank Lieutenant	Assignment	Date
Signature Christopher D Bullock			
Check box if same as Officer in charge ☒	Member Making Report's ID 000003187	Rank Lieutenant	Assignment
Signature Christopher D Bullock		Date 04/29/2014	

K1 Person/Entity Involved

☐ Check this box if same address as incident location. Then skip the three duplicate address lines.		Local Option		Business name (if applicable)		Phone Number	
Mr., Ms., Mrs.	First Name	MI	Last Name			Suffix	
Number	Prefix	Street or Highway		Street Type		Suffix	
Post Office Box	Apt./Suite/Room		City				
State		Zip Code					

K2 Owner

☐ Same as person involved? Then check this box and skip the rest of this section.		Local Option		Business name (if applicable)		() - Phone Number	
☐ Check this box if same address as incident location. Then skip the three duplicate address lines.	Mr., Ms., Mrs.	First Name	MI	Last Name			Suffix
	Number	Prefix	Street or Highway		Street Type		Suffix
	Post Office Box	Apt./Suite/Room		City			
State		Zip Code					

L

Remarks:

Local Option

Respond to vehicle fire pass [REDACTED]. On scene the vehicle was well involved off the roadway with the doors left open. The fire had spread to a small wooded area and was extinguished quickly. Vin number was located and reported to dispatch for PD. Vehicle was reported stolen and PD was requested. On arrival of HCPD vin number was given to PD and Engine 41 cleared.

A 26501 SC 04/29/2014 S41 FR140429016389 000 FDID State Incident Date Station Incident Number Exposure		NFIRS - 2 Fire
B Property Details		
B1 ☒ Not Residential Estimated number of residential living units in building of origin whether or not all units became involved		
B2 ☒ Buildings not involved Number of buildings involved		
B3 ☒ None Acres burned (outside fires) ☐ Less than one acre		
C On-Site Materials or Products ☒ None		
On-site material (1) ☐		
On-site material (2)		
On-site material (3)		
D Ignition		
D1 UU Undetermined Area of fire origin		
D2 UU Undetermined Heat source		
D3 UU Undetermined Item first ignited 1 ☐ Check box if fire spread was confined to object of origin		
D4 UU Undetermined Type of material first ignited Required only if item first ignited code is 00 or <70		
E1 Cause of Ignition ☐ Check box if this is an exposure report. U ☒ Cause undetermined after investigation		
E2 Factors Contributing to Ignition ☒ None		
Factor contributing to ignition (1)		
Factor contributing to ignition (2)		
E3 Human Factors Contributing to Ignition		
1 ☐ Asleep		
2 ☐ Possibly impaired by alcohol or drugs		
3 ☐ Unattended person		
4 ☐ Possibly mentally disabled		
5 ☐ Physically disabled		
6 ☐ Multiple persons involved		
7 ☐ Age was a factor		
Estimated age of person involved		
1 ☐ Male 2 ☐ Female		
F1 Equipment Involved in Ignition		
☒ None If equipment was not involved, skip to Section G		
Equipment Involved		
Brand		
Model		
Serial #		
Year		
F2 Equipment Power		
Equipment Power Source		
F3 Equipment Portability		
☐		
Portable equipment normally can be moved by one person, is designed to be used in multiple locations, and requires no tools to install.		
G Fire Suppression Factors		
Enter up to three codes. ☒ None		
Fire suppression factor (1)		
Fire suppression factor (2)		
Fire suppression factor (3)		
H1 Mobile Property Involved		
☐ None		
3 ☒ Involved in ignition and burned		
H2 Mobile Property Type & Make		
22 Pickup truck, hauling rig (non-motorized)		
Mobile property type		
DO Dodge		
Mobile property make		
Mobile property model		
Year		
License Plate Number		
State		
VIN Number		
Local Use		
☐ Pre-Fire Plan Available		
Some of the information presented in this report may be based upon reports from other agencies:		
☐ Arson report attached		
☐ Police report attached		
☐ Coroner report attached		
☐ Other reports attached		

A		26501 FDID	SC State	04/29/2014 Incident Date	S41 Station	FR140429016389 Incident Number	000 Exposure	☐ Delete ☐ Change	NFIRS - 9 Apparatus or Resources
B	Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date			Sent ☐	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken	
1	ID E41 Type 11	Dispatch ☒	04/29/2014	0322	☐	2	☒ Suppression	11	
		Arrival ☒	04/29/2014	0338					
		Clear ☒	04/29/2014	0419					

Type of Apparatus or Resource Ground Fire Suppression 11 Engine 12 Truck or aerial 13 Quint 14 Tanker & pumper combination 16 Brush truck 17 ARF (Aircraft Rescue and Firefighting) 10 Ground fire suppression, other Heavy Ground Equipment 21 Dozer or plow 22 Tractor 24 Tanker or tender 20 Heavy equipment, other	Aircraft 41 Aircraft: fixed wing tanker 42 Helitanker 43 Helicopter 40 Aircraft, other Marine Equipment 51 Fire boat with pump 52 Boat, no pump 50 Marine apparatus, other Support Equipment 61 Breathing apparatus support 62 Light and air unit 60 Support apparatus, other	Medical & Rescue 71 Rescue unit 72 Urban search & rescue unit 73 High angle rescue unit 75 BLS unit 76 ALS unit 70 Medical and rescue unit, other Other 91 Mobile command post 92 Chief officer car 93 HazMat unit 94 Type 1 hand crew 95 Type 2 hand crew 99 Privately owned vehicle 00 Other apparatus/resource	More apparatus? Use additional sheets. NN None UU Undetermined

A	26501 FDID	SC State	04/29/2014 Incident Date	S41 Station	FR140429016389 Incident Number	000 Exposure	☐ Delete ☐ Change	NFIRS - 10 Personnel

B	Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☐	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
1	ID E41 Type 11	Dispatch ☒ 04/29/2014 0322 Arrival ☒ 04/29/2014 0338 Clear ☒ 04/29/2014 0419	☐	2	☒ Suppression	11

Personnel ID	Name	Rank or Grade	Attend	Action Taken	Action Taken	Action Taken	Action Taken
000003187	Bullock, Christopher D	LT	☐	11			
000002869	Prince, Wendell P	FFE	☐	11			

A		26501		SC	04/29/2014	FR140429016388	000	NFIRS -1 Basic	
		FDID	State	Incident Date	Station	Incident Number	Exposure		
B Location		☐ See Wildland Fire Module for Location							
1 Street address		4797	E	[REDACTED]		Census Tract			
		Number/Milepost	Prefix	Street or Highway		Street Type		Suffix	
Apt./Suite/Room		[REDACTED]	City	[REDACTED]		SC	29511-		
						State	Zip Code		
Cross Street or Directions									
C Incident Type		E1 Dates & Times		E2 Shifts & Alarms		E3 Special Studies			
111 Building fire		Date		Time		Local Option			
Incident Type		Dispatch		04/29/2014		02:48:45		C 14	
D Aid Given or Received		☒ Arrival		04/29/2014		02:54:47		Shift or platoon	
N None		☐ Controlled						Alarms District	
		☒ Last Unit		04/29/2014		12:29:29		Special Study ID#	
		Cleared						Special Study Value	
F Action Taken		G1 Resources		G2 Estimated Dollar Losses & Values					
11 Extinguishment by fire service personnel		☐ Check this box and skip this section if an Apparatus or Personnel form is used.		LOSSES: Required for all fires if known. Optional for non fires. None					
Primary Action Taken (1)		Apparatus Personnel		Property \$ 0 ☒					
12 Salvage & overhaul		Suppression 9 16		Contents \$ 0 ☒					
Additional Action Taken (2)		EMS 3 5		PRE-INCIDENT VALUE:					
86 Investigate		Other 9 9		Property \$ 0 ☒					
Additional Action Taken (3)		☐ Check box if resource counts include aid received resources.		Contents \$ 0 ☒					
Completed Modules		H1 Casualties		H3 Hazardous Materials Release		I Mixed Use Property			
☒ Fire-2		☐ None		N None		NN Not mixed use			
☒ Structure-3		Deaths Injuries							
☒ Civilian Fire Cas.-4		Fire Service 0 0							
☐ Fire Serv. Casualty-5		Civilian 1 0							
☐ EMS-6		H2 Detector							
☐ HazMat-7		U Unknown							
☒ Wildland Fire-8									
☒ Apparatus-9									
☒ Personnel-10									
☐ Arson-11									
J Property Use									
419 1 or 2 family dwelling									
M Authorization									
Officer in charge ID		Rank		Assignment		Date			
000000234		Battalion Chief							
Signature		Signature		Signature		Signature		Signature	
Brian G VanAernem		Brian G VanAernem		Brian G VanAernem		Brian G VanAernem		Brian G VanAernem	
Check box if same as Officer in charge ☒		Member Making Report's ID		Rank		Assignment		Date	
000000234		000000234		Battalion Chief				05/01/2014	

K1	Person/Entity Involved	Business name (if applicable)		(843) 385-6777		
	Local Option			Phone Number		
☐	Check this box if same address as incident location. Then skip the three duplicate address lines.	Mr., Ms., Mrs.	First Name	MI	Last Name	Suffix
		4797	E		HWY 501	
		Number	Prefix		Street or Highway	Street Type Suffix
		Post Office Box	Apt./Suite/Room		City	
		SC	29511-			
		State	Zip Code			

K2	Owner	Business name (if applicable)		() -		
	Local Option			Phone Number		
☐	Check this box if same address as incident location. Then skip the three duplicate address lines.	Mr., Ms., Mrs.	First Name	MI	Last Name	Suffix
		Number	Prefix		Street or Highway	Street Type Suffix
		Post Office Box	Apt./Suite/Room		City	
		State	Zip Code			

L	Remarks:
	Local Option
The above units responded to a reported structure fire at the above location. Dispatch advised BC 3 while enroute that it was possible entrapment. BC 3 upgraded to a working fire dispatch adding 1 Engine medic and the Fire Investigators. BC 3 arrived with heavy fire showing from a single wide mobile home. BC 3 drove around the A/D corner to view the rear of the structure. The fire had already extended into a boat in the rear and a car and camper in the front. BC 3 backed back around and established the 501 command on side A of the structure. The neighbors came out and said that the car out front belonged to the occupant and that they could not get ahold of him. Do to the extent of the fire a exterior operation was ordered. E24 arrived and layed in from 501. The fire had already come through the roof and most of the walls were already burnt through. E24 deployed a 1.75" handline and began to knock down the vehicles burning at the front side of the structure. E8 arrived and deployed a second 1.75" handline to the rear of the structure. E8 began to knock down the fire and also controlled any fire extension to a vacant mobile home on the Bravo side of the structure. The structure had some minor heat damage to the siding but was cleared of any fire. E 27	

