

Z. PADGETT - DIRECT BY STATE

1 OF MONEY. COULD YOU TELL ME HOW MUCH MONEY THAT WAS?

2 A WITHOUT LOOKING AT MY NOTES AND HAVING THEM TO REFER TO, I
3 RECALL IT, I BELIEVE IT WAS \$176. PRETTY GOOD, A GUESS.

4 Q I MEAN, THAT'S -- AND JUST SO I CAN CLARIFY, GEORGE ADAMS
5 WASN'T ANYWHERE AROUND THERE, WAS HE?

6 A NO, SIR. HE WASN'T THERE.

7 Q YOU DIDN'T SEE HIM?

8 A NO, SIR.

9 MR. NETTLES: I HAVE NO FURTHER QUESTIONS OF THIS
10 WITNESS, YOUR HONOR.

11 THE COURT: ALL RIGHT. ANYTHING ON REDIRECT?

12 MR. GASSER: NO, SIR.

13 THE COURT: YOU CAN COME DOWN. YOU CAN BE EXCUSED.

14 MR. GASSER: THE STATE CALLS ZANE PADGETT.

15 ZANE PADGETT, BEING FIRST DULY
16 SWORN, TESTIFIED AS FOLLOWS:

17 THE CLERK: THANK YOU. PLEASE BE SEATED. STATE YOUR
18 FULL NAME FOR THE RECORD.

19 MR. PADGETT: ZANE PADGETT.

20 DIRECT EXAMINATION BY MR. GASSER:

21 Q SERGEANT PADGETT, YOU ARE EMPLOYED AT THE RICHLAND COUNTY
22 SHERIFF'S DEPARTMENT, ARE YOU NOT?

23 A THAT'S CORRECT.

24 Q HOW LONG HAVE YOU BEEN EMPLOYED AT THE SHERIFF'S DEPARTMENT?

25 A TWELVE AND A HALF YEARS.

1 MR. GASSER: I'M TELLING YOU AS AN OFFICER OF THE COURT
2 THE MURDER CHARGE WAS NOT PROSECUTED WHEN SHE WAS OFFERED THE
3 PLEA TO THE ARMED -- THE SAME DEAL THAT THIS MAN GOT. IF
4 THEY WANT TO OPEN THIS DOOR, HE'S BEEN OFFERED THE SAME DEAL.
5 HE STILL HAS THE SAME DEAL AS WE SIT HERE RIGHT NOW.

6 THE COURT: THIS IS NOT A QUESTION OF OPENING THE DOOR
7 AND TELLING THE JURY THAT HE WAS OFFERED ---

8 MR. GASSER: BUT WHAT THEY'RE TRYING TO ASSUME IS THAT
9 FOR SOME REASON THE STATE IS TREATING HER SOMEWHAT
10 DIFFERENTLY. WE'RE TREATING HER THE SAME WAY WE'VE TREATED
11 MR. ADAMS UP UNTIL THE POINT THAT WE'RE SITTING HERE RIGHT
12 NOW. HE'S BEEN OFFERED THE SAME DEAL. IF HE PLEADS TO ARMED
13 ROBBERY, WE'LL DISMISS THE MURDER ON THIS PARTICULAR FACT
14 SITUATION. TO SOMEHOW INFER THAT SHE'S LYING OR BIASED, THAT
15 SHE'S GETTING SOME BETTER DEAL THAN MR. ADAMS DID IS
16 MISLEADING THE JURY.

17 THE COURT: WELL, I KNOW WHAT BROWN SAID. I REMEMBER
18 WHEN THIS CASE CAME DOWN BECAUSE IT WAS POINTED OUT TO ME.
19 I'D JUST TOOK THE BENCH. BUT THIS IS A CASE WHERE SHE HAS
20 ALREADY PLED GUILTY, SHE'S ALREADY BEEN SENTENCED, SHE'S
21 ALREADY IN JAIL. AND THE RULE HAS ALWAYS BEEN THAT YOU DON'T
22 GO INTO SENTENCING BEFORE THE JURY SO THE JURY WON'T THINK
23 ABOUT THAT WHEN IT DECIDES GUILT OR INNOCENCE, RIGHT? BUT
24 YOU ARE UNDER THE CONFRONTATION CLAUSE ENTITLED TO EXAMINE A
25 WITNESS FOR THEIR BIAS OR PREJUDICE OR WHATEVER. BUT IS THIS

1 AND MURDER IN CONNECTION WITH THE EVENTS OF JUNE 17TH. AND I
2 ASSUME WHAT THE SOLICITOR IS ARGUING TO IS ME ASKING HER IF
3 SHE WAS AWARE OF THE POTENTIAL PENALTIES FOR THOSE PARTICULAR
4 CHARGES.

