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July 1, 2015

Via Email kharringtonlc@sccourts.org (without attachments) & Hand Delivery (with attachments) on July 1, 2015

The Honorable Kristi Harrington
9th Circuit Court Judge
300 B California Avenue
Moncks Corner, South Carolina 29461

Re: Defense Motions and Other Trial Matters
Case: *State v. Brian Marryo Singleton*
Warrant #: 2014A0810200160
Charge: Leaving the Scene with Death, S.C. Code Ann. Sec. 56-5-1210

Dear Judge Harrington:

I personally delivered clocked-in copies of the Defense's *Motion to Suppress* (confession), *Motion to Suppress* (vehicle reference), *Motion to Exclude* (pictures of decedent), *Motion to Exclude* (past criminal and driving history), and *Motion to Remain on Bond During Trial* earlier today. I would like to reserve my right pursuant to Rule 4, SCRCrImP to make other motions in open court or in writing as further evidence may uncover at a time and place Your Honor may dictate.

I am enclosing within the hand-delivered correspondence a copy of a DVD produced during discovery by the State. The DVD contains a video of Trooper Ronald Elliott's in-car camera that audio-captures Mr. Singleton's statement given to the police on May 13, 2014, which is the subject of a suppression motion listed above. I am informed that Mr. West and Mr. McNeely have a copy of this DVD as they provided it to me in discovery so I have not made an additional copy for the State.

Upon information provided by opposing Counsel, this matter is second on the trial docket the week of July 13, 2015 behind *State v. Fraley*. I would kindly ask that Your Honor allow me private use of the courtroom sometime between now and the trial week in order to ensure my digital exhibits function properly. Thirty minutes should suffice for such preparation.

I anticipate this matter taking at least three days to try. I would respectfully ask for a date certain trial so that I may inform potential witnesses of the days they should anticipate appearing.

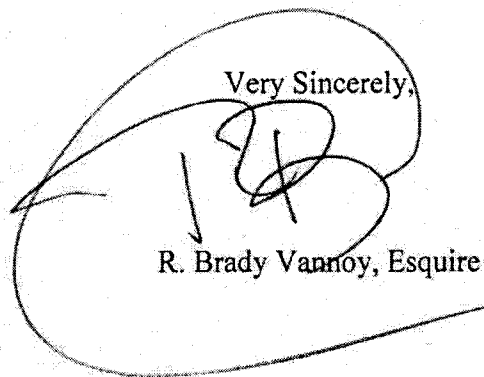
If Your Honor wishes to hear these motions between now and the trial date, I will adjust my calendar accordingly. Thank you and please do not hesitate to contact me with questions.

EXHIBIT

A

Re: Defense Motions, Voir Dire and Other Trial Matters
Case: State v. Brian Marryo Singleton

I remain

Very Sincerely,

R. Brady Vannoy, Esquire

RBV/rbv

CC: Mr. Mason West, *Esquire* (via email westm@scsolicitor9.org without attachments) (via hand delivery on July 1, 2015 with attachments); Mr. Wilton McNeely, *Esquire* (via email mcneelyw@scsolicitor9.org without attachments) (via hand delivery on July 1, 2015 without attachments)
Enclosures: as stated

STATE OF SOUTH CAROLINA)
)
COUNTY OF BERKELEY)
)
STATE OF SOUTH CAROLINA)
)
v.)
)
BRIAN MARRYO SINGLETON,)
)
Defendant.)
_____)

IN THE GENERAL SESSIONS COURT
WARRANT NO.: 2014A0810200160

BOND MODIFICATION ORDER

MARY P. BROWN
CLERK OF COURT
BERKELEY COUNTY, S.C.

