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Aug 29 2025

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Horry County

S. B. Doby, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

KAHMIL KEVY COOPER,

APPELLANT

APPELLATE CASE NO. 2025-000182

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Transcript Legend

Dash (--)	Indicates an interruption in speech
Ellipses (...)	Indicates trailing off in speech
Phonetic (ph)	Indicates a phonetic word
(sic)	Indicates word(s) is as said

PROBATION VIOLATION HEARING

P R O C E E D I N G S

1
2 MR. KAZIAH: This is Kahmil Cooper for a
3 violation of probation hearing.

4 PROBATION OFFICER: I'm passing up three
5 affidavits, two from the victim's mother and one
6 from the victim.

7 THE COURT: Are they here as well?

8 PROBATION OFFICER: Yes.

9 Mr. Cooper was sentenced in Florence County
10 on April 20th of 2023, five years suspended upon
11 the service of 18 months, and two years probation
12 for -- I think for the stalking charge. His prior
13 violations started on May 28 of '24 where he failed
14 to notify or contact probation on or about
15 April 16, 2024 after being cited for speeding.

16 He failed to provide employment verification,
17 and was considered to be unemployed at that time.

18 He failed to be present for a home visit on
19 May 1, 2024.

20 He failed to follow the advice and
21 instruction of the agent, and he was also in
22 arrears on some department fees and court fines at
23 that time.

24 We responded with noting him to refrain from
25 any drug use. Any positive test would result in a

PROBATION VIOLATION HEARING

1 treatment referral at that time.

2 There are also some concerns that came up
3 with the victim's mother in this case, so as
4 May 30, 2024, he was ordered by the agent to not
5 have any contact with the victim or any of the
6 victim's family unless it pertained to the mutual
7 children.

8 He was ordered to make a reasonable effort to
9 seek and maintain employment to pay his department
10 fees and court fines.

11 Today's current violations included failure
12 to report. He failed to report for a telephone
13 check-in on July 16 of '24 and failed to be present
14 for a home visit on August 22, 2024.

15 He failed to refrain from drug use on
16 August 29 of 2024. He tested positive for THC, and
17 that would have made it his second positive test.

18 He failed to maintain employment. He has not
19 brought any employment verification to the agent.

20 Failure to notify of arrest. He was arrested
21 on July 10 of '24 for the following: Window tint
22 violation, some traffic violations, child passenger
23 restraint, as well as two new drug charges and
24 trafficking fentanyl.

25 He was released on July 12, 2024 and failed

PROBATION VIOLATION HEARING

1 to notify the agent of that arrest.

2 He was arrested again on August 26 for
3 another drug distribution charge for second offense
4 and released on August 28 of '24. He failed to
5 notify the agent of that as well.

6 Failure to pay court fines. At the time of
7 the citation, he was \$80 in arrears.

8 Failure to follow the advice and instruction
9 of the agent, as well as the special conditions
10 that were served in-house on May 29th ordering him
11 to have no contact with the victim's family
12 members.

13 According to the second affidavit completed
14 by the victim's mother on August 21, 2024, he was
15 found to have violated that contact restriction
16 order.

17 These violations are violations of Conditions
18 1, 3, 5, 6, 7, 9 and 10.

19 The victim's mother is present and would like
20 to speak at the appropriate time.

21 THE COURT: Okay.

EXAMINATION

22
23 **BY THE COURT:**

24 **Q** You are Kahmil Cooper?

25 **A** Yes, sir.

PROBATION VIOLATION HEARING

1 (KAHMIL COOPER, having been duly sworn,
2 testified as follows:)

3 **Q** (BY THE COURT) Mr. Cooper, are you under the
4 influence of drugs or alcohol or anything that
5 would prevent you from understanding what we're
6 doing today?

7 **A** No, sir.

8 **Q** Do you have any health or mental health
9 conditions that would prevent you from
10 understanding what we're doing?

11 **A** No, sir.

12 **Q** In this case, you are represented by Mr.
13 Pinkerton?

14 **A** Yes, sir.

15 **Q** We're here on a probation violation. Do you
16 understand that?

17 **A** Yes, sir.

18 **Q** How do you plead to that, meaning do you
19 admit that you have violated those probationary
20 conditions?

21 MR. PINKERTON: I'm sorry to break in. This
22 is the case we spoke about in chambers. I do have
23 a motion, if I can make that before --

24 THE COURT: Oh, yes. Yes. I'm sorry.

25 MR. PINKERTON: That's alright, Your Honor.

PROBATION VIOLATION HEARING

1 Mr. Cooper has indicated he does not wish to
2 have me as his attorney. We spoke about that this
3 morning. I believe he does wish to have this
4 continued so he can hire a private attorney, but
5 I'll let him speak on that behalf, if you'll hear
6 from him, Your Honor?

7 THE COURT: Mr. Cooper, I'll be glad to hear
8 from you.

9 MR. COOPER: Yeah. I informed Clay at this
10 time -- because he is representing me on my drug
11 charges, so I was basically telling him, like, hey,
12 like, I don't want to overwhelm you with all this,
13 I just want you to focus on stuff that I'm facing
14 right now. And I wanted to hire a private
15 attorney, you know, just so I can have -- like,
16 because we didn't really -- I know he's so busy
17 with other clients, and we never really properly
18 got to talk about the situation until it was, like,
19 right here, so....

20 THE COURT: So Mr. Pinkterton is trained in
21 the law. He can provide assistance to you. Do
22 you --

23 MR. COOPER: There's no bad blood between us,
24 because he's still representing me on my drug
25 cases, my pending cases right now.

