

# VOLUME II OF II

STATE OF SOUTH CAROLINA

In The Court of Appeals

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APPEAL FROM RICHLAND COUNTY

Clifton Newman, Circuit Court Judge

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THE STATE,

RESPONDENT,

V.

VICTOR A. WHITE,

APPELLANT

APPELLATE CASE NO. 2011-201286

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RECORD ON APPEAL

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**THE FOLLOWING EXHIBIT IS ON FILE WITH THIS COURT:**

**STATE'S EXHIBIT #2 (CD OF INTERVIEW)**

1           THOMAS: It went up the wall or the fence?  
2           WHITE: well, the fence. It was going up the  
3 fence.  
4           REESE: Okay. So the vehicle went to the side  
5 and up the fence.  
6           WHITE: It was -- yeah, that's right.  
7           REESE: All right. And what did you do then?  
8           WHITE: I grabbed the steering wheel.  
9           REESE: And then what did you do?  
10          WHITE: I turned it. I turned it away from the  
11 fence.  
12          REESE: You turned it away from the fence? What  
13 happened with the vehicle then when you turned it away  
14 from the fence?  
15          WHITE: I mean, when I turned away from the  
16 fence, I mean, that's when we got out of the car.  
17          REESE: All right. At this time, did -- after  
18 you turned it away from the fence, did Pierre ever move  
19 any or say anything?  
20          WHITE: Nothing.  
21          REESE: You said nothing?  
22          WHITE: Yeah.  
23          REESE: And he didn't move?  
24          WHITE: No.  
25          REESE: Okay. All right. Just bear with me a

1 second.

2 THOMAS: Did you see the gun in Philly's hand  
3 right after the shooting? Because he didn't tuck it away.

4 WHITE: After the shooting, I didn't move at  
5 first because I thought I got shot. But once we started  
6 going up the wall, that's when I grabbed the steering  
7 wheel.

8 THOMAS: Okay. So when did you see the gun  
9 again?

10 WHITE: I didn't see it. I haven't seen it  
11 since. I haven't seen it since he shown it earlier that  
12 day.

13 REESE: Okay, so now -- you said y'all got out  
14 of the vehicle?

15 WHITE: Yes, sir.

16 REESE: All right. What did you do before you  
17 got out of the vehicle, though? You did something, right?

18 WHITE: I told him to help me out.

19 REESE: Help you out? Help you out with what?  
20 You told --

21 WHITE: Help me out of the car.

22 REESE: -- Reggie --

23 WHITE: Yeah.

24 REESE: -- to help you out of the car?

25 WHITE: Yeah.

1 REESE: Why did Reggie need to help you out of  
2 the car?

3 WHITE: Because I was in the passenger seat. I  
4 was up against the side.

5 REESE: So you couldn't open the door, is what  
6 you're saying?

7 WHITE: Yes, sir.

8 REESE: All right. Earlier, you told me about  
9 reaching in Pierre's pocket. Is that correct?

10 WHITE: Yes, sir.

11 REESE: Okay. You got to speak louder. Is that  
12 correct?

13 WHITE: Yes, sir.

14 REESE: Okay. Which pocket did you reach in?

15 WHITE: His right pocket.

16 REESE: In his right pants pocket?

17 WHITE: Yes, sir.

18 REESE: All right. When you reached into  
19 Reggie's (sic) right pants pocket, this was after he had  
20 been shot. Is that right?

21 WHITE: Yes, sir.

22 REESE: All right. What did you pull out of his  
23 pants pocket, son?

24 WHITE: Some money.

25 REESE: How much money.

1           WHITE: \$400.

2           REESE: And at the time, you didn't know it was  
3 \$400. Is that right?

4           WHITE: No, I just -- soon -- I just grabbed it  
5 and put it in my pocket.

6           REESE: Okay. When you grabbed the money out of  
7 his pocket, you put it in your pocket?

8           WHITE: Yes, sir.

9           REESE: And then what did you do?

10          WHITE: Then we left.

11          REESE: Okay. Tell me if you know anything  
12 about a cell phone belonging to Pierre. What happened to  
13 his cell phone?

