

RECEIVED

Apr 22 2026

SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Charleston County

Honorable Benjamin Culbertson, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

JAVEON CAMPBELL,

APPELLANT

APPELLATE CASE NO 2025-001695

RECORD ON APPEAL

GARY H. JOHNSON
Appellate Defender

ALAN WILSON
Attorney General

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

MELODY J. BROWN
Senior Assistant Deputy Attorney General
1000 Assembly Street, Room 519
Columbia, SC 29201
(803) 734-4117

ATTORNEY FOR APPELLANT

ATTORNEYS FOR RESPONDENT

INDEX

INDEX	i
TRIAL TRANSCRIPT DATED AUGUST 18-20, 2025	1
JURY VOIR DIRE	7
JURY SELECTION	28
PRE-TRIAL MOTIONS	44
<u>BIGGERS</u> HEARING	95
TESTIMONY (IN-CAMERA)	
DAVID PRITCHARD	95
ROBERT VAN TINE	99
OPENING REMARKS BY THE COURT	118
OPENING STATEMENT BY MS. LINDER	125
OPENING STATEMENT BY MS. LUTHRINGER	127
TESTIMONY	
CHRISTINA AKINS	129
RENEWED MOTION AGAINST PREJUDICIAL VIDEO	135
TESTIMONY	
KAMAL SINGH	137
RENEWED MOTION AGAINST PREJUDICIAL VIDEO	139
RULING BY THE COURT	139
TESTIMONY	
KAMAL SINGH (CONT'D)	140
JOHN WINN	141

JALEN CAPERS-MANIGAULT	152
KENDRA MOSELEY	173
COLLOQUY REGARDING DUPLICATIVE EVIDENCE.....	193
RULING BY THE COURT.....	194
TESTIMONY	
VIRGINIA RICHARDS	195
PARKER BUSCH	207
DAVID PRITCHARD	219
MATTER OF LAW	279
RULING BY THE COURT.....	283
TESTIMONY	
DAVID PRITCHARD (CONT'D)	284
ZENOBIA BENNETT-RIVERS	292
RICHARD JONES.....	296
JENNIFER BUTLER.....	302
ROBERT VAN TINE.....	313
STATE RESTS	324
MOTION FOR DIRECTED VERDICT.....	325
RULING BY THE COURT.....	325
ADVICE OF RIGHTS	326
DEFENSE RESTS	331
CHARGE CONFERENCE.....	331
CLOSING ARGUMENT BY MS. LINDER.....	337

CLOSING ARGUMENT BY MR. GOODWYN.....	358
CHARGE ON THE LAW	366
VERDICT	381
JURY POLL.....	382
SENTENCING	389
STRIKE SHEETS.....	392
INDICTMENTS	394
SENTENCE SHEETS	398
CERTIFICATE OF COUNSEL	400

THE FOLLOWING EXHIBIT IS ON FILE WITH THIS COURT:

STATE’S EXHIBIT NO. 2 (DVD – SURVEILLANCE CLIPS)

State of South Carolina	)	Court of General Sessions
County of Charleston	)	Ninth Judicial Circuit
	)	
STATE OF SOUTH CAROLINA,	)	Case Numbers:
	)	2023-GS-10-05096
Plaintiff,	)	2023-GS-10-05097
	)	
vs.	)	
	)	
JAVEON BREON KAYSHARD CAMPBELL,	)	JURY TRIAL
	)	
Defendant.	)	TRANSCRIPT OF RECORD
	)	

August 18-20, 2025
Charleston, South Carolina

B E F O R E:

The Honorable Benjamin H. Culbertson

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

MS. STEPHANIE B. LINDER
and MR. GEORGE J. SMIT,
Assistant Solicitors,
for the Plaintiff;

MR. PATRICK S. GOODWYN
and MS. LYNDAY J. LUTHRINGER,
Assistant Public Defenders,
for the Defendant.

Jamie Bickett
Official Court Reporter

INDEX

Day 1 - August 18, 2025.....	6
Day 2 - August 19, 2025.....	113
Day 3 - August 20, 2025.....	290

JURY VOIR DIRE.....	7

PRETRIAL MOTIONS

WITNESSES

<u>NAME</u>	<u>PAGE</u>
David Pritchard	
Direct Examination by Ms. Linder.....	96
Robert Van Tine	
Direct Examination by Ms. Linder.....	99

EXHIBITS

<u>NUMBER</u>	<u>DESCRIPTION</u>	<u>ID</u>	<u>EV</u>
State's PT1	DVD - Photo lineup		104
State's PT2	Photo lineup		105

JURY TRIAL

OPENING STATEMENTS

<u>NAME</u>	<u>PAGE</u>
Ms. Linder.....	125
Ms. Luthringer.....	127

WITNESSES

<u>NAME</u>	<u>PAGE</u>
Christina Akins	
Direct Examination by Mr. Smit.....	130
Cross-Examination by Mr. Goodwyn.....	133
Kamal Singh	
Direct Examination by Ms. Linder.....	137
Cross-Examination by Mr. Goodwyn.....	140
John Winn	
Direct Examination by Ms. Linder.....	141
Cross-Examination by Mr. Goodwyn.....	148
JCM	
Direct Examination by Ms. Linder.....	152
Cross-Examination by Ms. Luthringer.....	165
Redirect Examination by Ms. Linder.....	172

INDEX

WITNESSES (CONT.)

<u>NAME</u>	<u>PAGE</u>
Kendra Moseley	
Direct Examination by Ms. Linder.....	173
Cross-Examination by Mr. Goodwyn.....	188
Virginia Richards	
Direct Examination by Mr. Smit.....	196
Parker Busch	
Direct Examination by Ms. Linder.....	208
David Pritchard	
Direct Examination by Ms. Linder.....	219
Cross-Examination by Mr. Goodwyn.....	251
Redirect Examination by Ms. Linder.....	284
Zenobia Bennett-Rivers	
Direct Examination by Ms. Linder.....	292
Richard Jones	
Direct Examination by Ms. Linder.....	296
Cross-Examination by Mr. Goodwyn.....	301
Jennifer Butler	
Direct Examination by Mr. Smit.....	302
Cross-Examination by Mr. Goodwyn.....	309
Redirect Examination by Mr. Smit.....	312
Robert Van Tine	
Direct Examination by Ms. Linder.....	313
Cross-Examination by Ms. Luthringer.....	322

EXHIBITS

<u>NUMBER</u>	<u>DESCRIPTION</u>	<u>ID</u>	<u>EV</u>
State's 1	CD - 911 calls		132
State's 2	DVD - surveillance clips		139
State's 3	Google overhead map		144
State's 4	Google overhead map		144
State's 5	Google street view map		146
State's 6	Google street view map		146
State's 7	Google street view map		146
State's 8	Photo - Cheapway exterior		177
State's 9	Photo - Cheapway exterior		177
State's 10	Photo - Cheapway w/Rogue		177
State's 11	Photo - Cheapway w/Volvo		177
State's 12	Photo - Volvo		177
State's 13	Travis Richardson ID		187
State's 14	Multicolor Croc shoe		308
State's 15	Photo - Palmetto Masonry		214
State's 16	Photo - Palmetto Masonry		214
State's 17	Photo - victim's wounds		178
State's 18	Map - Palmetto Masonry		214
State's 19	Photo - Star Beauty		216

INDEX

EXHIBITS (CONT.)

	<u>NUMBER</u>	<u>DESCRIPTION</u>	<u>ID</u>	<u>EV</u>
3	State's 20	Photo - shell casing		178
	State's 21	Photo - shell casing		178
4	State's 22	Photo - projectile		178
	State's 23	Photo - shell casing		178
5	State's 24	Body diagram		201
	State's 25	X-ray		201
6	State's 26	X-ray		201
	State's 27	X-ray		201
7	State's 28	Photo - projectile from autopsy		201
8	State's 29	Photo - projectile from autopsy		201
9	State's 30	Photo - Star Beauty		216
	State's 31	Map - Star Beauty		216
10	State's 32	Cheapway surveillance still		224
	State's 33	Cheapway surveillance still		224
11	State's 34	Cheapway surveillance still		224
	State's 35	Cheapway surveillance still		224
12	State's 36	Cheapway surveillance still		224
	State's 37	Cheapway surveillance still		224
13	State's 38	Cheapway surveillance still		224
	State's 39	Cheapway surveillance still		224
14	State's 40	Cheapway surveillance still		224
	State's 41	Cheapway surveillance still		224
15	State's 42	Cheapway surveillance still		224
	State's 43	Cheapway surveillance still		224
16	State's 44	Cheapway surveillance still		224
	State's 45	Cheapway surveillance still		224
17	State's 46	Cheapway surveillance still		224
	State's 47	Cheapway surveillance still		224
18	State's 48	Cheapway surveillance still		224
	State's 49	Cheapway surveillance still		224
19	State's 50	Cheapway surveillance still		224
	State's 51	Cheapway surveillance still		224
20	State's 52	Cheapway surveillance still		224
	State's 53	Cheapway surveillance still		224
21	State's 54	Cheapway surveillance still		224
	State's 55	Cheapway surveillance still		224
22	State's 56	Cheapway surveillance still		224
	State's 57	Cheapway surveillance still		224
23	State's 58	Cheapway surveillance still		224
	State's 59	Cheapway surveillance still		224
24	State's 60	Cheapway surveillance still		224
	State's 61	Cheapway surveillance still		224
25	State's 62	Cheapway surveillance still		224
	State's 63	Cheapway surveillance still		224

INDEX

EXHIBITS (CONT.)

<u>NUMBER</u>	<u>DESCRIPTION</u>	<u>ID</u>	<u>EV</u>
State's 64	Cheapway surveillance still		224
State's 65	Cheapway surveillance still		224
State's 66	Cheapway surveillance still		224
State's 67	Cheapway surveillance still		224
State's 68	Cheapway surveillance still		224
State's 69	Cheapway surveillance still		224
State's 70	Cheapway surveillance still		224
State's 71	Cheapway surveillance still		224
State's 72	Cheapway surveillance still		224
State's 73	Photo lineup		162
State's 74	Canvass map		236
State's 75	Exxon surveillance still		238
State's 76	Google street view from Exxon		238
State's 77	Google street view toward Exxon		238
State's 80	Text from Hamp		285
Court's 1	Stipulation - surveillance videos	114	
Court's 2	Stipulation - expert qualifications	114	

CLOSING ARGUMENTS

<u>NAME</u>	<u>PAGE</u>
Ms. Linder.....	337
Mr. Goodwyn.....	358

CHARGE OF THE COURT.....	366
VERDICT OF THE JURY.....	381
SENTENCE OF THE COURT.....	389
CERTIFICATE OF COURT REPORTER.....	391

1 (Court called to order at 12:25 p.m., Monday, August 18,
2 2025, in the presence of the potential jurors.)

3 THE COURT: All right. Thank you very much. Please be
4 seated.

5 All right. Good afternoon now, ladies and gentlemen.
6 We are getting ready to start the trial of the State of South
7 Carolina versus --

8 Is it Javeon Campbell? Am I pronouncing that correctly?

9 MR. GOODWYN: Yes, Judge.

10 THE COURT: All right. Javeon Campbell.

11 Now, I've got some questions to go over with you. All
12 of you have been qualified to serve as jurors for this term
13 of general sessions court, but the next series of questions I
14 have to go over with you is referred to as "voir dire
15 questions." That's to determine whether or not you're
16 qualified to serve as jurors on this particular case. And it
17 also gives the attorneys some additional information that
18 assists them in the jury selection process.

19 So as I told you during qualifications, jurors, just
20 like witnesses, are constantly taking oaths. So if I could
21 please get all members of the jury panel to stand and raise
22 your right hand.

23 (Potential jurors sworn.)

24 THE COURT: Thank you very much. You may be seated.

25 Now, bear with me for one second.

1 | Okay. I've got it.

2 All right. Please listen up as I go over these
3 questions with you, and let me know.

4 As I said, this is the State of South Carolina versus
5 Javeon Breon Kayshard Campbell. Mr. Campbell has been
6 charged with murder and possession of a weapon during the
7 commission of a violent crime. The allegations are that on
8 or about June 29, 2022, the defendant shot and killed
9 CP in Charleston County, South
10 Carolina.

11 Where is this alleged to have occurred? In about what
12 area?

13 MS. LINDER: It occurred in North Charleston on
14 Dorchester Road.

15 THE COURT: All right. On Dorchester Road in North
16 Charleston on or about June 29, 2022.

17 Now, is there any member of the jury panel that has
18 heard anything, read anything, discussed anything, or knows
19 anything about this case? If so, please stand.

20 All right. As I said, the defendant in this case is
21 Javeon Breon Kayshard Campbell. The alleged victim in this
22 case is CP .

23 Is there any member of the jury panel related by blood
24 or marriage or have a close personal relationship, business
25 relationship, social relationship, or any other type of

1 relationship with Mr. Campbell, the defendant, or the alleged
2 victim CP ? If so, please stand.

3 All right. Please listen carefully as these are
4 potential witnesses who may testify in this case. And there
5 are a number of them, so please listen carefully.

6 Potential witnesses who may testify are Rihanna Davis,
7 Kamal Singh, Iv'ona Frazier, Michael Brown, JCM
8 , Shanory Washington, Qutarius
9 Capers-Mitchell, Travis Richardson.

10 Is there any member of the jury panel related by blood
11 or marriage or have a close personal relationship, business
12 relationship, social relationship, or any other type of
13 relationship with any of these potential witnesses? If so,
14 please stand.

15 All right. Continuing on, these are potential witnesses
16 who may testify.

17 Dr. Virginia Richards, John Winn, Rob Van Tine, David
18 Pritchard, Parker Busch, Danielle Cockrum, Amber Thomas.

19 Is there any member of the jury panel related by blood
20 or marriage or have a close personal relationship, business
21 relationship, social relationship, or any other type of
22 relationship with any of these potential witnesses? If so,
23 please stand.

24 All right. Please listen carefully as these are
25 potential witnesses in this case.

1 Sam Souther, S-O-U-T-H-E-R, Richard Jones, Christian
2 Glaze, Jennifer Butler, Kendra Moseley, Jerome DeSheers,
3 David Rivera.

4 Is there any member of the jury panel related by blood
5 or marriage or have a close personal relationship, business
6 relationship, social relationship, or any other type of
7 relationship with any of those potential witnesses? If so,
8 please stand.

9 All right. Please listen carefully as these are
10 potential witnesses.

11 Denis Woods, Matthew Vollano, Tyneisha Gilliard, Zenobia
12 Bennett-Rivers, Ryan Johnson, Christina Akins, Tamara Beard,
13 Dustin Morris.

14 Is there any member of the jury panel related by blood
15 or marriage or have a close personal relationship, business
16 relationship, social relationship, or any other type of
17 relationship with any of those potential witnesses? If so,
18 please stand.

19 All right. Prosecuting this case on behalf of the State
20 of South Carolina is Attorney Stephanie Bianco Linder.
21 Representing the defendant is Attorney Patrick Scott Goodwyn.

22 Is there any member of the jury panel related by blood
23 or marriage or have a close personal relationship, business
24 relationship, social relationship, or any other type of
25 relationship with either of these attorneys? If so, please

1 stand.

2 Sir, your name and number.

3 POTENTIAL JUROR: David Moffly.

4 THE COURT: Do you know your jury number?

5 POTENTIAL JUROR: 257.

6 THE COURT: All right. Mr. Moffly, who is it that you
7 know?

8 POTENTIAL JUROR: Stephanie Linder.

9 THE COURT: All right. And how do you know Ms. Linder?

10 POTENTIAL JUROR: She prosecuted the murder trial when
11 my son was murdered.

12 THE COURT: Okay. Would that association affect your
13 ability to be fair and impartial to both the State and the
14 defendant in this case?

15 POTENTIAL JUROR: No.

16 THE COURT: Would you be able to disregard all of the
17 facts and circumstances of that case and base your decision
18 in this case exclusively on the testimony and evidence of
19 this case?

20 POTENTIAL JUROR: Yes.

21 THE COURT: Thank you very much, Mr. Moffly, for
22 bringing that to our attention.

23 All right. Anyone else know any of these attorneys? If
24 so, please stand.

25 Is there any member of the jury panel that has ever been

1 represented by either of these attorneys? If so, please
2 stand.

3 MR. GOODWYN: Judge, I believe you also need to
4 introduce Ms. Lyndsay Luthringer, who's an attorney in my
5 office that's assisting me.

6 THE COURT: Who is -- what's her name?

7 MR. GOODWYN: Lyndsay Luthringer.

8 THE COURT: All right. And how do you spell your last
9 name, please, ma'am?

10 MS. LUTHRINGER: L-U-T-H-R-I-N-G-E-R.

11 THE COURT: All right. Are there any additional
12 attorneys from the State?

13 MS. LINDER: Yes, Judge. George Smit, S-M-I-T.

14 THE COURT: All right. Is there any member of the jury
15 panel related by blood or marriage or have a close personal
16 relationship, business relationship, social relationship, or
17 any other type of relationship with Attorney George Smit or
18 Attorney Lyndsay Luthringer? If so, please stand.

19 Is any member of the jury panel -- whether it be
20 Ms. Linder, Mr. Goodwyn, Mr. Smit, or Ms. Luthringer, any
21 member of the jury panel ever been represented by any of
22 these attorneys? If so, please stand.

23 Has any member of the jury panel ever been involved in
24 any legal action in which any of these attorneys represented
25 another party to that action? If so, please stand.

1 Is there any member of the jury panel either personally
2 or has a family member or close personal friend employed with
3 the Ninth Circuit Solicitor's Office or the Ninth Circuit
4 Public Defender's Office? If so, please stand.

5 Is there any member of the jury panel who either
6 personally or has had a family member that has been the
7 victim of a violent crime? If so, please stand.

8 All right. Ma'am, your name and number.

9 POTENTIAL JUROR: Cayla Ciappa, Number 66.

10 THE COURT: All right, Ms. Ciappa. If you would come
11 forward, please.

12 (AT bench, from digital recording.)

13 THE COURT: Okay. Is this you or a family member?

14 POTENTIAL JUROR: It was my family member.

15 THE COURT: Okay.

16 COURT REPORTER: I can't hear.

17 POTENTIAL JUROR: It was my uncle. He was murdered.

18 THE COURT: And how long ago was that?

19 POTENTIAL JUROR: I think it was 26 years ago.

20 THE COURT: All right. Would that event affect your
21 ability to be fair and impartial to both the State and the
22 defendant in this case?

23 POTENTIAL JUROR: No.

24 THE COURT: Would you be able to disregard all the facts
25 and circumstances of that case and base your decision in this

1 case exclusively on the testimony and evidence in this case?

2 POTENTIAL JUROR: Yes.

3 THE COURT: Thank you for bringing that to our
4 attention, Ms. Ciappa. You can be seated.

5 (In open court.)

6 THE COURT: All right, sir. Your number and number?

7 POTENTIAL JUROR: David Moffly, 257.

8 THE COURT: All right, Mr. Moffly. If you would come
9 forward, please.

10 COURT REPORTER: Judge, are you wanting these on the
11 record?

12 THE COURT: No, not right now.

13 COURT REPORTER: Okay.

14 THE COURT: I mean, if you can get them, but you can't
15 get it --

16 COURT REPORTER: Not this far away. I can try to get it
17 from my backup audio later, but I don't know how much it will
18 pick up.

19 THE COURT: Yeah, well, I don't know how else we can do
20 it then. That will be fine.

21 Yes, sir. If you'd come forward, please.

22 (At bench, from digital recording.)

23 THE COURT: Is this you or a family member?

24 POTENTIAL JUROR: My son.

25 THE COURT: Okay. And he was --

1 POTENTIAL JUROR: He was murdered.

2 THE COURT: Murdered. Okay. And how long ago was that?

3 POTENTIAL JUROR: 2016.

4 THE COURT: Since this case does involve a murder, does
5 that affect your ability to be fair and impartial in this
6 case to all of the parties?

7 POTENTIAL JUROR: No, It wouldn't affect it at all.

8 THE COURT: All right. Could you disregard all of the
9 facts and circumstances in your son's case and base your
10 decision in this case exclusively on the testimony and
11 evidence in this case?

12 POTENTIAL JUROR: Yes.

13 THE COURT: Thank you for bringing that to our
14 attention. You can be seated.

15 (In open court.)

16 THE COURT: All right. Your name and number.

17 POTENTIAL JUROR: Kiera Anderson, Number 6.

18 THE COURT: All right, Ms. Anderson. If you would come
19 forward, please.

20 (At bench, from digital recording.)

21 THE COURT: Is this you or a family member?

22 POTENTIAL JUROR: Family member.

23 THE COURT: And what was -- what relationship?

24 POTENTIAL JUROR: It was my cousin. He was murdered.

25 THE COURT: Your cousin was murdered?

1 POTENTIAL JUROR: Yes.

2 THE COURT: Would that event affect your ability to be
3 fair and impartial to the State and the defendant in this
4 case?

5 I mean, the fact of the matter is we're all affected by
6 different life events.

7 POTENTIAL JUROR: Mm-hmm.

8 THE COURT: I have to determine whether or not that life
9 event would deprive one of these parties of a fair trial.

10 POTENTIAL JUROR: Mm-hmm.

11 THE COURT: And there's -- it's nothing against you if
12 it would.

13 POTENTIAL JUROR: Mm-hmm.

14 THE COURT: I mean, we all have natural biases and
15 things of that nature.

16 Do you think you could forget everything about your
17 cousin's murder, or do you think it would influence you in
18 this case?

19 POTENTIAL JUROR: Yes.

20 THE COURT: Okay. All right. Mr. Anderson, I'm going
21 to excuse you for this particular case, but stay with us for
22 right now. Okay?

23 POTENTIAL JUROR: Okay.

24 THE COURT: All right. Thank you for bringing that to
25 our attention.

1 I'm going to excuse Juror Number 6. Okay?

2 All right.

3 (In open court.)

4 THE COURT: Ma'am, your name and number?

5 POTENTIAL JUROR: Jennifer Johnson, 192.

6 THE COURT: All right. If you would come forward,
7 please.

8 (At bench, from digital recording.)

9 THE COURT: Hi, Ms. Johnson.

10 POTENTIAL JUROR: Hello.

11 THE COURT: Was this you or a family member?

12 POTENTIAL JUROR: A family member. My grandparents.

13 THE COURT: Okay. And what happened to them?

14 POTENTIAL JUROR: They were robbed in their home at
15 gunpoint.

16 THE COURT: Okay. And how long ago was that?

17 POTENTIAL JUROR: About 15 years.

18 THE COURT: Okay. Would that event affect your ability
19 to be fair to the State and to the defendant in this case?

20 POTENTIAL JUROR: I don't believe so, no.

21 THE COURT: Okay. Could you disregard all the facts and
22 circumstances regarding your grandparents' home invasion, or
23 whatever it was, could you disregard everything that happened
24 in that case and base your decision in this case exclusively
25 on the testimony and evidence in this case?

1 POTENTIAL JUROR: Yes.

2 THE COURT: Thank you for bringing that to our
3 attention. You can be seated.

4 (In open court.)

5 THE COURT: Yes, sir. Your name and number.

6 POTENTIAL JUROR: George Schwartz, 326.

7 THE COURT: All right, Mr. Schwartz. If you'd come
8 forward, please.

9 (At bench, from digital recording.)

10 THE COURT: All right. Is this you or a family member?

11 POTENTIAL JUROR: Well, I thought it was the question
12 you said (indiscernible) but it's not one of these attorneys.

13 THE COURT: Who? One of these attorneys?

14 POTENTIAL JUROR: Yes. I know the head solicitor.

15 MS. LINDER: The elected. Scarlett.

16 THE COURT: Oh, Ms. Wilson?

17 POTENTIAL JUROR: Yeah.

18 THE COURT: Okay.

19 POTENTIAL JUROR: I don't know them.

20 THE COURT: Well --

21 POTENTIAL JUROR: I don't know these attorneys, but I
22 know the head solicitor. And I know other attorneys in
23 Charleston.

24 THE COURT: Well, let me ask you that. Would your
25 association with the solicitor affect your ability to be fair

1 and impartial in this case?

2 POTENTIAL JUROR: Not at all.

3 THE COURT: All right. Could you disregard that
4 association in its entirety and base your decision in this
5 case exclusively on the testimony and evidence in this case?

6 POTENTIAL JUROR: Yes, sir.

7 THE COURT: All right. Thank you for bringing that to
8 our attention.

9 (In open court.)

10 THE COURT: Is there anyone else that's been the victim
11 of a violent crime or a family member that's been the victim
12 of a violent crime?

13 Is there any member of the jury panel who either
14 personally or has had a family member accused of committing a
15 violent crime? If so, please stand.

16 Is there any member of the jury panel who either
17 personally or has had a family member incarcerated? If so,
18 please stand.

19 Yes, ma'am. Your name and number.

20 POTENTIAL JUROR: My name is Maya. I'm Number 119.

21 THE COURT: 119?

22 POTENTIAL JUROR: Yes, sir.

23 THE COURT: All right. Maya Florvil?

24 POTENTIAL JUROR: Yes, sir.

25 THE COURT: All right. Ms. Florvil, would the fact that

1 you either personally or have had a family member
2 incarcerated affect your ability to be fair and impartial to
3 the State and the defendant in this case?

4 POTENTIAL JUROR: No, sir.

5 THE COURT: Would you be able to disregard that
6 incarceration in its entirety and base your decision in this
7 case exclusively on the testimony and evidence in this case?

8 POTENTIAL JUROR: Yes, sir.

9 THE COURT: Thank you for bringing that to our
10 attention.

11 All right. The gentleman against the wall, your name
12 and number.

13 POTENTIAL JUROR: Mike Bernard, Number 20. Michael
14 Bernard.

15 THE COURT: All right. Mr. Bernard, would the
16 incarceration that you're referencing, whether it's you or a
17 family member, would that affect your ability to give all of
18 the parties in this case a fair and impartial trial?

19 POTENTIAL JUROR: It would not affect my ability.

20 THE COURT: Okay. Could you disregard all of the facts
21 and circumstances regarding the incarceration of you or your
22 family member and base your decision in this case exclusively
23 on the testimony and evidence in this case?

24 POTENTIAL JUROR: Yes, sir.

25 THE COURT: Thank you for bringing that to our

1 attention.

2 All right. Ma'am, your name and number.

3 POTENTIAL JUROR: Christie Hannula, 148.

4 THE COURT: All right. Ms. Hannula, would the
5 incarceration in your situation affect your ability to be
6 fair and impartial to the State and the defendant in this
7 case?

8 POTENTIAL JUROR: No, sir.

9 THE COURT: All right. And could you disregard all of
10 the facts and circumstances regarding the incarceration,
11 whether it be you or a family member, and base your decision
12 in this case exclusively on the testimony and evidence in
13 this case?

14 POTENTIAL JUROR: Yes, sir.

15 THE COURT: Thank you for bringing that to our
16 attention.

17 All right. The gentlemen in the gray shirt, your name
18 and number.

19 POTENTIAL JUROR: Melvin Toms, 366.

20 THE COURT: All right. Mr. Toms, would your -- the
21 incarceration, whether it be of you or a family member, would
22 it affect your ability to be fair and impartial to all of the
23 parties in this case?

24 POTENTIAL JUROR: No, sir.

25 THE COURT: Could you disregard the incarceration in

1 your situation in its entirety --

2 POTENTIAL JUROR: Yes, sir.

3 THE COURT: -- and base your decision in this case
4 exclusively on the testimony and evidence in this case?

5 POTENTIAL JUROR: Yes, sir.

6 THE COURT: Thank you for bringing that to our
7 attention.

8 All right. The lady on the front row.

9 And I apologize if you -- we have to create a record, so
10 every time you stand I'm going to need you to give me your
11 name and your jury number.

12 Yes, ma'am. Your name and number.

13 POTENTIAL JUROR: Cayla Ciappa, 66.

14 THE COURT: All right. Ms. Ciappa, would the
15 incarceration of you or a family member of yours affect your
16 ability to be fair and impartial to all of the parties in
17 this case?

18 THE WITNESS: No, it would not affect me.

19 THE COURT: Could you disregard all of the facts and
20 circumstances regarding your situation and base your decision
21 in this case exclusively on the testimony and evidence in
22 this case?

23 POTENTIAL JUROR: Yes.

24 THE COURT: Thank you for bringing that to our
25 attention.

1 All right. The gentleman behind Ms. Ciappa, your name
2 and number.

3 POTENTIAL JUROR: Dakota Carroll, 58.

4 THE COURT: All right. Mr. Carroll, would you -- would
5 the incarceration in your situation affect your ability to be
6 fair and impartial to all the parties in this case.

7 POTENTIAL JUROR: No, your Honor.

8 THE COURT: Could you disregard all of the facts and
9 circumstances regarding the incarceration in your situation
10 and base your decision in this case exclusively on the
11 testimony and evidence?

12 POTENTIAL JUROR: Yes, your Honor.

13 THE COURT: Thank you for bringing that to our
14 attention.

15 Yes, sir. Your name and number.

16 POTENTIAL JUROR: Kyle Dement, Number 93.

17 THE COURT: All right. Mr. Dement, would the
18 incarceration in your situation affect your ability to be
19 fair and impartial to the defendant and the State in this
20 case?

21 POTENTIAL JUROR: No, sir.

22 THE COURT: Would you be able to disregard all of the
23 facts and circumstances regarding the incarceration in your
24 case --

25 POTENTIAL JUROR: Yes, sir.

1 THE COURT: -- and base your decision in this case
2 exclusively on the testimony and evidence?

3 POTENTIAL JUROR: Yes, sir.

4 THE COURT: Thank you for bringing that to our
5 attention.

6 Has any member of the jury panel ever been a witness in
7 a civil or criminal trial? If so, please stand.

8 All right. Sir, your name and number.

9 POTENTIAL JUROR: David Moffly, 257.

10 THE COURT: All right. Mr. Moffly, would the fact that
11 you have testified in a case affect your ability to be fair
12 and impartial to all of the parties in this case?

13 POTENTIAL JUROR: No.

14 THE COURT: Would you be able to disregard all of the
15 fact and circumstances regarding your testimony in the case
16 in which you testified --

17 POTENTIAL JUROR: Yes.

18 THE COURT: -- and base your decision in this case
19 exclusively on the testimony and evidence in this case?

20 POTENTIAL JUROR: Yes, your Honor.

21 THE COURT: Thank you for bringing that to our
22 attention.

23 Yes, sir. Your name and number.

24 POTENTIAL JUROR: Robert Cook, 75.

25 THE COURT: All right. Mr. Cook, would the fact that

1 you have testified in a court trial affect your ability to be
2 fair and impartial to the State and the defendant in this
3 case?

4 POTENTIAL JUROR: No, sir.

5 THE COURT: Would you be able to disregard your
6 testimony in its entirety and the case in which you testified
7 in its entirety and base your decision in this case
8 exclusively on the testimony and evidence in this case?

9 POTENTIAL JUROR: Yes, sir.

10 THE COURT: Thank you for bringing that to our
11 attention.

12 Yes, sir. Your name and number.

13 POTENTIAL JUROR: Joseph Hanlon, Number 147.

14 THE COURT: All right. Mr. Hanlon, would the fact that
15 you have testified in court before affect your ability to be
16 fair and impartial to all of the parties in this case?

17 POTENTIAL JUROR: No, sir.

18 THE COURT: Could you disregard your testimony in its
19 entirety and the case in which you were involved in its
20 entirety --

21 POTENTIAL JUROR: Yes.

22 THE COURT: -- and base your decision in this case
23 exclusively on the testimony and evidence in this case?

24 POTENTIAL JUROR: Yes, sir.

25 THE COURT: Thank you for bringing that to our

1 attention, Mr. Hanlon.

2 Is there any member of the jury panel who either
3 personally or has a family member who has had a criminal
4 charge prosecuted or is currently pending before the Ninth
5 Circuit Solicitor's Office? If so, please stand.

6 Has any member of the jury panel formed or expressed an
7 opinion about any issue or matter involved in this case? If
8 so, please stand.

9 Is any member of the jury panel aware of any bias or
10 prejudice towards either the State of South Carolina or the
11 defendant in this case? If so, please stand.

12 Is there any member of the jury panel that was a member
13 of the grand jury that issued any of the indictments in this
14 case? If so, please stand.

15 Is there any member of the jury panel that is a member
16 of or a contributor to any group which has as its primary
17 concern the promotion of law enforcement or victim's rights?
18 For example, some of these organizations are Mothers Against
19 Drunk Drivers; Students Against Drunk Drivers; Citizens
20 Against Violent Crime, also referred to as CAVE; or CASA,
21 Citizens Against Spousal Abuse; or any similar organization
22 that has as its primary concern the promotion of law
23 enforcement of victims rights. Is anybody a member of or a
24 contributor to any such organization? If so, please stand.

25 Does any member of the jury panel know of any reason

1 whatsoever why he or she should not serve as a juror in this
2 case, with particular emphasis being placed on your ability
3 to be fair and impartial to both the State and the defendant?
4 If so, please stand.

5 All right. Any additional questions from the State?

6 MS. LINDER: None from the State, your Honor.

7 THE COURT: Any from the defense?

8 MR. GOODWYN: No, Judge.

9 THE COURT: All right. Ladies and gentlemen, the way we
10 select jurors in general sessions court is your names --
11 those of you have not been excused, your names will be fed
12 into a computer. It will be generated at random. And the
13 clerk of court will go down that list in the random order and
14 will call your name.

15 If your name is called, you'll need to come here to this
16 podium, turn, and face the attorneys. The State's attorneys
17 are going to look at you a little while, and then they're
18 going to look at their notes a little while, and then they're
19 going to look back at you a little while. And they're going
20 to follow this procedure until they decide whether they want
21 you as a juror.

22 And if they want you as a juror, then the defendant's
23 attorneys are going to look at you a little while, and then
24 they're going to look at their notes a little while, and then
25 they're going to look back at you a little while and decide

1 if they want you as a juror.

2 And we follow this procedure until we get a jury
3 selected. Each side gets a certain number of strikes where
4 they can strike potential jurors.

5 So if your name is called, you'll need to bring with you
6 any books, pocketbooks, umbrellas, whatever you might have,
7 come forward, stand in front of the podium, and face the
8 attorneys.

9 Now, if you are excused by either the State or the
10 defense, please do not take it personally. It just means
11 that, for whatever reason, you do not fit a certain profile
12 that they're looking for in this particular case. There's
13 really no rhyme or reason as to why attorneys strike
14 potential jurors. I've often -- I've had several cases where
15 a juror is taken in the first case and struck in the second
16 case or struck in the first case and taken in the second
17 case. It just depends on what a particular attorney is
18 looking for in a particular case. So please do not take it
19 personally.

20 But please listen up. And if your name is called, come
21 forward, bring with whatever you might have, stand in front
22 of the podium, and turn and face the attorneys.

23 All right.

24 CLERK OF COURT: Your Honor, may I approach?

25 THE COURT: Yes. Come on up.

1 (Pause in proceedings.)

2 THE COURT: Oh, this -- five and ten?

3 MR. GOODWYN: Yes, Judge.

4 THE COURT: Is that correct? All right.

5 (Pause in proceedings.)

6 CLERK OF COURT: All right. Ladies and gentlemen, if I
7 call your juror number, please grab your belongings, stand in
8 front of the podium, turn, and face the parties.

9 And we will begin.

10 Juror Number 109.

11 What say you for the State?

12 MS. LINDER: Please present this juror.

13 CLERK OF COURT: What say you for the defense?

14 MR. GOODWYN: Please seat this juror.

15 CLERK OF COURT: All right. Sir, you have been selected
16 as a juror on the trial of this case. Please have a seat in
17 the jury box.

18 Juror Number 18.

19 What say you for the State?

20 MS. LINDER: Please present this juror.

21 CLERK OF COURT: What say you for the defense?

22 MR. GOODWYN: Please seat this juror.

23 CLERK OF COURT: Ma'am, you've been selected as a juror
24 on the trial of this case. Please have a seat in the jury
25 box.

1 Juror Number 149.

2 What say your for the State?

3 MS. LINDER: Beg the Court's indulgence.

4 Please present this juror.

5 CLERK OF COURT: What say you for the defense?

6 MR. GOODWYN: Please excuse this juror.

7 CLERK OF COURT: Sir, you've been excused from the trial
8 of this case. Please have a seat back in the audience.

9 Juror Number 326.

10 What say you for the State?

11 MS. LINDER: Please present this juror.

12 CLERK OF COURT: What say you for the defense?

13 MR. GOODWYN: Please seat this juror.

14 CLERK OF COURT: Sir, you've been selected as a juror on
15 the trial of this case. Please have a seat in the jury box.

16 Juror Number 231.

17 What say you for the State?

18 MS. LINDER: Please present this juror.

19 CLERK OF COURT: What say you for the defense?

20 MR. GOODWYN: Please seat this juror.

21 CLERK OF COURT: Ma'am, you've been selected as a juror
22 on the trial of this case. Please have a seat in the jury
23 box.

24 Juror Number 73.

25 What say you for the State?

1 MS. LINDER: Beg the Court's indulgence.

2 Please excuse this juror.

3 CLERK OF COURT: Ma'am, you've been excused from the
4 trial of this case. Please have a seat in the audience.

5 Juror Number 396.

6 What say you for the State?

7 MS. LINDER: Please present this juror.

8 CLERK OF COURT: What say you for the defense?

9 MR. GOODWYN: Please seat this juror.

10 CLERK OF COURT: Sir, you've been selected as a juror on
11 the trial of this case. Please have a seat in the jury box.

12 Juror Number 20.

13 What say you for the State?

14 MS. LINDER: Please present this juror.

15 CLERK OF COURT: What say you for the defense?

16 MR. GOODWYN: Please excuse this juror.

17 CLERK OF COURT: Sir, you've been excused from the trial
18 of this case. Please have a seat in the audience.

19 Juror Number 139.

20 What say you for the State?

21 MS. LINDER: Please present this juror.

22 CLERK OF COURT: What say you for the defense?

23 MR. GOODWYN: Please seat this juror.

24 CLERK OF COURT: Ma'am, you've been selected as a juror
25 on the trial of this case. Please have a seat in the jury

1 box.

2 Juror Number 148.

3 What say you for the State?

4 MS. LINDER: Beg the Court's indulgence.

5 Please present this juror.

6 CLERK OF COURT: What say you for the defense?

7 MR. GOODWYN: Please excuse this juror.

8 CLERK OF COURT: Ma'am, you've been excused from the

9 trial of this case. Please have a seat in the audience.

10 Juror Number 283.

11 What say you for the State?

12 MS. LINDER: Please present this juror.

13 CLERK OF COURT: What say you for the defense?

14 MR. GOODWYN: Please excuse this juror.

15 CLERK OF COURT: Ma'am, you've been excused from the

16 trial of this case. Please have a seat in the audience.

17 Juror Number 58.

18 What say you for the State?

19 MS. LINDER: Beg the Court's indulgence.

20 Please present this juror.

21 CLERK OF COURT: What say you for the defense?

22 MR. GOODWYN: Please seat this juror.

23 CLERK OF COURT: Sir, you've been selected as a juror on

24 the trial of this case. Please have a seat in the jury box.

25 Juror Number 380.

1 What say you for the State?

2 MS. LINDER: Beg the Court's indulgence.

3 Please present this juror.

4 CLERK OF COURT: What say you for the defense?

5 MR. GOODWYN: Please seat this juror.

6 CLERK OF COURT: Ma'am, you've been selected as a juror
7 on the trial of this case. Please have a seat in the jury
8 box.

9 Juror Number 257.

10 What say you for the State?

11 MS. LINDER: Please present this juror.

12 CLERK OF COURT: What say you for the defense?

13 MR. GOODWYN: Please excuse this juror.

14 CLERK OF COURT: Sir, you've been excused from the trial
15 of this case. Please have a seat in the audience.

16 The defense has used five of its ten strikes.

17 Juror Number 53.

18 What say you for the State?

19 MS. LINDER: Please present this juror.

20 CLERK OF COURT: What say you for the defense?

21 MR. GOODWYN: Please seat this juror.

22 CLERK OF COURT: Ma'am, you've been selected as a juror
23 on the trial of this case. Please have a seat in the jury
24 box.

25 Juror Number 207.

1 What say you for the State?

2 MS. LINDER: Please present this juror.

3 CLERK OF COURT: What say you for the defense?

4 MR. GOODWYN: Please present this juror.

5 CLERK OF COURT: Sir, you've been selected as a juror on
6 the trial of this case. Please have a seat in the jury box.

7 Juror Number 103.

8 What say you for the State?

9 MS. LINDER: Beg the Court's indulgence.

10 Please present this juror.

11 CLERK OF COURT: What say you for the defense?

12 MR. GOODWYN: Please excuse this juror.

13 CLERK OF COURT: Sir, you've been excused from the trial
14 of this case. Please have a seat in the audience.

15 Juror Number 356.

16 What say you for the State?

17 MS. LINDER: Please present this juror.

18 CLERK OF COURT: What say you for the defense?

19 MR. GOODWYN: Please seat this juror.

20 CLERK OF COURT: Ma'am, you've been selected as a juror
21 on the trial of this case. Please have a seat in the jury
22 box.

23 Juror Number 66.

24 What say you for the State?

25 MS. LINDER: Please present this juror.

1 CLERK OF COURT: What say you for the defense?

2 MR. GOODWYN: Please excuse this juror.

3 CLERK OF COURT: Ma'am, you've been excused from the
4 trial of this case. Please have a seat in the audience.

5 The defense has used seven of its ten strikes.

6 Juror Number 357.

7 What say you for the State?

8 MS. LINDER: Please present this juror.

9 CLERK OF COURT: What say you for the defense?

10 MR. GOODWYN: Please seat this juror.

11 CLERK OF COURT: Sir, you've been selected as a juror on
12 the trial of this case. Please have a seat in the jury box.

13 THE COURT: All right. We'll settle that. And the
14 alternate, State gets one strike, defense gets two.

15 MS. LINDER: Your Honor, if we could please have two
16 alternates?

17 THE COURT: Yeah, we'll do that, but we'll select one
18 first. We'll get two.

19 MS. LINDER: Yes, Judge.

20 THE COURT: All right. So for the first alternate --
21 well, in general sessions it won't be a first and second.
22 We'll get two alternates, but for each alternate the State
23 gets one strike and defense gets two. All right?

24 CLERK OF COURT: Now selecting alternates.

25 Juror Number 83.

1 What say you for the State?

2 MS. LINDER: Please present this juror.

3 CLERK OF COURT: What say you for the defense?

4 MR. GOODWYN: Please excuse this juror.

5 CLERK OF COURT: Ma'am, you've been excused from the
6 trial of this case. Please have a seat in the audience.

7 Juror Number 336.

8 What say you for the State?

9 MS. LINDER: Please present this juror.

10 CLERK OF COURT: What say you for the defense?

11 MR. GOODWYN: Please seat this juror.

12 CLERK OF COURT: Sir, you've been selected as an
13 alternate on the trial of this case. Please have a seat in
14 the jury box.

15 THE COURT: All right. We'll select another alternate.
16 The State gets one strike. Defense gets two.

17 CLERK OF COURT: Juror Number 287.

18 What say you for the State?

19 MS. LINDER: Please present this juror.

20 CLERK OF COURT: What say you for the defense?

21 MR. GOODWYN: Please seat this juror.

22 CLERK OF COURT: Sir, you've been selected as an
23 alternate on this case. Please have a seat in the jury box.

24 THE COURT: All right. Now, are two alternates enough,
25 or do we need another?

1 MS. LINDER: I think two is good. Thank you.

2 THE COURT: Okay.

3 MR. GOODWYN: I agree.

4 THE COURT: All right.

5 All right. Ladies and gentlemen, you will be the jury
6 on this first case. I'm going to excuse you back to the jury
7 room for just a few minutes while I release the remainder of
8 the jury panel. We'll bring you back in with some
9 instructions in just a moment. Okay?

10 Thank you very much.

11 (The jury exited the courtroom at 1:12 p.m.)

12 (The following proceedings were had outside the presence
13 of the jury.)

14 THE COURT: All right. Any challenges to the selection
15 or composition of the jury by the State?

16 MS. LINDER: None from the State.

17 THE COURT: Any from the defense?

18 MR. GOODWYN: No, Judge.

19 THE COURT: All right. Ladies and gentlemen, those of
20 you who remain in the jury panel, we have our jury for this
21 first case. I've been instructed that you're to be released
22 for the remainder of the day. You should have been given a
23 number to the clerk of court's office. You'll need to call
24 that number after 6:00 p.m. today, and that will give you
25 some further instruction as to when you need to return or if

1 you need to return. So please call that number after
2 6:00 p.m. today.

3 Again, I want to thank you for your service. As I told
4 you during qualifications, even if you do not get selected as
5 a juror this week, you have still fulfilled all of your
6 duties as jurors. And I want to thank you for your service.

7 You're free to go for the remainder of the day. Please
8 call that number after 6:00 p.m.

9 Thank you very much.

10 (Remaining potential jurors exited the courtroom at
11 1:13 p.m.)

12 THE COURT: All right. As I understand it, we have some
13 pretrial motions we need to address?

14 MS. LINDER: Yes, Judge.

15 MR. GOODWYN: That is correct.

16 THE COURT: All right. So are we releasing the jury for
17 the day and bringing them back tomorrow morning, or are we
18 going to --

19 MS. LINDER: Yes, Judge. We would prefer if you would
20 just let them go for the day and then we'll have them come
21 back tomorrow morning.

22 THE COURT: All right. And what time do y'all want to
23 get started tomorrow morning?

24 MR. GOODWYN: We can start about 9:30 I think is fine.

25 THE COURT: 9:30? Okay. I'll probably have them come

1 back -- get them back here at about 9:15 so I can take the
2 bench at about 9:30 tomorrow morning.

3 I'm assuming we're not going to swear them until
4 tomorrow morning; is that correct?

5 MS. LINDER: Yes, Judge.

6 MR. GOODWYN: That's correct.

7 THE COURT: Okay.

8 All right. Anything from the State before we bring the
9 jury in?

10 MS. LINDER: No, Judge.

11 THE COURT: Anything from the defense?

12 MR. GOODWYN: No, Judge.

13 THE COURT: All right. Somebody can let them know we're
14 ready to bring the jury back in.

15 CLERK OF COURT: I'll go do that, your Honor.

16 THE COURT: Thank you very much.

17 (The jury entered the courtroom at 1:17 p.m.)

18 JUROR: Do we have to sit in the same spot?

19 THE COURT: I don't think it really matters. You can
20 sit anywhere. That'll be fine, yeah.

21 THE BAILIFF: All jurors are present, your Honor.

22 THE COURT: Thank you very much.

23 All right. Ladies and gentlemen, you've been selected
24 as jurors on this first case. Now, we have some scheduling
25 matters that we need to take care of to get witnesses here

1 and things of that nature, so I'm going to go ahead and
2 excuse you for the remainder of the day. I'm going to ask
3 that you please be back at 9:15 tomorrow morning. Okay?

4 Now, when you get back at 9:15 tomorrow morning, if you
5 could do me a favor, and that would be to select a foreperson
6 for this jury. You may not be able to select a foreperson.
7 If you can't select one, don't worry about it. I can appoint
8 someone to serve as foreperson. Many judges appoint their
9 own foreperson. I like to give the jury the opportunity to
10 select one on their own accord if they're able to do so.

11 Now, the foreperson has absolutely no more authority, no
12 more influence, no more importance than any other juror. The
13 function of the foreperson is to act as a liaison between the
14 Court and the jury. If the jury has a need, the foreperson
15 lets the Court know. If the jury has a question, the
16 foreperson lets the Court know. When it's time to deliberate
17 on a verdict, the foreperson will preside over the
18 deliberations and will sign the verdict form. But other than
19 that, the foreperson has no more authority, no more
20 influence, no more importance than any other juror.

21 The only restriction at this point in time is that our
22 two alternates -- Juror Number 287 and Juror Number 336 --
23 will not be allowed to serve as foreperson because you are
24 alternates at this juncture. You will not serve as a person
25 -- er, as part of the 12-panel jury unless we have somebody

1 fall out for whatever reason.

2 Now, when you come back in the courtroom, the foreperson
3 will always occupy the first seat on the front row closest to
4 the witness stand. The alternates will always occupy the
5 alternates seats, which the bailiff will instruct you. The
6 rest of you are at liberty to sit in whatever seat you like.
7 If you want to sit in the same seat throughout the trial, you
8 can do that. If you want to alternate seats, you can do that
9 as well. The only restrictions we have is that the
10 alternates sit in the alternates seats and the foreperson
11 occupies the first seat on the front row closest to the
12 witness stand.

13 So when you get back at 9:15 tomorrow morning, if you
14 can select a foreperson, just write his or her name on a
15 sheet of paper with the jury number, give it to the bailiff,
16 and we'll bring you back into the courtroom at that time.

17 Now, I'm going to excuse you for the remainder of the
18 day, but please don't conduct any independent investigation
19 in this case. Don't talk about this case. Don't discuss the
20 case with anyone. It's too early for deliberations. You
21 shouldn't even talk about it among yourselves.

22 So don't talk among yourselves. Don't talk to anybody
23 else. Don't go looking through the newspaper or the internet
24 or anything like that to find out anything about this case.
25 Everything you need to make a decision in this case will be

1 presented to you from the witness stand.

2 I hope you have a good evening. And please be back at
3 9:15 tomorrow morning.

4 Thank you very much.

5 All right. Just follow the bailiff and she'll tell you
6 where you need to go.

7 JUROR: I was going to ask, is there a dress code
8 tomorrow? Can I wear, like, a hoodie? It's a little cold in
9 the --

10 THE COURT: Well, as long -- generally they say don't
11 wear short pants, don't wear T-shirts, don't wear, you know,
12 anything of that nature. But polo shirt, golf shirt, dress
13 shirt --

14 JUROR: A jacket probably.

15 THE COURT: Yeah. Whatever you need, that will be fine.
16 That will be fine. Put it this way; everybody that's dressed
17 here now looks fine to me. So that will be fine. But if
18 you're cold and you want to bring a long-sleeved shirt or a
19 jacket, that will be fine as well. Okay?

20 All right. Thank you very much.

21 Yes, sir?

22 JUROR: I'm new to this.

23 THE COURT: Yeah.

24 JUROR: So how do I go about -- how long do I tell my
25 employer I'm going to be out?

1 THE COURT: Possibly -- I would tell them to not count
2 on you for the rest of the week. Put it this way; I don't
3 know that you'll have to serve the entire week, but you need
4 to be available the entire week just in case. Okay?

5 JUROR: Okay.

6 THE COURT: All right. Thank you very much.

7 Yes, ma'am?

8 JUROR: Are we allowed to bring anything to take notes
9 and stuff during the --

10 THE COURT: No. Now, you will be allowed to take notes
11 if you want to take notes.

12 JUROR: Mm-hmm.

13 THE COURT: And I'll give you some instructions on
14 note-taking. I'll have some preliminary charges to go over
15 with you. But with note-taking, the notepads and the writing
16 utensils and everything will be provided to you by the clerk.
17 You don't need to bring anything with you. Okay?

18 JUROR: Okay.

19 THE COURT: As a matter of fact, we'll provide
20 everything you need to assist you in this trial. Okay?

21 JUROR: Great. Thank you.

22 THE COURT: All right. Thank you very much.

23 Any other questions?

24 All right. I look forward to seeing you tomorrow
25 morning. Take care.

1 Thank you very much.

2 (The jury was released for the day and exited the
3 courtroom at 1:22 p.m.)

4 (The following proceedings were had outside the presence
5 of the jury.)

6 THE COURT: All right. Do we want to go straight into
7 pretrial motions, or do you want a lunch break and come back
8 and do it this afternoon?

9 MR. GOODWYN: Yes, please. A lunch break would be
10 great.

11 THE COURT: Okay. All right. It is 1:25 now. What
12 time do y'all want to reconvene?

13 MS. LINDER: I think -- most of our pretrials I think
14 are all argument. I don't think there are very many. I
15 don't know if you had the opportunity to look at the brief,
16 but we have agreed on many things to streamline it. I think
17 if we start back at 3:00 we'll be done no problem.

18 MR. GOODWYN: I would suggest, if you're amenable, that
19 -- I mean, there's really two big motions. One is the video
20 surveillance, and two is about witnesses from juvenile
21 probation coming to testify. I think at least to streamline,
22 you know, the argument about the video, if Ms. Linder wants
23 to provide that to you beforehand so if you have a chance to
24 watch it to really understand --

25 THE COURT: No. If y'all are taking a break, I'm taking

1 a break.

2 MR. GOODWYN: No, no. I -- I --

3 THE COURT: Yeah.

4 MR. GOODWYN: I understand. That's fine.

5 THE COURT: So --

6 MR. GOODWYN: It's not very long.

7 THE COURT: So, I mean, she suggested 3:00.

8 MR. GOODWYN: That's fine.

9 THE COURT: Is that agreeable with you?

10 MR. GOODWYN: Yes, sir.

11 THE COURT: Okay. All right. Well, we'll be in recess
12 until 3:00. All right?

13 MS. LINDER: Thank you, Judge.

14 MR. GOODWYN: Thank you, Judge.

15 THE COURT: Thank you.

16 (Court recessed.)

17 (Court resumed outside the presence of the jury.)

18 THE COURT: Please be seated.

19 All right. What have we got first?

20 MR. GOODWYN: Judge, before we start, I think it's at
21 least appropriate to kind of put some things on the record
22 about efforts that we've gone through to try to get this case
23 pled.

24 THE COURT: All right.

25 MR. GOODWYN: I have represented Mr. Campbell since July

1 of 2023 when I came to the public defender's office. Within
2 the first few months of me meeting him and reviewing this
3 case, he has indicated to me and throughout that he would be
4 willing to do 30 years on the murder charge. In the past few
5 months, Ms. Luthringer has come on board and we have worked
6 very, very hard to try to get this case resolved. It got to
7 the point where he's even willing to do 35 years.

8 I just want to put that on the record to let the Court
9 know what sort of efforts we have gone through to try to get
10 this case resolved.

11 The offer was a straight-up offer to murder from the
12 beginning. Ms. Linder agreed that she would not make a
13 specific request from the State. The family -- the victim's
14 family would be asking for life. And then as part of the
15 plea, Ms. Linder would send the sentencing judge the video.