K	26501	SC	04/29/2014		FR14042901638	000	☐ Delete ☐ Change	NFIRS - 1S Supplemental
	FDID	State	Incident Date	Station	Incident Number	Exposure		

K2	Person/Entity Involved				Business name if applicable		Phone Number	
	☐ Check this box if same address as incident location. Then skip these three duplicate address lines.							
	Mr., Ms., Mrs.	First Name	MI	Last Name	Suffix			
	Number	Prefix	Street of highway			Street Type	Suffix	
	Post office box		Apt./Suite/Room		City			
State		Zip Code						

A	26501 FDID	SC State	04/29/2014 Incident Date	FR140429016388 Station Incident Number	000 Exposure	NFIRS - 2 Fire

B Property Details B1 ☐ Not Residential Estimated number of residential living units in building of origin whether or not all units became involved B2 ☐ Buildings not involved Number of buildings involved B3 ☒ None Acres burned (outside fires) ☐ Less than one acre	C On-Site Materials or Products ☒ None On-site material (1) ☐ On-site material (2) On-site material (3)

D Ignition D1 14 Common room, den, family room, living Area of fire origin D2 UU Undetermined Heat source D3 UU Undetermined Item first ignited 1 ☒ Check box if fire spread was confined to object of origin D4 UU Undetermined Type of material first ignited Required only if item first ignited code is 00 or <70	E1 Cause of Ignition ☐ Check box if this is an exposure report. U ☒ Cause undetermined after investigation E2 Factors Contributing to Ignition ☒ None Factor contributing to ignition (1) Factor contributing to ignition (2)	E3 Human Factors Contributing to Ignition 1 ☐ Asleep 2 ☐ Possibly impaired by alcohol or drugs 3 ☐ Unattended person 4 ☐ Possibly mentally disabled 5 ☐ Physically disabled 6 ☐ Multiple persons involved 7 ☐ Age was a factor Estimated age of person involved 1 ☐ Male 2 ☐ Female

F1 Equipment Involved in Ignition ☒ None If equipment was not involved, skip to Section G Equipment Involved Brand Model Serial # Year	F2 Equipment Power Equipment Power Source F3 Equipment Portability ☐ Portable equipment normally can be moved by one person, is designed to be used in multiple locations, and requires no tools to install.	G Fire Suppression Factors Enter up to three codes. ☒ None Fire suppression factor (1) Fire suppression factor (2) Fire suppression factor (3)

H1 Mobile Property Involved ☒ None Mobile property model License Plate Number State VIN Number	H2 Mobile Property Type & Make Mobile property type Mobile property make Year	Local Use ☐ Pre-Fire Plan Available Some of the information presented in this report may be based upon reports from other agencies: ☐ Arson report attached ☐ Police report attached ☐ Coroner report attached ☐ Other reports attached

A 26501 SC 04/29/2014 FDID State Incident Date		FR140429016388 000 Station Incident Number Exposure		☐ Delete ☐ Change	NFIRS - 4 Civilian Fire Casualty
B Injured Person					C Casualty Number
CHARLES B SMITH First Name MI Last Name					Casualty Number
D Age or Date of Birth ☐ Months (for infants) OR Date of Birth		E1 Race 1 ☒ White	F Affiliation 1 ☒ Civilian	H Severity 5 ☒ Death	
		E2 Ethnicity 0 ☒ Non Hispanic or	G Date & Time of Injury Midnight is 0000 Date of Injury Time of Injury 04/29/2014 02:45		
I Cause of Injury 0 ☒ Cause of injury, other		J Human Factors Contributing to Injury ☐ None Check all applicable boxes 1 ☐ Asleep 2 ☐ Unconscious 3 ☐ Possibly impaired by alcohol 4 ☐ Possibly impaired by other drug 5 ☐ Possibly mentally disabled 6 ☐ Physically disabled 7 ☒ Physically restrained 8 ☐ Unattended person		K Factors Contributing to Injury ☐ None Enter up to three contributing factors 00 Factor contributing to injury, Contributing factor (1) Contributing factor (2) Contributing factor (3)	
L Activity When Injured U ☒ Undetermined		M1 Location at Time of Incident U ☒ Undetermined		M3 Story at Start of Incident Complete ONLY if injury occurred INSIDE Story at START of incident ☐ below grade	
		M2 General Location at Time of Injury Check ONE box. If undetermined, leave blank and skip to Section N. 1 ☒ In area of fire origin, whether that is inside or outside of building		M4 Story Where Injury Occurred Story where injury occurred, if different from M3 ☐ below grade	
				M5 Specific Location at Time of Injury Complete ONLY if casualty NOT in area of origin Specific location at time of injury	
N Primary Apparent Symptom 1 ☒ Burns and smoke inhalation		O Primary Area of Body Injured ☐		P Disposition ☐ Transported to emergency care facility	
				Remarks Local option	

A	26501 FOID	SC State	04/29/2014 Incident Date	FR140429016388 Incident Number	000 Exposure	☐ Delete ☐ Change	NFIRS - 9 Apparatus or Resources

B	Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☐	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken
1	ID BC2 Type 92	Dispatch ☒ 04/29/2014 0327 Arrival ☒ 04/29/2014 0328 Clear ☒ 04/29/2014 0446	☐	1	☒ Other	81
2	ID BC3 Type 92	Dispatch ☒ 04/29/2014 0248 Arrival ☒ 04/29/2014 0254 Clear ☒ 04/29/2014 0759	☐	1	☒ Other	81
3	ID CH4 Type 92	Dispatch ☒ 04/29/2014 0251 Arrival ☒ 04/29/2014 0311 Clear ☒ 04/29/2014 0725	☐	1	☒ Other	81
4	ID CH5 Type 92	Dispatch ☒ 04/29/2014 0252 Arrival ☒ 04/29/2014 0259 Clear ☒ 04/29/2014 0725	☐	1	☒ Other	81
5	ID E23 Type 11	Dispatch ☒ 04/29/2014 0255 Arrival ☒ 04/29/2014 0309 Clear ☒ 04/29/2014 0707	☐	2	☒ Suppression	12
6	ID E24 Type 11	Dispatch ☒ 04/29/2014 0249 Arrival ☒ 04/29/2014 0257 Clear ☒ 04/29/2014 0759	☐	3	☒ Suppression	11
7	ID E27 Type 11	Dispatch ☒ 04/29/2014 0248 Arrival ☒ 04/29/2014 0259 Clear ☒ 04/29/2014 0459	☐	2	☒ Suppression	11
8	ID E28 Type 11	Dispatch ☒ 04/29/2014 0248 Arrival ☒ 04/29/2014 0307 Clear ☒ 04/29/2014 0458	☐	1	☒ Suppression	11
9	ID E40 Type 11	Dispatch ☒ 04/29/2014 0347 Arrival ☒ 04/29/2014 0359 Clear ☒ 04/29/2014 0700	☐	2	☒ Suppression	73
10	ID E8 Type 11	Dispatch ☒ 04/29/2014 0248 Arrival ☒ 04/29/2014 0259 Clear ☒ 04/29/2014 0500	☐	3	☒ Suppression	11
11	ID E9 Type 11	Dispatch ☒ 04/29/2014 0248 Arrival ☐ Clear ☒ 04/29/2014 0455	☐	0	☒ Suppression	93
12	ID EMS1 Type 92	Dispatch ☒ 04/29/2014 0249 Arrival ☒ 04/29/2014 0316 Clear ☒ 04/29/2014 0514	☐	1	☒ Other	30
13	ID INV1 Type 00	Dispatch ☒ 04/29/2014 0405 Arrival ☐ Clear ☒ 04/29/2014 1229	☐	1	☒ Other	86

Type of Apparatus or Resource Ground Fire Suppression 11 Engine 12 Truck or aerial 13 Quint 14 Tanker & pumper combination 16 Brush truck 17 ARF (Aircraft Rescue and Firefighting) 10 Ground fire suppression, other Heavy Ground Equipment 21 Dozer or plow 22 Tractor 24 Tanker or tender 20 Heavy equipment, other	Aircraft 41 Aircraft: fixed wing tanker 42 Helitanker 43 Helicopter 40 Aircraft, other Marine Equipment 51 Fire boat with pump 52 Boat, no pump 50 Marine apparatus, other Support Equipment 61 Breathing apparatus support 62 Light and air unit 60 Support apparatus, other	Medical & Rescue 71 Rescue unit 72 Urban search & rescue unit 73 High angle rescue unit 75 BLS unit 76 ALS unit 70 Medical and rescue unit, other Other 91 Mobile command post 92 Chief officer car 93 HazMat unit 94 Type 1 hand crew 95 Type 2 hand crew 99 Privately owned vehicle 00 Other apparatus/resource	More apparatus? Use additional sheets. NN None UU Undetermined

A	26501 FDID	SC State	04/29/2014 Incident Date	FR140429016388 Incident Number	000 Exposure	☐ Delete ☐ Change	NFIRS - 9 Apparatus or Resources