14          WHITE: I don't know . I never seen his cell  
15 phone.

16          REESE: You never saw his cell phone? All  
17 right. There was a bag of marijuana inside that vehicle  
18 that you told me about earlier, Thomas and I. Is that  
19 right?

20          WHITE: Yes, sir.

21          REESE: Is -- did y'all take this bag of  
22 marijuana at this time --

23          WHITE: Yes, sir.

24          REESE: -- before you left?

25          WHITE: Yes, sir.

1 REESE: Okay. You took the money. Who took the  
2 bag of marijuana?

3 WHITE: Reggie grabbed the weed.

4 REESE: And how much weed was this?

5 WHITE: It was about 10 ounces.

6 REESE: Ten ounces of weed? Was Pierre supposed  
7 to sell you 10 ounces of weed?

8 WHITE: No, sir.

9 REESE: How much was he supposed to sell you?

10 WHITE: A quarter.

11 REESE: A quarter for how much?

12 WHITE: Forty.

13 REESE: \$40?

14 WHITE: Yes, sir.

15 REESE: Did you have your \$40 on you when you  
16 went out there?

17 WHITE: Yes, sir.

18 REESE: All right. Did anybody else give you  
19 any money to help to go toward this -- how much you say?  
20 Half an ounce?

21 WHITE: Quarter ounce.

22 REESE: Quarter ounce? Did anybody else? Who  
23 was that?

24 WHITE: It was Flocker.

25 REESE: How much money did Flocker give you?

1           WHITE: \$20.  
2           REESE: Twenty?  
3           WHITE: Yes, sir.  
4           REESE: So you had 20 and Flocker had 20.  
5           WHITE: Yes, sir.  
6           REESE: How much money did Reggie Miller bring?  
7           WHITE: None.  
8           REESE: None. He didn't have any money? Did --  
9           WHITE: Not to go into the weed.  
10          REESE: Did Flocker know anything about a  
11 robbery that was going to go down before any of this  
12 happened?  
13          WHITE: No, sir.  
14          REESE: And Flocker did not go with y'all --  
15          WHITE: No, sir.  
16          REESE: -- out there to meet with Pierre.  
17          WHITE: No, sir.  
18          REESE: He stayed at the dorm?  
19          WHITE: Yes, sir.  
20          REESE: All right. So y'all got the weed, and  
21 when y'all got the weed and the money, did y'all leave at  
22 this time?  
23          WHITE: Yes, sir.  
24          REESE: Where did you go?  
25          WHITE: To Gambrell.

1 REESE: To Gambrell?  
2 WHITE: Yes, sir.  
3 REESE: Gambrell Hall?  
4 WHITE: Yes, sir.  
5 REESE: And where is Gambrell Hall?  
6 WHITE: At Benedict.  
7 REESE: Is that a dorm on Benedict College  
8 campus?  
9 WHITE: Yes, sir.  
10 REESE: Is that a male dorm on Benedict campus?  
11 WHITE: Yes, sir.  
12 REESE: All right. So when you got there, what  
13 room did you go to?  
14 WHITE: Flocker's room.  
15 REESE: What room is that?  
16 WHITE: 314.  
17 REESE: Room 314? Was Flocker there?  
18 WHITE: Yeah.  
19 REESE: Okay. Was anybody else in the room with  
20 you all?  
21 WHITE: His roommate was there, but he was  
22 asleep.  
23 REESE: All right. Did you -- was Reggie there  
24 as well?  
25 WHITE: Yes, sir.

1 REESE: All right. Did you or Reggie tell  
2 Flocker what had just happened?  
3 WHITE: No, sir.  
4 REESE: Neither one of you?  
5 WHITE: No, sir.  
6 REESE: Did y'all share some of the weed with  
7 Flocker?  
8 WHITE: I did.  
9 REESE: How much weed did you give Flocker?  
10 WHITE: A handful.  
11 REESE: A handful? That was to take up for the  
12 \$20 that he gave you? He didn't ask you anything about  
13 anything?  
14 WHITE: He asked me what was going on --  
15 REESE: Why --  
16 WHITE: -- because I was acting -- how I was  
17 looking.  
18 REESE: How were you looking? What do you mean?  
19 WHITE: I mean, I was just -- I can't explain  
20 it. I don't know.  
21 REESE: All right. So he detected that  
22 something wasn't right?  
23 WHITE: Yes, sir.  
24 REESE: Is that what you're saying? And he  
25 asked you what was wrong? Why didn't you take this

1 opportunity to tell him what was wrong with you?