16 We have tried to do this numerous times. In the past
17 month we have had two different plea dates scheduled, and
18 both times we were not able to get it accomplished. So I
19 just wanted to put that on the record to let the Court know
20 what sort of efforts we've gone through to try to resolve
21 this case.

22 THE COURT: All right. So you've kind of put forth an
23 offer to plead in exchange for, I guess, a negotiated
24 sentence of 35 years?

25 MR. GOODWYN: That's correct.

1 THE COURT: And the State's unwilling to do that?

2 MR. GOODWYN: That's correct.

3 THE COURT: All right. Anything further you want to put
4 on the record?

5 MR. GOODWYN: Not as far as that goes. No, your Honor.

6 THE COURT: All right. Anything the State wants on the
7 record in that regard?

8 MS. LINDER: As far as that regard, I mean, I would
9 agree that we have had multiple conversations about this
10 case. The State said that, yes, he could plead to the murder
11 and we would dismiss the related gun charge and the unrelated
12 gun charge, which is that third indictment your Honor asked
13 us about at the bench before starting jury selection. Also
14 that I would stay silent on the request as far as a sentence.
15 It would be just up to the judge. And I would -- I'd send a
16 short clip of one angle of the video to the judge ahead of
17 time.

18 And yes, this actually was on a plea docket. I told
19 Mr. Goodwyn, "Let me know when you want it scheduled." We
20 originally had it scheduled in front of Judge Price. Then we
21 had it twice in front of Judge Jefferson. And then we had it
22 in front of Judge Young. And then last Wednesday we had it
23 in from of Judge McCaslin.

24 THE COURT: All right.

25 MS. LINDER: So it has been on a lot of times.

1 As far as hearing the 35, the first time I've heard the
2 number 35 is today as far as a set number. However, 35 is
3 not enough. I do not think it's appropriate in this case to
4 negotiate 35 years for --

5 THE COURT: Well, and that's the State's right. I mean,
6 regardless of whether it's a plea -- unless it's a negotiated
7 sentence, it doesn't matter whether it's a plea or a trial;
8 the sentence is going to be left up to the judge. And as I
9 understand, the parameters are a minimum of 30 years, a
10 maximum of life. So even if we go through the entire trial
11 and it's a guilty verdict, it's up to me.

12 MS. LINDER: Yes, Judge.

13 THE COURT: If it was a plea with no recommendation,
14 it's up to me.

15 So that's where we stand.

16 MR. GOODWYN: Yes, Judge.

17 THE COURT: All right?

18 So anything further the State wants on the record?

19 MS. LINDER: Nothing as far as that is concerned.

20 I think we can kind of go through some of these items
21 for your Honor which are pretrial matters. Some of them are
22 housekeeping items that we would just like to have on the
23 record and for the Court to be aware of as we move forward
24 with this case. There are other items that are going to need
25 your review and then some legal argument, dealing with that

1 this afternoon.

2 THE COURT: All right. So what do we want to do first?

3 MS. LINDER: So I think --

4 THE COURT: Well -- excuse me for interrupting.

5 Anything further the defense wanted to put on the
6 record?

7 MR. GOODWYN: No, Judge.

8 THE COURT: Okay.

9 All right. So what are we dealing with first?

10 MS. LINDER: So I believe -- Mr. Goodwyn and I had
11 talked, and I think the probably best thing to do first is to
12 discuss the surveillance video in this case.

13 In this case, your Honor, it was around 3:30 in the
14 morning. The victim was unarmed at a convenience store
15 counter. It's very well lit. And he's standing there
16 talking to the clerk and holding his phone in his hand. The
17 defendant comes inside and gets up behind him and shoots him
18 three times in the back.

19 There are 12 different camera angles in this store. I
20 have narrowed it down to what I think we would intend to
21 enter. There's three clips from exterior cameras. There are
22 three clips from interior cameras. I have shared with
23 defense which clips they are that I am interested in. We
24 met. We watched them together prior to this week. My
25 understanding is that they do not have any issue with the

1 three clips from the exterior.

2 Out of the three interior clips, one kind of shoots
3 right down at the door so you kind of see quick entry/exit
4 but not any of the shooting. The other -- and I don't think
5 they have an issue with that interior angle.

6 The two interior angles otherwise, if somebody's
7 standing at the counter I think one's on that wall, one's on
8 this wall. And so they capture the shooting and you see
9 faces and things like that. And my understanding is that
10 they are not wanting those in.

11 As far as authenticity, we have indicated to the defense
12 for the Cheapway video, or the El Cheapo video, that we do
13 have the store owner. He has reviewed the clips already,
14 initialed the disk, which is also part of why we wanted to
15 wait until tomorrow for in front of the jury because based on
16 your Honor's ruling, we may have to change the disk and have
17 that witness come in and look at it again and review it.

18 As far as the -- I have all the clips available. I
19 don't know if you want to just briefly hear Mr. Goodwyn's
20 objections to the clips, then we can play them for your
21 Honor, and then we can do our arguments about that. I don't
22 know if that's the best --

23 THE COURT: Well, let me hear first, what's your
24 argument against them?

25 MR. GOODWYN: Thank you, Judge.

1 Notwithstanding the general authenticity argument that,
2 you know, Ms. Linder brought up, our primary issue is that --
3 I understand the State wants to introduce this particular
4 part of the camera that we have issue with to prove murder,
5 identity, the unlawful killing, and the malice aforethought.
6 The issue that I have is once the shooter leaves the store,
7 everything after that is irrelevant.

8 Not only is it irrelevant, it shows this poor kid slowly
9 and excruciatingly dying. He never moves. He goes through
10 paralysis, tries to call his mother. When you watch it,
11 there is no doubt that the only issue -- and I have not heard
12 anything from Ms. Linder why it's relevant. But when you
13 watch it, you'll understand that this does nothing but
14 enflame the passions of the jury.

15 THE COURT: All right.

16 MR. GOODWYN: And I'm resting primarily on *State v.*
17 *Nelson* on that.

18 THE COURT: All right. Well, what's the probative
19 value?

20 MS. LINDER: Your Honor --

21 THE COURT: In other words, you're talking about
22 stopping it after the shooting?

23 MR. GOODWYN: Correct.

24 THE COURT: All right. So what's the probative value?

25 MS. LINDER: And, your Honor, I believe that there is

1 probative value to it. I believe that it's important to look
2 at does it substantially outweigh the probative value -- does
3 the prejudice.

4 And in this case I agree that it's not necessarily
5 pleasant to watch. However, it is what it is. I think that
6 it does show malice. I think that it also shows -- based on
7 our agreements, if they continue along the way, I think it's
8 important to show that the victim afterwards -- it's not that
9 the victim lunges at the defendant. It's not that the victim
10 goes for a gun. It's not that the victim hides a gun
11 somewhere in there. It's not that there's any of this.

12 Because -- I don't believe it's going to come up unless
13 the defendant testifies. I don't see how it would. But I
14 have reason to believe that potentially they may be trying to
15 get in that there was some previous back and forth between
16 the victim and the defendant. And if that's the case, then I
17 think it's very important to show that, in fact, the victim
18 didn't do any of that.

19 Frankly, when we met with the pathologist and the
20 pathologist and I went through the three gunshot wounds -- he
21 was shot three times in the back -- one of them went through.
22 And she was like, "Yeah, I was surprised that he actually
23 died as a result of this." I'm like, "Wow." Because, again,
24 that's one of the elements is he died as a proximate result
25 of this gunshot wound.

1 And it is a couple of minutes before law enforcement
2 gets there. But and he dies. I mean, you see him. He's
3 kind of crawling around the best he can. Then he moves
4 around the floor some. And then he passes right before --
5 right before law enforcement arrives.

6 THE COURT: All right.

7 MS. LINDER: So I think it does matter that the victim
8 died as a result of the gunshot wound, that the victim didn't
9 lunge at the defendant, hide a gun, didn't do anything like
10 that.

11 Another thing is on the interior cameras you also -- you
12 can hear the store clerk making the 911 call. The 911 call
13 does not identify the defendant. It does not identify him by
14 name, by height, by weight, by outfit, none of that. But you
15 hear that call happening at the same time. I think that's
16 also because that call is coming in realtime at the time of
17 this emergency.

18 I think that it is important to look -- and there are a
19 few cases. Under *State v. Kelly* there's photos of
20 bloodstains from the scene and a video actually of a nude and
21 swollen body covered in blood, and that was allowed in to
22 show malice. And part of the issue there is that the
23 defendant in that case was -- there was somewhat of an
24 argument that it was voluntary and not murder. And so that
25 would really show -- and that was after the fact, after the

1 defendant was long gone from there.

2 I think that it shows what happened. I don't think -- I
3 think that if, as kind of a compromise, if we wanted to mute
4 it afterwards, but it still -- it is the best evidence. It
5 literally shows what happened. It shows that he was shot.
6 It shows that he didn't hide a gun. He didn't grab a gun and
7 try to shoot at the defendant. He didn't do any of that.

8 And because there is lag time between when this happens
9 and when the victim passes and law enforcement arrives on
10 scene, which I think is also important to see on the video,
11 he's not doing anything to try to get back at him. There
12 will not be testimony from the pathologist that any one of
13 these gunshot wounds caused immediate death.

14 And so I think for all of those reasons -- I agree it's
15 prejudicial. It's evidence. However, I think the probative
16 value outweighs everything. It does not substantially
17 prejudice the defendant in this case. It is a murder. There
18 was a gun that was utilized. The defendant's the one who
19 selected the manner to kill him, where to shoot him, and all
20 of that. So yes, it's graphic, but we believe that it should
21 come in because it's the best showing of what actually
22 happened that day.

23 THE COURT: All right. Well, let me take a look at it.

24 MS. LINDER: All right.

25 (Video played in open court.)

1 MS. LINDER: This is the victim, your Honor.

2 Okay. Judge, I apologize. This is the clip that the
3 defense does not have an issue with.

4 THE COURT: All right.

5 MS. LINDER: We'll go to the other two.

6 (Video played in open court.)

7 MS. LINDER: So, Judge, that's the clip from one angle.

8 (Video played in open court.)

9 MS. LINDER: Your Honor, those are the two clips that
10 the defense is having issue with.

11 THE COURT: All right. Mr. Goodwyn, anything in reply?

12 MR. GOODWYN: Yes, Judge.

13 I respect Ms. Linder very deeply, but I find it very
14 disingenuous to think that there's any probative value to
15 watching what happened to that kid after the fact. There's
16 no issue with identity after the shooter leaves the building.
17 He does not -- CP does not give some sort of dying
18 declaration as to who it is. Malice can be seen from the
19 video itself during the shooting. It does not help the jury
20 whatsoever.

21 In *State v. Nelson*, the Court was determining whether
22 some gruesome pictures of a victim that had been hit with a
23 hammer over and over should come before the jury. And it
24 really relied on the pathologist. The pathologist said, "It
25 did not help nor hurt me to have the photos." The Court let

1 those photos in.

2 In this case we stipulated -- we tried to stipulate that
3 CP is dead. We have no issue with that. The only
4 thing that that second portion of the video, after the
5 shooter leaves the building, is to watch him suffer. There
6 is absolutely no probative value there, and to suggest
7 otherwise is -- Judge, I don't know what to say.

8 THE COURT: Well, I mean, are you willing to stipulate
9 that he died as a result of the gunshot wounds --

10 MR. GOODWYN: Yes.

11 THE COURT: -- following that shooting --

12 MR. GOODWYN: Yes.

13 THE COURT: -- right there?

14 MR. GOODWYN: Yes. I have been willing to stipulate the
15 entire time to that. And I've told Ms. Linder that.

16 THE COURT: Okay. So you're saying you will stipulate
17 to the jury that as soon as he shoots and as soon as he runs
18 out, that he died as a result of those gunshot -- the
19 defendant will -- that he died as a result of those gunshot
20 wounds?

21 MR. GOODWYN: That is correct.

22 THE COURT: All right. So what is --

23 MS. LINDER: I mean, I --

24 THE COURT: I under- -- I mean, I agree; if he was still
25 -- if they were contesting that he had died as a result of

1 the gunshot wounds. But he's saying that he's willing to
2 stipulate that as soon as he shoots and as soon as --

3 MS. LINDER: Right. I --

4 THE COURT: -- I'll say the alleged defendant in this
5 case because it still has to go through the identity, but
6 once he gets out the door, that as a result of those gunshot
7 wounds, at the scene he died.

8 MR. GOODWYN: And he falls to the ground. She's
9 suggesting --

10 THE COURT: Well, and I understand that. But I don't
11 want you to argue to the jury, "Look, you saw he was still
12 alive when the guy ran out the store. He was still talking.
13 There's nothing to support that he died as a result of those
14 gunshot wounds." I don't want you to say that.

15 I don't want you to say, "Look, he was -- we don't know
16 how long it took for him to die. It could have been months
17 later. It could have been" --

18 As long as -- if you're stipulating that he died
19 virtually instantly as a result of these gunshot wounds
20 following the shooting, then that takes away some of the
21 probative value. I'm going to still hear from the State as
22 to what else they say is the probative value.

23 MS. LINDER: Yes, Judge.

24 I will say that -- I mean, while I appreciate that
25 they'll stipulate that he died as a result, Mr. Goodwyn

1 suggested this to me instead of having the pathologist come.
2 I'm going to try the case as I see fit. I think a
3 pathologist is important in a murder case to come --

4 THE COURT: Well --

5 MS. LINDER: And I can appreciate what he says.

6 I -- part of what is concerning to me is there are a lot
7 of things that coulda, shoulda, woulda been done by law
8 enforcement. And it was not a very thorough investigation.
9 I think it was kind of like, "We got this video," and a lot
10 of other things weren't done.

11 And if it -- I just am concerned also that the defense
12 is going to -- it's going to be like you know, "Incomplete
13 investigation. You didn't look at this. You didn't look at
14 this. You didn't follow up with that." There are all these
15 other things that I think he's going to potentially say if we
16 agree that, okay, well, we'll end the clip after the
17 defendant is out of all the cameras, so that would be out of
18 the store.

19 Plus it's important -- it's hard to see on these TVs,
20 but you can see through the door. And when the defendant
21 exits, you still see his shoe and you still see him get in
22 the car. So the victim does hit the ground when you still
23 see the defendant in the picture from these angles. I will
24 say that. But it just causes me great concern.

25 And also it causes me concern because one of the times

1 this case was supposed to plead, there was a sentencing memo
2 that was done that gave -- that had it to where there was
3 some altercation or some meet-up disagreement between the
4 victim and the defendant minutes prior to this, which I don't
5 have any witnesses that are saying that. I don't have any --
6 no witnesses to law enforcement say anything like that. The
7 person who's in the car with the defendant, who we have who's
8 testifying, doesn't say -- said the defendant never got out
9 of the car there.

10 So I just am very concerned that there are going to be
11 questions. It's like "Shy investigation. Tunnel vision.
12 Incomplete whatever."

13 And I think it does matter.

14 THE COURT: And I understand.

15 MS. LINDER: So that's a lot of my concern.

16 THE COURT: All right. Anything in reply?

17 MR. GOODWYN: I've said from the beginning, Judge, once
18 this was good to go to trial, we'll stipulate to the fact
19 that CP passed away. I don't know how to say --

20 THE COURT: Well, I understand that, but she's going to
21 say that you're going to also challenge the sufficiency of
22 the investigation. And if the police or whoever has this
23 video, it seems to certainly cut down on the amount of
24 investigation that is needed. So this would strengthen the
25 State's argument that "Look, the police didn't do A, B, or C.

1 We acknowledge that. But the reason they didn't do it is
2 because we've got this video."

3 MR. GOODWYN: I understand. And I am not asking the
4 Court to restrict the -- provided that they can authenticate
5 the video, I'm not asking the Court to take away the
6 beginning part of it. That's not what I'm asking.

7 THE COURT: Well --

8 MR. GOODWYN: So I guess what I'm saying is that, 1, I
9 can't be hamstrung so much to talk about what sort of
10 investigation went on. But I am not going to question
11 whether or not this poor kid died.

12 THE COURT: Well, and I understand that. But I think
13 there is probably more of a probative value. I mean, there
14 is -- it actually shows what happened, and I can't get around
15 that. And that is of a very probative value to the State.

16 So I am going to deny your motion. I'm going allow them
17 to present their case the way they want to. I don't know
18 that it's going to unduly prejudice the jury because it shows
19 exactly what happened. And so I'm going to allow it. All
20 right?

21 All right. Anything else?

22 MS. LINDER: I think that the next -- there's a variety
23 of other items, but I don't know if you want to next talk
24 about the --

25 (Ms. Linder conferred with Mr. Goodwyn.)

1 MS. LINDER: So there are a couple other issues, I
2 guess. And I'm kind of going here with Mr. Goodwyn, and he
3 can pop up and say what he wants. But there are a few
4 things. We can do housekeeping matters or if we want to dive
5 into this next issue.

6 In the investigation, what happens is law enforcement
7 arrives. They get this video. They -- and then the victim
8 just turned 17, so the victim was a juvenile. They -- police
9 notice on the video surveillance that it appeared that the
10 shooter had an ankle monitor on. That's more clear in the
11 exterior film.

12 So they saw the victim was a juvenile and the shooter
13 appeared to have an ankle monitor on. I'm wondering, you
14 know, Who is this shooter? And so the -- somebody who was
15 working with detectives at North Charleston who previously
16 was an SRO said, "Well, let me see if DJJ can see if there's
17 any ankle monitor activity in that area." And so they
18 contacted DJJ. And it's, like, we can't just say "any ankle
19 monitor that DJJ has." That's not what can happen.

20 In the meantime, a flyer was created, which is
21 traditionally done by law enforcement, saying, "Hey, does
22 anybody know who this subject is?" And that was sent out to
23 law enforcement and then I guess law enforcement partners, I
24 guess you could say. Ultimately, that flyer got to DJJ, to a
25 supervisor at DJJ. And this is all within hours of this

1 incident.

2 That supervisor then sent it out -- and I'm
3 paraphrasing; she is here -- sent it out to the people who
4 she supervised who worked there. Two individuals reached out
5 and said, "Hey, I know who that is." One person was what's
6 called an intake officer.

7 I've done this in GS a long time, but I don't know
8 anything about all the lingo for family court, so I've had to
9 get educated about that. So the intake officer is the person
10 who pretty much supervises an individual after they're
11 charged as a juvenile but before they get adjudicated.

12 So there is an intake officer who -- when the defendant
13 was charged one of his charges in 2021, it was like, "Okay.
14 You can get out now with the ankle monitor." So that person
15 affixed the ankle monitor to him, was with him in person, and
16 then monitored him, had various court appearances, saw his
17 picture, things like that. She was one of the people who
18 identified.

19 And then the second person who reached out to the
20 supervisor identifying the defendant based upon these still
21 images was the defendant's probation agent. So the defendant
22 was an adult, but DJJ can supervise up until your 21st
23 birthday.

24 So the intake officer identified him. And then the
25 defendant was placed on probation, and that probation agent

1 also said, "Hey, I recognize him. He's somebody who I'm
2 supervising." So there's two people from DJJ who identify
3 him.

4 Once those identifications are done, then the supervisor
5 is asked, "Hey, check that ankle monitor for Javeon
6 Campbell." The ankle monitor's battery was dead for days, so
7 we don't have any GPS information. But he was, in fact,
8 wearing an ankle monitor at the time and the battery was
9 dead.

10 So that's kind of what we're -- we want your Honor to
11 help us parse out, to make rulings on. We're going to be
12 debating that. It's my position that this case is about
13 identification. You know, it's about identification and it's
14 about kind of like -- if this is murder or nothing, great.
15 If there's not going to be insinuations about maybe this is
16 voluntary and maybe something else happened, great. Then if
17 that's the case, this is strictly a case about identification
18 and identity.

19 And it is extremely important that the State is able to
20 put on its case to identify the defendant in it. And it's my
21 understanding that Mr. Goodwyn -- and I'm sure he'd address
22 it much further with you -- is that he does not want any
23 mention of DJJ, he does not want these people to testify
24 whatsoever about identifying him, plus does not want any
25 mention of the ankle monitor. My understanding -- and I can

1 go into it more in depth -- is that he'd be objecting under
2 403, where again we look at the substantial prejudice
3 requirements, and under 404(b).

4 It's my opinion that under 403 that -- he was under
5 supervision, yes. We don't need to go into why he was under
6 supervision, and we don't need to go into that he violated,
7 how many times he violated, what he violated by doing, his
8 whole criminal history. We don't need to go into that. But
9 he's wearing an ankle monitor, and that is very probative of
10 this information. We think it's very probative to allow the
11 jury to understand how law enforcement was able to identify
12 him from this video.

13 And then that's actually what kind of led to a lot of
14 other things playing out. In this case, for example, he's
15 identified by these two DJJ workers. There is -- the ankle
16 monitor's not working. There's a warrant sworn out.

17 And then the defendant doesn't have -- they were unable
18 to get, like, call detail records for the victim -- er,
19 rather, excuse me, for the defendant. So it's like -- so
20 they don't have -- we don't have cell phone mapping in this
21 case.

22 The defendant didn't get arrested until eight months
23 after this incident. He was arrested by the marshals,
24 granted, in North Charleston. No ankle monitor on at that
25 point, but he was arrested and the phone he had wasn't active

1 at the time. He was arrested with a gun -- that we agree
2 we're not going to mention -- that doesn't match the same
3 caliber.

4 So because they didn't do an arrest -- it wasn't like
5 somebody was arrested and they do a search warrant at their
6 house to confirm the firearm, or somebody was arrested and
7 they take the phone off of them and do that. We don't have
8 any of that. And so we don't have all of these other items
9 that help support and point the finger through circumstantial
10 evidence of identity.

11 What we have are these people identifying him. And so
12 we think it's extremely important. And we don't want the
13 jury -- we actually think the State would be substantially
14 prejudiced if we can't have our two DJJ workers get up here
15 and say, "I know him. I personally know him. My job was to
16 supervise," showing, like, a higher degree of attention. But
17 I think under 403 I think that -- I think that these two
18 individuals would be able to.

19 We did meet with the defense. We did talk about some
20 sort of stipulation as far as that's concerned to not have
21 anybody from DJJ testify where it kind of scrubbed who they
22 were and how they knew it. But understandably and well
23 within the defendant's and defense counsel's right, that's
24 not how we're going to go forward. So if we're going to go
25 forward and they're saying "We don't want these people to

1 testify," I think it's extremely important to have people who
2 can identify the defendant identify him.

3 And I also think it's important not that they work for a
4 state agency, but that they're DJJ. Because, for example, if
5 you work at the DMV and you're taking someone's photo and
6 you're like, "Okay. John Doe, your license is ready," you're
7 not paying attention. Just because you work for a state
8 agency does not mean you're paying attention to what that
9 person looks like, what those person's movements are.

10 But I think if you work for DJJ and you're supervising
11 individuals, whether it's while the charges are pending or
12 after they're adjudicated, I think that goes to how the
13 person has an even higher degree of attention on what the
14 person looks like, what their individual looks like that
15 they're supervising.

16 So I think that the DJJ employees should be able to
17 testify and identify the defendant. I think that they should
18 be able to say that they work for DJJ. We agree they will
19 not talk about what he was under supervision for or his other
20 criminal history or all his violations or any of that. None
21 of that is needed. It's just they work there, they were
22 supervising him.

23 And I do think the ankle monitor matters. I do think
24 the ankle monitor matters. Listen; if anything, it looks
25 really bad for DJJ that this person had their ankle monitor

1 die and they didn't get eyes on him for a week, and this poor
2 fella passed.

3 So but I think both of those items very much matter and
4 should be allowed in in this case.

5 THE COURT: All right. Mr. Goodwyn? Or whoever wants
6 to argue.

7 MS. LUTHRINGER: Thank you, Judge.

8 As to the ankle monitor, I understand why the State
9 thinks it was important, but it was dead. So there's no
10 record indicating that Javeon Campbell was there because of
11 the tracking in the monitor. There's no data from it.

12 We object to it under 404(b). I think it just goes to
13 elicit testimony that he was on an ankle monitor and he has a
14 rap sheet -- a juvenile rap sheet that presumably should be
15 under seal. You know, even if it were relevant, I believe
16 that any probative value is substantially outweighed by the
17 unfair prejudice of the jury knowing that he is monitored by
18 the State. It doesn't prove anything in the case.

19 It does make DJJ look bad. The victim's family could
20 sue them. But that's just not what we're for.

21 You know, as to the DJJ officers testifying, we have a
22 lot of questions. We don't have anything in discovery from
23 them. I appreciate Ms. Linder's attempts over lunch to get
24 reports from them. But as of right now, we've been able to
25 track down a flyer. We have one page from Parker Busch who

1 explained how he contacted Ms. Gilliard. There's incorrect
2 information in there where he writes that the solicitor's
3 office shared the suspected photo.

4 So, you know, we need all three of these people to
5 testify before -- I think outside the presence of the jury so
6 we can cross-examine them. You know, it's kind of tipping on
7 the line of a *Brady* violation. We need this information.
8 But they would be testifying as opinion testimony.

9 Looking at the case law, I think the cases on point are
10 *State v. Fripp* and *State v. Mitchell*. In *State v. Fripp*, the
11 Court allowed the testimony, but they found -- they concluded
12 that it is permissible to believe that there's some basis
13 that the witness is more likely to correctly ID the defendant
14 than the jury would be.

15 We've all seen the video. I think it speaks for itself.
16 It's very clear.

17 There the witnesses also testified that they had a kind
18 of experience with the defendant in the case, with the family
19 members. There was a long background.

20 We just don't -- we have no idea of anything.

21 THE COURT: Excuse me for interrupting, but, I mean, is
22 the defense contesting the identity of the defendant as being
23 the one in the video?

24 MR. GOODWYN: Judge, we're trying to understand what
25 personal knowledge that they have of this particular

1 defendant. And there's no way that they're going to be able
2 to get on the stand and testify about their knowledge of
3 Mr. Campbell without saying that "I know him because he's on
4 probation."

5 THE COURT: I understand that. But I was -- you said
6 you were leaving it up to the jury to identify him as the
7 person on the video. Well, if you're arguing that that's not
8 him and the State has people that say "Yeah, that is him" and
9 that's how they located him and identified him, there is some
10 probative value there.

11 MR. GOODWYN: They also have another witness that can do
12 the same thing.

13 THE COURT: All right.

14 MR. GOODWYN: They have another witness that they're
15 going to call to testify that can identify whoever it is in
16 this video the same way that they use DJJ for.

17 THE COURT: Okay.

18 MR. GOODWYN: I think because this video is so clear --
19 you know, Judge, we don't need a probation agent to get up
20 there and testify that "I know him because he's on
21 probation."

22 THE COURT: I understand.

23 All right. Anything else?

24 MS. LUTHRINGER: No, Judge. I would just also add that
25 I think having more than one of them do it would be

1 cumulative and it would be duplicative.

2 That's all, Judge.

3 THE COURT: All right. Do you have somebody else that's
4 going to come in and say, "Yeah, I see the picture. That's
5 the defendant"?

6 MS. LINDER: What we have is we have a total of three
7 people who in this investigation identified the defendant.
8 The one is the probation officer. The other person is the
9 intake officer. Those are both from DJJ, and they do it from
10 captures of this, the stills. The other individual -- basic
11 facts. The victim walks in the gas station. A car pulls up
12 to the gas station with four individuals in it. This
13 defendant is one of the individuals in that car. This
14 defendant is the only person who gets out of the car, walks
15 in, does this, leaves. The defendant and two people in the
16 car are friends. The last person in the car, who does talk
17 to law enforcement, was 15 at the time. The defendant and
18 everybody else was older than that. And he -- you know, his
19 thing is "I thought we were just going there -- you know, he
20 wanted to get out and buy a cigar. I'm sitting in the car.
21 I'm just listening to music on my phone. And then I hear
22 shots and then he comes running back to the car." And he
23 does -- he identifies him. He knows --

24 THE COURT: Excuse me. But is he identifying them --
25 identifying the defendant from the pictures --

1 MS. LINDER: No.

2 THE COURT: -- that you say were circulated?

3 MS. LINDER: No.

4 THE COURT: Okay. Does he --

5 MS. LINDER: He identifies him as an individual who was
6 in the car with him who he knew. And that night they were in
7 the car together. And he knows the defendant by the name
8 Brandon, which is --

9 THE COURT: Okay. Now, did all of that come about after
10 you circulated the pictures?

11 MS. LINDER: Yes.

12 THE COURT: Okay.

13 MS. LINDER: Yes. Pictures were circulated by law
14 enforcement. DJJ identified. They saw that the ankle
15 monitor was dead. Arrest warrants were sworn. The car that
16 pulls up that the defendant's in, law enforcement went back,
17 did ALPR, figured out who it belongs to. The mama who it
18 belongs to is the 15-year-old's mother.

19 THE COURT: I see.

20 MS. LINDER: And so then it was like things -- in my
21 opinion, things kind of closed in on that.

22 And then that's when a couple days later -- arrest
23 warrants are already sworn -- that 15-year-old and his dad
24 come in with their attorney and talk to law enforcement. And
25 he does a six-pack, and he identifies the defendant named

1 Brandon, but he identifies the photo as "That's the person
2 who's in the car."

3 He could not see inside that store from where he was
4 sitting in the car. He doesn't -- you know, he could say,
5 "He got out of the car. He went in the store." He can't
6 really say a whole heck of a lot else. You know? So I think
7 it is a distinction as far as the person in the car versus
8 people who saw this who know him.

9 I am fine with -- I will have one, not two, you know, as
10 far as the cumulative thing. I too read those cases, and I
11 understand that -- what they're saying. But I do think that
12 the DJJ officers, you know, under Rule 701 it would assist
13 the jury in determining a key fact, which is identity, which
14 is who did this.

15 So I have Zenobia Bennett-Rivers, who we talked to this
16 past week. She is out of town right now celebrating a
17 birthday. She comes back tomorrow night. We knew this.
18 Defense has known this. She is planning to come in first
19 thing Wednesday morning to testify. We can proffer her
20 testimony then and then have her testify, however we need to
21 do it.

22 But I do think there is a distinction from this
23 15-year-old who's in the car with the defendant versus DJJ
24 workers who watched this.

25 THE COURT: Well, I mean, what is she going to testify

1 to? Because in addition to this, we do have a *Brady* issue.
2 Have you told them what her testimony is?

3 MS. LINDER: Yeah. Well, in the police report -- in the
4 police report is what it says. All this -- Parker Busch
5 wrote a report, and it says, "June 29, at 8:41 I contacted
6 Tyneisha Gilliard." It gives her cell phone number, says
7 it's with DJJ. You go further down and it talks about how
8 "Ms. Gilliard contacted me." It talks about how "Zenobia
9 Bennett-Rivers, who's an intake officer, stated the suspect
10 was Javeon Campbell, 6/23/03." The second employee, who's a
11 probation officer, is Ryan Johnson.

12 It has all of this in there, that these two people, with
13 their names, identify him the same day as the shooting --

14 THE COURT: All right.

15 MS. LINDER: -- after seeing all that.

16 All this -- this says it's page 88 of 201 for discovery.
17 And there's more than that. I think we're over 300 pages at
18 this point.

19 But that information of who it was who ID'd him from
20 DJJ, all of that has been there.

21 THE COURT: Okay.

22 MS. LINDER: All of that has been there.

23 THE COURT: All right. Anything in reply?

24 MR. GOODWYN: We have a half a page report with three
25 names on it.

1 THE COURT: Now, wait a minute. She said that they gave
2 you 300 pages. You're saying you got a half a page.

3 MR. GOODWYN: A half a page that has to deal with how
4 DJJ identified him. All I have is the names of the people
5 that they talked to. I have no picture that was circulated.
6 I was just told about what they -- how they knew -- other
7 than fact that --

8 THE COURT: Well, wait a minute. .

9 MR. GOODWYN: -- Mr. Campbell's on probation --

10 THE COURT: Wait a minute.

11 When did you give these 300 pages that includes all this
12 information to them?

13 MS. LINDER: No, I'm -- Judge, I'm saying that in the
14 overall discovery there's over 300. It's page 88 in this
15 report from Parker Busch from North Charleston who talks
16 about who he talked to at DJJ and who ID'd from DJJ.

17 THE COURT: And when was that given to the defense?

18 MS. LINDER: Oh. I'd have to look. I don't have my
19 legal assistant here.

20 MR. GOODWYN: Judge, this was provided to us initially.
21 I've had this. I'm not contesting that. But what I am
22 contesting is I have three names. I don't know the photo
23 that was circulated. I don't know the communication that
24 they had that was circulated. I don't even know how many
25 times they met with him.

1 THE COURT: Well, when did you give them the photos that
2 were circulated?

3 MS. LINDER: Judge, I --

4 THE COURT: When did you give him all of that?

5 MS. LINDER: Judge, I do not have it, the -- all those
6 details as far as that. I did not have that. That's why I'm
7 saying we can proffer any of that information as far as how
8 many times they met with -- you know, and as I told them --

9 THE COURT: Well, wait a minute. Wait a minute.

10 You're saying this defendant was identified by
11 circulating photos and that people identified the photos.

12 MS. LINDER: Right.

13 THE COURT: But you don't have the photos that were
14 circulated?

15 MS. LINDER: What I have is I was given the flyer that
16 was sent out through law enforcement. So I did not have
17 that.

18 THE COURT: But I mean, it doesn't -- are you using it?
19 Is that the State's case? Is the State introducing that into
20 evidence?

21 MS. LINDER: Well, we were going to have -- we were not
22 necessarily going to enter this. There are stills, as I gave
23 Mr. Goodwyn. Because I received this today because I didn't
24 have it. It just details what they did, that there was a
25 flyer done. I did not have the flyer.

1 THE COURT: Wait a minute. So you're saying he was
2 identified by circulating a flyer, but you never had the
3 flyer until today?

4 MS. LINDER: I did not have the flyer, Judge.

5 THE COURT: Well, we may very well have a *Brady* issue if
6 you're going to use the flyer and you're just producing it to
7 the defendant. Either you haven't produced it to the
8 defendant or you're producing it on the day of jury
9 selection. We may have a *Brady* violation or a Rule 5
10 violation. If you're using it as evidence and you haven't
11 given it to the defendant until the day of the trial, I think
12 the defense does have an argument. They're entitled to see
13 what you're putting into evidence.

14 MS. LINDER: Judge, I absolutely understand what you are
15 saying. These police reports talk about this flyer that was
16 circulated from stills from the video.

17 THE COURT: I know they say that, but the defense has to
18 have -- if you're going to use the stills, the defense is
19 entitled to get the stills to see if the report is accurate.
20 You may have law enforcement saying, "This shows a purple
21 horse walking down the middle of the street," but if the
22 pictures show a red cow walking down the middle of the
23 street, then they're going to attack it. You can't get them
24 evidence that you're going to use at trial on the date of
25 trial. That's -- I mean, I understand what the police report

1 says, but the defendant doesn't have to rely on the police
2 report. The defense is entitled to get the videos to see if
3 the police report is accurate. And if it's accurate, that's
4 good for the State. If it's inaccurate, it certainly helps
5 the defendant, if they are saying that there was a faulty
6 investigation, if there was a misidentification.

7 MR. GOODWYN: Judge, if I may?

8 THE COURT: Hold for a second.

9 I need to find out -- I mean, I guess my question is:
10 Why are we just now turning over evidence to the State on the
11 day of -- I mean evidence to the defendant on the date of
12 trial?

13 MS. LINDER: Your Honor, how all of this -- we were
14 relying on these reports. And with all of our conversations
15 with defense, it was, frankly, not postured to me doing all
16 of this and going forward. Which is not an excuse.

17 I mean, so last week we met with DJJ and spoke with some
18 of the individuals there and we communicated with them. And
19 it was like, "Yeah, there was a flyer with a still." And I
20 said, "Well, I don't have this flyer." And there's items in
21 here as far as that the flyer was created and stills from it.
22 And then it was me requesting, and then I was furnished it.
23 I got it today, and I gave it to them today.

24 I understand how not having that flyer is an issue. I
25 do understand that. I do think that the witnesses for

1 identification could -- it's possible to proffer their
2 testimony with the information of how they know and
3 everything as far as that's concerned, as far as the stills
4 or the video, as far as them being able to identify that.
5 You know, if they say, you know, "Nope. I actually don't
6 recognize this person at all," okay. Great.

7 THE COURT: No. It's about more than that. I
8 understand what you're saying about them getting up there and
9 saying, "We saw a flyer, and we identified the defendant by
10 the flyer." It's a completely different issue when you show
11 the jury "This is the flyer they looked at."

12 MS. LINDER: Right.

13 THE COURT: And you're just now giving that flyer to the
14 defendant.

15 MS. LINDER: Right.

16 THE COURT: You're presenting -- I mean, that's the same
17 thing as giving a piece of -- well, it's giving evidence to
18 the defendant on the day of the trial, and you can't do that.

19 MS. LINDER: Right. I am not intending, planning, none
20 of that as far as waving a flyer around.

21 THE COURT: Are you introducing the flyer into evidence?
22

23 MS. LINDER: No.

24 THE COURT: Okay.

25 MS. LINDER: No.

1 THE COURT: So if they're not going to introduce -- if
2 they're not going to use the flyer as evidence, then what's
3 the prejudice to the defendant?

4 MR. GOODWYN: Judge, the Supreme Court orders says
5 discovery is to be complete before the case is on the docket.

6 THE COURT: Well, they --

7 MR. GOODWYN: We asked for this on Friday.

8 THE COURT: The fact of the matter is, though, what
9 you're entitled to is the evidence that they're going to use
10 to prosecute your client. They're not going to use the flyer
11 to prosecute your client.

12 MR. GOODWYN: But they're going to reference it.

13 THE COURT: They're going to reference it, but they're
14 not going to use it.

15 MR. GOODWYN: Not only were we provided just this today,
16 I've also been asking for the photo within the Department of
17 Juvenile Justice that they used to identify him. It's not
18 just these pictures. There's pictures in the DJJ file that
19 we've asked for.

20 THE COURT: Well, and I understand that. And I'm going
21 to give you time to review the pictures to see if you have
22 any -- I mean, certainly if it's exculpatory, if you think
23 that those pictures in any way show the innocence of your
24 client, I'm going to give you an opportunity to funnel that
25 out. But if your objection is simply because it's

1 inculpatory and hasn't been turned over, well, if they're not
2 using it, then it's not -- it's not going to be evidence
3 against your client.

4 I mean, I think under *Brady*, if it's exculpatory, I'm
5 going to give you time to explore that because now you have
6 it, you can take a look at it, and you can see whether or not
7 there's anything from those photos, combined with the police
8 reports, that tends to show your client's innocence.

9 MR. GOODWYN: I understand, Judge.

10 THE COURT: Right.

11 MR. GOODWYN: My issue is the same. And I know that
12 what we've been talking about is not necessarily about
13 whether they can testify or not. Your issue is specific to
14 the potential *Brady* violation. And they said that they're
15 not going to use these flyers, but they're certainly going to
16 reference them. And the fact that we're just being given
17 those now is certainly prejudicial to our client.

18 THE COURT: Well -- okay. I -- you know, I don't -- I
19 don't agree with you on that.

20 Now -- so I'm going to allow the DJJ testimony.

21 When is that testimony going to be?

22 MS. LINDER: That testimony wouldn't be -- I was going
23 to have that be Wednesday morning. Our thought is if we
24 start tomorrow morning, we would rest before lunchtime on
25 Wednesday. And DJJ's testimony would be Wednesday morning

1 because that's when Zenobia -- that's when the people who
2 made the identifications are available.

3 We do have Tyneisha Gilliard who came down here this
4 afternoon. She's the supervisor. She's the person who kind
5 of pushed out the flyer to DJJ. And she's the person who
6 checked the status of the battery of the ankle monitor. She
7 is not somebody who made an identification of the defendant.

8 THE COURT: All right.

9 MS. LINDER: But she is here if we wanted to go through
10 anything with her today so that's done prior to Wednesday.

11 THE COURT: Well, now, I'm going to allow the DJJ
12 testimony, but I am going to grant the motion to suppress any
13 reference to an ankle monitor. I mean, an ankle monitor
14 that's not working on the defendant, I don't see any
15 probative value in that at all. So there's to be no
16 reference to the fact that he was wearing an ankle monitor
17 that was not working. But I will allow the testimony of the
18 DJJ officers -- or workers; I don't know if you call the
19 officers or what -- of how they knew the defendant and as a
20 basis for their identification.

21 All right?

22 MS. LINDER: Thank you. And I'll get with Mr. Goodwyn
23 between now and that time as far as -- if we can kind of
24 agree, I will of course instruct witnesses, like, we're not
25 going to say why he was on probation --

1 THE COURT: Exactly.

2 MS. LINDER: -- or any of that. It was just "You work
3 for DJJ and," you know, "You supervised him."

4 THE COURT: You can -- I think you can get by by just
5 saying this defendant was under the supervision of the
6 Department of Juvenile Justice and that's how they recognized
7 him.

8 MS. LINDER: Right. And I just -- I will make sure that
9 that is very clearly instructed, and my questions will be
10 tailored to not touch the ankle monitor information or that
11 it was because of a conviction or not. It's just
12 supervising.

13 THE COURT: Right.

14 MS. LINDER: I will make sure that that is very, very
15 clear.

16 The -- if the reliability of the ID is attacked based
17 upon, you know, "Well, how close were you? What personal
18 knowledge?" I mean, the intake officer literally affixed the
19 ankle monitor to him. So I will again -- if things go that,
20 I will instruct the witness, "Hey, listen, you can say
21 'within arm's length.'" You know, as far as like, "How close
22 were you to be able to recognize the person?"

23 So I'm going to -- just to make it very clear, nothing
24 with the ankle monitor. And I will, you know, instruct the
25 witnesses to also be very, very aware of that and not to go

1 anywhere --

2 THE COURT: I mean, I'm assuming that the person who put
3 the ankle monitor on is a DJJ employee as well?

4 MS. LINDER: Yes, Judge.

5 THE COURT: Okay. All right. Well, I think it'd
6 suffice just to say, "He was under DJJ supervision and that's
7 how we knew him." All right?

8 MS. LINDER: Very good.

9 THE COURT: All right. Anything else from the defense?

10 MR. GOODWYN: No, Judge.

11 THE COURT: Anything else from the State?

12 MS. LINDER: Not regarding this. We had some other
13 things that we had discussed. I included -- it was a brief,
14 but it looked more like a bullet-pointed thing in a stream of
15 consciousness from us after meeting with the defense.

16 So what we have is we have agreed, your Honor, at the
17 time of the defendant's arrest -- he was arrested by the U.S.
18 Marshal Services; it was about eight months after the
19 incident -- he had a phone on him, and there's ID in the
20 phone. He had a shoe that matches the shoe from the video.
21 And he had a gun on him. We have agreed the gun is a
22 different caliber. It's not the murder weapon. I have
23 instructed the marshal who's going to testify no mention of
24 the gun.

25 So I'm just trying to put all this that we've discussed

1 on the record so it's clear.

2 So there's going to be no mention of the gun. We agree
3 under 403 and 404(b) not to have that in.

4 As far as the pathologist, we are streamlining the
5 questions for the pathologist. I think it's important,
6 especially in a case where we don't have that many witnesses,
7 we're not going to eliminate the pathologist in a murder
8 case. We do -- you know, we are going to streamline the
9 things. And the defense agreed to stipulate that
10 Dr. Richards is an expert. We're still going to ask a few
11 qualification questions, but that is it.

12 Your Honor, we have done a stipulation and attached the
13 CV for Dr. Richards. Both parties can sign it so we can
14 submit this to the Court first thing tomorrow morning. I
15 would ask that then -- well, Mr. Smit would be able to
16 publish just the very short stipulation, or if your Honor
17 would like to do that before the appropriate witnesses.

18 THE COURT: Okay.

19 MS. LINDER: But so we have that.

20 As far as another stipulation, not the video from the
21 gas station, but law enforcement did a canvass of other
22 things trying to find this car on the way to or on the way --
23 or fleeing from. And there are a few, you know, flashes of
24 the vehicle on a few surveillance. We do intend to get those
25 in.

1 And the defense -- again, not for the murder video, but
2 for all the others, the flash of the car -- that the
3 surveillance video more or less fairly and accurately
4 represents what was happening and was properly taken by North
5 Charleston. And they've seen the exhibits for that. It's
6 like a still, kind of from far away, of a flash.

7 But so for authenticity for those, we have done that.

8 And then --

9 THE COURT: Excuse me.

10 So you're going to have somebody authenticate it? Or
11 you're stipulating to the authenticity of this evidence.

12 MR. GOODWYN: To the video from the Cheapway?

13 MS. LINDER: Not Cheapway.

14 MR. GOODWYN: Not Cheapway.

15 There's some other still shots and video of the
16 suspected car that I'm not challenging, no, sir.

17 THE COURT: Okay. All right.

18 MS. LINDER: We have the fellow from -- we have the
19 fellow -- the owner of the gas station who's coming in for
20 that.

21 THE COURT: Okay. I guess my question is: Are y'all
22 going to provide me with a list as to what you stipulate to?

23 MS. LINDER: Yes, Judge.

24 THE COURT: The authenticity and all that?

25 MS. LINDER: I have already had have it done up. We'll

1 both sign it and submit it to you. And it specifically says
2 the Exxon gas station, Palmetto Masonry, and Star Beauty.

3 THE COURT: Okay. So that relieves the State from
4 having to bring in the witness to authenticate.

5 MR. GOODWYN: As far as those particular ones, yes.

6 THE COURT: Okay. All right.

7 MS. LINDER: Your Honor, at the appropriate time toward
8 the end, because there -- we are arguing redactions, I guess
9 in the way of the video. I would request a jury instruction
10 about redactions. I have a proposed one that has been used
11 before. And I've also already shared it with Mr. Goodwyn.
12 That --

13 (Ms. Linder conferred with Mr. Goodwyn.)

14 THE COURT: So what you're saying up here that I just
15 saw is not the complete video.

16 MS. LINDER: Correct.

17 THE COURT: Okay.

18 MS. LINDER: There are 12 cameras total.

19 THE COURT: I gotcha.

20 MS. LINDER: And it's a lot longer. So I'm just saying,
21 and I've already shown them what I would like, but I would
22 like at the end for there to be a jury instruction about how
23 "What you have received is all the evidence in this case. If
24 there are any redactions, do not construe it against the
25 State or against the defense."

1 THE COURT: Okay.

2 MS. LINDER: Whether or not you charge it to the jury or
3 give it as --

4 THE COURT: Well, I'd take a look at it. But, I mean, I
5 didn't see anything that indicated a redaction.

6 MS. LINDER: Right.

7 THE COURT: I may be wrong on that, but the way I viewed
8 it it didn't look like in that portion there was any
9 redaction at all.

10 MS. LINDER: Right.

11 THE COURT: I understand there might be some --

12 MS. LINDER: Before or after.

13 THE COURT: -- a lot of film on the front and a lot of
14 film --

15 MS. LINDER: Right.

16 THE COURT: -- on the back, but nothing during that time
17 clip.

18 MS. LINDER: We also -- like I had mentioned before, we
19 have agreed that there will be zero gang reference. No
20 reference to gang members, gang individuals, neighborhood
21 cliques, neighbor groups, specific gangs like GOFG or GAG or
22 any of that. We are to stay far, far, far away from that.

23 THE COURT: Right.

24 MS. LINDER: So we have agreed on that.

25 And then --

1 MR. GOODWYN: You want me to?

2 MS. LINDER: Yes, please.

3 MR. GOODWYN: Judge, just -- and this goes in line with
4 my -- with the -- my objection to the video under 403 for
5 grounds but you've already denied that motion.

6 There are pictures that the solicitor tells me that she
7 plans to introduce of the body in the Cheapway gas station.
8 I believe it's State's 13 through 19 that are actual pictures
9 of CP . I am making the objection on the same
10 grounds as the video to those particular pictures.

11 I just want to bring that to the Court's attention. I
12 understand you --

13 THE COURT: But those are stills from the video?

14 MR. GOODWYN: Correct.

15 MS. LINDER: No, Judge.

16 MR. GOODWYN: Well --

17 MS. LINDER: Well, there are some stills from the video,
18 yes. That will be discussed with the lead detective. But
19 there are also some crime scene photos. And I'm happy to
20 show you those if you would like, Judge.

21 THE COURT: Yeah.

22 MS. LINDER: There are still from the video that the
23 lead detective would have. The crime scene ones, which is
24 specifically 13 through 19, we went through these last week.
25 Mr. Goodwyn will tell you what he's saying about them, and

1 then I'll --

2 (Ms. Linder conferred with Mr. Goodwyn.)

3 MR. GOODWYN: May I approach, Judge?

4 THE COURT: Yeah. So you're objecting to these?

5 MR. GOODWYN: These specific photos for the same reason
6 that I objected to the video.

7 THE COURT: Probative -- prejudice outweighs the
8 probative value?

9 MR. GOODWYN: The prejudicial effect outweighs the
10 probative value. Yes, Judge.

11 THE COURT: All right. So what's the probative value?

12 MS. LINDER: Your Honor, if I -- I can speak to them or
13 I can take those back so I can look at them and I can talk
14 about each one as those are labeled.

15 THE COURT: Yeah. If you -- tell me the probative value
16 of each one --

17 MS. LINDER: Yes, Judge.

18 THE COURT: -- because it is up there on the video.

19 MS. LINDER: Yes, Judge.

20 So State's Number 13 we think is important because this
21 is the view of as soon as you open the door to be able to go
22 inside. You can also see the locations of the cameras. And
23 State's 13, it's pretty far away; you see the victim but you
24 also can see kind of where -- it's closer up; you can see
25 where the fired cartridge cases are. There is one projectile

1 that's located and three fired cartridge cases located in
2 this case. So we think Number 13 is for that.

3 Number 14 shows closer up, and it shows the fired
4 cartridge cases. Later on there's pictures that are just
5 zoomed in with the evidence marker numbers of the fired
6 cartridge cases. But we think it's important to have so that
7 you can see. There is no scene sketch, so as far as where
8 the body is versus the fired cartridge cases, that's where we
9 think that is important.

10 We are also, of course, happy to do these in black and
11 white if that is helpful.

12 I think that out of all of these I believe the most
13 important ones are -- I know the most one is State's 13. Why
14 I think 13 is important is I think that it shows looking from
15 coming in, which is actually what the defendant would have
16 seen as he was entering. I think it's also important because
17 the zoomed in of when they find the fired cartridge cases and
18 a projectile, they're around his body. And then if you look
19 at the far wall, it looks almost like a hot dog machine on
20 the table. One of the fired cartridge cases is up there. So
21 that photo actually shows that so you can see that, since
22 there's not a diagram of kind of the overall scene.

23 14, 15, 16, those are all just closer up kind of as
24 you're approach ing where you can see the fired cartridge
25 cases, you can see the, like, machine where it is, plus also

1 kind of around the body, where it is.

2 State's 17 is the two holes from the two -- what the
3 pathologist would testify to are the penetrating gunshot
4 wounds to the back. And we think that's important.

5 Again, if we need to do these in black and white, we
6 can.

7 So State's 18 and 19, I think these are extremely
8 important because State's -- State's 18 and 19 are important
9 because these show where the evidence markers are, which is
10 where the fired cartridge cases are located and the
11 projectile is located. And the reason why one -- why both of
12 them are needed is because in the first photo you get
13 everything that's on the ground around him, but not the one
14 up by, like, the hot dog machine or whatever it is. And the
15 second photo you see the evidence marker that's up higher,
16 but you don't see the one closest to the door, I guess you
17 can say. And the State is planning to introduce very
18 close-up images of those evidence markers for State's 21
19 through 23 that show the three fired cartridge cases and the
20 projectile.

21 So that's why we think those are important. We have
22 narrowed down the number of photos greatly. And so we just
23 think that those are the important ones to show so they can
24 kind of see what the approach was and where the evidence all
25 fell in this case.

1 THE COURT: All right.

2 MR. GOODWYN: Judge, I've mentioned my basic 403
3 argument about why the prejudicial effect outweighs the
4 probative value. Not only that, it's cumulative. I mean,
5 the video speaks for itself. I mean, at this point we're
6 just piling on.

7 And, Judge, forgive me for referencing the video and my
8 motion before.

9 Your ruling was to let the full thing in. You know, she
10 mentioned doing these in black and white. I mean, at least I
11 would ask your Honor consider muting the video. You know, if
12 we're letting these pictures in and we're letting the full
13 video in with full sound, I mean, I think we're getting to
14 the point where we're screaming that the prejudicial effect
15 outweighs the probative value, along with the cumulative
16 effect of it.

17 THE COURT: All right. I'm going to grant your motion
18 to suppress 13 and then 14, 15, 16, 18, and 19. With the
19 video, I agree with defense that it's just cumulative. The
20 fact that you have the video shows less of a probative need
21 or value for these.

22 I am going to allow 17, which is that one, due to the
23 fact that she said that the pathologist is referencing that
24 one in the pathologist's testimony. So there may be a need
25 for that -- or a probative value that will not be

1 accomplished by the video.

2 All right?

3 MR. GOODWYN: Judge, just as to muting the video -- the
4 sound of the video?

5 THE COURT: No. I'm going to allow the video to come in
6 with audio and the way it was presented during the motion
7 hearing.

8 MS. LINDER: And then, your Honor, also I think one
9 other thing is the identification that we referenced before
10 that's done by a 15-year-old who identifies the defendant as
11 the person who's in the car with him that, I guess,
12 technically morning because it's 3:00 in the morning. My
13 understanding is that the defense is not asking for a *Biggers*
14 hearing in that identification. I appreciate that. I do
15 like when things are agreed upon.

16 However, I would still like to very briefly -- I do not
17 have that lay witness here today. He's testifying tomorrow.
18 He'll be here tomorrow. But I would like to very briefly get
19 extremely quick testimony and a short video clip of that line
20 up identification in as a Court's exhibit. It's for pretrial
21 matters.

22 THE COURT: Can you waive a *Biggers* hearing? I know you
23 can't waive a *Jackson* --

24 MS. LINDER: *Jackson v. Denno*. Right.

25 THE COURT: -- *v. Denno*. Can you waive a *Biggers*

1 hearing? I don't know.

