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SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from State Grand Jury County
Honorable R. Ferrell Cothran, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

STEPHEN J. GREEN,

APPELLANT

APPELLATE CASE NO. 2024-001684

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**THE FOLLOWING EXHIBITS ARE ON FILE WITH THIS COURT:
STATE’S EXHIBITS #14, 15, 16, 18, 21, 22, 23, 26, 27, 28, and 29 (STILL SHOTS)**

1 Correctional Officer Lopez on the tape near Mr. Green. Twice.

2 Colonda Robinson, nice lady who testified. I think she's
3 a lieutenant now. Watched it from the control room where you,
4 apparently, can watch what's going on right now in the
5 cells -- in the dorms down there. And she came in and
6 testified. And, lo and behold, she knew Stephen Green from
7 when she worked down there. And she looked at the pictures --
8 one of the pictures in the sally port just minutes after the
9 stabbing, and she identified him.

10 And then Jamie Shaw, the special agent from SLED. She
11 showed you how Mr. Green was followed, said it was Mr. Green,
12 watched Mr. Green, and investigated that, the State submits
13 very well. Very well. But no one really knew about that
14 until really she got involved and they started looking and
15 goes backtracking. And they say, "Oh, well, that's
16 Mr. Green." And then they backtrack. And that's what they
17 did.

18 They found somebody who could be identified in the sally
19 port, aware of it, and backtracked it. That's how they knew
20 it was Mr. Green. That's how they did it. And that's how
21 they know what Mr. Green did. And that's why we have the
22 videotape showing Mr. Green.

23 Now, that's the law. And I want to talk to you about the
24 facts. I'll be brief or brief -- fairly brief. Famous last
25 words.

1 But I want you just to watch the specific clips. I know
2 you have seen a lot of it. But I'd like you to see just the
3 clips one more time before you go back in your jury chambers.

4 (Video plays.)

5 Now, this is at 9:37 p.m., which is about 23 minutes
6 before Mr. Green [verbatim] was killed. Slaughtered,
7 actually. Play.

8 (Video plays.)

9 But now, remember, Mr. Dozier --

10 Wait. Stop. Back. Back.

11 (Video plays.)

12 Okay. And stop it.

13 Mr. Dozier, their own witness, said Gangster Disciples
14 were on one end, the Bloods are on the other, just like our
15 witnesses have said.

16 This is 23 minutes before. So, that's the Gangster
17 Disciples on that side -- far side, and this is the Bloods on
18 this side.

19 Go ahead and play it.

20 (Video continues to play.)

21 Stop.

22 The State submits that's Mr. Green. Does he look like
23 he's involved with the mob?

24 Play it.

25 (Video continues to play.)

1 He's directing the mob as to where to go and what to do.
2 There he is.

3 Now, go to 9:49, please.

4 (Video continues to play.)

5 Oh, I'm sorry. Go to 9:37. I'm sorry. 9:37:45.

6 9:37:45. I jumped the gun there. I apologize. Back it up.

7 All right. It's in reverse. Now, stop.

8 The State submits that's Mr. Green. But now he's taken
9 his jacket off. That's important. There he is. There he
10 goes. And that jacket's important at the end.

11 Stop.

12 The State submits he's got a shank. He's got that shank.

13 Keep going.

14 (Video continues to play.)

15 He's not involved with the mob? He is the mob. He is
16 the mob.

17 He's out in front of the mob. He's directing the mob.
18 He's telling the mob what to do, where to go, "Don't go there,
19 go here."

20 Okay. Jump about 12 minutes.

21 But, again, you could play the 12 minutes, and he'd be on
22 the tape most of the time. I just don't want to bore y'all.
23 The State submits --

24 Play it.

25 See, he's got his cell phone up in the air, waving it?

1 And stop. Stop.

2 Again, on this end, Mr. Dozier says are the Bloods. He's
3 waving his cell phone out in front of the Bloods, getting
4 ready to do something.

5 Go ahead.

6 But he's not part of the mob? He's part of the mob.
7 Look.

8 (Video continues to play.)

9 And, again, we could play that for the next couple of
10 minutes, him doing just that.

11 Go to 9:53. Change angles.

12 There he is, the State submits. I mean -- look at his
13 face. And that's him again in front of who? The Bloods
14 again.

15 Go to 9:56, please.

16 (Video continues to play.)

17 The State submits that's Mr. Green right there. Put his
18 shank down. That's him sitting up there.

19 Go back out, please.

20 (Video continues to play.)

21 Stop.

22 And, by the way, his jacket is still there.

23 Play it.

24 (Video continues to play.)

25 And there he goes.

1 Jump to 9:58:48.

2 (Video continues to play.)

3 Hold it right there.

4 Now, remember when Mr. Dozier testified just a minute
5 ago? He said, he admitted or said that, at some point, there
6 were Crips on one end and Crips on the other end. He admitted
7 that. He then said that the Bloods were the mob down here --
8 however you want to call it -- ran up there and ran -- some of
9 them to one end, some of them to the other end. Now, watch.

10 (Video continues to play.)

11 And here we go. Stop.

12 The State submits, again, he's leading the pack. Who is
13 out front? Whose jacket is still over there? Who is leading
14 the rush?

15 Go ahead.

16 (Video continues to play.)

17 And there they go. Some this way. Some that way. Some
18 that way. All three -- all three of those.

19 And here he comes and here they go. Still got that
20 shank. Still doesn't have his coat.

21 And what's the mob doing? They're trying to kick in the
22 door where the Crips are. And who is leading that?
23 Mr. Green. He's donkey-kicking it. Donkey-kicking.

24 And he's not only in the mob, he is the mob. He's
25 leading the mob. He points -- the State submits he points his

1 knife at the window.

2 Now, you see some of them coming back this way.

3 And -- stop, stop, stop.

4 And we find out why, because Mr. McClary is getting
5 stabbed down on the other end, and they see it. And here they
6 come. Here comes the mob.

7 Go ahead.

8 (Video continues to play.)

9 Takes a little while for Mr. Green to catch on; some of
10 these other guys did. But he's going to get called down by
11 Mr. Boone, one of their leaders, in just a second. Watch.

12 (Video continues to play.)

13 Come on down. Come on, come on, come on. Because they
14 know --

15 Stop.

16 Because they know Mr. McClary is getting stabbed by the
17 rest of the mob.

18 Play.

19 (Video continues to play.)

20 Come on. And here he comes in just a minute. Still
21 donkey-kicking. Still trying to get in. The State submits,
22 glad they didn't. Glad they failed.

23 All right. Keep going.

24 (Video continues to play.)

25 The State submits what you're going to see now is

1 Mr. Green, who we haven't lost sight of, comes down there.

2 You've seen the pictures. Still got his shank. He wants to
3 get in on it. One, two, three, four, five. But --

4 Keep playing.

5 But he doesn't stop there. This is, I think, very
6 important. He tries to keep going after him. And he's pulled
7 back. Don't go near him. That's because the Gangster
8 Disciples are down there. And they pull him back.

9 Go ahead and play.

10 (Video continues to play.)

11 Stop. Go back.

12 (Video continues to play.)

13 Now, State submits this is the view from where
14 Mr. McClary comes. So, this, the State submits, is
15 Mr. McClary getting stabbed by a mob. "Hand of one, hand of
16 all." Mob of one, mob of all.

17 Go ahead.

18 (Video continues to play.)

19 Stop.

20 There's poor Mr. McClary. Unarmed. Just trying to get
21 away, with the mob following him, chasing him. I don't know
22 how he stayed on his feet. But look at his back. Look at the
23 blood on his back. That's a lot of stab wounds.

24 And who is this? Who is coming down those stairs? The
25 State submits that's Mr. Green again. Wanting to get his

1 action in. And there he goes.

2 Go to 10:02:04.

3 (Video continues to play.)

4 Remember the jacket, that jacket that he put down there?
5 Play.

6 (Video continues to play.)

7 Now, look. He's still standing there, picks his jacket
8 up. The State submits that's important because when he's in
9 the sally port, he's wearing that jacket. He's wearing that
10 jacket. Gangster Disciples get out of there. Mr. Green, with
11 his jacket and his shank, goes back to that end to try and get
12 some more Crips. The mob goes back to that end to get more
13 Crips. And, again, fortunately, the State submits, they
14 didn't get in.

15 Now, we'll go to this in a second. Again, the State
16 submits this is gang revenge. Gang revenge. F3 pops off.
17 They pop off because a Gangster Disciple named Rivera goes
18 into a Bloods -- affiliated Blood, robs him of his TV and
19 other things, and stabs him to death in his own cell.

20 The Bloods immediately find out in F3. They're right
21 there. He comes walking out with a TV. And Mr. Rivera, who
22 is a Gangster Disciple, is stabbed to death by the Bloods.
23 Well, that wasn't enough for the Bloods. The Bloods decided
24 we're going to kill other Gangster Disciples, and they do.
25 They kill him in there.

1 Word gets from F3, by cell phone that you saw Mr. Green,
2 had to F5. F5, the Bloods are outnumbered by the Gangster
3 Disciples and the Crips. The Gangster Disciples and the
4 Crips, they start the revenge tour. They start it. Well,
5 actually they started it, but they followed up on it. They
6 march the Bloods out of their cells, down to this area down
7 here, and stab three Bloods to death. Three.

8 Word gets back from there all the way to F1 and, that's
9 what starts this. And you see -- you see the revenge that the
10 Bloods took out on the Crips. You saw it. And the State
11 submits they would have taken it out on the Gangster Disciples
12 also but there were too many of them. They're smart; we're
13 not going to mess with 20 people. We're going to get the
14 Crips, who are outnumbered. And that's exactly what they did.
15 And that's what the Crips did. Revenge. All this case is, a
16 gang revenge.

17 And you know people say, "Well, you shouldn't worry about
18 that. You know, it's in prison. You've got to expect gangs."
19 No -- no, we don't. We don't have to accept gangs. We don't
20 have to accept gangs in prisons. We don't have to accept
21 gangs anywhere.

22 And that's what we have got. Is the Department of
23 Corrections at fault for some of this? Were they
24 understaffed? You heard the testimony. Yes, they were. But
25 it doesn't give another human being or a mob of human beings

1 the right to kill another man. And that's what they did.

2 The Department of Corrections is doing the best they can.
3 It wasn't enough. But that's not an excuse. That's not a
4 reason why you should stab somebody.

5 Now, the defense -- we're almost done.

6 Putting his jacket on. Going into the corner. Coming
7 out. There's his jacket. He's got something over his face.
8 Now, watch. He goes into the sally port door. Go ahead.

9 (Video continues to play.)

10 And here he comes. There.

11 Now, Stephen Green's been identified by five people,
12 including Mr. Dozier, on that picture alone. The white shirt
13 that he had over his face, he's now taken it off over his face
14 there at the end. He didn't have it on when he was stabbing
15 people. Has taken it off and has it in his hand. And he goes
16 off screen.

17 Now, later on, he comes back on screen. He's armed.
18 He's been identified a couple of times; we don't have to bore
19 you with that.

20 But, again, if you look at State's Exhibit 15 and 22,
21 he's in the sally port. He's got his jacket on. He's got his
22 shank and he's got his cell phone. That's him. Numerous
23 people identified him. And I believe even his friend,
24 Mr. Dozier. And we have tracked him to that point.

25 Ladies and gentlemen, when you talk about ID, up to this

1 point, can there be a question? Can there be a question? The
2 State submits there can't be. That's him. We followed him.
3 We have watched him.

4 Of course, he's been identified wearing shoes with the
5 Nike swoosh on them. And it's interesting; it's on the bottom
6 -- it's actually way down here. Honestly, I thought Nikes
7 were always up top here. But no, these are exceptional.
8 These are Lebron James shoes, and they're different. And it's
9 very identifiable on some of these pictures.

10 Stop. Look at that. I mean, Mr. Dozier said that's not
11 a shank? Oh, it's on the floor. Does that look like it's on
12 the floor? It's in his hand. And that's the shank he used to
13 kill Mr. McClary -- help kill Mr. McClary. Excuse me.

14 Now, like I said, up to that point, is there any question
15 that there was a mob? Is there any question that Mr. Green is
16 in the mob? He's leading the mob. Is there any question
17 whether that was Mr. Green or not? Is there any question
18 whether Mr. Green had a shank? Is there any question
19 Mr. Green shanked Mr. McClary? The State submits there's not.

20 Now, I told you before, the State submits there's two
21 assaults. Two assaults. The first one, the 100 stab wounds
22 that we submit the mob did or his compatriots to the murder,
23 hand of one; whichever you choose.

24 Stop.

25 There's his jacket. There's his shank.

1 Keep going.

2 (Video continues to play.)

3 The second assault, the State submits, is the last
4 assault and it comes -- the first assaults that take place at
5 10:01. The second assault, the State submits, happens at
6 10:30 or a little after 10:30. 30 minutes later.

7 So, Mr. McClary is laying there for 30 minutes, bleeding.
8 Can't get up. Can't get away. Bleeding out.

9 Now, Agent Shaw showed you how we followed him. I'm not
10 going to bore you with all that, but if you want to watch it
11 back there in chambers, you can. But look at his shoes.
12 Again, I think that's unique. The State submits that's a
13 unique shoe.

14 Go ahead.

15 (Video continues to play.)

16 And this is at 10:28:01. Here he comes. There. He goes
17 into that corner where the Bloods were. The State submits
18 he's back there for a little over a minute and 40 seconds. We
19 can't see him because he's changing clothes. He changes some
20 of his clothes.

21 (Video continues to play.)

22 Stop.

23 Same jacket. Same shoes.

24 Keep going.

25 (Video continues to play.)

1 Same pants. Same gait. Same saunter. Same knife. Same
2 shank.

3 Remember how Mr. Green, the State submits, he was trying
4 to get down to that other end and he couldn't, after the
5 stabbing the first time? Well, he got down to the other end
6 this time, the State submits. Here he comes.

7 (Video continues to play.)

8 Stop.

9 The State submits that's the same shank, that's the same
10 pants, that's the same jacket.

11 And play it.

12 (Video continues to play.)

13 And watch -- watch Mr. McClary after he hits him.

14 Go back. His body jumps. His body jumps because he's
15 alive. "Wap."

16 Now, would Mr. McClary have died without that wound? I
17 think the pathologist said, yeah, he's going to bleed out.
18 100 stab wounds? He's going to bleed out. But certainly --
19 certainly that last assault, that last shank did not help him.
20 He jumps because he feels it. He jumps because he feels the
21 pain. He had been laying there in pain, and yet, Mr. Green
22 can't leave him alone. He shanks him again, the State
23 submits, which could have been fatal but for the other wounds.

24 And Mr. Green, where does he go? The State submits --
25 play it.

1 (Video continues to play.)

2 He goes back to where the Bloods were. He goes back to
3 where his mob was. That end. There he is, slinking on back.

4 Now, I'm not going to follow him and I'm not going to
5 show you -- follow him to the A side. I don't want to bore
6 you. But suffice it to say, that was Mr. Green.

7 Do you need that last assault to convict Mr. Green of
8 murder? No, you don't.

9 Do you need that last assault to convict Mr. Green, the
10 State submits, of mob first? No, you don't. Because there
11 are 100 other stabs that he, Mr. Green, is responsible for,
12 because he was in the mob. And if not in the mob, then his
13 cohorts banded together to commit the unlawful act, and they
14 did. Every single blow. Every single blow is on Mr. Green.

15 Now, I know I'm forgetting something, but I have taken
16 too much of your time already. Shoes. Take a look back
17 there. Take a look at them. Swoosh.

18 I get to this point in trials, and I just -- I wish I
19 knew what y'all were thinking. Maybe. Well, maybe not. But
20 it never ceases to amaze me -- and I have done this 45 years.
21 I have had victims like Mr. McClary. I have had defendants
22 like Mr. Green that we don't like to think about. That
23 picture, that tape of Mr. McClary coming down those stairs,
24 it's just hard -- it's hard to explain.

25 But understand this: Over those 45 years, those cases,

1 this never ceases to amaze me what juries do, what jurors have
2 the power to do.

3 You do not have the power -- do not have the power to
4 bring Mr. McClary back, let him do his time, and go back to
5 his family. That's not a power that y'all have. The power
6 that you have, each of you, is to give Mr. McClary some
7 justice. Justice. You.

8 The State submits and the State asks you to give
9 Mr. McClary justice. Look at the facts, look at the tape,
10 look at the evidence, and look at the law.

11 Ladies and gentlemen, the State submits, when you do
12 that, you will give him justice with guilty verdicts either on
13 the murder or the mob first, and then the rest of it. Thank
14 you.

