

JUN 04 2026

The State v. Darcellus Fishburne

SC Court of Appeals

Good AFTERNOON, im reaching out to the court of appeals in regards to my case involving Charleston County. I was falsely charged with 1 count of murder, and I was unfairly sentenced to 45 years. The victim on this murder case positively identified the shooter as my co-defendant in my motion of discovery, and I was not in possession of a firearm at the crime-scene. My motion of discovery states that the female victim stated during her interview that the subject (self-identified as Travis Wilson) was the one that presented and fired the handgun at the crime-scene. Therefore Charleston County falsely charged me with one count of murder that I clearly did not commit, but was committed by my Co-defendant who was clearly identified by the victim as the shooter at the time of the crime which the victim clearly states she identified the shooter in my motion of discovery as Travis Wilson. Also my prosecutor did not go off the facts and evidence of my case and she told my lawyer that she did not believe what my victim stated in regards to my Co-defendant being positively identified as the shooter, and I was incarcerated as a juvenile and I was scared they would sentence me to life due to the severity of the crime. I did not go to trial and I pled-guilty to forty-five years, but I am not a murderer and the victim stated I am not the shooter/murderer in her interview with the detectives of Charleston Co. Also due to the

fact of *Weathers v. State* 319 S.C. 59, 459 SE 2d and the similarities in our cases I believe strongly that the prosecutor and judge did not properly review my case nor my motion of discovery. Due to the poor review of my case I was sentenced to forty-five years for one-count of murder that I clearly did not commit which it is obviously stated by the victim that I was not the shooter as stated in her victim statement included in my motion of discovery. I am dissatisfied with my sentence. I didn't commit a murder I should have been charged with accessory to murder due to the fact I was clearly not the shooter, and accessory to murder carries 10 to 15 years I should have been sentenced to 10 to 15 years that would have been a fair and proper sentence. Also I was prosecuted/sentenced before my co-defendant that committed the murder. I also take three different medications which are risperidone, trazodone, and dextroamphetamine (ADDERALL) and the psychologist that has been in the profession for twenty years stated at my juvenile waivering hearing that I am not supposed to get charged as an adult, and if they do charge me as an adult to file an appeal, and her name is Dr. Knight. Finally, my lawyer sent my motion of discovery in 2024, but I didn't receive it from the jail until after I went to court and was sentenced.

CASE SUPPLEMENTAL REPORT
NOT SUPERVISOR APPROVED

Printed: 07/18/2020 00:42

OCA: 2008572

THE INFORMATION BELOW IS CONFIDENTIAL - FOR USE BY AUTHORIZED PERSONNEL ONLY

Investigator: *CROCKETT, W. T. (2387)*

Date / Time: *07/18/2020 00:40:38, Saturday*

Supervisor: *(0)*

Supervisor Review Date / Time: *NOT REVIEWED*

Contact:

Reference: *Supplemental Report*

footage wearing the red shorts and black t-shirt. Travis Wilson and admitted to being involved in the robbery, but denied being the one that shot the victim. However, the female victim stated during her interview that the subject wearing the red t-shirt (self-identified as Travis Wilson) was the one that presented and fired the handgun.

Based on the above facts and his own admission, Travis Wilson is charged with Murder, two counts of Attempted Armed Robbery, Possession of a Firearm During the Commission of a Violent Crime, and Possession of a Stolen Motor Vehicle. Additionally, Darcellus Fishburne is charged with Murder and two counts of Attempted Armed Robbery.

Investigator Signature: _____

Case Supplements [Edit]



MEDICAL RECORDS
169 Ashley Ave
Suite H102
Charleston SC 29425-3490

Fishburne, Darcellus Mikell
MRN: 001672515, DOB: 7/2/2004, Legal Sex: M
Visit date: 9/30/2016

09/30/2016 - Telephone in Psych at Institute of Psychiatry (continued)

Medication List (continued)

Refill: 0

risperidone (RISPERDAL ORAL)

Instructions: Take by mouth,
Entered by: Victoria Reifer, RN, BSN

Entered on: 6/23/2021

traZODone (DESYREL) 50 mg tablet

Instructions: Take by mouth,
Entered by: Victoria Reifer, RN, BSN

Entered on: 6/23/2021

dextroamphetamine-amphetamine (ADDERALL) 10 mg tablet

Instructions: Take by mouth every morning.
Entered by: Victoria Reifer, RN, BSN

Entered on: 6/23/2021

Stopped in Visit

None

Clinical Notes

Telephone Encounter

Leslie Kleckley at 9/30/2016 1250

Darcellus Fishburne mom wants a call back. it's imperative you call Mrs. Fishburne back
MRN: 001672515
843-718-9844

Electronically signed by Leslie Kleckley at 9/30/2016 12:50 PM

Lauren Baras, MD at 10/4/2016 1407

Referred to walk-in clinic for multiple clinic No Shows.

Lauren Baras, MD
Pager ID: 15422
Date: 10/4/2016
Time: 2:07 PM

Electronically signed by Lauren Baras, MD at 10/4/2016 2:07 PM

**09/30/2016 - Telephone in Psych at Institute of Psychiatry
ROI Exam Information**