2 MS. LINDER: I think you can. But I just would really
3 like to --

4 THE COURT: If you want to dot you i's and cross you
5 t's, I'm going to allow you to -- we'll do a *Biggers* hearing.

6 MS. LINDER: All right.

7 THE COURT: All right.

8 MS. LINDER: Okay. Then the State calls Rob Van Tine.

9 THE COURT: I mean, are you going to do that now?

10 MS. LINDER: Is that -- is that okay? Yes?

11 THE COURT: Are we doing it -- is that what we're doing?

12 MR. GOODWYN: Well, I mean, the only issue is that we
13 don't have the witness that does the identification. So
14 that's -- I mean, my thought is that if the identifying
15 witness isn't here to testify, then I don't see the need.

16 THE COURT: Yeah. Well --

17 MS. LINDER: I guess in my opinion, and as I indicated
18 to the defense about this, is that I think for a proper
19 *Biggers* hearing, I need to -- to cover the record also I need
20 to have the video clip in, the person who administered the
21 lineup, and the person who received the initial description
22 from the witness who does the identification, and that
23 witness who made the identification. I have everything
24 covered except the person who made that identification. I
25 did not want to make that individual miss two days of work.

1 THE COURT: Okay.

2 MS. LINDER: So he's testifying tomorrow. He's coming
3 in first thing tomorrow.

4 I just thought we could do all of this other testimony,
5 which should not take long, and then have him go right before
6 he testifies in trial and just not mention anything in
7 openings, which is fine, or have him proffer before we start
8 in front of the jury tomorrow.

9 THE COURT: So you're going to -- for purposes of
10 *Biggers*, you're just going to put up law enforcement officers
11 saying "These are the photos I showed, and this is the one
12 the witness picked"?

13 MS. LINDER: Yes. And a video clip of the procedure
14 that they did to show that they didn't influence him or
15 indicate that they gave him the right -- he made the right
16 decision and all that kind of stuff.

17 THE COURT: Okay. All right. But then at trial you're
18 going to have the actual person who did the identification --

19 MS. LINDER: Yes.

20 THE COURT: -- come and say that's --

21 MS. LINDER: Oh, yes.

22 THE COURT: Okay.

23 MS. LINDER: And I'll have that individual do that
24 pretrial testimony --

25 THE COURT: Okay.

1 MS. LINDER: -- before your Honor prior to anything in
2 the trial or any mention of it in opening. I just didn't
3 want to have that individual miss work today, miss work
4 tomorrow.

5 THE COURT: Yeah.

6 MS. LINDER: He already knows he's here all day.

7 THE COURT: Well, and I'm going to allow him to do that.
8 I mean, the purpose of *Biggers* is to determine whether or not
9 there is an overtly suggestive identification. So I'm going
10 to -- I'll allow him to do that. We'll go ahead and start --
11 go with it. Okay?

12 MS. LINDER: All right. The State calls David
13 Pritchard.

14 (Witness sworn.)

15 CLERK OF COURT: Please be seated.

16 Now, please state your full name into the microphone,
17 spelling your first and last name for the court record.

18 THE WITNESS: David Pritchard, D-A-V-I-D,
19 P-R-I-T-C-H-A-R-D.
20
21
22
23
24
25

1 DAVID PRITCHARD,
2 called as a witness on behalf of the State, being first duly
3 sworn, was examined and testified as follows:

4 DIRECT EXAMINATION

5 BY MS. LINDER:

6 Q. Good afternoon.

7 Will you very briefly tell the Court where you were
8 working and what your position was back in January of -- er,
9 June of 2022.

10 A. Yes, ma'am. I was a detective assigned to the persons
11 crime unit with the North Charleston Police Department.

12 Q. And as part of the persons crime unit, did you ever
13 interview individuals or conduct any photo lineups?

14 A. Yes, ma'am.

15 Q. And what are the different types of photo lineups?

16 A. You have single photo identifications, and you also have
17 six-pack photographic lineups.

18 Q. Who creates those lineup?

19 A. We reached out to either one of two places. We either
20 use the Charleston County Detention Center or we also use
21 SLED to create lineups.

22 Q. And who administers those lineups?

23 A. It's usually an independent detective who's not familiar
24 with the investigation.

25 Q. And I'd like to direct your attention to this case,

1 State versus Javeon Campbell. Were you the lead detective in
2 this case?

3 A. Yes, ma'am.

4 Q. And were there any photographic lineups administered in
5 this case?

6 A. Yes, ma'am, there was.

7 Q. And who was a six-pack lineup conducted with in this
8 case? Who was the lay witness?

9 A. A witness, JCM .

10 Q. And did you, yourself, conduct that lineup?

11 A. I did not.

12 Q. Who conducted the lineup?

13 A. I had Detective Van Tine do that.

14 Q. Why did you have Detective Van Tine do the lineup?

15 A. He wasn't assisting in any way with this case.

16 Q. Where and when did that lineup take place?

17 A. It was on July 1, 2022, at North Charleston Police
18 Department in our detective bureau.

19 Q. And was that recorded?

20 A. It was.

21 Q. And I would like to just briefly ask you questions about
22 JCM .

23 Did you conduct the interview of him?

24 A. Yes, ma'am.

25 Q. And when did you interview him?

1 A. The same day, July 1.

2 Q. And it sounds ridiculous. July 1. How far after this
3 incident, which is June 29, was that?

4 A. Two days.

5 Q. And when you conducted the interview with JCM
6 , who was present in the room with you?

7 A. It was me, JCM , his father, and his attorney.

8 Q. And was your interview audio and video recorded?

9 A. Yes, ma'am.

10 Q. And did JCM identify the shooter in this case?

11 A. He did.

12 Q. And during the course of your interview with JCM , did
13 he give you descriptions about -- did he give you a
14 description of who the individual was that he was going to be
15 making identification of?

16 A. He did.

17 Q. And did he describe to you his ability to see that
18 individual?

19 A. He did.

20 Q. And after the lineup was administered to JCM by
21 Detective Van Tine, did you end up speaking with JCM
22 again?

23 A. Yes.

24 Q. And at any time when you spoke to him, did you indicate
25 that he picked the right person or give a thumbs-up or give

1 any indication whatsoever about what he did or did not select
2 during that lineup procedure?

3 A. No, ma'am.

4 Q. All right.

5 MS. LINDER: I don't have any other questions for this
6 witness.

7 THE COURT: All right. Mr. Goodwyn or Ms. Luthringer?

8 MR. GOODWYN: I don't have any questions, Judge.

9 THE COURT: All right. You may step down.

10 (Witness excused.)

11 MS. LINDER: The State calls Detective Rob Van Tine.

12 (Witness sworn.)

13 CLERK OF COURT: Please be seated.

14 Now, please state your full name into the microphone,
15 spelling your first and last name for the court record.

16 THE WITNESS: It's George Robert Van Tine, Jr. I go by
17 Rob. But it's G-E-O-R-G-E, and last name is Van Tine, V-A-N
18 T-I-N-E.

19 ROBERT VAN TINE,
20 called as a witness on behalf of the State, being first duly
21 sworn, was examined and testified as follows:

22 DIRECT EXAMINATION

23 BY MS. LINDER:

24 Q. Good afternoon.

25 Will you just tell the Court where you were working in

1 June of 20-- June and July of 2022.

2 A. I was in the -- I was assigned to the -- I was in the
3 detective bay, assigned to the persons unit.

4 Q. And as -- being assigned to the detective unit back in
5 the summer of 2022, did you ever assist with conducting any
6 sort of lineups?

7 A. I did.

8 Q. And what are the different types of photographic
9 lineups?

10 A. There's a single photo lineup, and there's also a
11 six-pack photo lineup.

12 Q. And when do you use those different ones?

13 A. So a single photo would be shown when the witness or
14 whoever you're showing the lineup to has intimate knowledge
15 or has known the person for a while. A six-pack would be a
16 stranger or if you've only known the person for a couple
17 days.

18 Q. And in this case were you involved with it at all, State
19 versus Javeon Campbell?

20 A. No, other than to get the lineup.

21 Q. Okay. And you just said it, but did you give a lineup
22 in this case?

23 A. I did.

24 Q. Who did you give a lineup to?

25 A. JCM

1 Q. And that lineup that you conducted with JCM
2 , did you create and pick out those six
3 photos for that one?

4 A. No, I did not.

5 Q. And were you the lead detective on this case?

6 A. No, I was not.

7 Q. And did you conduct a bunch of interviews and everything
8 leading up to this photo lineup that you conducted?

9 A. No.

10 Q. And why is that? Why did you administer the lineup?

11 A. Because it's a double blind. You try to find a
12 detective, whenever you're the lead on the case, that has the
13 least involvement. There's always someone in the bay that
14 you're going to grab that's not involved in some way with the
15 case.

16 Q. All right. And where and when did you conduct this
17 lineup with JCM ?

18 A. I was at City Hall, 2500 City Hall Lane, in the
19 detective bay. I believe it was July 2. I could be wrong.
20 It could be July 1 or July 2, 2022.

21 Q. And when you conducted this lineup, was it recorded?

22 A. It was audio and video recorded.

23 Q. And who was in the room when you did this lineup?

24 A. It was JCM and his attorney, Mark
25 Peper.

1 Q. And can you explain what your process is for conducting
2 the six-photograph lineup.

3 A. There's a form that I read to the witness or whoever I'm
4 doing the lineup with. I go through each of the
5 instructions. They -- I have them initial the instructions
6 that they comprehend.

7 I then -- I always show each picture in sequential order
8 starting with Number 1 going up to Number 6. They can say
9 yes or no, that they -- I show one at a time. So I'll lay
10 the first picture down. They say yes or no. If it's no, I
11 have them turn the photo over, initial the back. I then show
12 them the second photo. If it's a yes, I have them circle the
13 number on the front, sign and date the photo on the front.

14 Whether they choose someone or not, I continue to show
15 them all the photos.

16 Q. And did you follow that process for this case?

17 A. I did.

18 Q. And will you describe to the Court how JCM went
19 through this process with you.

20 A. Same process. I read him the instructions. He
21 initialed the form, signed it that he understood. I then
22 showed him Photo Number 1. He said no. He initialled the
23 back. Photo Number 2, Photo Number 3, same: initialed the
24 back that it was a no. Number 4 he chose the person. I had
25 him basically sign and date the front. And then I showed him

1 Number 5 and Number 6, and said no on each of those and
2 initialed the back.

3 Q. And did you in any way influence or suggest that he
4 should pick out the defendant, who was in the Number 4
5 position?

6 A. No.

7 Q. And did you tell him that he selected the right person
8 when he picked out the defendant in the Number 4 position?

9 A. No, I did not.

10 Q. And how certain was the witness of identifying the
11 defendant?

12 A. He seemed very confident, very certain. He immediately
13 said no to the first three, and on the fourth one he said
14 yes. Same with the fifth and sixth, it was an immediate no.

15 Q. All right.

16 MS. LINDER: At this time, if I may approach the
17 witness, your Honor?

18 THE COURT: All right.

19 BY MS. LINDER:

20 Q. At this time I'll show you what's been marked as State's
21 Exhibit 1 for pretrial purposes.

22 Do you recognize that?

23 A. I do.

24 Q. And I'll also show you State's Exhibit 2 for pretrial
25 purposes.

1 Do you recognize that?

2 A. I do.

3 Q. For State's Exhibit 1, how do you recognize it?

4 A. This is the photo lineup that I showed him. My
5 signature is where it says "Independent Administrator"
6 signature.

7 Q. All right. And does that fairly and accurately
8 represent the photo lineup that you conducted with
9 Capers-Manigault back in July of 2022?

10 A. It does.

11 MS. LINDER: Your Honor, at this time, for the limited
12 purposes of this pretrial hearing, the State would seek to
13 admit State's Exhibit 1.

14 THE COURT: All right. Any objection?

15 MR. GOODWYN: No objection.

16 THE COURT: All right. State's Exhibit 1 is admitted
17 into evidence without objection for purposes of this *Biggers*
18 hearing.

19 (State's Pretrial Exhibit Number 1 admitted into
20 evidence.)

21 BY MS. LINDER:

22 Q. All right. And then as far as State's Exhibit 2, were
23 you able to recognize that?

24 A. Yes.

25 Q. And how do you recognize that?

1 A. That is a video of the interview, the actual photo
2 lineup from the audio/video recording of the room that was
3 recorded onto a DVD.

4 Q. And how do you recognize that DVD? Is there something
5 on it?

6 A. Yes. My initials are on it.

7 Q. Oh, your initials. Okay.

8 So you have reviewed the photo lineup video prior to
9 coming in here today?

10 A. Yes.

11 Q. And does that disk fairly and accurately capture that
12 lineup procedure that you did with JCM
13 back in July of 2022?

14 A. It does.

15 MS. LINDER: Your Honor, at this time and for the
16 limited purposes of this pretrial hearing, the State would
17 seek to admit State's Exhibit 2 into evidence.

18 THE COURT: All right. Any objection?

19 MR. GOODWYN: No objection.

20 THE COURT: All right. State's Exhibit 2 admitted into
21 evidence without objection for purposes of the *Biggers*
22 hearing.

23 (State's Pretrial Exhibit Number 2 admitted into
24 evidence.)

25 MS. LINDER: And, your Honor, for brevity and the sake

1 of this hearing, at this time the State would not ask any
2 other questions. We do not -- we are not going to publish
3 this disk. It's about seven minutes long. However, we are
4 going to incorporate both the disk and this lineup.

5 THE COURT: Okay. Well, I need to take a look at it and
6 see if I think it's overly suggestive or anything.

7 MS. LINDER: Okay.

8 THE COURT: All right?

9 MS. LINDER: All right. State's 2 I'm going to publish.
10 And this is State's Exhibit 2 for pretrial purposes.

11 THE COURT: All right.

12 (Video played in open court.)

13 BY MS. LINDER:

14 Q. All right. And then I'd like to, on this ELMO up
15 here -- and there's going to be a screen in front of you and
16 it is a touch screen, so just beware.

17 I'm going to just show you -- this is part of State's
18 Exhibit 1 for pretrial purposes. It's already been admitted.

19 (Exhibit displayed on screen in open court.)

20 BY MS. LINDER:

21 Q. Okay. So here in this information, what's this top
22 caption?

23 A. It says, "The North Charleston Police Department Report
24 of Photographic Lineup."

25 Q. All right. And what information is up here? What is

1 this? Is this the date?

2 A. It looks like the date there. It's 7/2 of 2022.

3 Q. Okay.

4 A. July 2, 2022.

5 Q. All right. And all of these little -- this handwritten
6 letters here, what is this?

7 A. Those are his initials, the person that I was giving the
8 lineup to.

9 Q. And did you witness him initial this?

10 A. I did.

11 Q. What is this checkmark?

12 A. That's whether an identification was made or not.

13 Q. And then down here, what is this?

14 A. That's what he wrote. He writes "Shooter Brandon."

15 Q. All right. And then just to get to the bottom of the
16 page, what is this down here?

17 A. That's my signature, and then that's the witness who I
18 was giving the lineup to, his signature.

19 Q. All right. Now I'm just going to kind of go through
20 these. This is the next page of that. Here's the top of it.
21 And what does this indicate?

22 A. That's the first photo that I would have shown him.
23 It's indicated by the number 1 there.

24 Q. And on the back of that page?

25 A. That would be the person I'm giving -- JCM 's initials.

1 Q. And he initialed because that's him? Or why did he
2 initial the back?

3 A. No. He initialed the back -- I have them initial the
4 back when they are -- when they do not choose someone, that
5 this is not the person.

6 Q. All right. Next page. This is the top of the page.
7 And what number is this?

8 A. 2.

9 Q. And what's on the back?

10 A. JCM 's initials indicating that that is not the person.

11 Q. All right. Next page of State's Exhibit 1 still.
12 Here's the top of the page. What's that number?

13 A. 3.

14 Q. And that?

15 A. JCM 's initials indicating that that is not the person.

16 Q. All right. Next page, and still State's Exhibit 1, top
17 of the page. What number?

18 A. 4.

19 Q. And what's around this 4?

20 A. It's circled and it's his initials and the date,
21 indicating that that is the person that he has chosen.

22 Q. And, therefore, there's -- is there anything on the back
23 of this one then?

24 A. No.

25 Q. All right. Next page of State's Exhibit 1 for pretrial

1 purposes, this is the top of the page. And at the bottom,
2 what number?

3 A. 5.

4 Q. And on the back?

5 A. JCM 's initials indicating that that is not the person.

6 Q. Okay. This is last page of State's Exhibit 1 for
7 pretrial purposes. There's the top. What number?

8 A. 6.

9 Q. And then on the back?

10 A. It's his initials indicating not the person.

11 Q. All right.

12 MS. LINDER: And that's all the questions I have for
13 you. Please answer anything the defense may have.

14 THE COURT: All right. Cross-examination?

15 MR. GOODWYN: I don't have any questions, Judge.

16 THE COURT: All right. You may step down.

17 THE WITNESS: Thank you, your Honor.

18 THE COURT: Thank you.

19 (Witness excused.)

20 THE COURT: Call your next witness.

21 MS. LINDER: And, your Honor, that is it as far as the
22 witnesses for this *Biggers* hearing is concerned for today.

23 JCM is coming in tomorrow morning to
24 testify at trial. We are happy to do a variety of things. I
25 was not intending on mentioning it in my opening, so I'm fine

1 if we want to just kind of roll with the jury and do openings
2 and then maybe the midmorning break we can have him go
3 through his portion of the *Biggers*. Or if we want to have --
4 I can have him come in earlier tomorrow morning and we can do
5 that before we start with the jury.

6 He does still have an attorney. I had contact with his
7 attorney as recent as earlier today. I met with him last
8 week. He is good to go. He works for Charleston County now,
9 so he'll be here. I just didn't want -- like I said, I
10 didn't want him to miss two days of work. So I can wait for
11 any of my argument until he testifies.

12 Again, I just wanted to make sure that these items were
13 on the record.

14 THE COURT: All right. Anything to be presented by the
15 defense.

16 MR. GOODWYN: No, Judge.

17 THE COURT: All right. I find for purposes of the
18 *Biggers* hearing that the identification was not overly
19 suggestive and, therefore, is admissible. All right?

20 Anything else?

21 MR. GOODWYN: Not from the defense, Judge.

22 MS. LINDER: And, Judge, we have the two stipulations.

23 Okay. Well -- okay. We have one stipulation that's
24 done. The other one we're going to tweak. And is it okay
25 with your Honor if we just submit these to the Court

1 tomorrow?

2 THE COURT: Yes. That would be fine.

3 MS. LINDER: Okay. That is it for the State for now. I
4 just want to approach the court reporter and give these two
5 pretrial exhibits to her. Okay?

6 THE COURT: All right. That'll be fine.

7 All right. Sounds good.

8 And that's it for today?

9 MS. LINDER: Yes, Judge.

10 THE COURT: All right. We'll be in recess. Like I
11 said, the jury's coming in at 9:15. I'll try to take the
12 bench as close to 9:30 as I can. Okay?

13 MS. LINDER: And can we try to get in here at, like,
14 9:00 tomorrow morning? Because we have a 911 call and we
15 have other things that we want to make sure that the audio --
16 I may try to run that through my speakers so the sound is
17 better. I just want the court tech stuff.

18 THE COURT: Who's got the answer to that question?

19 COURT DEPUTY: It can be done.

20 MR. GOODWYN: Thank you.

21 THE COURT: 9:00?

22 COURT DEPUTY: Yes, your Honor.

23 THE COURT: All right. You're good to go.

24 MS. LINDER: Thank you very much.

25 THE COURT: Thank you.

1 All right. We'll be in recess until 9:30. The
2 courtroom will be available at 9:00.

3 MS. LINDER: Thank you.

4 THE COURT: Thank you.

5 (Court recessed at 5:02 p.m., to resume at 9:30 a.m.,
6 Tuesday, August 19, 2025.)

7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

1 (Court resumed at 9:32 a.m., Tuesday, August 19, 2025,
2 outside the presence of the jury.)

3 THE COURT: Thank you very much. Please be seated.

4 All right. I understand the jury has selected Juror
5 Number 58 as the foreperson.

6 All right. Anything from the State before we bring the
7 jury in?

8 MS. LINDER: Your Honor, just for housekeeping matters,
9 we have those two stipulations, signed by myself and by
10 defense counsel, about the expert qualification and about the
11 surveillance videos. We can submit these and get these
12 labeled. I was uncertain if your Honor had a preference of
13 when and how these stipulations are published or if you would
14 like just for us to publish it at the appropriate time with
15 those witnesses.

16 THE COURT: What would be the easiest and make the more
17 sense? I'll let y'all decide.

18 MR. GOODWYN: Well, you know, it's the surveillance
19 videos and the screenshot that she plans to produce from not
20 the El Cheapo gas station. I'm fine with whoever she wants
21 to get it in through. I'm saying no objection based on the
22 stipulation.

23 THE COURT: All right.

24 MR. GOODWYN: I think that's the quickest and easiest
25 way.

1 THE COURT: All right. So just whenever it fits into
2 the State's case I guess, Ms. Linder, you can just kind of
3 state that there's a stipulation at that --

4 MS. LINDER: All right. Thank you, your Honor.

5 THE COURT: Or however you want to do it.

6 MS. LINDER: May I approach the court reporter to get
7 these marked as Court's exhibits?

8 THE COURT: Yes. So that would be Court's Exhibits 1
9 and 2; is that correct?

10 COURT REPORTER: Yes, sir.

11 THE COURT: All right.

12 MS. LINDER: Aside from that, your Honor --

13 COURT REPORTER: One moment. Give just one second.

14 (Court's Exhibit Numbers 1 and 2 marked for the record.)

15 COURT REPORTER: Sorry about that. Go ahead.

16 MS. LINDER: Oh, no worries.

17 Aside from the, your Honor, and just as far as
18 scheduling and just so the Court's aware, so this morning we
19 intend to call our first witness, which is the 911 operator,
20 which --

21 (Audio played in open court.)

22 MS. LINDER: We're calling the 911 operator. And then
23 after that is going to be the store owner from that Cheapway
24 gas station.

25 Just so you're aware, I have talked with the victim's

1 family, and when that witness gets on the stand to play that
2 video, I'm going to let my victims advocate know. My family
3 is going to exit so they don't need to watch that. And then
4 they'll come back in afterwards. So if your Honor is
5 wondering, they will quietly file out and file back in.

6 THE COURT: As long as it is done quietly and does not
7 call attention from the jury. I don't want anything in front
8 of the jury that's going to create an undue sympathy that is
9 not presented on the witness stand. Okay?

10 MS. LINDER: Yes.

11 THE COURT: All right. Matter of fact, if you want -- I
12 don't know how far that is in there, but if we want to take a
13 break, excuse the jury, and then let them leave. I mean, you
14 know how far it is in there. I just don't want the jury
15 sitting there staring at a whole bunch of people getting up
16 and walking out before you play a video.

17 MS. LINDER: Right.

18 THE COURT: That might create -- draw excess attention
19 away from the evidence and onto the sympathy of the family.

20 MS. LINDER: Absolutely. Like I said, we have the 911
21 operator as our first -- my opening is less than five
22 minutes.

23 THE COURT: Okay.

24 MS. LINDER: The 911 operator, I don't see how that's
25 more than ten minutes long. She doesn't say a whole lot, and

1 we press play.

2 And then it's the witness with the Cheapway.

3 So it might be a little early for a break. But then
4 again, it might be okay because they'll have heard the
5 greeting from your Honor and they'll have heard openings and
6 heard that one witness. Whatever you think.

7 THE COURT: Okay. Well, we'll just address it when we
8 get there.

9 MS. LINDER: Okay. Thank you, Judge.

10 THE COURT: All right. Anything from the defense before
11 we bring the jury in?

12 MR. GOODWYN: No, Judge.

13 THE COURT: All right. So I guess we'll bring the jury
14 in, we'll do -- we'll swear the jury, opening charges,
15 opening statements, and then we'll get into it. Okay?

16 All right. Let's go ahead and bring the jury in.

17 Oh, before the jury gets in here, I need to let y'all
18 know I allow direct examination, cross-examination, redirect
19 only as to matters addressed on cross that were not addressed
20 on direct. I don't allow recross. Okay? So if on redirect
21 they exceed the scope of redirect, raise your objection and
22 I'll deal with it then. So direct, cross, redirect on
23 matters addressed on cross that were not already addressed on
24 direct. Okay?

25 MR. GOODWYN: Yes, Judge.

1 THE COURT: All right.

2 (The jury entered the courtroom at 9:41 a.m.)

3 THE BAILIFF: All jurors are present, your Honor.

4 THE COURT: Thank you very much.

5 Everyone can be seated.

6 All right. Good morning, ladies and gentlemen. I hope
7 everyone had a good evening. Welcome back.

8 First of all, let me thank you for being prompt this
9 morning. That's a great assistance to the Court. I really
10 appreciate that.

11 I understand that Juror Number 58, Mr. Carroll, you have
12 been selected as foreperson. Is that correct?

13 JURY FOREPERSON: Yes, your Honor.

14 THE COURT: All right. If you would always occupy the
15 seat where you now sit.

16 Our alternates will always occupy their alternates
17 seats.

18 As I said, the rest of you are at liberty to sit in
19 whatever seat you'd like, whether you want to alternate, keep
20 the same seats, or whatever the case may be.

21 Now, I've got some preliminary charges I need to give to
22 you. But just like I told you during jury qualifications and
23 during voir dire questioning, jurors, just like witnesses,
24 are constantly taking oaths. So I'll need all members of
25 this jury to please stand and raise your right hand while the

1 clerk administers the oath for you to serve as jurors on this
2 particular case.

3 CLERK OF COURT: And will the defendant also please
4 stand.

5 (The jury was sworn to try the issues.)

6 CLERK OF COURT: If you have taken this oath, please be
7 seated.

8 THE COURT: All right. Thank you very much.

9 Any member of the jury that did not respond to the oath
10 by saying I do? If so, please stand.

11 All right. Ladies and gentlemen, we're getting ready to
12 start the trial of the case of the State of South Carolina
13 versus Javeon Breon Kayshard Campbell. Now, I know from
14 watching movies, TV shows, reading books, things of that
15 nature, trials are often full of a lot of suspense, a lot of
16 action. While that might be the case in this trial, it
17 probably won't be.

18 I think what you're going to find is more often than not
19 trials are slow, repetitive, deliberate processes, the exact
20 opposite of which you might be accustomed to when you watch
21 trials for entertainment purposes or read about trials for
22 entertainment purposes. But I hope you do find the trial
23 entertaining. I hope you do find it educational. And I want
24 to thank you from the outset for serving as jurors in this
25 case.

1 The attorneys appearing before you are advocates for the
2 parties they represent, but first and foremost, they are
3 officers of the Court. They're sworn to uphold the integrity
4 and the fairness of our judicial system and to help you in
5 the search for the facts of this case. You should expect
6 them to be professional, competent, and ethical in the
7 representation of their client's interest.

8 Now, what I will now say to you is intended to serve as
9 an introduction to the trial of this case. These remarks are
10 not a charge on the law of this case. I'll instruct you on
11 the law applicable to this case at the end of the trial
12 before you retire to consider your verdict. This is merely
13 an explanation of the procedure that we will follow in the
14 trial of this case so that you can better understand what is
15 happening.

16 Now, the defendant is charged by indictments. These are
17 the indictments. The defendant is charged by these
18 indictments with the crimes of murder and possession of a
19 weapon during the commission of a violent crime, the elements
20 of those crimes I'll explain to you at a later time. Now,
21 the indictments are simply the charges by which this case is
22 brought into this court. They are not in any sense evidence
23 of any of the allegations contained in them.

24 The defendant has pled not guilty to these indictments.
25 And the State, therefore, has the burden of proving each of

1 the elements of each indictment beyond a reasonable doubt.
2 It will be your duty, ladies and gentlemen, to determine
3 whether or not the State has met that burden.

4 Your purpose as jurors is to find and determine the
5 facts of this case. You are the sole judge of the facts of
6 this case. If at any time I make a comment regarding the
7 facts of this case, you must disregard my comments.

8 You are to determine the facts of this case from the
9 testimony you hear and the other evidence introduced here in
10 the trial of this case. It is up to you to determine the
11 inferences which you feel may properly be drawn from that
12 evidence. It is especially important that you perform your
13 duty of determining the facts diligently and conscientiously
14 because ordinarily there is no way to correct an erroneous
15 determination of the facts by a jury.

16 Now, on the other hand and with equal emphasis, the same
17 law that makes you the judge of the facts makes me the judge
18 of the law. The law as given by the Court is the only law
19 that you may consider. You must accept and follow the law as
20 I give it to you even though you may disagree with it. Just
21 as I cannot tell you what the facts of this case are, you
22 cannot disagree with me about the law to be applied in this
23 case.

24 Your job is to take the law as I give it to you and
25 apply it to the facts as you find those facts to be from the

1 testimony of the witnesses and any other evidence that is
2 introduced. After doing that, you can then render your
3 verdict, a true and just verdict, under the solemn oath that
4 you just took as jurors.

5 Now, until I advise you to begin your deliberations, you
6 must not discuss this case with anyone, including your fellow
7 jurors. Do not discuss it with any friends, family members,
8 or anyone involved in the case. After the case is submitted
9 to you, you must then discuss it in the jury room only with
10 your fellow jurors. The attorneys and parties in this case
11 have been advised that they're not to talk to you at all. So
12 they're not being rude. They're just following the
13 instructions of the Court.

14 During the trial, you're not to read or listen to or
15 watch any news reports about the case. This includes
16 anything that may be in the newspaper, on the internet, the
17 radio, or the television. You must not consider anything you
18 may have heard or read about the case outside of the
19 courtroom, whether that be before or during the trial of this
20 case.

21 It is important that you keep an open mind and not
22 decide any issue in the case until all of the evidence has
23 been presented, the parties have made their closing
24 arguments, and I've instructed you on the law to be applied
25 in this case. It's your solemn responsibility to determine

1 the guilt or innocence of the defendant, and your verdict
2 must be based solely on the evidence as it is presented to
3 you in this trial and on the law as I instruct you during and
4 at the close of the trial.

5 Now, in just a moment the solicitor will make what is
6 called an opening statement in which the solicitor will
7 explain to you the issues in this case, or at least what she
8 feels the issues in this case are. The attorney for the
9 defendant may also make an opening statement, although he is
10 not required to do so.

11 What the attorneys tell you during these opening
12 statements is not evidence in this case. It's only their
13 contention as to what they feel the issues in this case are.
14 The evidence in this case will be presented to you by
15 testimony of sworn witnesses from the witness stand and by
16 any other exhibits that may be introduced into evidence.

17 Now, in determining what the true facts are in this
18 case, you must decide whether or not the testimony of a
19 witness is believable. It is my responsibility to rule as a
20 matter of law whether or not certain testimony is admissible
21 at all or not. However, once testimony is admitted into
22 evidence, whether or not you believe it is solely for you to
23 determine.

24 In deciding whether to believe a witness, you have the
25 right to consider the interest of any witnesses, the bias of

1 any witness, the prejudice of any witnesses, the opportunity
2 for the witness to have seen the matters and things about
3 which the witness may testify, and the way the witness acts
4 on the witness stand. You have the right to consider
5 anything that is in the record that will help you evaluate
6 the testimony of the witness.

7 That means that it is your duty to pay close attention
8 to the witnesses, to observe the witnesses, to listen to the
9 witnesses, and to pay close attention to the attorneys and to
10 the Court. Don't let your thoughts wander, but give strict
11 attention to the testimony in this case so that at the end of
12 all of the testimony and after the arguments of counsel and
13 the charge on the law by the Court, you will then be in a
14 position to determine what the true facts are and apply the
15 law to those facts and thus render a true and just verdict.

16 Now, you have been given notepads. I understand some of
17 you wanted to take notes. You've been given notepads and
18 writing utensils. You are permitted to take notes if you
19 wish to, but you are not required to take notes.

20 Also, your notes are private to you and are not to be
21 shared with anyone else. So what I need you to do is on the
22 first page of your notepad, write your name or jury number.
23 And then make sure you get your own notepad when we return to
24 the courtroom. When you leave the courtroom, you'll be
25 required to leave your notepads in the jury box and you will

1 not be allowed to take them with you.

2 We need another -- we need a pad and writing utensil
3 over here. He did not get one.

4 All right? We got it?

5 Well, good.

6 All right. As I told you, write your name on the first
7 page of your notepad. Make sure you always get your own
8 notepad when you come back into the courtroom. You'll not be
9 allowed to take them with you when you leave the courtroom
10 until I instruct you that you're able to.

11 Number 2, do not try to write down everything a witness
12 says. Because you're not going to be able to get all of the
13 testimony and you're not going to be able to observe the
14 witness on the witness stand. The purpose of note-taking is
15 for you to jot down a quick note as to a matter that you feel
16 is important so that it will refresh your memory at a later
17 time.

18 Again, you are not required to take notes. You're
19 allowed to take notes if you want to. Don't try to write
20 down everything. Just jot a quick note to refresh your
21 memory. All right? And make sure you keep your own notepads
22 and no one else's notepads.

23 All right. Are there any additional charges or
24 challenges of the charges from the State?

25 MS. LINDER: None from the State.

1 THE COURT: Any from the defense.

2 MR. GOODWYN: No, Judge.

3 THE COURT: All right. Ladies and gentlemen, we'll now
4 begin the trial of the case with the attorneys' opening
5 statements. And as I told you during my charge, these
6 opening statements are not evidence. It is just simply the
7 attorneys' contention as to what they think the evidence will
8 show and the law to be applied in this case.

9 All right. Who wishes to go for the State?

10 MS. LINDER: Thank you, your Honor. May it please the
11 Court.

12 THE COURT: Yes, ma'am.

13 MS. LINDER: Good morning.

14 This is the State of South Carolina versus Javeon
15 Campbell. Javeon Campbell is charged with murder and
16 possession of a weapon during the commission of a violent
17 crime. This defendant, Javeon Campbell, murdered CP
18 back on June 29 of 2022. This defendant
19 murdered CP inside the Cheapway gas station located at
20 3615 Dorchester Road, which is in the North Charleston area
21 here in Charleston County.

22 Throughout the course of this trial, you will hear about
23 how CP pulled up to the gas station in a car, parked at the
24 pumps. You will hear about how CP went into the store
25 to make a purchase. You'll hear about how CP was standing

1 at the counter talking to the store clerk. You're going to
2 hear that nobody else was in the store at that time.

3 Then you're going to hear about how this defendant and
4 three others arrived at the store in a car. You will hear
5 about how this defendant was the only person to get out of
6 that car. You will hear about how this defendant went into
7 the store. You will hear about how this defendant shot an
8 unarmed CP from about a foot away in the back three
9 times, causing paralysis and then death in the store.

10 You will hear about the defendant getting back into the
11 car. And you'll hear about how the defendant told people in
12 the car that he shot CP and not to say anything to anybody.

13 But even more than hearing about what happened back on
14 June 29 2022, you are going to be able to see it. You are
15 going to see CP going into that store. You are going to
16 see him talking to the clerk. You are going to see the
17 defendant enter the store, pull out his gun, raise his arm,
18 and you will see the defendant shoot again and again and
19 again. You will see the defendant shooting and murdering
20 CP .

21 This will be a short trial but a very important one.
22 And we do thank you for your attention and are confident that
23 after you see and hear the evidence that you will find the
24 defendant guilty of murdering CP and
25 possessing a weapon during the commission of that violent

1 crime.

2 Thank you.

3 THE COURT: Does the defense wish to make an opening
4 statement?

5 MS. LUTHRINGER: Yes, Judge.

6 THE COURT: All right.

7 MS. LUTHRINGER: Thank you. May it please the Court.

8 THE COURT: Yes, ma'am.

9 MS. LUTHRINGER: Jumping to conclusions, that's what
10 this case is about. But sometimes there's more to what you
11 first see if you're just willing to look.

12 The government just came up here and told you all about
13 their case. But this is a murder trial where a young boy
14 died. And it's on video, a video that they're going to play
15 and play for you. And it's going to be really tough to see.
16 I'm not here to dispute that.

17 But often it is more about what you don't see. That
18 pesky DNA that always solves the "Dateline" case, you're not
19 going to hear about that. You're not going to hear about any
20 DNA at the crime scene. You're not going to hear about any
21 DNA in the vehicle. You're not going to hear about any DNA
22 on the murder weapon. You're not even going to hear that the
23 government has a murder weapon.

24 You're not going to hear from an eyewitness. You're not
25 going to hear a confession. You're not going to see any cell

1 phone location data that solves this crime. You won't even
2 hear that this crystal-clear video that is played and played
3 for you results in an immediate arrest.

4 There is a reason we have this jury system. There's a
5 reason why Javeon picked each of you. You're here because
6 you have a job to do. It's your job to investigate that
7 video, to study every witness that takes that stand, and to
8 wonder about those who don't.

9 Because what's going to be presented is a jump at the
10 first conclusion. It's tunnel vision. But that's not
11 enough. And that's because the burden in this case is on the
12 government. It's on them to prove to every single one of you
13 beyond a reasonable doubt what happened, who did it, and with
14 what intent.

15 Javeon doesn't have to prove a single thing to you. As
16 he sits there right now, in the eyes of the law he's
17 innocent. That means he doesn't have to call a single
18 witness to that stand. We don't have to ask any questions.
19 And he certainly doesn't have to testify. And that's all
20 because the burden is on them.

21 The burden on them is the highest burden that we have in
22 this judicial system. It's higher than the burden that
23 courts use to strip someone away from their hard-earned
24 money, to commit them, or to take away their children.
25 Jumping to a conclusion, tunnel vision, is not enough for our

1 judicial system, not enough for Javeon, and it shouldn't be
2 enough for you to convict of murder.

3 Which is why at the end of this trial Mr. Goodwyn will
4 come back before you and ask that you hold the government
5 accountable, answer those questions, and find Javeon not
6 guilty.

7 THE COURT: All right. Ladies and gentlemen, we'll now
8 begin the evidentiary portion of the trial with the State's
9 case.

10 The State can call your first witness.

11 MR. SMIT: The State calls Christina Akins.

12 (Witness sworn.)

13 CLERK OF COURT: Please be seated.

14 Now, please state your full name into the microphone,
15 spelling your first and last name for the court record.

16 THE WITNESS: Christina Akins, C-H-R-I-S-T-I-N-A, Akins,
17 A-K-I-N-S.

18 THE COURT: All right.

19 MR. SMIT: May it please the Court.

20 THE COURT: Yes, sir.

21

22

23

24

25

1 CHRISTINA AKINS,
2 called as a witness on behalf of the State, being first duly
3 sworn, was examined and testified as follows:

4 DIRECT EXAMINATION

5 BY MR. SMIT:

6 Q. Good morning, Ms. Akins.

7 A. Morning.

8 Q. Where are you employed?

9 A. I am employed at the Charleston County Emergency
10 Communication Center.

11 Q. And what is --

12 A. 911.

13 Q. Excuse me.

14 And what is your position there?

15 A. I'm a FOIA analyst.

16 Q. Okay. And how long have you been with the County?

17 A. About ten months.

18 Q. And what are your duties and responsibilities as a FOIA
19 analyst?

20 A. I pull radio traffic, 911 calls, CAD reports for member
21 agencies, for attorney offices. And I process complaints for
22 the 911 center.

23 Q. And does your agency receive and record 911 calls?

24 A. Yes.

25 Q. And are those calls recorded in realtime?

1 A. Yes.

2 Q. Are those stored per agency policy?

3 A. Yes.

4 Q. And can they be altered after they are stored?

5 A. No.

6 Q. And are these kept and maintained in the ordinary course
7 of business?

8 A. Yes.

9 Q. And are CAD records also recorded and stored in the
10 ordinary course of business?

11 A. Yes.

12 Q. And in preparation for this case, did you review any 911
13 calls and CAD reports prior to coming to court today?

14 A. Yes.

15 MR. SMIT: Your Honor, may I approach the witness?

16 THE COURT: Yes, sir.

17 BY MR. SMIT:

18 Q. Ms. Akins, I'm showing you what's been marked as State's
19 Exhibit Number 1 for identification. Do you recognize this
20 document?

21 A. I do.

22 MR. GOODWYN: Judge, can I see it?

23 MR. SMIT: Apologize, your Honor.

24 BY MR. SMIT:

25 Q. And Ms. Akins, do you recognize this disk?

1 A. I do.

2 Q. And how do you recognize it?

3 A. I have listened to it with you.

4 Q. And did you make any notations when you listened to it?

5 A. Those are my initials on there, the "CA."

6 Q. Thank you.

7 And Ms. Akins, what is contained on this disk?

8 A. That is the 911 call.

9 Q. And do the timeline of the 911 calls comport with the
10 CAD report that you reviewed?

11 A. Yes.

12 Q. Does this record fairly and accurately reflect the 911
13 calls received by the Charleston Consolidated Dispatch for
14 this case on June 29, 2022?

15 A. Yes.

16 MR. SMIT: Your Honor, the State moves to introduce
17 State's Exhibit 1 into evidence and ask for permission to
18 publish to the jury.

19 THE COURT: All right. Any objection?

20 MR. GOODWYN: No objection.

21 THE COURT: All right. State's Exhibit Number 1 is
22 admitted into evidence without objection.

23 (State's Exhibit Number 1 admitted into evidence.)

24 THE COURT: You can publish it.

25 (Audio played in open court.)

1 MR. SMIT: Beg the Court's indulgence.

2 THE COURT: All right.

3 (Pause in proceedings.)

4 MR. SMIT: Your Honor, the State has no further
5 questions for this witness.

6 Ms. Akins, please answer any question from the defense.
7 And you're subject to redirect.

8 THE COURT: All right. Cross-examination?

9 MR. GOODWYN: Yes, Judge. Thank you.

10 CROSS-EXAMINATION

11 BY MR. GOODWYN:

12 Q. Morning, Ms. Akins.

13 A. Morning.

14 Q. The call -- the 911 operator that received the call --

15 A. Mm-hmm.

16 Q. -- that was not you on the line, was it?

17 A. No.

18 Q. Could you make out the name of the 911 caller on the
19 video? What was that name?

20 A. YaYa.

21 Q. YaYa. Did you get a last name?

22 A. I did not.

23 Q. Okay. Thank you very much.

24 MR. GOODWYN: No further questions, Judge.

25 THE COURT: All right. Redirect?

1 MR. SMIT: Nothing further from the State, your Honor.

2 THE COURT: All right. You may step down.

3 THE WITNESS: Thank you.

4 (Witness excused.)

5 THE COURT: The State can call your next witness.

6 MS. LINDER: Your Honor, if we may briefly approach?

7 THE COURT: All right.

8 (An off-the-record discussion was had at the bench in
9 the presence of the jury but outside the hearing of the
10 jury.)

11 THE COURT: All right. Ladies and gentlemen, this next
12 witness involves the showing of a video, so we're going to
13 take a short break because it's going to take the State a
14 little while to get that set up so that you can view it.

15 Leave your notepads in the jury box. Do not discuss the
16 case, even among yourselves. We'll give you a short break,
17 and we'll bring you back in just a minute once we get this
18 set up. Okay?

19 Thank you very much.

20 (The jury exited the courtroom at 10:09 a.m.)

21 (The following proceedings were had outside the presence
22 of the jury.)

23 THE COURT: All right. As I understand, there's a bunch
24 of people that wanted to excuse themselves from the courtroom
25 at this time. Correct?

1 MS. LINDER: Yes, Judge.

2 THE COURT: And I think we agreed we would just take a
3 little break so they could go ahead and do that so the jury
4 wouldn't see a mass exodus --

5 MS. LINDER: Yes, Judge.

6 THE COURT: -- at the same time.

7 So anyone who does not wish to view the video and wishes
8 to be excused from the courtroom, you can go ahead and exit
9 at this time.

10 MR. GOODWYN: Judge, may we take a quick comfort break
11 too?

12 THE COURT: Yeah. Yeah. We'll take about a five-,
13 ten-minute break and then come right back. Okay?

14 MS. LINDER: Thank you, Judge.

15 THE COURT: Thank you very much.

16 (Court recessed.)

17 (Court resumed outside the presence of the jury.)

18 THE COURT: All right. Anything from the State before
19 we bring the jury in?

20 MS. LINDER: No, your Honor.

21 THE COURT: Anything from the defense?

22 MR. GOODWYN: Briefly, Judge. I know what we're about
23 to get into was the basis of my argument yesterday of why the
24 video should be cut. And the basis of my motion, without
25 getting into it again, was, 1, it's not relevant. And any

1 relevance to be had is far outweighed by the prejudicial
2 effect.

3 My plan is to object on the record contemporaneously
4 every time the video is played. But if your Honor is certain
5 that that ruling is final and would rather me just make the
6 objection one time when the video is introduced into
7 evidence, then I'm fine with that. But I just wanted the
8 Court to know that my plan was to object every single time
9 that they bring in the video.

10 THE COURT: Okay. Well, I think once you object one
11 time, then you've preserved your objection. And you'll have
12 on the record the argument. I'm assuming it's based upon the
13 same arguments you made at the pretrial --

14 MR. GOODWYN: That's correct.

15 THE COURT: -- motion yesterday?

16 MR. GOODWYN: That's correct.

17 THE COURT: All right. All right. You can just raise
18 your objection one time, and then we'll proceed at that time.

19 MR. GOODWYN: Thank you, Judge.

20 THE COURT: All right?

21 All right? Anything further from the defense before we
22 bring the jury in?

23 MR. GOODWYN: No, Judge.

24 THE COURT: All right. Let's bring the jury in.

25 (The jury entered the courtroom at 10:26 a.m.)

1 THE BAILIFF: All jurors are present, your Honor.

2 THE COURT: Thanks very much.

3 Ladies and gentlemen, you can be seated. Please make
4 sure you have your own notepads and do not have anyone else's
5 notepads.

6 We're ready to resume with the trial of the case.

7 The State can call your next witness.

8 MS. LINDER: The State calls Kamal Singh.

9 (Witness sworn.)

10 CLERK OF COURT: Please be seated.

11 Now, please state your full name into the microphone,
12 spelling your last -- first and last name for the court
13 record.

14 THE WITNESS: Kamal Singh, K-A-M-A-L S-I-N-G-H.

15 KAMAL SINGH,

16 called as a witness on behalf of the State, being first duly
17 sworn, was examined and testified as follows:

18 DIRECT EXAMINATION

19 BY MS. LINDER:

20 Q. Good morning.

21 A. Morning.

22 Q. Do you own a gas station located at 3615 Dorchester
23 Road?

24 A. Yes.

25 Q. And before you owned it, did you manage that gas

1 station?

2 A. Yes.

3 Q. And did that include 2022?

4 A. Yes.

5 Q. And what is that gas station called? Or what was it
6 called?

7 A. It was formerly known for El Cheapo, Cheapway. Now it's
8 Mobile 10, and currently it's Mobile 001.

9 Q. Okay. And are there video cameras at that gas station
10 at 3615 Dorchester Road?

11 A. Yes.

12 Q. And are those cameras on the outside of the store and on
13 the inside of the store?

14 A. Both.

15 Q. And is the camera system that's there today the same
16 camera system that was there back in 2022?

17 A. That's correct.

18 Q. And prior to coming to court, did you review video clips
19 with an investigator from my office of the -- from the
20 Cheapway or the El Cheapo?

21 A. Yes.

22 Q. At this time I'll show you what's been marked as State's
23 Exhibit 2 for identification purposes.

24 Do you recognize this?

25 A. Yes.

1 Q. How do you recognize it?

2 A. By initialing.

3 Q. And does that disk fairly and accurately represent the
4 camera footage from 3615 Dorchester Road back from June of
5 2022?

6 A. Yes.

7 MS. LINDER: Your Honor, at this time the State would
8 seek to admit State's Exhibit 2 into evidence.

9 THE COURT: All right. Any objection?

10 MR. GOODWYN: No objection.

11 THE COURT: All right.

12 MS. LINDER: And your Honor --

13 MR. GOODWYN: Oh, Judge --

14 THE COURT: Excuse me. Hold for a second.

15 MR. GOODWYN: I apologize. I would renew my objections
16 that I made pretrial.

17 THE COURT: All right. State's Exhibit 2 is admitted
18 into evidence over defendant's objection.

19 (State's Exhibit Number 2 admitted into evidence.)

20 THE COURT: All right.

21 MS. LINDER: And at this time, your Honor, the State
22 would seek to publish part of the video.

23 BY MS. LINDER:

24 Q. Mr. Singh, we're going to play -- there are six clips
25 total. We are going to play the three clips from the

1 interior of the store.

2 A. Okay.

3 Q. Thank you.

4 (Video played in open court.)

5 MS. LINDER: At this time we're going to play another
6 clip from the interior.

7 (Video played in open court.)

8 MS. LINDER: And we're going to play the final clip from
9 the interior of the store from State's Exhibit 2.

10 (Video played in open court.)

11 MS. LINDER: That is all the questions I have for you.
12 If you can please answer anything the defense may have.

13 THE COURT: All right. Cross-examination?

14 MR. GOODWYN: Just one question.

15 CROSS-EXAMINATION

16 BY MR. GOODWYN:

17 Q. Mr. Singh --

18 A. Mm-hmm.

19 Q. -- you were not the clerk that was there that night that
20 had to watch firsthand that awful, awful thing?

21 A. No, sir.

22 Q. Okay.

23 THE COURT: Redirect?

24 MS. LINDER: No, your Honor.

25 THE COURT: All right. You may step down.

1 THE WITNESS: Thank you.

2 THE COURT: Thank you.

3 MS. LINDER: Your Honor, we would ask that this witness
4 be released from his subpoena for the remainder of the week.

5 THE COURT: Any objection?

6 MR. GOODWYN: No, Judge.

7 THE COURT: All right. He's free to go.

8 Thank you very much.

9 THE WITNESS: Thank you very much.

10 (Witness excused.)

11 THE COURT: All right. The State can call your next
12 witness.

13 MS. LINDER: The State calls John Winn.

14 (Witness sworn.)

15 CLERK OF COURT: Please be seated.

16 Now, please state your full name into the microphone,
17 spelling your first and last name for the court record.

18 THE WITNESS: It's John Winn, J-O-H-N W-I-N-N.

19 JOHN WINN,

20 called as a witness on behalf of the State, being first duly
21 sworn, was examined and testified as follows:

22 DIRECT EXAMINATION

23 BY MS. LINDER:

24 Q. Good morning.

25 Where are you employed?

1 A. North Charleston Police Department.

2 Q. And in what capacity?

3 A. I'm a patrol officer.

4 Q. How long have you worked in law enforcement?

5 A. Seven years now.

6 Q. And will you please tell the jury a bit about your
7 education, training, and experience.

8 A. So I have some college. I completed the academy. I've
9 also completed active training such as active shooter, aid,
10 and all other. And we do a yearly block training every year.

11 Q. Were you working back on June 29 of 2022?

12 A. I was.

13 Q. And where were you working and in what capacity? What
14 area?

15 A. So I was on South nights as a patrol officer.

16 Q. And what does "South" mean?

17 A. That's --

18 Q. Can you explain how that's kind of broken down.

19 A. So South is a -- we break the city up into sections
20 between South, Central, and North. South is the section
21 closer down by Rivers and McMillan area.

22 Q. And were you involved in this case, the State versus
23 Javeon Campbell, in any way?

24 A. I was.

25 Q. And how did you very first get involved?

1 A. I was dispatched to the call.

2 Q. And where you were dispatched?

3 A. 3615 Dorchester Road.

4 Q. And is that in Charleston County?

5 A. Yes, ma'am.

6 Q. And where is that exactly?

7 A. So that is going to be Dorchester and I-26, pretty much

8 that intersection.

9 Q. And approximately what time did you arrive?

10 A. Around 3:00 a.m.

11 Q. And what did you observe when you arrived? If you could

12 please describe the location and what you observed.

13 A. So when I pulled up from Dorchester Road, I ran up from

14 my car up to the door and found the victim on the floor next

15 to the counter. He had blood all over the floor, along with

16 some shell casings that were around him.

17 Q. And was he deceased when you arrived?

18 A. Yes, ma'am.

19 Q. And did you observe any vehicle at the gas pumps when

20 you arrived?

21 A. Yes. There was another vehicle at the gas pumps, and I

22 instructed an officer to check out and pull any witnesses

23 out.

24 Q. And did anybody else respond to the scene aside from you

25 --

1 A. Yes.

2 Q. -- that morning, I guess, or evening?

3 A. Yes.

4 Q. And did you conduct any interviews of anybody that
5 night?

6 A. No, ma'am. I just rendered aid and secured the cashier
7 in the back of my car and then handed him over to detectives
8 when they got on scene.

9 Q. At this time I'll show you what's been marked as State's
10 Exhibit 3 and 4. If you can look at these.

11 After you look at them, just let me know, do you
12 recognize those?

13 A. Yes, ma'am.

14 Q. And how do you recognize them?

15 A. It's going to be the store where it occurred at.

16 Q. And do State's Exhibits 3 and 4 fairly and accurately
17 represent the area from back in June of 2022?

18 A. Yes, ma'am.

19 MS. LINDER: Your Honor, at this time the State would
20 seek to admit State's 3 and 4 into evidence.

21 THE COURT: Any objection?

22 MR. GOODWYN: No objection.

23 THE COURT: State's Exhibits 3 and 4 admitted into
24 evidence withouts objection.

25 (State's Exhibit Numbers 3 and 4 admitted into

1 evidence.)

2 BY MS. LINDER:

3 Q. All right. Now, I'm going put these up for you. It's
4 this overhead projector. It also will come up on the monitor
5 in front of you. It is a touch screen, so if you'd like to
6 use it, feel free to. And if not, that's okay too because
7 I'll point out some things. But just want to let you know.

8 (Exhibit displayed on screen in open court.)

9 BY MS. LINDER:

10 Q. Okay. Okay. So this is State's Exhibit 3. If you can
11 kind of explain to the jury, what is this?

12 A. So that's going to be I-26. It's just the main
13 interstate that runs through North Charleston.

14 Q. Okay. And what road is this?

15 A. That's Dorchester Road, which is the intersection across
16 there.

17 Q. All right. And then can you kind of show the jury where
18 this whole thing happened.

19 A. So all of this happened at that gas station right there
20 at the corner --

21 Q. Okay.

22 A. -- of I-26 and Dorchester.

23 Q. All right. Perfect.

24 And then let me show you how to -- oh, you're good. So
25 if you hit this button and then clear.

1 Okay. So now I'm going to show you State's Exhibit 4.

2 (Exhibit displayed on screen in open court.)

3 BY MS. LINDER:

4 Q. All right. And then if you can -- what does State's
5 Exhibit 4 showing?

6 A. So that's the intersection where the gas station is.
7 This is the whole gas station right there.

8 Q. All right. At this time I'll show you what's been
9 marked as State's Exhibit 5, 6, and 7. If you can look at
10 these, please.