5 I BELIEVE THAT UNDER STATE V. BROWN THAT WE DO HAVE A
6 RIGHT OF CROSS EXAMINATION TO EXAMINE WHAT POTENTIAL BIAS SHE
7 MAY HAVE. NOW, I UNDERSTAND THE SOLICITOR'S POSITION IS THAT
8 THERE WAS NO AGREEMENT FOR THAT PARTICULAR SENTENCE OR PLEA
9 ARRANGEMENT IN EXCHANGE FOR HER TESTIMONY, BUT I THINK IT IS
10 VERY IMPORTANT TO THE JURY TO DETERMINE, ONE, HER CREDIBILITY
11 AND POTENTIAL BIAS, TO KNOW THAT SHE ONLY RECEIVED A TEN-YEAR
12 SENTENCE WHEN SHE POTENTIALLY COULD HAVE RECEIVED, HAD SHE
13 BEEN FOUND GUILTY, COULD HAVE RECEIVED A LIFE SENTENCE PLUS
14 25 YEARS IF IT HAD ALL BEEN RUN CONSECUTIVELY.

15 THE COURT: NO, NO, NO. SHE PLED GUILTY TO ARMED
16 ROBBERY. SO THE MOST SHE COULD HAVE GOTTEN WAS 25 YEARS,
17 RIGHT?

18 MR. DRAPER: THAT'S CORRECT. BUT THE MURDER WAS ALSO
19 DISMISSED, AND SHE WAS CHARGED WITH MURDER.

20 THE COURT: I KNOW THAT. YOU'VE ALREADY GOT INTO THAT.
21 YOU'VE ALREADY ASKED THAT.

22 MR. DRAPER: I DON'T BELIEVE THAT WE'VE DETERMINED YET
23 THAT IT HAS BEEN DISMISSED. I ASKED HER IF SHE'S BEEN
24 CHARGED WITH THE MURDER. BUT THE JURY HAS NO IDEA WHAT
25 HAPPENED TO THAT CHARGE.

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1 BECAUSE THAT'S WHAT SHE PLED TO.

2 THE COURT: I AGREE.

3 MR. GASSER: BUT THE DEAL WITH HER WAS THAT IF SHE
4 PLEADS GUILTY TO ARMED ROBBERY WE'RE GOING TO DISMISS THE
5 MURDER. I'LL BE HONEST WITH YOU. I THOUGHT GEORGE ADAMS WAS
6 GOING TO PLEAD TO THESE CHARGES AS WELL. THERE WAS NEVER ANY
7 NEGOTIATION WITH ANY OF THE DEFENSE COUNSEL INVOLVED IN THIS
8 CASE: JAMES BROWN, CARL LEWIS. ROSENA FARMER COULD HAVE
9 TOLD ME TO GO FLY A KITE 30 MINUTES AGO WHEN I STARTED
10 QUESTIONING HER, AND THERE'S NOTHING I COULD HAVE DONE ABOUT
11 IT.

12 THE COURT: ALL RIGHT. I'M GOING TO LET YOU GO INTO THE
13 FACT THAT SHE GOT A ~~TEN-YEAR~~ SENTENCE, SHE WAS FACING 25
14 YEARS AND THE MURDER CHARGE IS DROPPED. DO WE NEED TO GO ANY
15 MORE THAN THAT?

16 MR. DRAPER: I JUST WOULD LIKE TO ASK HER IF SHE KNEW
17 THAT THE LIFE SENTENCE -- THAT SHE COULD HAVE RECEIVED A LIFE
18 SENTENCE ON THE MURDER.

19 THE COURT: I DON'T CARE IF YOU ASK HER THAT. GO AHEAD.
20 BRING HER BACK. BRING THE JURY BACK. BUT DON'T GO TOO FAR.
21 BECAUSE I DON'T THINK THIS BROWN CASE APPLIES. SO DON'T
22 CROSS THE LINE.

23 (JURY IN AT APPROXIMATELY 4:50 P.M.)

24 THE BAILIFF: THE JURY IS PRESENT, YOUR HONOR.

25 THE COURT: ALL RIGHT, MR. DRAPER.

PLEA

1 CASE LIKE THE BROWN CASE? I DON'T THINK SO.

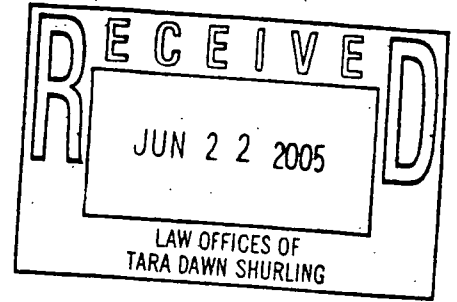
2 MR. DRAPER: YOUR HONOR, AND I WOULD DISAGREE, AND
3 RESPECTFULLY DISAGREE. AND THE REASON -- I DON'T SEE THE
4 DISTINCTION BETWEEN BROWN WHERE MR. GASSER IS PUTTING FORTH
5 THAT THERE WAS A CONTRACT IN A CASE WHERE HERE WHERE CLEARLY
6 SHE HAD ENTERED A GUILTY PLEA. SHE ADMITTED WHAT THE STATE
7 BELIEVED TO BE HER PART. AND NOW SHE'S TESTIFYING. AND I
8 THINK THAT IT IS NOT -- I'M NOT ALLEGING THAT MR. GASSER HAS
9 DONE ANYTHING INAPPROPRIATE. BUT BIAS AND CREDIBILITY ARE AN
10 ISSUE THAT THE JURY CAN BRING UP, AND THAT'S ENTIRELY IN THE
11 JURY'S PARAMETERS IN TRYING TO DECIDE THE GUILT OR INNOCENCE
12 OF MR. ADAMS.