15 THE COURT: Everybody okay? Anybody need a break?

16 MR. GIESE: May I approach? Did you want to approach?

17 THE COURT: Yes, sir.

18 MR. HICKS: Oh, do you need us to approach?

19 THE COURT: No, I don't need you to. I was just checking
20 the jury to make sure they didn't need a break.

21 Nobody needs a break? Are you okay? All right.

22 MR. HICKS: Yes, Your Honor.

23 CLOSING ARGUMENT ON BEHALF OF THE DEFENDANT

24 MR. HICKS: Ladies and gentlemen, for the last time,
25 thank you for being here. It's been a long couple of days for

1 you, for the State, for me, for everybody involved, and I want
2 y'all to know that it has not gone unnoticed that you-all have
3 been here, you've been present, and you've been paying
4 attention.

5 And I can tell you -- I can speak for both Mr. Green and
6 I when I say that you cannot and will not ever know how much
7 that means to us and how much we appreciate that.

8 I have a lot of fancy words put together for all of you;
9 I'm going to do you a kindness and spare you from most of
10 that. I'm not going to show you any video. I'm not going to
11 show you any pictures. You're going to have plenty of time
12 back there to look at all that stuff.

13 I'm halfway considering changing careers after this trial
14 because it seems like there might be money in it for me to be
15 a fortune teller. You may or may not remember what I said to
16 you during my opening statement, but it seems like just about
17 everything I have promised you has come true.

18 The State hasn't been able to provide you with a single
19 bit of any physical evidence that connects Mr. Green to the
20 death of Mr. McClary. They haven't been able to produce a
21 weapon. They haven't been able to produce a cell phone. They
22 haven't been able to produce bloody clothing. Nothing.

23 And remember that this was in prison. This riot happened
24 in prison. Sure, SCDC lost control over the facility for a
25 little while. Part of their process of regaining control was

1 locking in every single inmate, and those inmates stayed
2 locked in until SCDC had full operational control of the
3 facility again. That means they weren't out wandering the
4 yards. They were getting escorted here and there and
5 everywhere to go take showers, get meals, all that stuff. The
6 opportunity did not exist for them to destroy or functionally
7 hide any kind of evidence that the State is alleging they've
8 made disappear somehow magically.

9 I told you that was going to happen. I asked you to
10 listen to the evidence, and that tells you a part of the
11 story, the fact that there is no physical evidence, no DNA, no
12 forensic evidence, no nothing.

13 What there is, is video. We're not going to put it up.
14 You guys have seen it. Y'all are going to have plenty of time
15 back there with it, as much as you need, to reach whatever
16 conclusion that you'd like or whatever you feel is an
17 appropriate response.

18 The video evidence, the grainy, fuzzy, long-distance,
19 low-resolution, not-that-great video evidence shows a whole
20 bunch of people attacking Mr. McClary. And then it later
21 shows a dark-skinned Black man attacking Mr. McClary.

22 Take a little side track here on that one. I can't speak
23 for anybody else in this building. I can tell the difference
24 between a light-skinned Black man and a dark-skinned Black
25 man, and I'm going to just leave it at that.

1 Back to the video, though. Mr. McClary was identified by
2 a whole cast of witnesses that the State brought up who said,
3 "Yep, I looked at that video footage and that" -- or, I'm
4 sorry, Mr. Green was identified by a whole cast of witnesses
5 that the State put up that said, "Yep, I looked at that video,
6 and that's Stephen Green."

7 They testified to you on the stand that that's Stephen
8 Green, right there, under oath. "I'm sure of it."

9 And then, witness after witness after witness, when
10 questioned directly and thoroughly said, "You know what? But
11 I'm not sure." There's a couple who didn't say it. They
12 didn't say it because I didn't ask them. Think on that for a
13 moment. That tells you a story.

14 One of the things that the State stated -- the State said
15 was that they tracked Mr. Green throughout the prison that
16 night, throughout the dorm. Followed his movements all over
17 the place. Except, as their own witnesses testified to you
18 under oath, he went into blind spots -- or the man that they
19 believed was Mr. Green went into blind spots and then came out
20 of those blind spots in a completely different outfit, and
21 they're not sure if that was Mr. Green anymore.

22 My colleague, Mr. Giese and I, we absolutely do agree on
23 one thing: Mr. McClary did not deserve this. He absolutely
24 didn't. But the State has failed to prove beyond a reasonable
25 doubt that Mr. Green did it.

1 This video that y'all saw, this video that y'all are
2 going to continue to see back in there, it is of such poor
3 quality that Mr. Dozier, my only witness I put on, struggled
4 to identify himself for several minutes. We had to run it
5 backwards and run it forward before he could pick himself out
6 of the video because the quality is that bad. And yet, the
7 State would have you believe that their witnesses, their
8 witnesses who -- their witnesses were able to just, "Yep,
9 that's Mr. Green. No doubt about it. 100 percent," even
10 though they all, when asked, testified that they could not be
11 sure.

12 And that's reasonable doubt we're talking about, isn't
13 it? Reasonable doubt.

14 I'll fulfill my last promise to you from my opening
15 statement. I told you, you may hear this again; might hear it
16 from me and now you get to.

17 Mr. Green, he's entitled -- he is cloaked in the
18 presumption of innocence. Covered, cloaked in it. And that
19 presumption, it survives every attack from the State. By law,
20 it survives every attack from the State unless the State can
21 erase all reasonable doubt from your mind. Not some, not
22 most, but all.

23 Reasonable double is a little bit of a tricky thing to
24 understand, and I'm going to tell you a story about my life
25 that might help you to grapple with it and understand what it

1 means.

2 When I was, I think, maybe about five years old, I
3 remember that my sister and I, we were in the living room
4 playing with a bunch of toys. My older sister -- she's a
5 couple years older -- we were playing with some toys
6 40-some-odd years ago. I don't remember what happened or how
7 it happened, but a lamp got broken. And so, my mom -- my mom
8 came walking in from the kitchen. Obviously, she wasn't too
9 happy about it. My mom was furious about this lamp getting
10 broken. It was a lamp that her mother had given her and it
11 was the lamp that my grandmother had gotten from my
12 great-grandmother. I don't know how many generations this
13 lamp had been passed down, but it obviously meant something to
14 my mother, and now it's broken.

15 My mother, God bless her, was rightfully beyond angry.
16 She was furious. And I remember her coming in the living room
17 and seeing that broken lamp, and I saw the tears in her eyes,
18 and they were tears of anger, they were tears of sadness, and
19 they were tears of frustration.

20 And then my mom said to me and my sister, she looked at
21 us and she said in a voice -- it was a soft voice, it is more
22 terrifying for its softness because you were feel the emotion
23 coming from her with it.

24 She said to me and my sister three words: Who did it?
25 And I remember looking at my mom, and I looked over at my

1 sister, and my sister looked at me. And we both looked back
2 at my mom, and then we both looked back at each other, and
3 then we both looked back at my mom. And without any words,
4 without any communication, we both pointed at each other.

5 At that point, my mom didn't say a word. My mother had
6 nothing to say at that point. I just remember that look of
7 sadness and frustration on her face as she turned around and
8 left the living room and went back into the kitchen.

9 That day -- if she hadn't known it before, that day, my
10 mother learned what reasonable doubt was. My mother, instead
11 of skinning one of us up for breaking this lamp, she knew. I
12 don't know which one. I have reasonable doubts. And she just
13 walked away.

14 I would just ask you one thing to keep in mind, because
15 you guys -- you-all are going to have some time together. At
16 the end of this trial, we're all going to be neighbors still.
17 At the end of this trial, you're going to see each other at
18 the Piggly Wiggly and Food Lion. Be kind. Have convictions,
19 have feelings, have a position, but just be kind to each
20 other.

21 Listen to the evidence, my friends. I told you before,
22 you should set aside your preconceived notions, set aside your
23 ideas, set aside your experiences, and look to the evidence.
24 If you do that, the only verdict that makes sense in this case
25 is the one that I'm asking for, and that is not guilty.

1 FINAL CLOSING ARGUMENT ON BEHALF OF THE STATE

2 MS. SCOTT: Ladies and gentlemen, I'm going to be pretty
3 brief. I know you've been here for a long time, but I just
4 want to take a second and go over a couple of things that
5 Mr. Hicks was talking about.

6 The first being the story about the lamp. I would argue
7 to you guys that, if there was videotape of what occurred in
8 there, then that would not be any doubt whatsoever like we
9 have here, because there's videotape of the actual crime
10 occurring. From there, you'd be able to see who broke the
11 lamp. Okay? So take that for what you will.

12 The second thing he talked about was the lack of physical
13 evidence. Now, you heard from the SLED agent who testified
14 about the forensics and the value of that from the prison
15 system. They're all living together, they're sharing clothes,
16 they're touching shanks, all of that. It was rainy, it was
17 muddy, there was blood everywhere.

18 At that point, if they had taken DNA samples and all of
19 that, he said, in his expert opinion, there would be no value
20 in it. The real value in this case is the video. That is the
21 actual physical evidence of the crime occurring.

22 Another thing he said was the low resolution of this
23 video in certain areas. Well, I do just want to reiterate
24 that the reason that there -- we would track and follow
25 everyone as we go back to the sally port area, where you can

1 physically -- can see clear pictures of these faces. But when
2 you go down to where he's saying that it's so hard to see and
3 everything; think about what he's also saying: "It's so hard
4 to see over here, but don't you see these high resolution
5 tattoos" or do you see them or you don't see them? Think
6 about that too.

7 He also talked about witnesses when they're identifying
8 Mr. Green, saying that they weren't sure. I do not remember a
9 single witness saying that, ladies and gentlemen, but, again,
10 y'all take your memory from what the testimony was. But I
11 don't remember a single person, except their own witness,
12 Mr. David Dozier, who couldn't remember a single person's name
13 from all of his friends that were in that video. The only
14 person he could remember was Stephen Green, and identified him
15 in the video, except it was pulling a string, not a shank; he
16 couldn't see that.

17 But, regardless, there was not a single person that
18 testified that they weren't sure. They all testified that
19 that person on that video that killed Cornelius McClary was
20 Stephen Green.

21 I told you at the beginning of this trial, I said,
22 mayhem, malice, revenge. The Bloods and Stephen Green that
23 night took it upon themselves to even the score. They tried
24 to indiscriminately kill an innocent man in the name of gang
25 retaliation.

1 Mr. Hicks, in opening, had a quote from Martin Luther
2 King. I have another one that I think is more applicable to
3 this case, and it's "An eye for an eye leaves the whole world
4 blind." Do you know what that means? Retaliation and revenge
5 in this world is absolutely unacceptable and unnecessary. We
6 cannot go out and indiscriminately seek out people and do harm
7 to those that -- in the name of revenge, in the name of
8 retaliation. That's just not how our world works.

9 The State has proven beyond a reasonable doubt that
10 Stephen Green did that. That night, that's what he did. In
11 the name of revenge and gang retaliation, he took the life of
12 an innocent man. He took the life of Cornelius McClary.
13 Mayhem, malice, revenge. It's mayhem, malice, murder.

14 Ladies and gentlemen, I ask that you do the oath that you
15 swore to do at the beginning of this trial. I ask you to look
16 at the facts in this case and apply it to the law that the
17 judge is going to read to you. I'm going to ask that you find
18 Stephen Green guilty of killing an innocent man in the name of
19 revenge. I'm going to ask that you find him guilty of all the
20 charges and render the only verdict that is true and just in
21 this case and that is guilty. Thank you.

22 THE COURT: Okay. Everybody still okay? All right.

23 JURY CHARGE

24 THE COURT: Now that you have heard all the evidence in
25 this case as well as the arguments of both the State and the

1 defendant, I'm going to charge you on the law that you are to
2 apply to this case.

3 Under our Constitution and Code of Laws, only the jury
4 can make a finding of fact in a case. I am not permitted to
5 indicate to you how I feel about the facts, so if I said
6 anything or done anything that you think I have an opinion
7 about the facts, you are to disregard that, because you and
8 only you are to determine what the facts are in the case.

9 You, as the jury, must independently weigh the evidence
10 that was presented during this trial and render a verdict
11 based solely on the evidence that was presented.

12 That same Constitution and Code of Laws that makes you
13 the exclusive judge of the facts makes me the exclusive judge
14 of the law. So, if you have an opinion about what you think
15 the law is or what the law should be and it differs from what
16 I now tell you the law is, under your oath, you are to
17 disregard your opinion and apply the law exactly as I give it
18 to you.

19 Now, the fact that this defendant was arrested, charged,
20 and indicted in the case is not evidence in this case and
21 cannot be considered by you as evidence of guilt in this case,
22 nor does it create any presumption or inference of guilt. An
23 indictment is simply a formal written instrument that contains
24 the charges against this defendant. It asserts -- it's a
25 formal document to process this case through the court system.

1 To this indictment, the defendant has entered a plea of
2 not guilty, and that casts a burden on the State to prove each
3 and every element of this indictment to you beyond a
4 reasonable doubt.

5 A person charged with a criminal offense in South
6 Carolina is never required to prove himself or herself
7 innocent, and I instruct you and emphasis to you, the fact
8 that the defendant did not testify in this trial is not a fact
9 to be considered by you in any way in your deliberations in
10 considering the question of guilt or innocence.

11 The defendant has a constitutional right to remain
12 silent, and the fact that he exercises his right cannot be
13 held against him, and you cannot consider that in any way.
14 You can't even discuss that in the jury room. You are to draw
15 no conclusion whatsoever from the fact that the defendant did
16 not testify in this case, because the State has the burden of
17 proof in this case.

18 It is an important rule of law in this country that a
19 defendant in a criminal trial is always be presumed innocent
20 of the crime for which he is charged and indicted unless his
21 guilt has been proven by evidence that satisfies you of that
22 guilt beyond a reasonable doubt.

23 The presumption of innocence is not a mere legal theory.
24 It is not just a legal phrase. It is a substantial
25 constitutional right which every defendant is entitled. The

1 presumption of innocence accompanies the defendant from the
2 time he's charged and throughout the trial until you reach a
3 verdict of guilt based on evidence that satisfies you of that
4 guilt beyond a reasonable doubt.

5 Now, reasonable doubt is a doubt which makes an honest,
6 sincere, conscientious juror, in search of the truth, to
7 hesitate to act. Proof beyond a reasonable doubt must be
8 proof of such a convincing character that a reasonable person
9 would not hesitate to rely and act upon it in the most
10 important of his or her own affairs.

11 Proof beyond a reasonable doubt can also be described as
12 proof that leaves you firmly convinced of the defendant's
13 guilt.

14 Now, there are very few things in this world we know with
15 absolute certainty, and in a criminal trial, the law does not
16 require proof that overcomes every possible doubt. If, based
17 on your consideration of the evidence, you are firmly
18 convinced the defendant is guilty of the crime charged, you
19 must find him guilty. If, on the other hand, you think
20 there's a real possibility he is not guilty, you must give him
21 the benefit of the doubt and find him not guilty.

22 In determining the facts in a case, you must necessarily
23 pass upon the credibility, which simply means the
24 believability of the witnesses, and the value of the weight to
25 be given to their testimony. You alone must decide the force

1 and effect and truth of that testimony.

2 In making these decisions, there are many things that you
3 may and should take into consideration such as the manner and
4 appearance of the witness on the stand, sometimes referred to
5 as the demeanor of the witness. Was the witness forthright or
6 hesitant? Was the witness's testimony consistent or did it
7 contain discrepancies? What was the ability of the witness to
8 know about the facts with which he or she testified? Did the
9 witness have cause or reason to be biased or prejudiced in
10 favor of that testimony? Or was the interest of the defendant
11 corroborated or made stronger by other evidence or testimony
12 or was it made weaker or impeached by such other evidence or
13 testimony?

14 Now, under the Rules of Evidence, ordinarily, we do not
15 permit a witness to testify to opinions or conclusions. The
16 exception to this rule is a witness we call an expert witness,
17 a witness who, by education and experience, has become an
18 expert in some science, art, profession, or calling may state
19 an opinion as to relevant and material matters in which the
20 witness claims to be an expert and may also state the reasons
21 for the opinion.

22 You should consider an expert's opinion received into
23 evidence in this case like any other evidence. You give it
24 the weight you think it deserves. If you decide that the
25 opinion of the expert is not based on sufficient education and

1 experience or if you conclude the reasons given in support of
2 the opinion are not sound or if the opinion is outweighed by
3 other evidence, you may disregard the opinion in its entirety.