11 Do you recognize them?

12 A. Yes, ma'am.

13 Q. How do you recognize them?

14 A. It's a side view of the gas station.

15 Q. And do those State's 4 -- I'm sorry, 5, 6, and 7, do
16 those fairly and accurately represent that gas station at
17 3615 Dorchester Road?

18 A. Yes, ma'am.

19 MS. LINDER: Your Honor, at this time the State would
20 seek to admit State's 5, 6, and 7 into evidence.

21 THE COURT: Any objection.

22 MR. GOODWYN: No objection?

23 THE COURT: State's Exhibits 5, 6, and 7 admitted into
24 evidence without objection.

25 (State's Exhibit Numbers 5, 6, and 7 admitted into

1 evidence.)

2 BY MS. LINDER:

3 Q. All right. First I'm going to show you State's 5.

4 (Exhibit displayed on screen in open court.)

5 BY MS. LINDER:

6 Q. And what are we looking at here?

7 A. So this is a side view of the gas station. And that's
8 the store.

9 Q. All right.

10 State's Exhibit 6.

11 (Exhibit displayed on screen in open court.)

12 BY MS. LINDER:

13 Q. What is this?

14 A. It's just a closer side view of the store, same
15 location. And that's the store.

16 Q. Okay.

17 (Exhibit displayed on screen in open court.)

18 BY MS. LINDER:

19 Q. All right. And State's 7.

20 A. An even closer view of the actual store.

21 Q. All right. And when you responded, did you notice are
22 there cameras at that location?

23 A. Yes, ma'am.

24 Q. Are there cameras inside and outside?

25 A. Yes, ma'am.

1 Q. Did you do anything further as far as the investigation
2 of this case with interviews or processing or anything like
3 that?

4 A. No, ma'am.

5 Q. Your job was to be the first person there?

6 A. Yeah. My job was just to, as soon as I arrived on
7 scene, render aid and secure the scene. Pretty much that's
8 it.

9 Q. All right. Wonderful.

10 MS. LINDER: I don't have any other questions for you.
11 Please answer anything the defense may have.

12 MR. GOODWYN: Thank you, Judge.

13 CROSS-EXAMINATION

14 BY MR. GOODWYN:

15 Q. Officer Winn, I just have one question.

16 You said that when you arrived on scene, you were the
17 first one there?

18 A. Yes, sir.

19 Q. And you secured the scene and you put the store clerk in
20 the back of your car?

21 A. Yes, sir.

22 Q. You never talked to him?

23 A. I did not, no.

24 MR. GOODWYN: Thank you, Judge.

25 THE COURT: Redirect?

1 MS. LINDER: No redirect, your Honor.

2 THE COURT: All right. You can step down.

3 THE WITNESS: Thank you, sir.

4 (Witness excused.)

5 THE COURT: The State can call your next witness.

6 MS. LINDER: Your Honor, may we approach?

7 THE COURT: Yes.

8 (An off-the-record discussion was had at the bench in
9 the presence of the jury but outside the hearing of the
10 jury.)

11 THE COURT: All right. Ladies and gentlemen, we're
12 going to need to take a short break. I've been informed the
13 next witness is stuck in traffic and is on the way, so it
14 will be about a five- or ten-minute break.

15 Leave your notepads in the jury box. Do not discuss the
16 case even among yourselves. We'll take a short break and
17 we'll come back in just a bit.

18 Thank you very much.

19 (The jury exited the courtroom at 10:52 a.m.)

20 (The following proceedings were had outside the presence
21 of the jury.)

22 THE COURT: All right. Anything from the State before
23 we take a short recess?

24 MS. LINDER: No, your Honor. Just, as I said at the
25 bench, we have two other witnesses we're planning to call

1 prior to lunch. We have the crime scene person, Kendra
2 Moseley. She was on her way and there was an accident.
3 She's on Meeting Street right now.

4 And then JCM is the other witness
5 we're calling this morning. He is ten minutes out. His
6 attorney is here. He's been in contact with us and his
7 attorney today and is informing me all the way.

8 THE COURT: All right. Anything --

9 MS. LINDER: We think that will take us through lunch.

10 THE COURT: All right. Anything from the defense before
11 we recess?

12 MR. GOODWYN: No, Judge.

13 THE COURT: All right. We'll take a recess. Just let
14 me know when your witnesses get here and we'll come forward
15 then. Okay?

16 MS. LINDER: Thank you very much, Judge.

17 THE COURT: All right. Thank you very much.

18 We'll be in recess.

19 (Court recessed.)

20 (Court resumed outside the presence of the jury.)

21 THE COURT: Thank you very much. Please be seated.

22 All right. I understand from the State we have one of
23 your witnesses here we can go forward with at this time?

24 MS. LINDER: We actually have both of them here, Judge.

25 THE COURT: Okay.

1 MS. LINDER: We have both of them here, so we can go
2 forward. We're going to call JCM first.
3 And then when he is done, he'll leave, and then also my
4 family will leave, and crime scene will go. Crime scene is a
5 very, very short witness.

6 THE COURT: All right.

7 All right. Anything from the State before we bring the
8 jury in?

9 MS. LINDER: Nothing, your Honor.

10 THE COURT: Anything from the defense?

11 MR. GOODWYN: No, Judge.

12 THE COURT: All right. Let's bring the jury in.

13 (The jury entered the courtroom at 11:45 a.m.)

14 THE BAILIFF: All jurors are present, your Honor.

15 THE COURT: Thank you, ma'am.

16 All right. Ladies and gentlemen, you can be seated. I
17 apologize for keeping you in the jury room for so long, but
18 it took these witnesses a little bit longer to get here. But
19 we're ready to proceed. Please make sure you have your own
20 notepads and no one else's notepads.

21 The State can call your next witness.

22 MS. LINDER: Thank you, your Honor.

23 The State calls JCM .

24 (Witness sworn.)

25 CLERK OF COURT: All right. Please be seated.

3 THE WITNESS: JCM

5 JCM

8 DIRECT EXAMINATION

9 BY MS. LINDER:

11 A. [REDACTED] West Ashley, Charleston.

13 | A. Eighteen.

15 | A. I graduated.

17 A. Yes, ma'am.

19 | A. Yes, ma'am.

21 | A. Yes, ma'am.

24 Where were you staying at the time?

25 | A. West Ashley.

- 1 Q. And how old were you back then?
- 2 A. Fifteen.
- 3 Q. Did you ever leave your house that night?
- 4 A. Yes, ma'am.
- 5 Q. Around what time did you leave your house?
- 6 A. Like, around 1:00-something.
- 7 Q. And how did you leave the house? Like, what were you
- 8 in?
- 9 A. My mom's car.
- 10 Q. What kind of car was that?
- 11 A. A blue Nissan.
- 12 Q. And what were you wearing that night?
- 13 A. My Chicago Bulls shirt.
- 14 Q. Where did you go when you left your mom's house in that
- 15 blue Nissan Rogue?
- 16 A. To pick up my cousin.
- 17 Q. Who's your cousin?
- 18 A. Hamp.
- 19 Q. Hamp?
- 20 A. Yes, ma'am.
- 21 Q. And is he your actual cousin or a friend that you call a
- 22 cousin?
- 23 A. He my actual cousin.
- 24 Q. Is he older or younger than you?
- 25 A. Older.

- 1 Q. And is "Hamp" his real name?
- 2 A. No, ma'am.
- 3 Q. What's his real name?
- 4 A. He my cousin, but I don't really know his real name.
- 5 Q. Were you ever shown an image of him to confirm who he
- 6 was?
- 7 A. No, ma'am. Not that I remember.
- 8 Q. And where did your cousin Hamp live at the time?
- 9 A. Goose Creek.
- 10 Q. And who did he live with?
- 11 A. His mother.
- 12 Q. All right. So you went to Goose Creek to pick up Hamp.
- 13 Did anybody else also get in the car?
- 14 A. Yes, ma'am.
- 15 Q. How many other people?
- 16 A. Two of his friends.
- 17 Q. Two of his friends?
- 18 A. Yes, ma'am.
- 19 Q. And what were his friends' names?
- 20 A. Brandon and Trizzy.
- 21 Q. Brandon and Trizzy? Do you know -- are those their,
- 22 like, government-given names or are those nicknames? Do you
- 23 know?
- 24 A. No, ma'am, I don't know. They not my friends.
- 25 Q. All right. When you left Goose Creek in that Nissan

1 Rogue, who was sitting where?

2 A. Um --

3 Q. Who was the driver?

4 A. My cousin was the driver, Hamp.

5 Q. And who was the front-seat passenger?

6 A. I was the front-seat passenger.

7 Q. Where was Trizzy?

8 A. Behind me in the back seat.

9 Q. And where was Brandon?

10 A. Behind the driver.

11 Q. Where did Hamp drive y'all when you left his place in

12 Goose Creek? Where's the first place you went?

13 A. First place we went to get some weed.

14 Q. Where did you go to get some weed?

15 A. Horizon.

16 Q. And what is Horizon?

17 A. I don't really, like, know the --

18 Q. Is it a store? Is it a house? Is it a neighborhood?

19 A. Neighborhood.

20 Q. A neighborhood? Do you know what area of town that's

21 in? Is that downtown Charleston? Is that Goose Creek? Is

22 that North Charleston?

23 A. North Charleston.

24 Q. And when you got to Horizon, who got out of the car?

25 A. Brandon.

1 Oh, Horizon?

2 Q. At Horizon, who got out of the car?

3 A. Oh. Trizzy.

4 Q. And was Trizzy the only person who got out of the car at
5 Horizon?

6 A. Yes, ma'am.

7 Q. And why was Trizzy getting out of the car at Horizon?

8 A. To purchase some weed.

9 Q. All right. And when Trizzy got out of the car, did that
10 leave Hamp as the driver, you as the front passenger, and
11 Brandon as the backseat driver's-side passenger? Three of
12 y'all were still in the car?

13 A. Yes, ma'am.

14 Q. All right. When you were at Horizon sitting in the car,
15 can you tell -- tell the jury, was it really busy with people
16 everywhere and cars driving around? Was it kind of quiet?

17 A. Can you repeat that for me?

18 Q. When you were at Horizon in the car waiting for Trizzy
19 to come back out, was it super busy at Horizon? Were there a
20 lot of people outside and wandering around and cars driving
21 by? Or was it kind of quiet there?

22 A. I would say -- I really don't remember.

23 Q. Okay.

24 A. Yeah.

25 Q. All right. And did Trizzy end up getting back in the

- 1 car?
- 2 A. Yes, ma'am.
- 3 Q. And did he get back in the same side behind you, the
- 4 rear passenger seat?
- 5 A. Yes, ma'am.
- 6 Q. So from Horizon -- the four of y'all are still in the
- 7 car -- where did you go?
- 8 A. To the gas station.
- 9 Q. What gas station?
- 10 A. In North Charleston. El Cheapo.
- 11 Q. And when you got to the gas station, did anyone get out
- 12 of the car?
- 13 A. Yes, ma'am.
- 14 Q. Who got out of the car?
- 15 A. Brandon.
- 16 Q. All right. Did anyone give anything to Brandon before
- 17 he got out of the car?
- 18 A. Not that I know of, ma'am.
- 19 Q. All right. Did anybody else get out of the car at the
- 20 gas station?
- 21 A. No, ma'am.
- 22 Q. Did you get out of the car at the gas station?
- 23 A. No, ma'am.
- 24 Q. Did Hamp get out of the car at the gas station?
- 25 A. No, ma'am.

- 1 Q. Did Trizzy get out of the car at the gas station?
- 2 A. No, ma'am.
- 3 Q. All right. When Brandon get out of the car, did he go
- 4 inside the store?
- 5 A. Yes, ma'am.
- 6 Q. And when Brandon's inside the store, what are you doing
- 7 in the car?
- 8 A. I'm on my phone.
- 9 Q. You're on your phone?
- 10 A. Music, but I was listening.
- 11 Q. All right. And when Brandon went in the store and you
- 12 were on your phone, did you hear anything?
- 13 A. Yes, ma'am.
- 14 Q. What did you hear?
- 15 A. Shots fired.
- 16 Q. And then what happened after you heard shots fired?
- 17 A. I ducked down.
- 18 Q. You ducked down?
- 19 A. Yes, ma'am.
- 20 Q. You were surprised?
- 21 A. Surprised, yes, ma'am.
- 22 Q. All right. So after you ducked down, did you see
- 23 Brandon again?
- 24 A. Um --
- 25 Q. Did he leave the store?

- 1 A. Oh, no. He hopped back in the car.
- 2 Q. Brandon hopped back in the car?
- 3 A. Yes, ma'am.
- 4 Q. Did he hop back in that same seat behind the driver?
- 5 Behind Hamp?
- 6 A. Yes, ma'am.
- 7 Q. When he got in the car, did he say anything to y'all in
- 8 the car?
- 9 A. Um --
- 10 Q. Did he say what he just did?
- 11 A. Yes, ma'am.
- 12 Q. What did he say?
- 13 A. He was, like, he just shot such-and-such. I don't
- 14 really remember his name, but he said he shot him.
- 15 Q. All right. And did he say anything else about people
- 16 talking?
- 17 A. Yeah. Like --
- 18 Q. What?
- 19 A. -- "Y'all better not tell anyone."
- 20 Q. All right. So what happened after Brandon got in the
- 21 car and said he just shot somebody and said y'all better not
- 22 tell anyone? Where did the four of you in that car go next?
- 23 A. We went to a gas station in Goose Creek.
- 24 Q. And did you stop anywhere briefly before you went to the
- 25 gas station in Goose Creek?

1 A. Yes, ma'am. Horizon.

2 Q. So you went from Horizon -- Goose Creek to Horizon, the

3 gas --

4 A. No, ma'am. We went --

5 Q. I'm sorry. Go ahead.

6 A. After the gas station, we went back to Horizon.

7 Q. To Horizon?

8 A. Yes, ma'am.

9 Q. And after you stopped at Horizon, where did y'all go?

10 A. Goose Creek.

11 Q. Goose Creek. And what did you do in Goose Creek?

12 A. I stayed in the car, but yeah, we went to a gas station.

13 Q. Okay. And then after the gas station in Goose Creek,

14 where did the car travel?

15 A. Hamp house.

16 Q. Back to Hamp's?

17 A. Yes, ma'am.

18 Q. At Hamp's house, who got out of the car? Who left?

19 A. Everybody left. Well, no. Yeah, everybody left and I

20 drive home by myself.

21 Q. All right. And did you tell the police this information

22 in an interview?

23 A. Yes, ma'am.

24 Q. Where did you get interviewed?

25 A. North Charleston.

1 Q. And who was there with you when you got interviewed?

2 A. My lawyer and my father.

3 Q. And did Detective Pritchard -- is he the person who
4 interviewed you, if you remember?

5 A. Yes, ma'am.

6 Q. And during that time, did you do any photo lineups and
7 make any identifications?

8 A. Yes, ma'am.

9 Q. Do you remember how the lineup was explained to you as
10 far as the process and then you being shown pictures one by
11 one?

12 A. Yes, ma'am.

13 Q. Did you identify someone?

14 A. Yes, ma'am.

15 Q. And that someone you identified, is that the person who
16 was in the back driver's side of the car?

17 A. Yes, ma'am.

18 Q. And was that the person who, when he came back from the
19 store, said he shot CP and y'all don't tell anybody?

20 A. Yes, ma'am.

21 Q. And so is that person the shooter in the gas station?

22 A. Yes, ma'am.

23 Q. All right. At this time I'll show you what's been
24 marked as State's Exhibit 73. Okay? You can flip through
25 this if you want.

1 Do you recognize this?

2 A. Yes, ma'am.

3 Q. How do you recognize it?

4 A. From the interview with the detective.

5 Q. Okay. And is this a fair and accurate copy or
6 representation of the lineup that you did with the detective?

7 A. Yes, ma'am.

8 MS. LINDER: Your Honor, at this time the State would
9 seek to admit State's 73 into evidence.

10 THE COURT: Any objection?

11 MS. LUTHRINGER: No objection.

12 THE COURT: State's Exhibit -- you said 73?

13 MS. LINDER: Yes, Judge.

14 THE COURT: 73 admitted into evidence without objection.

15 (State's Exhibit Number 73 admitted into evidence.)

16 BY MS. LINDER:

17 Q. All right. And I'm going to put this up. It's going to
18 come up on this screen, so just look at this screen. Okay?

19 (Exhibit displayed on screen in open court.)

20 BY MS. LINDER:

21 Q. State's Exhibit 73, all this right here, what is all
22 this right here, this handwriting?

23 A. My initials.

24 Q. And did you write these?

25 A. Yes, ma'am.

1 Q. All right. And right here, what does this say?

2 A. "Shooter Brandon."

3 Q. And did you write that?

4 A. Yes, ma'am.

5 Q. And down here, what is this?

6 A. My signature.

7 Q. And did you write that?

8 A. Yes, ma'am.

9 Q. Okay. And this is another page in this. I'm going to
10 bring it down toward the bottom of the page.

11 And what is this right here -- or down here?

12 A. My initials.

13 Q. And did you write that?

14 A. Yes, ma'am.

15 Q. And did you circle this number during the lineup to
16 identify the individual that you recognized?

17 A. Yes, ma'am.

18 Q. All right. So in preparation of this trial, did you
19 meet with your attorney and with my office?

20 A. Yes, ma'am.

21 Q. And during that preparation, were you -- did you confirm
22 the identity of Trizzy by looking at a picture?

23 A. Um --

24 Q. Were you shown a picture that you recognized as Trizzy?

25 A. Yeah. My lawyer had sent me it, yeah.

1 Q. Is that a yes?

2 A. Yes, ma'am.

3 Q. I just want to make sure that we are all understanding
4 the timeline.

5 So on June 29 of 2022, you're in West Ashley and then
6 you leave West Ashley to go where?

7 A. Goose Creek.

8 Q. And in Goose Creek, who gets in the car?

9 A. Brandon, Trizzy, and Hamp.

10 Q. Brandon, Trizzy, and Hamp. And then the four of you
11 ride to Horizon; is that right?

12 A. Yes, ma'am.

13 Q. And then when you go to the El Cheapo, as you called it,
14 who got out of the car?

15 A. Brandon.

16 Q. And then is Brandon the person you identified in State's
17 Exhibit 73 with law enforcement -- with the police when you
18 were interviewed?

19 A. Yes, ma'am.

20 Q. And when Brandon got back in the car, did he tell y'all
21 what he just did?

22 A. Yes, ma'am.

23 Q. And when Brandon got back in the car, did he tell y'all
24 not to tell anybody?

25 A. Yes, ma'am.

1 MS. LINDER: Beg the Court's indulgence.

2 THE COURT: All right.

3 (Pause in proceedings.)

4 MS. LINDER: I don't have any other questions for you.
5 If you can answer anything that the defense may have.

6 THE COURT: Cross-examination?

7 MS. LUTHRINGER: Yes, Judge.

8 CROSS-EXAMINATION

9 BY MS. LUTHRINGER:

10 Q. Good afternoon, Mr. Capers.

11 A. How you doing?

12 Q. I'm good. How you doing?

13 A. I'm good.

14 Q. Okay. I want to go back and talk about some of the
15 people you were hanging out with that night so we're all
16 clear. Okay?

17 A. Yes, ma'am.

18 Q. So your cousin Qutarius Capers-Mitchell?

19 A. Yes, ma'am.

20 Q. He goes by "Hampton"?

21 A. Yes, ma'am.

22 Q. He's a few years older than you?

23 A. Yes, ma'am.

24 Q. And then Javeon Campbell?

25 A. Yes, ma'am.

- 1 Q. He's around your age?
- 2 A. Well, he older than me.
- 3 Q. He's older than you?
- 4 A. Yeah.
- 5 Q. You called him Brandon?
- 6 A. Yes, ma'am.
- 7 Q. And you're not really friends with him; he's friends
8 with your cousin?
- 9 A. Yes, ma'am.
- 10 Q. And then there's another kid, Trizzy?
- 11 A. Yes, ma'am.
- 12 Q. You don't know his real name?
- 13 A. No, ma'am.
- 14 Q. Okay. So the night starts out by you taking your mama's
15 car?
- 16 A. Yes, ma'am.
- 17 Q. It's around 1:00, 2:00 a.m.?
- 18 A. Yeah. Around morning time.
- 19 Q. You pick up Hampton?
- 20 A. Yes, ma'am.
- 21 Q. He's with Brandon and Trizzy?
- 22 A. Yes, ma'am.
- 23 Q. And you don't have a driver's license?
- 24 A. You said I don't?
- 25 Q. You didn't at the time?

- 1 A. No, ma'am.
- 2 Q. So Hampton drives?
- 3 A. Yes, ma'am.
- 4 Q. He drives y'all to Horizon Village?
- 5 A. Yes, ma'am.
- 6 Q. You're going there to buy weed?
- 7 A. Yes, ma'am.
- 8 Q. And then Hampton drives y'all to Cheapway?
- 9 A. Yes, ma'am.
- 10 Q. Hampton's in control of your mom's car?
- 11 A. Yes, ma'am.
- 12 Q. You're in the front seat?
- 13 A. Yes, ma'am. Passenger, yes, ma'am.
- 14 Q. With Brandon and Trizzy behind y'all?
- 15 A. Yes, ma'am.
- 16 Q. You get to the Cheapway?
- 17 A. Yes, ma'am.
- 18 Q. You don't leave the car?
- 19 A. No, ma'am.
- 20 Q. Brandon goes into the store?
- 21 A. Yes, ma'am.
- 22 Q. He's going in to buy a cigar or something to smoke the
23 weed with?
- 24 A. Yes, ma'am.
- 25 Q. Okay. The rest of you are still in the car doing

1 whatever you're doing?

2 A. Yes, ma'am.

3 Q. Playing music?

4 A. Yes, ma'am.

5 Q. Okay. But at some point you hear shots?

6 A. Yes, ma'am.

7 Q. You hear them over the music?

8 A. Yes, ma'am.

9 Q. But you don't see with your eyes what happens?

10 A. No, ma'am. I wasn't in the store. Yeah.

11 Q. But Brandon gets back in the car?

12 A. Yes, ma'am.

13 Q. And then Hampton flies out of the gas station, drives

14 that car out?

15 A. Yes, ma'am.

16 Q. He goes back to Horizon Village?

17 A. Yes, ma'am.

18 Q. Stops and buys, I think, another blunt at a different

19 gas station?

20 A. Yes, ma'am.

21 Q. And then eventually y'all separate for the night?

22 A. Repeat that for me.

23 Q. And then eventually you all separate for the night? You

24 don't stay together?

25 A. Oh, no, ma'am.

- 1 Q. Okay. And no one's calling 911 when this is happening?
- 2 A. You asking?
- 3 Q. Yeah.
- 4 A. You mean, like, no one in the car?
- 5 Q. No one in the car.
- 6 A. No, ma'am.
- 7 Q. Okay. So now it's a few days later after this. And to
- 8 your knowledge, no one's spoken to police?
- 9 A. To my knowledge?
- 10 Q. Mm-hmm.
- 11 A. Like, as in after this?
- 12 Q. A few days after this.
- 13 A. Well, I called my lawyer, yeah.
- 14 Q. Yeah, you call your lawyer, but to your knowledge, at
- 15 that point no one's been arrested?
- 16 A. No, ma'am.
- 17 Q. But you call your lawyer because the police find out
- 18 that your mom's car is involved?
- 19 A. Yes, ma'am.
- 20 Q. And the police want to ask questions?
- 21 A. Yes, ma'am.
- 22 Q. They want to talk to you about what happened that night?
- 23 A. Yes, ma'am.
- 24 Q. They want to know what your big cousin Hampton did?
- 25 A. Yes, ma'am.

- 1 Q. They want to know what Brandon did?
- 2 A. Yes, ma'am.
- 3 Q. They want to know what Trizzy did?
- 4 A. Yes, ma'am.
- 5 Q. Obviously at this point you're scared?
- 6 A. Yes, ma'am.
- 7 Q. Your parents are really worried about you as well?
- 8 A. Yes, ma'am.
- 9 Q. So they get you a lawyer?
- 10 A. Yes, ma'am.
- 11 Q. Mark Peper?
- 12 A. Yes, ma'am.
- 13 Q. Because you didn't want to get charged with murder?
- 14 A. Yes, ma'am.
- 15 Q. You were worried about going to prison?
- 16 A. Yes, ma'am.
- 17 Q. Because you were in that vehicle?
- 18 A. Yes, ma'am.
- 19 Q. So you all go down to the police station: you, your
- 20 dad, and Mark Peper?
- 21 A. Yes, ma'am.
- 22 Q. And your dad's there with you?
- 23 A. Yes, ma'am.
- 24 Q. He's really heated?
- 25 A. Yes, ma'am.

1 Q. He's really mad that Hampton got you into this
2 situation?

3 A. Yes, ma'am.

4 Q. He's really mad that Hampton put you in the line of
5 fire?

6 A. Yes, ma'am.

7 Q. And in that interview with your dad and with Mark Peper,
8 you name Brandon as the shooter?

9 A. Yes, ma'am.

10 Q. But you weren't able to tell them that you actually saw
11 the shooting?

12 A. No, ma'am.

13 Q. And right after the shooting, you told me you all
14 separated?

15 A. Yes, ma'am.

16 Q. But you get a Snapchat message?

17 A. Yes, ma'am.

18 Q. You get a Snapchat message from Brandon?

19 A. No, ma'am.

20 Q. I'm sorry. You get a Snapchat message from Hampton?

21 A. Yes, ma'am.

22 Q. Your big cousin?

23 A. Yes, ma'am.

24 Q. He wanted something from you?

25 A. Like, keep going.

1 Q. He wanted you to not name him?

2 A. Yes, ma'am.

3 Q. He wanted you to not talk?

4 A. Yes, ma'am.

5 MS. LUTHRINGER: Thank you, JCM . I have no further
6 questions for you.

7 THE WITNESS: All right.

8 THE COURT: Redirect?

9 MS. LINDER: Beg the Court's indulgence.

10 (Pause in proceedings.)

11 MS. LINDER: Just very, very briefly.

12 REDIRECT EXAMINATION

13 BY MS. LINDER:

14 Q. On cross with Ms. Luthringer, you agreed when she was
15 speaking that you were scared because you didn't want to get
16 charged.

17 JCM , as a juvenile or as an adult, have you ever been
18 arrested before?

19 A. No, ma'am.

20 Q. So you don't know anything about being arrested or being
21 charged for anything ever in your life?

22 A. No, ma'am.

23 Q. Okay.

24 MS. LINDER: That's all I have. Thank you.

25 THE COURT: All right. You may step down.

1 THE WITNESS: Could you repeat that for me.

2 THE COURT: You can step down.

3 THE WITNESS: Yes, sir.

4 MS. LINDER: Your Honor, we would ask that he be
5 released from his subpoena.

6 THE COURT: Any objection?

7 MS. LUTHRINGER: No objection, Judge.

8 THE COURT: All right. He's free to go.
9 Thank you very much.

10 (Witness excused.)

11 THE COURT: Okay. The State can call your next witness.

12 MS. LINDER: Thank you.

13 The State calls Kendra Moseley.

14 (Witness sworn.)

15 CLERK OF COURT: Please be seated.

16 Now, please state your full name into the microphone,
17 spelling your first and last name for the court record.

18 THE WITNESS: Kendra Moseley, K-E-N-D-R-A M-O-S-E-L-E-Y.

19 KENDRA MOSELEY,

20 called as a witness on behalf of the State, being first duly
21 sworn, was examined and testified as follows:

22 DIRECT EXAMINATION

23 BY MS. LINDER:

24 Q. Where are you currently employed?

25 A. The South Carolina Law Enforcement Division, SLED.

1 Q. And in what capacity?

2 A. I'm currently assigned to the counterterrorism unit as
3 an arson investigator.

4 Q. And where were you employed back in June of 2022?

5 A. At the North Charleston Police Department.

6 Q. And in what capacity?

7 A. As a certified officer and crime scene investigator.

8 Q. And when you were with North Charleston, what did your
9 duties and responsibilities include as being part of crime
10 scene?

11 A. We responded to scenes, documented scenes through
12 photographs, collected evidence, processed evidence, assisted
13 with search warrants, anything that could be used in
14 assistance developing evidence to be used in a case.

15 Q. And how long have you worked in law enforcement?

16 A. For almost 22 years.

17 Q. Will you please tell the jury a bit about your
18 education, your training, and your experience.

19 A. I have a bachelor's degree in criminal justice. I'm
20 also a graduate of the National Forensic Academy in
21 Tennessee, and I've done various classes and stuff like that
22 over the years pertaining to investigations in crime scenes.

23 Q. Were you working back on June 29 of 2022?

24 A. Yes, ma'am.

25 Q. And were you involved with this case, the State versus

1 Javeon Campbell, in any way?

2 A. Yes, ma'am.

3 Q. How did you very first get involved?

4 A. I responded to the Cheapway gas station at
5 3615 Dorchester Road for a shooting incident.

6 Q. And is that in Charleston County within North
7 Charleston?

8 A. Yes, ma'am. North Charleston jurisdiction, Charleston
9 County.

10 Q. And who all responded to the scene that morning, just
11 generally?

12 A. North Charleston police officers, detectives, crime
13 scene, and then along with other first-responders such as EMS
14 and anyone else that was needed.

15 Q. And when you first arrived on scene, what was the very
16 first thing that you did?

17 A. I was briefed by patrol officer, brought up to speed
18 about what had taken place and what they had learned so far
19 since they arrived.

20 Q. All right. And will you please describe your
21 observations of the scene to the jury.

22 A. So it's a convenience store. Like I said, it's located
23 at 3615 Dorchester Road, right at Interstate 26. It's a
24 small convenience store, several gas pumps outside.

25 Q. And in this case, where did the murder take place?

1 A. It took place inside the store.

2 Q. And can you please describe to the jury what you
3 observed inside the store.

4 A. Like I said, it's a convenience store -- a typical
5 convenience store. The victim was observed laying on the
6 floor in front of the counter. We did observe blood on and
7 around the body. Spent casings and a projectile was located
8 as well.

9 Q. And after making those initial observations, what is the
10 job of crime scene to do there?

11 A. Document the scene in photographs. We did do a canvass
12 of the scene to locate any evidence, which is marked, later
13 photographed, then collected. Evidence that needs to be
14 processed, we process it. And we assist with anything else
15 pertaining to the case such as search warrants or anything
16 that detectives may need.

17 Q. All right. At this time I'm going to show you what's
18 been marked as State's 8, 9, 10, 11, and 12. If you can
19 please look at these. And after you look at them, please let
20 me know if you recognize them.

21 A. Yes, ma'am, I do.

22 Q. And how do you recognize those?

23 A. These are the exterior overall photographs that were
24 collected at the scene of the Cheapway gas station.

25 Q. And do they fairly and accurately represent the Cheapway

1 gas station that night when you responded back on June 29 of
2 2022?

3 A. Yes, ma'am, they do.

4 MS. LINDER: Your Honor, at this time the State would
5 seek to admit State's Exhibits 8, 9, 10, 11, and 12 into
6 evidence.

7 THE COURT: Any objection?

8 MR. GOODWYN: Judge, just briefly may we approach?

9 THE COURT: All right.

10 (An off-the-record discussion was had at the bench in
11 the presence of the jury but outside the hearing of the
12 jury.)

13 THE COURT: Any objection?

14 MR. GOODWYN: No, Judge.

15 THE COURT: All right. State's Exhibits 8, 9, 10, 11,
16 and 12 are admitted into evidence without objection.

17 (State's Exhibit Number 8, 9, 10, 11, and 12 admitted
18 into evidence.)

19 BY MS. LINDER:

20 Q. All right. And at this time I'm going to show you
21 what's been marked as State's 17, 20, 21, 22, and 23. Once
22 you look at those, please let me know if you recognize them.

23 A. Yes, ma'am, I do.

24 Q. And how do you recognize them?

25 A. These are photographs of the victims' injuries and

1 pieces of evidence that were marked and located at the scene.

2 Q. And do those images fairly and accurately represent your
3 observations and what occurred back on June 29 of 2022?

4 A. Yes, ma'am.

5 MS. LINDER: Your Honor, at this time the State would
6 seek to admit State's 17, 20, 21, 22, and 23.

7 THE COURT: All right. Any objection?

8 MR. GOODWYN: Just to State's 17. I'll renew my
9 objection from pretrial.

10 THE COURT: All right. Let me see it. And let me see
11 the attorneys.

12 All right. Mr. Goodwyn?

13 (An off-the-record discussion was had at the bench in
14 the presence of the jury but outside the hearing of the
15 jury.)

16 THE COURT: All right. State's Exhibits 17, 20, 21, 22,
17 and 23 admitted into evidence over defendant's objection.

18 (State's Exhibit Numbers 17, 20, 21, 22, and 23 admitted
19 into evidence.)

20 BY MS. LINDER:

21 Q. All right. I'm going to put some of these images up
22 here -- some of these exhibits up here. It's on the screen
23 in front of you. It's a touch screen if you want to use it.
24 Otherwise, I can just kind of talk you through things here.

25 (Exhibit displayed on screen in open court.)

1 BY MS. LINDER:

2 Q. This is State's Exhibit 8. What are we looking at?

3 A. This is a photograph that was taken from the parking lot
4 facing the front entrance of the Cheapway gas station.

5 Q. All right. And you say "front entrance," is this what
6 I'm pointing at right here?

7 A. Yes, ma'am.

8 Q. Okay. I'm going to go to State's 10.

9 (Exhibit displayed on screen in open court.)

10 BY MS. LINDER:

11 Q. And what is this picture showing?

12 A. It's essentially the same thing, just a closer shot of
13 the entrance to the store.

14 (Exhibit displayed on screen in open court.)

15 BY MS. LINDER:

16 Q. All right. And State's 11, what is this showing?

17 A. It's a picture of the store a little further back. This
18 one actually shows the pumps out in the parking lot.

19 Q. And is there a vehicle right here --

20 A. Yes, ma'am.

21 Q. -- by the pump?

22 A. Yes, ma'am.

23 Q. All right.

24 (Exhibit displayed on screen in open court.)

25

1 BY MS. LINDER:

2 Q. State's 12, what is this showing?

3 A. That is the Volvo.

4 Q. And this is the Volvo that is -- I think you can kind of
5 see. Is it the one that's by the pump?

6 A. It is. It was parked at the pumps.

7 Q. All right. Now, as part of crime scene, lots and lots
8 of pictures are taken, right?

9 A. Yes, ma'am.

10 Q. And you're taking pictures because you don't know what
11 will be useful or not useful in the course of an
12 investigation, but you're trying to document, right?

13 A. Yes, ma'am.

14 Q. Okay. All right. So after you take photos of the
15 overall scene, do you ever use anything to identify potential
16 evidence to mark it?

17 A. Yes, ma'am, we do.

18 Q. And what do you use?

19 A. Numbered evidence placards, which are little yellow
20 plastic tents that we usually sit by the evidence to indicate
21 or to give it a number. And that's how we keep track of it
22 throughout the investigation.

23 Q. All right. And so the items that you're marking with
24 the evidence placards, are those items ultimately collected
25 and submit to evidence then at the agency?

1 A. Yes.

2 Q. Okay. I'm going to show you what's been marked as
3 State's 20.

4 (Exhibit displayed on screen in open court.)

5 BY MS. LINDER:

6 Q. What is this?

7 A. That is a fired cartridge casing that was located on the
8 floor inside the store.

9 Q. And this is marked by Evidence Marker 1?

10 A. Yes, ma'am.

11 (Exhibit displayed on screen in open court.)

12 BY MS. LINDER:

13 Q. State's 21, what is this showing?

14 A. Another fired cartridge casing that was located next to
15 the victim.

16 (Exhibit displayed on screen in open court.)

17 BY MS. LINDER:

18 Q. State's 22?

19 A. And that's going to be the foreign projectile that was
20 found on the floor inside the store.

21 Q. And just for those of us who are not necessarily super
22 familiar with a handgun, when you say a "fired cartridge
23 case," what is that? Or "shell casing"?

24 A. So when you have a bullet that is unfired, the bottom
25 portion -- the middle portion, which would be the picture she

1 showed before this, is the cartridge case that holds the
2 gunpowder. The tip of it is the actual bullet or projectile
3 that is fired once the firing pin strikes the primer, which
4 is at the end of the bullet.

5 Q. So with a semiautomatic gun -- well, what is shown on
6 State's 22 by Evidence Placard Number 6?

7 A. That is the fired projectile.

8 Q. All right.

9 (Exhibit displayed on screen in open court.)

10 Q. And then State's 23, with Evidence Placard 7, what is
11 this showing?

12 A. Another fired cartridge casing.

13 Q. And so just to be clear, State's 23 --

14 (Exhibit displayed on screen in open court.)

15 BY MS. LINDER:

16 Q. -- State's 20 --

17 (Exhibit displayed on screen in open court.)

18 BY MS. LINDER:

19 Q. -- and State's 21, are all three of these the same type
20 of item?

21 A. Yes.

22 Q. And what is that?

23 A. They are all three fired cartridge casings, and they
24 were determined to be of the same caliber.

25 Q. All right. So now I'm going to go to State's

1 Exhibit 17.

2 (Exhibit displayed on screen in open court.)

3 BY MS. LINDER:

4 Q. All right. What is State's Exhibit 17 showing?

5 A. These are the gunshot wounds to the victim's back.

6 Q. All right. Is this where I'm pointing?

7 A. Yes, ma'am.

8 Q. So aside from the scene -- I know you discussed the
9 different responsibilities of crime scene. Aside from the
10 scene documentation, did you assist in conducting any search
11 warrants in this case?

12 A. Yes, ma'am, I did.

13 Q. And did you conduct or assist in conducting a search
14 warrant of a Volvo?

15 A. Yes, ma'am.

16 Q. And is that Volvo the same Volvo that we saw an image of
17 earlier in States's Exhibit 12?

18 A. It is.

19 Q. And with that Volvo, was that -- did that Volvo belong
20 to the defendant in this case?

21 A. No, ma'am, it did not.

22 Q. Did that Volvo belong to the victim in this case?

23 A. It did not. No, ma'am.

24 Q. Okay. What items did you locate inside that Volvo?

25 A. Inside the Volvo was a cell phone and a firearm under

1 the passenger seat.

2 Q. Okay. So you did locate a firearm under the passenger
3 seat?

4 A. Yes, ma'am.

5 Q. Were there any prints on that gun?

6 A. No, ma'am.

7 Q. Were there any prints on that car that you could get?

8 A. No, ma'am.

9 Q. All right. Did you assist with the search warrant of a
10 blue Nissan Rogue in this case?

11 A. Yes, I did.

12 Q. And was that search warrant done after the Volvo search
13 warrant?

14 A. It was.

15 Q. And when you did the search warrant on the Rogue, what,
16 if anything, did you collect?

17 A. I believe we got some cell phones out of that one.

18 Q. Okay. That Rogue, was that registered to this
19 defendant?

20 A. No.

21 Q. Was that registered to the victim in this case, CP
22 ?

23 A. No, it was not.

24 Q. Did you find any fingerprints on the Rogue?

25 A. We did not.

1 Q. And did you end up collecting any evidence from autopsy
2 in this case?

3 A. Yes, ma'am.

4 Q. And what evidence did you collect from autopsy?

5 A. When I responded to MUSC for autopsy, I collected the
6 victim's clothing, any property that was on his person at the
7 time of the incident, as well as evidence collected by the
8 pathologist, which included two projectiles recovered during
9 autopsy.

10 Q. And this might sound like a weird question, but did you
11 recover a firearm from the personal property of the victim at
12 autopsy?

13 A. No, I did not.

14 Q. When you went to the scene that night, was there a
15 firearm on the victim?

16 A. No, ma'am, there wasn't.

17 Q. When you went to the scene that night, was there a
18 firearm around the victim?

19 A. No, ma'am.

20 Q. So I'd like to take you to about eight months later. So
21 all this is happening June/July 2022. Pushing you eight
22 months later to February 23 of 2023. What did you do at that
23 time?

24 A. I was asked to meet with another officer regarding the
25 suspect being taken into custody.

1 Q. So the defendant was arrested eight months after this
2 incident?

3 A. Yes.

4 Q. And did you collect a phone at that time?

5 A. Yes, ma'am.

6 Q. And what, if anything, was within that phone?

7 A. It was a beginner's permit for Travis Richardson.

8 Q. At this time I'll show you what's been marked as State's
9 Exhibit 13.

10 Do you recognize that?

11 A. Yes, ma'am.

12 Q. How do you recognize it?

13 A. I packaged -- after I collected it, I packaged it. Not
14 only is my name on the front as the intake officer, but I
15 also initialed it and dated the bag once I sealed it. And
16 this is the same one I collected that day.

17 Q. Okay. So does State's Exhibit 13 appear to be in
18 substantially the same condition as it was when you collected
19 it back on February 23 of 2023?

20 A. Yes, ma'am.

21 MS. LINDER: At this time the State would seek to admit
22 State's 13 into evidence.

23 THE COURT: Any objection?

24 MR. GOODWYN: No objection.

25 THE COURT: State's Exhibit 13 admitted into evidence

1 without objection.

2 (State's Exhibit Number 13 admitted into evidence.)

3 BY MS. LINDER:

4 Q. All right. I'm going to try to do this. I don't know
5 how the bag --

6 (Exhibit displayed on screen in open court.)

7 BY MS. LINDER:

8 Q. Oh, that's not too bad.

9 All right. So this is State's 13. And what is this
10 that we're looking at?

11 A. That's the beginner's permit for Travis Richardson that
12 was turned over to me that day.

13 Q. Okay. And this was collected from the defendant?

14 A. From -- yes. It was with his phone, like inside the
15 case.

16 Q. And did -- after getting this item or the items at the
17 time of arrest, did that conclude your involvement in this
18 case?

19 A. Yes, ma'am.

20 MS. LINDER: Thank you. I don't have anything further.
21 Please answer anything the defense may have.

22 THE COURT: Cross-examination?

23 MR. GOODWYN: Yes, Judge. Thank you. May it please the
24 Court.

25 THE COURT: Yes.

1 CROSS-EXAMINATION

2 BY MR. GOODWYN:

3 Q. So, Ms. Moseley, you're a forensic investigator, right?

4 A. Yes, sir.

5 Q. And is that what your title is is forensic investigator?

6 A. Crime scene investigator or forensic investigator.

7 Q. Sure. And back in 2022, you were a forensic
8 investigator for North Charleston Police Department, right?

9 A. Yes.

10 Q. And since you have, sounds like, taken a better, maybe
11 more prestigious job with SLED in their counterterrorism
12 unit, right?

13 A. Yes, sir.

14 Q. Investigating arsons, right?

15 A. Yes, sir.

16 Q. Is that what you said?

17 So, you know, pretty detailed in the job that you do,
18 right?

19 A. Yes, sir.

20 Q. Looking for specific pieces of items -- or specific
21 pieces of evidence that you may think is relevant in the case
22 you're investigating; is that right?

23 A. Yes, sir.

24 Q. You watched the video in this case from inside the
25 Cheapway?

- 1 A. I think I've seen it right after the case first
2 happened.
- 3 Q. Okay. And Ms. Linder asked you about the search warrant
4 that was done on the Nissan Rogue, right?
- 5 A. Yes.
- 6 Q. And you said that you weren't able to get any
7 fingerprints or DNA, right?
- 8 A. No fingerprints. No, sir.
- 9 Q. You wrote a report in this case?
- 10 A. Yes.
- 11 Q. Do you remember in your report saying that you collected
12 swabbed tests from the interior of the vehicle for DNA?
- 13 A. Yes.
- 14 Q. The driver door?
- 15 A. Yes.
- 16 Q. The rear driver door?
- 17 A. Mm-hmm.
- 18 Q. The passenger door?
- 19 A. Yes, sir.
- 20 Q. The rear passenger door?
- 21 A. Yes, sir.
- 22 Q. Steering wheel?
- 23 A. Yes, sir.
- 24 Q. The gearshift?
- 25 A. Yes, sir.

1 Q. Center console?

2 A. Yes, sir.

3 Q. And then after you swabbed those for DNA, the interior
4 and the exterior of the Nissan Rogue were also swabbed for
5 latent fingerprints?

6 A. Dusted for prints. Yes, sir.

7 Q. Okay. But you weren't able to get one successful swab
8 from any of that?

9 A. I collected the DNA swabs. Yes, sir.

10 Q. You did collect the DNA swabs?

11 A. Mm-hmm. Yes.

12 Q. Okay. So you were able to get --

13 A. I said I wasn't able to collect fingerprints.

14 Q. I see. But you were able to collect DNA?

15 A. Potentially. I swabbed for DNA. I don't -- we can't
16 see if we collected it at that time or not. It has to be
17 analyzed.

18 Q. I see.

19 MR. GOODWYN: Beg the Court's indulgence.

20 THE COURT: All right.

21 (Pause in proceedings.)

22 MR. GOODWYN: No further questions, Judge.

23 THE COURT: All right. Redirect?

24 MS. LINDER: No direct, your Honor.

25 THE COURT: All right. You may step down.

1 THE WITNESS: Thank you.

2 MS. LINDER: Your Honor, may we have Ms. Moseley
3 released from her subpoena for the rest of the week?

4 THE COURT: Any objection?

5 MR. GOODWYN: No objection.

6 THE COURT: All right. She's free to go.

7 MS. LINDER: Thank you.

8 (Witness excused.)

9 THE COURT: All right. Ladies and gentlemen, it's a
10 little after 12:30. We're going to go ahead and break for
11 lunch. I'm going to let you go to lunch on your own. Please
12 do not discuss the case, even among yourselves. It's too
13 early for deliberations. Don't conduct any independent
14 investigations. Leave your notepads in the jury box. We'll
15 hand them back out when we resume.

16 Please be back at 2:15. That will give you an hour and
17 45 minutes to eat lunch and to get back. And we'll try to
18 get started soon after that. Okay?

19 Thank you very much.

20 MS. LINDER: Thank you, Judge.

21 (The jury was released for lunch and exited the
22 courtroom at 12:31 p.m.)

23 (The following proceedings were had outside the presence
24 of the jury.)

25 THE COURT: All right. I'm going to try to take the

1 bench as soon after 2:15 as we can. It'll take a while for
2 them to get back and get lined up, so you're looking at
3 between 2:15 and 2:30.

4 Anything from the State before we break for lunch?

5 MS. LINDER: Nothing from the State.

6 THE COURT: Anything from the defense?

7 MR. GOODWYN: No, Judge.

8 THE COURT: All right. We'll be in recess at least
9 until 2:15, or soon thereafter.

10 MS. LINDER: Thank you, Judge.

11 THE COURT: Thank you.

12 (Court recessed.)

13 (Court resumed outside the presence of the jury.)

14 THE COURT: Thank you very much. Be seated.

15 All right. Anything from the State before we bring the
16 jury in?

17 MS. LINDER: Nothing from the State.

18 THE COURT: Anything from the defense?

19 MR. GOODWYN: No, Judge.

20 THE COURT: All right. Let's bring the jury in.

21 MR. GOODWYN: Judge, before we bring them in, may we
22 approach briefly?

23 THE COURT: All right. Come on up.

24 (An off-the-record discussion was had at the bench
25 outside the presence of the jury.)

1 THE COURT: Well, first, let's go ahead -- before the
2 jury gets.

3 Hold up. We've got something we've got to address.

4 THE BAILIFF: Yes, Judge.

5 THE COURT: Let's put everything on the record.

6 All right. What have we got?

7 MR. GOODWYN: Judge, we did not address this pretrial,
8 but similar to the objection that I made, the 403 objection
9 to the surveillance video and the photographs that your Honor
10 kept out as being cumulative, I understand that the State
11 seeks to introduce I believe it's numbers 53 through 60
12 particularly that I would take issue with because I believe
13 that they are similarly cumulative, duplicative, you know,
14 and, therefore, should be stricken based on the same reasons
15 that your Honor ruled on yesterday.

16 THE COURT: All right. Let me see 53 through 60.

17 MS. LINDER: Okay. And -- here you go.

18 THE COURT: All right. What's the State's position?

19 MS. LINDER: Our position is that with 53 through 60 --
20 and I can take picture by picture with you. But what I think
21 is important is -- I mean, yes, the video is in, and I can
22 say "Play it," "Pause it," "Play it," "Pause it." This is a
23 lot more for ease. I think this is important because this
24 allows -- without having to rewatch the whole thing and hear
25 the audio and all of that, it does allow to assist with

1 seeing the defendant's face, his height and stature, which
2 goes to identity.

3 I also think it's helpful because it shows clearly those
4 white, swirly, tie-dye-looking Crocs. That is important,
5 Judge, because when he's arrested eight months later, he's
6 wearing that. And we're going to enter that later on. So I
7 think those shoes are super important.

8 I also think it's important because it goes to the
9 malice part of all of this as far as where he is standing,
10 how close he is.

11 You know, understandably, some of the jurors kind of
12 looked away during the video, and so I think this will allow
13 the jury to better deliberate and see the evidence. So and
14 I'm happy -- if I can approach and take those, I can
15 specifically talk about each one.

16 THE COURT: That's okay. That's all right.

17 MS. LINDER: Okay.

18 THE COURT: Anything in reply?

19 MR. GOODWYN: No, Judge. I'd stand on my objection.

20 THE COURT: All right. Defendant's objections is
21 overruled. You still need to lay the foundation, but I'm not
22 going to deny them because they're cumulative. I think there
23 is a justifiable reason on these to put them in singular
24 photos. All right?

25 Anything further from the defense before we bring the

1 jury in?

2 MR. GOODWYN: No, Judge.

3 THE COURT: All right. Let's bring the jury in.

4 (The jury entered the courtroom at 2:34 p.m.)

5 THE BAILIFF: All jurors are present, your Honor.

6 THE COURT: Thank you, ma'am.

7 All right. Ladies and gentlemen, you can be seated.

8 Please make sure you have your own notepads and do not have
9 anybody else's notepads.

10 Again I want to thank you for being prompt and returning
11 on time. That's great assistance to the Court.

12 We're ready to resume the trial of the case. We're
13 still in the State's case.

14 The State can call your next witness.

15 MR. SMIT: The State calls Dr. Richards.

16 (Witness sworn.)

17 CLERK OF COURT: Please be seated.

18 Now, please state your full name into the microphone,
19 spelling your first and last name for the court record.

20 THE WITNESS: Dr. Virginia Richards, V-I-R-G-I-N-I-A
21 R-I-C-H-A-R-D-S.

22

23

24

25

1 VIRGINIA RICHARDS,
2 called as a witness on behalf of the State, being first duly
3 sworn, was examined and testified as follows:

4 DIRECT EXAMINATION

5 BY MR. SMIT:

6 Q. Good afternoon, Dr. Richards.

7 A. Hello.

8 Q. And, Doctor, what is your occupation?

9 A. I'm a forensic pathologist.

10 Q. And where do you work?

11 A. The Medical University of South Carolina.

12 Q. And how long have you worked for the Medical University
13 of South Carolina?

14 A. Since October of 2020.

15 Q. And how long have you been licensed in your profession?

16 A. Since 2008.

17 Q. And do you have any specialty or subspecialty?

18 A. Yes. So I am board certified in anatomic pathology,
19 clinical pathology, and forensic pathology.

20 Q. And will you please tell the jury about your education
21 and training to get to the point that you're at right now.

22 A. Okay. So I received my bachelor's degree from the
23 College of William and Mary, my master's degree from Virginia
24 Commonwealth University, and my medical degree from the
25 Medical University of South Carolina. I then completed a

1 four-year pathology residency at New York University in New
2 York City. I then completed a one-year forensic pathology
3 training fellowship at the Office of the Chief Medical
4 Examiner of Virginia.

5 Q. And would you please tell the jury any associations that
6 you belong to or any certification that you hold in your area
7 of specialty.

8 A. Okay. I am a member of various professional societies
9 including the National Association of Medical Examiners, the
10 American Society for Clinical Pathologists, and the Academy
11 of Medical Educators. And like I said before, I am board
12 certified through the American Board of Pathology.

13 Q. As part of your job as a forensic pathologist, do you
14 perform autopsies?

15 A. Yes, sir.

16 Q. Approximately how many autopsies have you been involved
17 with?

18 A. More than 2,500.

19 Q. And have you ever been qualified as an expert in court?

20 A. Yes, sir.

21 MR. SMIT: Your Honor, may I retrieve a court exhibit?

22 THE COURT: All right.

23 MR. SMIT: Your Honor, I'd like to read into the record
24 a stipulation between the State and the defense.

25 THE COURT: All right.

1 MR. SMIT: It is: In the State versus Javeon Campbell,
2 the State and defense agree that Dr. Virginia Richards shall
3 be qualified as an expert in the field of forensic pathology.
4 She has more than the requisite education, knowledge,
5 experience, and training to be able to give her expert
6 opinion on matters within the field of forensic pathology.

7 THE COURT: All right. Any questions or challenges?

8 MR. GOODWYN: No, Judge.

9 THE COURT: All right. Ladies and gentlemen, first of
10 all, I will give you some instructions on stipulations and
11 expert testimony when I give you -- charge you on the law in
12 this case.

13 But what you need to know first of all is a stipulation
14 is an agreement between the parties where they stipulate to a
15 fact. You accept that fact as true. In other words, that
16 fact is not challenged by either side, and so their
17 stipulation is a fact that is presented to you.

18 Next, typically a witness can only testify as to his or
19 her personal observations: what they saw, what they tasted,
20 what they smelled, what they felt, and things of that nature.
21 There is an exception for witnesses who are qualified as
22 experts, which means that in addition to this witness's
23 personal observations, she is allowed to testify or render an
24 opinion in the field in which she is qualified as an expert.

25 All right?

1 You can continue.

2 MR. SMIT: Thank you, your Honor.

3 Your Honor, notwithstanding the stipulation between the
4 State and the defense, the State moves to have Dr. Richards
5 qualified as an expert in the field of forensic pathology.

6 THE COURT: All right. I find this witness to be an
7 expert in the field of forensic pathology.

8 MR. SMIT: Thank you, your Honor.

9 Q. [By Mr. Smit] And, Doctor, you mentioned something
10 about an autopsy before. What is an autopsy?

11 A. So an autopsy is a physical exam by a doctor but the
12 patient in this situation is deceased. It is both an
13 external examination as well as an internal examination
14 looking at organs and tissues for the purpose of determining
15 a cause of death and identifying disease and distinguishing
16 that from injuries.