B	Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken
14	ID INV3 Type 00	Dispatch ☒ 04/29/2014 0340 Arrival ☒ 04/29/2014 0341 Clear ☒ 04/29/2014 1229	☐	1	☒ Other	86
15	ID M15 Type 76	Dispatch ☒ 04/29/2014 0253 Arrival ☒ 04/29/2014 0312 Clear ☒ 04/29/2014 0448	☐	2	☒ EMS	30
16	ID M8 Type 76	Dispatch ☒ 04/29/2014 0248 Arrival ☒ 04/29/2014 0300 Clear ☒ 04/29/2014 0504	☐	1	☒ EMS	11
17	ID R1 Type 71	Dispatch ☒ 04/29/2014 0338 Arrival ☒ 04/29/2014 0410 Clear ☒ 04/29/2014 1122	☐	2	☒ EMS	73
18	ID TA15 Type 14	Dispatch ☒ 04/29/2014 0248 Arrival ☒ 04/29/2014 0310 Clear ☒ 04/29/2014 0455	☐	2	☒ Suppression	76
19	ID TA8 Type	Dispatch ☒ 04/29/2014 0248 Arrival ☒ 04/29/2014 0301 Clear ☒ 04/29/2014 0504	☐	1	☒ Other	76
20	ID TA9 Type 14	Dispatch ☒ 04/29/2014 0248 Arrival ☒ 04/29/2014 0304 Clear ☒ 04/29/2014 0628	☐	1	☒ Suppression	76
21	ID INV1 Type 00	Dispatch ☒ 04/29/2014 0248 Arrival ☒ 04/29/2014 0254 Clear ☒ 04/29/2014 1229	☐	1	☒ Other	

Type of Apparatus or Resource Ground Fire Suppression 11 Engine 12 Truck or aerial 13 Quint 14 Tanker & pumper combination 16 Brush truck 17 ARF (Aircraft Rescue and Firefighting) 10 Ground fire suppression, other Heavy Ground Equipment 21 Dozer or plow 22 Tractor 24 Tanker or tender 20 Heavy equipment, other	Aircraft 41 Aircraft: fixed wing tanker 42 Helitanker 43 Helicopter 40 Aircraft, other Marine Equipment 51 Fire boat with pump 52 Boat, no pump 50 Marine apparatus, other Support Equipment 61 Breathing apparatus support 62 Light and air unit 60 Support apparatus, other	Medical & Rescue 71 Rescue unit 72 Urban search & rescue unit 73 High angle rescue unit 75 BLS unit 76 ALS unit 70 Medical and rescue unit, other Other 91 Mobile command post 92 Chief officer car 93 HazMat unit 94 Type 1 hand crew 95 Type 2 hand crew 99 Privately owned vehicle 00 Other apparatus/resource	More apparatus? Use additional sheets. NN None UU Undetermined

A	26501 FDID	SC State	04/29/2014 Incident Date	FR140429016388 Incident Number	000 Exposure	☐ Delete ☐ Change	NFIRS - 10 Personnel

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☐	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
1 ID BC2 Type 92	Dispatch ☒ 04/29/2014 0327 Arrival ☒ 04/29/2014 0328 Clear ☒ 04/29/2014 0446	☐	1	☒ Other	81

Personnel ID	Name	Rank or Grade	Attend	Action Taken	Action Taken	Action Taken	Action Taken
000000064	McGarrahan, John E	BC	☐	81			

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
2 ID BC3 Type 92	Dispatch ☒ 04/29/2014 0248 Arrival ☒ 04/29/2014 0254 Clear ☒ 04/29/2014 0759	☐	1	☒ Other	81

Personnel ID	Name	Rank or Grade	Attend	Action Taken	Action Taken	Action Taken	Action Taken
000000234	VanAernem, Brian G	BC	☐	81			

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
3 ID CH4 Type 92	Dispatch ☒ 04/29/2014 0251 Arrival ☒ 04/29/2014 0311 Clear ☒ 04/29/2014 0725	☐	1	☒ Other	81

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
4 ID CH5 Type 92	Dispatch ☒ 04/29/2014 0252 Arrival ☒ 04/29/2014 0259 Clear ☒ 04/29/2014 0725	☐	1	☒ Other	81

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
5 ID E23 Type 11	Dispatch ☒ 04/29/2014 0255 Arrival ☒ 04/29/2014 0309 Clear ☒ 04/29/2014 0707	☐	2	☒ Suppression	12

Personnel ID	Name	Rank or Grade	Attend	Action Taken	Action Taken	Action Taken	Action Taken
000004050	Noreck, Michael A	CP	☐	12			
000002643	Fulmer, Christopher L	FFE	☐	12			

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
6 ID E24 Type 11	Dispatch ☒ 04/29/2014 0249 Arrival ☒ 04/29/2014 0257 Clear ☒ 04/29/2014 0759	☐	3	☒ Suppression	11

Personnel ID	Name	Rank or Grade	Attend	Action Taken	Action Taken	Action Taken	Action Taken
000003950	Nelson, David S	LT	☐	11			

A	26501 FDID	SC State	04/29/2014 Incident Date	FR140429016388 Incident Number	000 Exposure	☐ Delete ☐ Change	NFIRS - 10 Personnel

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
6 ID E24 Type 11	Dispatch ☒ 04/29/2014 0249 Arrival ☒ 04/29/2014 0257 Clear ☒ 04/29/2014 0759	☐	3	☒ Suppression	11

Personnel ID	Name	Rank or Grade	Attend	Action Taken	Action Taken	Action Taken	Action Taken
000001595	Martin, Jody L	FFE	☐	11			
000007311	ROSS, NORRIS J., II	FFE	☐				

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
7 ID E27 Type 11	Dispatch ☒ 04/29/2014 0248 Arrival ☒ 04/29/2014 0259 Clear ☒ 04/29/2014 0459	☐	2	☒ Suppression	11

Personnel ID	Name	Rank or Grade	Attend	Action Taken	Action Taken	Action Taken	Action Taken
000006037	WALDROUP, MATTHEW R	FFE	☐	11			
000000749	Rainbolt, Timothy R	CP	☐	11			

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
8 ID E28 Type 11	Dispatch ☒ 04/29/2014 0248 Arrival ☒ 04/29/2014 0307 Clear ☒ 04/29/2014 0458	☐	1	☒ Suppression	11

Personnel ID	Name	Rank or Grade	Attend	Action Taken	Action Taken	Action Taken	Action Taken
000004901	Kroger, Carl E.	VFFA	☐				

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
9 ID E40 Type 11	Dispatch ☒ 04/29/2014 0347 Arrival ☒ 04/29/2014 0359 Clear ☒ 04/29/2014 0700	☐	2	☒ Suppression	73

Personnel ID	Name	Rank or Grade	Attend	Action Taken	Action Taken	Action Taken	Action Taken
000000147	Fitzgerald, Michael T	LT	☐	12			
000004103	Price, Danielle M	FFE	☐	12			

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
10 ID E8 Type 11	Dispatch ☒ 04/29/2014 0248 Arrival ☒ 04/29/2014 0259 Clear ☒ 04/29/2014 0500	☐	3	☒ Suppression	11

Personnel ID	Name	Rank or Grade	Attend	Action Taken	Action Taken	Action Taken	Action Taken
000003113	Richardson, Phillip D	LT	☐	11			

A	26501 FDID	SC State	04/29/2014 Incident Date	FR140429016388 Incident Number	000 Exposure	☐ Delete ☐ Change	NFIRS - 10 Personnel

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
10 ID E8 Type 11	Dispatch ☒ 04/29/2014 0248 Arrival ☒ 04/29/2014 0259 Clear ☒ 04/29/2014 0500	☐	3	☒ Suppression	11

Personnel ID	Name	Rank or Grade	Attend	Action Taken	Action Taken	Action Taken	Action Taken
000004712	Hanna, Furman M.	FFE	☐	11			
000008797	AVANT, ETHAN R.	VFFA	☐				

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
11 ID E9 Type 11	Dispatch ☒ 04/29/2014 0248 Arrival ☐ Clear ☒ 04/29/2014 0455	☐	0	☒ Suppression	93

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
12 ID EMS1 Type 92	Dispatch ☒ 04/29/2014 0249 Arrival ☒ 04/29/2014 0316 Clear ☒ 04/29/2014 0514	☐	1	☒ Other	30

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
13 ID INV1 Type 00	Dispatch ☒ 04/29/2014 0405 Arrival ☐ Clear ☒ 04/29/2014 1229	☐	1	☒ Other	86

Personnel ID	Name	Rank or Grade	Attend	Action Taken	Action Taken	Action Taken	Action Taken
000000379	Martin, William J.	FINV	☐				
000000379	Martin, William J.	FINV	☐				

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
14 ID INV1 Type 00	Dispatch ☒ 04/29/2014 0248 Arrival ☒ 04/29/2014 0254 Clear ☒ 04/29/2014 1229	☐	1	☒ Other	

Personnel ID	Name	Rank or Grade	Attend	Action Taken	Action Taken	Action Taken	Action Taken
000000379	Martin, William J.	FINV	☐				
000000379	Martin, William J.	FINV	☐				

A	26501 FDID	SC State	04/29/2014 Incident Date	FR140429016388 Incident Number	000 Exposure	☐ Delete ☐ Change	NFIRS - 10 Personnel

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
15 ID INV3 Type 00	Dispatch ☒ 04/29/2014 0340 Arrival ☒ 04/29/2014 0341 Clear ☒ 04/29/2014 1229	☐	1	☒ Other	86

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
16 ID M15 Type 76	Dispatch ☒ 04/29/2014 0253 Arrival ☒ 04/29/2014 0312 Clear ☒ 04/29/2014 0448	☐	2	☒ EMS	30

Personnel ID	Name	Rank or Grade	Attend	Action Taken	Action Taken	Action Taken	Action Taken
000000089	Graham, Joseph M	FFP	☐	30			
000008643	MCCOY, JAMES W	FFE	☐	30			

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
17 ID M8 Type 76	Dispatch ☒ 04/29/2014 0248 Arrival ☒ 04/29/2014 0300 Clear ☒ 04/29/2014 0504	☐	1	☒ EMS	11

Personnel ID	Name	Rank or Grade	Attend	Action Taken	Action Taken	Action Taken	Action Taken
000003135	Mottola, Kimberly M	FFP	☐	11			

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
18 ID R1 Type 71	Dispatch ☒ 04/29/2014 0338 Arrival ☒ 04/29/2014 0410 Clear ☒ 04/29/2014 1122	☐	2	☒ EMS	73

Personnel ID	Name	Rank or Grade	Attend	Action Taken	Action Taken	Action Taken	Action Taken
000000423	Mottola, Anthony J	LT	☐	73			
000007280	Gibbins, Ethan L	FFE	☐	73			

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
19 ID TA15 Type 14	Dispatch ☒ 04/29/2014 0248 Arrival ☒ 04/29/2014 0310 Clear ☒ 04/29/2014 0455	☐	2	☒ Suppression	76