4 An expert witness's testimony is to be given no greater
5 weight than that of any other witness simply because the
6 witness is an expert. Further, you are not required to accept
7 an expert's opinion even though it is not contradicted.

8 Now, as jurors, you have a right to believe a small
9 portion of a witness's testimony and disregard part. You may
10 believe all of the witness's testimony or none. You may
11 believe the testimony of a single witness against that of many
12 or the other way around.

13 Now, criminal intent is the necessary element of each
14 crime that must be proven by the State beyond a reasonable
15 doubt. Criminal intent is always a matter that must be
16 determined by the jury from the circumstances surrounding the
17 situation. There is no way to prove intent to a mathematical
18 certainty. There's no way that medical science can dissect a
19 person's brain and determine what he or she had in mind. So,
20 the law states, criminal intent can be inferred from the
21 circumstances shown to have existed both before and after the
22 fact. This is how you, the jury, make a determination of
23 whether or not the elements of requiring intent was present.

24 Criminal intent is a state of mind that operates joint
25 with an act or omission in the commission of a crime.

1 Criminal intent is a mental state, a conscious wrongdoing.
2 So, it's up to you, the jury, to determine what the defendant
3 intended to do based on the circumstances shown to have
4 existed, and I tell you, the State must prove criminal intent
5 beyond a reasonable doubt, just as the State must prove every
6 element beyond a reasonable doubt.

7 Now, there are two types of evidence that are generally
8 presented during a trial: direct evidence and circumstantial
9 evidence. Direct evidence directly proves the existence of a
10 fact and does not require deduction. Circumstantial evidence
11 is proof of a chain of facts and circumstances indicating the
12 existence of a fact. Crimes may be proven by circumstantial
13 evidence, and the law makes no distinction between the weight
14 of that to be given to either direct evidence or
15 circumstantial evidence. However, to the extent that the
16 State relies on circumstantial evidence, all of the
17 circumstances must be consistent with each other, and when
18 taken together, point conclusively to the guilt of the accused
19 beyond a reasonable doubt.

20 If these circumstances merely portray the defendant's
21 behavior as suspicious, the proof has failed. The State has
22 the burden of proving the defendant guilty beyond a reasonable
23 doubt, and that burden rests with the State regardless of
24 whether the State relies on direct evidence, circumstantial
25 evidence, or a combination of the two.

1 Now, if a crime is committed by two or more people, who
2 are acting together in committing the crime, the act of one is
3 the act of all. A person who joins with another to commit an
4 unlawful act is criminally responsible for everything done by
5 the other person, which happens as a probable and natural
6 consequence of the act done in carrying out the common plan
7 and purpose.

8 For example, two people can be guilty of killing another
9 person when only one of the two had a gun, there was only one
10 bullet, and only one of the two fired a shot that caused the
11 death. If two or more people are together, acting together,
12 assisting each other in committing the offense, the act of one
13 is the act of all; sometimes said to be the hand of one is the
14 hand of all.

15 Prior knowledge that the crime was going to be committed,
16 without more, is not sufficient to make a person guilty of
17 that crime. Mere knowledge that another person was going to
18 commit a crime, even if the defendant is present when the
19 crime is committed, is not sufficient to convict the person as
20 a principal.

21 Guilt as a principal is shown by actual or constructive
22 presence at the scene as a result of prior arrangement and,
23 therefore, a finding of prior plan or common scheme is
24 necessary as a finding of guilt as a principal. The State
25 must prove beyond a reasonable doubt, by competent evidence,

1 the theory of "hand of one is the hand of all."

2 A principal in a crime is one who either actually commits
3 the crime or who is present aiding, abetting, or assisting in
4 the commission of a crime, and when a person does an act in
5 the presence of and with the assistance of another, the act is
6 done by both.

7 Where two or more are acting with a common plan or
8 intent, are present at the commission of a crime, it does not
9 matter who actually committed the crime; all are guilty. The
10 hand of one is the hand of all.

11 Present at the crime scene means to be sufficiently near,
12 aid and abet, and assist in the commission of a crime;
13 however, mere presence at the crime scene or at the scene of
14 the crime is not sufficient to convict one as a principal
15 under the theory "the hand of one is the hand of all" or
16 aiding and abetting.

17 Intent is also a necessary element. There must have been
18 a common design or intent to commit the crime, and the crime
19 must have been committed pursuant or thereto with the person
20 aiding and abetting by some overt act. Intent means result
21 which actually occurred, not accidentally or involuntary.

22 Intent may be shown by acts of conduct of the defendant
23 and other circumstances which you may naturally and reasonably
24 infer intent, and the State must prove these elements beyond a
25 reasonable doubt.

1 Now, the defendant is charged with the crime of murder.
2 The State must prove beyond a reasonable doubt that the
3 defendant killed another person with malice aforethought.
4 Malice is hatred, ill will, or hostility towards another
5 person. It is the intentional doing of a wrongful act without
6 just cause or excuse and with the intent to inflict an injury
7 or under circumstances that the law would infer evil intent.

8 Malice aforethought does not require that malice exists
9 for any particular time before the act is committed, but
10 malice must exist in the mind of the defendant just before and
11 at the time the act was committed; therefore, there must be a
12 combination of previous ill intent and the act.

13 Malice aforethought may be expressed or inferred. The
14 terms "expressed" and "inferred" do not mean different kinds
15 of malice but merely the manner in which malice may be shown
16 to exist; that is, either by direct evidence or by inference
17 from the acts and circumstances that are proven in this case.

18 Expressed malice is shown when a person speaks words
19 which express hatred and ill will for another person, and when
20 the person -- or when the person has prepared beforehand to do
21 an act, which was later accomplished. For example, by laying
22 in wait for a person or any other act or preparation showing
23 that the deed was within the defendant's mind is expressed
24 malice.

25 And malice may be inferred conduct showing a total

1 disregard for human life.

2 Now, the defendant is also charged with assault and
3 battery by a mob first. In order to prove assault and battery
4 by a mob in the first degree, the State must prove beyond a
5 reasonable doubt that an act of violence was committed by a
6 mob on the body of a person which resulted in the person's
7 death.

8 A mob is a gathering of two or more persons without color
9 or authority of law for the premeditated purpose, with the
10 premeditated intent to commit an act of violence upon another
11 person.

12 Now, a lesser included offense is assault and battery by
13 mob in the second degree. In order to prove assault and
14 battery by a mob in the first degree, the State must prove
15 beyond a reasonable doubt that -- I'm sorry, in the second
16 degree, the State must prove beyond a reasonable doubt that
17 the violence was committed by a mob on the body of a person
18 that resulted in serious body injury to that person. And I
19 have defined "mob" to you just before that.

20 The difference between the first degree and the second
21 degree: The first degree, the person dies. In the second
22 degree, the person did not die as a result of the violent acts
23 of the mob.

24 The person -- the defendant is also charged with prisoner
25 carrying a concealed weapon. It is unlawful for an inmate of

1 a state correctional facility or of a local detention facility
2 to carry on his person or to have in his person a dirk, a
3 slingshot, metal knuckles, razor, firearm, or any object,
4 homemade or otherwise, that may be used for the infliction of
5 personal injury upon another person or to willfully conceal
6 any weapon within the Department of Corrections' facility or
7 any other place of confinement.

8 The defendant is also charged with the crime of
9 conspiracy. The State must prove beyond a reasonable doubt
10 that the defendant committed, with one or more persons -- I'm
11 sorry -- the defendant combined with one or more persons for
12 the purpose of committing an act unlawful -- committing a
13 lawful act or committing a lawful act by unlawful means.
14 There must be a mutual understanding, agreement, or common
15 intent and a plan. Mere passive knowledge of or consent of a
16 criminal conduct of another is not enough to make a person a
17 contributor -- a conspirator. I'm sorry. There must be
18 guilty knowledge and participation.

19 The mere fact that the defendant may have associated with
20 another person or met with another person and discussed common
21 aims and interests does not necessarily establish proof of the
22 existence of conspiracy or that the defendant was involved in
23 the conspiracy.

24 On the other hand, it is not necessary that the agreement
25 be a formal one or that it be in writing or that the person

1 hold a meeting and expressly state the terms of the common
2 plan or that the agreement be stated in words between them.
3 An agreement of criminal conspiracy may come into being
4 through an implied mutual understanding. The willful,
5 intentional, and knowingly adoption by two or more persons of
6 a common plan is sufficient.

7 No overt act need to be shown to establish conspiracy.
8 Conspiracy may be a -- a conspiracy may be shown by
9 circumstances -- circumstantial evidence and the conduct of
10 the parties. In order to convict the defendant of conspiracy,
11 the State must prove beyond a reasonable doubt not only the
12 defendant knew of the unlawful conduct but that the defendant
13 agreed to combine with the other persons for the purpose of
14 accomplishing the unlawful conduct.

15 Now, ladies and gentlemen, you are not partial to the
16 State of South Carolina or this defendant. You do not serve
17 as jurors to reward your friends or to punish your enemies.
18 You have been selected by both the State and this defendant to
19 be a fair and impartial juror. It is your duty then, by your
20 joint deliberation, to determine the facts in this case,
21 giving to the defendant the benefit of every reasonable doubt
22 as to each and every issue, and then to the facts that you
23 determine to be true, you are to apply the law, which I have
24 given to you, and reach a verdict in this case. And when you
25 have done this, you have satisfied your responsibilities and

1 your oath as jurors both to the State of South Carolina and
2 this defendant.

3 Now, I had my law clerk, Madam Foreman, print a possible
4 verdict form in this case. And it's simply the caption of the
5 case. And the order that this is in, you are to draw no
6 conclusion from whatsoever; we just had to put it in some kind
7 of order.

8 And it's numbered.

9 No. 1: We, the jury, unanimously find the defendant,
10 Stephen Green, guilty of murder or not guilty of murder.

11 No. 2: We, the jury, unanimously find the defendant,
12 Stephen Green, guilty of assault and battery by mob in the
13 first degree or not guilty of assault and battery by a mob in
14 the first degree.

15 No. 3: We, the jury, unanimously find the defendant,
16 Stephen Green, guilty of assault and battery by mob in the
17 second degree or not guilty by a mob in the second degree.

18 No. 4: We, the jury, unanimously find the defendant,
19 Stephen Green, guilty of a prisoner carrying a concealed
20 weapon or not guilty of a prisoner carrying a concealed
21 weapon.

22 And No. 5 is: We, the jury, unanimously find the
23 defendant, Stephen Green, guilty of conspiracy or not guilty
24 of conspiracy.

25 This verdict must be unanimous. All 12 of you must agree

1 on it before you sign it.

2 Now, I have also typed some instructions on here:

3 If you find the defendant guilty of No. 1, which is
4 murder, you do not answer No. 2. You skip to No. 3, 4, and 5.

5 If you find the defendant not guilty of murder, then you
6 answer No. 2. And if you then -- if you find the State has
7 not proven beyond a reasonable doubt No. 2, you can consider
8 No. 3, and then you do 3, 4, and 5.

9 So, the defendant cannot -- you can't find the defendant
10 guilty of murder and guilty of mob first degree, because mob
11 first degree is when somebody's been killed by a mob. So, if
12 you find that the State has proven beyond a reasonable doubt
13 that the defendant is guilty of murder, you can find him
14 guilty of murder, and then you skip No. 2.

15 If you find that the State has failed to prove the
16 defendant guilty of murder, then you need to consider No. 2,
17 whether the State has presented enough evidence to find him
18 guilty of assault and battery by a mob in the first degree
19 that resulted in a death.

20 If you find that the State has not presented sufficient
21 evidence, you are to find him guilty of assault and battery by
22 mob, you know, that ended in his death, and you decide whether
23 the State has proven beyond a reasonable doubt that the
24 defendant committed a crime of assault and battery in the
25 second degree and that he participated in a mob that caused

1 grievous bodily injury on the victim and the victim did not
2 die.

3 And then, if you find that they convinced you beyond a
4 reasonable doubt he had a weapon, then you consider that one,
5 and whether they proved beyond a reasonable doubt that he
6 violated or committed a conspiracy, then do that one.

7 And I have read over the instructions on here.

8 Now, I have got to ask the lawyers -- I've got to talk
9 with them, because I may have left something out in my charge,
10 so I may need to bring you back and charge you further on the
11 law. If I have covered everything that they think I need to
12 cover, I will send this verdict form to the jury room, along
13 with all the evidence in this case. When you get this, it
14 will be your signal to begin your deliberations. And when you
15 reached a verdict, you knock on the door, and we'll bring you
16 out and receive that verdict.

17 If one of you need to leave the room for some reason --
18 you need to go to the restroom -- you have got to stop talking
19 about it. You can only talk about the case when all 12 of you
20 are present. And it's got to be unanimous; all 12 of you must
21 agree.

22 If you have a question, you need to write that question
23 on a piece of paper and give it to the bailiff, and he'll
24 bring it in here and I will try to answer it. The problem --
25 I cannot answer any questions of fact. I can't reopen this

1 case and give you any more evidence in this case. The only
2 questions I can answer is a matter of law. So, if you have a
3 legal question -- if you want me to repeat part of the charge,
4 if I can clear up any legal point of view, I can answer that
5 question. I just can't answer questions of fact.

6 If you have a question about the verdict form -- because
7 I know it may be somewhat confusing -- I can answer that
8 question too.

9 So, I'm going to send you to the jury room. I'm going to
10 talk with these lawyers. If I don't need anything --

11 Now, the two alternates. Where are the two alternates?
12 Okay. Y'all stay here. I only needed y'all if somebody got
13 sick. So, everybody looks like they'll make it. So y'all two
14 stay with me, and the rest of y'all go to the jury room.

15 (The jury exited the courtroom at 4:39 p.m.)

16 THE COURT: All right. Are there any exceptions from the
17 State?

18 MR. GIESE: No, Your Honor.

19 THE COURT: From the defense?

20 MR. HICKS: None from the defense, Your Honor.

21 THE COURT: All right. If y'all will get the evidence
22 together and check it off with the court reporter to be sure
23 it's correct.

24 Now, y'all got to sit here all week and didn't get to
25 decide this, and I'm sorry.

2 THE COURT: Y'all are welcome to stay or you're free to
3 go. I have been telling you, you can't talk about this case.
4 You can talk about it now to anybody. If you don't want to,
5 you don't have to. Okay? But y'all can go home. You can sit
6 in the back and watch and do whatever you want to do.

7 ALTERNATE JUROR: Your Honor, answered my question. I
8 knew we were alternates, so my question was: Do we have to go
9 back there?

10 THE COURT: No, you don't.

11 ALTERNATE JUROR: You answered my question.

12 THE COURT: I only needed you if one of them got sick or
13 had an issue and I had to send them home, because I have to
14 have to 12 decide this. And when I started this case, I
15 didn't know whether I was lose somebody; sometimes I do. But
16 y'all paid close attention, and I appreciate your service.

17 The clerk is going to -- she can give you a work excuse.
18 She's going to send you a huge check for your service; we
19 can't come close to pay you what you're worth.

20 (The alternate jurors were released at 4:57 p.m.)

21 (The evidence was submitted to the jury and deliberations
22 began at 5:01 p.m.)

23 JURY QUESTION

24 THE COURT: I got a question from the jury: If Mr. Green
25 is convicted of murder, does it absolve him -- absolve any

1 of --- I can't --

2 THE CLERK: Pardons.

3 THE COURT: --- oh, pardons the charge of murder? Okay.

4 MR. HICKS: I'm sorry; what was the question, Your Honor?

5 THE COURT: If Mr. Green is convicted of murder, does it
6 absolve any other pardons of the charge of murder?

7 THE CLERK: So, no one else can charge him.

8 THE COURT: Right.

9 MS. SCOTT: No.

10 THE COURT: I mean, I assume y'all --

11 MR. GIESE: Yeah, we're going forward.

12 THE COURT: So, do y'all -- everybody believes -- do you
13 want me to answer that "no"?

14 MR. GIESE: Yes, sir.

15 THE COURT: Do you want me to bring them in and tell them
16 back, or do you want me to write this on the sheet?

17 MR. GIESE: Write it.

18 MR. HICKS: Write it. I'm good.

19 THE COURT: All right. I'm going write "no" and sign it.
20 I'll send it --

21 COURT STENOGRAPHER: Did you want me to mark that as an
22 exhibit?

23 THE COURT: Yeah. I'm going to mark it as a Court
24 exhibit.

25 (Court's Exhibit No. 2, Jury Question, was marked for

1 identification and received into the record.)

2 THE CLERK: And make sure they don't throw that away.
3 We'll need that back.

4 (The jury deliberations continued.)