17 Q. And, Doctor did you perform an autopsy on CP

18 ?

19 A. Yes, sir.

20 Q. And when did you perform that autopsy?

21 A. July 1, 2022.

22 Q. And if you recall, how old was CP at that
23 time?

24 A. Seventeen.

25 Q. And what was his height and weight?

1 A. He was 65 inches, which is the same as 5-feet-8, and his
2 weight was 133 pounds.

3 Q. And as part of your autopsy, did you complete a diagram
4 of CP 's body?

5 A. Yes, sir.

6 Q. And as part of your autopsy, did you take any x-rays?

7 A. Yes, sir.

8 Q. And as part of your autopsy, did you take any
9 photographs?

10 A. Yes, sir.

11 Q. And would these items assist you in describing what you
12 observed during your autopsy?

13 A. Yes, sir.

14 Q. At this time I'm showing you what's been marked as
15 State's Exhibits 24 through 29 for identification.

16 MR. SMIT: Your Honor, may I approach the witness?

17 THE COURT: Yes.

18 BY MR. SMIT:

19 Q. And, Doctor, do you recognize what's been marked for
20 identification as State's 24 through 29?

21 A. Yes, sir.

22 Q. And how do you recognize them?

23 A. They are labeled with our office's case assignment, and
24 some of them have his name on them.

25 Q. And do they fairly and accurately represent the items

1 from the autopsy in this case?

2 A. Yes, sir.

3 MR. SMIT: Your Honor, at this time I'd ask that what's
4 been marked for identification as State's Exhibits 24 through
5 29 be admitted into evidence.

6 THE COURT: Any objection?

7 MR. GOODWYN: No objection.

8 THE COURT: All right. State's Exhibits 24, 25, 26, 27,
9 28, and 29 are admitted into evidence without objection.

10 (State's Exhibit Numbers 24, 25, 26, 27, 28, and 29
11 admitted into evidence.)

12 BY MR. SMIT:

13 Q. Doctor, will you please describe for the jury the
14 injuries sustained by CP .

15 A. So CP sustained three gunshot wounds to the
16 back. One entered the right side of his back, exiting the
17 right side of his torso, and then re-entered through the back
18 of his right upper arm. That one did not cause any
19 significant injuries and only disrupted some muscle.

20 The other two injuries were on the left side of his
21 back, and they actually did enter the right chest cavity
22 after crossing through the vertebral column, which is the
23 backbone, and fracturing that. And one of those actually
24 injured the spinal cord. Both of those bullets entered the
25 right lung, causing significant bleeding.

1 Q. And, Doctor, regarding the victim's lung and vertebrae
2 and spinal cord were impacted; is that correct?

3 A. I'm sorry. Can you repeat?

4 Q. You mentioned that the victim's lung, vertebrae, and
5 spinal cord were impacted by the gunshot wounds?

6 A. Yes, sir.

7 Q. And would you please explain to the jury the potential
8 results of those specific injuries.

9 A. So in addition to pain, the spinal cord injury could
10 have caused loss of sensation or mobility of his lower
11 extremities. The injury to the lung could have caused
12 difficulty breathing as well as bleeding.

13 Q. And would any of the three gunshot wounds sustained by
14 CP immediately be fatal?

15 A. No, sir.

16 Q. So he wouldn't die instantly from these gunshot wounds?

17 A. That is correct.

18 MR. SMIT: Your Honor, at this time I'd like to publish
19 the body diagram via the ELMO for the jury.

20 THE COURT: How is it marked?

21 MR. SMIT: It is State's Exhibit Number 24.

22 THE COURT: All right.

23 (Exhibit displayed on screen in open court.)

24 BY MR. SMIT:

25 Q. And, Dr. Richards, would you please use State's

1 Exhibit 24, the body diagram, to explain the gunshot wounds
2 to the jury.

3 A. Okay. So this sheet is showing the things I noticed
4 externally on his skin. And so on the one where he's facing
5 away, that's his back. You may see I have three dots: one
6 labeled A, one labeled B, and one labeled C. Those are the
7 three gunshot entrance wounds that I identified as such. I
8 labeled them letters, but that doesn't mean that was the
9 order in which they were sustained. I just did that so I had
10 something to associate my measurements to.

11 So as you can see, on the left side of his back are
12 gunshot wounds A and B, and on the right side of his back,
13 lower down, is gunshot wound C. And then on the back of his
14 right arm are two other dots, and those represent the
15 entrance and exit, again, across the back of his right arm.

16 Q. Thank you, Doctor.

17 MR. SMIT: Your Honor, at this time I'd like to publish
18 to the jury State's Exhibits 25, 26, and 27 to assist
19 Dr. Richards in describing the injuries that she observed
20 during the autopsy.

21 THE COURT: All right.

22 (Exhibit displayed on screen in open court.)

23 BY MR. SMIT:

24 Q. Doctor, I'm putting up State's Exhibit 25.

25 A. Okay. So this is an x-ray taken of CP at the

1 beginning of the autopsy. And what is on the left side is
2 actually the right side of his chest. And vice versa, what's
3 on the right side is the left side of his chest.

4 Things like metal from bullets are bright white. So you
5 can see in this there's a bright white thing here. That is a
6 bullet. And then this one over here is also a bullet. These
7 were the two bullets I recovered. One, this one, was in his
8 right chest cavity in the blood there at the time of autopsy.
9 This one here was actually superficial within the front
10 pectoralis muscle.

11 Q. Doctor, now I'm going to show you State's Exhibit 26 in
12 evidence.

13 (Exhibit displayed on screen in open court.)

14 BY MR. SMIT:

15 Q. Can you please explain to the jury what they're seeing
16 in this exhibit.

17 A. This is just showing the same thing, this bullet here on
18 the right side and this bullet here in the chest cavity
19 there.

20 (Exhibit displayed on screen in open court.)

21 BY MR. SMIT:

22 Q. And again, with State's Exhibit 27 in evidence.

23 A. This is an x-ray from the side of him. So again, this
24 is showing kind of towards the front of his body on that
25 pectoralis muscle. And I don't know if you can see this one

1 here. It's kind of faint. But that's the bullet that at
2 autopsy, as he's lying on his back, had by gravity gone to
3 the back of his chest cavity there in the blood.

4 Q. Thank you, Doctor.

5 And, Doctor, as part of your autopsy, did you remove any
6 foreign objects from within CP 's body?

7 A. Yes, sir.

8 Q. And what is the process of recovering those foreign
9 objects?

10 A. So upon removal from the body, I remove the blood, I
11 photograph it, and I place it in a envelope with a seal over
12 it. Then it is transferred into the custody of a law
13 enforcement agent.

14 Q. And is that what you did in this particular case?

15 A. Yes, sir.

16 MR. SMIT: Your Honor, at this time I'd like to publish
17 State's Exhibit Number 28 and 29 for the doctor to assist in
18 her testimony.

19 THE COURT: All right.

20 (Exhibit displayed on screen in open court.)

21 BY MR. SMIT:

22 Q. And, Doctor, this is State's Exhibit Number 28. Could
23 you please tell the jury what it is we're seeing in this
24 exhibit.

25 A. This is how the bullet looked after removal from the

1 body. And this particular bullet was recovered from his
2 right pectoralis muscle, which is in the front of the chest.

3 Q. And now I'm going to show you State's Exhibit 29 in
4 evidence.

5 (Exhibit displayed on screen in open court.)

6 BY MR. SMIT:

7 Q. Can you please explain to the jury what this exhibit is.

8 A. This picture depicts the deformed bullet that was
9 recovered from within his chest cavity on the right side.

10 Q. And, Doctor, based on your autopsy of CP
11 and to a reasonable degree of medical certainty, have you
12 formed an expert opinion concerning the cause of death?

13 A. Yes, sir.

14 Q. And what is that opinion?

15 A. Gunshot wounds of the back.

16 Q. And to a reasonable degree of medical certainty, have
17 you formed an expert opinion concerning the manner of death?

18 A. Yes, sir.

19 Q. And what is that opinion?

20 A. Homicide.

21 MR. SMIT: Beg the Court's indulgence for a moment.

22 THE COURT: All right.

23 (Pause in proceedings.)

24 MR. SMIT: Your Honor, I have no further questions for
25 this witness.

1 Dr. Richards, please answer questions from the defense.

2 MR. GOODWYN: I don't have any questions for this
3 witness.

4 THE COURT: All right. You may step down.

5 MR. SMIT: Your Honor, may this witness be released from
6 her subpoena for the rest of the week?

7 THE COURT: Any objection?

8 MR. GOODWYN: No objection.

9 THE COURT: All right. She's free to go.

10 MR. SMIT: Thank you.

11 (Witness excused.)

12 THE COURT: All right. The State can call your next
13 witness.

14 MS. LINDER: The State calls Parker Busch.

15 (Witness sworn.)

16 CLERK OF COURT: Please be seated.

17 Now, please state your full name into the microphone,
18 spelling your first and last name for the court record.

19 THE WITNESS: Parker Busch, P-A-R-K-E-R B-U-S-C-H.
20
21
22
23
24
25

1 PARKER BUSCH,
2 called as a witness on behalf of the State, being first duly
3 sworn, was examined and testified as follows:

4 DIRECT EXAMINATION

5 BY MS. LINDER:

6 Q. Good afternoon.

7 A. Good afternoon.

8 Q. Where are you employed?

9 A. I'm currently employed with the North Charleston Police
10 Department.

11 Q. And in what capacity?

12 A. I am assigned to the detective bureau as a digital
13 forensics examiner.

14 Q. How long have you worked in law enforcement?

15 A. Since 2017.

16 Q. What was your position in 2022?

17 A. So I started the year assigned to the school resource
18 unit and transitioned to the detective bureau that year.

19 Q. All right. And can you tell the jury a little bit about
20 your education, your training, and your experience.

21 A. Yeah. So I graduated from Charleston Southern
22 University in 2016 with my Bachelor of Science summa cum
23 laude in criminal justice and student ministry. I completed
24 several different training courses at the South Carolina
25 Criminal Justice Academy: the law enforcement I level, the

1 school resource trainings, various advanced interview and
2 interrogation courses. I have completed through the FBI the
3 hostage negotiator course. I have completed specific skills
4 instructor through FLETC, the Federal Law Enforcement
5 Training Center. I am a tactical medical instructor.

6 In my current role in digital forensics, I completed
7 various trainings, both tool specific to the different
8 aspects of the job and then tool agnostic to the general
9 understanding of what that entails.

10 Q. Okay. I want to bring you back to 2022.

11 Were you involved in this case, the State versus Javeon
12 Campbell, in any way?

13 A. Yes.

14 Q. And when did you first get involved?

15 A. So I came in for my regularly scheduled shift, and we
16 had a briefing on "Hey, here's what's happened. Here's what
17 we know and what needs to get done."

18 Q. Okay. And as far as the "what needs to get done," did
19 you help with any of that?

20 A. I did.

21 Q. And what did you first do?

22 A. So I reached out to a contact that I had in the
23 Department of Juvenile Justice. And then I assisted with
24 video canvassing.

25 Q. Okay. And as far as the Department of Juvenile Justice

1 contact, why did you reach out to them?

2 A. So I came from the school resource officer unit, like I
3 said. So I regularly dealt with juveniles for many years
4 leading up to that point and had established various
5 connections and contacts with people inside of there that
6 know some things that I may not know. Because the victim we
7 knew at the time was a juvenile, I wanted to reach out and
8 see if they had anything on that or if they might know any
9 further information that may help us.

10 Q. And were you trying to get assistance in identifying the
11 shooter in this case?

12 A. Yes.

13 Q. And did North Charleston and law enforcement partners
14 circulate anything to the Department of Juvenile Justice to
15 assist in identifying that shooter?

16 A. Yes.

17 Q. And did you end up speaking with anyone from DJJ about
18 the identity of the shooter?

19 A. Yes.

20 Q. Okay. So aside from your contact and your work with
21 DJJ, I'd like to talk -- you said you took part in a video
22 canvass?

23 A. Yes.

24 Q. Okay. Is it typical to canvass for videos when you're
25 doing an investigation?

1 A. Very much so.

2 Q. And in this case were you looking for a specific
3 vehicle?

4 A. Yes. A blue Rogue that we had identified.

5 Q. Why were you looking for that car?

6 A. So it was the one that had been involved in this
7 incident and brought our shooter in question to and from the
8 scene.

9 Q. All right. When you do a canvass -- and you,
10 specifically, in this case, did you go to multiple places?

11 A. Oh, yes.

12 Q. And did you get footage from every single place you
13 went?

14 A. No.

15 Q. Okay. That response, is that surprising?

16 A. Not at all --

17 Q. Okay.

18 A. Unfortunately.

19 Q. Can you kind of explain that a little bit.

20 A. Yeah. Some businesses have cameras installed but
21 they're not powered or paid for. There's dummy cameras.
22 People may not have access to the cameras set up or it may
23 not record during that timeframe or camera angles. There's a
24 dozen different reasons.

25 Q. Okay. So if you go to a location -- and in this case

1 specifically, when you go to a location and they say, "Hey,
2 we do have working cameras," what is it that you do when you
3 review that footage?

4 A. Yeah, so I just like to see, Is this a camera angle even
5 that's going to capture anything even of importance? I kind
6 of start with where the angle is at, what is the timestamp
7 saying on it, what is the date saying on it. You know, is
8 this something that is from a month ago and it's saying
9 today's date?

10 And then I start to go, like, is this something that has
11 recordings in it? Is this something that they have access to
12 that I would be able to make a copy of. And then I start to
13 review the footage and see, Is there anything even worth
14 copying in this? Do I want to waste my time on this and
15 nothing comes out? Or do I see something really good?

16 Q. Okay.

17 MS. LINDER: Your Honor, at this time the State would
18 seek to publish Court's Exhibit Number 1, which is a
19 stipulation.

20 THE COURT: All right.

21 MS. LINDER: The stipulation is: The surveillance
22 footage obtained by North Charleston Police Department from
23 Exxon, Palmetto Masonry, and Star Beauty fairly and
24 accurately represent the events of June 29, 2022.

25 THE COURT: All right. Is that a stipulation of the

1 defense?

2 MS. LUTHRINGER: That's correct, Judge.

3 THE COURT: All right. Thank you.

4 BY MS. LINDER:

5 Q. Okey-doke. So of all the places that you went to visit
6 that day or days to do this, did you ever go to Palmetto
7 Masonry?

8 A. Yes.

9 Q. And was there any footage at Palmetto Masonry?

10 A. Yes.

11 Q. And did you collect the footage at Palmetto Masonry?

12 A. Yes. There was a, I believe, some discrepancy in the
13 timestamp that it stated. I came to find that it was two
14 minutes slow.

15 Q. All right.

16 MS. LINDER: Your Honor, at this time I'm going to show
17 the witness State's Exhibit 15, 16, and 18.

18 Q. [By Ms. Linder] If you can take a look at those. And
19 whenever you're done taking a look at those, please let me
20 know if you recognize them.

21 A. I do recognize these, yes.

22 Q. How do you recognize them?

23 A. They were the snippets from the footage that I gathered
24 that day. And then the Exhibit 18 is a street view of the
25 business in question that I got the video from.

1 Q. And do these three exhibits -- 15, 16, and 18 -- do they
2 fairly and accurately represent the location of Palmetto
3 Masonry and stills from the footage that you retrieved from
4 Palmetto Masonry?

5 A. Yes.

6 Q. All right.

7 MS. LINDER: Your Honor, at this time the State would
8 seeks to admit State's 15, 16, and 18 into evidence.

9 THE COURT: Any objection?

10 MS. LUTHRINGER: No objection, Judge.

11 THE COURT: All right. State's Exhibits 15, 16 and 18
12 admitted into evidence without objection.

13 (State's Exhibit Numbers 15, 16, and 18 admitted into
14 evidence.)

15 BY MS. LINDER:

16 Q. Okay. So we're going to start with State's 18. I'm
17 going to be flipping back and forth, so please try to bear
18 with me here.

19 (Exhibit displayed on screen in open court.)

20 BY MS. LINDER:

21 Q. Okay. So on this map, what is this back here?

22 A. So that is the business in question, Palmetto Masonry,
23 that I'm gathering video from.

24 Q. So the video footage you got is from this business back
25 here?

1 A. Correct.

2 Q. Okay.

3 (Exhibit displayed on screen in open court.)

4 BY MS. LINDER:

5 Q. So then I want to look at State's 15.

6 A. Mm-hmm.

7 Q. And I'm trying to zoom in.

8 Okay. So we're from that business shooting up to this
9 intersection. And this car, what is this right here?

10 A. So that's the car in question that matched the
11 description of the Nissan Rogue that we were looking for.

12 Q. Okay. And admittedly, is it much more difficult to see
13 it how I have it placed right here than when you were holding
14 onto it?

15 A. Yes.

16 Q. Okay.

17 A. Yes.

18 Q. Sorry about that.

19 (Exhibit displayed on screen in open court.)

20 BY MS. LINDER:

21 Q. State's 16, what is this up here that we're looking at?

22 A. That's the vehicle again. I believe that one is it
23 traveling away from the scene.

24 Q. All right. So aside from Palmetto Masonry, did you get
25 anything from Star Beauty?

1 A. Yes.

2 Q. At this time I'll show you what's been marked as
3 State's 19, 30 and 31.

4 And do you recognize those?

5 A. Yes, I do.

6 Q. How do you recognize them?

7 A. So Exhibit 19 and Exhibit 30 are stills from the footage
8 that I gathered, and Exhibit 31 is a street view looking at
9 the business from where I gathered it.

10 Q. All right. And do they fairly and accurately represent
11 the street view of the business and snippets from the video
12 that you retrieved from Star Beauty?

13 A. Yes.

14 Q. All right.

15 MS. LINDER: Your Honor, at this time the State would
16 seek to admit State's 19, 30, and 31 into evidence.

17 THE COURT: Any objection?

18 MS. LUTHRINGER: No objection.

19 THE COURT: State's 19, 30, and 31 admitted into
20 evidence without objection.

21 (State's Exhibit Numbers 19, 30, and 31 admitted into
22 evidence.)

23 (Exhibit displayed on screen in open court.)

24 BY MS. LINDER:

25 Q. All right. We're going to -- so this is State's 31.

1 Okay. What is this?

2 A. That's the business that I gathered the footage from,
3 Star Beauty.

4 Q. So this is Star Beauty.

5 What street is this right here? It's almost like we're
6 standing on it.

7 A. Rivers Avenue.

8 Q. Okay. What street is this?

9 A. Gullah Avenue.

10 Q. Gullah going this way, where does that head into?

11 A. That leads into a neighborhood known as Horizon Village.

12 Q. Okay.

13 (Exhibit displayed on screen in open court.)

14 BY MS. LINDER:

15 Q. And then I want you to look at State's 30.

16 A. Mm-hmm.

17 Q. Okay. Now, just to get the orientation. The camera is
18 here. Okay. So what street is this?

19 A. That's Rivers Avenue.

20 Q. And what street is this?

21 A. Gullah Avenue.

22 Q. Okay. And then this vehicle coming here, what's this
23 vehicle?

24 A. That's a Nissan Rogue that matches the one that I've
25 been following.

1 Q. Okay. And did you -- with your canvass, did you get any
2 surveillance from other businesses or residences at 3443
3 Rivers or 3401 Rivers or [REDACTED] Dorchester or [REDACTED] Dorchester?

4 A. No.

5 Q. Okay.

6 MS. LINDER: Beg the Court's indulgence.

7 (Pause in proceedings.)

8 MS. LINDER: I don't have any other questions for you.
9 If you'd please answer anything that the defense may have.

10 MS. LUTHRINGER: Judge, I have no questions for this
11 witness.

12 THE COURT: All right. You may step down.

13 (Witness excused.)

14 THE COURT: The State can call your next witness.

15 MS. LINDER: The State calls Detective Pritchard.

16 MR. GOODWYN: Judge, before we begin the next witness,
17 may Ms. Linder and I address something?

18 THE COURT: All right.

19 (An off-the-record discussion was had at the bench in
20 the presence of the jury but outside the hearing of the
21 jury.)

22 (Witness sworn.)

23 CLERK OF COURT: Please be seated.

24 Now, please state your full name into the microphone,
25 spelling your first and last name for the court record.

1 THE WITNESS: David Pritchard, D-A-V-I-D
2 P-R-I-T-C-H-A-R-D.

3 DAVID PRITCHARD,
4 called as a witness on behalf of the State, being first duly
5 sworn, was examined and testified as follows:

6 DIRECT EXAMINATION

7 BY MS. LINDER:

8 Q. Good afternoon.

9 A. Afternoon.

10 Q. Where are you employed?

11 A. North Charleston Police Department.

12 Q. And how long have you worked in law enforcement?

13 A. Coming up on 19 years.

14 Q. Will you please tell the jury about your education,
15 training, and experience.

16 A. Yes, ma'am.

17 I'm currently assigned to the narcotics division as a
18 detective investigating narcotics trafficking in the city.
19 Prior to that, I was a persons crimes detective for eight and
20 half years investigating violent crime in the city. Prior to
21 that it was just patrol work.

22 In that time I took several classes involving narcotics
23 training, undercover-type investigations. And when I was in
24 the persons crime unit, I took several trainings involving
25 homicide, advanced homicide, several interrogation --

1 interview and interrogation classes, along with armed robbery
2 investigations. Prior to that, when I was in patrol I
3 attended a lot of training involving drugs and addiction.

4 Q. All right. And were you working back on January 29 of
5 2022?

6 A. Yes, ma'am.

7 Q. And in what capacity?

8 A. I was a persons crimes detective.

9 Q. And were you involved with this case, the State versus
10 Javeon Campbell, in any way?

11 A. Yes, ma'am.

12 Q. And what was your role in this case?

13 A. I was the lead investigator assigned to the case.

14 Q. And how did you first get involved in this case?

15 A. So the homicide happened the morning of the 29th around
16 3:30 in the morning. I didn't come in until about 8:30 that
17 morning. It was when I came in that morning is when they
18 assigned it to me.

19 Q. And who was the victim in this case?

20 A. CP .

21 Q. And --

22 A. AKA CP .

23 Q. I'm sorry. What did you say?

24 A. AKA CP .

25 Q. CP . Okay.

1 All right. I'd like to take the jury through the
2 investigation of this case.

3 So police respond to a shooting that happened at
4 Cheapway. And the Cheapway, does that go by any other name
5 or nickname? What did people call that gas station?

6 A. Cheapway. El Cheapo. Those where the two main.

7 Q. And what can you tell the jury about the location of the
8 Cheapway and the hours?

9 A. It's a 24-hour store. It's one of the few in that part
10 of the city. That's the southern part of our city. I think
11 just in that area there are only two stores that are -- I
12 worked that area for a long time. The only two stores that
13 are open that time of night was the Cheapway and then the
14 Sunoco up the street near Leeds Avenue.

15 Q. All right. And what's the first step in this
16 investigation that occurred at the Cheapway?

17 A. So the gas station is known for its violent crime. They
18 have a lot of violent crime that happens there. And also,
19 the video is real good. So the first step was collecting the
20 video from the incident location.

21 Q. And did you, or law enforcement -- when I say "you" it's
22 the royal you -- did you get surveillance footage from that
23 Cheapway?

24 A. Yes, ma'am. We got several videos from inside and
25 outside the store.

1 Q. And I would like to take this time to publish videos.
2 There are six clips. The jury has already seen three from
3 the interior, which we are not going to replay at this point.
4 But I am going to take this time to publish the three
5 exterior videos from State's Exhibit 2.

6 (Video played in open court.)

7 BY MS. LINDER:

8 A. (Speaking while video plays.) So this is the outside of
9 the business. The road to the left right here is Dorchester
10 Road. The silver car at the pumps right there is the
11 victim's car. It's the Volvo.

12 And that's the victim that just got out of the driver's
13 seat and is walking into the store.

14 And the vehicle entering the parking lot getting ready
15 to park is the blue Nissan Rogue. That's our suspect
16 vehicle.

17 Something I noted when watching the video -- and I
18 remember JCM saying he was wearing a Chicago Bulls-type
19 T-shirt, and you can see the front passenger is wearing that
20 type of T-shirt.

21 And that's the suspect got out the back of the car.

22 It's going to go back down Dorchester. That's where you
23 see the still clip from Palmetto Masonry that was showed from
24 Detective Busch. It's literally right around the corner, so
25 when you go up to the left, it's going to get captured by

1 Palmetto Masonry.

2 The female that just got out of the car is the female
3 that was with the victim. Her name is Iv'ona Frazier.

4 Q. All right. Now I'm going to publish a second clip from
5 a different camera, also exterior only.

6 (Video played in open court.)

7 BY MS. LINDER:

8 A. (Speaking while video plays.) This is also in front of
9 the store. It's just on the opposite side.

10 There's the victim's car.

11 Q. All right. And then the final exterior clip. And this
12 is short. We can just watch this and have the jury watch it,
13 and then I will get up and ask you some questions.

14 (Video played in open court.)

15 BY MS. LINDER:

16 Q. And as lead detective, when you received all the video
17 camera angles from the Cheapway gas station, did you review
18 all of that yourself?

19 A. Yes, ma'am.

20 Q. I'm about to show you what's marked as State's
21 Exhibits 32 through 72.

22 MR. GOODWYN: Judge, I don't have an objection other
23 than the one that I noted for State's Exhibit 53 through 60.

24 THE COURT: All right.

25 MR. GOODWYN: I'd like to renew that.

1 THE COURT: Are you putting them into evidence now?

2 MS. LINDER: No. I was just showing him before I was
3 going to show the witness.

4 THE COURT: All right. Go ahead.

5 BY MS. LINDER:

6 Q. All right. I'm going to approach and I'm going to show
7 you what's been marked as State's 32 through 72. Just take
8 your time. When you're done looking at all of those, please
9 let me know if you recognize them.

10 A. Yes, ma'am.

11 Q. And how do you recognize them?

12 A. These are still shots from the video we collected.

13 Q. And do these fairly and accurately represent still shots
14 from the video that North Charleston collected and that you
15 reviewed as lead detective in this case?

16 A. They do. Yes, ma'am.

17 MS. LINDER: And your Honor, at this time the State
18 would seek to admit 32 through 72 in evidence.

19 THE COURT: All right. State's Exhibits 32 through 72
20 admitted in evidence over defendant's objection.

21 MR. GOODWYN: Thank you, Judge.

22 THE COURT: Thank you.

23 (State's Exhibit Numbers 32 through 72 admitted into
24 evidence.)

25

1 BY MS. LINDER:

2 Q. Okay. We're not going to go through all of these, but
3 I'm going to go through some with you.

4 (Exhibit displayed on screen in open court.)

5 BY MS. LINDER:

6 Q. All right. Let's start with State's 33.

7 What is this information up here?

8 A. That is the date and time.

9 Q. Okay. And then what is this vehicle?

10 A. That is a Volvo.

11 Q. Who is this?

12 A. That's the victim.

13 (Exhibit displayed on screen in open court.)

14 BY MS. LINDER:

15 Q. State's 34. What is this?

16 A. That is the victim walking to the front door.

17 (Exhibit displayed on screen in open court.)

18 BY MS. LINDER:

19 Q. State's 36. What angle is this camera?

20 A. That's just inside kind of facing down at the entryway.

21 Q. And who is entering?

22 A. That's the victim, CP .

23 (Exhibit displayed on screen in open court.)

24 BY MS. LINDER:

25 Q. State's 37.

1 A. That's the victim walking up to the counter.

2 Q. And are there any other patrons -- through all the
3 angles of Cheapway, are there any other people inside the
4 store back here shopping?

5 A. No, ma'am. Right now the store is empty other than
6 CP and the clerk.

7 (Exhibit displayed on screen in open court.)

8 BY MS. LINDER:

9 Q. All right. This is State's 38. I want to bring your
10 attention up here.

11 A. Yes, ma'am.

12 Q. What are we seeing up here?

13 A. It's the headlights of the suspect vehicle turning into
14 the parking lot.

15 (Exhibit displayed on screen in open court.)

16 BY MS. LINDER:

17 Q. Okay. State's 40. I'm bringing your attention out
18 here.

19 A. Same suspect vehicle is getting ready to pull into a
20 parking space.

21 (Exhibit displayed on screen in open court.)

22 BY MS. LINDER:

23 Q. All right. State's 43.

24 A. That's the vehicle parking. You can see the suspect's
25 head as he's getting out of the car.

1 (Exhibit displayed on screen in open court.)

2 BY MS. LINDER:

3 Q. State's 44.

4 A. That's just a different angle. That's the suspect
5 getting out of the car.

6 (Exhibit displayed on screen in open court.)

7 BY MS. LINDER:

8 A. That's the suspect entering the store.

9 Q. All right. And what are we noticing here?

10 A. Those are, like, almost tie-dyed light-colored Crocs
11 that he's wearing. Those become important whenever he's
12 arrested later.

13 (Exhibit displayed on screen in open court.)

14 BY MS. LINDER:

15 Q. Okay. State's 48.

16 A. That's the suspect entering the store.

17 Q. And down here?

18 A. Those are the Crocs that I just mentioned.

19 (Exhibit displayed on screen in open court.)

20 BY MS. LINDER:

21 Q. State's 50.

22 A. That's the victim looking back at the suspect entering
23 the store.

24 Q. What's here in the victim's hand?

25 A. That is his cell phone.

1 (Exhibit displayed on screen in open court.)

2 BY MS. LINDER:

3 Q. State's 51.

4 A. That's a still shot of the suspect walking up behind the
5 victim.

6 Q. And down here?

7 A. Same Crocs.

8 (Exhibit displayed on screen in open court.)

9 BY MS. LINDER:

10 Q. State's 52.

11 A. Same still shot, just from a different camera.

12 (Exhibit displayed on screen in open court.)

13 BY MS. LINDER:

14 Q. State's 53.

15 A. That's the suspect. He's pulling a pistol from his
16 pants.

17 Q. And what do we have here -- down here?

18 A. Those are the Crocs that I mentioned that will become
19 important later when he was arrested.

20 Q. All right. And what's happening here?

21 A. Looking at his phone.

22 (Exhibit displayed on screen in open court.)

23 BY MS. LINDER:

24 Q. State's 55.

25 A. The suspect has just pulled his pistol from his pants

1 and he's raising it up to the victim.

2 (Exhibit displayed on screen in open court.)

3 BY MS. LINDER:

4 Q. State's 56.

5 A. Looks like he's getting ready to pull the trigger.

6 Q. Shoes. What do we see?

7 A. Those are the light-colored Crocs.

8 (Exhibit displayed on screen in open court.)

9 BY MS. LINDER:

10 Q. State's 57.

11 A. The still shot of the suspect getting ready to shoot the
12 victim.

13 Q. Okay. And I guess I could bring this over to have you
14 see better. But as far as trying to look, what do we see
15 here? What do we see here? And then what starts here? I
16 don't know if you can --

17 A. Are you referring to the flash coming out of the gun?

18 Q. No. Um -- don't worry about.

19 (Exhibit displayed on screen in open court.)

20 BY MS. LINDER:

21 Q. Okay. State's 58. What's happening here?

22 A. That's a still shot of the victim being shot.

23 (Exhibit displayed on screen in open court.)

24 BY MS. LINDER:

25 Q. State's 59.

1 A. Pretty much the same still shot, just opposite camera.

2 (Exhibit displayed on screen in open court.)

3 BY MS. LINDER:

4 Q. All right. This is -- it's hard to see here, but this
5 is State's 62. I'm going to show it to you so it's more
6 clear.

7 I'm going to be asking you about this item right here.

8 Okay?

9 A. Okay.

10 (Exhibit displayed on screen in open court.)

11 BY MS. LINDER:

12 Q. Okay. So State's 62, this item right here.

13 A. That's the projectile that Detective Moseley identified
14 in her pictures.

15 (Exhibit displayed on screen in open court.)

16 BY MS. LINDER:

17 Q. State's 64.

18 A. That's the suspect running back to the suspect vehicle.

19 (Exhibit displayed on screen in open court.)

20 BY MS. LINDER:

21 Q. State's 66.

22 A. That's just as the suspect vehicle backed out of its
23 parking spot.

24 Q. And what was this car -- or what is this car?

25 A. It's a blue Nissan Rogue.

1 (Exhibit displayed on screen in open court.)

2 BY MS. LINDER:

3 Q. So in State's 67, what is the time here?

4 A. That's 3:36 and 53 seconds a.m.

5 (Exhibit displayed on screen in open court.)

6 BY MS. LINDER:

7 Q. State's 69. What's the time?

8 A. 3:38 and 8 seconds a.m.

9 Q. And not to make you do math, but is this a second later
10 or a minute later, approximately?

11 A. Approximately. Yes, ma'am.

12 Q. Which one? A second or a minute?

13 A. Can you go back to the original time again?

14 (Exhibit displayed on screen in open court.)

15 BY MS. LINDER:

16 Q. State's 67.

17 A. It's a little over a minute.

18 Q. Okay.

19 (Exhibit displayed on screen in open court.)

20 BY MS. LINDER:

21 Q. And what's happening here?

22 A. That's the passenger of the car getting out. It's
23 Iv'ona Frazier.

24 Q. So it's a minute after and the blue car is gone?

25 A. Yes, ma'am.

1 (Exhibit displayed on screen in open court.)

2 BY MS. LINDER:

3 Q. And what about State's 70?

4 A. That's Ms. Frazier trying to get into the business.

5 Q. What's in her hand?

6 A. It's a cell phone.

7 (Exhibit displayed on screen in open court.)

8 BY MS. LINDER:

9 Q. State's 71. What are we seeing here?

10 A. That's officers arriving.

11 (Exhibit displayed on screen in open court.)

12 BY MS. LINDER:

13 Q. State's 72. What's this?

14 A. That's Officer Winn coming in.

15 Q. All right. So after reviewing all this surveillance
16 footage that we showed just bits and pieces of those exhibits
17 to the jury, what, if anything, did you do about the car that
18 the defendant, or the shooter, was in?

19 A. Once we identified the make and the model, we were able
20 to use ALPR cameras and identify a tag for it. And that's
21 how we were able to actually track down that car itself.

22 Q. Okay. So what is ALPR?

23 A. That's license plate readers. They're set up throughout
24 the city, pretty much throughout the state. When a car
25 passes by, it's going to log that tag and also take a picture

1 of the car.

2 Q. And in your investigation, what, if any, captures of the
3 tag of that Rogue did you get that -- in the early morning
4 hours of June 29?

5 A. Right. So after we identified what tag it was, we were
6 able to see it coming into the city from West Ashley at
7 approximately 2:45 a.m. And at 5:02 a.m. we got it leaving
8 the city of North Charleston, going back into West Ashley the
9 way it came.

10 Q. And with your investigation into the vehicle, what about
11 the registration of that blue Nissan Rogue?

12 A. That was registered to a female by the name of Laquetta
13 Capers.

14 Q. Is that any relation to JCM ?

15 A. Yes, ma'am. That's JCM 's mother.

16 Q. And did law enforcement ever seize that Rogue?

17 A. Correct. The following night. Yes, ma'am. June 30.

18 Q. All right. And then did y'all ever have a judge sign a
19 search warrant and do a search warrant on that vehicle?

20 A. Yes, ma'am. We did get a search warrant, processed it,
21 but nothing of evidentiary value was recovered from it.

22 Q. Any firearm located in that car?

23 A. No, ma'am.

24 Q. Any fingerprints in that car?

25 A. No, ma'am.

1 Q. All right. Are you surprised about this?

2 A. No. I mean, I've watched crime scene process many cars
3 and not recover fingerprints. It's not out of the norm.

4 Q. And how -- was this done immediately after the shooting,
5 or had a little bit of time passed?

6 A. No. Time had passed. The shooting happened the morning
7 of the 29th. It wasn't recovered until the morning of the
8 30th.

9 Q. All right. Did you do anything else or instruct law
10 enforcement to do anything else as far as looking for that
11 Nissan Rogue?

12 A. As far as looking for the Rogue?

13 Q. Yes. Did you look around for anything else with the
14 Rogue?

15 A. Yeah. We wanted to get more cameras, like Detective
16 Busch testified. We wanted to try to track it. So going to
17 businesses, going to residences, any kind of business that
18 maybe would have captured the roadway of its flight path, we
19 wanted to get that.

20 Q. All right. And in trying to do video canvass of the
21 flight path, as you called it, is that something typical that
22 you do in investigations?

23 A. Correct. Yes, ma'am.

24 Q. And where else did you tell or did you have North
25 Charleston canvass? Was it every gas station within a

1 30-mile radius? Or where did you have the canvass take
2 place?

3 A. Traditionally whenever we're trying to track a vehicle,
4 we go to a business. If we see it pass by, we're going to go
5 to the next business it should pass by. And we'll continue
6 tracking it and tracking it. And in this case I believe we
7 tracked it back to -- going towards Horizon Village.

8 Q. All right. At this time I'm going to show you what's
9 been marked as State's Exhibit 74.

10 Do you recognize this?

11 A. Yes, ma'am.

12 Q. How do you recognize it?

13 A. It's an overhead map that was completed that shows what
14 areas we checked and had success and what areas that we
15 checked and didn't have success.

16 Q. And does it fairly and accurately represent the areas
17 that the canvass was conducted as far as the videos are
18 concerned?

19 A. Yes, ma'am.

20 MS. LINDER: Your Honor, at this time the State would
21 seek to admit State's 74 into evidence.

22 THE COURT: Any objection?

23 MR. GOODWYN: No objection.

24 THE COURT: State's Exhibit 74 admitted into evidence
25 without objection.

1 (State's Exhibit Number 74 admitted into evidence.)

2 (Exhibit displayed on screen in open court.)

3 BY MS. LINDER:

4 Q. Okay. So this is State's 74. If you're having
5 difficulty looking at it, just let me know. I can always
6 bring it over to you and kind of run back and forth with it.

7 A. Yes, ma'am.

8 Q. But just for the jury to understand, let's start with
9 this. What is this right here?

10 A. That's Interstate 26.

11 Q. Okay. And what road is this right here?

12 A. That is Dorchester Road.

13 Q. Okay. So down here, what is this?

14 A. That's the incident location where the shooting
15 happened.

16 Q. All right. And is this the address?

17 A. Yeah. [REDACTED] Dorchester Road.

18 Q. Okay. And then this green camera icon?

19 A. That indicates that we attempted to get video there and
20 we got it.

21 Q. Okay. So then let's go down here. So there's green at
22 3428 Palmetto Masonry.

23 A. Right. That's the business that Busch referenced.
24 That's the camera that points -- that's on Meeting Street
25 Road but points back to Dorchester.

1 Q. What about [REDACTED] and [REDACTED] Dorchester Road?

2 A. Those are either residences or businesses that we
3 checked but had no success.

4 Q. All right. What about 3401 Rivers Avenue?

5 A. That's actually our substation. We checked there. No
6 success.

7 Q. All right. What about 3443 Rivers Avenue?

8 A. That's Anastopoulo Law Firm. That's right at the corner
9 of Dorchester and Rivers Avenue. We checked there. No
10 success.

11 Q. How about 3700 Rivers Avenue?

12 A. That's the Exxon right at the corner of McMillan and
13 Rivers Avenue. We recovered video there.

14 Q. What about 3902 Rivers Avenue?

15 A. That's Star Beauty, right at the corner of Gullah and
16 Rivers Avenue. We recovered video there.

17 Q. All right. I'm having to squint to read this stuff.

18 Okay. What about [REDACTED], [REDACTED], [REDACTED], [REDACTED], [REDACTED], [REDACTED],
19 [REDACTED], all on Gullah?

20 A. Those are all residences on Gullah Avenue, likely Ring
21 doorbell cameras. Checked there. Had no success in getting
22 the cameras.

23 Q. Okay. All right. At this time I want to show you
24 what's marked as State's Exhibits 75 through 77. If you
25 could take a look at these, please.

1 A. Okay.

2 Q. Do you recognize those?

3 A. Yes, ma'am.

4 Q. How do you recognize them?

5 A. One's a still shot from video recovered from Exxon at
6 Rivers and McMillan, and the other is still shots from the
7 area of Rivers Avenue.

8 Q. Do they fairly and accurately represent still shots from
9 the footage that North Charleston was able to get the night
10 -- from the night of June 29, 2022, and street-view maps of
11 the area where the Exxon is located?

12 A. They do. Yes, ma'am.

13 MS. LINDER: Your Honor, at this time the State would
14 seek to admit State's 75, 76, and 77 into evidence.

15 THE COURT: Any objection?

16 MR. GOODWYN: No objection.

17 THE COURT: State's Exhibits 75, 76, and 77 are admitted
18 into evidence without objection.

19 (State's Exhibit Numbers 75, 76, and 77 admitted into
20 evidence.)

21 (Exhibit displayed on screen in open court.)

22 BY MS. LINDER:

23 Q. All right. So I'm going to be kind of flipping back and
24 forth here.

25 So this is State's 74. We started here at the Cheapway.

1 Palmetto Masonry. And then Palmetto Masonry, where was the
2 video pointing, toward what road?

3 A. That was --

4 Q. Towards Dorchester Road?

5 A. -- towards Dorchester. Yes, ma'am.

6 Q. Okay. So there's footage on this camera. There's
7 footage on this camera.

8 And then the next one is footage here by the Exxon?

9 A. That's correct.

10 Q. So what I want to do first to get kind of orientation is
11 State's Exhibit 76.

12 (Exhibit displayed on screen in open court.)

13 BY MS. LINDER:

14 Q. What is up here?

15 A. That's the Exxon.

16 Q. Okay. What road is this?

17 A. That is Rivers Avenue pointing westbound.

18 Q. And as you say "westbound" is going this way --

19 (Exhibit displayed on screen in open court.)

20 BY MS. LINDER:

21 Q. -- does that mean this is westbound?

22 A. Correct. Yes, ma'am.

23 (Exhibit displayed on screen in open court.)

24 BY MS. LINDER:

25 Q. All right. State's 77 then, what is this showing?

1 A. This is a still shot of being in the parking lot of
2 Exxon looking out to the intersection of Rivers and McMillan.

3 Q. Okay. All right. So now --

4 (Exhibit displayed on screen in open court.)

5 BY MS. LINDER:

6 Q. -- looking at State's 75. And again I can bring this to
7 you if it's easier.

8 First of all, when you got this, did you review this,
9 just like other surveillance cameras, for the timestamp
10 accuracy?

11 A. Yes, ma'am. On this particular camera we knew whenever
12 it was downloaded that it was two minutes fast. So this is
13 showing 3:41 a.m. Technically it would be 3:39.

14 Q. Okay. So what are we -- what is this?

15 A. That's the blue Nissan Rogue passing through the
16 intersection of McMillan heading west on Rivers.

17 Q. All right. And this sounds like a dumb question, but if
18 that's two minutes fast, so that's 3:39, and the stills from
19 the Cheapway that you saw you pointed out were like 3:36,
20 3:38, are these pictures after or before the murder?

21 A. This would be after.

22 Q. Okay.

23 (Exhibit displayed on screen in open court.)

24 BY MS. LINDER:

25 Q. Okay. So back to State's 74. Footage from here,

1 3:36-ish. Footage -- later footage from here we just saw.

2 And then I want to look to the Star Beauty, which is
3 State's 30.

4 (Exhibit displayed on screen in open court.)

5 BY MS. LINDER:

6 Q. And where is this car turning into?

7 A. That's Gullah Avenue. That's going into Horizon
8 Village.

9 Q. And just so we can understand where all this is if
10 people aren't as familiar with North Charleston, going into
11 Gullah Avenue, which is here, and then all these addresses up
12 here, what streets are all those on?

13 A. Also Gullah Avenue.

14 Q. And did you have footage that you were able to retrieve
15 or negative results?

16 A. No results.

17 Q. Okay. So pretty much you tracked the car turning in and
18 then lost it?

19 A. Correct.

20 Q. Is there more than one way in and out of Horizon? Is
21 there a second way you can get in and out of Horizon?

22 A. There's five total entrances in that neighborhood.

23 Q. Five. All right. So you have this video. This canvass
24 is happening. You've identified the Rogue. You're doing all
25 that with the Rogue.

1 When a murder happens, law enforcement, your job is to
2 try to figure out who did it, right?

3 A. Yes.

4 Q. What did you do to try to figure out who did this case
5 as far as getting the defendant identified -- the shooter
6 identified?

7 A. Well, we had a really clear video from the store of the
8 actual shooter himself. You can see his face and see his
9 general stature. So what we normally do is we'll send out
10 pictures to law enforcement or, you know, people associated
11 with law enforcement and see if anybody can identify him.

12 Q. And did anybody from any kind of agency or anything,
13 were they able to -- did they -- were they able to assist in
14 identification?

15 A. Yeah. DJJ was able to assist.

16 Q. And "DJJ," what does that stand for?

17 A. Department of Juvenile Justice.

18 Q. And as far as the Department of Juvenile Justice, with
19 DJJ, do they only supervise you if you're under 18, or can
20 they supervise you over the age of 18?

21 A. No. They supervise up until your 21st birthday. If
22 they are supervising you when you turn 18, it's not like they
23 stop. They can monitor you up until your 21st birthday.

24 Q. Okay. All right. Was DJJ able to assist in identifying
25 who the shooter was from the video?

1 A. Yes, ma'am.

2 Q. Did you get warrants sworn out as a result of that?

3 A. Yes.

4 Q. So as your investigation continues -- you have the video
5 of the shooting, you have an identification from DJJ of the
6 shooter, the image in the video -- did you try to get any
7 kind of location data on the defendant in this case?

8 A. Yes, ma'am.

9 Q. And how did you do that?

10 MR. GOODWYN: Judge, objection.

11 THE COURT: All right.

12 (Pause in proceedings.)

13 MR. GOODWYN: Withdraw for right now.

14 THE COURT: All right.

15 BY MS. LINDER:

16 Q. Did you try to figure out location data from cell towers
17 from the defendant?

18 A. Yes. Something that we'll do is if we can identify a
19 telephone number belonging to a person, what we can do is
20 actually serve a search warrant on the provider of that
21 particular cell phone. And if they're using the phone at
22 that time, we can get an idea of where they're at.

23 Q. All right. So first of all, was there anything in the
24 Cheapway video that has the defendant using a phone?

25 A. No.

1 Q. And is every phone that's being used necessarily being
2 used with a provider and cell towers?

3 A. No. It's common for people to have phones and they'll
4 just use it whenever they're on wifi. If you're on wifi, you
5 can connect to different apps -- Facebook, Instagram, stuff
6 like that -- and you can message and make phone calls on
7 those apps.

8 Q. Okay. So just because there's a physical phone doesn't
9 mean there's a provider?

10 A. Correct.

11 Q. And if there's not a provider, is there cell tower
12 information?

13 A. No.

14 Q. Were you able to get cell tower information on this
15 defendant at the time of the murder?

16 A. No, ma'am. I was never able to identify a phone number
17 that he was using.

18 Q. Okay. Let's talk about interviews that were conducted
19 in your investigation.

20 Several people were in the car with the defendant. So
21 we've got JCM . Did you interview him?

22 A. Yes, ma'am.

23 Q. And who initiated that meeting?

24 A. He did. His attorney reached out to us.

25 Q. And did he end up making an identification of the

1 defendant during his interview?

2 A. Yes, ma'am.

3 Q. Did you review maps with him during his interview?

4 A. Yes.

5 Q. Did he give details about the events of that night in
6 his interview?

7 A. Yes, ma'am. What he testified to is pretty much exactly
8 what he told me.

9 Q. Did he indicate to you who was in the car?

10 A. Yes, ma'am, he did.

11 Q. All right. So Hamp, Qutarius Capers-Mitchell, the
12 driver of the car, were you able to confirm his identity?

13 A. Yes, ma'am. I did that through JCM .

14 Q. And was he identified during the initial investigation?

15 A. Yes.

16 Q. And did you attempt to interview him?

17 A. Yes, ma'am.

18 Q. What did you do about that?

19 A. It was a couple weeks later, me and another detective
20 went to the apartment complex that he lives in. We confirmed
21 with management that he was staying in a particular
22 apartment. We attempted to make contact with the apartment.
23 I left my card. Never was able to get ahold of him.

24 Q. And what's his status, by the way?

25 A. He currently has a pending murder charge on a totally

1 separate homicide.

2 Q. Does he have an attorney?

3 A. He has an attorney.

4 Q. All right. So now we've got the driver, check; front
5 passenger, check.

6 Backseat passenger, Trizzy, did you identify and
7 interview him in your initial investigation?

8 A. No. Initially, no. JCM only had limited knowledge of
9 him. He knew his nickname was Trizzy and gave me a very
10 general description of him. Only person at that time that
11 could have been able to provide me with his identification
12 would have been Qutarius Mitchell, but I was never able to
13 interview him.

14 Q. Okay. So since this initial investigation up through
15 'til today, have you identified who Trizzy is?

16 A. Yes, ma'am. He's been identified as a Travis
17 Richardson.

18 Q. And did you interview him after he's been identified?

19 A. No, ma'am.

20 Q. Why?

21 A. He has pending charges and he's represented by an
22 attorney. I haven't interviewed him.

23 Q. Okay. Travis Richardson is Trizzy. Does that name come
24 up anywhere else in this investigation?

25 A. Not the nickname "Trizzy." However, whenever the

1 defendant is arrested, he's in possession of a cell phone.

2 Inside that cell phone case is Trizzy's beginner permit.

3 Q. All right. Okay. So now we've talked about the blue
4 Rogue. Let's move on to the car that the victim was driving.

5 Did that car -- that Volvo, was it owned by the victim?

6 A. No, ma'am. It was the female that was in the car, her
7 mother's boyfriend was the owner of that vehicle.

8 Q. And did you ever interview that girl who was in the car?

9 A. We did, yes.

10 Q. And did she witness the shooting herself?

11 A. No. She was inside the car and didn't see anything.

12 Q. And what's her status?

13 A. She doesn't live in the Charleston area right now.

14 Q. And did you interview anybody else in this case?

15 A. We interviewed several people, but nobody of any
16 interest that could provide us with any information to lead
17 this case anywhere else.

18 Q. Okay. Did you conduct any search warrants in this case?

19 A. Yes, ma'am.

20 Q. Did you do a search warrant on the Volvo?

21 A. Yes.

22 Q. Did you do a search warrant on the Rogue?

23 A. Yes, ma'am.

24 Q. So you got arrest warrants sworn out for Javeon Campbell
25 later the same day of the shooting on June 29. Was he

1 arrested immediately?

2 A. No, ma'am. It took approximately eight months for him
3 to be located by the marshals.

4 Q. And who was able to finally arrest him?

5 A. The U.S. marshals.

6 Q. When he was arrested, did he have a phone on him?

7 A. Yes, ma'am, he did.

8 Q. And that phone, did you do a search warrant and get all
9 the locations off that phone then since he was caught with
10 the phone eight months later?

11 A. We did do a search warrant. That phone didn't become
12 active until after the homicide. So it was no evidentiary
13 use to us.

14 Q. Okay. Then you mentioned State's 13 that's already been
15 admitted. And this was on the defendant when he was arrested
16 then? How did that happen again?

17 A. Yeah, when he was arrested he was in possession of a
18 cell phone. Inside the case of the cell phone was this ID.

19 Q. Okay. All right. So the jury's heard about and seen
20 exhibits and evidence in this case about, you know, a firearm
21 was used in the murder, gunshot wounds to the back was the
22 cause of death, fired cartridge cases, projectiles all of
23 that. As the lead detective, did you request further testing
24 to compare these fired cartridge cases to the firearm?

25 A. We can't just because the firearm hasn't been located.

1 The only other testing that we can do is we'll take the shell
2 casings -- the fired shell casings and enter into IBIS, which
3 is -- I don't know what the acronym stands for but it's for
4 ballistics. If another shooting happens involving that same
5 firearm, they'll be able to match the shell casings, be able
6 to say, "Hey, the gun was used in these two shootings."

7 Q. Okay.

8 A. Or if in the future we were able to collect a gun, we
9 would be able to match the shell casings to the gun.

10 Q. So the incident occurred June 29, 2022. How much later
11 was the defendant arrested?

12 A. About eight months.

13 Q. And because there was not -- the defendant wasn't
14 arrested until eight months later, were you able to try to do
15 a search warrant on his house?

16 A. No, ma'am.

17 Q. So you never recovered a gun in this case?

18 A. No. No, ma'am.

19 Q. So you didn't recover a gun that could be compared to
20 these fired cartridge cases because the defendant was
21 arrested eight months later?

22 A. Correct.

23 Q. Okay.

24 MS. LINDER: Beg the Court's indulgence.

25 THE COURT: All right.

1 (Pause in proceedings.)

2 MS. LINDER: I don't have anything else for you. If you
3 could answer anything the defense may have.

4 THE COURT: Cross-examination?

5 MR. GOODWYN: Judge, may I ask -- the jury's been
6 sitting for an hour and a half, and I know Ms. Linder's
7 direct took a little while. I'd like to make sure the jury's
8 fresh when I do my cross-examination.

9 THE COURT: All right. Ladies and gentlemen, we'll take
10 about a 10- or 15-minute break. Leave your notepads in the
11 jury box. Do not discuss the case, even among yourselves.
12 We'll come back in about 10 minutes.

13 (The jury exited the courtroom at 3:55 p.m.)

14 (The following proceedings were had outside the presence
15 of the jury.)

16 THE COURT: All right. Anything from the State before
17 we recess?

18 MS. LINDER: No, your Honor.

19 THE COURT: Anything from the defense?

20 MR. GOODWYN: No, Judge.

21 THE COURT: All right. We'll take about a 10- or
22 15-minute break and come back.

23 (Court recessed.)

24 (Court resumed outside the presence of the jury.)

25 THE COURT: Thank you very much. Please be seated.

1 All right. Anything from the State before we bring the
2 jury in?

3 MS. LINDER: Nothing from the State.

4 THE COURT: Anything from the defense?

5 MR. GOODWYN: No, Judge.

6 THE COURT: All right. Let's bring the jury back in.

7 (The jury entered the courtroom at 4:16 p.m.)

8 THE BAILIFF: All jurors are present, your Honor.

9 THE COURT: Thank you, ma'am.

10 Ladies and gentlemen, you can be seated. Please make
11 sure you have your own notepads and no one else's notepads.

12 We're still in the State's case.

13 Mr. Goodwyn, cross-examination.

14 MR. GOODWYN: Thank you, Judge.

15 CROSS-EXAMINATION

16 BY MR. GOODWYN:

17 Q. Detective Pritchard, you testified on direct that you've
18 been in law enforcement for a long time. You said 19 years?