PROBATION VIOLATION HEARING

1 THE COURT: So why don't you want him to
2 represent you on this probation violation?

3 MR. COOPER: See, I didn't know he had all of
4 the facts at the time, because last time we came to
5 court, he didn't have a chance to look at the
6 files. So I didn't know what was his schedule
7 between him looking at it now to the last time. So
8 I was just like, hey, just not to overwhelm you,
9 I'll just hire a private attorney. That's where we
10 was going. But it's not because I don't think he's
11 capable of representing me and he's not doing what
12 he's supposed to be doing, because I would not have
13 him representing me on my drug charges.

14 THE COURT: Well, Mr. Cooper, in this case
15 you have been alleged to violate your probation.
16 We are going to hear that probationary violation
17 charge this morning.

18 MR. COOPER: Yes, sir.

19 THE COURT: You have a choice whether or not
20 you can have Mr. Pinkerton or you cannot have Mr.
21 Pinkerton; that would be your choice. However, I
22 will tell you that I am not going to continue the
23 matter. If you wish to fire Mr. Pinkerton, you
24 will then represent yourself. You understand?

25 MR. COOPER: Yes, sir. That's fine then.

PROBATION VIOLATION HEARING

1 That's fine.

2 THE COURT: So which one do you want to have
3 happen?

4 MR. COOPER: I want to have representation.

5 THE COURT: So you want Mr. Pinkerton to
6 continue to represent you?

7 MR. COOPER: Yes, sir. I didn't know how the
8 process goes, so that's how -- like, I didn't know
9 that. I'm not really familiar with the court and
10 how it goes, but I wanted to try to have a private
11 attorney, but that was it.

12 THE COURT: Okay. Mr. Cooper, with your
13 lawyer, Mr. Pinkerton, with you, do you admit you
14 violated the conditions of your probation as
15 outlined?

16 MR. COOPER: The contact....

17 MR. PINKERTON: One moment, Your Honor.

18 (Mr. Pinkerton and Mr. Cooper confer.)

19 MR. PINKERTON: If I can speak on Mr.
20 Cooper's behalf briefly?

21 THE COURT: Yes, sir.

22 MR. PINKERTON: He does admit to having
23 contact with the original victim in this case;
24 however, he does not admit to having contact with
25 the victim's mother. She was actually not even the

PROBATION VIOLATION HEARING

1 original victim on the case. Probation just put
2 her on there at some point.

3 He also does not admit to being in arrearage.
4 According to the violation report I've received, it
5 shows he's in zero arrearage for all court-ordered
6 fines, Your Honor.

7 The victim is -- the original victim,
8 Desiree, is here. They have three children in
9 common. They also have another child on the way.
10 She's here on his behalf. I believe there was an
11 affidavit that was handed up that she did not want
12 to go forward with this today either. She would
13 like to speak at the appropriate time. But the
14 only violation we actually admit to is contact with
15 the original victim.

16 THE COURT: All right. When was the
17 additional victim added to the no-contact order?

18 PROBATION AGENT: Yes, Your Honor. That was
19 added as of May 29, 2024. That's when the victim's
20 mother -- the additional victim -- completed an
21 affidavit in our office alleging some, basically,
22 threatening messages coming from Mr. Cooper to the
23 victim's mother. So after that first affidavit, we
24 handled that in-house with Mr. Cooper and issued
25 the violation to order him to have no contact with

PROBATION VIOLATION HEARING

1 the victim or the victim's family in this case.

2 And then she came back again on August 21 of the
3 same year, a few months later, with more complaints
4 against him and did a second affidavit.

5 MR. PINKERTON: And, Your Honor, he was never
6 charged with anything as far as that is concerned.

7 PROBATION AGENT: That is on the affidavit on
8 our citation and on our violation report as well.

9 THE COURT: So Mr. Cooper admits to having
10 contact with the original victim, violating his
11 condition of probation and the no contact order
12 with the original victim?

13 PROBATION AGENT: We have not charged him
14 with having contact with the original victim on
15 today's citation and violation report; however, she
16 is with him on his behalf today, but that's not
17 what we originally charged him with.

18 THE COURT: So the State did not charge him
19 with a violation of contact with the original
20 victim, because the original victim did not wish to
21 violate on that?

22 PROBATION AGENT: Initially, no. I wasn't
23 really in contact with her much when this was
24 happening. This was more contact with the victim's
25 mother. The basis of our violations is the law

PROBATION VIOLATION HEARING

1 enforcement contact, not maintaining employment,
2 and then contact with the victim's mother after he
3 was already told not to have contact with her, and
4 he signed and agreed to that on May 29 of 2024.

5 THE COURT: So, Mr. Pinkerton, tell me
6 specifically what Mr. Cooper admits that he
7 violated as part of that probationary sentence?

8 (Mr. Pinkerton and Mr. Cooper confer.)

9 MR. PINKERTON: I'm sorry, Your Honor. The
10 only violation he does admit to is contact with the
11 original victim, not the mother.

12 THE COURT: Which is not a probationary
13 violation that you allege at this point?

14 PROBATION AGENT: Not on our original
15 citation and violation report; however, today,
16 knowing that she came on his behalf, that is
17 something we would need to address at some point.

18 THE COURT: So sounds like we need to have a
19 hearing then in regards to his violation of those
20 things.

21 He has not admitted to any of the alleged
22 violations; is that correct?

23 MR. PINKERTON: Yes, Your Honor.

24 THE COURT: Are you ready to tell me what
25 happened?

PROBATION VIOLATION HEARING

1 PROBATION AGENT: Yes, Your Honor. Do you
2 want me to put the original violation back on the
3 record?

4 THE COURT: Please.

5 PROBATION AGENT: Today's violations include
6 a violation to report. He failed to report for a
7 telephone check-in on July 16, 2024 and failed to
8 be present for a home visit on August 22, 2024,
9 despite having advanced notice of that scheduled
10 home visit.

11 He failed to refrain from drug use. At the
12 time of the citation on August 29 of '24, he tested
13 positive for THC.