14 AUG 28 PM 3:19

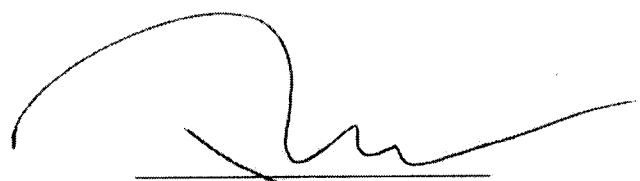
FILED
KWM

Defendant's bond was originally set at \$250,000 on May 14, 2014. Counsel for Defendant filed a motion to amend the original bond amount on August 20, 2014. On August 27, 2014 Defendant, along with his retained counsel Brady Vannoy, was present and the Solicitor was present.

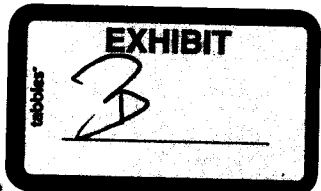
After hearing arguments from both sides I find that Defendant's bond shall be reduced to a \$75,000 surety bond.

I hereby Order that the bond amount is hereby set at \$75,000 surety.

AND IT IS SO ORDERED!


The Honorable Roger Young
9th Circuit Court Judge

Dated this 28 day of August, 2014
Moncks Corner, South Carolina



Scan
Date
2014-08-28

KWM

Brady Vannoy

From: Harrington, Kristi L. Law Clerk (Ramsey S. Easley) <kharringtonlc@sccourts.org>
Sent: Friday, May 29, 2015 11:04 AM
To: Brady Vannoy; Mason West
Cc: Wilton McNeely
Subject: RE: State v. Brian Singleton

Counsel,

Thank you very much for your emails. I have advised Judge Harrington of the current status of the above case and will be happy to assist the parties if there are any questions.

Many thanks,

Ramsey Watson

From: Brady Vannoy [mailto:brady@vannoymurphy.com]
Sent: Thursday, May 28, 2015 3:09 PM
To: Mason West; Harrington, Kristi L. Law Clerk (Ramsey S. Easley)
Cc: Wilton McNeely
Subject: RE: State v. Brian Singleton

All,

I acknowledge receipt of the tapes. I will have an answer to the State on if my Client wishes to accept the State's plea offer by Monday June 22, 2015. Thank you.

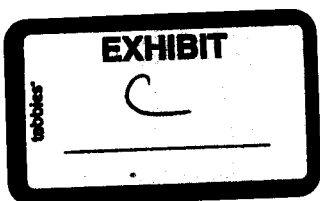
Brady

From: Mason West [mailto:westm@scsolicitor9.org]
Sent: Thursday, May 28, 2015 12:55 PM
To: Harrington, Kristi L. Law Clerk (Anne Marie Crosswell) (kharringtonlc@sccourts.org)
Cc: Brady Vannoy; Wilton McNeely
Subject: State v. Brian Singleton

Ms. Easley,

Earlier this morning Judge Harrington removed Mr. Singleton from the docket for June 22. Unbeknownst to Mr. Vannoy and I, the CD's had been provided to my office from the jail and were already on my investigator's desk. Investigator McGowan is hand delivering those CD's to Mr. Vannoy's office today. That said, the State is prepared to try this case as soon as her honor permits.

Thank you.





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BERKELEY COUNTY SHERIFF'S OFFICE

HILL – FINKLEA DETENTION CENTER

POLICY: Inmate Telephones

HFDC 707

NEW REVISED AMENDED REVIEWED

APPROVED: _____

Revised on 10/12/11

H. Wayne DeWitt Sheriff, Berkeley County

Issued on 11/17/11

PURPOSE

To establish a plan allowing for the orderly use of telephones by inmates confined within the Hill-Finklea Detention Center, in compliance with Minimum Standards for Local Detention Centers in South Carolina.

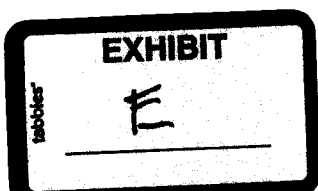
POLICY

It shall be the policy of the Hill-Finklea Detention Center to allow inmates reasonable and equitable telephone privileges consistent with the security of the facility.