5 (The trial resumed at 5:08 p.m.)

6 JURY QUESTION

7 (Court's Exhibit No. 3, Jury Question, was marked for
8 identification.)

9 THE COURT: I have got another question.

10 MR. HICKS: Yes, Your Honor.

11 THE COURT: Can we have a printout from the definition
12 from the State's closing argument?

13 MR. HICKS: I'm okay with that, Judge.

14 THE COURT: Well, I can't give them that. I can bring
15 them back and charge them on the law again. So, you want me
16 to bring them out and tell them that, or write it on the
17 paper? What you want me to do?

18 MS. SCOTT: Write it on the paper: We can't provide
19 that, but if you are still having questions about the law we
20 can --

21 THE COURT: I can recharge them.

22 Now, I normally don't recharge them the whole thing. I
23 recharge what they're asking for. If they want me to define
24 the crimes again, I can recharge them on the crimes, but not
25 the whole charge again. I usually give them what they ask

1 for, and bring them in here.

2 MR. HICKS: They want your PowerPoint.

3 THE COURT: Bring them in and let me tell them that.

4 (The jury entered the courtroom at 5:10 p.m.)

5 THE COURT: Do you want your client in here?

6 MR. HICKS: Not for this, no.

7 THE COURT: Madame Forelady, the question I got is: Can
8 we have a printout of the definition from the State's closing
9 argument/PowerPoint? I can't give you anything from either
10 side's case. I can recharge you on the definitions of the
11 crime from the indictments that he presented if you want me
12 to, but I can't give you that PowerPoint. So, if you want me
13 to recharge you on the crime of murder, assault and battery by
14 a mob first or mob second, prisoner carrying a weapon, and
15 conspiracy, I can.

16 JURY FORELADY: Yes, Your Honor. If you'll just read the
17 first three, then I think that would be sufficient: Murder,
18 mob by first, and second.

19 THE COURT: The defendant is charged with murder. The
20 State must prove beyond a reasonable doubt that the defendant
21 killed another person with malice aforethought. Malice is
22 hatred, ill will, or hostility towards another person. It is
23 the intentional doing of a wrongful act without just cause or
24 excuse and with the intent to inflict an injury or under
25 circumstances that the law would infer evil intent.

1 Malice aforethought does not require that malice exists
2 for any particular time before the act is committed, but
3 malice must exist in the mind of the defendant just before and
4 at the time that the act was committed; therefore, there must
5 be a combination of previous ill intent and the act.

6 Malice aforethought may be expressed or inferred, and the
7 terms "expressed" and "inferred" do not mean different kinds
8 of malice but merely the manner in which malice may have been
9 shown to have existed; that is, either by direct evidence or
10 inferences from the facts and circumstances which are proved.

11 Expressed malice is shown when a person speaks words
12 which expresses hatred or ill will for another person or when
13 the person prepares beforehand to do an act which was later
14 accomplished. For example, laying in wait for a person or any
15 other act in preparation of going to show that the deed was
16 within the defendant's mind would be expressed malice.

17 Okay. Now, assault and battery and malice also may be
18 inferred by conduct showing a total disregard for human life.

19 Now, assault and battery by a mob first. In order to
20 prove assault and battery by a mob first, the State must prove
21 beyond a reasonable doubt that the act of violence was
22 committed by a mob on the body of a person which resulted in
23 death.

24 The definition of mob is the gathering of two or more
25 persons without the coloring or authority of law for the

1 premeditated purpose and premeditated intent to commit an act
2 of violence on another person. That's first.

3 Second is the exact same thing that the person didn't
4 die. If they die, it's first. If they didn't die, it's
5 second. It's the same exact definition.

6 Carrying a concealed weapon is when somebody is detained
7 in the Department of Corrections or jail and has a concealed
8 weapon, which is defined as either a dirk, a slingshot, metal
9 knuckles, razor, or firearm, or any object, homemade or
10 otherwise, and that may be used for the infliction of personal
11 injury upon another person or to willfully conceal any weapon
12 within the Department of Corrections facility or any other
13 place.

14 Okay. Is that all y'all needed?

15 JURY FORELADY: Yes, sir.

16 THE COURT: If y'all will return to your room and
17 continue deliberations. Let us know.

18 (The jury exited the courtroom at 5:14 p.m. to continue
19 deliberations.)

20 (The trial resumes at 5:39 p.m.)

21 THE COURT: The State ready for the jury?

22 MR. GIESE: The State's ready.

23 MR. HICKS: Defense ready.

24 THE COURT: All right. Bring them in.

25 (The jury entered the courtroom at 5:40 p.m.).

VERDICT

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1 THE COURT: Okay. Madam Forelady, I have received a
2 verdict from you. And is it unanimous, all 12 of you agreed
3 on the verdict?

4 JURY FORELADY: Yes, Your Honor.

5 VERDICT

6 THE COURT: Okay. Then I will publish the verdict.

7 The State of South Carolina versus Stephen Green. On
8 Count 1, the murder: We, the jury, unanimously find the
9 defendant, Stephen Green, guilty of murder.

10 Count 2, assault and battery by mob first degree: We,
11 the jury, unanimously find -- well, they didn't find a verdict
12 on that. They skipped, per my instructions, to No. 3.

13 We, the jury, unanimously find the defendant guilty of
14 assault and battery by a mob second degree.

15 On Count 4: We, the jury, unanimously find the defendant
16 guilty of a prisoner carrying a concealed weapon.

17 Count 5: We, the jury, unanimously find the defendant,
18 Stephen Green, guilty of conspiracy.

19 And Bailee Jones, foreperson of the jury, signed this and
20 it's dated today's date.

21 Anything from the State or defense before I dismiss the
22 jury?

23 MR. GIESE: Nothing from the State.

24 MR. HICKS: Your Honor, I'd ask to poll the jury, please.

25 THE COURT: All right, Madam Clerk. If you will poll the

1 jury.

2 POLLING OF THE JURY

3 THE CLERK: Juror No. 1, was that your verdict? Is it
4 still your verdict?

5 JUROR NO. 1: Yes.

6 THE COURT: Juror No. 2, was that your verdict? Is it
7 still your verdict?

8 JUROR NO. 2: Yes.

9 THE COURT: Juror No. 3, was that your verdict? Is it
10 still your verdict?

11 JUROR NO. 3: Yes.

12 THE COURT: Juror No. 4, was that your verdict? Is it
13 still your verdict?

14 JUROR NO. 4: Yes.

15 THE COURT: Juror No. 5, was that your verdict? Is it
16 still your verdict?

17 JUROR NO. 5: Yes, ma'am.

18 THE COURT: Juror No. 6, was that your verdict? Is it
19 still your verdict?

20 JUROR NO. 6: Yes.

21 THE COURT: Juror No. 7, was that your verdict? Is it
22 still your verdict?

23 JUROR NO. 7: Yes.

24 THE COURT: Juror No. 8, was that your verdict? Is it
25 still your verdict?

1 JUROR NO. 8: Yes.

2 THE COURT: Juror No. 9, was that your verdict? Is it
3 still your verdict?

4 JUROR NO. 9: Yes.

5 THE COURT: Juror No. 10, was that verdict? Is it still
6 your verdict?

7 JUROR NO. 10: Yes.

8 THE COURT: Juror No. 11, was that your verdict? Is it
9 still your verdict?

10 JUROR NO. 11: Yes.

11 THE COURT: Juror No. 12, was that your verdict? Is it
12 still your verdict?

13 JUROR NO. 12: Yes, ma'am.

14 THE CLERK: Thank you.

15 THE COURT: Okay. The jury has been polled. Anything
16 else from the defense?

17 MR. HICKS: Nothing that the jury is needed for.

18 THE COURT: Okay, ladies and gentlemen. I want to thank
19 you for your service this week. You paid close attention, and
20 I appreciate it.

21 I have been telling you all week you can't talk about
22 this case. Now, you can talk about it to anybody you want to.
23 You don't have to if you don't want to, but you certainly can
24 talk about it to anybody you want to.

25 The clerk will provide you excuses if you need one for

1 work. And she'll send you a check.

2 Is that the way y'all do it?

3 THE CLERK: They have the cards that they can activate
4 after tomorrow afternoon -- or will have them activated. They
5 can use them after 5:00 tomorrow.

6 THE COURT: And I'm sorry that the pay is so low. We
7 can't pay you what you're really worth. If we did pay you
8 what you're really worth, we could pay your property taxes.

9 So, thank you for your service. You're free to go.

10 (The jury exited the courtroom at 5:43 p.m.)

11 THE COURT: Okay. Y'all got any paperwork for me yet?

12 MR. GIESE: Your Honor, we're working on it; sorry.

13 THE COURT: I understand.

14 MR. GIESE: We don't want to jinx ourselves. It's
15 coming.

16 THE COURT: Okay. I'll just wait until you get it ready.

17 MR. HICKS: Yes, Your Honor. And I suppose we can put it
18 on the record; I want to run through the usual post-trial
19 motions. I'd ask the Court for a new trial.

20 THE COURT: Okay. And I'll respectfully deny your
21 request.

22 MR. HICKS: Yes, Your Honor. Thank you very much. And
23 now, I'll wait until we're done with this part.

24 THE COURT: Okay.

25 (Pause in the proceedings.)

1 THE COURT: What's he signing?

2 MR. GIESE: Just the form.

3 MR. HICKS: The forms, Your Honor.

4 THE COURT: The verdict form?

5 MR. GIESE: No, the sentencing sheet form.

6 THE COURT: He doesn't need to sign that. He only signs
7 it on an plea. He didn't consent to anything.

8 MR. GIESE: Right.

9 THE COURT: I'm the only one that has to sign it.

10 Does the State want to tell me anything prior to
11 sentencing? Or the defendant?

12 MR. GIESE: No, Your Honor. We did file a "two strikes"
13 against him.

14 MS. SCOTT: Right. He was served with LWOP notice
15 earlier this year, Judge, for his prior offenses. He has, I
16 believe, two burglary first degrees that he's incarcerated on
17 right now, and I believe a CSC as well. So, this is a life
18 without parole conviction.

19 THE COURT: Okay. And so -- and that basically deals
20 with the murder and --

21 MR. GIESE: Mob second. Mob second. Yes, sir.

22 THE COURT: Okay. I don't have the possession by a
23 prisoner. Is that the five-year or the ten-year statute?

24 MR. GIESE: It's one to ten.

25 MS. SCOTT: It's zero to ten consecutive, Judge.

1 THE COURT: Well, it can't be consecutive until I
2 sentence.

3 MS. SCOTT: Right, but if it was another charge, it would
4 be consecutive.

5 THE COURT: Right, I understand.

6 So, LWOP notice has been filed with the Court and the
7 clerk's office. The State will go along with the sentencing
8 sheet?

9 MS. SCOTT: Yes, sir. We can get a copy of it.

10 SENTENCING

11 THE COURT: Okay. Mr. Green, on the offense of murder,
12 the sentence of the Court is you're committed to the State
13 Department of Corrections for the term of your natural life,
14 and that is without parole.

15 On the assault and battery second, sentence is to life
16 without parole. It normally doesn't carry that much time, but
17 the fact that it's an LWOP sentence and you were LWOP'ed, you
18 will get life as well.

19 On the criminal conspiracy, it's five years to run
20 concurrent, and on the possession of a weapon by a prisoner,
21 is ten years to run concurrent to your life sentence. Okay?

22 MR. HICKS: Yes, Your Honor. And I would move the Court
23 at this time to reconsider the sentence.

24 THE COURT: Well, I don't have any options. If it's an
25 LWOP, I don't have any options but life, is my understanding.

1 If they hadn't LWOP'd him, I might have had some options.

2 MR. HICKS: Yes, Your Honor.

3 THE COURT: But the fact that he was LWOP'd, the way I
4 interpret the law, I don't have any option. Okay?

5 Okay. Thank y'all.

6 MR. GIESE: Thank you, Your Honor.

7 MR. HICKS: Thank you, Your Honor.

8 MS. SCOTT: Thank you, Your Honor.

9 (The trial concluded at 5:55 p.m.)

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1 CERTIFICATE OF COURT REPORTER

2 *****

3 CASE NAME/NUMBER: State v. Stephen Green

4 2020-GS-47-00020

5 DATE OF TRIAL: September 23-26, 2024

6 *****

7 I, Bobbi Fisher, do hereby certify that the foregoing
8 transcript is a true and correct record of the recorded
9 proceedings to the best of my ability, and that I am neither
10 counsel for, related to, nor employed by any of the parties to
11 this case, and I have no interest, financial or otherwise, in
12 its outcome.

13
14 15
16 /s/ Bobbi Fisher_____

17 Bobbi Fisher, RPR, Court Reporter III

18 Date Submitted: 1/5/2025

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25

JUN 17 2021

STATE GRAND JURY OF SOUTH CAROLINA

JAMES R. PARKS
CLERK, STATE GRAND JURY

STATE OF SOUTH CAROLINA

CASE NO.: 2020-GS-47-20

V.

STEPHEN J. GREEN,
(A/K/A "TANK");
MICHAEL JUAN SMITH,
(A/K/A "FLAME");
ANDRE T. BOONE,
(A/K/A "FANG");
MICHAEL ANTONIO WILLIAMS,
(A/K/A "MIKEY");
JERELL RASHAUN JACKSON;
KEON DAUNTE MOORE;
RICO M HICKMAN;
MIKE SMALLS;
TYRONE LEWIS, Jr.,
TERON HIKEEN JACKSON,
(A/K/A "TERON HAKEEN JACKSON");
(A/K/A "2-5");
JACOBY JAMAR GREGORY;
SHAWN ROSEBERRY BISNAUTH;
ARSENIO DONTA CHARLE COLCLOUGH;
TOREY ROBERT BLACKWELL,
(A/K/A "ZAY");
RAHIM F. CARTER
(A/K/A "ZILLA")
MONTEZ LAVARREY RUTLEDGE
(A/K/A "BOOGER RAT")
RICARDO LABRUCE JOSEPH,
(A/K/A "TOWNHEAD");
DANIELLE LAMAR PEAY,
(A/K/A "P");
HAROLD LEON JUNES III,
(A/K/A "RED");
(A/K/A "SNIPES"),
(A/K/A "SNIPESO");
JEFFREY SAMUELS;
KEVIN TYRONE BRYANT,
(A/K/A "KB");
JODY LOVONTE GARY,
(A/K/A "DEEK")
(A/K/A "DIRT")
JORDAN RUSSELL WALL,
(A/K/A "CHUCKY");

SECOND SUPERSEDING INDICTMENT
FOR CONSPIRACY, MURDER, ASSAULT
AND BATTERY BY MOB FIRST DEGREE
(DEATH RESULTS), ASSAULT AND
BATTERY BY MOB SECOND DEGREE
(SERIOUS BODILY INJURY RESULTS),
PRISONER CARRYING OR
CONCEALING A WEAPON AND ARMED
ROBBERY

CHAN SOHEAP BUN,	)
(A/K/A "BUN C");	)
CHRISTOPHER DEVAUL LOVELY,	)
(A/K/A "P-90");	)
DERRICK JERROD RICE,	)
(A/K/A "9-0");	)
ANTWAN DOMINIQUE GRAYSON	)
DAVID FORBES,	)
(A/K/A "DIESEL");	)
KENDRICK LITTLEJOHN,	)
(A/K/A "TWO GUNZ");	)
ALONZO HARVIN,	)
(A/K/A "ZULU");	)
DOMINIC WILLIAMS,	)
(A/K/A "NEEK");	)
BILAL HARRIS,	)
(A/K/A "YOSHI");	)
CARSON MARTIN Jr.,	)
(A/K/A "BJ"),	)
MONTRE BROWN;	)
(A/K/A "TREY 5")	)
(A/K/A "TRIGGER")	)
DAVID JAMAR BENJAMIN,	)
(A/K/A "KILLA");	)
LARRY WHITE,	)
(A/K/A "LOCO");	)
DAMIEN RIVERS,	)
(A/K/A "DAME G");	)
BYRON TAYLOR;	)
DETREION TOMLIN,	)
(A/K/A "FLUTIE");	)
ANTHONY ARCHIE;	)
DAVID DOZIER;	)
KEASTON KINARD,	)
A/K/A "K";	)
CLINTON FOLKES;	)
CAMARA JORDAN;	)
KENDRAIL RANKIN;	)

At a session of the State Grand Jury of South Carolina, convened in Columbia, SC, on June 15,

2021, the State Grand jurors present upon their oath:

**COUNT ONE
CONSPIRACY
S.C. Code Ann. §16-17-0410
CDR Code: 0049**

That STEPHEN J. GREEN (A/K/A "TANK"), MICHAEL JUAN SMITH (A/K/A "FLAME"), ANDRE T. BOONE (A/K/A "FANG"), MICHAEL ANTONIO WILLIAMS (A/K/A "MIKEY"), JERELL RASHAUN JACKSON, KEON DAUNTE MOORE, RICO HICKMAN, MIKE SMALLS, TERON HIKEEN JACKSON (A/K/A TERON HAKEEN JACKSON) (A/K/A "2-5"), SHAWN ROSEBERRY BISNAUTH, TOREY ROBERT BLACKWELL (A/K/A "ZAY"), DETREION TOMLIN (A/K/A "FLUTIE"), ANTHONY ARCHIE, DAVID DOZIER, and other persons known and unknown to the State Grand Jury, did in Lee County, South Carolina on or about April 15, 2018, unlawfully, willfully, and knowingly unite, combine, conspire, confederate, agree, and have a tacit understanding with one or more persons for the purpose of accomplishing an unlawful object or a lawful object by unlawful means, to wit: The named defendants did conspire and combine for the purpose of engaging in violence against other inmates at the Lee Correctional Institution.