14 Failure to maintain employment. He has not
15 provided any verification of being employed to the
16 agent.

17 Failure to notify of arrest. He was arrested
18 on July 10 of '24 for the following: Window tint
19 and some traffic violations, as well as drug
20 distribution and trafficking fentanyl. He was
21 released on those charges on July 12, 2024, and he
22 failed to notify the agent of that arrest.

23 He was arrested again on August 26 of 2024
24 for another drug distribution charge, a second
25 offense, and was released on August 28. He failed

PROBATION VIOLATION HEARING

1 to notify the agent of that as well.

2 At the time of this citation, he was in
3 arrears on court fines; however, since that day, he
4 has paid those.

5 Failure to follow the advice and instruction
6 of the agent as noted in the listed violations, as
7 well as special conditions. He was served
8 in-office on May 29, 2024. He was ordered to have
9 no contact with any of the victim's family members.
10 According to a second affidavit completed by the
11 victim's mother, on August 21, 2024, he was found
12 to have violated that contact restriction order.

13 THE COURT: And Ms. Lakeya Davis is present,
14 and she would like to speak?

15 PROBATION AGENT: Yes.

16 THE COURT: Ms. Davis, if you will, come
17 forward.

18 Good morning, Ms. Davis.

19 MS. DAVIS: Good morning.

20 THE COURT: What would you like to tell me
21 about these allegations? I understand you have
22 done two affidavits?

23 MS. DAVIS: Yes.

24 THE COURT: And I've had a chance to look at
25 those briefly, and I'll look at them further. What

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1 would you like to tell me?

2 MS. DAVIS: I would like to say that I was
3 not the victim in this original charge that he has
4 of the stalking charge, but this is not my first
5 run-in with Mr. Cooper. Him harassing me stems all
6 the way back to 2014/15 or so when -- he has a
7 violent history of violence with my daughter. He
8 was sentenced -- I can't remember what year, maybe
9 '17 -- as a Youthful Offender, and he was sentenced
10 to probation for that. He went back to -- went to
11 prison for violation because he stalked and
12 harassed me then. He showed up at my job. He sent
13 text messages. It was just a mess. So this has
14 been years of harassment.

15 So this time, this case that was in Florence,
16 I was not a victim at the time of that. It was
17 Desiree Davis and my daughter, Skyler, which he
18 harassed and chased down in Florence with a gun.

19 So when he got out, I want to say in October,
20 he sent me a next message via Facebook saying he
21 was going to kill me and my whole family. At the
22 time, I didn't know it was him until later on in
23 March where he and I corresponded about my
24 grandson. At the time, it was his birthday and he
25 wanted to see him. He had the other two kids, so I

PROBATION VIOLATION HEARING

1 was, like, okay. I put my differences to the side
2 because he wanted to go. He was taking them out
3 for his birthday, so I let him go, and that is how
4 I realized it was him telling me he was going to
5 kill me and my family, and it continued on and on.
6 So I contacted Ms. Chandler and told her, Hey, I
7 have this issue, he said this, but I didn't know it
8 was him. So I wrote a statement, and I gave her
9 the text messages, screen shot them and gave them
10 to her.

11 So he just kept sending me messages via
12 Facebook. There's a slew of them. He would send
13 them. Sometimes he would un-send them. And, then,
14 I think it was May, he was told not to contact me
15 again. Shortly after he signed that paper, he
16 contacted me again threatening me with -- just
17 harassing me. I don't know why he likes to harass
18 me, but he is just so adamant about contacting me.

19 Like I said, I don't know if he knows where I
20 work this time. He hasn't shown up at my work or
21 my home, but he has a really violent history of
22 domestic violence.

23 THE COURT: Thank you. Anything else you
24 would like to tell me?

25 MS. DAVIS: I won't feel safe if he is in the

PROBATION VIOLATION HEARING

1 community.

2 THE COURT: Okay.

3 Also, Ms. Desiree Davis is present. Would
4 she like to be heard?

5 MS. DESIREE DAVIS: Hello.

6 THE COURT: Good morning. What would you
7 like to tell me about the situation?

8 MS. DESIREE DAVIS: I honestly -- I'm in the
9 middle, obviously, and --

10 THE COURT: You need to talk up.

11 MS. DESIREE DAVIS: I feel like I'm in the
12 middle of the situation with my mom and, of course,
13 my kids' dad. We've been through a lot, me and my
14 kids' dad, but that was when we were younger. We
15 kind of put it behind us and take care of our kids.

16 My mom, I'm -- I wasn't there when whatever
17 was said on Facebook. I'm not aware of that, and I
18 don't know what -- why he would even have to go
19 through her. He has no reason to go through her,
20 because I always have my kids. So he has no reason
21 or she has no reason -- they have no reason to talk
22 to each other.

23 I just feel like -- I don't know. I don't
24 want to be in the middle of this. I don't feel he
25 should go to jail. I am concerned for my mom just

PROBATION VIOLATION HEARING

1 because she's feeling like she's unsafe. But like
2 she said, he doesn't know anything like her
3 information or business and has no reason to
4 contact her. I don't want to be in the middle. I
5 don't want anything bad to happen or anything like
6 that.

7 THE COURT: Do you and Mr. Cooper reside
8 together? Do you live together?

9 MS. DESIREE DAVIS: No.

10 THE COURT: Where does he live?

11 MS. DESIREE DAVIS: I'm not sure.

12 THE COURT: Has he ever lived with you since
13 he got put on probation?

14 MS. DESIREE DAVIS: No.

15 THE COURT: Anything else you would like to
16 tell me?

17 Okay. Thank you.

18 MR. PINKERTON: Your Honor, if I may address
19 the alleged contact from my client and her mother.
20 They were allegedly Facebook messages. Probation
21 has not provided me anything to verify that they
22 actually came from him or he had control of that
23 account.

