

In The form of petitioner Terrence Bradshaw  
# 320361 Case Docket No: 2015-CP-45-279 / This is his  
Exhibit(A) which shows The Recommendation from the  
Presiding Judge MR Clifton Newman, Along with  
Petitioner's mental Health Documents, An Along with  
his South Carolina Educational ~~guidelines~~ Report  
which is # 6 Pgs in All, for Exhibit(A) The petitioner  
has Hightlighted things for the Court Review.

It appears that the defendant Terrence Bradshaw may lack the capacity to understand the proceedings against him or to assist in his own defense due to a lack of mental capacity because he has a family history of mental illness; it is reported that his mother was on psychotropic drugs at the time of his birth and was unable to care for him due to her mental incapacity; he is currently being treated for mental health issues and has been prescribed medication. Further, Terrence Bradshaw is classified as Learning Disabled under South Carolina Department of Education Guidelines and was placed in self contained classes for the learning disabled. He should be fully evaluated as to possible mental retardation.

**THEREFORE, IT IS ORDERED:** Because the Department of Mental Health has statutory responsibility for custody and control of individuals determined not guilty by reason of insanity, defendant shall be examined and observed at an appropriate facility of the Department of Mental Health by one or more examiners to determine whether defendant is criminally responsible pursuant to S.C. Code Ann. § 17-24-10(A) (1976) for conduct on or about December 25, 2004.

If defendant is believed to be criminally responsible by the designated examiners, defendant shall be further examined to determine whether, because of mental disease or defect, defendant lacked sufficient capacity to conform conduct to the requirements of the law on or about December 25, 2004 pursuant to S.C. Code Ann. § 17-24-20(A) (1976).

**COMPLIANCE DEADLINE/TRANSPORT FOR EVALUATION.** The examining facility shall schedule the ordered examination as soon as possible and no later than sixty (60) days from the receipt of this order by the Department of Mental Health, this time being necessary to gather required records. If defendant is currently free on bond or personal recognizance, defendant is responsible for making transportation arrangements to attend the examination. In the event defendant does not appear at the scheduled examination, upon written notice of such failure by the Department of Mental Health to the Sheriff of the county in which this case arose, defendant shall be taken into custody by the Sheriff and held until an examination can be scheduled and completed, and thereafter shall be released. Defendant's bond or bail is hereby revoked to the extent necessary to carry out the provisions of this order, and upon completion of the examination and release of defendant, any previous bail or bond issued by the Court shall remain in effect. If defendant is in custody at the time of the scheduled examination, the Sheriff is hereby authorized and required to transport defendant to and from the examination, arriving at the examining facility at the time

SCCA 222 (8/2005)