PROCEDURE

I. General Inmate Phone Usage

- A. Newly admitted inmates will be permitted to make one call on the business line only to notify family members to deliver their medication to the facility, if necessary. All other calls will be made from the phones in the holding cells.



- B. Within seventy-two (72) hours of arrival (excluding weekends and official County holidays), the inmate's personal identification number (PIN) will be activated. The PIN will consist of the inmate's month of birth, day of birth and the last four digits of the inmate's Social Security Number. The PIN will allow use of the phone system and enable tracking of individual inmate telephone usage.
- C. Inmates are prohibited from sharing PIN numbers.
- D. Inmates are prohibited from possessing another inmate's PIN number.
- E. Inmates must report a compromised PIN, via request form, to the Records Department who will make the necessary changes, if needed.
- F. Inmate phones will provide voice prompts and recordings in either English or Spanish during the initial "call set-up."
- G. Inmates must follow facility rules and regulations when using telephones.
- H. All telephone calls made by inmates will be either collect or pre-paid.
- I. Inmates will relinquish the telephone after making a call, unless no other inmate is waiting to utilize the telephone.
- J. Three-way calling by inmates is prohibited.
- K. Inmates are prohibited from using telephones to harass or intimidate victims or witnesses, or otherwise use the telephone in violation of the law.
- L. Inmates are prohibited from attempting to contact Detention Center staff using the inmate telephone system.
- M. Inmates are prohibited from using staff telephones except as approved by a supervisor.
- N. Inmates are prohibited from making telephone calls while outside of the Detention Center (i.e., hospital, appointments, court appearances, work details, etc.) unless approved by a supervisor.

- O. Inmates' telephone usage during non-scheduled times, to include family emergencies, will only be with the approval of a supervisor.

II. Pre-Paid Telephone Usage

- A. Inmates will have the opportunity to purchase pre-paid phone time which will allow them to make unrestricted calls (i.e., cell phones, collect call blocked lines, etc.).
- B. Inmates must submit a request form to the Records Department in order to purchase pre-paid phone time. The request must include the inmates name and the amount of money they want placed into their pre-paid phone time account.
- C. Pre-paid phone time will be processed by the Records Department only Monday through Friday.

III. Schedule

- A. Inmate telephones are available primarily during the inmate's designated recreation period.
- B. Holding cells will have telephones available twenty-four (24) hours daily located within the cells.
- C. Inmates assigned to administrative or disciplinary segregation will be allowed limited telephone privileges consisting of calls related specifically to access to the judicial process and family emergencies in compliance with Minimum Standards for Local Detention Facilities in South Carolina. Additionally, inmates assigned administrative or disciplinary segregation will be provided the opportunity to make at least three (3) personal telephone calls weekly.
- D. Inmate telephone use will be discontinued in situations that threaten facility security. The Records Department will turn off telephone access for an inmate or Central Control can turn off all the facility telephones by order of a supervisor.

IV. Hearing Impaired Inmates

Detention Officers will contact the Shift Supervisor when an inmate requests to make a telephone call via the Telecommunications Device (TDD) for the deaf and hearing impaired.

V. Recording and Monitoring of Telephone Calls

- A. In the interest of facility security, all telephone calls made on inmate accessible telephones are subject to being monitored and recorded.
- B. Inmates will be notified that telephone calls may be monitored or recorded by an announcement, audible to both parties of the phone call, and by a posted notice in all housing units.
- C. Inmate telephone recordings will be archived in a secure manner by the Records Department.

VI. Requests for Recordings

- A. The Detention Center requires some form of legal process authorizing access to the contents of inmate telephone conversations. This requirement will apply to both intra and interagency requests, but does not preclude Sheriff's Office personnel from normal security monitoring of recordings.
- B. All requests for recordings will be forwarded to the Records Department.
- C. The requestor must provide the compact disc for the recording.

VII. Telephone Blocks

All requests from citizens to block telephone calls originating from the Detention Center will be forwarded to the Records Department. Citizens must contact the contracted telephone company directly to remove a telephone block.