2           WHITE: I just told him, "I'm good."

3           REESE: You just told him you're good?

4           WHITE: Yes, sir.

5           REESE: Okay. And you split the weed -- you  
6 gave him a handful of weed. What happened to the rest of  
7 the weed?

8           WHITE: I smoked it.

9           REESE: You smoked it? Did you give -- did you  
10 and Reggie split any of the weed?

11          WHITE: Yeah.

12          REESE: How much did you get?

13          WHITE: I got about 3 ounces.

14          REESE: And how much did Reggie get?

15          WHITE: Whatever was left.

16          REESE: Okay. And you took your weed to  
17 wherever you were going, and Reggie took his weed to where  
18 he was going, and Flocker stayed in his room with his  
19 weed. Is that right?

20          WHITE: Yes, sir.

21          REESE: Did y'all smoke anything in the room  
22 while you were there?

23          WHITE: No, sir.

24          REESE: Okay. Where did you go after you left  
25 room 314?

1           WHITE: Went home.

2           REESE: And how did you go home?

3           WHITE: Called a taxi.

4           REESE: What taxi was that?

5           WHITE: I can't remember because whichever one I  
6 called didn't show up.

7           THOMAS: Back up a little bit. You didn't go  
8 home first, though. We discussed that (inaudible).

9           REESE: Right.

10          THOMAS: All right. Y'all went back to the  
11 scene.

12          WHITE: Oh, yeah, yeah, we went back.

13          THOMAS: All right. So we ain't going home yet.  
14 We got to finish this.

15          WHITE: No. Yeah, we went back.

16          THOMAS: All right.

17          REESE: Okay.

18          THOMAS: You and who went back?

19          WHITE: Me and Philly.

20          THOMAS: Okay. And why did y'all go back?

21          WHITE: To cut the lights off.

22          THOMAS: And what else?

23          WHITE: And he went to search.

24          THOMAS: Search to see -- for what?

25          WHITE: To see what was there.

1           THOMAS: To see if there was anything else  
2 there? All right, and what did you find when you went  
3 back?  
4           WHITE: He got a scale.  
5           THOMAS: Anything else?  
6           WHITE: Not that I know of.  
7           THOMAS: All right. And you still don't know  
8 anything about the phone?  
9           WHITE: No, sir.  
10          THOMAS: Was there any other money in there?  
11          WHITE: No -- yeah, it was change, but he didn't  
12 take it.  
13          THOMAS: All right. What about any other drugs?  
14          WHITE: No, sir.  
15          THOMAS: All right. And who turned the lights  
16 out?  
17          WHITE: He did.  
18          THOMAS: Reggie?  
19          WHITE: I tried, but I couldn't, I couldn't do  
20 it. I was hitting the windshield.  
21          THOMAS: All right. You kept hitting the  
22 windshield?  
23          WHITE: Yes, sir.  
24          THOMAS: So Reggie found the light switch and  
25 cut the lights off?

1           WHITE: Yes, sir.

2           THOMAS: Did you all do anything else to the  
3 vehicle?

4           WHITE: No, sir.

5           THOMAS: Did you cut it off, the engine off?

6           WHITE: Yeah, it was off.

7           THOMAS: The engine was off?

8           WHITE: Yeah.

9           THOMAS: Do you know -- did you turn it off?  
10 Did Reggie shut it off?

11          WHITE: I didn't cut it off.

12          THOMAS: All right, but it was off?

13          WHITE: Yes, sir.

14          THOMAS: What else did y'all do while y'all was  
15 back over there?

16          WHITE: That's it.

17          THOMAS: Okay. When y'all left there, where did  
18 you go?

19          WHITE: Then that's when we went inside Gambrell  
20 Hall. We didn't go in nobody's room. We just went  
21 inside. And that's when I called my taxi.