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
20 ID TA8 Type	Dispatch ☒ 04/29/2014 0248 Arrival ☒ 04/29/2014 0301 Clear ☒ 04/29/2014 0504	☐	1	☒ Other	76

Personnel ID	Name	Rank or Grade	Attend	Action Taken	Action Taken	Action Taken	Action Taken

A	26501 FDID	SC State	04/29/2014 Incident Date	FR140429016388 Incident Number	000 Exposure	☐ Delete ☐ Change	NFIRS - 10 Personnel

B	Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☐	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel			
20	ID TA8 Type	Dispatch ☒ 04/29/2014 0248 Arrival ☒ 04/29/2014 0301 Clear ☒ 04/29/2014 0504	☐	1	☒ Other	76			
Personnel ID	Name	Rank or Grade	Attend	Action Taken	Action Taken	Action Taken	Action Taken		
000007028	Cole, Darrin P.	FFE	☐						

B	Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel			
21	ID TA9 Type 14	Dispatch ☒ 04/29/2014 0248 Arrival ☒ 04/29/2014 0304 Clear ☒ 04/29/2014 0628	☐	1	☒ Suppression	76			
Personnel ID	Name	Rank or Grade	Attend	Action Taken	Action Taken	Action Taken	Action Taken		
000002792	Turner, James G.	VC	☐						

Horry County Fire/Rescue FIRE INVESTIGATION UNIT

CONFIDENTIAL

Investigation Report

May 2, 2014

File Number: 14-15959

Date: 4-26-2014

From: Inv. Douglas E. Wilson, CFI, CFEI

Re.: 4601 Hwy. 501 East, Aynor, SC, 29511

Team Members: Inv. Doug Wilson, Inv. William Martin, and Inv. Kevin Rainier

Summary:

On Saturday, April 26, 2014, at approximately 0630 hrs, the Fire Investigation Unit was requested to respond to a commercial structure fire at the CBS Furniture Outlet Store, 4601 Hwy. 501 East, Aynor, SC, 29511. On location I met with Assistant Chief Justin Gibbins. Chief Gibbins advised when fire department units arrived; they reported a 235 Ft. X 60 Ft. commercial building with heavy smoke showing from all sides. All fire-fighting crews were working and engaging in an interior attack on the fire.

Investigation:

My investigation began with an exterior examination of the building. This building had a newer addition on side C. The old building and newer building were attached. Starting on side A, and working clockwise around the building. Side A, there was smoke showing with no visible fire. Side B, there was smoke showing with fire & heat damage to the A frame tin roof, near the center of the original building.

Page 2

There were also two bathroom entrances on side B. Side C, there was smoke showing with no visible fire. Side D, there was heavy smoke showing, with fire damage near the center of the building. Also there was fire & heat damage to the A frame tin roof near the center of the original building. This damaged area matched the fire-damaged area on side B of the roof. The electrical load center was located on side D near the A / D corner. No visible fire damage to the load center.

After fire suppression activities had concluded, I continued my investigation with an interior examination of the building. Entering the building from the side B bathroom door. I found evidence that the interior bathroom door, leading into the warehouse had been forced open. The door jam was damaged, and portion had broke away and was found on the warehouse floor near the door. The lock and dead bolt were still in a locked position. I checked with firefighters, they stated this door had been forced open prior to their arrival. (See firefighter statement) Once inside I examined the burn patterns on the interior walls, interior ceiling / roof, and the buildings contents. These burn patterns indicated the area of origin, was in the center of the floor near the entrance to the newer portion of the building. This area coincided with the fire & heat damage to interior roof area. In this area of origin I observed the burn remains of ordinary combustibles, cardboard, bags of clothing, and miscellaneous furniture items. There were electrical branch circuits in this area, however these circuits were located in the ceiling area prior to the fire, and dropped to floor level during the fire. I examined these electrical conductors within these circuits, and found no electrical activity or arcing events. I found no accidental heat sources capable of fire ignition in the area of origin. I was unable to determine the first material ignited or its ignition source. I also was not able to eliminate a malicious human act as a fire cause.

The entire fire scene was photographed using a Nikon P500 digital camera.

Interviews:

#1 Charles B. Smith, Property owner. DOB 09/13/1945, 4801 Hwy 501, Aynor, SC 29511 T/N 843-358-6777 (Store) Cell # 843-358-2034

Mr. Smith was on the fire scene. He stated he was the property owner, and has owned the property for 51 years. He stated that on April 25, 2014, at approximately 2000 hrs, he closed and locked the store. At that time he said everything was ok. He stated he has had no problems with anything electrically or mechanically in the building. I asked if anyone had broke into the building in the past.

Page 3

He stated, approximately 6 months ago someone broke in. I asked if a police report was made, he stated no. Mr. Smith also said, he had no insurance on the building. Mr. Smith had no idea what could have caused the fire.

It should be noted, Mr. Smith was very reluctant to talk and it was very obvious he didn't care for the police or the fire departments. The interview was very brief.

#2 Mr. Glen Turner, T/N 843-902-7418, Station 9, District Chief, Horry County Fire / Rescue.

Mr. Turner was the first arriving firefighter. Mr. Turner said there was heavy smoke coming from the building. He pulled up on side B, and noticed the bathroom door on the right, open. He said it wasn't long before the first fire engine arrived.

#3 Mr. Sammy C. Smith, DOB 01/31/1974, T/N 843-267-5601, 4775 Hwy. 501, Aynor, SC, 29511. Mr. Sammy Smith is the son of the owner, and an employee of CBS Furniture.

Mr. Sammy Smith stated basically the same as his father. Everything was ok, no problems with anything. He said, talk to his father for more information. He had no idea what could have caused the fire.

#3 Mr. Robert G. Lawson Jr. DOB 10-14-1973, T/N 843-331-8703, 4787 Hwy. 501, Aynor, SC. 29511.

Mr. Lawson is an employee with CBS Furniture. He did not have any information about the fire. He had no idea what could have caused the fire.

Conclusion:

After a thorough examination of the fire scene, and using the levels of scientific certainty as discussed in the 2014 edition of NFPA 921; a Guide for Fire and Explosion Investigations, it is my opinion to a reasonable degree of scientific fire investigation certainty:

1. The area of origin was located in the center floor area of the original building.
2. The fire cause is undetermined.

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3. The materials first ignited is undetermined.

4. The act or omissions that brought the ignition source, and materials first ignited together is undetermined. However a malicious human act has not been ruled out during my investigation.

5. All other possible sources of ignition were considered and ruled out during the course of my investigation.

Respectfully submitted,

Douglas E. Wilson, CFI, CFEI
Investigator
Horry County Fire Rescue
Fire Investigation Unit

This report was prepared as a matter of official business by members of the Horry County Fire Rescue Investigations Unit. The opinions expressed herein are based upon personal observations at the fire scene,

A		26501 FDID	SC State	04/26/2014 Incident Date	S24 Station	FR140426015959 Incident Number	000 Exposure	NFIRS -1 Basic																																				
<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td colspan="2">B Location</td> <td colspan="7">☐ See Wildland Fire Module for Location Census Tract</td> </tr> <tr> <td colspan="2">1 Street address</td> <td>4601 Number/Milepost</td> <td>E Prefix</td> <td colspan="3">HWY 501 Street or Highway</td> <td colspan="2">Street Type Suffix</td> </tr> <tr> <td colspan="2"></td> <td colspan="3">Aynor City</td> <td colspan="2">SC State</td> <td colspan="2">29511- Zip Code</td> </tr> <tr> <td colspan="2"></td> <td colspan="7">101 TEMPLE DR Cross Street or Directions</td> </tr> </table>									B Location		☐ See Wildland Fire Module for Location Census Tract							1 Street address		4601 Number/Milepost	E Prefix	HWY 501 Street or Highway			Street Type Suffix				Aynor City			SC State		29511- Zip Code				101 TEMPLE DR Cross Street or Directions						
B Location		☐ See Wildland Fire Module for Location Census Tract																																										
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		Aynor City			SC State		29511- Zip Code																																					
		101 TEMPLE DR Cross Street or Directions																																										
C Incident Type 111 Building fire Incident Type				E1 Dates & Times			E2 Shifts & Alarms Local Option																																					
D Aid Given or Received N None				Dispatch 04/26/2014 06:17:18 Arrival 04/26/2014 06:28:32 ☐ Controlled Last Unit 04/26/2014 11:37:32 Cleared			B 17 Shift or platoon Alarms District																																					
							E3 Special Studies Local Option																																					
							Special Study ID# Special Study Value																																					
F Action Taken				G1 Resources		G2 Estimated Dollar Losses & Values																																						
52 Forcible entry Primary Action Taken (1) 11 Extinguishment by fire service personnel Additional Action Taken (2) 12 Salvage & overhaul Additional Action Taken (3)				☐ Check this box and skip this section if an Apparatus or Personnel form is used. <table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th></th> <th>Apparatus</th> <th>Personnel</th> </tr> <tr> <td>Suppression</td> <td>18</td> <td>22</td> </tr> <tr> <td>EMS</td> <td>4</td> <td>8</td> </tr> <tr> <td>Other</td> <td>11</td> <td>3</td> </tr> </table> ☐ Check box if resource counts include aid received resources.			Apparatus	Personnel	Suppression	18	22	EMS	4	8	Other	11	3	LOSSES: Required for all fires if known. Optional for non fires. None Property \$ 0 ☒ Contents \$ 0 ☒ PRE-INCIDENT VALUE: Property \$ 0 ☒ Contents \$ 0 ☒																										
	Apparatus	Personnel																																										
Suppression	18	22																																										
EMS	4	8																																										
Other	11	3																																										
Completed Modules		H1 Casualties		H3 Hazardous Materials Release		I Mixed Use Property																																						
☒ Fire-2 ☒ Structure-3 ☐ Civilian Fire Cas.-4 ☐ Fire Serv. Casualty-5 ☐ EMS-6 ☐ HazMat-7 ☐ Wildland Fire-8 ☒ Apparatus-9 ☒ Personnel-10 ☐ Arson-11		☒ None <table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td>Fire Service</td> <td>Deaths</td> <td>Injuries</td> </tr> <tr> <td>Civilian</td> <td></td> <td></td> </tr> </table> H2 Detector		Fire Service	Deaths	Injuries	Civilian			N None		NN Not mixed use																																
Fire Service	Deaths	Injuries																																										
Civilian																																												
J Property Use 500 Mercantile, business, other																																												
M Authorization																																												
Officer in charge ID 000003411 Signature Kenneth D Todd				Rank Battalion Chief		Assignment COMMAND		Date																																				
Check box if same as Officer in charge ☒ Member Making Report's ID 000003411 Signature Kenneth D Todd				Rank Battalion Chief		Assignment COMMAND		Date 05/15/2014																																				