24 THE COURT: Okay.

25 I have two affidavits from Lakeya Davis and

PROBATION VIOLATION HEARING

1 one from Desiree Davis. Is there any objection if
2 I make these an exhibit in the case?

3 MR. PINKERTON: No, Your Honor.

4 THE COURT: We'll do all three of them as
5 Court's Exhibit 1.

6 (Court's Exhibit 1 marked.)

7 THE COURT: Anything further from the State?

8 PROBATION AGENT: I would just like to
9 clarify two things. I do have the screen shots
10 here. I just figured since the affidavits were
11 there. But the way the victim's mom realized it
12 was him, in that same thread there was a
13 conversation about meeting with his son. They were
14 going to arrange that visit, like she said, and in
15 that same thread is when -- it is under a different
16 name on a Facebook Messenger, but to clear that up,
17 that is when the threatening messages started.

18 And the second thing, the victim's mom did
19 her steps in that, but then they were unable to
20 serve that. They went out to the address that we
21 have on file for him, that he reported to be living
22 at. I think they went a couple of times, and they
23 were told he does not live there, so they couldn't
24 serve him, essentially.

25 THE COURT: All right. Anything further from

PROBATION VIOLATION HEARING

1 the State?

2 PROBATION AGENT: Not at this time.

3 THE COURT: Mr. Pinkerton?

4 MR. PINKERTON: Your Honor, we respectfully
5 ask that you not violate Mr. Cooper's probation.
6 He does have two pending cases, and we're trying to
7 work it out with the Solicitor's Office. There is
8 no drug reports back on those. There is still
9 outstanding discovery that is pending.

10 And, Your Honor, you have heard from
11 Ms. Davis here, and she does not want him violated.
12 And, once again, Ms. Davis was not the original
13 victim in this, and all the messages that have been
14 provided have not been verified that they actually
15 came from my client.

16 THE COURT: Okay. As I understand, your
17 client was sentenced to five years, suspended on
18 the service of 18 months, time served. So what
19 sentence did he have initially?

20 MR. PINKERTON: He had five years suspended
21 on the service of 18 months, time served, with two
22 years of probation, credit for 190 days. He
23 actually did do prison time on it.

24 THE COURT: So the sentence was 18 months, he
25 got credit for 190 days?

PROBATION VIOLATION HEARING

1 MR. PINKERTON: Yes, Your Honor.

2 MR. COOPER: Anything further?

3 MR. PINKERTON: No, Your Honor.

4 THE COURT: Mr. Cooper, anything you want to
5 say?

6 MR. COOPER: You know, like Mr. Pinkerton
7 said, the original victim, we have kids together,
8 and she doesn't want me to go to prison, you know.
9 Because whenever I do run into money, I help them,
10 you know. Like we have -- my last child I had with
11 her is autistic. She's Level 3, so she's like
12 non-verbal, so she can't talk. She can't -- she
13 don't have a mind of her own. She needs someone,
14 like -- and, you know, when I do be around her, she
15 understands that she has protection. Just like she
16 said up here, we be going through this stuff for
17 years, and we starting to put this stuff behind us.
18 Our kids are getting older. My oldest child with
19 her is ten and we have a three- and a
20 four-year-old. The four-year-old has a speech
21 impediment, and my daughter is the autistic to
22 third-degree. That is the worse autism you can
23 have. And she came to me and was like I need help.
24 She knows I'm willing to give the shirt off my back
25 for her. So I didn't force her to come up here or

PROBATION VIOLATION HEARING

1 to say anything in my favor. Because I'm supposed
2 to get -- my date for probation was the 23rd. I
3 was supposed to get off next week, so I was trying
4 to put this behind me. I went to prison for this.
5 I sat and did my time for it, and I just want to
6 put this behind me. I don't have no problem with
7 her mom, even though what she's trying to do to me.
8 I forgive her. It's okay, because I don't want to
9 carry no hate in my heart, because I don't want to
10 feel any type of way about her -- love my kids and
11 feel some type of way about her, and have my kids
12 feel some type of way about their grandma. I'm not
13 doing that. I don't want to go to prison. I don't
14 want to see those jail cells no more, and I just
15 want to continue with my life, sir.

16 THE COURT: Where do you reside?

17 MR. COOPER: I stay in Myrtle Beach, South
18 Carolina with my mom.

19 THE COURT: Okay.

20 You're not in jail right now; is that
21 correct?

22 MR. COOPER: Yes, sir.

23 THE COURT: You bonded out?

24 MR. COOPER: Yes, sir. And Mr. Clay has been
25 working the other charges, and he's been doing

PROBATION VIOLATION HEARING

1 everything I ask him, so I couldn't ask more from
2 him than what he's doing for me now.

3 MR. PINKERTON: And Mr. Cooper has shown up
4 for all of his court dates.

5 THE COURT: I'm going to take this under
6 advisement very briefly.

7 Officer, if you will, take him into custody,
8 because I want him here when I get back.

9 We'll take ten minutes.

10 (A recess was taken.)

11 THE COURT: Mr. Cooper -- let me just say
12 before I sentence Mr. Cooper, Ms. Davis, Lakeya
13 Davis, you should contact law enforcement or some
14 magistrate or somebody to make complaints about
15 what you alleged in your affidavits, okay. So I
16 want to make sure that you understand that might be
17 necessary to protect yourself. Do you understand
18 that?

19 MS. DAVIS: I did.

20 THE COURT: Okay.

21 MS. DAVIS: Yes, sir, I did, and they weren't
22 able to serve him because they said he didn't live
23 there.

24 THE COURT: Okay. So you can still pursue
25 those things even after today, okay. And I want to

PROBATION VIOLATION HEARING

1 make sure that you take steps necessary to protect
2 yourself, okay. You understand what I mean?