19 A. In October, yes, it will be 19 years.

20 Q. Eight and half of those years was as a detective?

21 A. Correct.

22 Q. Currently you're in a role as a narcotics officer,
23 right?

24 A. Yes, sir.

25 Q. Before you were a detective, you were also a patrol

1 officer?

2 A. Correct.

3 Q. And you've had a lot of training. I think you said
4 different types of police tactics, right?

5 A. Yes.

6 Q. One of those is advanced witness interviews; is that
7 correct?

8 A. Interview and interrogation.

9 Q. Interview and interrogation. I'm sorry I got the name
10 of that wrong.

11 But it's safe to say that you're very experienced as a
12 law enforcement officer, right?

13 A. Yes, sir.

14 Q. Okay. And, you know, you would probably agree that
15 you're good at your job, right?

16 A. I'd say no better than anybody else.

17 Q. Sure. Sure. So in order to be good at your job, you
18 know the law, right?

19 A. Yes, sir.

20 Q. You know how to look for relevant facts in cases, right?

21 A. Correct.

22 Q. That may include cameras or videos, right?

23 A. Correct.

24 Q. DNA? Fingerprints?

25 A. Correct.

1 Q. And, you know, nowadays technology can be helpful for
2 you, right?

3 A. Yes, sir.

4 Q. But, you know, that police work that has stood the test
5 of time is good old witness interviews, right?

6 A. Correct.

7 Q. They can be helpful.

8 And what you do as a law enforcement officer, you
9 compare what you uncover in your investigation to the law,
10 right?

11 You want to see if a crime has been committed; is that
12 fair?

13 A. Correct.

14 Q. And Lord knows it's a hard job, right, being a law
15 enforcement officer?

16 A. It can be.

17 Q. Lot of cases?

18 A. Correct.

19 Q. And to do the job well, you need more than just the
20 know-how, right? You know, there's certain soft and tangible
21 skills, if you will; is that fair?

22 A. That's fair.

23 Q. Probably need to have a passion for your work, right?

24 A. Yes, sir.

25 Q. Some street smarts, right?

1 A. That's fair.

2 Q. People skills?

3 A. Correct.

4 Q. Because the primary objective of your job is to serve
5 and protect the community, right?

6 A. Correct.

7 Q. Which you're good at?

8 A. Thank you.

9 Q. I think you said no more than anybody else, but being in
10 law enforcement that long, you're pretty good at your job.
11 Is that fair?

12 A. I'm not one to brag on myself.

13 Q. Sure. I understand. I understand.

14 And I think as you just said, like everyone else you're
15 human, right?

16 A. Correct?

17 Q. Not perfect, right?

18 A. Correct.

19 Q. But you're thorough?

20 A. Yes, sir.

21 Q. And you take your responsibility as a law enforcement
22 officer seriously?

23 A. Yes, sir.

24 Q. And the things that we just went through about what
25 makes a good law enforcement officer, that's why you were

1 promoted from patrol officer to detective; is that fair?

2 A. It's not a promotion, but it's a transfer.

3 Q. Well, you would agree me that being a detective you're
4 tasked with dealing with more serious cases?

5 A. Depends on your assignment, but yes, sir.

6 Q. And murder would be a case like that?

7 A. Yes, it would be.

8 Q. But the basics of investigating a murder are the same as
9 any other crime: gather the evidence.

10 Yes? Is that correct?

11 A. Correct.

12 Q. Identify the law?

13 A. Correct.

14 Q. And apply what you found to that law, right?

15 A. Correct.

16 Q. Okay. Because, obviously, in a murder case someone's
17 dead?

18 A. Yes, sir.

19 Q. And in a murder case, as a detective you understand that
20 it's all hands on deck when it comes to the police department
21 investigating a murder?

22 A. Correct.

23 Q. Which means there's more than just you investigating the
24 case. It's a team. Fair?

25 A. Yep.

1 Q. Is it fair to say that, you know, when multiple law
2 enforcement officers respond, it's fair to say that the way
3 you look at a team of investigators is similar to that of a
4 military command, right?

5 A. Okay.

6 Q. There's somebody in charge. And as you said on direct,
7 in this case you were the lead detective?

8 A. Correct.

9 Q. And as the lead detective, you're the person that the
10 information from other law enforcement officers is funneled
11 through, right?

12 A. Yes, sir.

13 Q. And you get the ultimate decision about who to charge,
14 right?

15 A. I mean, I have supervision, but -- well, essentially,
16 yes.

17 Q. Well, you're the lead detective in the case. You're the
18 person who makes the decision about who to charge; is that
19 fair?

20 A. That's fair.

21 Q. Okay. And what to charge?

22 A. Correct.

23 Q. And if to charge anybody at all?

24 A. Yes, sir.

25 Q. Is that fair?

- 1 A. That's fair.
- 2 Q. And as you said, you're the lead detective in this case,
3 correct?
- 4 A. Correct.
- 5 Q. And you actively participated in this investigation,
6 right?
- 7 A. Yes, sir.
- 8 Q. I think Ms. Linder went through very detailed what you
9 actively did in this case, right?
- 10 A. Yes, sir.
- 11 Q. So your team in this case collected video surveillance,
12 right?
- 13 A. Correct.
- 14 Q. You identified the car that was involved in the
15 shooting, right?
- 16 A. Yes, sir.
- 17 Q. And that car belonged to a Laquetta Capers, right?
- 18 A. Yes.
- 19 Q. Laquetta Capers is JCM 's mother, right?
- 20 A. Correct.
- 21 Q. And JCM was 15 years old at the time, right?
- 22 A. Yes, sir.
- 23 Q. And you interviewed JCM ?
- 24 A. I did.
- 25 Q. As we talked about.

1 And he identified three other people in the car:
2 Hampton, Brandon, and Trizzy. Right?

3 A. I mean, he identified Hampton and Brandon. I wasn't
4 able -- we were never able to identify Trizzy. Just a
5 nickname.

6 Q. But he gave you Trizzy's name?

7 A. Yeah, nickname.

8 Q. And you learned from JCM that before they went to the
9 El Cheapo gas station that they were in Horizon Village,
10 right?

11 A. Yes.

12 Q. Horizon Village is the neighborhood that we've been
13 talking about a lot, right, in this case?

14 A. Right.

15 Q. Your team also identified Iv'ona Frazier, who was
16 CP 's girlfriend; is that correct?

17 A. Correct.

18 Q. And as we've talked about and we saw on the video, she
19 was in the Volvo at the time of the shooting, right?

20 A. Yes, sir.

21 Q. And you received information -- your team received
22 information from Iv'ona that prior to going to the El Cheapo
23 gas station --

24 MS. LINDER: Objection, your Honor. This is hearsay.
25 He's asking about the content of an interview that took place

1 without that witness.

2 THE COURT: Sustained.

3 BY MR. GOODWYN:

4 Q. Your team talked to Iv'ona Frazier, right?

5 A. Correct.

6 Q. And you followed up on leads -- you personally followed
7 up on leads that Iv'ona Frazier gave you about what happened
8 around this case. Is that fair? You were given names?

9 A. She didn't provide us any information about what
10 happened around this case. She give us information about who
11 they were with prior to --

12 Q. Correct.

13 A. -- going to the gas station.

14 Q. And that's exactly what I'm asking.

15 A. Okay.

16 Q. Exactly what I'm asking. And you followed up with those
17 people personally?

18 A. Yes.

19 Q. And you learned from those people that either Iv'ona was
20 mistaken or she was --

21 MS. LINDER: Objection, your Honor. Again, hearsay.

22 MR. GOODWYN: It's based on --

23 THE COURT: I'll overrule that. I'll allow that
24 question.

25 Go ahead.

1 BY MR. GOODWYN:

2 Q. Let me back up just a little bit.

3 You personally interviewed witnesses or people that you
4 -- that was gathered in the investigation from Iv'ona
5 Frazier?

6 A. I interviewed those people, yes.

7 Q. And you received information that either Iv'ona was
8 mistaken or she wasn't telling you the truth?

9 A. If you're going to refer to what you're trying to
10 explain, I didn't talk to anybody that was able to provide --

11 Q. Those people -- those people --

12 A. -- information for the homicide.

13 Q. Sure. Sure. But you were doing a thorough
14 investigation, right?

15 A. Right.

16 Q. And part of that was following up with other people to
17 confirm the stories that were told to you; is that fair?

18 Yes?

19 A. Sure.

20 Q. Okay. And in your investigation and in your interviews,
21 you were given information that Iv'ona was not truthful; is
22 that true?

23 A. I don't know if that's true or not. I don't know what
24 you're referring to. Iv'ona never give us any information
25 about the murder. I think it's referring to maybe what they

1 were doing earlier prior to that has no involvement.

2 Q. You had --

3 A. But as to the murder, I don't know what --

4 Q. You talked to these witnesses? I mean, you talked to
5 these people, right?

6 A. Yeah, but you can't call them witnesses. I talked to
7 people.

8 Q. And they said that they had not seen Iv'ona or CP
9 that night?

10 A. I don't know how that relates to what happened at the
11 gas station or your client murdering the victim. I don't
12 know.

13 Q. I'm just talking about the things that you wrote in your
14 report.

15 Do you agree that you wrote an incident report in this
16 case?

17 A. Yeah.

18 Q. And that you followed up with a person named Mike?

19 A. Attempted to follow up with Mike.

20 Q. And I think there was another named Sharoni (phonetic)?

21 A. Yep.

22 Q. And you learned that Iv'ona was not telling the truth,
23 right?

24 A. I'll submit that Iv'ona maybe lied about who she was
25 with prior to going to the gas station, yes.

1 Q. Okay. But Iv'ona's cell phone was seized in this case,
2 right?

3 A. It was.

4 Q. And to your knowledge, the interview with Iv'ona right
5 after the shooting was not recorded?

6 A. Are you talking about the interview, like, on the scene?

7 Q. Yes.

8 A. No, it was not.

9 Q. There was no body camera?

10 A. No, sir.

11 Q. Nothing like that.

12 And she was never interviewed again?

13 A. She was brought to our bureau and was there for several
14 hours.

15 Q. Was that a recorded interview?

16 A. Yes, sir.

17 MR. GOODWYN: Judge, matter of law real quick.

18 THE COURT: All right.

19 (An off-the-record discussion was had at the bench in
20 the presence of the jury but outside the hearing of the
21 jury.)

22 BY MR. GOODWYN:

23 Q. So we're talking about the phone from Iv'ona that was
24 seized by your team, right?

25 A. Yes, sir.

1 Q. There were other iPhones -- or I say "iPhones"; other
2 cell phones that were seized in this case, right?

3 A. Yes, sir.

4 Q. There were two from the Nissan Rogue?

5 A. Yes, sir.

6 Q. There was one from the Javeon Campbell at the time of
7 his arrest?

8 A. Yes, sir.

9 Q. And one from CP ?

10 A. Correct.

11 Q. And, you know, Ms. Linder went through with you on
12 direct the -- what cell phones can give you, particularly GPS
13 data. Right? You guys went through that on your direct
14 examination?

15 A. Correct.

16 Q. And you testified about what you can't do with cell
17 phones, particularly if the cell phone is connected to wifi,
18 right? It would mean that you can't always get GPS data off
19 of a phone?

20 A. Are you talking about the cell data?

21 Q. Correct?

22 A. Call records?

23 Q. Correct.

24 A. Yes.

25 Q. But in this case, no one ever tried to get into any of

1 the phones?

2 A. No. The only phone I searched was the defendant's
3 phone. Once we got the video and had the eyewitnesses and
4 stuff like that, I didn't deem it necessary to -- at that
5 point we knew Javeon Campbell had committed the murder. It
6 was on video. It was clear video. I didn't see any point.

7 Q. I understand. I understand.

8 Now --

9 A. And the other phones, being Iv'ona's phone and the two
10 unknown phones. Well, and JCM 's phone.

11 Q. Correct. But you never tried to go into those phones?

12 A. I did not. No, sir.

13 Q. Okay.

14 Now, we've obviously all seen the video.

15 And I say "the video." Everybody knows what I say when
16 I'm talking about "the video?"

17 We've seen the video, right?

18 A. Correct.

19 Q. There's only that one eyewitness to the shooting, right?

20 A. Are you referring to JCM ?

21 Q. No. There was one eyewitness to the shooting, and
22 that's the store clerk.

23 A. The store clerk. Right.

24 Q. Nobody ever talked to him that you're aware of?

25 A. That I'm aware of, no, sir.

1 Q. To see if he knew the victim CP , correct?

2 A. Correct.

3 Q. Or if he knew who the shooter was, right?

4 A. Well, I mean, he's on video describing the shooter,
5 saying it was a young man. He gave a description --

6 Q. I get it.

7 A. -- on the video.

8 Q. I understand. But nobody asked him that, to your
9 knowledge?

10 A. Besides the 911 dispatcher, no.

11 Q. Sure.

12 Now, we talked about the Nissan Rogue quite a bit in
13 this case. And according to your police report and what
14 Kendra Moseley testified to, which you were in here for, that
15 Nissan Rogue was dusted inside and out for fingerprints,
16 right?

17 A. Correct.

18 Q. And DNA was also collected, right?

19 A. Swabs for DNA was collected. You don't -- you can't see
20 DNA, so you don't know if you're collecting DNA or not.

21 Q. Well, I'm glad you brought that up. So let's just talk
22 about logistics of DNA.

23 So when DNA is collected, like you said, it's swabbed?

24 A. Correct.

25 Q. And then it's preserved in a safe package so it can be

1 preserved, right?

2 A. Yes, sir.

3 Q. Usually like a clear plastic bag, something similar to
4 this, right?

5 A. Correct.

6 Q. And then once it's put in that bag, it goes to the
7 police department for safekeeping?

8 A. Correct.

9 Q. And then it can be sent -- DNA I'm talking about -- up
10 to the South Carolina Law Enforcement Division in Columbia?

11 A. Potentially.

12 Q. But in order to do that, you need another DNA sample to
13 compare it to, right?

14 A. Correct.

15 Q. To see if it's a match.

16 A. (Indicated.)

17 Q. Now, we already talked about how Kendra Moseley, who
18 testified and which you were in here for, she said that she
19 collected -- she swabbed for DNA?

20 A. Correct.

21 Q. When Javeon Campbell was arrested, they swabbed his
22 cheek for DNA?

23 A. Correct.

24 Q. So we have two swabs for DNA, but nothing was sent to
25 Columbia, right?

1 A. In this particular case, as in most cases, just if we
2 process a car, DNA's going to get collected. If a defendant
3 is arrested, we're going to collect his DNA just out of
4 protocol. In this particular you have case DNA was collected
5 from the suspect car. What DNA would tell us "Is he there or
6 is he not there?" And that's not even guaranteed to provide
7 results. That's the only thing it's going to be able to tell
8 us.

9 Q. I understand.

10 A. We have video and witnesses saying that he was there.
11 So if we were to collect DNA, send it off, and say he was in
12 a car or not in a car, we would have got an inconclusive
13 result or a negative result if his DNA is not present. But
14 it's not going to take away from us watching the video,
15 seeing Javeon get out of the car or eyewitnesses that are in
16 the car saying Javeon's getting in the car --

17 Q. I understand.

18 A. -- or witnesses from DJJ saying that's Javeon. So I
19 understand what you're saying. I made the conscious decision
20 to not submit DNA.

21 Q. I appreciate that. I appreciate that.

22 A. Yes, sir.

23 Q. And you didn't, so we don't know if it would be, as you
24 said, inconclusive, a match?

25 A. It's one of those cases where I don't think any results

1 would have made any -- would have swayed this case one way or
2 another.

3 Q. I understand. I understand.

4 Let's talk about Javeon's arrest.

5 Before we talk about Javeon's arrest particularly, let's
6 talk about the logistics as a police officer of how you
7 arrest someone. Okay?

8 You write an affidavit?

9 A. Yes, sir.

10 Q. And an affidavit is a sworn statement about what you
11 believe is true based on your investigation, right?

12 A. Correct.

13 Q. Okay. And the magic words for an arrest warrant as a
14 law enforcement officer and in the jobs that I do and
15 Ms. Linder does is "probable cause," right?

16 A. That's correct.

17 Q. Right. And you provide this information that you
18 investigated to a judge?

19 A. Correct.

20 Q. And you're asking the judge to sign the arrest warrant
21 based on the information you provide in the affidavit?

22 A. Yes, sir.

23 Q. Fair?

24 A. That's fair.

25 Q. And then once it's signed, you have the power to make an

1 arrest, right?

2 A. Yes, sir.

3 Q. Now, the arrest warrant for Javeon Campbell was sworn
4 out by you and signed by a judge within eight hours, right?

5 A. That's correct.

6 Q. Now, Javeon was arrested February 23 of 2023, right?

7 A. Yes, sir.

8 Q. Eight months later.

9 Now, we've been talking a lot about Horizon Village.
10 You know that he was arrested in Horizon Village?

11 A. Correct.

12 Q. And that, as Ms. Linder asked you about, he was being
13 supervised by the Department of Juvenile Justice?

14 A. Yes, sir.

15 Q. Who knew how to contact Javeon?

16 A. They had telephone info for his mother that she would
17 receive texts with.

18 Q. You had his mother's phone number, you knew where he
19 lived, got an arrest warrant, and he was arrested in Horizon
20 Village eight months later?

21 A. Whenever we get arrest warrants for homicides, it goes
22 directly to the U.S. marshals. They conduct their own
23 investigation to try to find them. They did their best.
24 They tried really hard. They couldn't find him.

25 Q. So like you put in your arrest warrant, you believe

1 Javeon Campbell was the shooter based on the investigation
2 that you did from the video surveillance, correct?

3 A. For the initial investigation, yes, sir.

4 Q. Okay. And you also believed, based on your continued
5 investigation, that JCM was in that Nissan Rogue
6 at the time of the shooting, right?

7 A. Front-seat passenger, yes, sir.

8 Q. And your belief in your arrest warrant, JCM was going
9 to be helpful to turn that into a certainty; is that fair?

10 A. Say that again. I'm sorry.

11 Q. JCM was going to help you with your investigation,
12 right? That's why you wanted to interview him?

13 A. Correct.

14 Q. And you asked JCM to come in to the North Charleston
15 Police Department for an interview, right?

16 A. Correct.

17 Q. And he complies and he comes in for the interview?

18 A. Yes.

19 Q. And as we said, JCM 's 15 at the time, right?

20 A. Yes, sir.

21 Q. He comes with his father, right?

22 A. Yes, sir.

23 Q. And his attorney Mark Peper?

24 A. Correct.

25 Q. And you make it clear to them why he's there, that

1 you're investigating a murder at the Cheapway gas station?

2 A. Correct.

3 Q. And you need his help to make sure that you know who the
4 shooter was?

5 A. Correct.

6 Q. And you tell JCM , "As long as you're a hundred percent
7 with me, I don't see you getting in any trouble"?

8 A. Well, based on the story that he told me, he wouldn't
9 get in any trouble.

10 Q. Yeah, but before he gave you that, that's what -- before
11 he gave you the story about what happened, you told him, "As
12 long as you're a hundred percent honest with me, I don't see
13 you getting in any trouble," right?

14 A. That's true.

15 Q. Okay. And as we stated, you learned that there were
16 four people in the car, those being JCM , Hampton, Brandon,
17 and Trizzy?

18 A. Yes, sir.

19 Q. And Hampton is JCM 's older cousin?

20 A. Correct.

21 Q. His blood cousin?

22 A. Yes, sir.

23 Q. And you were in here when he testified to -- earlier
24 today that it was his blood cousin, right?

25 A. Yes, sir.

1 Q. But he told you that he doesn't know Hampton's real
2 name?

3 A. Correct.

4 Q. And he tells you that Brandon is Hampton's friend,
5 right?

6 A. Yes.

7 Q. And Trizzy is also Hampton's friend, right?

8 A. That's correct.

9 Q. JCM doesn't know their real names either, right?

10 A. Correct.

11 Q. Let's talk briefly about your impressions of JCM 's
12 father during the interview. Okay?

13 He's present during the interview, right?

14 A. Yes, sir.

15 Q. And it's fair to say that he's a mixture of angry and
16 worried for his son?

17 A. That's fair.

18 Q. And as found out, he had reason to be angry and worried
19 because he showed you a message from Hamp ordering JCM to
20 stay quiet about the murder, right?

21 A. Correct.

22 Q. And you take a picture of the message?

23 A. Yes, sir.

24 Q. And as we discussed earlier, you know the law in South
25 Carolina, right?

1 A. Yes, sir.

2 Q. And you take a picture of this message because as a
3 detective you know that message is a crime?

4 A. The message is a crime?

5 Q. The message is a crime.

6 A. I believe it would be a stretch to make an accessory
7 charge after the fact, but potentially.

8 Q. But the message that you saw, at the very least it's
9 witness intimidation or obstruction of justice. Fair?

10 A. I don't know that that is fair, no.

11 Q. But you do agree that he says, "Keep my name out of your
12 mouth"?

13 A. Can I refer to the message?

14 Q. Sure. Sure.

15 A. Do you have it?

16 Q. I can give you a copy of it.

17 A. More specifically, the message says, "Keep that shit
18 street, bro."

19 Q. Correct. Mosha Guy (phonetic) says, "You need a
20 lawyer," right?

21 A. Correct.

22 Q. And again I ask you, as a detective you are looking at a
23 crime, right?

24 A. You say witness intimidation, maybe, at the most.

25 Q. Well, let's put it this way. There's a theory that I

1 know you're -- well, it's a legal theory that I know you're
2 aware of. It's called "The hand of one is the hand of all."

3 A. I've heard it before.

4 Q. And in this case you witness a murder happen on video?

5 A. Correct.

6 Q. And in your investigation, you learn that other people
7 may be involved?

8 A. Correct. May be involved. Not involved.

9 Q. But you just said that you saw a message from somebody
10 that JCM said was in the car that said "Keep your mouth
11 shut."

12 A. "Don't report the crime," is what he's saying. I don't
13 -- you're insinuating the fact that there was people in the
14 car with the suspect and they should have been charged?

15 Q. Detective Pritchard, I'm asking you about what you saw.

16 A. The text from Hampton to JCM telling him to keep his
17 mouth shut? Yeah, I saw it.

18 Q. You're telling me that at that point you don't get an
19 arrest warrant for Hampton, Qutarius Capers-Mitchell?

20 A. No.

21 Q. Not only do you not get an arrest warrant for him, you
22 never talk to him, right?

23 A. We attempted to talk with him. But as far as not
24 getting an arrest warrant, in my job I have discretion. I
25 don't have to charge everybody with everything that they do.

1 It was my discretion that a text saying "Keep your mouth
2 shut," which is pretty common, I mean it's -- the fact that
3 JCM came to us and actually provided us with that statement
4 is uncommon. We don't get that.

5 Q. Mm-hmm. But he didn't come voluntarily, did he?

6 A. His attorney reached out to us.

7 Q. Because you wanted to talk to him.

8 A. Well, what part of that is unvoluntarily?

9 Q. Well --

10 A. I want to talk to a lot of people. If they come in
11 voluntarily, that's voluntary.

12 Q. We all watched the video -- the exterior video of the El
13 Cheapo gas station as the car -- as the Nissan Rogue was
14 leaving, right?

15 A. Yes, sir.

16 Q. That car doesn't slowly put itself into reverse and go
17 out. It peels out.

18 A. If I'm running from gunfire, I'm peeling out too.

19 Q. After the suspected shooter comes out of the store?

20 A. Nobody in that car saw the shooting. Based on JCM 's
21 statement, a shooter just got in the car and said, "Y'all
22 better not saying anything." If I'm there, I'm not saying
23 anything; I'm driving away. I'll be a good citizen and
24 report it when I get to a safe location. But like we talked
25 about, Qutarius is sitting in jail for murder. He's not a

1 good person.

2 Q. And you said that earlier. And you said that you didn't
3 talk to him because he is charged with murder and he is
4 represented, right?

5 A. Correct. He wasn't cooperative during his murder
6 investigation either.

7 Q. He was charged with murder in 2023?

8 A. Yes, sir.

9 Q. This happened in 2022?

10 A. Correct.

11 Q. And you never talked to him?

12 A. I tried.

13 Q. In your interview with JCM , you never asked him what
14 was said in the car prior to arriving at the Cheapway?

15 A. As far as what the context of their conversation was?

16 Q. Correct.

17 A. No.

18 Q. You just asked him about what happened after the fact?
19 What was said after the fact?

20 A. Correct.

21 Q. And even after you got a message or you've seen a
22 message from another occupant of the car that says "Keep your
23 mouth shut," you still didn't ask?

24 A. Well, the rest of the message says, "If they want to
25 talk to you, ask for a lawyer. We didn't do shit,"

1 confirming that nobody in that car had any involvement. He
2 just wanted his cousin to stay quiet.

3 Q. Just one last question.

4 A. Yes, sir.

5 Q. Javeon Campbell is the only person that you got an
6 arrest warrant for in this case?

7 A. That's correct.

8 Q. And JCM is the only person that you talked
9 to about what happened that night?

10 A. The only person that I -- are you talking about the
11 investigation?

12 Q. I'm talking about you personally. He's the only other
13 person that you talked to in this case?

14 A. We told you all the people that Iv'ona Frazier --

15 Q. I'm talking about as far as people that were in that
16 car, he's the only person that you talked to.

17 A. You said "the case." I talked to several people.

18 Q. I apologize.

19 A. Thank you.

20 In the car, just JCM . Yes, sir.

21 Q. Okay.

22 MR. GOODWYN: I don't have any further questions.

23 THE COURT: Redirect?

24 MS. LINDER: Your Honor, I believe we have a matter of
25 law.

1 THE COURT: All right. Ladies and gentlemen, I'm going
2 to excuse you to the jury room for just a minute while we
3 take up these matters of law.

4 And I tell you why we do it outside the presence of the
5 jury. It's not that we're trying to hide anything from you
6 or keep anything from you. But as I told you in the opening
7 charge, you and you alone decide the facts of this case and
8 you decide those facts based upon the testimony of witnesses
9 and other exhibits that are introduced into evidence. I
10 decide the law to be applied to this case, and there is a
11 question of what law to be applied.

12 However, sometimes when I discuss the law with the
13 attorneys, it requires them and it requires me to reference
14 factual issues. Well, what we say is not evidence, so we
15 don't want you to be influenced by anything that I might say
16 or anything that the attorneys might say. When we reference
17 these factual issues, we don't want that to influence your
18 decision as to what the facts are in this case. And that's
19 why we take up these matters of law outside the presence of
20 the jury.

21 Leave your notepads in the jury box. I'm going to
22 excuse you back to the jury room for just a few minutes. And
23 we'll bring you back in just a second.

24 (The jury exited the courtroom at 4:50 p.m.)

25 (The following proceedings were had outside the presence

1 of the jury.)

2 THE COURT: All right. Ms. Linder?

3 MS. LINDER: Thank you, your Honor.

4 There are three items that I would like to bring to your
5 Honor's attention.

6 First of all, when -- I believe during my -- at one
7 point Mr. Goodwyn had us approach and said he thought there
8 was a matter of law dealing with Iv'ona Frazier and a
9 recorded interview. On April 4 of 2023, Bates Stamp Numbers
10 204 and 205, it's media and includes an interview done by
11 Rivera at North Charleston Police Department with Iv'ona
12 Frazier at 6:26 a.m. the day of the murder. So they do have
13 those items. I just want to make sure that is clear based on
14 what he claimed.

15 THE COURT: All right.

16 MS. LINDER: Next there are two things that I think I'm
17 able to redirect Pritchard on, that I intend to. And one of
18 them -- and why -- the main part why I wanted to bring this
19 up as a matter of law is I believe that Mr. Goodwyn opened
20 the door to the ankle monitor information about his client.

21 Specifically, when he was talking, he said -- he was
22 asking Pritchard, "DJJ, so Campbell was being supervised and
23 they knew how to get in contact with him?"

24 And he's like, "Well, they had his mom's number."

25 "And they knew where he lived, and he was being

1 supervised and he was caught in the same neighborhood,"
2 making it seem like law enforcement is incompetent and they
3 just are idiots and they're so bad at supervising they didn't
4 have any way to.

5 I think -- because he kept asking multiple times, I
6 think that opens to the ankle monitor and the fact that it's
7 not just DJJ -- well, they didn't do a great job, obviously.
8 But it's not that DJJ just sat on their hands and didn't help
9 and the police didn't ask because, well, hell, DJJ was
10 monitoring and supervising. What it is is that the defendant
11 his ankle monitor die.

12 THE COURT: But, I mean, there's nothing in the record
13 that shows they were trying to contact him by use of the
14 ankle monitor.

15 MS. LINDER: Well, Tyneisha Gilliard, who we brought
16 here yesterday, she is the supervisor. And they were trying
17 to contact him before the monitor died on the monitor. And
18 that's what we initially were intending to have her testify
19 to about the ankle monitor: He was wearing it, and then how
20 that works and if they can message and all that information.
21 So that's the kind of information, that the ankle monitor and
22 the battery had been dead. And so I think with him talking
23 about, "Well, he was being supervised by DJJ. Well, they
24 knew how to contact him. Well, they knew where he lived," I
25 just think that that, you know -- I would offer that.

1 The other item that I believe for redirect that I can
2 cross on is about this whole issue that Mr. Goodwyn brought
3 up about the fact that they haven't charged, they could have
4 charged, they should have charged, things like that with
5 Qutarius Capers-Mitchell or other individuals. I think I do
6 get to redirect on that because nowhere in my initial direct
7 questioning of Pritchard was there any conversation about,
8 "Was there consideration to charge other people? Did you
9 charge other people? Did you bring it up the chain?" There
10 was nothing in my direct about this screenshot of a Snapchat
11 during the JCM interview. That was only brought up during
12 the cross.

13 So I believe that that is something that I can redirect
14 Pritchard on.

15 THE COURT: All right. Mr. Goodwyn?

16 MR. GOODWYN: Well, first as to the interview -- the
17 recorded interview that Detective Pritchard talked about with
18 Iv'ona Frazier. We remedied that. That was the conversation
19 that was had at the bench. It was not delved into any more
20 than that once I was questioning whether or not they provided
21 it to us. It was and I moved on from those questions.

22 Two, the monitor. She brought up DJJ in her direct.
23 She brought up that he was being supervised by DJJ. I think
24 I'm allowed to inquire into any biases based on what she
25 brought up in her direct. They knew where he lived. They

1 had the address. They had his mother's phone number. I
2 think I'm allowed to inquire into why they didn't find him
3 for eight months and that he was found in the same
4 neighborhood that we've been talking about this entire time.

5 I don't think that opens the door to bring up the
6 monitor for the same reasons that we discussed in pretrial
7 and that your Honor ruled on. If they get to talk about that
8 he was being supervised by DJJ, I can't be hamstrung saying
9 that I can't bring it up as to why they couldn't find him.
10 If he was being supervised by DJJ and they wanted to use that
11 in their case-in-chief, I should be allowed to talk about,
12 "Well, why didn't they find him if he was here?"

13 I have wide latitude on cross. I don't have to bring up
14 anything -- I don't -- and this brings me to the next point
15 and the last one about Hampton being charged.

16 No, she did not bring it up on her direct examination.
17 Why would she? I mean, she's free to direct how she wants to
18 direct, but that doesn't mean that I can't cross on what I
19 want to cross on. Sure, she can redirect on what I asked
20 during cross. But I don't know what matter of law that we
21 need to address on that. She's free to redirect on that
22 point anyway.

23 MS. LINDER: I was saying a matter of law because I
24 didn't want to go into anything about the ankle monitor. And
25 then just to be transparent, I'm saying, "These are the

1 things that I intend to go into." I don't think that I need
2 Mr. Goodwyn's permission. I don't think -- if he did object
3 to me asking about charging or Qutarius Capers-Mitchell, I
4 believe that would have been overruled. I'm just -- while
5 we're here and the jury isn't here, I just wanted to bring
6 that up to give a heads-up.

7 And as far as the supervision, I think that I -- due to
8 the ruling, I was just extremely careful at how I was wording
9 everything and trying not to get into any kind of details
10 about supervision, about "How do you supervise? What are" --
11 you know, with DJJ, "What are the" -- "What do you have in
12 order to help you supervise?" I wasn't going to get into any
13 of that because I was trying to stay far, far away from that.
14 And if this whole thing is law enforcement incompetence, then
15 that just causes me concern that it could be misleading to
16 the jury.

17 THE COURT: All right. I'm going to allow the
18 cross-examination on the charges against other defendants.
19 I'm still going to stick by my prior ruling; don't bring up
20 the ankle monitor. All right? I don't think he's opened the
21 door enough on that to get into the ankle monitor.

22 All right. Anything from the State before we bring the
23 jury in?

24 MS. LINDER: No, your Honor.

25 THE COURT: Anything from the defense?

1 MR. GOODWYN: No, your Honor.

2 THE COURT: All right. Let's bring the jury back in.

3 (The jury entered the courtroom at 4:59 p.m.)

4 THE BAILIFF: All jurors are present, your Honor.

5 THE COURT: Thank you, ma'am.

6 All right. Ladies and gentlemen, you can be seated.

7 Please make sure you have your own notepads and no one else's
8 notepads.

9 Ms. Linder, redirect.

10 MS. LINDER: Thank you, your Honor. Just briefly.

11 REDIRECT EXAMINATION

12 BY MS. LINDER:

13 Q. Detective Pritchard, the defense made a big thing about
14 charging and messages and JCM . I'm just going to go ahead
15 and I'm going to show you State's Exhibit 80.

16 Do you recognize this?

17 A. Yes, ma'am. That's the screenshot of the message.

18 Q. Okay. Does that fairly and accurately represent the
19 screenshot of the message that was shown to you during JCM
20 interview?

21 A. It does.

22 MS. LINDER: Your Honor, at this time the State would
23 seek to admit State's 80 into evidence.

24 THE COURT: Is it 80 or 8?

25 MS. LINDER: 80. Eight zero.

1 THE COURT: 80. All right.

2 MR. GOODWYN: No objection.

3 THE COURT: All right. State's Exhibit 80 admitted into
4 evidence without objection.

5 (State's Exhibit Number 80 admitted into evidence.)

6 BY MS. LINDER:

7 Q. All right. So Qutarius Caper-Mitchell, where was he in
8 the vehicle that night, according to JCM 's interview?

9 A. He was the driver.

10 Q. Okay. And JCM interviewed with you on what day?
11 July 1, I believe?

12 A. Yes, ma'am.

13 Q. Was that after you already had warrants sworn out for
14 the defendant?

15 A. Yes.

16 Q. And JCM told you about how Hamp only has social media
17 and no phone?

18 A. Correct.

19 Q. And this screenshot, I'll just -- State's 80, I'll put
20 up here for you.

21 (Exhibit displayed on screen in open court.)

22 BY MS. LINDER:

23 Q. Okay. So this says "Hamp" up here?

24 A. Yes, ma'am.

25 Q. Okay. "Keep that shit street, bro. Don't say no names.

1 Most you got to say is 'I need my lawyer' because we ain't
2 never been out the car. Dont say my name. Just be like you
3 ain't know who's who. You ain't did shit." And then there's
4 an emoji.

5 Is that right? I know it's kind of blurry?

6 A. Correct.

7 Q. All right. So Hamp, do you know who that social -- who
8 is registered to that social media?

9 A. I believe it was Qutarius.

10 Q. In fact, did you do a search warrant to find that out?

11 A. No.

12 Q. You know, when you charge someone, as defense pointed
13 out, you need to gather evidence and get proof, right?

14 A. Correct.

15 Q. Was there a video of Qutarius Capers-Mitchell typing
16 this on his phone?

17 A. No, ma'am.

18 Q. Was there an eyewitness of someone saying, "I saw
19 Qutarius Capers-Mitchell typing this on his phone"?

20 A. No, ma'am.

21 Q. Was there a video or a witness who said, "I saw not only
22 Qutarius Capers-Mitchell typing something on his phone and
23 pressing send, but also knowing that that message was to

24 JCM "?

25 A. No, ma'am.

1 Q. I mean, so there's no video and there's no eyewitness.
2 Now, with -- do you think it is possible that Qutarius
3 Capers-Mitchell sent this?

4 A. It's possible and likely.

5 Q. Do you think that -- would you feel confident -- with
6 your 17, 18 years in law enforcement, would you feel
7 confident going to a judge and getting him to sign an arrest
8 warrant with enough probable cause based on that alone that
9 you can identify the person who wrote and sent that?

10 A. No. But not only that, just the context of the message,
11 I don't think a judge would sign it.

12 Q. Is there a time and date on when this message was sent?

13 A. Not on the screenshot. I don't see it.

14 Q. In the State of South Carolina, is there what most
15 people think of as statute of limitations on when you can
16 charge somebody with a crime?

17 A. No.

18 Q. If additional evidence comes forward at any point in a
19 cold case, in an intimidation case, in anything like that,
20 would you have the ability, if you have evidence, to charge
21 somebody at a later date?

22 A. Yes, ma'am.

23 Q. And in fact, during your interview with JCM , did you
24 let him know that you were going to look into potentially
25 doing warrants for Hamp?

1 A. Yes.

2 MS. LINDER: Beg the Court's indulgence.

3 THE COURT: All right.

4 (Pause in proceedings.)

5 MS. LINDER: That's all I have. Thank you.

6 THE COURT: Thank you. You may step down.

7 (Witness excused.)

8 THE COURT: All right. Ladies and gentlemen, we're
9 going to go ahead and break for the day. Leave your notepads
10 in the jury box. I hope everyone has a good evening. Do not
11 discuss the case, even among yourselves. It's too early for
12 deliberations. Don't conduct any independent investigations.

13 I'm going to ask that you please be back at 9:15
14 tomorrow morning and we'll resume the trial at that time. I
15 hope you have a good evening. You're free to go at this
16 time.

17 Thank you.

18 (The jury was released for the day and exited the
19 courtroom at 5:05 p.m.)

20 (The following proceedings were had outside the presence
21 of the jury.)

22 THE COURT: All right. Anything from the State before
23 we recess for the evening?

24 MS. LINDER: No, Judge.

25 THE COURT: Anything from the defense.

1 MR. GOODWYN: No, Judge.

2 THE COURT: All right. Just like today, I'll try to
3 take the bench at about 9:30, give them an opportunity to get
4 back, get a cup of coffee, whatever the case may be. We'll
5 be in recess until then.

6 MS. LINDER: Thank you, Judge.

7 MR. GOODWYN: Thank you, Judge.

8 THE COURT: Thank you.

9 (Court recessed at 5:06 p.m., to resume at 9:30 a.m.,
10 Wednesday, August 20, 2025.)
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

1 (Court resumed at 9:54 a.m., Wednesday, August 20, 2025,
2 outside the presence of the jury.)

3 THE COURT: Thank you very much. Please be seated.

4 All right. Anything from the State before we bring the
5 jury in?

6 MS. LINDER: Just very quickly, your Honor, just to let
7 the Court be aware, and I've already told defense counsel, as
8 far as something potentially with a juror. I do not think
9 it's a big deal, but I just want to bring it to the Court's
10 attention.

11 How our -- how this works here is jurors park in the
12 parking garage and they come in the employee entrance. That
13 employee entrance funnels into the solicitor's office lobby,
14 and that's where they sit there until they're brought over
15 here.

16 This morning, my investigator Dustin Morris was in the
17 lobby waiting for one of our witnesses to come. While he was
18 there, he believed one of the female jurors in our case was
19 sitting across the lobby from him. There is an assistant
20 solicitor in our office who went up to Dustin and said, "Hey,
21 how's it going in trial? I heard you got the video in." And
22 Dustin was -- cut it down immediately, like, "I think that's
23 a juror over there."

24 Nothing else was said, but I just -- I wanted to bring
25 that to the Court's attention. Dustin's here if you want to

1 ask him any questions. I already told the defense about it.
2 I don't think it's a big deal at all, but I just wanted to
3 bring it to the Court's attention. It's almost inevitable
4 for there not to be some runnings in when the whole jury sits
5 in our solicitor's office lobby.

6 THE COURT: All right. Anything from the defense in
7 regards to that?

8 MR. GOODWYN: We don't have anything, Judge.

9 THE COURT: All right. Anything further from the State?

10 MS. LINDER: No, Judge.

11 THE COURT: Anything from the defense before we bring
12 the jury in?

13 MR. GOODWYN: No, Judge.

14 THE COURT: All right. Let's bring the jury in.

15 (The jury entered the courtroom at 9:58 a.m.)

16 THE BAILIFF: All jurors are present, your Honor.

17 THE COURT: All right. Ladies and gentlemen, welcome
18 back. You can be seated now.

19 Again, I welcome you back. Hope everyone had a good
20 evening. I want to thank you for being prompt. It's of
21 great assistance to the Court. I apologize for keeping you
22 in the jury room for so long, but we did have some scheduling
23 matters that we needed to address before we could bring you
24 in, rather than having you sit here in the courtroom while we
25 addressed those matters.

1 We're ready to proceed with the trial of the case. When
2 we broke yesterday, we were still in the State's case.

3 All right. The State can call your next witness.

4 MS. LINDER: Thank you, your Honor. May it please the
5 Court.

6 The State calls Zenobia Bennett-Rivers.

7 MS. LUTHRINGER: Judge, and just for the record, I'd
8 just renew my pretrial objection.

9 THE COURT: All right. So noted.

10 (Witness sworn.)

11 CLERK OF COURT: Please be seated.

12 Now, please state your full name into the microphone,
13 spelling your first and last name for the court record.

14 THE WITNESS: Zenobia Rena Bennett-Rivers. Zenobia,
15 Z-E-N-O-B-I-A. Bennett, B-E-N-N-E-T-T. Rivers, R-I-V-E-R-S.

16 ZENOBIA BENNETT-RIVERS,
17 called as a witness on behalf of the State, being first duly
18 sworn, was examined and testified as follows:

19 DIRECT EXAMINATION

20 BY MS. LINDER:

21 Q. Good morning.

22 A. Good morning.

23 Q. Where are you employed?

24 A. At the South Carolina Department of Juvenile Justice.

25 Q. And how long have you been employed by DJJ?

1 A. Four years.

2 Q. And as one of the responsibilities at DJJ, do you
3 supervise individuals?

4 A. Yes.

5 Q. And does that include supervising individuals up until
6 their 21st birthday?

7 A. Yes.

8 Q. And did you ever supervise the defendant in this case,
9 Javeon Campbell?

10 A. Yes.

11 Q. And when did you first meet Javeon?

12 A. March of 2021.

13 Q. And when you first met him, was it in person? Was it
14 over the phone? Was it through the computer screen on Zoom?
15 How did that happen?

16 A. In person.

17 Q. And when you met him in person back in 2021, were you
18 close to him? Were you far away from him? How close were
19 you?

20 A. It was about arm length.

21 Q. And as part of your supervision of the defendant in this
22 case, did you ever review his case file?

23 A. Yes.

24 Q. And did that case file include an electronic file?

25 A. Yes.

1 Q. How often did you review his case file?

2 A. Daily.

3 Q. And when you reviewed his case file electronically, how
4 did that work? Did you pull it up on your computer?

5 A. Yes.

6 Q. And when you pulled up his case file, what popped up on
7 the computer?

8 A. It's a picture, it's his date of birth, and his DJJ
9 number is what we use.

10 Q. All right. So every day when you pulled up his case
11 file, you're seeing his picture and date of birth?

12 A. Correct.

13 Q. All right. And then have you seen the defendant Javeon
14 Campbell on more than one occasion in person?

15 A. Yes.

16 Q. And remind the jury, when did your supervision of the
17 defendant begin?

18 A. March of 2021.

19 Q. And not meaning to quiz you on math, but from March of
20 2021 when your supervision began, how long of a time is it to
21 June of 2022?

22 A. It's, like, a year.

23 Q. Okay.

24 A. And more.

25 Q. Do you remember receiving a request to assist in making

1 an identification of someone?

2 A. Yes.

3 Q. And how did that whole thing come about?

4 A. Our county director sent an email, and we just responded
5 back if we were able to identify the individual.

6 Q. What was contained in the email?

7 A. It was three photos of the defendant.

8 Q. And were you able to identify who was in those photos?

9 A. Yes.

10 Q. How quickly were you able to identify that individual?

11 A. Immediately.

12 Q. And how certain are you that it was, in fact, Javeon
13 Campbell?

14 A. Very.

15 Q. And when you recognized the defendant Javeon Campbell in
16 those photos, what did you do?

17 A. I responded back to the county director to let her know
18 I knew who he was.

19 MS. LINDER: Beg the Court's indulgence.

20 THE COURT: All right.

21 (Pause in proceedings.)

22 MS. LINDER: That's all I have for you. Answer anything
23 the defense may have. Thank you.

24 THE COURT: Cross-examination.

25 MS. LUTHRINGER: The Court's indulgence.

1 THE COURT: All right.

2 (Pause in proceedings.)

3 MS. LUTHRINGER: No questions for this witness, Judge.

4 Thank you.

5 THE COURT: All right. You may step down.

6 (Witness excused.)

7 THE COURT: The State can call your next witness.

8 MS. LINDER: The State calls Richard "Trey" Jones.

9 (Witness sworn.)

10 CLERK OF COURT: Please be seated.

11 Now, please state your full name into the microphone,
12 spelling your first and last name for the court record.

13 THE WITNESS: First name is Richard, R-I-C-H-A-R-D.
14 Middle name is Lee. Last names is Jones, J-O-N-E-S.

15 RICHARD JONES,

16 called as a witness on behalf of the State, being first duly
17 sworn, was examined and testified as follows:

18 DIRECT EXAMINATION

19 BY MS. LINDER:

20 Q. Good morning. Where are you employed?

21 A. The North Charleston Police Department.

22 Q. And in what capacity?

23 A. I'm currently assigned to the U.S. marshals task force.
24 At the time of this case I was on the intelligence led
25 policing unit.

1 Q. And how long have you worked in law enforcement?

2 A. Since 2014.

3 Q. Will you please give the jury some information as far as
4 what your duties and responsibilities are in working with the
5 U.S. marshals task force.

6 A. Being on ILP, you serve a lot of warrants for North
7 Charleston. You handle search warrants for narcotics, for
8 detectives. Anytime the marshals are working a case in North
9 Charleston, they usually call ILP to come assist them and
10 help them with surveillance or takedowns.

11 Q. And will you please tell the jury a little bit about
12 your education, training, and experience?

13 A. Graduated from Bishop, England. Two years of college so
14 far. I was hired in North Charleston in 2011 as a community
15 service officer. Did that for two years. I was a transport
16 officer for a year. And then police in 2014: four years on
17 patrol, six years on ILP, and a year and a half on the
18 marshals so far. I'm SWAT since 2016. I'm a shield
19 instructor, firearms instructor for pistol and rifle, less
20 lethal munitions, and chemical munitions.

21 Q. Okay. Were you involved in this case, the State versus
22 Javeon Campbell, in any way?

23 A. Yes, ma'am.

24 Q. And how did you first get involved?

25 A. The marshals task force was conducting surveillance.

1 They had eyes on him, and they called for the ILP unit to
2 come assist them with surveillance and a takedown.

3 Q. And is this typical that ILP and U.S. Marshal Services
4 work tandem, work in conjunction with each other to serve
5 arrest warrants?

6 A. Yes, ma'am.

7 Q. And in doing that process, in serving arrest warrants in
8 this case and in what you're doing now as a TFO, what kind of
9 things are done to try to locate an individual, just
10 generally speaking?

11 A. Just intel gathering, surveillance, reaching out to
12 local agencies, depending on where the case is. Local cops
13 typically have more knowledge about people. And that just
14 falls back into intelligence gathering.

15 Q. All right. So if you can please tell the jury,
16 specifically in this case, you said the U.S. marshals
17 involved ILP, intelligence led policing. Tell the jury what
18 happened, what you exactly did in this case.

19 A. They conducted surveillance, confirmed that it was the
20 defendant, called ILP, said that he had entered the S and L
21 Mart. Myself and two other ILP members set up on the Gullah
22 Avenue side of the S and L Mart. They advised on the radio
23 when he was leaving. At this time he came around the corner
24 of the business. We gave him loud verbal commands to show us
25 his hands and don't move. He turned and fled across Rivers

1 Avenue. The U.S. Marshal Service was on the other side, and
2 that's where he was apprehended.

3 Q. So there's intel gathering, surveillance. The defendant
4 was identified. He came out of the store --

5 A. Mm-hmm.

6 Q. -- and you said you gave him loud verbal commands?

7 A. Mm-hmm.

8 Q. And what did he do as a result of you telling him to
9 stop and identifying yourself?

10 A. He turned and fled across Rivers Avenue.

11 Q. Now, I think most people know, but Rivers Avenue, is
12 this a tiny little two-lane road?

13 A. No. It's four lanes with a median.

14 Q. All right. So he took off running across a major road;
15 is that fair to say?

16 A. Yes, ma'am.

17 Q. And took off running from three law enforcement
18 officers?

19 A. (Indicated.)

20 Q. And what did you do? Did you just watch him run? Or
21 what did you do?

22 A. We pursued him across Rivers Avenue.

23 Q. All right. And who was on the other side of Rivers
24 Avenue?

25 A. The marshals task force.

1 Q. Ultimately, were you and the U.S. marshals able to take
2 the defendant into custody?

3 A. Yes, ma'am.

4 Q. And was he ultimately served arrest warrants for why
5 we're here today, which is murder and weapon during a violent
6 crime?

7 A. Yes, ma'am.

8 Q. And do you remember what date all of this happened?

9 A. February 23 of 2023.

10 Q. All right. So the incident was June of 2022, but he
11 wasn't arrested until some eight months later?

12 A. Yes, ma'am.

13 Q. Do you know where the defendant was in those eight
14 months? Was he definitely here? Was he in California? Was
15 he in France? Do you know where he was?

16 A. No, ma'am.

17 Q. During that period of time, were the marshals attempting
18 to locate him?

19 A. Yes, ma'am.

20 Q. And when the defendant was arrested, did he have a phone
21 on his person?

22 A. Yes, ma'am.

23 Q. And inside that phone case, was there an ID that
24 belonged to Travis Richardson?

25 A. Yes, ma'am.

1 MS. LINDER: That's all I have for you. If you can
2 please answer anything the defense may have.

3 THE COURT: Cross-examination.

4 MR. GOODWYN: Thank you, Judge.

5 CROSS-EXAMINATION

6 BY MR. GOODWYN:

7 Q. TFO Jones, just a few questions.

8 As an officer with the U.S. Marshals Service, you know
9 that if somebody had a pending warrant for murder, they
10 wouldn't be able to fly out of the country, could they?

11 A. Correct.

12 Q. Now, you didn't write a report in this case, correct?

13 A. No, sir.

14 Q. And the S and L Mart where you got eyes on Javeon
15 Campbell, that S and L Mart is in the Horizon Village
16 neighborhood of North Charleston, right?

17 A. Yes, sir.

18 MR. GOODWYN: The Court's indulgence.

19 THE COURT: All right.

20 (Pause in proceedings.)

21 MR. GOODWYN: No further questions.

22 THE COURT: Redirect?

23 MS. LINDER: No redirect.

24 THE COURT: All right. You may step down.

25 THE WITNESS: Thank you.

1 (Witness excused.)

2 THE COURT: The State can call your next witness.

3 MR. SMIT: The State calls Investigator Jennifer Butler.

4 (Witness sworn.)

5 CLERK OF COURT: Please be seated.

6 Now, please state your full name into the microphone,
7 spelling your first and last name for the court record.

8 THE WITNESS: Jennifer Butler. First name

9 J-E-N-N-I-F-E-R. Butler is B-U-T-L-E-R.

10 JENNIFER BUTLER,

11 called as a witness on behalf of the State, being first duly
12 sworn, was examined and testified as follows:

13 DIRECT EXAMINATION

14 BY MR. SMIT:

15 Q. Good morning, Investigator Butler.

16 A. Good morning.

17 Q. And by whom were you employed in 2022 and 2023?

18 A. In 2022 and 2023 I was employed by the North Charleston
19 Police Department.

20 Q. And in what capacity in 2022/2023 were you employed?

21 A. I was employed by -- sorry, as a persons crimes
22 detective, or homicide detective, but we worked all crimes
23 against persons. A majority of our work was homicides, but
24 we would also work armed robberies, any types of assaults,
25 shootings, some shootings into dwellings. And then we would

1 also have a one-week callout where we would respond to any
2 type of callout that was deemed necessary by the supervisors
3 on the road.

4 Q. Thank you.

5 A. Mm-hmm.

6 Q. And where are you currently employed?

7 A. I'm currently employed as an investigator with the Ninth
8 Circuit Solicitor's Office.

9 Q. And please tell the jury about your education, training,
10 and professional experience.

11 A. Yes, sir.

12 So I'll start with my formal education. I have a
13 bachelor's degree in business with a focus in human resource.

14 And then for professional training and experience, I was
15 in the South Carolina Army National Guard. I went to basic
16 training, just like basic soldiering skills, and then AIT,
17 where I was a military police officer. I served in that
18 capacity until I got back from a deployment in 2013. At that
19 time I transitioned over to human resources, and I retired
20 from the South Carolina Army National Guard in 2022.

21 I started with the North Charleston Police Department in
22 2008 as a dispatcher. I went to the South Carolina Criminal
23 Justice Academy to complete my telecommunications training.
24 And then when I turned 21, I transitioned into my role as a
25 police officer, so I went back to the South Carolina Criminal

1 Justice Academy where I obtained my LEI certification.

2 For approximately the first five years of my career I
3 served "On Patrol," which is kind of like -- if anyone
4 watches the show "On Patrol Live" or "Cops," that's kind of
5 what I did for my first five years.

6 And then in February of 2015, I transitioned to becoming
7 a persons crimes detective. I completed basic detective
8 training, multiple trainings for, like, armed robbery
9 investigations, homicide investigations, and interview
10 classes. In addition to that, we do our annual yearly police
11 certification training.

12 Q. Thank you, Investigator.

13 I'm going to direct your attention to June 29, 2022.

14 Were you employed by the North Charleston Police Department?

15 A. Yes, sir, I was employed by the North Charleston Police
16 Department.

17 Q. And what were your duties at that time?

18 A. As I stated before, I was a persons crimes detective, so
19 responded to callouts -- any callouts that we would have on
20 our callout team and any crimes against person that were
21 assigned or that I responded to.