All in violation of S.C. Code Ann. §16-17-410, and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

**COUNT TWO
CONSPIRACY
S.C. Code Ann. §16-17-0410
CDR Code: 0049**

That RICARDO LABRUCÉ JOSEPH (A/K/A "TOWNHEAD"), DANIELLE LAMAR PEAY (A/K/A "P"), HAROLD LEON JONES III (A/K/A "RED") (A/K/A "SNIPES") (A/K/A "SNIPESO"), KEVIN TYRONE BYRANT (A/K/A "KB"), , DAVID FORBES (A/K/A "DIESEL"), KENDRICK LITTLEJOHN (A/K/A "TWO GUNZ"), ALONZO HARVIN (A/K/A "ZULU"), CARSON MARTIN Jr. (A/K/A "BJ"), MONTRE BROWN (A/K/A "TREY 5") (A/K/A "TRIGGER"), DAVID JAMAR BENJAMIN (A/K/A "KILLA"), JODY GARY (A/K/A "DEEK") (A/K/A "DIRT"), BILAL HARRIS (A/K/A "YOSHI"), BYRON TAYLOR, and other persons known and unknown to the State Grand Jury,

did in Lee County, South Carolina on or about April 15, 2018, unlawfully, willfully, and knowingly unite, combine, conspire, confederate, agree, and have a tacit understanding with one or more persons for the purpose of accomplishing an unlawful object or a lawful object by unlawful means, to wit: The named defendants did conspire and combine for the purpose of engaging in violence against other inmates at the Lee Correctional Institution.

All in violation of S.C. Code Ann. §16-17-410, and such conduct not having been and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

**COUNT THREE
CONSPIRACY
S.C. Code Ann. §16-17-0410
CDR Code: 0049**

That JORDAN RUSSELL WALL (A/K/A "CHUCKY"), CHAN SOHEAP BUN (A/K/A "BUN C"), RICHARD DEWAYNE LYLES (A/K/A "WHITE BOY LYLES"), JOSHUA PHILLIPS, DERRICK JERROD RICE (A/K/A "9-0"), LARRY WHITE (A/K/A "LOCO"), DAMIEN RIVERS (A/K/A "DAME G"), and other persons known and unknown to the State Grand Jury, did in Lee County, South Carolina on or about April 15, 2018, unlawfully, willfully, and knowingly unite, combine, conspire, confederate, agree, and have a tacit understanding with one or more persons for the purpose of accomplishing an unlawful object or a lawful object by unlawful means, to wit: The named defendants did conspire and combine for the purpose of engaging in violence against other inmates at the Lee Correctional Institution.

All in violation of S.C. Code Ann. §16-17-410, and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

**COUNT FOUR
CONSPIRACY
S.C. Code Ann. §16-17-0410
CDR Code: 0049**

That DOMINIC WILLIAMS (A/K/A "NEEK"), and other persons known and unknown to the State Grand Jury, did in Lee County, South Carolina on or about April 15, 2018, unlawfully, willfully, and

knowingly unite, combine, conspire, confederate, agree, and have a tacit understanding with one or more persons for the purpose of accomplishing an unlawful object or a lawful object by unlawful means, to wit: The named defendants did conspire and combine for the purpose of engaging in violence against other inmates at the Lee Correctional Institution.

All in violation of S.C. Code Ann. §16-17-410, and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

**COUNT FIVE
MURDER
S.C. Code Ann. §16-3-0010
CDR Code: 0116**

That STEPHEN J. GREEN (A/K/A "TANK"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did, with malice aforethought, unlawfully kill CORNELIUS MCCLARY.

All in violation of S.C. Code Ann. §16-3-10, and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

**COUNT SIX
ASSAULT AND BATTERY BY MOB 1st DEGREE (DEATH RESULTS)
S.C. Code Ann. §16-3-0210(B)
CDR Code: 3431**

That STEPHEN J. GREEN (A/KA "TANK"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of CORNELIUS MCCLARY, and CORNELIUS MCCLARY's death resulted from such act of violence.

All in violation of S.C. Code Ann. §16-3-0210(B), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT SEVEN
PRISONER CARRYING OR CONCEALING A WEAPON
S.C. Code Ann. §24-13-0440
CDR Code: 0441

That STEPHEN J. GREEN (A/K/A "TANK"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, and while an inmate of a state correctional facility, did have in his possession and carry on his person and/or conceal an object, homemade or otherwise, that could be used to inflict personal injury upon another person. All in violation of S.C. Code Ann. §24-13-0440, and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT EIGHT
ASSAULT AND BATTERY BY MOB 1st DEGREE (DEATH RESULTS)
S.C. Code Ann. §16-3-0210(B)
CDR Code: 3431

That MICHAEL JUAN SMITH (A/K/A "FLAME"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of CORNELIUS MCCLARY, and CORNELIUS MCCLARY's death resulted from such act of violence.

All in violation of S.C. Code Ann. §16-3-0210(B), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT NINE
PRISONER CARRYING OR CONCEALING A WEAPON
S.C. Code Ann. §24-13-0440
CDR Code: 0441

That MICHAEL JUAN SMITH (A/K/A "FLAME"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, and while an inmate of a state correctional facility,

did have in his possession and carry on his person and/or conceal an object, homemade or otherwise, that could be used to inflict personal injury upon another person.

All in violation of S.C. Code Ann. §24-13-0440, and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT TEN
ASSAULT AND BATTERY BY MOB 1st DEGREE (DEATH RESULTS)
S.C. Code Ann. §16-3-0210(B)
CDR Code: 3431

That ANDRE T. BOONE (A/K/A "FANG"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of CORNELIUS MCCLARY, and CORNELIUS MCCLARY's death resulted from such act of violence.

All in violation of S.C. Code Ann. §16-3-02 10(B), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT ELEVEN
ASSAULT AND BATTERY BY MOB 1st DEGREE (DEATH RESULTS)
S.C. Code Ann. §16-3-0210(B)
CDR Code: 3431

That MICHAEL ANTONIO WILLIAMS (A/K/A "MIKEY"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-02 10(A)) such mob did inflict an act of violence upon the body of CORNELIUS MCCLARY, and CORNELIUS MCCLARY's death resulted from such act of violence.

All in violation of S.C. Code Ann. §16-3-0210(B), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT TWELVE
ASSAULT AND BATTERY BY MOB 1st DEGREE (DEATH RESULTS)
S.C. Code Ann. §16-3-0210(B)
CDR Code: 3431

That JERELL RASHAUN JACKSON, on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of CORNELIUS MCCLARY, and CORNELIUS MCCLARY's death resulted from such act of violence.

All in violation of S.C. Code Ann. §16-3-0210(B), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT THIRTEEN
PRISONER CARRYING OR CONCEALING A WEAPON
S.C. Code Ann. §24-13-0440
CDR Code: 0441

That JERELL RASHAUN JACKSON, on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, and while an inmate of a state correctional facility, did have in his possession and carry on his person and/or conceal an object, homemade or otherwise, that could be used to inflict personal injury upon another person.

All in violation of S.C. Code Ann. §24-13-0440, and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT FOURTEEN
ASSAULT AND BATTERY BY MOB 1st DEGREE (DEATH RESULTS)
S.C. Code Ann. §16-3-0210(B)
CDR Code: 3431

That KEON DAUNTE MOORE, on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C.

Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of CORNELIUS MCCLARY, and CORNELIUS MCCLARY's death resulted from such act of violence.

All in violation of S.C. Code Ann. §16-3-0210(B), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT FIFTEEN
PRISONER CARRYING OR CONCEALING A WEAPON
S.C. Code Ann. §24-13-0440
CDR Code: 0441

That KEON DAUNTE MOORE, on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, and while an inmate of a state correctional facility, did have in his possession and carry on his person and/or conceal an object, homemade or otherwise, that could be used to inflict personal injury upon another person.

All in violation of S.C. Code Ann. §24-13-0440, and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT SIXTEEN
ASSAULT AND BATTERY BY MOB 1st DEGREE (DEATH RESULTS)
S.C. Code Ann. §16-3-0210(B)
CDR Code: 3431

That RICO M. HICKMAN, on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-02 10(A)), such mob did inflict an act of violence upon the body of CORNELIUS MCCLARY, and CORNELIUS MCCLARY's death resulted from such act of violence.

All in violation of S.C. Code Ann. §16-3-02 10(B), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT SEVENTEEN
ASSAULT AND BATTERY BY MOB 1st DEGREE (DEATH RESULTS)
S.C. Code Ann. §16-3-0210(B)
CDR Code: 3431

That MIKE SMALLS, on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-02 10(A)), such mob did inflict an act of violence upon the body of CORNELIUS MCCLARY, and CORNELIUS MCCLARY's death resulted from such act of violence.

All in violation of S.C. Code Ann. §16-3-0210(B), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT EIGHTEEN
PRISONER CARRYING OR CONCEALING A WEAPON
S.C. Code Ann. §24-13-0440
CDR Code: 0441

That MIKE SMALLS, on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, and while an inmate of a state correctional facility, did have in his possession and carry on his person and/or conceal an object, homemade or otherwise, that could be used to inflict personal injury upon another person.

All in violation of S.C. Code Ann. §24-13-0440, and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT NINETEEN
PRISONER CARRYING OR CONCEALING A WEAPON
S.C. Code Ann. §24-13-0440
CDR Code: 0441

That TYRONE LEWIS Jr., on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, and while an inmate of a state correctional facility, did have in his possession and carry on his person and/or conceal an object, homemade or otherwise, that could be used to inflict personal injury upon another person.

All in violation of S.C. Code Ann. §24-13-0440, and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT TWENTY
ASSAULT AND BATTERY BY MOB 1st DEGREE (DEATH RESULTS)
S.C. Code Ann. §16-3-0210(B)
CDR Code: 3431

That TERON HIKEEN JACKSON (A/K/A TERON HAKEEN JACKSON) (A/K/A "2-5"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of CORNELIUS MCCLARY, and CORNELIUS MCCLARY's death resulted from such act of violence.

All in violation of S.C. Code Ann. §16-3-0210(B), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT TWENTY-ONE
PRISONER CARRYING OR CONCEALING A WEAPON
S.C. Code Ann. §24-13-0440
CDR Code: 0441

That JACOBY JAMAR GREGORY, on or about April 15, 2018 at Lee Correctional Institution, located in Lee County, South Carolina, and while an inmate of a state correctional facility, did have in his possession and carry on his person and/or conceal an object, homemade or otherwise, that could be used to inflict personal injury upon another person.

All in violation of S.C. Code Ann. §24-13-0440, and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT TWENTY-TWO
ASSAULT AND BATTERY BY MOB 1st DEGREE (DEATH RESULTS)
S.C. Code Ann. §16-3-0210(B)
CDR Code: 3431

That SHAWN ROSEBERRY BISNAUTH, on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of CORNELIUS MCCLARY, and CORNELIUS MCCLARY's death resulted from such act of violence.

All in violation of S.C. Code Ann. §16-3-0210(B), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT TWENTY-THREE
PRISONER CARRYING OR CONCEALING A WEAPON
S.C. Code Ann. §24-13-0440
CDR Code: 0441

That ARSENIO DONTA CHARLE COLCLOUGH, on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, and while an inmate of a state correctional facility, did have in his possession and carry on his person and/or conceal an object, homemade or otherwise, that could be used to inflict personal injury upon another person. All in violation of S.C. Code Ann. §24-13-0440, and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT TWENTY-FOUR
ASSAULT AND BATTERY BY MOB 1st DEGREE (DEATH RESULTS)
S.C. Code Ann. §16-3-0210(B)
CDR Code: 3431

That TOREY ROBERT BLACKWELL (A/K/A "ZAY"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of CORNELIUS MCCLARY, and CORNELIUS MCCLARY's death resulted from such act of violence.

All in violation of S.C. Code Ann. §16-3-0210(B), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT TWENTY-FIVE
PRISONER CARRYING OR CONCEALING A WEAPON
S.C. Code Ann. §24-13-0440
CDR Code: 0441

That RAHIM F. CARTER (A/K/A "ZILLA"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, and while an inmate of a state correctional facility, did have in his possession and carry on his person and/or conceal an object, homemade or otherwise, that could be used to inflict personal injury upon another person.

All in violation of S.C. Code Ann. §24-13-0440, and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT TWENTY-SIX
PRISONER CARRYING OR CONCEALING A WEAPON
S.C. Code Ann. §24-13-0440
CDR Code: 0441

That MONTEZ LAVARREY RUTLEDGE (A/K/A "BOOGER RAT"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, and while an inmate of a state correctional facility, did have in his possession and carry on his person and/or conceal an object, homemade or otherwise, that could be used to inflict personal injury upon another person.

All in violation of S.C. Code Ann. §24-13-0440, and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT TWENTY-SEVEN
MURDER
S.C. Code Ann. §16-3-0010
CDR Code: 0116

That RICARDO LABRUCE JOSEPH (A/K/A "TOWNHEAD"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did, with malice aforethought, unlawfully kill DAMONTE RIVERA.

All in violation of S.C. Code Ann. §16-3-10, and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT TWENTY-EIGHT
ASSAULT AND BATTERY BY MOB 1st DEGREE (DEATH RESULTS)
S.C. Code Ann. §16-3-0210(B)
CDR Code: 3431

That RICARDO LABRUCE JOSEPH (A/K/A "TOWNHEAD"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of DAMONTE RIVERA, and DAMONTE RIVERA'S death resulted from such act of violence.

All in violation of S.C. Code Ann. §16-3-0210(B) and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT TWENTY-NINE
PRISONER CARRYING OR CONCEALING A WEAPON
S.C. Code Ann. §24-13-0440
CDR Code: 0441

That RICARDO LABRUCE JOSEPH (A/K/A "TOWNHEAD"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, and while an inmate of a state correctional facility, did have in his possession and carry on his person and/or conceal an object, homemade or otherwise, that could be used to inflict personal injury upon another person.

All in violation of S.C. Code Ann. §24-13-0440, and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

**COUNT THIRTY
MURDER
S.C. Code Ann. §16-3-0010
CDR Code: 0116**

That DANIELLE LAMAR PEAY (A/K/A "P"), on or about April 15, 2018, at Lee located in Lee County, South Carolina, did, with malice Correctional Institution aforethought, unlawfully kill DAMONTE RIVERA.

All in violation of S.C. Code Ann. §16-3-10, and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

**COUNT THIRTY-ONE
ASSAULT AND BATTERY BY MOB 1st DEGREE (DEATH RESULTS)
S.C. Code Ann. §16-3-0210(B)
CDR Code: 3431**

That DANIELLE LAMAR PEAY (A/K/A "P"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of DAMONTE RIVERA, and DAMONTE RIVERA'S death resulted from such act of violence.

All in violation of S.C. Code Ann. §16-3-0210(B), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

**COUNT THIRTY-TWO
ASSAULT AND BATTERY BY MOB 2nd DEGREE
(SERIOUS BODILY INJURY RESULTS)
S.C. Code Ann. §16-3-0210(C)
CDR Code: 3432**

That DANIELLE LAMAR PEAY (A/K/A "P"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as

defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of RANDY MAST, and such act of violence did result in serious bodily injury to RANDY MAST.