3 MS. DAVIS: Yes, sir.

4 THE COURT: Now, having said that, Mr.
5 Cooper, I do find that the allegations of your
6 violation of probation have been, to my mind,
7 proven true. I find there is substantial and
8 willful violation of your probationary sentence as
9 outlined by the probation agent in this case --
10 yes, sir, hold on a minute.

11 MR. COOPER: Okay.

12 THE COURT: So I do find there is substantial
13 and willful violation. As a result of that, I'm
14 revoking your probation in full and imposing the
15 sentence. You will receive whatever credit that
16 you are entitled to as determined by the Department
17 of Corrections. And that is the sentence of the
18 Court.

19 Yes, sir, if you would like to tell me
20 something very briefly.

21 MR. COOPER: Yeah. I was going to tell you
22 that my baby's mama back there, she just found out
23 she was pregnant, and this is a five-year sentence,
24 and I won't be able to probably see when my child
25 gets born. I was hoping if I could talk to you and

PROBATION VIOLATION HEARING

1 be like, hey -- because I had BIP classes that I
2 was sentenced to from this probation from Florence.
3 That is the Behavioral Intervention Program. I had
4 26 weeks of classes. And the lady, I know she
5 spoke to her, and she was like from when he first
6 got to class until when he ended, his attitude
7 changed and stuff like that.

8 I was -- before you even made your decision,
9 I was going to see if you could, like, extend my
10 probation and could you put me in some type of
11 classes, because I'm not trying to hurt my kids'
12 grandma. Like, that's not what I'm supposed to do.
13 Like -- like....

14 THE COURT: Yes, sir. However, probation is
15 a privilege, and I find you have substantially
16 violated those conditions of probation, and that
17 has been wilful. Sir, probationary sentences have
18 to be complied with. It is the order of the Court
19 that you are revoked in full. Thank you, and good
20 luck.

21 (Whereupon, the hearing concluded.)
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PROBATION VIOLATION HEARING

CERTIFICATE OF REPORTER

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State of South Carolina)
County of Horry)

I, Natalie Dahl, Official Court Reporter for the State of South Carolina, do hereby certify that the foregoing is a true, accurate and complete Transcript of Record of the proceedings had and evidence introduced in the hearing of the captioned case, relative to appeal, in the Court of General Sessions for Horry County, South Carolina, on the 15th day of January, 2025.

I do further certify that I am neither of kin, counsel, nor interest to any party hereto.

February 21, 2025

Natalie Dahl
Registered Professional Reporter
State of South Carolina Official Court Reporter

South Carolina Department of Probation Parole and Pardon Services

AFFIDAVIT

I, the undersigned Lakeya Davis, hereby state under the pains and penalties of perjury that the following statements are true and correct to the best of my knowledge and belief.

On October 28, 2023 Kahmil Cooper sent me a message on Facebook stating he was going to kill me and my whole family. The message said "I'm a kill you and your whole family" I didn't know it was him at that time. But then on Dec 26, 2023 he sent several message saying how my daughter was pregnant by someone else and my grandkids will suffer. Then on March 22, 2024 he had a visit with his oldest son Dezmen I went to pick Dezmen up and the other children he refused to open the door for police and so later that day he ended up dropping Dezmen off at my youngest daughter grandmother's house but not before he sent me other message on facebook. "you sad (laughing emoji)" "If I don't do anything I will put roots on you" I then blocked him after that. He then sent me a friend request after being blocked on messenger. ~~Before~~ Before all this when I realized it was him he was asked to stop texting and harrassing me. I can provide the screenshots as well.

I have read, signed, and received a copy of this statement. I understand I may be asked to testify at a hearing about my statements made above.

Lakeya Davis
Affiant Signature

Lakeya Davis
Affiant Name Printed

WITNESSED this 22 Day of May 2024.

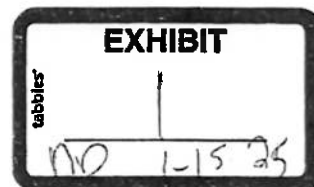
[Signature]
Witness Signature

Taylor Chandler
Witness Name Printed

SWORN to before me, this 22 Day of May 2024.

[Signature]
Notary Public Signature

My Commission Expires: 20-11-2030



South Carolina Department of Probation Parole and Pardon Services

AFFIDAVIT

I, the undersigned Lakeya Davis, hereby state under the pains and penalties of perjury that the following statements are true and correct to the best of my knowledge and belief.

Kahmil Cooper continues to harass me after being told not to contact me on 5-29-21. Since that time he has continuously contacted me with threatening messages. June 28 he sent a kiss face emoji at 9:50 am, then at 7:44 pm he sent other messages but then deleted them I was unable to screenshot those. He did the same thing July 12 at 7:44 pm July 14 @ 2:02 pm he ask me to meet him. July 20th @ 6:27 pm ask where I was at. that same morning of July 14th @ 9:24 am he said he had 500 dollar August 2nd he threaten to call DSS at 12:43 pm along with other messages I have all the screenshot available it just too much to write on paper. On August 13th I filed to get a restraining order against him he also contacted on that Day as well @ 10:46 am Again. August 16th at 7:24 am and Again August 21 @ 10:07 am. He has a extensive history of stalking and harrasment I fear for my safety and the safety of my daughter + grandchild. I have read, signed, and received a copy of this statement. I understand I may be asked to testify at a hearing about my statements made above.

[Signature]
Affiant Signature

Lakeya Davis
Affiant Name Printed

WITNESSED, this 21 Day of August 2021

[Signature]
Witness Signature

Taylor Chandler
Witness Name Printed

SWORN to before me, this 21 Day of August 2021

[Signature]
Notary Public Signature
My Commission Expires: 02/11/2022

STATE OF SOUTH CAROLINA)
COUNTY OF HORRY)

IN THE COURT OF GENERAL SESSIONS
OF THE FIFTEENTH JUDICIAL CIRCUIT

STATE OF SOUTH CAROLINA)

AFFIDAVIT

-VS-

KAHMIL K. COOPER)

DEFENDANT)

PERSONALLY appeared before me Deziray Davis, who being duly sworn, deposes and says :

I do not want to press charges against Kahmil Cooper. He is not a danger to me. We have three kids together and I need his support. I do not want to have our contact with each other to violate his probation. I was not the one to call it in.