K1 Person/Entity Involved		Business name (if applicable)		Phone Number	
Local Option					
☐	Check this box if same address as incident location. Then skip the three duplicate address lines.	Mr., Ms., Mrs.	First Name	MI	Last Name
		Number	Prefix	Street or Highway	Street Type
		Post Office Box	Apt./Suite/Room	City	Suffix
		State	Zip Code		

K2 Owner		Business name (if applicable)		() -	
Local Option				Phone Number	
☐	Check this box if same address as incident location. Then skip the three duplicate address lines.	Mr., Ms., Mrs.	First Name	MI	Last Name
		Number	Prefix	Street or Highway	Street Type
		Post Office Box	Apt./Suite/Room	City	Suffix
		State	Zip Code		

L	Remarks:
	Local Option
On scene CBS Outlet Hwy 501 to find large square footage commercial building with heavy smoke from the center of the D side. Performed 180 or the front 1/2 of the building and determined the fire was in the center on the D side. Instructed E27 and E8 crews to force entry through double doors on D side and attack fire with hand lines. Fire was knocked down with the first line, an additional line was placed in service on the main body of fire once a access hole appoximately 6' X 6' was cut in the wall on side D. Fire was contained to the center area of the building with 2 hand lines (1 3/4") Overhaul was performed and scene turned over to investigators.	

A		26501 FDID	SC State	04/26/2014 Incident Date	S24 Station	FR140426015959 Incident Number	000 Exposure	NFIRS - 2 Fire

B Property Details B1 ☐ Not Residential Estimated number of residential living units in building of origin whether or not all units became involved B2 ☐ Buildings not involved Number of buildings involved B3 ☐ None ☐ Less than one acre Acres burned (outside fires)	C On-Site Materials or Products ☐ None On-site material (1) ☐ On-site material (2) ☐ On-site material (3) ☐

D Ignition D1 Area of fire origin D2 Heat source D3 Item first ignited ☐ Check box if fire spread was confined to object of origin D4 Type of material first ignited Required only if item first ignited code is 00 or <70	E1 Cause of Ignition ☐ Check box if this is an exposure report. E2 Factors Contributing to Ignition ☐ None Factor contributing to ignition (1) Factor contributing to ignition (2)	E3 Human Factors Contributing to Ignition 1 ☐ Asleep 2 ☐ Possibly impaired by alcohol or drugs 3 ☐ Unattended person 4 ☐ Possibly mentally disabled 5 ☐ Physically disabled 6 ☐ Multiple persons involved 7 ☐ Age was a factor Estimated age of person involved 1 ☐ Male 2 ☐ Female

F1 Equipment Involved in Ignition ☒ None If equipment was not involved, skip to Section G Equipment Involved Brand Model Serial # Year	F2 Equipment Power Equipment Power Source F3 Equipment Portability ☐ Portable equipment normally can be moved by one person, is designed to be used in multiple locations, and requires no tools to install.	G Fire Suppression Factors Enter up to three codes. ☐ None Fire suppression factor (1) Fire suppression factor (2) Fire suppression factor (3)

H1 Mobile Property Involved ☒ None	H2 Mobile Property Type & Make Mobile property type Mobile property make Mobile property model Year License Plate Number State VIN Number	Local Use ☐ Pre-Fire Plan Available Some of the information presented in this report may be based upon reports from other agencies. ☐ Arson report attached ☐ Police report attached ☐ Coroner report attached ☐ Other reports attached

Incident: FR140426015959-000

I1 Structure Type If fire was in an enclosed building or a portable/mobile structure complete the rest of this form 1 ☒ Enclosed building	I2 Building Status ☐	I3 Building Height Do not count the ROOF as a story Total number of stories at or above grade Total number of stories below grade	I4 Main Floor Size Total square feet OR BY Length in feet Width in feet

**NFIRS - 3
Structure
Fire**

J1 Fire Origin ☐ Below grade Story of fire origin	J3 Number of Stories Damaged By Flame Count the ROOF as part of the highest story Number of stories w/ minor damage (1 to 24% flame damage) Number of stories w/ minor damage (25 to 49% flame damage) Number of stories w/ minor damage (50 to 74% flame damage) Number of stories w/ minor damage (75 to 100% flame damage)	K Material Contributing Most To Flame Spread ☐ Check if no flame spread OR same as material first ignited OR unable to determine K1 Item contributing most to flame spread K2 Type of material contributing most to flame spread

L1 Presence of Detectors (In area of the fire) ☐	L3 Detector Power Supply ☐	L5 Detector Effectiveness Required if detector operated. ☐
L2 Detector Type ☐	L4 Detector Operation ☐	L6 Detector Effectiveness Required if detector failed to operate. ☐

M1 Presence of Automatic Extinguishment System ☐	M3 Automatic Extinguishment System Failure Reason ☐	M5 Automatic Extinguishment System Failure Reason Required if system failed ☐
M2 Type of Automatic Extinguishment System Required if fire was within designated range of AES ☐	M4 Number of Sprinkler Heads Required if system operated Number of sprinkler heads operating	

A	26501 FOID	SC State	04/26/2014 Incident Date	S24 Station	FR140426015959 Incident Number	000 Exposure	☐ Delete ☐ Change	NFIRS - 9 Apparatus or Resources

B	Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken
1	ID A43 Type 61	Dispatch ☒ 04/26/2014 0710 Arrival ☒ 04/26/2014 0741 Clear ☒ 04/26/2014 0950	☐		☒ Other	56

B	Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken
2	ID BC2 Type 92	Dispatch ☒ 04/26/2014 0624 Arrival ☒ 04/26/2014 0653 Clear ☒ 04/26/2014 0922	☐	1	☒ Other	81

B	Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken
3	ID BC3 Type 92	Dispatch ☒ 04/26/2014 0617 Arrival ☒ 04/26/2014 0628 Clear ☒ 04/26/2014 0941	☐	1	☒ Other	81

B	Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken
4	ID CH1 Type 92	Dispatch ☒ 04/26/2014 0725 Arrival ☒ 04/26/2014 0725 Clear ☒ 04/26/2014 0935	☐	1	☒ Other	81

B	Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken
5	ID CH2 Type 92	Dispatch ☒ 04/26/2014 0625 Arrival ☒ 04/26/2014 0654 Clear ☒ 04/26/2014 0943	☐		☒ Other	81

B	Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken
6	ID CH4 Type 92	Dispatch ☒ 04/26/2014 0618 Arrival ☒ 04/26/2014 0641 Clear ☒ 04/26/2014 1137	☐		☒ Other	81

Type of Apparatus or Resource	Aircraft	Medical & Rescue	More apparatus? Use additional sheets.
Ground Fire Suppression 11 Engine 12 Truck or aerial 13 Quint 14 Tanker & pumper combination 16 Brush truck 17 ARF (Aircraft Rescue and Firefighting) 10 Ground fire suppression, other Heavy Ground Equipment 21 Dozer or plow 22 Tractor 24 Tanker or tender 20 Heavy equipment, other	41 Aircraft: fixed wing tanker 42 Helitanker 43 Helicopter 40 Aircraft, other Marine Equipment 51 Fire boat with pump 52 Boat, no pump 50 Marine apparatus, other Support Equipment 61 Breathing apparatus support 62 Light and air unit 60 Support apparatus, other	71 Rescue unit 72 Urban search & rescue unit 73 High angle rescue unit 75 BLS unit 76 ALS unit 70 Medical and rescue unit, other Other 91 Mobile command post 92 Chief officer car 93 HazMat unit 94 Type 1 hand crew 95 Type 2 hand crew 99 Privately owned vehicle 00 Other apparatus/resource	
			NN None UU Undetermined

A	26501 FDID	SC State	04/26/2014 Incident Date	S24 Station	FR140426015959 Incident Number	000 Exposure	☐ Delete ☐ Change	NFIRS - 9 Apparatus or Resources

B	Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken
7	ID E15 Type 11	Dispatch ☒ 04/26/2014 0631 Arrival ☒ 04/26/2014 0650 Clear ☒ 04/26/2014 1053	☐	2	☒ Suppression	11

B	Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken
8	ID E16 Type 11	Dispatch ☒ 04/26/2014 0631 Arrival ☐ Clear ☒ 04/26/2014 1029	☐		☒ Suppression	

B	Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken
9	ID E23 Type 11	Dispatch ☒ 04/26/2014 0631 Arrival ☒ 04/26/2014 0651 Clear ☒ 04/26/2014 0929	☐	3	☒ Suppression	11

B	Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken
10	ID E24 Type 11	Dispatch ☒ 04/26/2014 0617 Arrival ☒ 04/26/2014 0628 Clear ☒ 04/26/2014 1120	☐	2	☒ Suppression	11

B	Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken
11	ID E27 Type 11	Dispatch ☒ 04/26/2014 0617 Arrival ☒ 04/26/2014 0629 Clear ☒ 04/26/2014 1118	☐	2	☒ Suppression	11

B	Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken
12	ID E28 Type 11	Dispatch ☒ 04/26/2014 0617 Arrival ☐ Clear ☒ 04/26/2014 1018	☐		☒ Suppression	

Type of Apparatus or Resource	Aircraft	Medical & Rescue	
Ground Fire Suppression 11 Engine 12 Truck or aerial 13 Quint 14 Tanker & pumper combination 16 Brush truck 17 ARF (Aircraft Rescue and Firefighting) 10 Ground fire suppression, other Heavy Ground Equipment 21 Dozer or plow 22 Tractor 24 Tanker or tender 20 Heavy equipment, other	41 Aircraft: fixed wing tanker 42 Helitanker 43 Helicopter 40 Aircraft, other Marine Equipment 51 Fire boat with pump 52 Boat, no pump 50 Marine apparatus, other Support Equipment 61 Breathing apparatus support 62 Light and air unit 60 Support apparatus, other	71 Rescue unit 72 Urban search & rescue unit 73 High angle rescue unit 75 BLS unit 76 ALS unit 70 Medical and rescue unit, other Other 91 Mobile command post 92 Chief officer car 93 HazMat unit 94 Type 1 hand crew 95 Type 2 hand crew 99 Privately owned vehicle 00 Other apparatus/resource	More apparatus? Use additional sheets. NN None UU Undetermined