22          THOMAS: Okay.

23          WHITE: And I went out in front of Gambrell,  
24 like on the side street by Oak Street, and waited for the  
25 taxi. That's where it picked me up from.

1 THOMAS: And which taxi picked you up?  
2 WHITE: I'm going to say it was Blue Ribbon.  
3 THOMAS: Which one did you call for? You said  
4 earlier --  
5 WHITE: Yeah, I called --  
6 THOMAS: -- that you called one, but the  
7 opposite came?  
8 WHITE: Yeah. I think I called Checker Yellow,  
9 but Blue Ribbon came.  
10 REESE: All right. On the way home, while  
11 you're in the taxi, you made a phone call to somebody from  
12 your cell phone.  
13 WHITE: Yes, sir.  
14 REESE: Is that right? Who was that person you  
15 made a phone call to?  
16 WHITE: I called Reggie.  
17 REESE: You called Reggie? And what was the  
18 conversation with Reggie about?  
19 WHITE: I mean --  
20 REESE: What did you talk to Reggie about, son?  
21 WHITE: I mean -- I asked him -- I asked him was  
22 he all right. I mean, I asked him was he all right.  
23 REESE: Was he all right?  
24 WHITE: Yeah.  
25 REESE: And what did he say?

1           WHITE: I mean, he told me, he told me that he  
2 was, he was going to go back there with bru and then --  
3           REESE: Go back where?  
4           WHITE: He was going to go back to KFC.  
5           REESE: Okay.  
6           WHITE: And he told me that he'll holler at me,  
7 holler at me later.  
8           REESE: And who, who was bru that he was talking  
9 about?  
10          WHITE: I don't know. I didn't ask him. I'm  
11 like, "All right, man."  
12          REESE: Okay. So do you know if he went back  
13 there again a third time?  
14          WHITE: No, sir, I do not.  
15          REESE: All right. Have you seen him since this  
16 incident?  
17          WHITE: Yes, sir.  
18          REESE: What did y'all talk about?  
19          WHITE: Not that.  
20          REESE: You didn't talk about leaving a man dead  
21 in a vehicle, your brother's friend? You didn't talk  
22 about that?  
23          WHITE: No, sir.  
24          REESE: Did you tell him about the 400-and-some-  
25 odd dollars that you took?

1           WHITE: No, sir.

2           REESE: You never told him about that money.

3           WHITE: No, sir.

4           REESE: All right. Well, let me ask you this,  
5 son. Are you a gang member?

6           WHITE: (Indistinct.)

7           REESE: All right. Is Pierre a gang member to  
8 your knowledge?

9           WHITE: No, sir.

10          REESE: Did this incident have anything to do  
11 with you being a gang member or Pierre being a gang  
12 member?

13          WHITE: No, sir.

14          REESE: Why didn't you call the police if you  
15 didn't want to rob Pierre? Why didn't you call the police  
16 after this happened?

17          WHITE: Because, I mean, after it happened, I'm  
18 an accessory. That's what I thought.

19          REESE: You're an accessory?

20          WHITE: Yes, sir.

21          REESE: Have you been able to sleep, son?

22          WHITE: Yeah.

23          REESE: How do you sleep after something like  
24 this is what I'm asking you.

25          WHITE: I mean, I try not to think about it.

1 REESE: You try not to think about it?

2 WHITE: Yeah, because, I mean, I feel like I --  
3 I feel like it was wrong because -- I mean, I know this  
4 man. I know this man's people. This man knows my people.

5 REESE: Okay.

6 WHITE: And, I mean -- I don't know, man. Just  
7 -- I don't know, man. I mean, he cool with me. I mean --

8 REESE: You mean Pierre is cool with you.

9 WHITE: Yeah. I mean, he cool. When my money's  
10 tight, he'd look out for me with wood. So, I mean --

11 REESE: That means to you, he would give you  
12 dope on credit.

13 WHITE: No, just to give it to me, not credit,  
14 just to give it to me.

15 REESE: Just give it to you free.

16 WHITE: Yes, sir.

17 REESE: He'd roll like that with you. And you  
18 left him out there to die.

19 WHITE: I mean, I didn't leave him out there to  
20 die, because if it was up to me, he wouldn't have died.  
21 He wouldn't have died at all.

