

STATE OF SOUTH CAROLINA )  
COUNTY OF GEORGETOWN )

IN THE COURT OF GENERAL SESSION  
OF THE FIFTEENTH JUDICIAL CIRCUIT

STATE OF SOUTH CAROLINA )

NOTICE AND MOTION FOR PRODUCTION  
OF SPECIFIC EVIDENCE AND  
DISCLOSURE OF WITNESSES  
AND REQUEST FOR A SPEEDY TRIAL

-VS-

DAMONTE RIVERA )

ATTORNEY: JOSHUA EDGEWORTH

DEFENDANT )

WARRANTS: 2013A2220200383

FILE NO: 22A13-00000391

SSN:: 249-93-0318

TO: SOLICITOR FOR THE FIFTEENTH JUDICIAL CIRCUIT

FILED  
GEORGETOWN COUNTY, SC  
2014 AUG 25 PM 1:28  
ALMA Y. WHITE  
CLERK OF COURT

YOU WILL PLEASE TAKE NOTICE that unless the prosecution responds to the Defendant's request for disclosure within 30 days, or within such time as may be ordered by the Court, Counsel for the Defendant will move this Court for an Order compelling that the State:

1. Make available for Defendant any and all written and oral statements by the Defendant which are, or may come to be, in the possession of the State.
2. Make available for purposes of inspection, and copying, any and all police reports relating to the investigation and circumstances surrounding the crime which the Defendant is charged with, including any and all statements taken from witnesses and the Defendant.
3. Make available to the Defendant all tangible objects obtained during the investigation of this case, including, but not limited to:
  - (a) All tangible objects obtained from the scene of the crime; and
  - (b) All tangible objects obtained from the State's witnesses in this case
  - (c) All tangible objects the State intends to introduce into evidence at Trial which are relevant to the offense charged.
4. Make available any witnesses known to the State who have knowledge of facts which might be favorable to the Defendant.
5. Make available any promises made or actions taken by the State which caused or might have caused any witnesses for the State to testify on behalf of the State.
6. Make available any inconsistent statements made by witnesses for the State or any statements made by witnesses for the State which tend to exculpate the Defendants or to negate participation by the Defendants in the alleged crime.
7. Make available to the Defendant all results of laboratory tests, scientific tests, or physical examinations conducted in connection with this case, including but not limited to:
  - (a) Analysis of handwriting
  - (b) Photographs secured of the scene of the crime

(c) Comparison of fingerprints

8. Make available any facts which tend to exculpate the Defendant.
9. Make available any and all scientific or medical, psychiatric, legal or other information, reports or records which might tend to reflect on the credibility or competence of any of prospective witnesses for the State.
10. Make available to the Defendant the names and addresses of all persons who have knowledge of this case or who have been interviewed by the investigating officers in connection with this case.
11. Make available to the Defendant, the SLED, FBI, and local arrest and conviction records of all persons, including the Defendant, named in connection with this proceeding.
12. Make any chemist, analyst, and all persons within the chain of custody appear in Court for the purpose of personally testifying. Attorney for the Defense thus objects to the introduction of any chemist's or analyst's report pursuant to Rule 6, S.C. Rules of Criminal Procedure.

This information is requested pursuant to Rule 5 of the South Carolina Rules of Criminal Procedure. This information is further requested pursuant to Brady vs Maryland, 373 U.S. 383, 10 L. Ed. 2d 215, 83 S. Ct. 1194 (1963), U.S. vs Agurs, 427 U.S. 97, 49 L Ed 2nd 342, 96 S. Ct. 2392 1976, State vs Mixon 274 S.E. 2nd 406 (1981). Further this information is requested on the grounds that it is essential to insure the Defendant's right to a fair trial, right to confrontation of witnesses, the right to effective Counsel and due process of law guaranteed by the South Carolina Constitution, and the United States Constitution.

**ADDITIONALLY DEFENDANT REQUESTS A SPEEDY TRIAL:**

The Defendant demands that he be indicted and tried during the next term of General Sessions Court in this County pursuant to his right to a speedy trial under the United States and the South Carolina Constitutions and under 17-23-90. Pursuant to 17-23-90, the defendant requests that if the defendant "shall not be indicted and tried the second term after his commitment.... he shall be discharged from his imprisonment".

WHEREFORE, Defendant prays:

- (a) That the Solicitor be Ordered to produce all information described herein and allow the Defendant the right to examine, inspect, copy and photograph, such materials and information at a specific time and place to be fixed by the Court.
- (b) That the information be provided no later than 30 days from the date of this request, as reflected by the Clerk of Court's time-stamp appearing on the face of this Document.
- (c) That the Court enter an Order requiring the Solicitor's Office to make continuing disclosure of all matters requested herein up to and during the Trial of the charges against the Defendant.