A	26501 FDID	SC State	04/26/2014 Incident Date	S24 Station	FR140426015959 Incident Number	000 Exposure	☐ Delete ☐ Change	NFIRS - 9 Apparatus or Resources

B	Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken
13	ID E34 Type 11	Dispatch ☒ 04/26/2014 0656 Arrival ☒ 04/26/2014 0709 Clear ☒ 04/26/2014 0929	☐	2	☒ Suppression	91

B	Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken
14	ID E46 Type 11	Dispatch ☒ 04/26/2014 0656 Arrival ☒ 04/26/2014 0713 Clear ☒ 04/26/2014 0925	☐	2	☒ Suppression	91

B	Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken
15	ID E7 Type 11	Dispatch ☒ 04/26/2014 0721 Arrival ☒ 04/26/2014 0756 Clear ☒ 04/26/2014 1122	☐	2	☒ Suppression	

B	Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken
16	ID E8 Type 11	Dispatch ☒ 04/26/2014 0617 Arrival ☒ 04/26/2014 0628 Clear ☒ 04/26/2014 1115	☐	2	☒ Suppression	

B	Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken
17	ID E9 Type 11	Dispatch ☒ 04/26/2014 0617 Arrival ☐ Clear ☒ 04/26/2014 1030	☐		☒ Suppression	

B	Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken
18	ID EMS1 Type 92	Dispatch ☒ 04/26/2014 0618 Arrival ☒ 04/26/2014 0641 Clear ☒ 04/26/2014 1116	☐		☒ Other	

Type of Apparatus or Resource	Aircraft	Medical & Rescue	
Ground Fire Suppression 11 Engine 12 Truck or aerial 13 Quint 14 Tanker & pumper combination 16 Brush truck 17 ARF (Aircraft Rescue and Firefighting) 10 Ground fire suppression, other	41 Aircraft: fixed wing tanker 42 Helitanker 43 Helicopter 40 Aircraft, other	71 Rescue unit 72 Urban search & rescue unit 73 High angle rescue unit 75 BLS unit 76 ALS unit 70 Medical and rescue unit, other	More apparatus? Use additional sheets.
Heavy Ground Equipment 21 Dozer or plow 22 Tractor 24 Tanker or tender 20 Heavy equipment, other	Marine Equipment 51 Fire boat with pump 52 Boat, no pump 50 Marine apparatus, other	Other 91 Mobile command post 92 Chief officer car 93 HazMat unit 94 Type 1 hand crew 95 Type 2 hand crew 99 Privately owned vehicle 00 Other apparatus/resource	
	Support Equipment 61 Breathing apparatus support 62 Light and air unit 60 Support apparatus, other		NN None UU Undetermined

A	26501 FDID	SC State	04/26/2014 Incident Date	S24 Station	FR140426015959 Incident Number	000 Exposure	☐ Delete ☐ Change	NFIRS - 9 Apparatus or Resources

B	Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken
19	ID INV1 Type 00	Dispatch ☒ 04/26/2014 0631 Arrival ☒ 04/26/2014 0830 Clear ☒ 04/26/2014 0636	☐		☒ Other	

B	Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken
20	ID INV3 Type 00	Dispatch ☒ 04/26/2014 0744 Arrival ☒ 04/26/2014 0744 Clear ☒ 04/26/2014 1137	☐		☒ Other	

B	Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken
21	ID L4 Type 13	Dispatch ☒ 04/26/2014 0624 Arrival ☒ 04/26/2014 0649 Clear ☒ 04/26/2014 1018	☐	3	☒ Suppression	

B	Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken
22	ID L51 Type 12	Dispatch ☒ 04/26/2014 0631 Arrival ☐ Clear ☒ 04/26/2014 0631	☐		☒ Suppression	

B	Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken
23	ID M15 Type 76	Dispatch ☒ 04/26/2014 0702 Arrival ☒ 04/26/2014 0709 Clear ☒ 04/26/2014 1009	☐	2	☒ EMS	

B	Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken
24	ID M24 Type 76	Dispatch ☒ 04/26/2014 0617 Arrival ☒ 04/26/2014 0628 Clear ☒ 04/26/2014 0959	☐	2	☒ EMS	

Type of Apparatus or Resource	Aircraft	Medical & Rescue	
Ground Fire Suppression 11 Engine 12 Truck or aerial 13 Quint 14 Tanker & pumper combination 16 Brush truck 17 ARF (Aircraft Rescue and Firefighting) 10 Ground fire suppression, other Heavy Ground Equipment 21 Dozer or plow 22 Tractor 24 Tanker or tender 20 Heavy equipment, other	41 Aircraft: fixed wing tanker 42 Helitanker 43 Helicopter 40 Aircraft, other Marine Equipment 51 Fire boat with pump 52 Boat, no pump 50 Marine apparatus, other Support Equipment 61 Breathing apparatus support 62 Light and air unit 60 Support apparatus, other	71 Rescue unit 72 Urban search & rescue unit 73 High angle rescue unit 75 BLS unit 76 ALS unit 70 Medical and rescue unit, other Other 91 Mobile command post 92 Chief officer car 93 HazMat unit 94 Type 1 hand crew 95 Type 2 hand crew 99 Privately owned vehicle 00 Other apparatus/resource	More apparatus? Use additional sheets. NN None UU Undetermined

A	26501 FDID	SC State	04/26/2014 Incident Date	S24 Station	FR140426015959 Incident Number	000 Exposure	☐ Delete ☐ Change	NFIRS - 9 Apparatus or Resources

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People 2	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken
25 ID M8. Type 76	Dispatch ☒ 04/26/2014 0625 Arrival ☒ 04/26/2014 0636 Clear ☒ 04/26/2014 0938	☐		☒ EMS	

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People 2	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken
26 ID R1 Type 71	Dispatch ☒ 04/26/2014 0634 Arrival ☒ 04/26/2014 0654 Clear ☒ 04/26/2014 1125	☐		☒ EMS	

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken
27 ID TA15 Type 14	Dispatch ☒ 04/26/2014 0631 Arrival ☐ Clear ☒ 04/26/2014 1029	☐		☒ Suppression	

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken
28 ID TA28 Type 14	Dispatch ☒ 04/26/2014 0617 Arrival ☒ 04/26/2014 0654 Clear ☒ 04/26/2014 0925	☐		☒ Suppression	

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken
29 ID TA40 Type 14	Dispatch ☒ 04/26/2014 0624 Arrival ☒ 04/26/2014 0647 Clear ☒ 04/26/2014 1110	☐		☒ Suppression	

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken
30 ID TA8 Type	Dispatch ☒ 04/26/2014 0617 Arrival ☐ Clear ☒ 04/26/2014 1030	☐		☒ Other	

Type of Apparatus or Resource	Aircraft	Medical & Rescue	Other
Ground Fire Suppression 11 Engine 12 Truck or aerial 13 Quint 14 Tanker & pumper combination 16 Brush truck 17 ARF (Aircraft Rescue and Firefighting) 10 Ground fire suppression, other Heavy Ground Equipment 21 Dozer or plow 22 Tractor 24 Tanker or tender 20 Heavy equipment, other	41 Aircraft: fixed wing tanker 42 Helitanker 43 Helicopter 40 Aircraft, other Marine Equipment 51 Fire boat with pump 52 Boat, no pump 50 Marine apparatus, other Support Equipment 61 Breathing apparatus support 62 Light and air unit 60 Support apparatus, other	71 Rescue unit 72 Urban search & rescue unit 73 High angle rescue unit 75 BLS unit 76 ALS unit 70 Medical and rescue unit, other	91 Mobile command post 92 Chief officer car 93 HazMat unit 94 Type 1 hand crew 95 Type 2 hand crew 99 Privately owned vehicle 00 Other apparatus/resource
			More apparatus? Use additional sheets. NN None UU Undetermined

A	26501 FOID	SC State	04/26/2014 Incident Date	S24 Station	FR140426015959 Incident Number	000 Exposure	☐ Delete ☐ Change	NFIRS - 9 Apparatus or Resources

B	Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken
31	ID TA9 Type 14	Dispatch ☒ 04/26/2014 0617 Arrival ☐ Clear ☒ 04/26/2014 1029	☐		☒ Suppression	
32	ID TRN Type 00	Dispatch ☒ 04/26/2014 0703 Arrival ☒ 04/26/2014 0721 Clear ☒ 04/26/2014 0955	☐		☒ Other	
33	ID TW7 Type 12	Dispatch ☒ 04/26/2014 0715 Arrival ☒ 04/26/2014 0756 Clear ☒ 04/26/2014 1020	☐	2	☒ Suppression	

Type of Apparatus or Resource	Aircraft	Medical & Rescue	
Ground Fire Suppression	41 Aircraft: fixed wing tanker	71 Rescue unit	More apparatus? Use additional sheets.
11 Engine	42 Helitanker	72 Urban search & rescue unit	
12 Truck or aerial	43 Helicopter	73 High angle rescue unit	
13 Quint	40 Aircraft, other	75 BLS unit	
14 Tanker & pumper combination		76 ALS unit	
16 Brush truck	Marine Equipment	70 Medical and rescue unit, other	
17 ARF (Aircraft Rescue and Firefighting)	51 Fire boat with pump	Other	
10 Ground fire suppression, other	52 Boat, no pump	91 Mobile command post	NN None UU Undetermined
Heavy Ground Equipment	50 Marine apparatus, other	92 Chief officer car	
21 Dozer or plow	Support Equipment	93 HazMat unit	
22 Tractor	61 Breathing apparatus support	94 Type 1 hand crew	
24 Tanker or tender	62 Light and air unit	95 Type 2 hand crew	
20 Heavy equipment, other	60 Support apparatus, other	99 Privately owned vehicle	
		00 Other apparatus/resource	