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78

Terrence Bradshaw #320361

This is a copy of the Applicant Exhibit C

~~This is a copy of the Applicant Exhibit~~

A Total of #9 Pages

See #2014-CP-45-205

SWCMHC Clinical Assessment Form: Part B - CAF		Program #: 54	Date: 3-5-02	Time: 9:00
Name: Terrace Bradshaw		ID#: 9820178		
Consumer Reported/Observed Social/Cultural Information (Complete all that are applicable)				
Family of Origin: (Constellation and Dynamics- include extended family relations if any) Mother - Linda Spay - lives in Paducah village - sees every week or every other week Father - Herbert Meek - lives in Gradyville - sees "once in a blue moon" Brother - Anthony Meek - age 13 Sister - Courtney } live in Gradyville w/ father; rarely sees, does not know age but they are younger than both brothers Sister - Brittany }				
Current Family/Living Situation: (Who lives in the home, relationship, age, etc.) Lives with maternal g'me, brother Anthony Meek age 13 (get along well), and Jewel Willie Bradshaw - age 7a				
Peer Relationships: Mostly hangs around with cousins "I don't have any friends"				
Community Social/Leisure Activities: "go places"				
Daily Activity Patterns: Use about 10. Stay home until about 1pm, go to cousin's house, home by midnight, bed by about 10pm				
School/Academic Information				
School Attending: <input type="checkbox"/> NA <input type="checkbox"/> Gifted <input type="checkbox"/> LD <input type="checkbox"/> EN <input type="checkbox"/> Self Contained <input type="checkbox"/> Resource <input type="checkbox"/> Alternative School		Phone#:		
Special Education: <input type="checkbox"/> NA <input type="checkbox"/> Gifted <input type="checkbox"/> LD <input type="checkbox"/> EN <input type="checkbox"/> Self Contained <input type="checkbox"/> Resource <input type="checkbox"/> Alternative School		Attendance: <input type="checkbox"/> Regularly Absent <input type="checkbox"/> Absent Often - Excused <input type="checkbox"/> Misses Often - Unexcused		
Reason for Absences: <input type="checkbox"/> Illness <input type="checkbox"/> Truancy <input type="checkbox"/> Other		"He had a nice report card"		
Current Grade: _____		Most Recent Grades Earned: A+ B+ best science		
Consumer/Parent agrees to School Based Counseling: <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A		Consent/Release Completed: <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A like all subjects		
Developmental History				
Pre-natal Development: (Pre-natal care, maternal health/fitness, history of genetic disorders, use of D&A exams during pregnancy, etc.) → Mother used on psychotropics while pregnant ← please review				
Birth History: <input checked="" type="checkbox"/> Normal <input type="checkbox"/> Low Birth Weight <input type="checkbox"/> Pre-Mature <input type="checkbox"/> NICU <input type="checkbox"/> C-Section Birth Weight: 7 1/2 lbs. Immunizations Current: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No "Happy baby - easy" Developmental Stages: 0-3 Years: (include age for talking, walking and being toilet trained) Developmental milestones w/nk 4-6 Years: Parents married when Terrace was 4 7-11 Years: Age 5, mother remarried Has lived w maternal g'me all his life except for two short periods at age 4 and age 8. 12-17 Years:				
Abuse History: (Physical, emotional, sexual, etc.) None reported				
Other Information: (Miscellaneous information- may include payee, spiritual beliefs, legal issues, sexuality issues, ethnicity, etc.) Lived with maternal g'me all his life				
DSS Case Worker:		Phone #:		
Foster Parent:		Phone #:		
Other Agency Involvement:				
Strengths: (Include family/spiritual support, social network, active in the community, employment status, motivation (going to school), etc.) Plans to finish high school. Supportive environment				
Abilities: (Incorporate/observable, skills/tasks able to perform w/ an established history- i.e. med compliance, grades, paying bills, promptness, following instructions, healthy behaviors, etc.) Labeling: "putting down flower beds" does chores at home. Earned good grades at Willow Glen				
Consumer Stated Needs/Problems/Desired Outcomes for Treatment and Post Discharge: Continue on meds.				
Preferences: (Treatment, appointment times, culture/gender orientation, etc.) None stated				

Feb 23 2006 1:14PM CLARENDON DIST TWO


No: 7690 P: 58

BRADSHAW, Terrance

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discrepant with intellectual ability level. The school district's multidisciplinary team should consider all available data in addition to this psychoeducational evaluation report in making a placement decision regarding this student's educational needs. In conclusion, although this profile is typical of a slow learner, the examinee appears to meet South Carolina State Department of Education guidelines for classification as Learning Disabled.

See attached recommendations.

  
Anna Gregg Fowler, Ed.S.  
School Psychologist II

26. Review of an NCIC criminal record on Lionell Thompson.
27. Review of an NCIC criminal record on Terrence Bradshaw.
28. Review of arrest warrant #H-856483 for the charge of Armed Robbery on defendant Lionel Thompson.
29. Review of arrest warrant #H-856484 for the charge of Assault and Battery with Intent to Kill on defendant Lionel Thompson.
30. Review of arrest warrant #H-856455 for the charge of Murder on defendant Lionel Thompson.
31. Review of a paper containing writing by the defendant given to this examiner during the July 3, 2006 evaluation.
32. Review of a history of contact with the Santee-Wateree Mental Health Center.
33. Review of medical records from McLeod Regional Medical Center dated September 23, 2003.
34. Review of a psychological consultation report on the defendant, Terrence Bradshaw, dated July 14, 2006 by Jeffery E. Musick, Ph.D.
35. A telephone call by a social worker, Carol David, to the Phoenix Center of Alcolu, South Carolina.
36. Review of medical records from the Medical University of South Carolina related to a psychiatric evaluation conducted on May 24, 1999.
37. Review of school records from Willowglen Academy in Greeleyville, South Carolina.
38. Review of a letter from the South Carolina Department of Juvenile Justice dated June 29, 2006 stating that they have no records on the defendant, Terrence Bradshaw.
39. Review of medical records from the Waccamaw Center for Mental Health and the Southeastern Service Group, Incorporated.
40. Review of a psychiatric social work assessment completed by Carol David dated June 29, 2006 with the primary informant being Mary Lee Bradshaw, the defendant's grandmother.
41. A two hour clinical Forensic interview on July 3, 2006.
42. A 1 hour and 45 minute clinical Forensic interview on the defendant on August 2, 2006.