13 THAT'S WHY I THINK THAT THE TWO ISSUES OF, ONE, THAT THE
14 MURDER CHARGE WAS DISMISSED AGAINST HER BECAUSE, YOU KNOW,
15 ~~THERE WAS PROBABLE CAUSE AT SOME POINT TO GET AN ARREST~~
16 ~~WARRANT AGAINST HER FOR MURDER; AND, TWO, THAT SHE RECEIVED~~
17 ~~THE MINIMUM SENTENCE THAT WAS POSSIBLE ON THE ARMED ROBBERY,~~
18 ARE TWO ISSUES THAT ARE RELEVANT TO MR. ADAMS' RIGHT OF CROSS
19 EXAMINATION OF THIS WITNESS TO EXPLORE HER POTENTIAL BIAS,
20 NOT EVEN NECESSARILY TO ESTABLISH BIAS ABOUT ANYTHING THE
21 SOLICITOR'S OFFICE DID, BUT A POTENTIAL BIAS ON HER PART OF
22 HOW SHE MAY OR MAY NOT TESTIFY IN FRONT OF THE JURY.

*Hand
up
all*

23 THE COURT: ANYTHING YOU WANT TO ADD?

24 MR. GASSER: I THINK IT'S FAIR TO GO INTO THE FACT THAT
25 SHE COULD HAVE GOTTEN A 25-YEAR SENTENCE FOR ARMED ROBBERY



CMTI330D SCDC OFFENDER MANAGEMENT SYSTEM 08/23/04
 OMCOMITA RELEASE DATE SCREEN C023981
 SCDC# > 181283 LOC: LEE
 ADAMS, GEORGE MAURICE SCDC CLASSIFICATION...: VIOLENT

SEXUAL REGISTRY...: N
 OFFENDER TYPE...: ADULT-STRAIGHT SENTENCE SEXUAL PREDATOR...:
 DNA STATUS.....: COMPLETED
 TOTAL SENTENCE...: LIFE CONSECUTIVE SENTENCE ...:
 CURRENT SENTENCE: CURRENT SENT START DATE: 02/08/1993
 PROJECTED COMPLETION DATES
 MAXOUT DATE: 99/99/9999 CURRENT EWC ..:
 YOA SIX YEAR DATE: CURRENT EEC ..:
 INITIAL PAROLE DATE: 02/08/2013 NEXT PAROLE HEARING DATE: 02/08/2013

TOTAL GT. DAYS EARNED: 000000 LABOR CREW/WORK PROG DATE: 99/99/9999
 TOTAL EARNED WORK CREDITS ...: 000000 LABOR CREW DISQ REASON:
 TOTAL EDUCATION CREDITS: 000000 OFFENSE > CAT 3
 TOTAL EXTRA EARNED CREDITS ..: 000
 TOTAL SERVICE TIME EARNED ...: 000000

PFKEYS: 5:HISTORY OF DATE CHANGES

4-0 1 Sess-1 167.7.50.33 TNET0389 3/11

State of South Carolina
Department of Probation, Parole and Pardon Services

NIKKI R. HALEY
Governor



KELA E. THOMAS
Director

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December 21, 2012

George Adams, #181283
Lee Correctional Institution
990 Wisacky Highway
Bishopville, SC 29010

RE: NON ELIGIBILITY FOR PAROLE

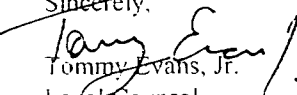
Dear Mr. Adams:

It is my duty to inform you that South Carolina law prohibits the Board of Probation, Parole, and Pardon Services from granting you parole on the sentence(s) identified below. Section 24-21-640 states: "[t]he board must not grant parole nor is parole authorized to any prisoner serving a sentence for a second or subsequent conviction, following a separate sentencing for prior conviction, for violent crimes as defined in Section 16-1-60." Our records indicate that you have been convicted of the following violent crimes:

<u>Violent Crime</u>	<u>Indictment Number</u>	<u>Parolable</u>	<u>Sentence</u>
Murder	92-GS-40-11317	No	06/23/94
Burglary, 1st (16-11-311)	91-GS-40-5731		09/17/91

Please note that this letter is the Department's "final decision" on this matter. You have the right to appeal this final decision by seeking review by an Administrative Law Judge. Furtick v. South Carolina Department of Probation, Parole and Pardon Services, 3525.c. 594, 576 S.E.2d 146 (2003). In order to file such an appeal, you must follow the instructions on the back of the enclosed "Notice of Appeal" form approved by the Administrative Law Court (ALC). You will also be required to comply with ALC Rules of Procedure for special appeals. Failure to follow the ALC instructions or Rules of Procedure will result in forfeiture of your right to challenge the Department's final decision.

Sincerely,


Tommy Evans, Jr.
Legal Counsel