RESPECTFULLY SUBMITTED,



ORRIE E. WEST  
PUBLIC DEFENDER  
FIFTEENTH CIRCUIT

GEORGETOWN, SOUTH CAROLINA  
DATE: August 13, 2014

STATE OF SOUTH CAROLINA )  
COUNTY OF GEORGETOWN )

IN THE COURT OF GENERAL SESSIONS  
OF THE FIFTEENTH JUDICIAL CIRCUIT

STATE OF SOUTH CAROLINA )

VS. )

**ORDER**  
APPOINTING CONFLICT ATTORNEY  
FOR DEFENDANT WHO  
HAS CO-DEFENDANTS  
PURSUANT TO RULE 608 AND  
OID CONTRACT

DAMONTE RIVERA  
DEFENDANT )

FILE NO: 22A12-00000505

This matter comes before me regarding appointing counsel for the Defendant, pursuant to Rule 608 SCACR and an OID (Office Of Indigent Defense) Contract. The Defendant was arrested on September 2, 2012 for the offense(s) of:

2012A2220200132 Burglary / Burglary 1st - First degree

2012A2220200131 Robbery / Armed Robbery, robbery while armed with a deadly  
weapon

2012A2220200133 Kidnapping / Kidnapping

along with Co-Defendant(s):

Anthony Fraser, Attorney Josh Holford  
Carnell Kennedy, Attorney Dean Mureddu  
Jasen Wade, Attorney Laura Hiller

FILED  
GEORGETOWN COUNTY, S.C.  
2014 AUG 25 PM 1:48  
ALMA Y. WHITE  
CLERK OF COURT

Upon application of the Defendant, DAMONTE RIVERA, through the Office of the Public Defender, the Court finds that the Defendant is eligible for court-appointed counsel, based upon the attached Certificate of Representation. The Office of Public Defender already represents a Co-Defendant (s) and a Conflict is deemed to exist which requires this Court to appoint a private attorney for the above named Defendant.

The Defendant is placed on notice that Defense of Indigents Act as contained in S.C. Code 17-3-310 (G)(6), (1993 as amended), authorizes OID to enter into contracts

with qualified private counsel .

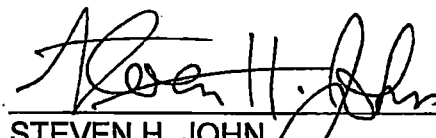
Pursuant to Rule 608 and S.C. Code 17-3-310 (G)(6), the below listed attorney, who is an active qualified member of the South Carolina Bar, is appointed to represent the Defendant.

IT IS ORDERED that, pursuant to Rule 608 and S.C. Code 17-3-310 (G)(6), the following attorney is appointed to represent the Defendant on the above-referenced offense(s):

WILLIAM JOSH EDGEWORTH  
ATTORNEY AT LAW  
10698 OCEAN HIGHWAY SUITE 213  
PAWLEYS ISLAND 29585  
PHONE: 843-314-9384

AND IT IS SO ORDERED:

DATED: 8/20/14  
St. Charles, SC

  
STEVEN H. JOHN  
ADMINISTRATIVE JUDGE  
COURT OF GENERAL SESSIONS  
FIFTEENTH JUDICIAL CIRCUIT

NOTICE: SC Supreme Court Order of September 29, 2006, requires appointed counsel entitled to payment from the Office of Indigent Defense (OID) to register the case online within fifteen (15) days of this appointment at [www.sccid.sc.gov](http://www.sccid.sc.gov) and further directs that reimbursement vouchers be submitted directly to SCCID and not to the trial judge or the clerk of court. See SCCID website for further details.