According to the defendant's grandmother, the defendant began having periods of what is described as "cutting up" and crying beginning 3 - 4 years ago. He has lived with his grandmother all of his life. He has never been hospitalized in a psychiatric hospital. Apparently, at age 17 he was seen on one occasion at the Santee-Wateree Mental Health Center after threatening to take an overdose when he did not want to go to school. There are no clinical notes available for this contact and he had no further contact other than this one appointment at the Santee-Wateree Mental Health Center. Mr. Bradshaw had a psychiatric evaluation at the Medical University of South Carolina on May 24, 1999. He was 14 years old at that time and was referred by the Willowglen Academy Clinical Day Treatment Program. He was evaluated because of a history of physical and verbal aggression, low frustration tolerance, poor impulse control, weapon offenses, poor insight, limited judgment, and an angry and irritable mood. The diagnoses from this psychiatric evaluation included Attention Deficit Hyperactivity Disorder (ADHD), Anxiety Disorder NOS, Depressive Disorder NOS, Reading Disorder, Disorder of Written Expression, Communication Disorder NOS, Possible Substance Abuse, and Borderline Intellectual Functioning. It was recommended that he have a trial of psychostimulant medication as well as an antidepressant.

*J.E.*  
BRADSHAW, TERRENCE  
932-0178  
OUTPATIENT EVALUATION

Mr. Bradshaw had a psychoeducational evaluation with the Clarendon School District #2 on October 27, 1998. He was administered the Wechsler Intelligence Scale for Children-3<sup>rd</sup> Edition and had a measured Full Scale IQ of 73 with a Verbal IQ of 76 and a Performance IQ of 73. This IQ test falls in the range of Borderline Intellectual Functioning.

More recently, since being incarcerated Mr. Bradshaw has been treated by the Waccamaw Mental Health Center. The initial diagnosis as reflected in the February 23, 2005 clinical evaluation was Dysthymic Disorder. Dysthymic Disorder is a chronic mild depression. However, we also note in an individual treatment plan dated February 23, 2006 that the diagnosis has been listed as Schizophrenia, Undifferentiated Type. Mr. Bradshaw is receiving both antipsychotic and antidepressant medication. He is prescribed risperidone (Risperdal<sup>®</sup>), an antipsychotic and escitalopram (Lexapro<sup>®</sup>), an antidepressant. He has been on medication since March of 2005.

After reviewing these medical records as well as conducting two separate interviews of the defendant, it is our opinion that he suffers from Major Depression with Psychotic Features. He gives a history of being depressed for sometime with tearful episodes, depressed mood, low energy, suicidal ideation, difficulty initiating sleep, and a decreased appetite. These symptoms would meet diagnostic criteria for Major Depression. He has atypical psychotic symptoms which include auditory hallucinations of voices telling him that they want to kill him. These auditory hallucinations began after he became significantly depressed. We do not believe that his reported psychotic symptoms would satisfy the diagnostic criteria for Schizophrenia, but they appear to have occurred in conjunction with significant depressive symptoms and Mr. Bradshaw would therefore qualify for a diagnosis of Major Depression with Psychotic Features.

Additionally, he reports that he drinks daily when not incarcerated of a sufficient quantity to indicate physiological tolerance. He has also described withdrawal symptoms upon cessation of use and would therefore meet diagnostic criteria for a diagnosis of Alcohol Dependence.