All in violation of S.C. Code Ann. §16-3-0210(C), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

**COUNT THIRTY-THREE
PRISONER CARRYING OR CONCEALING A WEAPON
S.C. Code Ann. §24-13-0440
CDR Code: 0441**

That DANIELLE LAMAR PEAY (A/K/A "P"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, and while an inmate of a state correctional facility, did have in his possession and carry on his person and/or conceal an object, homemade or otherwise, that could be used to inflict personal injury upon another person.

All in violation of S.C. Code Ann. §24-13-0440, and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

**COUNT THIRTY-FOUR
ASSAULT AND BATTERY BY MOB 2nd DEGREE
(SERIOUS BODILY INJURY RESULTS)
S.C. Code Ann. §16-3-0210(C)
CDR Code: 3432**

That HAROLD LEON JONES III (A/K/A "RED") (A/K/A "SNIPES") (A/K/A "SNIPESO"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of ANTHONY LAMAR FRASER, and such act of violence did result in serious bodily injury to ANTHONY LAMAR FRASER.

All in violation of S.C. Code Ann. §16-3-0210(C), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

**COUNT THIRTY-FIVE
PRISONER CARRYING OR CONCEALING A WEAPON
S.C. Code Ann. §24-13-0440
CDR Code: 0441**

That HAROLD LEON JONES III (A/K/A "RED") (A/K/A "SNIPES") (A/K/A "SNIPESO"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, and while an inmate of a state correctional facility, did have in his possession and carry on his person and/or conceal an object, homemade or otherwise, that could be used to inflict personal injury upon another person.

All in violation of S.C. Code Ann. §24-13-0440, and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

**COUNT THIRTY-SIX
ASSAULT AND BATTERY BY MOB 2nd DEGREE
(SERIOUS BODILY INJURY RESULTS)
S.C. Code Ann. §16-3-0210(C)
CDR Code: 3432**

That JEFFREY SAMUELS, on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of NICHOLAS SHEPPARD SMITH, and such act of violence did result in serious bodily injury to NICHOLAS SHEPPARD SMITH.

All in violation of S.C. Code Ann. §16-3-0210(C), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

**COUNT THIRTY-SEVEN
ASSAULT AND BATTERY BY MOB 2nd DEGREE
(SERIOUS BODILY INJURY RESULTS)
S.C. Code Ann. §16-3-0210(C)
CDR Code: 3432**

That JEFFREY SAMUELS, on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann.

§16-3-0210(A)), such mob did inflict an act of violence upon the body of DAMAN PAUL STRICKLAND, and such act of violence did result in serious bodily injury to DAMAN PAUL STRICKLAND.

All in violation of S.C. Code Ann. §16-3-0210(C), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

**COUNT THIRTY-EIGHT
PRISONER CARRYING OR CONCEALING A WEAPON
S.C. Code Ann. §24-13-0440
CDR Code: 0441**

That JEFFREY SAMUELS, on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, and while an inmate of a state correctional facility, did have in his possession and carry on his person and/or conceal an object, homemade or otherwise, that could be used to inflict personal injury upon another person.

All in violation of S.C. Code Ann. §24-13-0440, and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

**COUNT THIRTY-NINE
ASSAULT AND BATTERY BY MOB 2nd DEGREE
(SERIOUS BODILY INJURY RESULTS)
S.C. Code Ann. §16-3-0210(C)
CDR Code: 3432**

That KEVIN TYRONE BRYANT (A/K/A "KB"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of NICHOLAS SHEPPARD SMITH, and such act of violence did result in serious bodily injury to NICHOLAS SHEPPARD SMITH.

All in violation of S.C. Code Ann. §16-3-0210(C), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT FORTY
ASSAULT AND BATTERY BY MOB 2nd DEGREE
(SERIOUS BODILY INJURY RESULTS)
S.C. Code Ann. §16-3-0210(C)
CDR Code: 3432

That KEVIN TYRONE BRYANT (A/K/A "KB"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of DAMAN PAUL STRICKLAND, and such act of violence did result in serious bodily injury to DAMAN PAUL STRICKLAND.

All in violation of S.C. Code Ann. §16-3-0210(C), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT FORTY-ONE
PRISONER CARRYING OR CONCEALING A WEAPON
S.C. Code Ann. §24-13-0440
CDR Code: 0441

That KEVIN TYRONE BRYANT (A/K/A "KB"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, and while an inmate of a state correctional facility, did have in his possession and carry on his person and/or conceal an object, homemade or otherwise, that could be used to inflict personal injury upon another person.

All in violation of S.C. Code Ann. §24-13-0440, and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT FORTY-TWO
ASSAULT AND BATTERY BY MOB 2nd DEGREE
(SERIOUS BODILY INJURY RESULTS)
S.C. Code Ann. §16-3-0210(C)
CDR Code: 3432

That JODY LOVONTE GARY (A/K/A "DEEK") (A/K/A "DIRT"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a

mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of DAMAN PAUL STRICKLAND, and such act of violence did result in serious bodily injury to DAMAN PAUL STRICKLAND.

All in violation of S.C. Code Ann. §16-3-0210(C), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT FORTY-THREE
ASSAULT AND BATTERY BY MOB 2nd DEGREE
(SERIOUS BODILY INJURY RESULTS)
S.C. Code Ann. §16-3-0210(C)
CDR Code: 3432

That JODY LOVONTE GARY (A/K/A "DEEK") (A/K/A "DIRT"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of NICHOLAS SHEPPARD SMITH, and such act of violence did result in serious bodily injury to NICHOLAS SHEPPARD SMITH.

All in violation of S.C. Code Ann. §16-3-0210(C), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT FORTY-FOUR
PRISONER CARRYING OR CONCEALING A WEAPON
S.C. Code Ann. §24-13-0440
CDR Code: 0441

That JODY LOVONTE GARY (A/K/A "DEEK") (A/K/A "DIRT"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, and while an inmate of a state correctional facility, did have in his possession and carry on his person and/or conceal an object, homemade or otherwise, that could be used to inflict personal injury upon another person.

All in violation of S.C. Code Ann. §24-13-0440, and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT FORTY-FIVE
ASSAULT AND BATTERY BY MOB 1st DEGREE (DEATH RESULTS)
S.C. Code Ann. §16-3-0210(B)
CDR Code: 3431

That DAVID FORBES (A/K/A "DIESEL"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of DAMONTE RIVERA, and DAMONTE RIVERA's death resulted from such act of violence.

All in violation of S.C. Code Ann. §16-3-0210(B), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT FORTY-SIX
ASSAULT AND BATTERY BY MOB 1st DEGREE (DEATH RESULTS)
S.C. Code Ann. §16-3-0210(B)
CDR Code: 3431

That DAVID FORBES (A/K/A "DIESEL"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of EDDIE GASKINS, and EDDIE GASKINS death resulted from such act of violence.

All in violation of S.C. Code Ann. §16-3-0210(B), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT FORTY-SEVEN
ASSAULT AND BATTERY BY MOB 2nd DEGREE
(SERIOUS BODILY INJURY RESULTS)
S.C. Code Ann. §16-3-0210(C)
CDR Code: 3432

That DAVID FORBES (A/K/A "DIESEL"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of

DAMAN PAUL STRICKLAND, and such act of violence did result in serious bodily injury to DAMAN PAUL STRICKLAND.

All in violation of S.C. Code Ann. §16-3-0210(C), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT FORTY-EIGHT
ASSAULT AND BATTERY BY MOB 1st DEGREE (DEATH RESULTS)
S.C. Code Ann. §16-3-0210(B)
CDR Code: 3431

That ALONZO HARVIN (A/K/A "ZULU"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of DAMONTE RIVERA, and DAMONTE RIVERA's death resulted from such act of violence.

All in violation of S.C. Code Ann. §16-3-0210(B), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT FORTY-NINE
ASSAULT AND BATTERY BY MOB 1st DEGREE (DEATH RESULTS)
S.C. Code Ann. §16-3-0210(B)
CDR Code: 3431

That ALONZO HARVIN (A/K/A "ZULU"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of EDDIE GASKINS, and EDDIE GASKINS death resulted from such act of violence.

All in violation of S.C. Code Ann. §16-3-0210(B), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT FIFTY
ASSAULT AND BATTERY BY MOB 2nd DEGREE
(SERIOUS BODILY INJURY RESULTS)
S.C. Code Ann. §16-3-0210(C)
CDR Code: 3432

That ALONZO HARVIN (A/K/A "ZULU"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of DAMAN PAUL STRICKLAND, and such act of violence did result in serious bodily injury to DAMAN PAUL STRICKLAND.

All in violation of S.C. Code Ann. §16-3-0210(C), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT FIFTY-ONE
ASSAULT AND BATTERY BY MOB 2nd DEGREE
(SERIOUS BODILY INJURY RESULTS)
S.C. Code Ann. §16-3-0210(C)
CDR Code: 3432

That ALONZO HARVIN (A/K/A "ZULU"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of JAMES WILLIAMS, and such act of violence did result in serious bodily injury to JAMES WILLIAMS.

All in violation of S.C. Code Ann. §16-3-0210(C), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT FIFTY-TWO
ASSAULT AND BATTERY BY MOB 2nd DEGREE
(SERIOUS BODILY INJURY RESULTS)
S.C. Code Ann. §16-3-0210(C)
CDR Code: 3432

That BILAL HARRIS (A/K/A "YOSHI"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of JAMES WILLIAMS, and such act of violence did result in serious bodily injury to JAMES WILLIAMS.

All in violation of S.C. Code Ann. §16-3-0210(C), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT FIFTY-THREE
PRISONER CARRYING OR CONCEALING A WEAPON
S.C. Code Ann. §24-13-0440
CDR Code: 0441

That BILAL HARRIS (A/K/A "YOSHI"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, and while an inmate of a state correctional facility, did have in his possession and carry on his person and/or conceal an object, homemade or otherwise, that could be used to inflict personal injury upon another person.

All in violation of S.C. Code Ann. §24-13-0440, and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT FIFTY-FOUR
ASSAULT AND BATTERY BY MOB 1st DEGREE (DEATH RESULTS)
S.C. Code Ann. §16-3-0210(B)
CDR Code: 3431

That DOMINIC WILLIAMS (A/K/A "NEEK"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as

defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of MICHAEL MILLEDGE, and MICHAEL MILLEDGE's death resulted from such act of violence.

All in violation of S.C. Code Ann. §16-3-0210(B), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

**COUNT FIFTY-FIVE
ARMED ROBBERY
S.C. Code Ann. §16-11-0330(A)
CDR Code: 0139**

That DOMINIC WILLIAMS (A/K/A "NEEK"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did rob MICHAEL MILLEDGE while armed with a deadly weapon or while alleging by action or with words he was armed with a deadly weapon while using a representation of an object that a person present at the armed robbery could reasonably believe was a deadly weapon.

All in violation of S.C. Code Ann. §16-11-0330(A) and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

**COUNT FIFTY-SIX
PRISONER CARRYING OR CONCEALING A WEAPON
S.C. Code Ann. §24-13-0440
CDR Code: 0441**

That DOMINIC WILLIAMS (A/K/A "NEEK"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, and while an inmate of a state correctional facility, did have in his possession and carry on his person and/or conceal an object, homemade or otherwise, that could be used to inflict personal injury upon another person.

All in violation of S.C. Code Ann. §24-13-0440, and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT FIFTY-SEVEN
ASSAULT AND BATTERY BY MOB 2nd DEGREE
(SERIOUS BODILY INJURY RESULTS)
S.C. Code Ann. §16-3-0210(C)
CDR Code: 3432

That CARSON MARTIN Jr. (A/K/A "BJ") on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of DAMAN PAUL STRICKLAND, and such act of violence did result in serious bodily injury to DAMAN PAUL STRICKLAND.

All in violation of S.C. Code Ann. §16-3-0210(C), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT FIFTY-EIGHT
ASSAULT AND BATTERY BY MOB 2nd DEGREE
(SERIOUS BODILY INJURY RESULTS)
S.C. Code Ann. §16-3-0210(C)
CDR Code: 3432

That CARSON MARTIN Jr. (A/K/A "BJ") on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of NICHOLAS SHEPPARD SMITH, and such act of violence did result in serious bodily injury to NICHOLAS SHEPPARD SMITH.

All in violation of S.C. Code Ann. §16-3-0210(C), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT FIFTY-NINE
PRISONER CARRYING OR CONCEALING A WEAPON
S.C. Code Ann. §24-13-0440
CDR Code: 0441

That CARSON MARTIN Jr. (A/K/A "BJ"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, and while an inmate of a state correctional facility, did have in his possession and carry on his person and/or conceal an object, homemade or otherwise, that could be used to inflict personal injury upon another person.

All in violation of S.C. Code Ann. §24-13-0440, and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT SIXTY
ASSAULT AND BATTERY BY MOB 2nd DEGREE
(SERIOUS BODILY INJURY RESULTS)
S.C. Code Ann. §16-3-0210(C)
CDR Code: 3432

That MONTRE BROWN (A/K/A "TREY 5") (A/K/A "TRIGGER"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of DAMAN PAUL STRICKLAND, and such act of violence did result in serious bodily injury to DAMAN PAUL STRICKLAND.

All in violation of S.C. Code Ann. §16-3-0210(C), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT SIXTY-ONE
ASSAULT AND BATTERY BY MOB 2nd DEGREE
(SERIOUS BODILY INJURY RESULTS)
S.C. Code Ann. §16-3-0210(C)
CDR Code: 3432

That MONTRE BROWN (A/K/A "TREY 5") (A/K/A "TRIGGER"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons

in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of NICHOLAS SHEPPARD SMITH, and such act of violence did result in serious bodily injury to NICHOLAS SHEPPARD SMITH.

All in violation of S.C. Code Ann. §16-3-0210(C), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT SIXTY-TWO
PRISONER CARRYING OR CONCEALING A WEAPON
S.C. Code Ann. §24-13-0440
CDR Code: 0441

That MONTRE BROWN (A/K/A "TREY 5") (A/K/A "TRIGGER"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, and while an inmate of a state correctional facility, did have in his possession and carry on his person and/or conceal an object, homemade or otherwise, that could be used to inflict personal injury upon another person.

All in violation of S.C. Code Ann. §24-13-0440, and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT SIXTY-THREE
PRISONER CARRYING OR CONCEALING A WEAPON
S.C. Code Ann. §24-13-0440
CDR Code: 0441

That KENDRICK LITTLEJOHN (A/K/A "TWO GUNZ"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, and while an inmate of a state correctional facility, did have in his possession and carry on his person and/or conceal an object, homemade or otherwise, that could be used to inflict personal injury upon another person.

All in violation of S.C. Code Ann. §24-13-0440, and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT SIXTY-FOUR
ASSAULT AND BATTERY BY MOB 1st DEGREE (DEATH RESULTS)
S.C. Code Ann. §16-3-0210(B)
CDR Code: 3431

That DAVID JAMAR BENJAMIN (A/K/A "KILLA"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of EDDIE GASKINS, and EDDIE GASKINS death resulted from such act of violence.

All in violation of S.C. Code Ann. §16-3-0210(B), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT SIXTY-FIVE
ASSAULT AND BATTERY BY MOB 2nd DEGREE
(SERIOUS BODILY INJURY RESULTS)
S.C. Code Ann. §16-3-0210(C)
CDR Code: 3432

That DAVID JAMAR BENJAMIN (A/K/A "KILLA") on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of DAMAN PAUL STRICKLAND, and such act of violence did result in serious bodily injury to DAMAN PAUL STRICKLAND.

All in violation of S.C. Code Ann. §16-3-0210(C), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT SIXTY-SIX
ASSAULT AND BATTERY BY MOB 2nd DEGREE
(SERIOUS BODILY INJURY RESULTS)
S.C. Code Ann. §16-3-0210(C)
CDR Code: 3432

That BYRON TAYLOR, on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann.

§16-3-0210(A)), such mob did inflict an act of violence upon the body of DAMAN PAUL STRICKLAND, and such act of violence did result in serious bodily injury to DAMAN PAUL STRICKLAND.

All in violation of S.C. Code Ann. §16-3-0210(C), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

**COUNT SIXTY-SEVEN
ASSAULT AND BATTERY BY MOB 2nd DEGREE
(SERIOUS BODILY INJURY RESULTS)
S.C. Code Ann. §16-3-0210(C)
CDR Code: 3432**

That BYRON TAYLOR, on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of NICHOLAS SHEPPARD SMITH, and such act of violence did result in serious bodily injury to NICHOLAS SHEPPARD SMITH.

All in violation of S.C. Code Ann. §16-3-0210(C), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

**COUNT SIXTY-EIGHT
PRISONER CARRYING OR CONCEALING A WEAPON
S.C. Code Ann. §24-13-0440
CDR Code: 0441**

That BYRON TAYLOR, on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, and while an inmate of a state correctional facility, did have in his possession and carry on his person and/or conceal an object, homemade or otherwise, that could be used to inflict personal injury upon another person.