22 Q. And up to June 29 of 2022, approximately how many murder
23 investigations were you involved in either as the case agent
24 or case detective or assisting case detective?

25 A. Yes, sir. Prior to the June 2022 day, it was

1 approximately 212 homicide investigations. That doesn't
2 include any overdose deaths, suspicious deaths, or infant
3 deaths. And I only mention those because those are
4 investigated as homicides until it's deemed that they are not
5 homicides.

6 Q. And did there come a time that you became involved in
7 the murder investigation of CP ?

8 A. Yes, sir.

9 Q. And would you please explain how you first became
10 involved in that initial investigation.

11 A. So on the way into work that morning, I became aware
12 that there was a homicide that occurred in North Charleston
13 overnight. So find out who was on the ground as soon as you
14 get in in the morning, and we have what we call a homicide
15 brief where the shift that got called in would brief the
16 oncoming detectives on what was done and what needs to be
17 done. And then they divvy up tasks on who does what.

18 Q. And in that murder investigation, were you the case
19 detective or an assisting case detective?

20 A. I was just an assisting detective on that case.

21 Q. And in general, how did you assist with that case
22 beginning with that morning?

23 A. Locating and transporting witnesses. And then also
24 assisting in conducting interviews.

25 Q. And of all the potential witnesses you located or

1 attempted to locate, how many were at the scene that night?

2 A. Only two, Ms. Frazier and Mr. Capers-Mitchell, neither
3 of which were in the store -- or the gas station at the time
4 of the shooting.

5 Q. And what was your role regarding Hamp or Hampton, also
6 knows as Qutarius Capers-Mitchell?

7 A. Yes, sir. I assisted Detective Pritchard in attempting
8 to locate him. We went to an address in Goose Creek that we
9 had for him, confirmed that he lived there, attempted to make
10 contact. No contact was made with him at that time, so we
11 left a card in the door, which is standard practice.

12 Q. And did you interview him at some point?

13 A. No, sir.

14 Q. And if you know, what's his status?

15 A. He is currently charged with murder, represented by an
16 attorney, and unable to be interviewed.

17 Q. And did you assist in locating, transporting, or
18 interviewing Iv'ona Frazier?

19 A. Yes, sir, transported her.

20 Q. And --

21 A. Locating and transporting her.

22 Q. And were you tasked with interviewing her?

23 A. No, sir.

24 Q. Let me direct your attention to approximately eight
25 months after the homicide to February 23, 2023.

1 Were you still involved in this investigation?

2 A. Yes, sir.

3 Q. And how so?

4 A. In my role at that time, we were notified -- so we have,
5 like, a unit that locates people that have active warrants.
6 We were notified that Mr. Campbell was arrested on his
7 outstanding murder warrant. I was kind of like the team mom
8 at that time, as corny as that sounds, so I would go and pull
9 the warrants from records to get the paperwork started and,
10 like, start interview rooms. And then I assisted Sergeant
11 Bailey in reading Mr. Campbell his affidavits.

12 Q. And on that day did you collect any evidence?

13 A. Yes, sir.

14 Q. And what evidence did you collect?

15 A. During the providing Mr. Campbell with his affidavits
16 and his warrants, I noticed that he had on a multicolored
17 Croc, which was consistent with the gas station video of the
18 shooting that took place. So at that time I secured that as
19 evidence.

20 Q. Investigator, I'm now going to show you what's been
21 marked for identification as State's Exhibit Number 14.

22 A. Yes, sir.

23 MR. SMIT: Your Honor, may I approach the witness?

24 THE COURT: All right.

25

1 BY MR. SMIT:

2 Q. Do you recognize what's been marked for ID as State's
3 Exhibit 14?

4 A. Yes, sir.

5 Q. And how do you recognize it?

6 A. First and foremost, I recognize it because on the
7 evidence tape at the top of the brown bag it has my initials
8 and the date, and then the evidence sticker. And in
9 addition, this is the multicolored Croc that I collected from
10 Mr. Campbell upon his arrest.

11 Q. And is it in substantially the same condition as when
12 you collected it in February 23, 2023?

13 A. Yes, sir. The only difference is when I collected it in
14 '23 it was in the brown paper bag. And in prepping for this
15 case, we took it out of the brown paper bag, which you can
16 see my initials on it, and resealed it in this plastic bag.

17 MR. SMIT: Your Honor, at this time the State offers
18 what's been marked for identification as State's Exhibit 14
19 into evidence and ask to publish it to the jury.

20 THE COURT: Any objection?

21 MR. GOODWYN: No objection.

22 THE COURT: State's Exhibit 14 admitted into evidence
23 without objection.

24 (State's Exhibit Number 14 admitted into evidence.)

25 MR. SMIT: Your Honor, beg the Court's indulgence for a

1 moment.

2 THE COURT: All right.

3 (Pause in proceedings.)

4 MR. SMIT: Nothing further from this witness.

5 Investigator, please answer the questions of the
6 defense. And you're subject to recall.

7 THE WITNESS: Yes, sir.

8 THE COURT: Cross-examination.

9 MR. GOODWYN: Yes, Judge.

10 CROSS-EXAMINATION

11 BY MR. GOODWYN:

12 Q. Good morning, Investigator Butler. How are you?

13 A. Good morning. I'm good. How are you?

14 Q. Good. Good.

15 So back in 2022 you were working for the North
16 Charleston Police Department, right?

17 A. Yes, sir.

18 Q. As a detective?

19 A. As a persons crimes detective, yes, sir.

20 Q. Okay. And as you said, your current role is as an
21 investigator with the Ninth Circuit Solicitor's Office,
22 right.

23 A. Yes, sir. I'm currently an investigator with the Ninth
24 Circuit Solicitor's Office.

25 Q. Back in 2022, when you were a part of this investigation

1 you were tasked with conducting interviews, right?

2 A. I was tasked with attempting to locate, transport, and
3 interview any witnesses that were located.

4 Q. And one of those tasks that you had was Hampton?

5 A. It wasn't my direct task. I assisted Detective
6 Pritchard in locating Hampton.

7 Q. Okay. And his name is Qutarius Capers-Mitchell? That's
8 his real name?

9 A. Yes, sir.

10 Q. Nickname Hampton?

11 A. Yes, sir.

12 Q. And you went to try to locate Hampton on July 21, 2022?

13 A. I'm not sure the exact date, but I responded with
14 Detective Pritchard in an attempt to locate Mr. Mitchell --
15 or Capers-Mitchell.

16 Q. And you personally only went one time?

17 A. Yes, sir. I only made the -- I only went on the one
18 attempt.

19 Q. And you didn't make a report of this?

20 A. It was documented in Detective Pritchard's case notes.

21 Q. Okay. And you said that you didn't try to interview him
22 any further because he had a pending murder warrant?

23 A. I just -- what his current status is is he's currently
24 charged with murder.

25 Q. And you didn't try to talk to him because he has an

1 attorney?

2 A. His current status is he is charged with murder and he
3 is represented by an attorney.

4 Q. Detective Butler, you never told the jury that you asked
5 his attorney to speak with him, did you?

6 A. I don't recall speaking with his attorney. No, sir.

7 Q. So you never asked if you could talk to Hampton?

8 A. I've never spoken with his attorney. I couldn't tell
9 you who his attorney is, sir.

10 Q. You didn't look up who his attorney was?

11 A. I have not. No, sir.

12 Q. Okay.

13 MR. GOODWYN: No further questions.

14 Oh, sorry. One more question.

15 THE WITNESS: Yes, sir.

16 BY MR. GOODWYN:

17 Q. The Croc.

18 A. Yes, sir.

19 Q. The Croc that you -- when you were processing Javeon
20 Campbell and serving him with the arrest warrant --

21 A. Yes, sir.

22 Q. -- you took a Croc off of his foot?

23 A. Yes, sir.

24 Q. Just one Croc?

25 A. Yes, sir.

1 MR. GOODWYN: No further questions.

2 THE WITNESS: The other shoe -- oh, sorry -- was a white
3 shoe.

4 THE COURT: All right. Redirect?

5 MR. SMIT: Yes, your Honor. Just one brief question.

6 REDIRECT EXAMINATION

7 BY MR. SMIT:

8 Q. Investigator, your last question on cross-examination
9 when you began to answer Mr. Goodwyn's question was somewhat
10 cut off. So just one question for you on redirect.

11 A. Yes, sir.

12 Q. At the time that the defendant was arrested, what shoes
13 was he wearing?

14 A. He had a white shoe -- tennis shoe on one foot and then
15 the multicolored Croc that's been entered into evidence on
16 the other foot. And in the video from the shooting, he was
17 wearing two, like, multicolored Crocs. So both of his shoes
18 were multicolored Crocs during the shooting, and that's why
19 we only took the one multicolored Croc.

20 MR. SMIT: Thank you, Investigator.

21 THE WITNESS: Yes, sir.

22 MR. SMIT: No further questions, your Honor.

23 THE COURT: All right. You may step down.

24 THE WITNESS: Thank you, sir.

25 (Witness excused.)

1 THE COURT: The State can call your next witness.

2 MS. LINDER: The State calls Rob Van Tine.

3 (Witness sworn.)

4 CLERK OF COURT: Please be seated.

5 Now, please state your full name into the microphone,
6 spelling your first and last name for the court record.

7 THE WITNESS: It's George Robert Van Tine, Jr.

8 G-E-O-R-G-E. Last name is Van Tine, V-A-N T-I-N-E.

9 ROBERT VAN TINE,

10 called as a witness on behalf of the State, being first duly
11 sworn, was examined and testified as follows:

12 DIRECT EXAMINATION

13 BY MS. LINDER:

14 Q. Good morning. Where are you employed?

15 A. I'm employed with the North Charleston Police
16 Department.

17 Q. And in what capacity?

18 A. I am a detective.

19 Q. And what do your duties and responsibilities include
20 being a detective?

21 A. Yes. We respond to -- patrol responds to the scene. We
22 are summoned to investigate crimes, follow up with any leads,
23 interview witnesses, review video, try to solve the case.

24 Q. And how long have you been with law enforcement?

25 A. I started January 27, 2003. Come this January will be

1 23 years.

2 Q. And will you tell the jury a little bit about your
3 education, training, and experience.

4 A. I graduated from the Citadel in 2002, starting in patrol
5 from 2003 to 2018. I joined the detective bay investigations
6 in 2018. And I've been a detective since.

7 Q. And I'd like to bring you to why we're all here today.

8 Were you involved with this case, the State versus
9 Javeon Campbell?

10 A. Yes.

11 Q. And were you the lead detective in this case?

12 A. I was not.

13 Q. How did you get involved?

14 A. I was given a photo lineup to give to a potential
15 witness in this case. I was also advised to contact -- or do
16 a search warrant for an infotainment center.

17 Q. Okay. Let's talk about the search warrant first.

18 Can you explain your involvement in the search warrant.

19 A. It was just I believe that they had a blue Nissan Rogue
20 that they were doing a search warrant on for prints and DNA.
21 I was not participating in that. I was -- did a search
22 warrant for the infotainment center to see if it would
23 connect any cell phones, varying devices. However, we were
24 informed that it would damage the infotainment center, so we
25 ended up not executing that portion of the search warrant.

1 Q. All right. Who did that car belong to? Who was the
2 owner?

3 A. I believe it was Laquetta Capers.

4 Q. And as far as the infotainment system, does that --
5 could that potentially assist with locations of a vehicle?

6 A. It could. It could potentially.

7 Q. In order to get locations from a vehicle, would you need
8 to have the cellular phone connected with the IMEI to that
9 infotainment system?

10 A. I'm not an expert on that, but I believe so.

11 Q. Would a wifi phone hook up with an infotainment system
12 to give locations?

13 A. I'm not sure on that.

14 Q. And so let's talk about the lineup.

15 As part of your duties, did you conduct lineups and
16 other identifications in cases?

17 A. Yes.

18 Q. And did you conduct a lineup in this case, State versus
19 Javeon Campbell?

20 A. I did.

21 Q. With whom?

22 A. I conducted a lineup with JCM .

23 Q. And what type of lineup was it?

24 A. It was a six-pack lineup -- photo lineup.

25 Q. What is a six-pack lineup? Can you explain that to the

1 jury.

2 A. So there's two different types of lineups we do. We
3 have a sixpack lineup, and we have a single photo. A single
4 photo would be if we were showing a family member of yours or
5 someone that you've known for years, perhaps a childhood
6 friend. A six-pack photo lineup would be someone we would
7 show you if you were going to identify a potential stranger
8 or someone you'd only known for a few days.

9 Q. All right. And did you create the lineup that you
10 showed JCM ?

11 A. I did not.

12 Q. And again, were you the lead detective in this case?

13 A. I was not.

14 Q. Why would you be selected to do the lineup then?

15 A. We do -- the lead detective is going to give a lineup to
16 someone who has the least involvement with the case, doesn't
17 know -- we do this because it's a double blind. You don't
18 want to, when you go into the interview room, have to -- I
19 don't know the results, so I can't influence or be biased
20 towards any select picture because I don't know myself. So
21 they take a detective who's not involved directly with the
22 case to show the lineup.

23 Q. And where did you conduct this photographic lineup with
24 Mr. Capers-Manigault?

25 A. It would have been in the detective bay in one of our

1 interview rooms that's audio and video recorded.

2 Q. And when you did the lineup, who was in the room with
3 you?

4 A. It was JCM and his attorney Mark
5 Peper.

6 Q. All right. Can you explain what your process is for
7 doing a six-pack lineup.

8 A. I do it the same way every time.

9 So basically it's six photographs. There's a sheet that
10 has instructions. And I have -- I read the instructions out
11 to the witness, and I have them initial each of the --
12 there's six instructions, and they -- there's a line next to
13 each one where the witness can initial. So he'll initial.
14 Once he initials acknowledging that he understands the
15 instructions, I then will go through the lineup.

16 I'll explain it further.

17 I show each picture, six pictures, in sequential order
18 starting with Number 1, then Number 2, Number 3, all the way
19 to Number 6. I'll show one picture at a time. The witness
20 will say yes or no. If it's no, I have them turn the picture
21 over and initial the back and I'll move it off to the side.
22 If it's yes, I have them circle the number on the front, sign
23 and date the picture. And whether they choose someone or
24 not, I show every single picture one at a time.

25 Q. And did you follow that process in this case as well?

1 A. I did.

2 Q. All right. Can you describe to the jury how JCM
3 went through that process.

4 A. I read him the -- showed him the form that has the
5 directions on it. He initialed each paragraph stating he
6 understood the directions. He signed it -- the sheet.

7 I then showed him the first picture. He said no. I had
8 him flip it over. He initialed the back. Second picture
9 same: No. Third picture no. Fourth he identified that this
10 was the person he was choosing, so I had him circle the
11 front, sign and date it. And then I showed him Picture
12 Number 5, which he said no and initialed the back, and
13 Picture Number 6, which he said no and initialed the back.

14 Q. And how certain was he when he selected Number 4 for
15 you?

16 A. He seemed very certain, very confident. He -- it was
17 instant. It was instant no's for the first three and an
18 instant identification for the fourth one and then no's for 5
19 and 6.

20 Q. And did you influence or suggest to him that he should
21 pick out Number 4 at all?

22 A. No.

23 Q. After he selected Number 4 and after you went through
24 the six photographs, did you indicate to him in any manner
25 that he selected the right guy?

1 A. No.

2 Q. All right. At this time I'm going to go through what's
3 already been admitted as State's Exhibit 73. This is lots of
4 different pages, but I'm just going to go through it with
5 you.

6 (Exhibit displayed on screen in open court.)

7 BY MS. LINDER:

8 Q. All right. What is this information up here at the top?
9 What is this?

10 A. That's what we call it. It's the North Charleston
11 Police Department Report of Photographic Lineup.

12 Q. Okay. And just generally, what is this information
13 that's up here?

14 A. That's the case number. You'll see there's the case
15 number that the report is filed under. The date that the
16 lineup was given is the next line. The time it was given.
17 The location, which is 2500 City Hall Lane. The
18 investigating officer is the lead detective, which would be
19 David Pritchard. The witness name, JCM .
20 And it's actually, I guess, seven paragraphs where he
21 initials for the directions that I read to him verbatim.

22 Q. Okay. So when you went through this process, did you
23 read aloud each one of these seven items?

24 A. Yes, I read each of the seven items.

25 Q. And after you read each of the seven items, did you

1 provide this paper to Mr. Capers-Manigault for him to read
2 these items?

3 A. Yes.

4 Q. Only after both of those things took place did
5 Mr. Capers-Manigault initial these Number 1 through 7?

6 A. Yes.

7 Q. And did you witness him writing his initials down?

8 A. Yes, I witnessed that.

9 Q. All right. So after this first part is done -- all
10 right. So this -- and what does it say on the bottom?

11 A. That's Number 1, the first picture shown.

12 Q. Did Mr. Capers-Manigault ID him as the shooter?

13 A. No.

14 Q. And what's on the back?

15 A. His initials indicating that he did not choose this
16 person as the shooter.

17 Q. What's Number 2?

18 Oh, sorry. Here's the top.

19 A. It's Number 2.

20 Q. And what's on the back?

21 A. It's the same, initials indicating that he didn't choose
22 this picture.

23 Q. And what is this?

24 A. Number 3.

25 Q. And what's on the back?

1 A. Initials indicating he did not choose the picture.

2 Q. What is this?

3 A. This is Number 4. This is where it's circled. He
4 circled 4, put his initials and a date. That's indicating
5 that he chose -- this is the person he chose.

6 Q. Here we go. There's the top. What's this?

7 A. It's Number 5.

8 And then the back indicating that he did not choose that
9 photo.

10 And then Number 6.

11 That's the back indicating he did not choose the photo.

12 Q. So after showing all six of these photographs -- er,
13 these pages, did you go back to the original front page?

14 A. Yes.

15 Q. And what is indicated right here?

16 A. That's that he's choosing somebody for an
17 identification.

18 Q. And what is written here?

19 A. I asked him to write how he knows the person, and that's
20 what he wrote.

21 Q. And this is whose handwriting?

22 A. That's JCM 's handwriting.

23 Q. And then down here, what's this?

24 A. That's my signature giving the -- showing that I gave
25 the photo lineup.

1 Q. What about here?

2 A. I'm sorry. Where?

3 Q. I'm sorry.

4 A. Oh, that's the witness signature as JCM 's.

5 Q. And the murder was June 29. This was done the 2nd of
6 July. How far in time was that apart? Was it soon after the
7 murder? Was it a long time after the murder? Was it days?
8 Was it months? Was it years?

9 A. It would have been days.

10 Q. And when you did this interview, did JCM
11 immediately and confidently point out an
12 image of this defendant Javeon Campbell?

13 A. Yes, he did. He identified Number 4.

14 MS. LINDER: That's all the questions I have. If you
15 could answer anything the defense may have.

16 THE COURT: All right. Cross-examination.

17 MS. LUTHRINGER: Yes, Judge. Briefly.

18 CROSS-EXAMINATION

19 BY MS. LUTHRINGER:

20 Q. Good morning, Mr. Van Tine.

21 A. Good morning.

22 Q. I just want to clarify a few things.

23 So there's two types of lineups?

24 A. Yes.

25 Q. Because there's different types of witnesses?

1 A. Yes.

2 Q. So we have six-pack and a single photo?

3 A. Yes.

4 Q. And the single photo you use when that person has some
5 knowledge of them?

6 A. Yes.

7 Q. And the six-pack is more for a stranger?

8 A. Yes.

9 Q. And a six-pack has six different photos?

10 A. It does.

11 Q. And I'm assuming they're all supposed to bear some sort
12 of resemblance?

13 A. Yes.

14 Q. Maybe all have somewhat of the same facial features,
15 same age, things like that?

16 A. Yes. They'll choose a photo of somebody -- so you have
17 the person in mind, and then they select five other photos
18 that are similar to that person. They wouldn't be vastly
19 different.

20 Q. And it's computer generated?

21 A. So there's a couple ways we do that, yeah. It's -- we
22 get -- we request it through SLED. I'm not sure if they -- I
23 imagine it computer generated or whatnot, if they go through
24 booking photos or -- I'm not sure how they do it. But we
25 request it through SLED, we request through the jail, and now

1 our crime analysis can do it now. I'm not sure where this
2 was made.

3 Q. So they're using photos that they already have access
4 to?

5 A. Yes.

6 Q. Okay. So it seems easy enough to create?

7 A. Yeah. I imagine so.

8 Q. Okay. And we do lineups because they can be a really
9 important part of an investigation?

10 A. Yes.

11 Q. Okay. Thank you.

12 MS. LUTHRINGER: No further questions.

13 THE COURT: Redirect?

14 MS. LINDER: No redirect, your Honor.

15 THE COURT: All right. You may step down.

16 THE WITNESS: Thank you.

17 (Witness excused.)

18 THE COURT: The State can call your next witness.

19 MS. LINDER: Your Honor, at this time the State rests.

20 THE COURT: All right.

21 All right. Ladies and gentlemen, the State has rested
22 their case. So now is the time of the trial where I have to
23 take up some matters of law with the attorneys. We do this
24 in every trial, and we do it outside the presence of the jury
25 for the reasons I told you earlier.

1 Please leave your notepads in the jury box. Do not
2 discuss the case, even among yourselves. We'll take a short
3 break and bring you back in just a few minutes.

4 Thank you very much.

5 (The jury exited the courtroom at 10:41 a.m.)

6 (The following proceedings were had outside the presence
7 of the jury.)

8 THE COURT: All right. Any motions at this time?

9 MR. GOODWYN: Judge, defense would move for a directed
10 verdict. I believe the State hasn't presented enough
11 evidence to send it to the jury.

12 THE COURT: All right. I'm going to deny the motion. I
13 think there's enough there for a jury to make a
14 determination.

15 Anything else?

16 MR. GOODWYN: No, Judge.

17 THE COURT: All right. Do we want to go ahead and
18 question your client on his right to testify?

19 MR. GOODWYN: We've had that conversation with him, and
20 he has indicated to me --

21 THE COURT: Well, let me go over the questions with him
22 first. Okay?

23 MR. GOODWYN: Okay.

24 THE COURT: One second.

25 All right, sir. If I could get you to raise your right

1 hand, please.

2 (Defendant sworn.)

3 THE COURT: All right. I need you to speak up loudly
4 and clearly where I can hear you. Okay?

5 THE DEFENDANT: Yes, sir.

6 THE COURT: All right. You can put your hand down now.
7 Your name is Javeon Breon Kayshard Campbell?

8 THE DEFENDANT: Yes, sir.

9 THE COURT: All right. Mr. Campbell, at this time I'm
10 going to explain to you certain rights that you have. If you
11 do not understand anything I'm saying, please let me know.
12 And if you want me to explain anything in more detail, please
13 let me know.

14 Do you understand that?

15 THE DEFENDANT: Yes, sir.

16 THE COURT: All right.

17 We've now reached the stage of the trial where you may
18 present your defense. You have the right to claim the
19 protections given to you by the Fifth Amendment to the United
20 States Constitution which states, in part, that no person
21 shall be compelled in any criminal case to be a witness
22 against himself.

23 This means that you cannot be required to testify in
24 this case. You have the right to testify on your own behalf.
25 However, no one can make you testify. This is a personal

1 right, and no one can waive this right except for you.

2 If you decide to testify, you will be subject to the
3 same rules that govern other witnesses and you may be
4 examined and cross-examined on any relevant issue in this
5 case. In addition, if you have any convictions involving
6 dishonesty or false statement or for crimes punishable by
7 imprisonment for more than one year and this Court determines
8 that the probative value of admitting this evidence outweighs
9 its prejudicial effect to you, the solicitor will be able to
10 introduce your record to attack your credibility.

11 Does the State have any prior criminal convictions that
12 they would be using to attack his credibility if he
13 testified?

14 MS. LINDER: Your Honor, I do not believe that he has
15 any -- I do not -- all of his prior convictions are
16 adjudications as a juvenile from his 405. He has one
17 possession of stolen motor vehicle that I think arguably
18 could be used for impeachment purposes for dishonesty.
19 However, I will not be using that. But if he does open the
20 door while he testifies, I would be seeking to enter all of
21 his priors if it is pertinent.

22 THE COURT: Well, I mean, if they're all juveniles, I'm
23 not going to allow you to do that.

24 So they would not be allowed to bring up any of your
25 prior criminal record to attack your credibility. Do you

1 understand that?

2 THE DEFENDANT: Yes, sir.

3 THE COURT: All right.

4 If you decide to testify, this decision on your part
5 must be freely, voluntarily, and intelligently made, with
6 knowledge of the protections given to you by the Fifth
7 Amendment to the United States Constitution and the
8 consequences of your decision to testify. If you decide not
9 to testify, I will instruct the jurors that they cannot give
10 the fact that you did not testify any consideration
11 whatsoever and that there is to be absolutely no prejudice to
12 you because you did not testify.

13 It's left entirely up to you whether or not you testify.
14 You may talk with your attorney, your family, friends, or
15 anyone else, but the final decision will be left entirely up
16 to you.

17 Now, do you understand what I've explained to you?

18 THE DEFENDANT: Yes, sir.

19 THE COURT: Do you have any questions about what I've
20 explained to you?

21 THE DEFENDANT: No, sir.

22 THE COURT: Have you had an ample opportunity to discuss
23 this issue with your lawyers and with anyone else that you
24 want to discuss it with?

25 THE DEFENDANT: Yes, sir.

1 THE COURT: All right. Do you need any more time to
2 talk to your lawyers or anyone else?

3 THE DEFENDANT: No, sir.

4 THE COURT: And have you made a decision as to whether
5 or not you wish to testify in this case?

6 THE DEFENDANT: Yes, sir.

7 THE COURT: And do you wish to testify in this case?

8 THE DEFENDANT: No, sir.

9 THE COURT: All right. Is this your decision?

10 THE DEFENDANT: Yes, sir.

11 THE COURT: And is this what you want to do?

12 THE DEFENDANT: Yes, sir.

13 THE COURT: All right. Mr. Goodwyn, anything further
14 you want on the record in that regard?

15 MR. GOODWYN: No, Judge.

16 THE COURT: Anything further from the State that you
17 want on the record in that regard?

18 MS. LINDER: No, your Honor.

19 THE COURT: All right. Now, does the defendant intend
20 to put any defense up at all? I understand the defendant
21 will not testify, but is there going to be any witnesses or
22 evidence presented by the defense?

23 MR. GOODWYN: No, Judge.

24 THE COURT: Okay. So all we have left now, I guess, is
25 closing arguments, charges, and deliberations?

1 MR. GOODWYN: That's correct.

2 THE COURT: All right. I guess what do you think of
3 bringing the jury back in -- because it's going to take a
4 while to get these jury charges together and for y'all to
5 take a look at it -- and maybe letting them go ahead and go
6 to lunch. What time do you want to reconvene? 1:00? 1:30?

7 MS. LINDER: I think 1:00 is good.

8 MR. GOODWYN: That's good.

9 THE COURT: All right. We'll bring the jury back in.
10 I'll allow -- I'll state that the defense can present your
11 defense if you wish to. You can rest on the record. I'll
12 excuse them to go to lunch. And then we'll come back at
13 1:00. Okay?

14 MS. LINDER: Thank you, Judge.

15 THE COURT: All right. Anything from the State before
16 we bring the jury in?

17 MS. LINDER: No, Judge.

18 THE COURT: Anything from the defense?

19 MR. GOODWYN: No, Judge.

20 THE COURT: All right. Let's bring the jury in.

21 (The jury entered the courtroom at 10:49 a.m.)

22 THE COURT: All right. Ladies and gentlemen, welcome
23 back. You may be seated.

24 All right. The State has rested their case. Now is the
25 time of the trial where the defendant can present a defense

1 if he chooses to, though he is not required to if he does not
2 wish to.

3 Mr. Goodwyn, anything from the defense?

4 MR. GOODWYN: The defense rests, Judge.

5 THE COURT: All right.

6 All right. Ladies and gentlemen, the defense has rested
7 their case. So the only thing left now is for me to charge
8 you on the law and the attorneys to make their closing
9 arguments. But given the time, it's going to take a while
10 for us to get that together, so I'm going to go ahead and
11 excuse you to go to lunch. I'm going to ask that you please
12 be back at 1:00. That will give you a little over two hours
13 to eat lunch or do whatever the case may be and come back.

14 Leave your notepads in the jury box. Do not take them
15 with you. Again, I caution you: Do not discuss the case,
16 even among yourselves. It's too early for deliberations.
17 Don't conduct any independent investigations.

18 I hope everyone has a good lunch. We'll see you at
19 1:00.

20 Thank you very much.

21 (The jury was released for lunch and exited the
22 courtroom at 10:51 a.m.)

23 (The following proceedings were had outside the presence
24 of the jury.)

25 THE COURT: All right. I'll be working on some charges,

1 and I'll probably get them out here to you, you know, within
2 the next hour or so.

3 Anything specific that you want me to address? Or do
4 you want to look at my charges before you make a
5 recommendation? Or how do you want to handle it?

6 MS. LINDER: I can't think of anything specific that
7 we're requesting. Obviously once your Honor sends them, I'll
8 take a look at it. If we have any thoughts, we'll give it to
9 you at that time.

10 MR. GOODWYN: I agree.

11 THE COURT: All right. That will be fine.

12 I'll -- like I say, I've got some prepared. I've got to
13 tweak it a little bit and, you know, about the defendant not
14 testifying and that can't be held against him and things of
15 that nature.

16 And is the courtroom going to be open or how do we do
17 that?

18 What I'll generally do and what I typically do is I'll
19 prepare it and then I'll print out a copy for the State and a
20 copy for the defense and I'll let you take a look at it
21 before we get to that point. And I'll give you two
22 opportunities to raise any objections or make any
23 recommendations. Number 1 is after you read it. And then
24 Number 2 is after I charge the jury because sometimes it does
25 sound differently when you hear it charged to the jury orally

1 versus just reading it on a sheet of paper, Number 1.

2 Now, as far as closing argument, the State will close in
3 full, then defense will close in full. Since defense didn't
4 put anything up, that will be it. Okay?

5 All right. Anything before we break for lunch?

6 MS. LINDER: Nothing from the State.

7 MR. GOODWYN: No, Judge.

8 THE COURT: Okay. Let's do this. The jury's coming
9 back at 1:00. Can we have the courtroom open by, like, 12-
10 -- well, when do y'all want to -- how long do y'all need to
11 look at these?

12 Well, let's say about 12:15 I'll have the jury charges
13 for you and you can take a look at it. I'll just bring them
14 out here. Okay?

15 MS. LINDER: Perfect. Thank you, Judge.

16 THE COURT: All right. Anything from the State before
17 we recess for lunch?

18 MS. LINDER: No, Judge.

19 THE COURT: Anything from the defense?

20 MR. GOODWYN: No, Judge.

21 THE COURT: Okay.

22 Oh, another thing. As I see in this, it's just going to
23 be guilty or not guilty. Do you want me to do a verdict form
24 where they check it, or do you want me to just give them the
25 indictments and let them write the verdict on the indictment

1 part?

2 MR. GOODWYN: Yeah, we'd request that we have a verdict
3 form for murder and a verdict form for possession of a
4 weapon.

5 THE COURT: Well, and I was thinking about that because
6 I know they can either find him guilty of murder and
7 possession of a weapon during the commission of a violent
8 crime, murder and not guilty of possession of a weapon during
9 a violent crime, or not guilty. In other words, you can't
10 just find him guilty of possession of a weapon without also
11 finding him guilty of the murder.

12 So that was the only little tweak that I thought I might
13 use a form for and do it that way, if that's agreeable to
14 everybody.

15 MS. LINDER: We don't have any preference. Whatever
16 your Honor would like.

17 THE COURT: Okay. That's typically what I do when you
18 have a possession of a weapon during the commission of a
19 violent crime charge where you have to have a guilty verdict
20 on this one before you can have a guilty verdict on this one.
21 Okay?

22 MS. LINDER: Yes, Judge.

23 MR. GOODWYN: Yes, Judge.

24 THE COURT: All right. Thank you very much. We'll be
25 in recess until 1:00.

1 (Court recessed.)

2 (Court resumed outside the presence of the jury.)

3 THE COURT: Thank you very much. Please be seated.

4 All right. I told you I'll give you two opportunities
5 to raise any objections, now -- oh, I'm sorry. We're still
6 waiting on the defendant.

7 (Pause in proceedings.)

8 THE COURT: All right. We've got everyone here.

9 As I told you before we broke, I'll give you two
10 opportunities to raise any objections to the proposed
11 charges, one now and then after I charge the jury.

12 But at this point in time, are there any challenges or
13 additions to the charges by the State?

14 MS. LINDER: None from the State, your Honor.

15 THE COURT: Any from the defense?

16 MS. LUTHRINGER: None from defense, Judge.

17 THE COURT: All right. So we'll bring the jury in, the
18 State will close, defense will close, then I'll charge and
19 we'll send them out for deliberations. Is that correct?

20 MS. LINDER: Yes, Judge.

21 THE COURT: All right. Anything from the State before
22 we bring the jury in?

23 MS. LINDER: No, Judge.

24 THE COURT: Anything from the defense.

25 MS. LUTHRINGER: No, Judge.

1 THE COURT: All right. Let's bring the jury in.

2 (The jury entered the courtroom at 1:05 p.m.)

3 THE COURT: All right. Ladies and gentlemen, welcome
4 back. You can have your seats. Please make sure you have
5 your own notepads and no one else's notepads.

6 Again, I hope everyone had a good lunch. I appreciate
7 you being on time and returning on time. That's a great
8 assistance to the Court.

9 All right. We have now reached the stage of the trial
10 where the attorneys will make their closing arguments. Now,
11 just like their opening charges -- excuse me, their opening
12 statements, these closing arguments are not evidence in this
13 case. It is simply the attorneys' contention as to what they
14 think the evidence has shown and the law to be applied.

15 If at any time during their closing arguments an
16 attorney represents a factual issue that is different from
17 the facts as you find them to be or references the law that
18 is different from that law as I will charge you at the end of
19 their arguments, then you are to disregard that portion of
20 their closing arguments because these arguments are not a
21 charge on the law and they are not evidence of the facts of
22 this case. It is just their contention or their opinion as
23 to what the facts are and the law to be applied.

24 Okay. Who wishes to closes for the State?

25 MS. LINDER: I will, your Honor.

1 THE COURT: All right.

2 (PowerPoint presentation displayed on screen in open
3 court.)

4 MS. LINDER: We are all here today and this week for the
5 State versus Javeon Campbell. As the Judge just told you and
6 as he also told you at the beginning of this trial, the judge
7 is the judge of the law and you are the judges of the facts.
8 We're going to, as he said, present to you what we believe
9 the evidence shows to you. And then you will decide what the
10 facts are, apply the law as the judge instructs you, and then
11 render a verdict in this case.

12 I think it is helpful to give you a little bit of
13 information about the law that you will be applying in this
14 case. But again, I'm merely an attorney. This is the judge
15 of the law, so he is the final say. I just want to give you
16 some ideas about it.

17 So he's going to talk to you about the burden of proof.
18 The burden of proof in this case is "beyond a reasonable
19 doubt." But what does that mean? That merely means that it
20 leaves you firmly convinced. That does not require proof
21 beyond all doubt. It does not require proof beyond any
22 doubt. It just leaves you firmly convinced.

23 Also, you're going to hear and you heard in this case
24 both direct and circumstantial evidence.

25 Direct evidence is the testimony of a person who claims

1 to have actual knowledge of the facts. Think about it in a
2 way kind of like your senses; you know, if that individual
3 saw, smelled, heard, those kinds of things to be able to
4 testify to you about.

5 Circumstantial evidence is a proof of a chain of facts
6 and circumstances that indicate the existence of a fact. It
7 is based on inference. I think the best example of that is
8 we're sitting in this courtroom. There are no windows to
9 outside. I haven't been outside since this morning when I
10 came to work. And if we were all in here and we saw somebody
11 walk in and they had a raincoat on and they go like this and
12 water droplets come off of them, and then we see another
13 person immediately after come in with an umbrella and they
14 close it down and then they shake off a bunch of water
15 droplets, I did not see it rain; however, it is an inference
16 that these two individuals who came from outside that we
17 cannot ourselves see were recently in the rain.

18 There's no distinction between the weight or the value
19 given to either direct or circumstantial evidence.

20 A big part of this case is identification. The judge is
21 going to instruct you about identification. Identification
22 is the expression or belief -- of a belief or an impression
23 by a witness. You get to determine the accuracy. You can
24 consider the believability of each identification from each
25 witness. You may also, when you do that, consider the

1 person's opportunity to observe, consider how far away in
2 distance the individual was, how many times they had seen
3 them, and the like.

4 The judge is also going to talk to you about witness
5 credibility. Credibility basically is believability. You
6 are permitted to believe one witness over several or several
7 witnesses over one. However, I submit to you our witnesses
8 are all consistent in this case.

9 When you consider that witness credibility, you need to
10 consider any special interests or any bias that the
11 individual may have or any other motive that that witness
12 would have, if there maybe not being truthful for some sort
13 of reason. You can also consider the appearance and manner
14 of that witness on the stand.

15 In this case, this defendant Javeon Campbell is charged
16 with two crimes. He is charged with murder and possession of
17 a weapon during the commission of a violent crime. Murder is
18 the killing of another person with malice aforethought.

19 Malice aforethought. Malice aforethought is hatred, ill
20 will, or hostility towards another person. It's the
21 intentional doing of a wrongful act without just cause or
22 excuse and with an intent to inflict an injury or under
23 circumstances that the law will infer an evil intent. It is
24 not required to exist for a particular time before the act.
25 It must exist just before the act and during the act itself.

1 The defendant is also charged with possession of a
2 weapon during the commission of a violent crime. This simply
3 is that the defendant was in possession of a weapon -- in
4 this case a firearm -- during the commission of a violent
5 crime. A firearm is defined as something that has -- like a
6 pistol or other items that's designed to expel a projectile.
7 And as the Judge will instruct you, murder is classified as a
8 violent crime.

9 On June 29 of 2022, the defendant Javeon Campbell
10 brutally, intentionally, cruelly, needlessly murdered CP

11 .

12 (Video played in open court.)

13 MS. LINDER: The defense wants to distract you. They
14 want to distract you from this video. They want to distract
15 you from the evidence. They want to distract you from the
16 facts of the case. They want to distract you from the truth.

17 They want to distract you from your own eyes. They
18 don't want you to see that Javeon Campbell just heinously
19 murdered CP . You see that with your own eyes.

20 They also want to distract you from the witnesses who
21 you heard, who identified this defendant as the shooter. The
22 person who was in charge of supervising him. The person who
23 was in the car with him that night when he came out saying
24 "Hey, I shot CP . Nobody say nothing." They want you to
25 ignore that.

1 In their opening the defense talked about how the police
2 should have done more investigation into this. They mention
3 a couple of things.

4 They mention that there was no pesky DNA from the
5 vehicle or the murder weapon. Well, they did do prints on
6 the vehicle, and there were no matching prints. They did
7 collect swabs but they decided against comparison due to all
8 the overwhelming evidence in this case with their experience.
9 There is no DNA on the murder weapon because the murder
10 weapon was never recovered for potential comparison.

11 The defense also complained that there was no murder
12 weapon. Well, none was recovered at the time of the
13 incident. Also, now years later, still none is recovered.
14 You heard about how those fired cartridge cases were entered
15 into IBIS and that it's constantly running to see if there's
16 a match to any gun recovered. And the answer is it hasn't
17 been recovered.

18 They complained about how there's no cell site analysis,
19 like the cell phone mapping that we hear so much about.
20 Well, you also heard during the testimony in this trial that
21 if the defendant didn't have a number with a cell phone
22 provider, just merely a wifi phone, that it's impossible to
23 get those records to then be able to do the mapping. And you
24 also heard that the defendant, when he was arrested he had a
25 phone, but it was not active at the time of this incident.

1 They're complaining about how there's no eyewitnesses,
2 no eyewitnesses. Well, we know that there was only one other
3 person in the store. That person called 911. You heard that
4 call. YaYa. Didn't give a last name. Didn't gave a phone
5 number. When they asked him for a description, he didn't
6 really give one. He just said, "Hey, check the video," and
7 he hung up on them.

8 So the only other person in that store was pointing
9 first-responders, even in that traumatic moment, to the best
10 evidence in this case: to the video. To the video in color.
11 To the video with audio. To the video with multiple angles
12 that capture this defendant coolly walking in, standing
13 focused behind the defendant before he elects to raise his
14 arm and shoot him multiple times in the back.

15 The defense complains there was no immediate arrest.
16 Well, I submit to you this is due to the defendant. A wif
17 phone doesn't allow for locations. The marshals were looking
18 for him. You heard testimony about that. And you also know
19 that when he was looking, he literally ran from the police
20 across Rivers Avenue. And his phone that was recently
21 activated wasn't active at the time. And he had an ID on him
22 -- not even his own ID. I submit to you he was attempting to
23 evade law enforcement.

24 The defense told you in their opening that it's your job
25 to investigate the video. And they claim that police did not

1 do an investigation. I disagree wholeheartedly. It is your
2 job to determine the facts of this case. The judge will
3 instruct you on that. All the evidence that you are to
4 consider is the evidence that's been presented to you this
5 week against this defendant in this courtroom.

6 And then you ask yourselves, Does that evidence leave
7 you firmly convinced of his guilt? Not beyond any doubt.
8 Not beyond all doubt. Does it leave you firmly convinced of
9 his guilt? And I submit to you that the video alone permits
10 and allows and pushes you to say yes.

11 But you know what? Let's talk about that law
12 enforcement investigation and the evidence in this case.

13 It all starts with this 911 call. The 911 call, same
14 guy. He calls two times. He doesn't give his name. He
15 doesn't give a phone number. He is wanting to get CP
16 help. He's saying, "Send paramedics. Man, he's dying here."

17 When the dispatcher asked some question, he says, "Look
18 at the video," and he hangs up on them. I submit to you that
19 caller, he knows the best eyewitness. The best eyewitness
20 are the multiple eyes of the cameras in that store. He
21 pointed out to the police the best witness. You have that.
22 You've got those cameras. You can look through them if you
23 need to watch them again.

24 After that 911 call, the police respond to Cheapway gas
25 station. You heard from Patrol Officer John Winn. He was

1 the first person on scene. His job was to go and try to
2 render aid to CP . He got there and -- not only from him
3 telling us but also from the video -- we see that it was too
4 late. At that point, law enforcement had to switch their
5 mindset from trying to render aid to trying to investigate a
6 crime.

7 So at this point detectives, crime scene, and other
8 personnel respond to the scene. They get the videos. They
9 get the inside, the outside. They get all the different
10 angles.

11 At first law enforcement tries to focus in on this
12 murder itself. They try to see what happens. They note the
13 victim, unarmed, just chatting with the store clerk. They
14 see the defendant, focused, calm, walking in, standing
15 immediately behind the victim, raising his arm to within
16 inches, I would submit to you, of the victim. The victim
17 doesn't turn around. The victim doesn't bow up in any way.
18 The victim doesn't say anything. The victim is on his phone,
19 like any teenager does all the time.

20 This video alone, I submit to you, shows the malice
21 aforethought that is needed in this case. It shows the evil
22 intent. It shows the reckless disregard for human life.
23 There is hostility. There is ill will. It exists as the
24 defendant is walking in. It exists as the defendant
25 positions himself behind the defenseless CP . And it

1 exists as he fires each one of those shots.

2 You'll have all of these back there with you. I'm only
3 taking you through a few of them.

4 Here you have a still image. You see CP ,
5 You see him holding a phone in his hand. You see he's
6 checking out who's walking in.

7 You see -- this appears quite dark here, but the video
8 itself and all the pictures are much lighter. You can see
9 here, focused, walking in. You see the defendant's face.
10 You see his hand in his pocket where his gun is. You see
11 those ever-so-attractive multicolored Crocs shoes.

12 Here again, CP . He's not turned around. He's not
13 doing anything. He was looking on his phone. The defendant
14 is positioning himself behind there.

15 Again, CP looking at his phone. The defendant is
16 standing. Malice aforethought is happening. That ill will,
17 that hostility exists.

18 Starting to raise. CP looking at his phone.

19 Look at how close the barrel of that handgun is. He
20 wasn't shooting to frighten somebody. He was shooting to
21 kill.

22 There he is shooting. Hits CP in the back.

23 CP 's going down. He drops his phone out of his
24 hand.

25 And CP is on the ground. He has died. And you see

1 the officer coming in.

2 Crime scene responds to the gas station on Dorchester
3 Road. They take photographs. They collect evidence. They
4 collect three fired cartridge cases that all come from the
5 same caliber gun and one projectile. They note that there
6 are three gunshot wounds to the victim CP 's back.

7 All of these crime scene observations that was testified
8 to and that you have exhibits of, all of that is backed up by
9 the video. You see fired three shots. You hear fired three
10 shots. You see all of it in the back. You see one gun was
11 used between this one caliber. It's the same caliber.

12 Police know at this point they have a murder. Now they
13 need to figure out exactly who did the murder. Police knew
14 CP was only 17 years old. He was a juvenile. They
15 thought, "Well, perhaps the shooter is young too." So law
16 enforcement utilized their detective who was recent to the
17 persons unit, Detective Busch. He used to be an SRO, a
18 school resource officer, so he had a lot of those
19 connections. So police smartly utilized him. He reached out
20 to his contacts at DJJ to see if he could -- there could be
21 any assistance identifying the shooter.

22 You heard from Zenobia Bennett-Rivers. She works at
23 DJJ. She supervised the defendant. Her job was to pay
24 attention to the defendant. She said that she had known him,
25 supervised him since March of 2021. She said that she had

1 seen the defendant on multiple occasions in person, and she
2 said that she saw his picture daily. And she says, "Okay.
3 I'm doing my supervising." Ba-boom, "There's his picture."
4 She saw his picture every day. She saw him multiple times.
5 Her job was to supervise him.

6 She got the email with the three images she told you
7 about. She immediately identified him. She told you she was
8 confident in her identification of Javeon. And she notified
9 her supervisor.

10 Now, think back to what the Judge is going to tell you
11 about witness credibility and identification. Does she have
12 any bias? Motive? Self-interest? No. No. Her job is to
13 supervise. If she didn't know, she would not have responded
14 to the email. But she knew. She immediately told her
15 supervisor, and she came in here and told you that years
16 later.

17 So then after this, arrest warrants are sworn out. But
18 that's not the end of the investigation.

19 So as is typical in many investigations, as you heard
20 from witnesses, they do a video surveillance canvass. They
21 just try to search businesses and residences for any kind of
22 footage. As you heard, some places have cameras; some places
23 don't. Some cameras are operable; some are just there to
24 kind of fake out whoever or frighten somebody away so they
25 don't get burglarized or whatnot. Some cameras were aimed in

1 the correct direction, and some of them weren't. It just
2 happens.

3 But they did receive a total of four places'
4 surveillance. And on this exhibit, which you'll have back
5 there, at the bottom close to the center you'll see that's
6 the Cheapway. That's where the defendant savagely killed
7 CP . But you'll see the green are the ones where they
8 got camera footage, and the red ones are places that they
9 were unable to get camera footage.

10 So they know a murder happened. They got the Cheapway
11 video, which I submit to you is the best evidence. Law
12 enforcement already reviewed the inside. They saw the
13 murder, but they wanted to figure out what else can they
14 learn from this video. Are there people? Are there
15 vehicles. There were no other customers in the store. They
16 know that from reviewing the video. So they go to looking
17 outside.

18 In the video outside they see that the victim arrives in
19 a Volvo. The victim was the driver. They see that there was
20 a female front passenger in the Volvo.

21 They also see that there is a blue Nissan Rogue that the
22 defendant arrived in and he got out of the rear driver's seat
23 of the car.

24 Then they looked at the vehicle information.

25 The Volvo. So it was on scene when police arrived, and

1 so there was no time delay in seizing that car. And it was
2 the female's mother's boyfriend's car, I believe is what
3 Detective Pritchard testified to. They processed it for
4 prints. There were no prints. They seized this at this
5 time, and still there's no prints. Well, at the end of the
6 day, there's no murder that's alleged to have happened inside
7 of that car. So then they move along to the Nissan Rogue.

8 They looked at the Rogue. They tried to figure out and
9 they were able to get the license plate information. Based
10 upon the license plate information, they were able to get the
11 owner information. Based on all of this also, they then
12 checked the ALPR, the automated license plate reader, to try
13 to figure it out. Days later, this car was seized and they
14 conducted a search warrant.

15 The defendant was in the rear driver's seat. We know
16 that from the video. But when they searched this days later,
17 again, no fingerprints. No fingerprints. It wasn't
18 registered to the defendant. It wasn't registered to any of
19 those. But again, there is no murder alleged to have
20 happened in that car.

21 So then interviews. They can be very, very helpful in a
22 case. Sometimes people reach out to the police and say,
23 "Hey, hey, hey. I want to talk. I have something I want to
24 tell you. I want to say something." Sometimes people refuse
25 to respond to requests by the police to talk to them.

1 Sometimes people are actual eyewitnesses to a crime.

2 And sometimes law enforcement will talk to somebody,
3 interview somebody, just to see if they can figure out the
4 back story. "Were you a loved one? Do you know how these
5 people knew each other?" But they're not actually witnesses
6 of the crime. They can't actually help solve the "who did
7 it," because they weren't there.

8 So law enforcement, out of everybody they talked to --
9 and they talked to a variety of people -- most importantly I
10 submit to you to think about the individuals on the scene.
11 In the Volvo we have Iv'ona Frazier. And in the Rogue we
12 have JCM ; Travis Richardson, AKA Trizzy;
13 and we have Qutarius Capers-Mitchell, AKA Hamp.

14 With Iv'ona Frazier, you heard through testimony that
15 she did talk to law enforcement and she lives out of the area
16 now.

17 And then we look at the video. Well, she arrives with
18 the victim, and she's sitting in the front passenger seat.
19 She's sitting in the car during the murder. And then it's
20 only after that a bit she gets out of the car and she just
21 kind of slowly walks to the door. And then she gets there,
22 in the bottom picture -- and again it's lighter in these
23 pictures, it's lighter in the video -- and she can't get in.
24 And then she looks. And you see her face with that
25 realization. And then you see her get on her phone.

1 JCM . All right. Let's talk about
2 him.

3 So you heard him testify yesterday he's 18 years old
4 now. He is a high school graduate. He works for the county.
5 And he has never been arrested before -- as a juvenile, as an
6 adult, nothing. He is the one who initiated contact with the
7 police. That was done within days of this murder. He was
8 interviewed by Detective Pritchard, and he did a photo lineup
9 and made an identification of this defendant.

10 But what happened in June of 2022? Let's think back.

11 He was 15. He was staying in West Ashley. His cousin
12 Hamp asked for him to come pick him up, and he left his mom's
13 house in the blue Nissan Rogue for Goose Creek.

14 And think about it. This is what he tells you. Law
15 enforcement had the license plate, did the ALPR, and sees
16 that Nissan Rogue leaving West Ashley at 2:45 in the morning
17 headed up towards the city, up towards North Charleston.
18 Goose Creek is just above North Charleston. So we have what
19 JCM says, and we have the ALPR.

20 And we also know he says he left in his mom's Rogue.
21 There was testimony that the Rogue is registered to Laquetta
22 Capers. So then JCM tells you that he picked up Hamp,
23 Trizzy, and Brandon in Goose Creek. Hamp then became the
24 driver, JCM was the front passenger, Brandon was the rear
25 driver's side, and Trizzy is the passenger -- the rear

1 passenger side of the car.

2 Now, law enforcement was able to confirm that Hamp, AKA
3 Qutarius Capers-Mitchell, lived in Goose Creek. They
4 followed up. They checked to confirm. They did that.

5 So what happened next?

6 So then JCM , he tells Detective
7 Pritchard -- he told him that they rode to Horizon Village,
8 which is in North Charleston. Trizzy got out of the car.
9 Trizzy got back in the car. Then they rode to El Cheapo, and
10 everyone was in the same spots in the car. You heard
11 testimony that during that part of the interview he's, like,
12 looking at a map and showing things to Detective Pritchard.

13 So then what else does he say?

14 He told you on the stand that Brandon got out of the
15 rear driver's side and that JCM was wearing a Chicago Bulls
16 shirt.

17 Again, this is dark. You'll have all these stills back
18 there.

19 Brandon getting out, rear driver's side. And right
20 there in that front, you can see it's white and back and you
21 can it says "Chicago." You can see it's a Chicago Bulls
22 shirt. JCM didn't know that there were cameras here.
23 JCM didn't -- he went in and he said what happened, and we
24 have all of this to back it up.

25 What else did he say?

1 He said, "Well, okay. Well, Brandon got out of the rear
2 driver's side, and no one else got out of the car." Again,
3 the video shows he gets out of the rear driver's seat and no
4 one else gets out of the car.

5 What else does he say?

6 Brandon goes into the store, and no one else got out of
7 the car. There's Brandon going into the store. No one else
8 getting out of the car.

9 JCM told you he heard gunshots. He heard gunshots,
10 and then Brandon ran back to the car. The video, you hear
11 gunshots and then Brandon runs back to the car.

12 He then -- JCM then tells you that the Rogue speeds
13 away, that Brandon gets in and says, "I just shot CP ," and
14 "Don't say nothing to nobody." He said gunshots, runs, gets
15 in, he's bragging. "I just shot CP . Don't say nothing to
16 nobody." That's what happens.

17 And here you see the Rogue. And if you watch it you can
18 hear the (made sound) like you can hear the tires squealing
19 as they're trying to peel out of there to go fast.

20 Then JCM says, "From there we went back over to
21 Horizon." So if you look at the map, I tried to do this --
22 again, these are lighter back there -- there's the map of all
23 the places for surveillance. I'm trying with the red arrow
24 to show you the direction.

25 And then there's picture. So JCM says they fled to

1 Horizon. Well, look. That video, the picture, this is going
2 the correct direction from the murder scene to Horizon.

3 Look at this one, next camera. This is the Exxon. The
4 video is showing again going from the murder scene to
5 Horizon.

6 Again, the video that law enforcement got in their
7 investigation shows the Rogue being driven, turned into
8 Horizon Village. This is the Star Beauty one.