A	26501 FDID	SC State	04/26/2014 Incident Date	S24 Station	FR140426015959 Incident Number	000 Exposure	☐ Delete ☐ Change	NFIRS - 10 Personnel

B	Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
1	ID A43 Type 61	Dispatch ☒ 04/26/2014 0710 Arrival ☒ 04/26/2014 0741 Clear ☒ 04/26/2014 0950	☒		☒ Other	56

B	Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
2	ID BC2 Type 92	Dispatch ☒ 04/26/2014 0624 Arrival ☒ 04/26/2014 0653 Clear ☒ 04/26/2014 0922	☐	1	☒ Other	81

Personnel ID	Name	Rank or Grade	Attend	Action Taken	Action Taken	Action Taken	Action Taken
000000064	McGarrahan, John E	BC	☐				

B	Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
3	ID BC3 Type 92	Dispatch ☒ 04/26/2014 0617 Arrival ☒ 04/26/2014 0628 Clear ☒ 04/26/2014 0941	☐	1	☒ Other	81

Personnel ID	Name	Rank or Grade	Attend	Action Taken	Action Taken	Action Taken	Action Taken
000003411	Todd, Kenneth D	BC	☐				

B	Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
4	ID CH1 Type 92	Dispatch ☒ 04/26/2014 0725 Arrival ☒ 04/26/2014 0725 Clear ☒ 04/26/2014 0935	☐	1	☒ Other	81

B	Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
5	ID CH2 Type 92	Dispatch ☒ 04/26/2014 0625 Arrival ☒ 04/26/2014 0654 Clear ☒ 04/26/2014 0943	☐		☒ Other	81

B	Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
6	ID CH4 Type 92	Dispatch ☒ 04/26/2014 0618 Arrival ☒ 04/26/2014 0641 Clear ☒ 04/26/2014 1137	☐		☒ Other	81

B	Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
7	ID E15 Type 11	Dispatch ☒ 04/26/2014 0631 Arrival ☒ 04/26/2014 0650 Clear ☒ 04/26/2014 1053	☐	2	☒ Suppression	11

Personnel ID	Name	Rank or Grade	Attend	Action Taken	Action Taken	Action Taken	Action Taken

A	26501 FDID	SC State	04/26/2014 Incident Date	S24 Station	FR140426015959 Incident Number	000 Exposure	☐ Delete ☐ Change	NFIRS - 10 Personnel

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
7 ID E15 Type 11	Dispatch ☒ 04/26/2014 0631 Arrival ☒ 04/26/2014 0650 Clear ☒ 04/26/2014 1053	☐	2	☒ Suppression	11

Personnel ID	Name	Rank or Grade	Attend	Action Taken	Action Taken	Action Taken	Action Taken
000007504	Wiseman, Bradly A	FFE	☐				
000002183	Bell, James O	CP	☐				

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
8 ID E16 Type 11	Dispatch ☒ 04/26/2014 0631 Arrival ☐ Clear ☒ 04/26/2014 1029	☐		☒ Suppression	

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
9 ID E23 Type 11	Dispatch ☒ 04/26/2014 0631 Arrival ☒ 04/26/2014 0651 Clear ☒ 04/26/2014 0929	☐	3	☒ Suppression	11

Personnel ID	Name	Rank or Grade	Attend	Action Taken	Action Taken	Action Taken	Action Taken
000000127	Rethier, Kevin	FFE	☐				
000004050	Noreck, Michael A	CP	☐				
000002643	Fulmer, Christopher L	FFE	☐				

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
10 ID E24 Type 11	Dispatch ☒ 04/26/2014 0617 Arrival ☒ 04/26/2014 0628 Clear ☒ 04/26/2014 1120	☐	2	☒ Suppression	11

Personnel ID	Name	Rank or Grade	Attend	Action Taken	Action Taken	Action Taken	Action Taken
000003950	Nelson, David S	LT	☐				
000001595	Martin, Jody L	FFE	☐				

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
11 ID E27 Type 11	Dispatch ☒ 04/26/2014 0617 Arrival ☒ 04/26/2014 0629 Clear ☒ 04/26/2014 1118	☐	2	☒ Suppression	11

Personnel ID	Name	Rank or Grade	Attend	Action Taken	Action Taken	Action Taken	Action Taken
000006037	WALDROUP, MATTHEW R	FFE	☐				
000000749	Rainbolt, Timothy R	CP	☐				

A	26501 FDID	SC State	04/26/2014 Incident Date	S24 Station	FR140426015959 Incident Number	000 Exposure	☐ Delete ☐ Change	NFIRS - 10 Personnel

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
12 ID E28 Type 11	Dispatch ☒ 04/26/2014 0617 Arrival ☐ Clear ☒ 04/26/2014 1018	☐		☒ Suppression	

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
13 ID E34 Type 11	Dispatch ☒ 04/26/2014 0656 Arrival ☒ 04/26/2014 0709 Clear ☒ 04/26/2014 0929	☐	2	☒ Suppression	91

Personnel ID	Name	Rank or Grade	Attend	Action Taken	Action Taken	Action Taken	Action Taken
000000594	Carter, Allen C	CP	☐				
000003166	Sellers, Jason	FFE	☐				

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
14 ID E46 Type 11	Dispatch ☒ 04/26/2014 0656 Arrival ☒ 04/26/2014 0713 Clear ☒ 04/26/2014 0925	☐	2	☒ Suppression	91

Personnel ID	Name	Rank or Grade	Attend	Action Taken	Action Taken	Action Taken	Action Taken
000002571	Roberts, Kenneth D	LT	☐				
000002579	Middleton, Boggs	FFE	☐				

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
15 ID E7 Type 11	Dispatch ☒ 04/26/2014 0721 Arrival ☒ 04/26/2014 0756 Clear ☒ 04/26/2014 1122	☐	2	☒ Suppression	

Personnel ID	Name	Rank or Grade	Attend	Action Taken	Action Taken	Action Taken	Action Taken
000007551	Meyer, Carl H	LT	☐				
000007838	Piontkowski, Matthew A	FFP	☐				

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
16 ID E8 Type 11	Dispatch ☒ 04/26/2014 0617 Arrival ☒ 04/26/2014 0628 Clear ☒ 04/26/2014 1115	☐	2	☒ Suppression	

Personnel ID	Name	Rank or Grade	Attend	Action Taken	Action Taken	Action Taken	Action Taken
000009057	MERCOLINI, DELMAR J	FFE	☐				
000003113	Richardson, Phillip D	LT	☐				

A	26501	SC	04/26/2014	S24	FR140426015959	000	☐ Delete ☐ Change	NFIRS - 10 Personnel
	FDID	State	Incident Date	Station	Incident Number	Exposure		

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
17 ID E9 Type 11	Dispatch ☒ 04/26/2014 0617 Arrival ☐ Clear ☒ 04/26/2014 1030	☐		☒ Suppression	

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
18 ID EMS1 Type 92	Dispatch ☒ 04/26/2014 0618 Arrival ☒ 04/26/2014 0641 Clear ☒ 04/26/2014 1116	☐		☒ Other	

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
19 ID INV1 Type 00	Dispatch ☒ 04/26/2014 0631 Arrival ☒ 04/26/2014 0830 Clear ☒ 04/26/2014 0636	☐		☒ Other	

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
20 ID INV3 Type 00	Dispatch ☒ 04/26/2014 0744 Arrival ☒ 04/26/2014 0744 Clear ☒ 04/26/2014 1137	☐		☒ Other	

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
21 ID L4 Type 13	Dispatch ☒ 04/26/2014 0624 Arrival ☒ 04/26/2014 0649 Clear ☒ 04/26/2014 1018	☐	3	☒ Suppression	

Personnel ID	Name	Rank or Grade	Attend	Action Taken	Action Taken	Action Taken	Action Taken
000007519	Formyduval, Chris J	FFE	☐				
000004111	Hall, Carl T	FFE	☐				
000002213	Jordan, Jason L	LT	☐				

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
22 ID L51 Type 12	Dispatch ☒ 04/26/2014 0631 Arrival ☐ Clear ☒ 04/26/2014 0631	☐		☒ Suppression	

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
23 ID M15 Type 76	Dispatch ☒ 04/26/2014 0702 Arrival ☒ 04/26/2014 0709 Clear ☒ 04/26/2014 1009	☐	2	☒ EMS	

Personnel ID	Name	Rank or Grade	Attend	Action Taken	Action Taken	Action Taken	Action Taken
000007550	Bailey, Stephen A.	FFP	☐				

A	26501 FDID	SC State	04/26/2014 Incident Date	S24 Station	FR140426015959 Incident Number	000 Exposure	☐ Delete ☐ Change	NFIRS - 10 Personnel

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
23 ID M15 Type 76	Dispatch ☒ 04/26/2014 0702 Arrival ☒ 04/26/2014 0709 Clear ☒ 04/26/2014 1009	☐	2	☒ EMS	

Personnel ID	Name	Rank or Grade	Attend	Action Taken	Action Taken	Action Taken	Action Taken
000008643	MCCOY, JAMES W	FFE	☐				

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
24 ID M24 Type 76	Dispatch ☒ 04/26/2014 0617 Arrival ☒ 04/26/2014 0628 Clear ☒ 04/26/2014 0959	☐	2	☒ EMS	

Personnel ID	Name	Rank or Grade	Attend	Action Taken	Action Taken	Action Taken	Action Taken
000002112	McClellan, Tod J	FFP	☐				
000006030	Haller, Kevin J	FFE	☐				

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
25 ID M8 Type 76	Dispatch ☒ 04/26/2014 0625 Arrival ☒ 04/26/2014 0636 Clear ☒ 04/26/2014 0938	☐	2	☒ EMS	

Personnel ID	Name	Rank or Grade	Attend	Action Taken	Action Taken	Action Taken	Action Taken
000002987	Thompkins, Stephen W	FFP	☐				
000004712	Hanna, Furman M	FFE	☐				

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
26 ID R1 Type 71	Dispatch ☒ 04/26/2014 0634 Arrival ☒ 04/26/2014 0654 Clear ☒ 04/26/2014 1125	☐	2	☒ EMS	

Personnel ID	Name	Rank or Grade	Attend	Action Taken	Action Taken	Action Taken	Action Taken
000000423	Mottola, Anthony J	LT	☐				
000007280	Gibbins, Ethan L	FFE	☐				