Sworn to and Subscribed before me

January 07, 2025

[Signature]
Notary Public for South Carolina

My Commission expires: 11-19-31

[Signature]
Signature of Affiant

Deziray Davis
Print name of Affiant

PROBATION CITATION

SOUTH CAROLINA V. KAHMIL KEVY COOPER	COUNTY: HORRY	
	SCDC # 00364568	SID # 02114339

TO: KAHMIL KEVY COOPER

YOU ARE HEREBY NOTIFIED to appear in the above named case at the time, date and place specified below.

Place 1201 3rd Ave Conway SC 29526	Room Date to Appear: Time to Appear: 9-30-24 9AM
---	---

YOU ARE HEREBY NOTIFIED that you are charged with violating the conditions of your supervision as stated below.

Violations Charged

The offender has violated conditions 1, 3, 5, 6, 7, 9, 10 of the standard Department conditions associated with Section 24-21-430. The offender has also violated special conditions imposed by the General Sessions Court per order dated April 20, 2023. This warrant or citation is issued pursuant to section 24-21-450 or 300.

YOU ARE HEREBY NOTIFIED that you have the rights listed below.

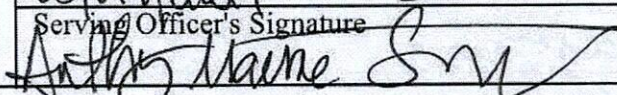
List of Rights:

You have the right at the hearing to question any person who appears as a witness against you and to have witnesses appear on your behalf. You may present evidence on your behalf. You may have an attorney represent you. If you cannot afford an attorney, an attorney will be appointed for you. You must advise the agent or the court in writing of your desire for an attorney. It is your responsibility to make arrangements for your witnesses and your attorney to appear at the hearing.

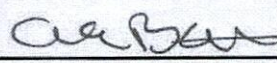
IF YOU FAIL TO APPEAR AT THE TIME, DATE AND PLACE SHOWN ABOVE, THE HEARING WILL BE HELD IN YOUR ABSENCE AND YOU MAY BE INCARCERATED.

HORRY, South Carolina	Probation and Parole Agent - Agent # Taylor Chandler - 26-AG-01
Date 08/29/2024	

A copy of the citation was served by the undersigned and given to the individual named therein at the time, date, and place indicated below.

Place 1201 3rd Ave Conway SC 29526	Date and Time 08/29/2024 - 10:50AM
	Serving Officer's Signature 

Sworn to and subscribed before me this 29 day of August, 2024


 Signature of Notary Public

08-11-2030
 My Commission Expires

STATE OF SOUTH CAROLINA

AFFIDAVIT

County of HORRY

Personally appeared before me, Taylor Chandler, who first being duly sworn, deposes and says that KAHMIL KEVY COOPER did within this county and State on the 29 day of August, 2024, violate certain conditions of release in the following particulars:

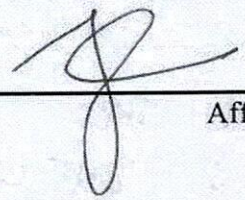
DESCRIPTION OF VIOLATION

The offender has violated conditions 1, 3, 5, 6, 7, 9, 10 of the standard Department conditions associated with Section 24-21-430. The offender has also violated special conditions imposed by the General Sessions Court per order dated April 20, 2023. This warrant or citation is issued pursuant to section 24-21-450 or 300.

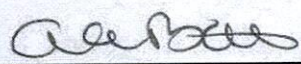
The Affiant states that there is probable cause to believe the defendant named committed the violations set forth and that such probable cause is based on the following facts:

Offender failed to report as instructed for a scheduled telephone progress audit on 7/16/24 and failed to be present for a scheduled home visit progress audit on 8/22/24 despite advanced notice. The offender has failed to follow the advice and instructions of the Agent as noted in the listed violations. Per an 1182 served on 5/29/24, the offender was ordered to have no contact with any of the victim's family members. According to an affidavit completed by the victim's mother on 8/21/24, the offender was found to have violated the contact restriction order. Offender tested positive for THC on 8/29/24. Offender has failed to provide any employment verification to the Agent as instructed and is considered to be unemployed. Offender has failed to pay court fines and is \$80.46 in arrears. The offender was arrested on 7/10/24 for the following charges: WINDOW TINTING OR SUNSCREENING, OPERATING VEHICLE IN VIOLATION OF REGULATIONS, CHILD PASSENGER RESTRAINT SYSTEM ARTICLE VIOLATION, CHILD PASSENGER RESTRAINT SYSTEM ARTICLE VIOLATION, MDP, NARCOTIC DRUGS IN SCH. I(B) & (C),LSD, AND SCHED. II (COCAINE)- 1ST OFF., and TRAFFICKING IN FENTANYL. He was released on 7/12/24 and failed to notify the Agent of this arrest. The offender was arrested for a second time on 8/26/24 for MDP, NARCOTIC DRUGS IN SCH. I(B) & (C),LSD, AND SCHED. II (COCAINE)- 2ND OR SUB and was released on 8/28/24. He failed to notify the Agent of this arrest as well.

Sworn to and subscribed before me this
29 day of August, 2024



Affiant



Signature of Notary Public

08-11-2030

My Commission Expires:

Addendum

Such actions constitute violation of conditions 1, 3, 5, 6, 7, 9, 10.