22 REESE: Did you call the paramedics? While you  
23 were in the taxi on your cell phone, calling Reggie, did  
24 you take time to call, at least call the paramedics and  
25 say, "There's a man shot over there. Go help him."? You

1 didn't do that, did you? Could you answer for me?

2           WHITE: I mean, I'm scared now. I'm thinking  
3 now, I'm fixing to go to jail. That's what I'm thinking.  
4 I'm fixing to go to jail. I mean, that would have been  
5 the right thing to do, but at that time, I was scared. I  
6 mean, this ain't never happened to me. I ain't never been  
7 in this type of situation.

8           REESE: I understand.

9           WHITE: So, I mean, I don't know what to do.

10          REESE: I understand. You told me earlier that  
11 you graduated from Birchwood campus or something.

12          WHITE: Birchwood High.

13          REESE: Birchwood High. Does that mean you have  
14 a high school diploma?

15          WHITE: I got a GED.

16          REESE: A GED?

17          WHITE: Yes, sir.

18          REESE: All right. Is there anything else you  
19 would like to say?

20          WHITE: I want to go home, but other than that,  
21 no.

22          REESE: Okay. Those shoes you got on, did you  
23 have those shoes on the night of this incident?

24          WHITE: Yes, sir.

25          REESE: You did? Any -- the clothes that you

1 have on now, did you have on any of those clothes?

2 WHITE: No, sir, I don't think I did.

3 REESE: All right. Did you discuss this  
4 incident with anybody else?

5 WHITE: No, sir.

6 REESE: Nobody else, to your knowledge, knows  
7 about this?

8 WHITE: No, sir.

9 REESE: How about Ebony --

10 THOMAS: Ebony Thomas?

11 REESE: Ebony Thomas? How about her?

12 WHITE: No, sir.

13 REESE: You didn't discuss it with her? So  
14 everybody, you kept this a secret. You didn't tell your  
15 mama --

16 WHITE: Tell no one.

17 REESE: -- priest, or nobody else?

18 WHITE: Tell no one.

19 REESE: One last chance. Is there anything you  
20 wanted -- anything else you needed to say or you want to  
21 say?

22 WHITE: I mean, from me not calling the police  
23 or the paramedics, I mean, I don't want to say it's all  
24 right to him because, I mean, it wasn't right because I do  
25 think he do got a little baby. I'm not sure. But --

1 REESE: Are you talking about Pierre?  
2 WHITE: Yes, sir.  
3 REESE: Why do you think that?  
4 WHITE: Because I went to his house before. I  
5 think it was -- I don't know who's baby it was. It was a  
6 baby there.  
7 REESE: When did you go to Pierre's house?  
8 WHITE: Probably two months ago.  
9 REESE: Two months ago?  
10 WHITE: Yes, sir.  
11 REESE: All right. There's a young man -- do  
12 you know any of Pierre's friends?  
13 WHITE: No, sir.  
14 REESE: All right. Absolutely --  
15 WHITE: I may because when I go around him, my  
16 brother be introducing me to people. I may have seen  
17 them, but I don't know none of them.  
18 REESE: Richmond, do you know Richmond?  
19 WHITE: Richmond? What's his first name?  
20 REESE: All right. The question is did anybody  
21 else have anything whatsoever to do with this incident  
22 other than you and Reggie and Flocker?  
23 WHITE: Not to my knowledge.  
24 REESE: All right. Not Pierre's brother? He  
25 didn't set up a drug buy?

1           WHITE: No, sir.

2           REESE: The young man named Richmond, he didn't  
3 set this up? And fact about it, you yourself made contact  
4 by telephone with Pierre.

5           WHITE: Yes, sir.

6           REESE: And nobody else did, and the way, the  
7 way you made that telephone call was because at some point  
8 or another, Pierre himself had given you his cell phone  
9 number?