9 So all of this police investigation happens to be lining
10 up with exactly what JCM is telling the police.

11 So JCM then says they head back to Goose Creek. He
12 drops off Hamp, Trizzy, and Brandon, and then he drove the
13 Rogue back to West Ashley. Again, you heard testimony that
14 the ALPR captured that license plate on that Nissan Rogue at
15 5:02 heading, like, into West Ashley from the North
16 Charleston area.

17 Again, we have these statements. We have videos. We've
18 got other investigation.

19 So then while JCM is being interviewed by law
20 enforcement, he shows them that this -- he says this message
21 that he received. This message is sent by Hamp to JCM . I
22 submit to you this confirms that indeed Hamp was in the car
23 with him. And this confirms that neither Hamp nor JCM got
24 out of the car. Again, JCM says this. The video shows
25 this. And now we have this text message.

1 Now, listen. The defense wants you to believe that Hamp
2 is this big bad guy. Listen, he might be. Okay? I think
3 he's -- he's pretty questionable. He didn't respond to the
4 police when they tried to reach out to him and talk to him
5 and went to his home. He's getting this 15-year-old to take
6 his mom's car and come drive and pick him up and drive -- so
7 they have -- he and his friends have the ability to go around
8 places in the middle of the night.

9 He clearly understands street code. But it doesn't
10 change the fact that I believe that Hamp is perpetuating the
11 instruction that this defendant originally gave in the car.
12 The defendant's the one who said, "I just shot CP . Don't
13 say anything to anybody."

14 Now, listen. Does Hamp talk mean to him? No. But --
15 because this says, "Keep that shit street, bro. Don't say no
16 names. Most you gotta say is 'I need my lawyer' 'cause we
17 ain't never been out the car." The video backs it up. JCM
18 backs that up. "Don't say my name. Just be like you ain't
19 know who's who. You ain't did shit."

20 Now, I think that's older cousin advice. Now, I don't
21 wish that older cousin on anybody, but I think that's him
22 saying, "Listen. Just stay out of it." It's not -- because
23 he even says -- Hamp even says, "I didn't get out the car.
24 You didn't get out the car." So it doesn't change the fact
25 that the defendant's the one who got out, the defendant's the

1 one who had the gun, the defendant's the one who stood within
2 inches of CP , the defendant's the one who brutally shot
3 him. That's it.

4 As far as worrying about whose day in court is when and
5 who's charged with what and when, this is the State versus
6 Javeon Campbell. This is this defendant's week. That's it.
7 Qutarius Capers-Mitchell will have his day for all of his
8 crimes. Everybody does. But this week, this focus is this
9 individual -- this individual who chose to shoot just
10 horribly and murder CP .

11 Qutarius Capers-Mitchell, as you heard, early on in the
12 initial investigation they were able to confirm his identity.
13 Police didn't just say, "Ho, ho, we know who he is." They
14 went to where -- they figured out where he was. They went
15 there. They confirmed with the apartment manager that, in
16 fact, he did live there. They did try to interview him.
17 They did leave a card. He didn't respond. Shocker. Let's
18 look at what that message said. He has pending charges and
19 he's currently represented.

20 Travis Richardson, Trizzy, there was a delayed
21 confirmation of his identity. They were unable to interview
22 him. And he also has pending charges and is represented.

23 You heard from both JCM and Van Tine about the lineup
24 that was conducted in this case. This lineup was a double
25 blind. Van Tine explain what all of that was. JCM

1 immediately and confidently identified this defendant, who is
2 the image in Photo Number 4. You can see all the places he
3 initialed, all the things that he checked, all the thing that
4 he wrote, all of that. He told the police all this
5 information within days of the murder, and he told you years
6 later the exact same thing.

7 All right. With the autopsy, you heard from
8 Dr. Richards. CP was 17 years old, 5-8, 133 pounds.
9 You heard that there were three gunshot wounds. There was
10 injury to his spinal cord, vertebral column, and lung. You
11 heard that that would cause pain, loss of mobility in lower
12 extremities, and death. And her cause of death was the
13 gunshot wounds to the back.

14 Again, let's think. A lot of these items we also know
15 from the video, from the crime scene responding. It's not
16 just all these isolated things. Everything overlaps.

17 Then the defendant was arrested. So when the defendant
18 was arrested, the U.S. marshals got him. It was eight months
19 later, ILP and the U.S. marshals. They stood outside, loud
20 commands. He took off running. He ran across Rivers Avenue
21 like "Frogger."

22 And when they finally caught him, he had a phone and he
23 -- he had a phone on his person. But you know what? That
24 phone was only recently activated, so it couldn't help in the
25 investigation from eight months prior.

1 He had an ID wedged in that phone. I think it's quite
2 curious that he has an ID that's not his. I submit to you it
3 shows that he's trying to evade detection. And curious
4 enough, that ID is Travis Richardson, who is Trizzy, who is
5 in the back seat of the car with him during this murder.

6 And the defendant is wearing this Croc. You know, some
7 people wear two different socks. He was wearing two
8 different shoes. This is it. I think it's very, very
9 telling.

10 This is the State of South Carolina versus Javeon
11 Campbell. He is charged with murder. He is charged with
12 possession of a weapon during the commission of a violent
13 crime. Ladies and gentlemen of the jury, I submit to you
14 there is overwhelming evidence, there is absolutely evidence
15 beyond a reasonable doubt that this defendant committed these
16 acts. And I respectfully request that through your
17 deliberations you remember, you review, and you come back
18 with guilty on murder and guilty on possession of a weapon
19 during the commission of a violent crime.

20 Thank you.

21 THE COURT: All right. Defense?

22 MR. GOODWYN: Thank you, your Honor. May it please the
23 Court.

24 THE COURT: Yes.

25 MR. GOODWYN: Ladies and gentlemen, I've been doing this

1 job for nine years, and I've never seen a video that bad.
2 It's more than painful. It's gut-wrenching. We picked you
3 guys intentionally on Monday. Each and every one of you, we
4 picked you intentionally. And I knew that you guys were
5 going to have to watch that video. It's terrible.

6 When the State pushed play yesterday morning, I watched
7 your reactions. I watched your reactions to a young kid
8 walking up behind another young kid and murdering him. That
9 happened. The shooter leaves. That part of the video still
10 hits me every time, the "Bang, bang, bang." You guys felt it
11 too. I feel it. I felt it. And I've had to watch that
12 video many more times than you have. It doesn't get easier.

13 But, you know, the thing is that visceral reaction it
14 created, it's like a burning in your belly. It's like,
15 "What? What just happened? Did I just watch that?"

16 Everybody knows what happens when you pour gasoline on
17 that fire. What happens? It explodes. Right? The State
18 didn't push pause. The shooter is gone. They proved every
19 element of murder. And the solicitor stated it correctly:
20 the unlawful killing of another person with malice
21 aforethought. You saw it. But the shooter was gone, and the
22 video kept playing. Why? Gasoline. Gasoline.

23 She didn't show it to you one time. She showed it to
24 you twice, all the way from "bang, bang, bang," to having to
25 watch poor CP suffer. She didn't have to do that. That

1 doesn't help prove her case. She's counting on you to make a
2 decision -- a decision based on an emotional gut reaction
3 that "Oh, my God. I am in charge of getting this kid
4 justice."

5 CP died right there. You saw it. He never moved.
6 He fell to the ground, died right there. We saw how he died:
7 three gunshot wounds. Last bit of gasoline: the
8 pathologist. The pathologist testified to the manner of
9 death. You saw how it happened. Why did the State call the
10 pathologist to twist the knife? To talk to you again about
11 how CP suffered.

12 The State is counting on you to use the passions in your
13 gut, not the facts that you see in this case. Don't do it.
14 They want you to use those passions to distract you, to guilt
15 you into believing that Javeon Campbell is the shooter.
16 Don't listen to it.

17 Eight hours. June 29, 3:30 in the morning. Eight hours
18 it took to get an arrest warrant for a cold-blooded killing
19 on video, proving murder just like that. And they should
20 have. They did the right thing. They got the arrest
21 warrant. It's awful. But it took eight months to arrest the
22 person that did this. Why? Because they didn't believe it
23 either. I hate to believe that they didn't care.

24 Let's talk about they have.

25 We talked about the video. I don't want to talk about

1 it any more than we have to talk about it. But the video,
2 they had to figure out who did it.

3 The police thank God for DJJ, the Department of Juvenile
4 Justice. Three pictures, still shots from a murder that just
5 happened. From a government employee to a government
6 employee who -- which the State was very good at asking these
7 questions -- multiple occasions. "I saw this person on
8 multiple occasions. I pulled the picture up on my computer
9 daily." I don't know if you ever had a government job, but
10 the government expects a lot out of you for very little. The
11 police never asked any more questions of DJJ after that about
12 how they know him.

13 Yeah, okay. Juvenile justice, being supervised. Sure.
14 We'll take that as fact that you know who it was. They
15 provided Javeon Campbell's name, his address, and a phone
16 number.

17 Eight months. Eight months. July, August, September --
18 what comes after September? -- October, November, December,
19 January, February. Where is he? Where is he picked up? In
20 the same place, Horizon Village, the place they've been
21 talking about the whole time.

22 The State wants to make a big deal about him running
23 across Rivers Avenue. Well, the U.S. marshal testified this
24 morning. I'm not Javeon Campbell. I don't live in his
25 shoes. I don't understand what it's like for somebody like

1 that to say "Stop. You're under arrest." I don't know what
2 that's like. But the State wants to distract you with that
3 as some sort of evidence of guilt for something that happened
4 eight months ago. Don't be distracted.

5 Let's talk about the photo lineup -- the single-photo
6 lineup. The agent from the Department of Juvenile Justice.
7 JCM . They were on equal terms when it comes to
8 identity, what they're being asked to do. The Department of
9 Juvenile Justice agent is being asked to do the same things
10 as a normal person. They're not being asked to do something
11 in their duties as a DJJ officer. They're just being asked
12 to identify someone. She and JCM man were on the
13 same terms. Neither one of them were friends with Javeon.
14 JCM told you that. They keep giving you a third with the
15 DJJ agent shown a single photo. Well, three photos of one
16 person was given to the DJJ agent, when six photos were given
17 to JCM . And it wasn't in the course of an
18 identification sort of procedure like Detective Van Tine
19 testified to on the stand about his procedures. It didn't go
20 that way because they weren't being treated the same on the
21 photo lineups.

22 The State tries to tell you about the store clerk, their
23 one eyewitness. He called 911. Watch the video. But you
24 heard the very first person that testified, Officer Winn. He
25 put him in the back of his police car. Didn't ask him any

1 more questions. The one eyewitness. The one eyewitness, why
2 in the world wouldn't you give him a lineup?

3 Because the police didn't want to believe it was
4 somebody else. They diplomat want to believe -- well, let me
5 rephrase that. They wanted to believe that they had the
6 right person. But things were starting to stack up to
7 suggest "Maybe I don't have the right person." Eight months,
8 no arrest.

9 Let's go back to JCM .

10 Detective Pritchard and Ms. Linder, in closing, wanted
11 to frame to you that JCM was coming to the North Charleston
12 Police Department voluntarily. No. He was coming to get out
13 in front of being investigated for a murder. He showed up
14 with his worry-sick father who had hired a lawyer to help
15 him. Nothing wrong with that, and I'm not suggesting
16 otherwise. What I am suggesting to you is to read into what
17 that means.

18 The State didn't bring it up, Detective Pritchard didn't
19 bring it up, nobody brought up what was talked about in the
20 car from Horizon Village in the Nissan Rogue to the Cheapway
21 gas station. JCM told you on the stand yesterday, "I
22 thought I might be charged with murder." So what did he do?
23 He asked his father for help, and he got out in front of his
24 story with his cousin Hampton.

25 Now, the State has deliberately paraded in front of you,

1 albeit Javeon not voluntarily because he's sitting here
2 charged with murder. But they showed you Travis Richardson.
3 You saw JCM . Who's the one person that you
4 haven't seen? Who's the one person's face that you haven't
5 seen? Hampton. Qutarius Capers-Mitchell.

6 JCM needed time to get out in front and get
7 his story straight with his big cousin Hampton. This was
8 after the shooting: "Because we ain't never been out the
9 car." The State's relying on the story that JCM gave after
10 this was sent to set up where everybody was sitting in the
11 car, to set up Brandon being in the back passenger seat
12 behind the driver, to set up all of that. JCM talks about
13 him wearing a Chicago bulls shirt and he's sitting in the
14 front passenger seat.

15 Okay. Okay. Sure. But the one person they have not
16 shown you is Hampton. Why is that? Because they don't
17 believe Javeon is the shooter. And neither should you,
18 because he wasn't.

19 Eight hours followed by eight months. The State is
20 being forced to use gasoline on their case to strike that
21 fire, that explosion inside you for quick justice for CP
22 and his family. And I get it. That family deserves it. But
23 so does Javeon. One young kid's gone. You guys have the
24 power to make sure that another one doesn't go away.

25 Because that's the guy. He's already charged with

1 murder. They didn't talk to him. Now he's represented,
2 sure. But they'll tell you they didn't ask the attorney to
3 talk to him. Every witness that sat on the stand was under
4 subpoena, required to be here. They didn't do that. They
5 tried to go see Hampton one time.

6 Ladies and gentlemen of the jury, you guys are the most
7 powerful people in this room, more powerful than the State of
8 South Carolina at this table, more powerful than the judge,
9 because you get to decide the facts of this case. You get to
10 decide Javeon Campbell's fate -- based on facts, not emotion.
11 The burden is high, and it's theirs: beyond a reasonable
12 doubt. And you know what that doubt is? The fact that they
13 didn't show you Hampton. You don't know what he looks like.

14 Whatever your decision is, whatever you're feeling about
15 this case when you guys go back to the jury room, whether
16 it's guilty or not guilty, stick with your gut. Make your
17 voice heard. Each one of your voices matter. Each one of
18 them. Don't be swayed by somebody else unless they convince
19 you of a fact.

20 The decision's yours. Make your voice known, make it
21 heard, and make it powerful because each one of you matters.
22 Each one of you matter to coming to a verdict. Don't let
23 anybody force you into making a decision that you don't feel
24 is right because you're the most powerful people in this
25 room. And in 15 years, 20 years, ten years, five years,

1 whatever, don't look back and say, "I wish I made a different
2 decision."

3 I've had this case for a long time, and it hurts. I'm
4 standing here for Javeon Campbell, and I'm asking you,
5 please, he's not guilty of murder and he's not guilty of
6 possessing a weapon during the commission of a violent crime,
7 and I ask you to return that verdict.

8 Thank you.

9 THE COURT: All right. Ladies and gentlemen, all the
10 evidence in this case has been presented to you, the
11 attorneys have made their closing arguments, and now is the
12 time of the trial when I charge you with the law to be
13 applied in this case.

14 The indictments in this case charge the defendant with
15 murder and possession of a weapon during the commission of a
16 violent crime. I remind you that the fact the defendant was
17 arrested, charged, and indicted in this case is not evidence
18 in this case. It cannot be considered by you as evidence of
19 guilt in this case, nor does the defendant's arrest, charge,
20 or indictment create any presumption or inference of guilt.
21 These documents are simply the formal written instruments
22 which contain the charges made against the defendant. They
23 are the formal documents by which this case is brought into
24 this court.

25 Also, each indictment charges a separate and distinct

1 offense. You must decide each indictment separately on the
2 evidence and the law applicable to it, uninfluenced by your
3 decision as to the other indictment.

4 The defendant pleads not guilty to these indictments.
5 That plea puts the burden on the State to prove the defendant
6 guilty. A person charged with committing a criminal offense
7 in South Carolina is never required to prove his innocence.

8 I charge you that an important rule of the law is that
9 the defendant in a criminal trial, no matter what the
10 seriousness of the charge may be, will always be presumed to
11 be innocent of the crime for which the indictment was issued
12 unless guilt has been proven by evidence satisfying you of
13 that guilt beyond a reasonable doubt.

14 This presumption of innocence does not end when you
15 begin your deliberations, but it accompanies the defendant
16 throughout the trial until you reach a verdict of guilt based
17 on the evidence satisfying you of that guilt beyond a
18 reasonable doubt. The presumption of innocence is like a
19 robe of righteousness placed about the shoulders of the
20 defendant which remains with the defendant until it has been
21 stripped from the defendant by evidence satisfying you of the
22 defendant's 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 right to
25 which every defendant is entitled unless you, the jury, are

1 satisfied from the evidence of the defendant's guilt beyond a
2 reasonable doubt.

3 Now, what is a reasonable doubt in the law?

4 A reasonable doubt is the kind of doubt that would cause
5 a reasonable person to hesitate to act. Proof beyond a
6 reasonable doubt is proof that leaves you firmly convinced of
7 the defendant's guilt. We know very few things in this world
8 with absolute certainty, and in criminal cases the law does
9 not require proof that overcomes every possible doubt.

10 If, based on your consideration of the evidence, you are
11 firmly convinced that the defendant is guilty of the crime
12 charged, you must find the defendant guilty. If, on the
13 other hand, you think a real possible exists that the
14 defendant is not guilty, you must give the defendant the
15 benefit of that doubt and find him not guilty.

16 I remind you that during this trial you and I have
17 certain duties to perform.

18 As the trial judge, my responsibility is to preside over
19 the trial of this case. I also have the duty to rule on the
20 admissibility of the evidence offered during this trial. You
21 are to consider only the competent evidence before you. If
22 any testimony was ordered stricken from the record in this
23 case during this trial, you must disregard that testimony.
24 You are to consider only the testimony which has been
25 presented from the witness stand, any exhibits which have

1 been made a part of the record in this case, and any
2 stipulations of counsel.

3 I have the additional duty to charge you the law
4 applicable to this case. As the presiding judge, I am the
5 sole judge of the law of this case. Your duty as jurors is
6 to accept and apply the law as I now state it to you. If you
7 have any idea as to what the law is or what the law ought to
8 be and your idea is different from what I now tell you the
9 law is, you must disregard your idea of what the law is or
10 ought to be because you are sworn to accept the law and apply
11 the law exactly as I state it to you.

12 In every case tried in this court before a jury, the
13 jury is the sole and exclusive judge of the facts in a case.
14 A trial judge cannot intimate, state, comment on, or make any
15 statement to a trial jury about the facts in a case. Since
16 you, the jury, are the sole judge of the facts in this case,
17 you're not to infer from what I have said during the process
18 of this trial in ruling upon the admissibility of evidence or
19 otherwise or anything that I say now during the course of
20 this instruction to you that I have any opinion about the
21 facts of this case. The law does not allow me to have an
22 opinion about the facts of this case. This is a matter
23 solely for you, the jury, to determine.

24 As jurors, your duty is to determine the effect, value,
25 weight, and truth of the evidence presented during this

1 trial. Necessarily, you must determine the credibility of
2 witnesses who have testified. Credibility simply means
3 believability. Your duty as jurors is to analyze and to
4 evaluate the evidence and determine which evidence convinces
5 you of its truth.

6 In determining the believability of witnesses who have
7 testified in this case, you may believe one witness over
8 several witnesses or several witnesses over one witness. You
9 may believe a part of the testimony of a witness and reject
10 the remaining part of the testimony of that same witness.
11 You may believe the testimony of a witness in its entirety or
12 reject the testimony of a witness in its entirety. You may
13 consider whether any witness has exhibited to you any
14 interest, bias, prejudice, or other motive in this case. You
15 may also consider the appearance and manner of the witness
16 while on the witness stand.

17 The rules of evidence ordinarily do not permit witnesses
18 to testify to opinions or conclusions. An exception to this
19 rule exists for witnesses we call "expert witnesses." A
20 witness who by education and experience has become an expert
21 in some art, science, profession, or calling may state an
22 opinion as to the relevant and material matter in which the
23 witness claims to be an expert and may also state the reasons
24 for that opinion.

25 You should consider any expert opinion received in

1 evidence in this case and, like any other evidence, give it
2 the weight you think it deserves. If you decide that the
3 opinion of an expert witness is not based on sufficient
4 education and experience or if you conclude that the reasons
5 given in support of the opinion are not sound or that the
6 opinion is outweighed by other evidence, you may disregard
7 the opinion entirely. An expert witness's testimony is to be
8 given no greater weight than that of other witnesses simply
9 because the witness is an expert. Further, you're not
10 required to accept an expert's opinion even though it is not
11 contradicted.

12 I instruct you and emphasize that the fact the defendant
13 did not testify in this case is not a factor to be considered
14 by you in any way in your deliberation -- in your
15 consideration on the question of the guilt or innocence of
16 the defendant. The defendant's choice not to testify must
17 not be considered by you in any manner whatsoever. A
18 defendant has the constitutional right to remain silent, and
19 the assertion of this right must not be considered by you in
20 your deliberations.

21 I repeat: Under your oath, you are to draw no
22 conclusion whatsoever from the fact that the defendant in
23 this case did not testify. The fact that this defendant did
24 not testify should not even be discussed in the jury room.
25 The burden of proof, as I have stated to you, is on the

1 state. The defendant is not required to prove his innocence.
2 The burden of proof remains on the State to prove guilt
3 beyond a reasonable doubt.

4 At issue in this case is the identification of the
5 defendant as the person who committed the crimes charged.
6 The State has the burden of proving identity beyond a
7 reasonable doubt. You must be satisfied beyond a reasonable
8 doubt of the accuracy of the identification of the defendant
9 before you may convict the defendant. Identification
10 testimony is an expression of belief or impression by a
11 witness.

12 You must determine the accuracy of the identification of
13 the defendant. You must consider the believability of each
14 identification witness in the same way as any other witness.
15 You may consider whether the witness had an adequate
16 opportunity to observe the offender at the time of the
17 offense. The witness's opportunity to observe the offender
18 at the time of the offense will be affected by things like
19 how long or short a time was available, how far or close the
20 witness was, the lighting conditions, and whether the witness
21 had the chance to see or know the person in the past.

22 Once again, I instruct you that the burden of proof is
23 on the State, and it extends to every element of the crime
24 charged. And this specifically includes the burden of
25 proving beyond a reasonable doubt the identity of the

1 defendant as the person who committed the crimes. If, after
2 examining the testimony, you have a reasonable doubt as to
3 the accuracy of the identification, you must find the
4 defendant not guilty.

5 Now, in order to establish criminal liability, criminal
6 intent is required. For example, the mental state required
7 to be proven by the State for a particular crime might be the
8 purpose, intent, knowledge, recklessness, or criminal
9 negligence. Criminal intent must be proven by the State
10 beyond a reasonable doubt. Criminal intent is always a
11 matter that must be determined by the jury from the
12 circumstances surrounding the situation.

13 Criminal intent cannot be proven to a mathematical
14 certainty. Medical science cannot dissect a person's brain
15 and determine what the person had in mind, so the law says
16 that criminal intent may be inferred from the circumstances
17 shown to have existed. This is how you make a determination
18 of whether or not the element requiring intent is present.

19 Criminal intent does not have to be established by
20 direct and positive evidence. Intent may be established by
21 inference in the same way as any other fact, by taking into
22 consideration the acts of the parties and all the facts and
23 circumstances of the case.

24 Criminal intent is a mental state, a conscious
25 wrongdoing. You must determine what the defendant intended

1 to do based on the circumstances shown to have existed.
2 Criminal intent can arise from an action or a failure to act.
3 It may arise from negligence, recklessness, or an
4 indifference to duty, or to consequences that are considered
5 by the law to be the equivalent of criminal intent.

6 Now, the defendant is charged with murder. To convict
7 the defendant of murder, the State must prove beyond a
8 reasonable doubt that the defendant killed another person
9 with malice aforethought.

10 Malice is hatred, ill will, or hostility towards another
11 person. It is the intentional doing of a wrongful act
12 without just cause or excuse and with an intent to inflict an
13 injury or under circumstances that the law will infer an evil
14 intent. Malice aforethought does not require that malice
15 exist for any particular time before the act is committed,
16 but malice must exist in the mind of the defendant just
17 before and at the time of the act -- or the time the act is
18 committed. Therefore, a combination of the previous evil
19 intent and the act is required.

20 Malice aforethought may be express or inferred. These
21 terms "express" and "inferred" do not mean different kinds of
22 malice but merely the manner in which malice may be shown to
23 exist, either by direct evidence or by inference from the
24 facts and circumstances which are proved.

25 Express malice is shown when a person speaks words which

1 express hatred or ill will for another or when the person
2 prepared beforehand to do the act which was later
3 accomplished. For example, lying in wait for a person or any
4 other acts of preparation going to show that the deed was
5 within the defendant's mind would be express malice. Malice
6 may be inferred from conduct showing a total disregard for
7 human life.

8 If facts are proved beyond a reasonable doubt sufficient
9 to raise an inference of malice to your satisfaction, this
10 inference would be simply an evidentiary fact to be
11 considered by you along with the other evidence in the case,
12 and you may give it the weight you decide it should receive.

13 The defendant is also charged with possession of a
14 weapon during the commission of a violent crime. To convict
15 the defendant of this crime, the State must prove beyond a
16 reasonable doubt that the defendant was in possession of a
17 firearm or visibly displayed what appeared to be a firearm
18 during the commission of a violent crime. A firearm means
19 any machine gun, automatic rifle, revolver, pistol, or any
20 weapon which will, is designed to, or may be readily
21 converted to expel a projectile.

22 To find the defendant guilty of possession of a weapon
23 during the commission of a violent crime, you must first find
24 the defendant guilty of either committing a violent crime or
25 attempting to commit a violent crime. Murder is a violent

1 crime. The State also must prove beyond a reasonable doubt
2 that the weapon furthered, advanced, or helped in the
3 commission of the crime.

4 You must find one of three possible verdicts in this
5 case. No significance is to be given to the order in which I
6 state these possible verdicts to you. I simply must state
7 one first, one second, and one third.

8 The possible verdicts in this case are: 1, "We, the
9 jury, find the defendant guilty of murder and guilty of
10 possession of a weapon during the commission of a violent
11 crime"; or the second possible verdict is "We, the jury, find
12 the defendant guilty of murder and not guilty of possession
13 of a weapon during the commission of a violent crime"; or the
14 third possible verdict is "We, the jury, find the defendant
15 not guilty."

16 Ladies and gentlemen, your verdict must be unanimous.

17 Mr. Carroll, as foreperson, when the jury agrees on a
18 verdict, you will check the appropriate verdict on the
19 verdict form, sign your name, and then knock on the door and
20 tell the bailiff you've reached a verdict. We'll bring you
21 back into the courtroom at that time.

22 Now, you've been allowed to take notes during the trial
23 of this case, and you may now take your notes with you to
24 assist in your deliberations on the verdict. However, please
25 remember that some people are better note-takers than others.

1 Some people can recollect testimony without notes. A juror's
2 notes should not be given any greater weight than the
3 recollection of other jurors. The recollections of
4 individual jurors should be considered as reliable as notes
5 taken by any other juror.

6 Now I'm going to excuse you back to the jury room, but
7 please do not begin your deliberations at this time. I need
8 to check with the attorneys to see if they have any
9 additional charges on the law they want me to give to you or
10 any corrections to the charges that I just made. If they
11 seek additional charges or corrections and I deem them
12 appropriate, I'll bring you back into the courtroom and make
13 whatever additional charges or corrections are required.

14 However, once the evidence is brought back to you and
15 the bailiff instructs you to begin your deliberations, you
16 can then begin your deliberations. But do not do so until
17 the bailiff directs you to do so. All right?

18 I'll excuse you back to the jury room, but wait for the
19 bailiff to instruct you to begin your deliberations.

20 (The jury exited the courtroom at 2:19 p.m.)

21 (The following proceedings were had outside the presence
22 of the jury.)

23 THE COURT: All right. Any exceptions or additional
24 charges from the State?

25 MS. LINDER: None from the State.

1 THE COURT: Any from the defense?

2 MR. GOODWYN: No, Judge.

3 THE COURT: All right. Let's make sure we have all of
4 the exhibits up here to go back to the jury. And here is the
5 verdict form; if we can put it with those exhibits.

6 (Pause in proceedings.)

7 MS. LINDER: Okey-doke. Everything's good with the
8 evidence, Judge.

9 THE COURT: All right. If you'll go ahead and take it
10 back. And please bring out Mr. Simmons and Mr. Pfister, who
11 are the alternates. And you can tell the jury they can go
12 ahead and begin their deliberations. All right?

13 CLERK OF COURT: All good, your Honor.

14 THE COURT: Thank you.

15 (The jury was instructed to begin their deliberations at
16 2:23 p.m.)

17 (The alternates entered the courtroom at 2:24 p.m.)

18 THE COURT: Gentlemen, this is the part of the trial I
19 hate. As alternates, since we still have our 12 jurors, the
20 law says you do not get to participate in the deliberations.
21 I hate to have to make you sit through the whole trial and
22 then we don't let you participate in deliberations. But I do
23 want to thank you for your service. It was needed in case
24 something happened to one of the 12 panel jurors.

25 You've got a one-year disqualification from serving

1 duty. You've got a three-year exemption. I hope you don't
2 exercise your exemption because we do need good jurors. And
3 I want to thank you for your service.

4 You are at liberty to do whatever you want. If you want
5 to leave now, you can leave now. This will conclude your
6 service as jurors for this week. We don't need any more
7 jurors for the remainder of the week, so this will conclude
8 your duties. You're free to go at this time if you want to.
9 If you want to wait and see what the decision is, you can do
10 that. If you want to wait a while and leave in a little
11 while, you can do that as well. So whatever you want to do.

12 Do either one of you have anything in the jury room that
13 you --

14 ALTERNATE JUROR: I do, yeah.

15 THE COURT: Okay. All right. We'll need to send --
16 could you go in the jury room and get whatever it is they
17 need for them?

18 CLERK OF COURT: Yes.

19 THE COURT: All right. And then just let him know what
20 you want to do. Whether you want to stay, they'll provide
21 you with a place to stay. Or if you want to leave, you can
22 do that.

23 Thank you very much. All right?

24 (Alternate jurors released from service and exited the
25 courtroom at 2:45 p.m.)

1 THE COURT: All right. Anything from the State before
2 we stand at ease until --

3 MS. LINDER: Judge, I just have all four of our cell
4 phone numbers. I don't know if your clerk would like or if I
5 should give it to the clerk of court so if there's --

6 THE COURT: Yeah, we'll give it to the clerk of court.

7 MS. LINDER: All right. I'll set it up here for him
8 then.

9 THE COURT: Okay.

10 (Court recessed.)

11 (The jury indicated they had a verdict at 4:46 p.m.)

12 (Court resumed outside the presence of the jury.)

13 THE COURT: Thank you very much, ladies and gentlemen.
14 Please be seated.

15 All right. I understand the jury has reached a verdict.
16 Anything from the State before we bring the jury in?

17 MS. LINDER: No, your Honor.

18 THE COURT: Anything from the defense?

19 MR. GOODWYN: No, Judge.

20 THE COURT: All right.

21 Now, those of you who are here observing, we've got a
22 verdict. I need to let everybody know that when the verdict
23 is published, there's to be no display of any emotions or any
24 outbursts in any way. This jury has a tough job, and I don't
25 want them put in a bad position in any way. So if anybody

1 feels that he or she cannot control their emotions, I need
2 you to excuse yourself from the courtroom at this time. The
3 Court will not tolerate any kind of outburst.

4 All right. Let's go ahead and bring the jury in.

5 (The jury entered the courtroom at 5:07 p.m.)

6 THE BAILIFF: All present, your Honor.

7 THE COURT: Thanks very much.

8 All right. Welcome back, ladies and gentlemen. You may
9 take your seats.

10 Mr. Foreman, I understand the jury has reached a
11 verdict. Is that correct?

12 JURY FOREPERSON: Yes, sir.

13 THE COURT: All right. Have you completed and signed
14 the verdict form?

15 JURY FOREPERSON: Yes, your Honor.

16 THE COURT: All right. If you'd please hand it to the
17 bailiff.

18 All right. I'll ask the clerk to please publish the
19 verdict.

20 CLERK OF COURT: Indictment Numbers 2023-GS-10-05096 and
21 05097, the State of South Carolina versus Javeon Breon
22 Kayshard Campbell, we, the jury, find the defendant guilty of
23 murder and guilty of possession of a weapon during the
24 commission of a violent crime. Signed by the foreperson of
25 the jury, dated August 20, 2025.

1 Mr. Foreperson of the Jury, ladies and gentlemen of the
2 jury, is this your verdict?

3 (All answer affirmatively.)

4 THE COURT: All right. Any polling of the --

5 MR. GOODWYN: We'd request individual polling.

6 THE COURT: All right. Ladies and gentlemen, I'm going
7 to poll the jury, which means that when I call your jury
8 number, if you would please stand and I'm going to ask you
9 two questions. First I'm going to ask you "Is this you
10 verdict?" and then I'm going to ask you "Is this still your
11 verdict?" All right?

12 So please listen up, and as I call your number, please
13 stand and respond to those questions.

14 Juror Number 109, is this your verdict?

15 JUROR: Yes.

16 THE COURT: Is it still your verdict?

17 JUROR: Yes.

18 THE COURT: Thank you.

19 Juror Number 18, is this your verdict?

20 JUROR: Yes.

21 THE COURT: Is it still your verdict?

22 JUROR: Yes.

23 THE COURT: Thank you.

24 Juror Number 326, is this your verdict?

25 JUROR: Yes, sir.

1 THE COURT: Is it still your verdict?

2 JUROR: Yes, sir.

3 THE COURT: Thank you.

4 Juror Number 231, is this your verdict?

5 JUROR: Yes.

6 THE COURT: Is it still your verdict?

7 JUROR: Yes.

8 THE COURT: Thank you.

9 Juror Number 396, is this your verdict?

10 JUROR: Yes.

11 THE COURT: Is it still your verdict?

12 JUROR: Yes.

13 THE COURT: Thank you.

14 Juror Number 139, is this your verdict?

15 JUROR: Yes.

16 THE COURT: Is it still your verdict?

17 JUROR: Yes.

18 THE COURT: Thank you.

19 Juror Number 58, is this your verdict?

20 JUROR: Yes.

21 THE COURT: Is it still your verdict?

22 JUROR: Yes.

23 THE COURT: Thank you.

24 Juror Number 380, is this your verdict?

25 JUROR: Yes.

1 THE COURT: Is it still your verdict?

2 JUROR: Yes.

3 THE COURT: Thank you.

4 Juror Number 53, is this your verdict?

5 JUROR: Yes, sir.

6 THE COURT: Is it still your verdict?

7 JUROR: Yes, sir.

8 THE COURT: Thank you.

9 Juror Number 207, is this your verdict?

10 JUROR: Yes, sir.

11 THE COURT: Is this still your verdict?

12 JUROR: Yes, sir.

13 THE COURT: Thank you.

14 Juror Number 356, is this your verdict?

15 JUROR: Yes.

16 THE COURT: Is it still your verdict?

17 JUROR: Yes.

18 THE COURT: Thank you.

19 Juror Number 357, is this your verdict?

20 JUROR: Yes.

21 THE COURT: Is this still your verdict?

22 JUROR: Yes.

23 THE COURT: Thank you very much.

24 All right. Ladies and gentlemen, that will conclude

25 your duties as jurors on this case, and it will also conclude

1 your duties as jurors for the week. I want to thank you for
2 your service. You've got a one-year disqualification from
3 serving jury duty. You've got a three-year exemption. I
4 hope you don't exercise your exemption because we do need
5 good jurors. And I want to thank you for your service.

6 All right. At this time, you can do -- if you want to
7 stay for the end of the proceedings, you can do that. If you
8 want to excuse yourself and go ahead and leave at this time,
9 you can do that as well. Whichever you prefer.

10 Does anyone want to leave now, or does everyone want to
11 stay?

12 All right.

13 Yes, sir.

14 JUROR: I'd like to leave.

15 THE COURT: All right, sir. You can go ahead and
16 they'll excuse you out. Thank you very much.

17 (Jury released from service at 5:12 p.m.)

18 THE COURT: All right. Any posttrial motions at this
19 time?

20 MS. LINDER: None from the State.

21 THE COURT: All right.

22 MR. GOODWYN: No, Judge.

23 THE COURT: All right. Any reason we cannot go ahead
24 and impose sentencing at this time?

25 MS. LINDER: None from the State, your Honor. But if I

1 may have about one minute to pop back and speak with the
2 victim's family to find out who, if anyone, would like to
3 address the Court?

4 THE COURT: All right. That will be good.
5 And have you got the sentencing sheets?

6 MS. LINDER: I do.

7 THE COURT: All right.

8 MS. LINDER: If I may approach the bench?

9 THE COURT: All right.

10 Thank you very much.

11 (Pause in proceedings.)

12 MS. LINDER: Your Honor, I did briefly speak with the
13 victim's family, and we are ready to proceed at this time,
14 whenever you'd like to hear from them.

15 THE COURT: All right.

16 All right. Mr. Goodwyn, Ms. Luthringer, anything in
17 mitigation? Anything you'd like to say?

18 MR. GOODWYN: Judge, before the trial began, I sort of
19 told you where we were. And it's sad that we're at this
20 point now. These are kids who made terrible decisions. And
21 it could have been either one of them on either side.

22 CP could have been here, and Javeon could have been on
23 the other side. I am not blaming anybody. It's just sad.
24 He's a kid that was put -- that put himself in a tough
25 situation, and I just hate that we're here today.

1 Thank you.

2 THE COURT: All right. Mr. Campbell, anything you want
3 to say?

4 THE DEFENDANT: No, sir.

5 THE COURT: All right. Any victims wish to speak?

6 MS. LINDER: Your Honor, I would like to address the
7 Court, but I'm also going to have -- I believe CP 's
8 father is going to address the Court when it comes to
9 sentencing.

10 THE COURT: All right. If you can come forward and give
11 the court reporter your name.

12 THE WITNESS: Trevis Bennett.

13 THE COURT: Can you spell your name, please.

14 THE WITNESS: It's T-R-E-V-I-S B-E-N-N-E-T-T.

15 THE COURT: All right, Mr. Bennett. What would you like
16 to say?

17 THE WITNESS: I just want to let everybody know CP
18 was a good child. You know what I mean? We did a lot of
19 things together, something that I'm going to really miss.
20 We'd go to games together. We'd go fishing together. He
21 also helped me work on my business. You know, all that's
22 going to be missed. You know? We're not going to have a
23 chance for him to have grandkids. You know, he took all that
24 away from us. You know, and I thank God that we're here and
25 we can resolve this, you know, and get it done.

1 THE COURT: All right.

2 THE WITNESS: I feel sad for him too, you know. But,
3 you know, he should be punished to the fullest, you know, for
4 taking a life for no reason. Shooting another man in the
5 back, not even much facing him. A dog doesn't even much
6 deserve that, let alone be a human. You know?

7 We got to do something about these kids with these guns
8 and shooting people for no reason. They out there killing
9 each other for no reason. Never had a fight. Never put on
10 gloves or nothing. You know, we got -- something got to be
11 done. I don't think they need to be on the streets if they
12 going to be doing that.

13 Thank you.

14 THE COURT: All right. Thank you.

15 MS. LINDER: And, your Honor, I've discussed with the
16 family moments ago and then also prior to today that the
17 family is asking for life. Myself, on behalf of the State,
18 I'm also asking for a life sentence.

19 Mr. Campbell does have a prior history. He has a
20 variety of items including firearms and other things. As
21 your Honor knows, even though it wasn't permitted in during
22 the trial, the defendant was under supervision at the time of
23 this. He allowed his ankle monitor to go dead. He then cut
24 his ankle monitor off, which is part of what prevented law
25 enforcement from finding him.

1 And all of his history, which starts in 2015, there is
2 never compliance. There is not compliance with probation
3 sentences. There's not compliance with bond conditions.

4 And we think that this is absolutely horrible, and we
5 think that he does deserve a life sentence for this.

6 Mr. Campbell does have an unrelated firearm charge
7 pending currently, and we will be dismissing that as a result
8 of this verdict.

9 THE COURT: Thank you.

10 All right. Mr. Campbell, you have been found guilty of
11 the charges of murder and possession of a weapon during the
12 commission of a violent crime. On the charge of murder, the
13 sentence of the Court is that you be confined to the state
14 department of corrections for life. On the charge of
15 possession of a weapon during the commission of a violent
16 crime, the sentence of the Court is that you be confined to
17 the state department of corrections for five years. The
18 sentences will run concurrently. You'll be given credit for
19 any time served thus far.

20 All right?

21 MS. LINDER: Thank you, your Honor.

22 THE COURT: Anything further from the State at this
23 time?

24 MS. LINDER: Nothing further from the State.

25 THE COURT: Anything from the defense?

1 MR. GOODWYN: No, Judge.

2 THE COURT: All right. Thank you very much.

3 All right. Ladies and gentlemen, that will conclude the
4 trial. You're excused at this time. Thank you very much,
5 and thank you for your service.

6 (End of proceedings.)

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

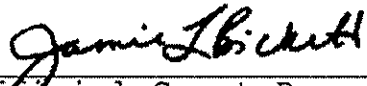
25

CERTIFICATE OF REPORTER

State of South Carolina

County of Charleston

I, Jamie L. Bickett, an Official Court Reporter for the State of South Carolina, do hereby certify that the foregoing is a true, accurate, and complete Transcript of Record of the proceedings had and evidence introduced in the hearing of the captioned case in the Ninth Judicial Circuit, the Court of General Sessions for Charleston County, South Carolina.


Official Court Reporter

Dated this 1st day
of December, 2025.

Charleston County Courthouse

RANDOM STRIKE SHEET

JUDGE NAME :

TRIAL TYPE : General Session

PANEL ID : 2023GS1005096

COURTROOM 4B

DESCRIPTION : Stat v. Javcon Campbell

Sorted by: Random Nbr

Trial

NAME	JUROR NBR	RACE	SEX	ST/PLTFF	DEF	CRT	REMARKS
1 Evans, Thomas B	109	W	M	()	()	()	SEATED
2 Bates, Rhonda R	18	W	F	()	()	()	SEATED
3 Hansen, Matthew S	149	W	M	()	(X)	()	
4 Schwartz, George A	326	W	M	()	()	()	SEATED
5 Lovelace, Cindy M	231	W	F	()	()	()	SEATED
6 Connolly, Etta W	73	W	F	(X)	()	()	
7 Wright, Demetrii A Jr.	396	B	M	()	()	()	SEATED
8 Bernard, Michael K	20	W	M	()	(X)	()	
9 Gordon, Leah A	139	W	F	()	()	()	SEATED
10 Hannula, Christie L	148	W	F	()	(X)	()	
11 Parise, Sarah D	283	W	F	()	(X)	()	
12 Carroll, Dakota R	58	W	M	()	()	()	SEATED
13 Washburn, Litisha A	380	B	F	()	()	()	SEATED
14 Moffly, David M	257	W	M	()	(X)	()	
15 Campbell, Emily A	53	W	F	()	()	()	SEATED
16 Kroll, Joseph D Jr.	207	W	M	()	()	()	SEATED
17 Durand, Robert L Jr.	103	W	M	()	(X)	()	
18 Survine, Diamond M	356	B	F	()	()	()	SEATED
19 Ciappa, Cayla D	66	W	F	()	(X)	()	
20 Tallarico, Robert D	357	W	M	()	()	()	SEATED
21 Cullens, Kathryn C	83	W	F	()	(X)	()	
22 Simmons, Maurice O	336	B	M	()	()	()	1 st ALTERNATE
23 Pfister, Kyle A	287	W	M	()	()	()	2 nd ALTERNATE
24 Newitt, Cathie M	272	W	F	()	()	()	

Charleston County Courthouse

RANDOM STRIKE SHEET

JUDGE NAME :

TRIAL TYPE : General Session

PANEL ID : 2023GS1005096

COURTROOM 4B

DESCRIPTION : State v. Javeon Campbell

Sorted by: Random Nbr

Trial

NAME	JUROR NBR	RACE	SEX	ST/PLTFF	DEF	CRT	REMARKS
25 Wyatt, Stephanie L	399	W	F	()	()	()	
26 Middleton, Shentell M	253	B	F	()	()	()	
27 Messner, Robert H	250	W	M	()	()	()	
28 Browning, Brittney D	46	W	F	()	()	()	
29 Dement, Kyle D	93	W	M	()	()	()	
30 Fischer, Helen E	117	W	F	()	()	()	
31 Hendricks, Sonaly K	160	W	F	()	()	()	
32 Florvil, Maya A	119	B	F	()	()	()	
33 Howard, Preston T JR	178	W	M	()	()	()	
34 Da, Costa Nanci V	86	O	F	()	()	()	
35 Johnson, Jennifer I	192	W	F	()	()	()	
36 Toms, Melvin D JR	366	M	M	()	()	()	
37 Cook, Robert G Jr.	75	W	M	()	()	()	
38 Hanlon, Joseph A	147	W	M	()	()	()	
39 Prescott, Steven L	296	W	M	()	()	()	
40 Braxton, Cheryl A	37	B	F	()	()	()	
41 Biles, Jacob H	24	W	M	()	()	()	

Total Number of Jurors:

41

** END OF REPORT **

SBL/0398746
WITNESSES

North Charleston Police Department

Chris Ross

AGENCY CASE NUMBER

2022-016319

ARREST WARRANT NUMBER

2022A1010203546

DATE OF ARREST

02/23/2023

TRIPLE
ACTION OF GRAND JURY

Martin Woodward NOV 07 2023
Foreperson of Grand Jury Date:

VERDICT

Foreperson of Petit Jury Date:

DOCKET NO. 2023-GS-10-05096

The State of South Carolina
County of Charleston

FILED

11/28/2023 2:10:10 PM
JULIE J. ARMSTRONG
CLERK OF COURT

COURT OF GENERAL SESSIONS
NOVEMBER TERM 2023

THE STATE

VS.

JAVEON BREON KAYSHARD
CAMPBELL
B/M DOB: [REDACTED]-2003

Indictment for

MURDER

SC Code: § 16-03-0010
CDR Code: 0116

STATE OF SOUTH CAROLINA
COUNTY OF CHARLESTON

INDICTMENT

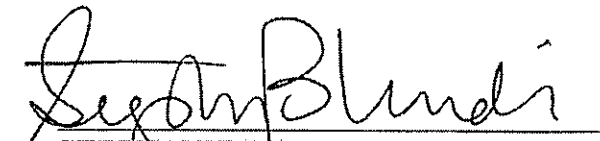
At a Court of General Sessions, convened November 2023, the Grand Jurors of Charleston County present upon their oath:

Murder

That in Charleston County, South Carolina on or about June 29, 2022, the defendant, Javeon Breon Kayshard Campbell with malice aforethought did kill and murder CP

by means of shooting with a firearm, and CP did die in Charleston County as a proximate result thereof on or about June 29, 2022 in violation of §16-3-10 of the South Carolina Code of Laws (1976) as amended.

Against the peace and dignity of the State, and contrary to the statute in such case made and provided.


STEPHANIE B. LINDER
ASSISTANT SOLICITOR

SBL/0398746
WITNESSES

North Charleston Police Department

Chris Ross

AGENCY CASE NUMBER

2022-016319

ARREST WARRANT NUMBER

2022A1010203547

DATE OF ARREST

02/23/2023

RETURN OF GRAND JURY
TRUE BILL

Monika Woodard NOV 07 2023

Foreperson of Grand Jury

Date:

VERDICT

Foreperson of Petit Jury

Date:

DOCKET NO. 2023-GS-10-05097

The State of South Carolina

County of Charleston

FILED

11/28/2023 2:10:10 PM

JULIE J. ARMSTRONG

CLERK OF COURT

COURT OF GENERAL SESSIONS

NOVEMBER TERM 2023

THE STATE

VS.

JAVEON BREON KAYSHARD

CAMPBELL

B/M DOB: [REDACTED]-2003

Indictment for

POSSESSION OF A WEAPON DURING
THE COMMISSION OF A VIOLENT
CRIME

SC Code: § 16-23-0490
CDR Code: 0549

STATE OF SOUTH CAROLINA
COUNTY OF CHARLESTON

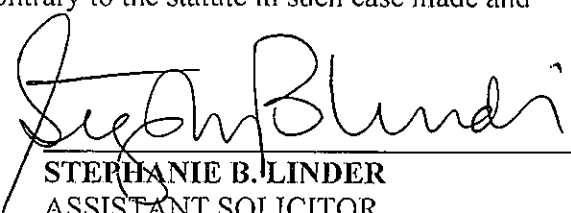
INDICTMENT

At a Court of General Sessions, convened November 2023, the Grand Jurors of Charleston County present upon their oath:

Possession Of A Weapon During The Commission Of A Violent Crime

That in Charleston County, South Carolina, on or about June 29, 2022, the Defendant, Javeon Breon Kayshard Campbell, did possess a firearm or did visibly display what appeared to be a firearm or did visibly display a knife during the commission of or attempted commission of a violent crime, to wit: Murder; in violation of Section 16-23-490, Code of Laws of South Carolina, (1976, as amended).

Against the peace and dignity of the State, and contrary to the statute in such case made and provided.


STEPHANIE B. LINDER
ASSISTANT SOLICITOR

STATE OF SOUTH CAROLINA
COUNTY OF CHARLESTON

SENTENCE ORDER

IN THE COURT OF GENERAL SESSIONS

STATE vs.

Javeon Breon Kayshard Campbell

AKA: Buddy, Bubie

SSN: [REDACTED]

RACE: B

SEX: M

DOB: [REDACTED]

) INDICTMENT/CASE#: 2023-GS-10-05096

) AWW: 2022A1010203546

) Date of Offense: 06/29/2022

) S.C. Code§: 16-03-0010

) CDR Code #: 0116

) Range of Offense: Murder (Death, Life, or NLT 30 years to life)

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

TO: Murder

Range of Offense Pled: (Death, Life, or NLT 30 years to life)

In violation of § 16-03-0010 of the S.C. Code of Laws, bearing CDR Code # 0116

☐ NON-VIOLENT

☒ VIOLENT

☐ SERIOUS

☒ MOST SERIOUS

☐ MANDATORY GPS

☐ § 17-25-45

(CSC winner 1st or CSC winner 3rd)

The charge is: ☒ As indicted

☐ Lesser Included Offense

☐ Defendant Waives Presentment to Grand Jury

The plea is: ☐ w/o Rec/Negotiations ☐ Negotiated

☐ Recommendation

Is Stephanie B. Lindor 72656

Is Patrick S. Goodwyn 101738

Solicitor

SC Bar #

Attorney for Defendant

SC Bar #

The Defendant is committed to the ☒ SCDC ☐ County Detention Center ☐ Home Incarceration Program
for a determinate term of Life days/months/years/Time Served ☐ YOANTE X years and/or shall pay a fine
of \$ X; provided that upon the service of X days/months/years/Time Served and or payment
of \$ X plus costs and assessments as applicable; balance is suspended with probation for X months/years

and subject to SCOPPPS standard conditions of probation, which are incorporated by reference.

The sentence shall run ☒ CONCURRENT or ☐ CONSECUTIVE to sentence on: 8/20/2025

☒ The Defendant is to be given credit for time served pursuant to S.C. Code § 24-13-40 to be calculated and applied by SCDC
_____ days/months ☐ To include time spent on monitored house arrest prior to trial and sentencing

SPECIAL CONDITIONS:

☐ PTUP

☐ No Contact with Victim

☐ Domestic Violence Intervention Program

☐ Hold for Inpatient Treatment

☐ Sex Offender Registry pursuant to S.C. Code § 23-3-430

☐ SAC/MHC if necessary

☐ Central Registry of Child Abuse and Neglect pursuant to S.C. Code § 17-25-136

☐ Other: _____

☐ RESTITUTION See Separate Order (20% per S.C. Code §24-21-490(B))

§14-1-206 (Assessments 107.5%)

§14-1-211 (A)(1) Conv. Surcharge)

§14-1-211 (A)(2)(DUI Surcharge)

§56-5-1995 (DUI Assessment)

§56-1-286 (DUI Breath Test)

§14-1-212 (Law Enforcement Funding)

§14-1-213 (Drug Court Surcharge)

§34-11-70(b)and(c), and 34-11-90(c)and(d) (Admin Fraud Check Court Costs)

§50-21-114 (BUI Breath Test Fee)

§56-5-2942(J) (Vehicle Assessment)

3% to County (If paid in installments)

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

☐ §17-3-45(B) Unpaid Application Fee to be paid to the Public Defender Fund

Restitution	\$ _____
FINE:	\$ _____
	\$ _____
	\$ <u>100.00</u>
\$100	\$ _____
\$100	\$ _____
\$12	\$ _____
\$25	\$ _____
\$25	\$ <u>25.00</u>
\$150	\$ _____
\$41	\$ _____
\$50	\$ _____
\$40/ea	\$ _____
TBD	\$ <u>3.75</u>
\$500	\$ _____
\$40	\$ _____
TOTAL	\$ <u>128.75</u>

Is _____
Clerk of Court/Deputy Clerk

Jaime Bickett
Court Reporter

2148
Judge Code

Aug. 20, 2025
Sentence Date

Amirah T. Chilton
Presiding Judge

SCCA217B
01/27/2025

RECEIVED

Aug 22 2025

SC Court of Appeals

399

SC Court of Appeals

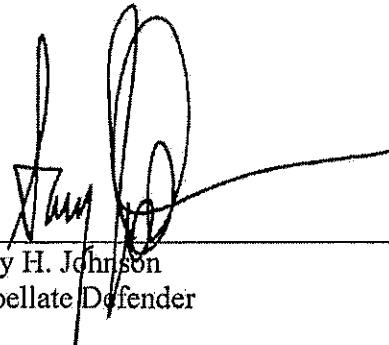
Apr 22 2026

CERTIFICATE OF COUNSEL FOR APPELLANT

SC Court of Appeals

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."

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Gary H. Johnson", is written over a horizontal line. The signature is stylized with a large loop and a long horizontal stroke extending to the right.

Gary H. Johnson
Appellate Defender

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

ATTORNEY FOR APPELLANT

This 22nd day of April, 2026.

RECEIVED

Apr 22 2026

SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Charleston County

Honorable Benjamin Culbertson, Circuit Court Judge

THE STATE,

RESPONDENT,

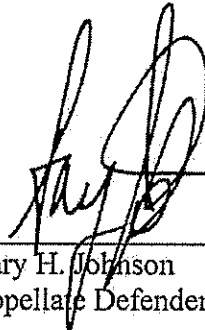
V.

JAVEON CAMPBELL,

APPELLANT

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 Melody J. Brown, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), and on Javeon Campbell, 398456, at Lee Correctional Institution, 990 Wisacky Hwy., Bishopville, SC, 29010, this 22nd day of April, 2026.



Gary H. Johnson
Appellate Defender