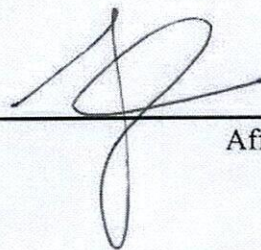
Sworn to and subscribed before me this
29 day of August, 2024



Signature of Notary Public

00 - 11 2030

My Commission Expires:


Affiant

STATE OF SOUTH CAROLINA

County of HORRY

STATE VS.

KAHMIL KEVY COOPER

AKA: _____

Race: Sex:

DOB:

SSN:

SID#: 02114339

IN THE COURT OF GENERAL SESSIONS

Indictment Number:

2023 - GS - 21 - 01157

Probation C/W#s & Issuance dates: C-26-24-0106 8/29/24

Original Offense: Stalking

Original A/W#: 2022A21202201576

Date of Original Offense: 10/6/2022

Conviction S.C. Code §: 16-03-1730(A)

Conviction CDR Code #: 2 / 4 / 0 / 6

Original Sentence: 5 yrs ss 18 months and 2 years Probation

ORDER

The above named defendant has been charged with violating the conditions of probation ordered on 4 / 20 / 2023 in the Court of General Sessions of FLORENCE County, and/or the additional conditions ordered by the Court in probation continuation orders(s) issued on _____, as set forth in the attached warrant(s) or citation(s). After hearing the evidence and being duly advised, in the (presence/absence) of the defendant, I find that the above name defendant has violated the following condition(s) of probation: *(List by numbers indicate special conditions as provided in the affidavit)*

1, 3, 5, 6, 7, 9, 10

Therefore, IT IS ORDERED that:

- the suspended sentence be revoked and the above named defendant be required to serve the remainder of the original sentence.
- the suspended sentence be partially revoked and the above named defendant be required to serve _____ days/months/years of the original sentence; and
 - Terminate the balance of probation.
 - Continue/reinstall probation, subject to the conditions set forth in the original sentence and not inconsistent with this order.
- the above named defendant is continued on probation as provided for in the original sentence, subject to the conditions set forth therein and not inconsistent with this order.
- probation is reduced to time served under supervision and the defendant is discharged from supervision on this date.
- the above named defendant is placed on electronic monitoring pursuant to §23-3-540.
- Financial Obligations: Order satisfies:
 - Department fees (arrearage)
 - Fines and other fees (arrearage / balance)
 - Restitution (and 20%) (arrearage / balance)
 Civil Judgment:
 - Department fees
 - Fines and other fees
 - Restitution (and 20%)
- Additional Conditions ordered by the Court (Jail time credits should not be reported in this section):

NO AM

- The defendant is given credit for _____ days/months/years pre-revocation hearing detention time on current probation violation to be calculated and applied by the SC Department of Corrections.
- The defendant is to be given credit for _____ days/months/years of Hayes credit (N/A if defendant has served prior SCDC time).
- No pre-revocation hearing detention time to be awarded because a citation was issued.
- The defendant was previously placed on active electronic monitoring pursuant to §23-3-540.

This 15 day of JANUARY, 2025,
Conway, SC

[Signature]
Presiding Judge
115 05 2784
Judicial Circuit

You are hereby advised that under the law the Court may at any time revoke or modify any condition of this probation; impose any lawful conditions it deems proper; or extend your period of probation not to exceed five (5) years. At any time within the period of your probation, the Court may require you to serve any part of the original sentence imposed. This is to certify that I have read, or have had read to me, the order and the conditions set out therein. I agree to comply with such conditions and the conditions of my attached probation order during the period of my probation. I have received a copy of this Court's order and all attachments.

Offender's Signature

Witnessed by

Signed this _____ day of _____ at _____ SC

WITNESSES

Helien M Bryant Florence Police Department

DOCKET NO. 2023-GS-21-01157

The State of South Carolina

County of

FLORENCE

COURT OF GENERAL SESSIONS

APRIL TERM 2023

THE STATE

vs.

KAHMIL KEVY COOPER

Danielle Leftridge

ARREST WARRANT NUMBER

2022A2120201576

Indictment for

STALKING

ACTION OF GRAND JURY

Foreperson of Grand Jury

Date:

VERDICT

34

Foreperson of Petit Jury

Date:

STATE OF SOUTH CAROLINA)
)
COUNTY OF FLORENCE)

INDICTMENT FOR

STALKING

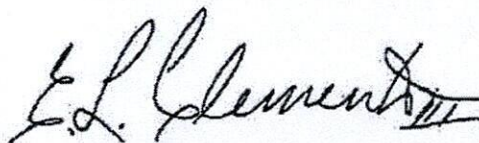
At a Court of General Sessions, convened on APRIL 20, 2023 the Grand Jurors of FLORENCE County present upon their oath:

COUNT ONE - STALKING

CDR: 2406 16-03-1730(A)

That Kahmil Kevy Cooper did in Florence County on or about October 6, 2022 engage in a pattern of words, or conduct that was intended to cause and did cause [REDACTED] and would cause a reasonable person in the victim's position to fear death, assault, bodily injury, criminal sexual conduct, kidnapping or property damage to the victim or a member of his/her family, and that the stalking was accompanied or followed by an act of violence, in violation of Section 16-03-1730(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.



E.L. Clements, III
TWELFTH CIRCUIT SOLICITOR

STATE OF SOUTH CAROLINA
COUNTY OF Florence
STATE _____

IN THE COURT OF GENERAL SESSIONS

2023-05-21-01157

INDICTMENT/CASE# 03-

VS.