10          WHITE: Yes, sir.

11          REESE: How many times is it fair to say that  
12 Pierre has sold you any wood?

13          WHITE: I don't know. It's been a lott.

14          REESE: It's a lot? Can you, can you estimate?  
15 Ten? Fifteen? One thousand?

16          WHITE: How many times he came to me, or how  
17 many times I went to him?

18          REESE: Both.

19          WHITE: I'd say about ten.

20          REESE: About ten times?

21          WHITE: Yes, sir.

22          REESE: So in ten times since you've been  
23 knowing him, since you've been knowing him, he's bought  
24 for you about ten -- sold you to about ten times?

25          WHITE: Yes, sir.

1 REESE: He ever met you up around Benedict to  
2 sell?  
3 WHITE: No, sir.  
4 REESE: This was the first time y'all ever met  
5 at KFC or that close to Benedict College?  
6 WHITE: Yes, sir.  
7 REESE: Okay.  
8 All right. You got anything else?  
9 THOMAS: Describe the gun that you saw Reggie  
10 with.  
11 WHITE: It was black and chrome.  
12 THOMAS: Black and chrome? Is that like black  
13 and silverish color?  
14 WHITE: Yes, sir.  
15 THOMAS: What was the caliber of it?  
16 WHITE: I don't know. I don't, I don't know.  
17 THOMAS: What are you thinking?  
18 WHITE: I'm thinking -- I'm going to say a .380.  
19 THOMAS: So you think it was a .380.  
20 REESE: Why do you say a .380?  
21 WHITE: Because he had said it was a .380 or a  
22 .32. I don't -- I mean, it's one of them.  
23 THOMAS: So when he was talking about it, he  
24 told you the caliber, and you remember it being either a  
25 .380 or a .32.

1           WHITE: With a clip.

2           THOMAS: Where did he get that gun from?

3           WHITE: I don't know. He told me that he got it

4 from someone, but he ain't, he ain't never told me it was

5 his or nothing.

6           THOMAS: He never said it was his?

7           WHITE: No, sir.

8           THOMAS: All right. Did he say what he did with

9 the gun after the incident? Y'all have had a week to talk

10 about this stuff, man, and y'all been talking.

11          WHITE: We didn't talk about it.

12          THOMAS: Y'all didn't talk anything about it?

13          WHITE: No, sir.

14          THOMAS: Nothing?

15          WHITE: Nothing.

16          THOMAS: Just hanging out --

17          WHITE: Other than when I call him and text,

18 other than that, I haven't talked to him about none of

19 this.

20          THOMAS: Did y'all vow to secrecy or something

21 like that over the telephone?

22          WHITE: No. I don't know if he told anybody.

23 I'm just saying I ain't tell -- I ain't talked to nobody

24 about this.

25          THOMAS: Okay. And do you know where that gun

1 is now is my question to you.

2 WHITE: No, sir.

3 THOMAS: Is that gun on Tree Street at the house  
4 that we're searching?

5 WHITE: No, sir. No, sir.

6 THOMAS: Is it with Ebony Thomas?

7 WHITE: No, sir.

8 THOMAS: And the last person to have the gun is  
9 who?

10 WHITE: Reggie.

11 REESE: All right. At this time, this concludes  
12 the interview with Victor White.

13 --- end of audio file ---

14 --- end of transcript ---

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1                    CERTIFICATE OF TRANSCRIPTIONIST

2            I, Carol Anne Boutahar, do hereby certify:

3            That the foregoing audio file entitled "WS\_30002.WMA"  
4 on the CD entitled "Victor White" was transcribed; that  
5 the foregoing transcript as typed is a true, accurate and  
6 complete record of the audio file to the best of my  
7 ability under the prevailing circumstances.

8            I further certify that I am neither related to nor  
9 counsel for any party to the cause pending or interested  
10 in the events thereof.

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Carol Anne Boutahar

September 29, 2011

**WITNESSES**

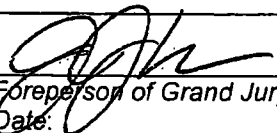
(S) Kevin E Reese - Columbia Police  
Department

**ARREST WARRANT NUMBER**

K642244

**ACTION OF GRAND JURY**

**TRUE BILL**

  
Foreperson of Grand Jury  
Date:

APR 16 2010

**VERDICT**

Foreperson of Petit Jury  
Date:

DOCKET NO. 2010-GS-40-1178

**The State of South Carolina**

County of

Richland

**COURT OF GENERAL SESSIONS**

April TERM 2010

52

THE STATE  
vs.