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
27 ID TA15 Type 14	Dispatch ☒ 04/26/2014 0631 Arrival ☐ Clear ☒ 04/26/2014 1029	☐		☒ Suppression	

A	26501 FDID	SC State	04/26/2014 Incident Date	S24 Station	FR140426015959 Incident Number	000 Exposure	☐ Delete ☐ Change	NFIRS - 10 Personnel

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
28 ID TA28 Type 14	Dispatch ☒ 04/26/2014 0617 Arrival ☒ 04/26/2014 0654 Clear ☒ 04/26/2014 0925	☐		☒ Suppression	

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
29 ID TA40 Type 14	Dispatch ☒ 04/26/2014 0624 Arrival ☒ 04/26/2014 0647 Clear ☒ 04/26/2014 1110	☐		☒ Suppression	

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
30 ID TA8 Type	Dispatch ☒ 04/26/2014 0617 Arrival ☐ Clear ☒ 04/26/2014 1030	☐		☒ Other	

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
31 ID TA9 Type 14	Dispatch ☒ 04/26/2014 0617 Arrival ☐ Clear ☒ 04/26/2014 1029	☐		☒ Suppression	

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
32 ID TRN Type 00	Dispatch ☒ 04/26/2014 0703 Arrival ☒ 04/26/2014 0721 Clear ☒ 04/26/2014 0955	☐		☒ Other	

B Apparatus or Resource Use codes listed below	Dates and Times Check if same date as alarm date	Sent ☒	Number of People	Use Check ONE box for each apparatus to indicate its main use at the incident.	Actions Taken List up to 4 actions for each apparatus and each personnel
33 ID TW7 Type 12	Dispatch ☒ 04/26/2014 0715 Arrival ☒ 04/26/2014 0756 Clear ☒ 04/26/2014 1020	☐	2	☒ Suppression	

Personnel ID	Name	Rank or Grade	Attend	Action Taken	Action Taken	Action Taken	Action Taken
000001298	Edmonds, Christopher R	FFE	☐				
000000610	Archibald, Brian S	CP	☐				

ANATOMICAL PATHOLOGY RESULTS

Patient: SMITH, CHARLES BRYANT
DOB: 09/13/45 Age/Sex: 68/M
Acct#: F01031476680
Unit#: F000782095

ACCESSION: FA-14-106
Location: F. MORGUE
Room/Bed:
Status: REG REF
Discharge:
Date of Procedure: 04/29/14
Date of Receipt: 04/29/14

Physician: Proctor MD, Edward

AUTOPSY PROTOCOL

CONFIDENTIAL

AUTOPSY NUMBER: FA-14-106

NAME: SMITH, CHARLES BRYANT AGE: 68
RACE: Caucasian SEX: Male

DATE OF DEATH: April 29, 2014
TIME OF DEATH: 2:30 a.m.

DATE OF AUTOPSY: April 29, 2014
TIME OF AUTOPSY: 3:00 p.m.

AUTHORIZING AUTHORITY: Tony D. Hendrick
Horry County Deputy Coroner

PROSECTOR: Edward L. Proctor, Jr., M.D.

ASSISTANT: Leroy Rush

CASE HISTORY

This 68-year-old Caucasian male was found in his home which had burned. He suffered multiple burns. He was pronounced dead and permission for autopsy was granted by the Horry County Deputy Coroner, Mr. Tony Hendrick.

EXTERNAL DESCRIPTION

The body is identified as Charles Smith. The body is that of a badly burned Caucasian male stated to be 68 years of age. The remains measure 70 inches in length and have an estimated weight of approximately 200 pounds. The head shows extensive burning of the scalp with exposure of the calvarium as well as fracture of bone with exposure of the ethmoid sinus. The eyes have been burned shut. The ears and nose appear unremarkable. The mouth is edentulous in the upper jaw. The lower jaw contains two teeth in the right lower jaw consisting of the second right incisor and adjacent canine. These teeth are removed and transferred directly to investigative authorities. The neck is supple showing extensive loss of skin and soft tissue. The chest shows exposure of muscle tissue. The abdomen shows extensive burning with exposure of the abdominal viscera. The genitalia are badly burned but are those of an adult male. The

ANATOMICAL PATHOLOGY RESULTS

PATIENT: SMITH, CHARLES BRYANT

ACCESSION #: FA-14-106

EXTERNAL DESCRIPTION

(Continued)

testes are descended. The upper extremities show a pair of handcuffs clamped around the left wrist. The right hand has been burned away. There is extensive retraction of the upper and lower extremities. The back shows extensive burning.

These burns encompass the entire body and consist of extensive third degree burns as well as loss of skin and soft tissue with exposure of viscera.

INTERNAL DESCRIPTION

The body is opened in the usual manner to reveal the thoracic and abdominal organs to lie in their usual anatomic positions. Inspection reveals fractures of ribs 7-10 in the right lateral chest as well as hemorrhage within the overlying muscular tissues.

SYSTEMS DESCRIPTION

HEART: The heart weighs 550 gms. The epicardium contains minimal fat. The myocardium is firm and tan. The endocardium is smooth. The valve ring is intact and the valve cusps appear unremarkable. The atrial chambers are widely patent. The foramen ovale is closed. The coronary vessels show dense plaque causing approximately 50-60% narrowing of the left main and left anterior descending vessels. The aorta contains numerous dense and ulcerating plaques.

LUNGS: The right lung weighs 750 gms and the left lung 700 gms. The pleural surfaces show scattered apical blebs. Sections reveal a soft parenchyma. The trachea is hyperemic with focal accumulations of a granular black pigment.

LIVER: The capsule is intact and the edge is blunt. Sections reveal a pale tan parenchyma.

GASTROINTESTINAL TRACT, KIDNEYS, SPLEEN, PANCREAS: Gross examination appears unremarkable.

BRAIN: The brain weighs 1,200 gms. The covering meninges are hyperemic. The sulci and gyri are of normal prominence. The blood vessels at the base of the brain appear unremarkable. Serial sections of the brain and cerebellum appear unremarkable. Inspection of the calvarium and basilar skull reveals no identifiable fracture.

ADDITIONAL PROCEDURES

Blood was retained and submitted to National Medical Services under chain of custody for toxicologic evaluation.

A carboxyhemoglobin performed at the time of autopsy, revealed a level of

ANATOMICAL PATHOLOGY RESULTS

PATIENT: SMITH, CHARLES BRYANT

ACCESSION #: FA-14-106

ADDITIONAL PROCEDURES

(Continued)

50.6%. Radiographs performed at the time of autopsy revealed no identifiable projectiles within the head, chest, or abdomen.

BLOCK SUMMARY

- A. Heart, liver.
- B. Lungs.

MICROSCOPIC INTERPRETATION

LIVER: Sections reveal an intact lobular architecture. Portal areas show minimal fibrosis. Central veins are intact. Hepatocytes show a mild macrovesicular steatosis.

HEART: Sections reveal intact myocardial fibers.

LUNGS: Sections reveal areas of pleural fibrosis with prominent dilatation of subpleural alveolar spaces. There is a mild congestion of the alveolar septal capillaries.

CASE SUMMARY

At autopsy, examination revealed extensive third degree burns with loss of soft tissues covering the entire body. A carboxyhemoglobin performed at the time of autopsy revealed a level of 50.6%.

Additional findings revealed arteriosclerotic cardiovascular disease characterized by coronary atherosclerosis with foci of 50-60% occlusion of segments of the left main and left anterior descending vessels. There was aortic atherosclerosis with dense plaques. There was a mild macrovesicular steatosis of the liver as well as prominent bilateral apical emphysema. There were fractures of ribs 7-10 in the right lateral chest as well as extensive hemorrhage into the muscular tissues overlying the fractured ribs. Additional findings revealed handcuffs attached to the left wrist.

Toxicologic evaluation revealed a blood ethanol of 96 mg/dL (.096 gm%). A blood drug screen was negative.

By history, this man was found handcuffed with significant blunt force injury to the right lateral chest resulting in fractured ribs and hemorrhagic into the soft tissues of this area. There was subsequent burning injury and an elevated carboxyhemoglobin. In light of these findings, I feel that this man died as the result of asphyxia due to carbon monoxide inhalation and extensive burning. Contributing to his demise was the significant degree of blunt force trauma with apparent handcuffing as noted by the handcuffs present around the left

ANATOMICAL PATHOLOGY RESULTS

PATIENT: SMITH, CHARLES BRYANT

ACCESSION #: FA-14-106

CASE SUMMARY

(Continued)

wrist. The manner of death based upon this evaluation and current information from investigative authorities is homicide.

FINAL ANATOMIC DIAGNOSES:

- I. ASPHYXIA DUE TO CARBON MONOXIDE INHALATION AND EXTENSIVE BURNING.
 - A. CARBOXYHEMOGLOBIN 50.6%.
 - B. EXTENSIVE THIRD DEGREE BURNS WITH LOSS OF SOFT TISSUE, ENTIRE BODY.
- II. BLUNT FORCE TRAUMA RIGHT CHEST.
 - A. FRACTURE RIBS 7-10 RIGHT LATERAL CHEST.
 - B. HEMORRHAGE WITHIN MUSCULAR TISSUES AND SOFT TISSUES OVERLYING FRACTURE SITE.
 - C. HANDCUFFS ATTACHED TO LEFT WRIST.
- III. ARTERIOSCLEROTIC CARDIOVASCULAR DISEASE.
 - A. CORONARY ATHEROSCLEROSIS, FOCI 50-60% NARROWING SEGMENTS LEFT MAIN AND LEFT ANTERIOR DESCENDING VESSELS.
 - B. AORTIC ATHEROSCLEROSIS WITH DENSE PLAQUES.
- IV. HEPATIC STEATOSIS, MILD.
- V. PULMONARY EMPHYSEMA, SEVERE.
- VI. TOXICOLOGY:
 - A. BLOOD ETHANOL - 96 MG/DL (.096 GM%).
BLOOD DRUG SCREEN - PNEGATIVE.
 - B. FRACTURE RIBS 7-10 RIGHT LATERAL CHEST.

CAUSE OF DEATH

ASPHYXIA DUE TO CARBON MONOXIDE INHALATION AND EXTENSIVE BURNING.