Kahmil Keyv Cooper

AW#: 2022A2120201576
Date of Offense: 10/6/2022
S.C. Code §: 16-03-1730(A)
CDR Code #: 2406

AKA: _____
Race: _____ Sex: _____ Age: _____
DOB: _____ SS#: _____
Address: _____
City, State, Zip: _____
DL# _____ SID# _____

SENTENCE SHEET

*CDL Yes No CMV Yes No Hazmat Yes No

In disposition of the above indictment comes now the Defendant who was CONVICTED OF or PLEADS

TO: Stalking / Stalking (0-54)

In violation of § 16-03-1730(A) of the S.C. Code of Laws, bearing CDR Code # 2406

NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS § 17-25-45
(CSC w/minor 1st or CSC w/minor 3rd)

The charge is: As indicted, Lesser Included Offense, Defendant Waives Presentment to Grand Jury. kc (def.'s initials)

The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST:
[Signature] 104445 [Signature] 70236
Solicitor SC Bar # Defendant Attorney for Defendant SC Bar #

WHEREFORE, the Defendant is committed to the State Department of Correction County Detention Center,

for a determinate term of 5 days/months/years Time Served Youthful Offender Act not to exceed _____ years

and/or to pay a fine of \$ _____; provided that upon the service of 18 days/months/years Time Served and or payment

of \$ _____; plus costs and assessments as applicable*, the balance is suspended with probation for 2

months/years and subject to South Carolina Department of Probation, Parole and Pardon Services standard conditions of probation, which are incorporated by reference.

The sentence shall run CONCURRENT or CONSECUTIVE to sentence on: _____

The Defendant is to be given credit for time served pursuant to S.C. Code § 24-13-40 to be calculated and applied by SCDOC. 190 days/months

To include time spent on monitored house arrest prior to trial and sentencing.
 The Defendant Shall be Released from County Detention Center.

Pursuant to 18 U.S.C. § 922 and § 16-25-30 it is unlawful for a person convicted of a violation of § 16-25-20 or § 16-25-65 (Domestic Violence) to ship, transport, possess, or receive a firearm or ammunition.

STATE VS. Kahmil Keyv Cooper INDICTMENT/CASE# _____ - GS - -

SPECIAL CONDITIONS:

PTUP after _____ months/years

And Other Terms Listed Below:

- Substance Abuse Counseling Completion of GED Random Drug/Alcohol Testing
- Attend Voc. Rehab. Or Job Corp No Contact with Victim Domestic Violence Intervention Program
- Mental Health Counseling May serve W/E beginning: _____
- Sex Offender Registry pursuant to S.C. Code § 23-3-430 Public Service Employment _____ days/hours
- Central Registry of Child Abuse and Neglect pursuant to S.C. Code § 17-25-135.
- Other: - BIP
- no contact w/ victim

RESTITUTION: Deferred Def. Waives Hearing Ordered

Total \$ _____ plus 20% fee: _____ \$ _____

Payment Terms: _____ Set by SCDPPPS

Recipient: _____

***Fine:**

Fine may be pd. in equal consecutive weekly/monthly pmts. of	\$ _____	Beginning	\$ _____
§14-1-206 (Assessments 107.5%)			\$ _____
§14-1-211 (A)(1)(Conv. Surcharge)		\$100	\$ <u>100.00</u>
§14-1-211 (A)(2)(DUI Surcharge)		\$100	\$ _____
§56-5-2995 (DUI Assessment)		\$12	\$ _____
§56-1-286 (DUI Breath Test)		\$25	\$ _____
§14-1-212 (Law Enforce. Funding)		\$25	\$ <u>25.00</u>
§14-1-213 (Drug Court Surcharge)		\$150	\$ _____
§34-11-70(b)and(c), and 34-11-90(c)and(d) (Admin Fraud Check Court Costs)		\$41	\$ _____
§50-21-114 (BUI Breath Test Fee)		\$50	\$ _____
§56-5-2942(J) (Vehicle Assessment)		\$40/ea	\$ _____
3% to County (if paid in installments)		TBD	\$ <u>18.75</u>
<input checked="" type="checkbox"/> Appointed PD or appointed other counsel, Proviso requires \$500 be paid to Clerk during probation and shall be collected before any other fees		\$500	\$ <u>500.00</u>
<input type="checkbox"/> § 17-3-30(B) Unpaid Application Fee to be paid to the Public Defender Fund		TBD	\$ _____
		TOTAL	\$ <u>643.75</u>

Clerk of Court/Deputy Clerk: R. Smith
Court Reporter: R. Smith


Presiding Judge: Michael Little
Judge Code: 2140
Sentence Date: April 20, 2023

CERTIFICATE OF COUNSEL FOR APPELLANT

Counsel for appellant certifies that this Record on Appeal contains all material proposed to be included by any of the parties and not any other material and that this Record on Appeal complies to the best of my ability with the April 15, 2014 order from the South Carolina Supreme Court entitled "Revised Order Concerning Personal Identifying Information and Other Sensitive Information in Appellate Court Filings."

RECEIVED
Aug 29 2025
SC Court of Appeals

Respectfully Submitted,



Lara M. Caudy
Senior Appellate Defender

South Carolina Commission on Indigent Defense
Division of Appellate Defense
PO Box 11589
Columbia, SC 29211-1589

ATTORNEY FOR APPELLANT

This 29th day of August, 2025.

RECEIVED

Aug 29 2025

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Horry County

S. B. Doby, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

KAHMIL KEVY COOPER,

APPELLANT

APPELLATE CASE NO. 2025-000182

CERTIFICATE OF SERVICE

Pursuant to Rule 262(a)(3) and Rule 262(c)(3), SCACR, the undersigned hereby certifies a true copy of the Record on Appeal in the above referenced case has been served upon Matthew C. Buchanan, Esquire, at his primary email address listed in the Attorney Information System (AIS); and on Kahmil Cooper, #364568, at Trenton Correctional Institution, 84 Greenhouse Road, Trenton, SC 29847, this 29th day of August, 2025.



Lara M. Caudy
Senior Appellate Defender

South Carolina Commission on Indigent Defense
Division of Appellate Defense
PO Box 11589
Columbia, SC 29211-1589

ATTORNEY FOR APPELLANT