VICTOR A. WHITE

Indictment for  
MURDER

SC Code: 16-03-0010  
CDR Code: 0116

After being fully advised as to my  
legal rights, I hereby waive presentment  
to the Grand Jury.

Defendant

I  
hereby appear in my own proper person and plead  
guilty to the within indictment or to

Defendant

Witness:

C.C.C. PLS. AND G.S.

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF RICHLAND )

**INDICTMENT**

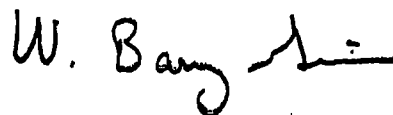
At a Court of General Sessions, convened on April 14, 2010, the Jurors of Richland County present upon their oath:

**MURDER**

CDR: 0116 §16-03-0010,0020

That VICTOR A. WHITE did in Richland County, on or about February 3, 2010, willfully, feloniously, and intentionally kill the victim, Steven Duckett, with malice aforethought, either express or implied, by means of shooting the victim in the head, and the victim did die as a proximate result thereof on or about February 3, 2010 in Richland County, in violation of Section 16-03-0010, S. C. Code of Laws, 1976, as amended.

Against the peace and dignity of the State, and contrary to the statute in such case made and provided.



WARREN B. GIESE, SOLICITOR

**WITNESSES**

(S) Kevin E Reese – Columbia Police  
Department

**ARREST WARRANT NUMBER**

K642245

**ACTION OF GRAND JURY**

**TRUE BILL**

Foreperson of Grand Jury  
Date:

APR 16 2010

**VERDICT**

Foreperson of Petit Jury  
Date:

DOCKET NO. 2010-GS-40-1179

**The State of South Carolina**

County of

Richland

**COURT OF GENERAL SESSIONS**

April TERM 2010

52

THE STATE  
vs.

VICTOR A. WHITE

Indictment for  
ARMED ROBBERY

SC Code: 16-11-0330(A)  
CDR Code: 0139

After being fully advised as to my  
legal rights, I hereby waive presentment  
to the Grand Jury.

Defendant

I  
hereby appear in my own proper person and plead  
guilty to the within indictment or to

Defendant

Witness:

C.C.C. PLS. AND G.S.

STATE OF SOUTH CAROLINA )  
 )  
 COUNTY OF RICHLAND )

**INDICTMENT**

At a Court of General Sessions, convened on April 14, 2010, the Jurors of Richland County present upon their oath:

**ARMED ROBBERY**

CDR: 0139 §16-11-0330(A)

That Victor A White did in Richland County on or about February 3, 2010, commit an armed robbery by feloniously taking from the person or presence of Steven Duckett, by means of force or intimidation goods or monies of the victim such goods or monies being described as US Currency and/or cell phone and/or drugs and/or other items, with the intent to deprive the owner permanently of such property, while armed with a pistol, rifle, dirk, slingshot, metal knuckles, razor, or other deadly weapon, or while alleging, either by actions or words, that he was armed while using a representation of a deadly weapon or any object which a person present during the commission of the robbery reasonably believed to be a deadly weapon, all in violation of §16-11-330(A), 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.

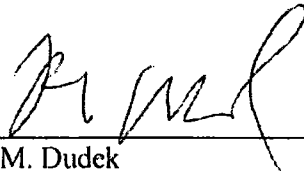
*W. Bang*

WARREN B. GIESE, SOLICITOR

## CERTIFICATE OF COUNSEL FOR APPELLANT

Counsel for appellant certifies that this Record on Appeal contains all material proposed to be included by any of the parties and not any other material and that this Record on Appeal complies to the best of my ability, with the August 13, 2007, order from the South Carolina Supreme Court entitled "Interim Guidance Regarding Personal Data Identifiers and Other Sensitive Information in Appellate Court Filings."

November 12th, 2013



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Robert M. Dudek  
Chief Appellate Defender

South Carolina Commission on Indigent Defense  
Division of Appellate Defense  
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ATTORNEY FOR APPELLANT