Please indicate that the appointment is pursuant to-OID CONTRACT. 08/13/2014



STATE OF SOUTH CAROLINA )  
COUNTY OF GEORGETOWN )

IN THE COURT OF GENERAL SESSIONS  
OF THE FIFTEENTH JUDICIAL CIRCUIT

STATE OF SOUTH CAROLINA )

CERTIFICATE OF REPRESENTATION  
(APPOINTING AS COUNSEL)

-VS-

ATTORNEY: WILLIAM JOSH

EDGEWORTH

DAMONTE RIVERA

DEFENDANT )  
\_\_\_\_\_ )

FILE NO: 22A12-00000505

TO: Clerk of Court of General Sessions of the Fifteenth Judicial Circuit  
Office of the Solicitor; Appointed Counsel

This certifies that the above captioned Defendant is eligible for the services of the Public Defender, such determination having been made regarding the charge(s) of:

2012A2220200132 Burglary / Burglary 1st - First degree

2012A2220200131 Robbery / Armed Robbery, robbery while armed with a deadly weapon

2012A2220200133 Kidnapping / Kidnapping

The Defendant's Counsel is  
WILLIAM JOSH EDGEWORTH  
Attorney At Law  
10698 OCEAN HIGHWAY SUITE 213  
PAWLEYS ISLAND 29585

PHONE: 843-314-9384

FILED  
GEORGETOWN COUNTY, SC  
2014 AUG 25 PM 1:49  
ALMA Y. WHITE  
CLERK OF COURT

The office of the Public Defender requests on the Defendant's behalf any and all evidence in the possession of you and or your agents pursuant to S.C. Criminal Practice Rule 5, and Brady v. Maryland 373 U.S. 383 (1963). The formal Motion for Discovery is attached.



ORRIE E. WEST  
FIFTEENTH CIRCUIT  
PUBLIC DEFENDER

GEORGETOWN, SC  
DATE: August 13, 2014

STATE OF SOUTH CAROLINA )  
COUNTY OF GEORGETOWN )

IN THE COURT OF GENERAL SESSIONS  
OF THE FIFTEENTH JUDICIAL CIRCUIT

STATE OF SOUTH CAROLINA )

VS. )

**ORDER**  
APPOINTING CONFLICT ATTORNEY  
FOR DEFENDANT WHO  
HAS CO-DEFENDANTS  
PURSUANT TO RULE 608 AND  
OID CONTRACT

DAMONTE RIVERA )  
DEFENDANT )

FILE NO: 22A13-00000391

This matter comes before me regarding appointing counsel for the Defendant, pursuant to Rule 608 SCACR and an OID (Office Of Indigent Defense) Contract. The Defendant was arrested on July 16, 2013 for the offense(s) of:

2013A2220200383 Murder

along with Co-Defendant(s):

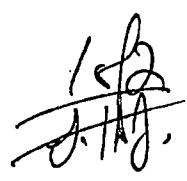
Anthony Fraser, Attorney Josh Holford  
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GEORGETOWN COUNTY, SC  
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ALMA Y. WHITE  
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The Defendant is placed on notice that Defense of Indigents Act as contained in S.C. Code 17-3-310 (G)(6), (1993 as amended), authorizes OID to enter into contracts with qualified private counsel .

Pursuant to Rule 608 and S.C. Code 17-3-310 (G)(6), the below listed attorney, who is an active qualified member of the South Carolina Bar, is appointed to represent the Defendant.



IT IS ORDERED that, pursuant to Rule 608 and S.C. Code 17-3-310 (G)(6), the following attorney is appointed to represent the Defendant on the above-referenced offense(s):

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ATTORNEY AT LAW  
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AND IT IS SO ORDERED:

DATED: 8/20/14  
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Steven H. John  
STEVEN H. JOHN  
ADMINISTRATIVE JUDGE  
COURT OF GENERAL SESSIONS  
FIFTEENTH JUDICIAL CIRCUIT

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Please indicate that the appointment is pursuant to OID CONTRACT. 08/13/2014

25/2  
J. H. J.

STATE OF SOUTH CAROLINA )  
COUNTY OF GEORGETOWN )

IN THE COURT OF GENERAL SESSIONS  
OF THE FIFTEENTH JUDICIAL CIRCUIT

STATE OF SOUTH CAROLINA )

CERTIFICATE OF REPRESENTATION  
(APPOINTING AS COUNSEL)

-VS-

ATTORNEY: WILLIAM JOSH

EDGEWORTH  
DAMONTE RIVERA

DEFENDANT )  
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TO: Clerk of Court of General Sessions of the Fifteenth Judicial Circuit  
Office of the Solicitor; Appointed Counsel

This certifies that the above captioned Defendant is eligible for the services of the Public Defender, such determination having been made regarding the charge(s) of:

2013A2220200383 Murder

The Defendant's Counsel is  
WILLIAM JOSH EDGEWORTH  
Attorney At Law  
10698 OCEAN HIGHWAY SUITE 213  
PAWLEYS ISLAND 29585

PHONE: 843-314-9384

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PUBLIC DEFENDER

GEORGETOWN, SC  
DATE: August 13, 2014

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ANITA Y. WHITE  
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