All in violation of S.C. Code Ann. §24-13-0440, and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT SIXTY-NINE
ASSAULT AND BATTERY BY MOB 1st DEGREE (DEATH RESULTS)
S.C. Code Ann. §16-3-0210(B)
CDR Code: 3431

That JORDAN RUSSELL WALL (A/K/A "CHUCKY"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of COREY SCOTT, and COREY SCOTT's death resulted from such act of violence.

All in violation of S.C. Code Ann. §16-3-0210(B) , and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT SEVENTY
ASSAULT AND BATTERY BY MOB 1st DEGREE (DEATH RESULTS)
S.C. Code Ann. §16-3-0210(B)
CDR Code: 3431

That JORDAN RUSSELL WALL (A/K/A "CHUCKY"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-02 10 (A)), such mob did inflict an act of violence upon the body of RAYMOND ANGELO SCOTT and RAYMOND ANGELO SCOTT's death resulted from such act of violence.

All in violation of S.C. Code Ann. §16-3-0210(B) , and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT SEVENTY-ONE
ASSAULT AND BATTERY BY MOB 1st DEGREE (DEATH RESULTS)
S.C. Code Ann. §16-3-0210(B)
CDR Code: 3431

That JORDAN RUSSELL WALL, (A/K/A "CHUCKY"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a

mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of JOSHUA JENKINS, and JOSHUA JENKINS'S death resulted from such act of violence.

All in violation of S.C. Code Ann. §16-3-0210(B) , and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

**COUNT SEVENTY-TWO
ASSAULT AND BATTERY BY MOB 2nd DEGREE
(SERIOUS BODILY INJURY RESULTS)
S.C. Code Ann. §16-3-0210(C)
CDR Code: 3432**

That JORDAN RUSSELL WALL, (A/K/A "CHUCKY"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of RASHAWN CARTER, and such act of violence did result in serious bodily injury to RASHAWN CARTER.

All in violation of S.C. Code Ann. §16-3-0210(C), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

**COUNT SEVENTY-THREE
PRISONER CARRYING OR CONCEALING A WEAPON
S.C. Code Ann. §24-13-0440
CDR Code: 0441**

That JORDAN RUSSELL WALL (A/K/A "CHUCKY"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, and while an inmate of a state correctional facility, did have in his possession and carry on his person and/or conceal an object, homemade or otherwise, that could be used to inflict personal injury upon another person.

All in violation of S.C. Code Ann. §24-13-0440, and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT SEVENTY-FOUR
PRISONER CARRYING OR CONCEALING A WEAPON
S.C. Code Ann. §24-13-0440
CDR Code: 0441

That CHAN SOHEAP BUN (A/K/A "BUN C"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, and while an inmate of a state correctional facility, did have in his possession and carry on his person and conceal an object, homemade or otherwise, that could be used to inflict personal injury upon another person.

All in violation of S.C. Code Ann. §24-13-0440, and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT SEVENTY-FIVE
ASSAULT AND BATTERY BY MOB 1st DEGREE (DEATH RESULTS)
S.C. Code Ann. §16-3-0210(B)
CDR Code: 3431

That RICHARD DEWAYNE LYLES (A/K/A "WHITE BOY LYLES"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of COREY SCOTT, and COREY SCOTT's death resulted from such act of violence.

All in violation of S.C. Code Ann. §16-3-0210(B) , and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT SEVENTY-SIX
ASSAULT AND BATTERY BY MOB 1st DEGREE (DEATH RESULTS)
S.C. Code Ann. §16-3-0210(B)
CDR Code: 3431

That RICHARD DEWAYNE LYLES (A/K/A "WHITE BOY LYLES"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon

the body of RAYMOND ANGELO SCOTT, and RAYMOND ANGELO SCOTT's death resulted from such act of violence.

All in violation of S.C. Code Ann. §16-3-0210(B) , and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT SEVENTY-SEVEN
ASSAULT AND BATTERY BY MOB 1st DEGREE (DEATH RESULTS)
S.C. Code Ann. §16-3-0210(B)
CDR Code: 3431

That RICHARD DEWAYNE LYLES (A/K/A "WHITE BOY LYLES"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of JOSHUA JENKINS and JOSHUA JENKINS'S death resulted from such act of violence.

All in violation of S.C. Code Ann. §16-3-0210(B) , and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT SEVENTY-EIGHT
ASSAULT AND BATTERY BY MOB 2nd DEGREE
(SERIOUS BODILY INJURY RESULTS)
S.C. Code Ann. §16-3-0210(C)
CDR Code: 3432

That RICHARD DEWAYNE LYLES (A/K/A "WHITE BOY LYLES"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of RASHAWN CARTER, and such act of violence did result in serious bodily injury to RASHAWN CARTER.

All in violation of S.C. Code Ann. §16-3-0210(C), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT SEVENTY-NINE
PRISONER CARRYING OR CONCEALING A WEAPON
S.C. Code Ann. §24-13-0440
CDR Code: 0441

That RICHARD DEWAYNE LYLES (A/K/A "WHITE BOY LYLES"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, and while an inmate of a state correctional facility, did have in his possession and carry on his person and/or conceal an object, homemade or otherwise, that could be used to inflict personal injury upon another person.

All in violation of S.C. Code Ann. §24-13-0440, and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT EIGHTY
ASSAULT AND BATTERY BY MOB 1st DEGREE (DEATH RESULTS)
S.C. Code Ann. §16-3-0210(B)
CDR Code: 3431

That JOSHUA PHILLIPS, on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of COREY SCOTT, and COREY SCOTT's death resulted from such act of violence.

All in violation of S.C. Code Ann. §16-3-0210(B) , and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT EIGHTY-ONE
ASSAULT AND BATTERY BY MOB 1st DEGREE (DEATH RESULTS)
S.C. Code Ann. §16-3-0210(B)
CDR Code: 3431

That JOSHUA PHILLIPS on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-02 10(A)), such mob did inflict an act of violence upon the body of RAYMOND ANGELO SCOTT, and RAYMOND ANGELO SCOTT's death resulted from such act of violence.

All in violation of S.C. Code Ann. §16-3-0210(B) , and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT EIGHTY-TWO
ASSAULT AND BATTERY BY MOB 1st DEGREE (DEATH RESULTS)
S.C. Code Ann. §16-3-0210(B)
CDR Code: 3431

That JOSHUA PHILLIPS, on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of JOSHUA JENKINS, and JOSHUA JENKINS'S death resulted from such act of violence.

All in violation of S.C. Code Ann. §16-3-0210(B) , and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT EIGHTY-THREE
ASSAULT AND BATTERY BY MOB 2nd DEGREE
(SERIOUS BODILY INJURY RESULTS)
S.C. Code Ann. §16-3-0210(C)
CDR Code: 3432

That JOSHUA PHILLIPS, on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of RASHAWN CARTER, and such act of violence did result in serious bodily injury to RASHAWN CARTER.

All in violation of S.C. Code Ann. §16-3-0210(C), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT EIGHTY-FOUR
PRISONER CARRYING OR CONCEALING A WEAPON
S.C. Code Ann. §24-13-0440
CDR Code: 0441

That JOSHUA PHILLIPS on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, and while an inmate of a state correctional facility, did have in his possession and carry on his person and/or conceal an object, homemade or otherwise, that could be used to inflict personal injury upon another person.

All in violation of S.C. Code Ann. §24-13-0440, and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT EIGHTY-FIVE
ASSAULT AND BATTERY BY MOB 1st DEGREE (DEATH RESULTS)
S.C. Code Ann. §16-3-0210(B)
CDR Code: 3431

That CHRISTOPHER DEVAUL LOVELY (A/K/A "P-90"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of COREY SCOTT, and COREY SCOTT's death resulted from such act of violence.

All in violation of S.C. Code Ann. §16-3-0210(B) , and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT EIGHTY-SIX
ASSAULT AND BATTERY BY MOB 1st DEGREE (DEATH RESULTS)
S.C. Code Ann. §16-3-0210(B)
CDR Code: 3431

That CHRISTOPHER DEVAUL LOVELY (A/K/A "P-90"), on or about April 15 at Lee Correctional Institution, located in Lee County, South Carolina, did 2018 assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-02 10(A)), such mob did inflict an act of violence upon the body of

RAYMOND ANGELO SCOTT, and RAYMOND ANGELO SCOTT's death resulted from such act of violence.

All in violation of S.C. Code Ann. §16-3-0210(B) , and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT EIGHTY-SEVEN
ASSAULT AND BATTERY BY MOB 1st DEGREE (DEATH RESULTS)
S.C. Code Ann. §16-3-0210(B)
CDR Code: 3431

That CHRISTOPHER DEVAUL LOVELY (A/K/A "P-90"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)) such mob did inflict an act of violence upon the body of JOSHUA JENKINS, and JOSHUA JENKINS'S death resulted from such act of violence.

All in violation of S.C. Code Ann. §16-3-0210(B) , and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT EIGHTY-EIGHT
ASSAULT AND BATTERY BY MOB 2nd DEGREE
(SERIOUS BODILY INJURY RESULTS)
S.C. Code Ann. §16-3-0210(C)
CDR Code: 3432

That CHRISTOPHER DEVAUL LOVELY (A/K/A "P-90"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of RASHAWN CARTER, and such act of violence did result in serious bodily injury to RASHAWN CARTER.

All in violation of S.C. Code Ann. §16-3-0210(C), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT EIGHTY-NINE
PRISONER CARRYING OR CONCEALING A WEAPON
S.C. Code Ann. §24-13-0440
CDR Code: 0441

That CHRISTOPHER DEVAUL LOVELY (A/K/A "P-90"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, and while an inmate of a state correctional facility, did have in his possession and carry on his person and/or conceal an object, homemade or otherwise, that could be used to inflict personal injury upon another person.

All in violation of S.C. Code Ann. §24-13-0440, and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity

COUNT NINETY
ASSAULT AND BATTERY BY MOB 1st DEGREE (DEATH RESULTS)
S.C. Code Ann. §16-3-0210(B)
CDR Code: 3431

That DERRICK JERROD RICE (A/K/A "9-0"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of COREY SCOTT, and COREY SCOTT's death resulted from such act of violence.

All in violation of S.C. Code Ann. §16-3-0210(B) , and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT NINETY-ONE
ASSAULT AND BATTERY BY MOB 1st DEGREE (DEATH RESULTS)
S.C. Code Ann. §16-3-0210(B)
CDR Code: 3431

That DERRICK JERROD RICE (A/K/A "9-0"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-02 10(A)), such mob did inflict an act of violence upon the body of

RAYMOND ANGELO SCOTT, and RAYMOND ANGELO SCOTT's death resulted from such act of violence.

All in violation of S.C. Code Ann. §16-3-0210(B) , and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT NINETY-TWO
ASSAULT AND BATTERY BY MOB 1st DEGREE (DEATH RESULTS)
S.C. Code Ann. §16-3-0210(B)
CDR Code: 3431

That DERRICK JERROD RICE (A/K/A "9-0"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of JOSHUA JENKINS, and JOSHUA JENKINS'S death resulted from such act of violence.

All in violation of S.C. Code Ann. §16-3-0210(B) , and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT NINETY-THREE
ASSAULT AND BATTERY BY MOB 2nd DEGREE
(SERIOUS BODILY INJURY RESULTS)
S.C. Code Ann. §16-3-0210(C)
CDR Code: 3432

That DERRICK JERROD RICE (A/K/A "9-0"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of RASHAWN CARTER, and such act of violence did result in serious bodily injury to RASHAWN CARTER.

All in violation of S.C. Code Ann. §16-3-0210(C), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT NINETY-FOUR
PRISONER CARRYING OR CONCEALING A WEAPON
S.C. Code Ann. §24-13-0440
CDR Code: 0441

That DERRICK JERROD RICE (A/K/A "9-0"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, and while an inmate of a state correctional facility, did have in his possession and carry on his person and/or conceal an object, homemade or otherwise, that could be used to inflict personal injury upon another person.

All in violation of S.C. Code Ann. §24-13-0440, and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT NINETY-FIVE
ASSAULT AND BATTERY BY MOB 1st DEGREE (DEATH RESULTS)
S.C. Code Ann. §16-3-0210(B)
CDR Code: 3431

That LARRY WHITE (A/K/A "LOCO"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of COREY SCOTT, and COREY SCOTT's death resulted from such act of violence.

All in violation of S.C. Code Ann. §16-3-0210(B) , and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT NINETY-SIX
ASSAULT AND BATTERY BY MOB 1st DEGREE (DEATH RESULTS)
S.C. Code Ann. §16-3-0210(B)
CDR Code: 3431

That LARRY WHITE (A/K/A "LOCO"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-02 10(A)), such mob did inflict an act of violence upon the body of RAYMOND ANGELO SCOTT, and RAYMOND ANGELO SCOTT's death resulted from such act of violence.

All in violation of S.C. Code Ann. §16-3-0210(B) , and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT NINETY-SEVEN
ASSAULT AND BATTERY BY MOB 1st DEGREE (DEATH RESULTS)
S.C. Code Ann. §16-3-0210(B)
CDR Code: 3431

That LARRY WHITE (A/K/A "LOCO"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of JOSHUA JENKINS, and JOSHUA JENKINS'S death resulted from such act of violence.

All in violation of S.C. Code Ann. §16-3-0210(B) , and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT NINETY-EIGHT
ASSAULT AND BATTERY BY MOB 2nd DEGREE
(SERIOUS BODILY INJURY RESULTS)
S.C. Code Ann. §16-3-0210(C)
CDR Code: 3432

That LARRY WHITE (A/K/A "LOCO"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of RASHAWN CARTER, and such act of violence did result in serious bodily injury to RASHAWN CARTER.

All in violation of S.C. Code Ann. §16-3-0210(C), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT NINETY-NINE
ASSAULT AND BATTERY BY MOB 1st DEGREE (DEATH RESULTS)
S.C. Code Ann. §16-3-0210(B)
CDR Code: 3431

That DAMIEN RIVERS (A/K/A "DAME G"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of COREY SCOTT, and COREY SCOTT's death resulted from such act of violence.

All in violation of S.C. Code Ann. §16-3-0210(B) , and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT ONE HUNDRED
ASSAULT AND BATTERY BY MOB 1st DEGREE (DEATH RESULTS)
S.C. Code Ann. §16-3-0210(B)
CDR Code: 3431

That DAMIEN RIVERS (A/K/A "DAME G"), on or about April 15 at Lee Correctional Institution, located in Lee County, South Carolina, did 2018 assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-02 10(A)), such mob did inflict an act of violence upon the body of RAYMOND ANGELO SCOTT, and RAYMOND ANGELO SCOTT's death resulted from such act of violence.

All in violation of S.C. Code Ann. §16-3-0210(B) , and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

COUNT ONE HUNDRED AND ONE
ASSAULT AND BATTERY BY MOB 1st DEGREE (DEATH RESULTS)
S.C. Code Ann. §16-3-0210(B)
CDR Code: 3431

That DAMIEN RIVERS (A/K/A "DAME G"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-02 10(A)) such mob did inflict an act of violence upon the body of JOSHUA JENKINS, and JOSHUA JENKINS'S death resulted from such act of violence.

All in violation of S.C. Code Ann. §16-3-0210(B) , and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

**COUNT ONE HUNDRED AND TWO
ASSAULT AND BATTERY BY MOB 2nd DEGREE
(SERIOUS BODILY INJURY RESULTS)
S.C. Code Ann. §16-3-0210(C)
CDR Code: 3432**

That DAMIEN RIVERS (A/K/A "DAME G"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of RASHAWN CARTER, and such act of violence did result in serious bodily injury to RASHAWN CARTER.

All in violation of S.C. Code Ann. §16-3-0210(C), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

**COUNT ONE HUNDRED AND THREE
PRISONER CARRYING OR CONCEALING A WEAPON
S.C. Code Ann. §24-13-0440
CDR Code: 0441**

That ANTWAN DOMINIQUE GRAYSON, on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, and while an inmate of a state correctional facility, did have in his possession and carry on his person and/or conceal an object, homemade or otherwise, that could be used to inflict personal injury upon another person.

All in violation of S.C. Code Ann. §24-13-0440, and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

**COUNT ONE HUNDRED AND FOUR
ASSAULT AND BATTERY BY MOB 1st DEGREE (DEATH RESULTS)
S.C. Code Ann. §16-3-0210(B)
CDR Code: 3431**

That DETREION TOMLIN (A/K/A "FLUTIE") on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of CORNELIUS MCCLARY, and CORNELIUS MCCLARY's death resulted from such act of violence.

All in violation of S.C. Code Ann. §16-3-0210(B), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

**COUNT ONE HUNDRED AND FIVE
PRISONER CARRYING OR CONCEALING A WEAPON
S.C. Code Ann. §24-13-0440
CDR Code: 0441**

That DETREION TOMLIN (A/K/A "FLUTIE"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, and while an inmate of a state correctional facility, did have in his possession and carry on his person and/or conceal an object, homemade or otherwise, that could be used to inflict personal injury upon another person.

All in violation of S.C. Code Ann. §24-13-0440, and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

**COUNT ONE HUNDRED AND SIX
ASSAULT AND BATTERY BY MOB 1st DEGREE (DEATH RESULTS)
S.C. Code Ann. §16-3-0210(B)
CDR Code: 3431**

That ANTHONY ARCHIE, on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of CORNELIUS MCCLARY, and CORNELIUS MCCLARY's death resulted from such act of violence.

All in violation of S.C. Code Ann. §16-3-0210(B), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

**COUNT ONE HUNDRED AND SEVEN
PRISONER CARRYING OR CONCEALING A WEAPON
S.C. Code Ann. §24-13-0440
CDR Code: 0441**

That ANTHONY ARCHIE, on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, and while an inmate of a state correctional facility, did have in his possession and carry on his person and/or conceal an object, homemade or otherwise, that could be used to inflict personal injury upon another person.

All in violation of S.C. Code Ann. §24-13-0440, and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

**COUNT ONE HUNDRED AND EIGHT
ASSAULT AND BATTERY BY MOB 1st DEGREE (DEATH RESULTS)
S.C. Code Ann. §16-3-0210(B)
CDR Code: 3431**

That DAVID DOZIER, on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of CORNELIUS MCCLARY, and CORNELIUS MCCLARY's death resulted from such act of violence.

All in violation of S.C. Code Ann. §16-3-0210(B), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

**COUNT ONE HUNDRED AND NINE
PRISONER CARRYING OR CONCEALING A WEAPON
S.C. Code Ann. §24-13-0440
CDR Code: 0441**

That DAVID DOZIER, on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, and while an inmate of a state correctional facility, did have in his possession

and carry on his person and/or conceal an object, homemade or otherwise, that could be used to inflict personal injury upon another person.

All in violation of S.C. Code Ann. §24-13-0440, and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

**COUNT ONE HUNDRED AND TEN
ASSAULT AND BATTERY BY MOB 2nd DEGREE
(SERIOUS BODILY INJURY RESULTS)
S.C. Code Ann. §16-3-0210(C)
CDR Code: 3432**

That KEASTON KINARD (A/K/A "K"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of NICHOLAS SHEPPARD SMITH, and such act of violence did result in serious bodily injury to NICHOLAS SHEPPARD SMITH.

All in violation of S.C. Code Ann. §16-3-0210(C), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

**COUNT ONE HUNDRED AND ELEVEN
ASSAULT AND BATTERY BY MOB 2nd DEGREE
(SERIOUS BODILY INJURY RESULTS)
S.C. Code Ann. §16-3-0210(C)
CDR Code: 3432**

That KEASTON KINARD (A/K/A "K"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, did assemble with other persons in a mob (as defined by S.C. Code Ann. §16-3-0210(A)), such mob did inflict an act of violence upon the body of DAMAN PAUL STRICKLAND, and such act of violence did result in serious bodily injury to DAMAN PAUL STRICKLAND.

All in violation of S.C. Code Ann. §16-3-0210(C), and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

**COUNT ONE HUNDRED AND TWELVE
PRISONER CARRYING OR CONCEALING A WEAPON
S.C. Code Ann. §24-13-0440
CDR Code: 0441**

That KEASTON KINARD (A/K/A "K"), on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, and while an inmate of a state correctional facility, did have in his possession and carry on his person and/or conceal an object, homemade or otherwise, that could be used to inflict personal injury upon another person.

All in violation of S.C. Code Ann. §24-13-0440, and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

**COUNT ONE HUNDRED AND THIRTEEN
PRISONER CARRYING OR CONCEALING A WEAPON
S.C. Code Ann. §24-13-0440
CDR Code: 0441**

That CLINTON FOLKES, on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, and while an inmate of a state correctional facility, did have in his possession and carry on his person and/or conceal an object, homemade or otherwise, that could be used to inflict personal injury upon another person.

All in violation of S.C. Code Ann. §24-13-0440, and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

**COUNT ONE HUNDRED AND FOURTEEN
PRISONER CARRYING OR CONCEALING A WEAPON
S.C. Code Ann. §24-13-0440
CDR Code: 0441**

That CAMARA JORDAN, on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, and while an inmate of a state correctional facility, did have in his possession and carry on his person and/or conceal an object, homemade or otherwise, that could be used to inflict personal injury upon another person.

All in violation of S.C. Code Ann. §24-13-0440, and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

**COUNT ONE HUNDRED AND FIFTEEN
PRISONER CARRYING OR CONCEALING A WEAPON
S.C. Code Ann. §24-13-0440
CDR Code: 0441**

That KENDRAIL RANKIN, on or about April 15, 2018, at Lee Correctional Institution, located in Lee County, South Carolina, and while an inmate of a state correctional facility, did have in his possession and carry on his person and/or conceal an object, homemade or otherwise, that could be used to inflict personal injury upon another person.

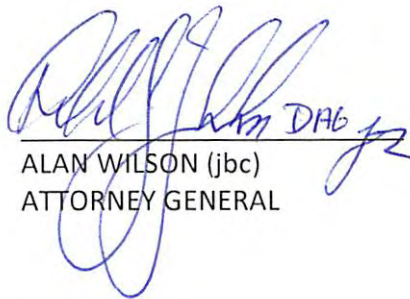
All in violation of S.C. Code Ann. §24-13-0440, and such conduct not having been authorized by law; and such conduct involving a criminal gang activity or a pattern of criminal gang activity.

All counts against the peace and dignity of the State and contrary to the statute in such case made and provided.

A True Bill



FOREMAN


ALAN WILSON (jbc)
ATTORNEY GENERAL

FILED

IN THE COURT OF GENERAL SESSIONS

STATE OF SOUTH CAROLINA

COUNTY OF Lee

SEP 23 2024

STATE

VS.

MARGARET J. SELBY
CLERK, SC STATE GRAND JURYINDICTMENT/CASE# 2020-GS-47-20AKA: Stephen GrantRace: BSex: Male

Age: _____

DOB: [REDACTED]SS#: [REDACTED]

Address: _____

City, State, Zip: _____

DL#* _____

SID# _____

A/W#:

Date of Offense: _____

S.C. Code §: 16-3-20CDR Code #: 0116

SENTENCE SHEET

Oct 09 2024

SC Court of Appeals

*CDL Yes ☐ No ☐ CMV Yes ☐ No ☐ Hazmat Yes ☐ No ☐In disposition of the above indictment comes now the Defendant who was ☒ CONVICTED OF or ☐ PLEADSTO: MurderIn violation of § 16-3-20 of the S.C. Code of Laws, bearing CDR Code # 0116☐ 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. _____ (def.'s initials)The plea is: ☐ Without Negotiations or Recommendation, ☐ Negotiated Sentence, ☐ Recommendation by the State.

ATTEST:

W. B. [Signature]
Solicitor2219
SC Bar #

Defendant

[Signature]
Attorney for Defendant106491
SC Bar #WHEREFORE, the Defendant is committed to the ☒ State Department of Correction ☐ County Detention Center,for a determinate term of Life w/o Parole 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 _____ days/months/years/Time Served and or payment

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

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. _____ 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. Stephen Green INDICTMENT/CASE#: 200-GS- 47 - 20

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: _____

☐ 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</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</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>

☐ Appointed PD or appointed other counsel, Proviso requires \$500 be paid to Clerk during probation and shall be collected before any other fees

☐ § 17-3-30(B) Unpaid Application Fee to be paid to the Public Defender Fund
TOTAL \$ 643.75Clerk of Court/Deputy Clerk: _____
Court Reporter: _____
Maryant J. Self
Bobbie Fisher

Presiding Judge: _____

Judge Code: _____

Sentence Date: _____

L. J. J. J. J. J.
2144
9-26-24

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Lee

FILED

STATE

VS.

SEP 23 2024

INDICTMENT/CASE#: 2020GS-470020Stephen GreenMARGARET J. SELF
CLERK, SC STATE GRAND JURY

AKA: John
 Race: Black Sex: Male Age:
 DOB: SS#:
 Address:
 City, State, Zip:
 DL#* SID#

Date of Offense:
 S.C. Code §: 24-13-490
 CDR Code #: 0921

SENTENCE SHEET

Oct 09 2024

SC Court of Appeals

*CDL Yes ☐ No ☐ CMV Yes ☐ No ☐ Hazmat Yes ☐ No ☐In disposition of the above indictment comes now the Defendant who was ☒ CONVICTED OF or ☐ PLEADSTO: Possession of Weapon by PrisonerIn violation of § 24-13-490 of the S.C. Code of Laws, bearing CDR Code # 0921
☐ 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. (def.'s initials)

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

ATTEST:

[Signature]

Solicitor

101017

SC Bar #

Defendant

[Signature]

Attorney for Defendant

106491

SC Bar #

WHEREFORE, the Defendant is committed to the ☒ State Department of Correction ☐ County Detention Center,for a determinate term of 10 days/months/years/Time Served ☐ Youthful Offender Act not to exceed yearsand/or to pay a fine of \$; provided that upon the service of days/months/years/Time Served and or paymentof \$; plus costs and assessments as applicable*; the balance is suspended with probation for

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: A. life☐ 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. 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. Stephen Green INDICTMENT/CASE#: 2020 -GS- 47 - 20

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: _____

☐ 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</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</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>

☐ Appointed PD or appointed other counsel, Proviso requires \$500 be paid to Clerk during probation and shall be collected before any other fees

☐ § 17-3-30(B) Unpaid Application Fee to be paid to the Public Defender Fund
TOTAL \$ 643.75Clerk of Court/Deputy Clerk: _____
Court Reporter: _____Margaret J. Self
Bobbi Fisher

Presiding Judge: _____

Judge Code: _____

Sentence Date: _____

2144
9-26-27

STATE OF SOUTH CAROLINA

COUNTY OF Lee

FILED

STATE

SEP 23 2024

IN THE COURT OF GENERAL SESSIONS

VS.

INDICTMENT/CASE#: 200GS-47.20Stephen Green

MARGARET J. SELF

CLERK, SC STATE GRAND JURY

AM#:

AKA: Tank

Date of Offense:

Race: BSex: M

Age:

S.C. Code §:

DOB: [REDACTED]SS#: [REDACTED]

CDR Code #:

Address:

City, State, Zip:

DL#*

SID#

SENTENCE SHEET

Oct 09 2024

SC Court of Appeals

*CDL Yes ☐ No ☐ CMV Yes ☐ No ☐ Hazmat Yes ☐ No ☐In disposition of the above indictment comes now the Defendant who was ☒ CONVICTED OF or ☐ PLEADSTO: Criminal ConspiracyIn violation of § 59-150-400D of the S.C. Code of Laws, bearing CDR Code # 2903☒ 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. (def.'s initials)The plea is: ☐ Without Negotiations or Recommendation, ☐ Negotiated Sentence, ☐ Recommendation by the State.

ATTEST:

Solicitor

SC Bar # 101017

Defendant

Attorney for Defendant

SC Bar # 106491WHEREFORE, 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 yearsand/or to pay a fine of \$; provided that upon the service of days/months/years/Time Served and or paymentof \$; plus costs and assessments as applicable*; the balance is suspended with probation for

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: Life☐ 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. 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. Stephen Green INDICTMENT/CASE# 2020-GS-47-20

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: _____

☐ 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	\$ 100
§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	\$ 25
§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	\$ 18.75

- ☐ Appointed PD or appointed other counsel, Proviso requires \$500 be paid to Clerk during probation and shall be collected before any other fees
- ☐ § 17-3-30(B) Unpaid Application Fee to be paid to the Public Defender Fund

\$500 \$ 500

TBD \$

TOTAL \$ 1043.75

Clerk of Court/Deputy Clerk: Maryant J. Self

Court Reporter: Bobbie Fisher

Presiding Judge: [Signature]Judge Code: 9-26-24 214/1Sentence Date: 9-26-20

STATE OF SOUTH CAROLINA

FILED

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Lee

SEP 20 2024

STATE

VS.

MARGARET J. SOLIF
CLERK, SC STATE GRAND JURYINDICTMENT/CASE#: 2024GS-47-20

A/W#:

Date of Offense: 4/15/18S.C. Code §: 16-3-210CDR Code #: 3432AKA: JohnRace: Black Sex: male Age: _____

DOB: _____ SS#: _____

Address: _____

City, State, Zip: _____

DL#* _____ SID# _____

SENTENCE SHEET

Oct 09 2024

SC Court of Appeals

*CDL Yes ☐ No ☐ CMV Yes ☐ No ☐ Hazmat Yes ☐ No ☐In disposition of the above indictment comes now the Defendant who was ☒ CONVICTED OF or ☐ PLEADSTO: Assault & Battery by Mob - 2nd DegreeIn violation of § 16-3-210 of the S.C. Code of Laws, bearing CDR Code # 3432☐ 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. _____ (def.'s initials)The plea is: ☐ Without Negotiations or Recommendation, ☐ Negotiated Sentence, ☐ Recommendation by the State.

ATTEST:

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 Life w/o Parol 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 _____ days/months/years/Time Served and or payment

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

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. _____ 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. Stephen GreenINDICTMENT/CASE#: 2020 -GS- 47 - 20

SPECIAL CONDITIONS:

☐ PTUP after _____ months/years

And Other Terms Listed Below:

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☐ Attend Voc. Rehab. or Job Corp ☐ No Contact with Victim ☐ Domestic Violence Intervention Program
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☐ Other: _____

☐ RESTITUTION: ☐ Deferred ☐ Def. Waives Hearing ☐ Ordered

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

Payment Terms: _____ ☐ Set by SCDPPPS

Recipient: _____

*Fine:

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§14-1-206 (Assessments 107.5%)	\$
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§56-5-2942(J) (Vehicle Assessment)	\$40/ea \$
3% to County (if paid in installments)	TBD \$ <u>18.75</u>

- ☐ Appointed PD or appointed other counsel, Proviso requires \$500 be paid to Clerk during probation and shall be collected before any other fees \$500 \$ 500
☐ § 17-3-30(B) Unpaid Application Fee to be paid to the Public Defender Fund TBD \$

TOTAL \$ 1643.75Clerk of Court/Deputy Clerk: _____
Court Reporter: _____Maryann J. Seel
Bobbie FisherPresiding Judge: _____
Judge Code: _____
Sentence Date: _____LaShawn L. Hanna
2144
9-26-24

CERTIFICATE OF COUNSEL FOR APPELLANT

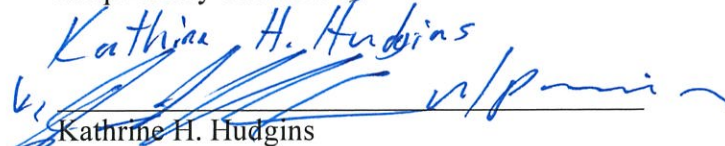
Counsel for appellant certifies that this Record on Appeal contains all material proposed to be included by any of the parties and not any other material and that this Record on Appeal complies to the best of my ability with the April 15, 2014 order from the South Carolina Supreme Court entitled "Revised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

RECEIVED

Dec 08 2025

SC Court of Appeals

Respectfully Submitted,

Kathrine H. Hudgins

Kathrine H. Hudgins
Senior Appellate Defender

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

ATTORNEY FOR APPELLANT

This 8th day of December, 2025.

RECEIVED

Dec 08 2025

SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from State Grand Jury County

Honorable R. Ferrell Cothran, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

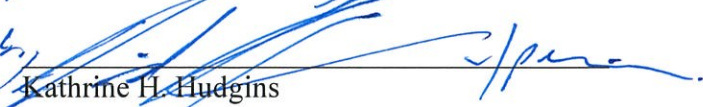
STEPHEN J. GREEN,

APPELLANT

APPELLATE CASE NO. 2024-001684

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 R. Brandon Larrabee, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 8th day of December, 2025.



Kathrine H. Hudgins
Senior Appellate Defender

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

ATTORNEY FOR APPELLANT