On the July 3, 2006 interview, Mr. Bradshaw reported symptoms which seemed suspect to these examiners. For example, he claimed not to know the actual month (stating it was March rather than July) or the actual year (stating it was 2004 rather than 2006). Although he was able to register three objects, he could recall none of them after five minutes, even when given prompts. He could not do simple tasks. He could not name the number of dimes in a dollar. He stated the American flag was "black, orange, and white." He also claimed to have special abilities including an ability to fly. He also was unable to name all of the months of the year, omitting the month of April. Because we suspected Mr. Bradshaw might not be putting forth good effort and that there was a likelihood of malingering, we referred him for psychological evaluation to evaluate this possibility further.

The psychological evaluation was conducted on July 11, 2006 by Jeffery Musick, Ph.D. with a report generated on July 14, 2006. Clinically, Mr. Bradshaw continued to present with implausible symptoms that were inconsistent with what he had done during the July 3, 2006 interview. For

BRADSHAW, TERENCE  
932-0178  
OUTPATIENT EVALUATION

SOUTH CAROLINA DEPARTMENT OF MENTAL HEALTH  
FORENSIC EVALUATION SERVICE 1448 4

1 MR. BROOKS: No, he understands. I have--

2 THE COURT: You understand what's going on  
3 today, sir?

4 THE WITNESS: Yes, I do, Your Honor.

5 THE COURT: All right. Go ahead.

6 THE WITNESS: I'm saying the outcome would had  
7 been different had I gone to trial. Because of  
8 counsel's action, counsel representation fell below  
9 the judge standard of reasonableness, counsel know I  
10 have an IQ of 73 which all borderlines intellectual  
11 function which counsel was aware of at sentencing  
12 phase.

13 Because of this error I was hurt by counsel lack  
14 of professional wisdom demand of attorneys. Counsel  
15 was ineffective for not even trying to investigate  
16 statements from my witness, one Michael Hilton, and  
17 one Mary Bradshaw as my other witness.

18 A, I have two statements from Michael Hilton  
19 which the attorney sent to me. I asked my PCR  
20 attorney to subpoena Michael Hilton and Mary Bradshaw  
21 to testify for today.

22 B, I asked my attorney to have him and her here  
23 today also. Had my attorney used this information in  
24 the beginning, I would not be in prison. Counsel at  
25 least should investigate critical -- critical

EDUI200D  
 EDUI200M  
 OMEDUCA  
 SCDC# 320361  
 BRADSHAW, TERRENCE  
 OFFENDER TYPE: ADULT-STRAIGHT

SCDC OFFENDER MANAGEMENT SYSTEM  
 EDUCATIONAL SERVICES  
 TEST HISTORY

03/07/1  
 C022586

CURR LOC: LEE  
 DOB: 12/19/84 RACE:  
 SCDC CLASSIFICATION: VIOLENT

TEST DATE	TYPE	LEVEL	READING	MATH	LANG	TOT	BATT	ENROLL IND.
09/12/12	TABE 10	MEDIUM	07-7	05-5	01-6	04-0		NOT ENROLLED IN E
02/25/11	TABE 10	MEDIUM	06-2	07-8				4-7 HRS PER WK EN
11/18/09	TABE 9	MEDIUM	07-4	08-0				4-7 HRS PER WK EN
10/14/08	TABE 10	MEDIUM	07-4	08-0				8-11 HRS PER WK E
07/23/08	TABE 9	MEDIUM	04-1	05-0	02-9	03-9		12-14 HRS PER WK
12/18/07	TABE 8	MEDIUM	04-1	03-5				12-14 HRS PER WK
11/28/07	TABE 7	MEDIUM	04-1	03-5				4-7 HRS PER WK EN
10/19/07	TABE 8	MEDIUM	04-8	04-6	02-8			4-7 HRS PER WK EN
09/07/07	TABE 7	MEDIUM	5-8	5-9				ENTERING SCHOOL
03/08/07	WRAT							

TEST SCORE HISTORY DISPLAYED...  
 PFKEY 3:ADD 4:MOD ENTER:INQ

PAGE> 0001

*Per request  
 Bradshaw, Terrence?  
 A. Jones  
 3/7/14*

1 HOWEVER DESPITE HIS INTELLECTUAL LIMITATIONS AND HIS  
2 DEPRESSIVE SYMPTOMS, HE HAS DISPLAYED ACTUAL  
3 UNDERSTANDING OF THE LEGAL SYSTEM. AS WELL AS SUFFICIENT  
4 ABILITY TO RATIONALLY CONSULT WITH HIS ATTORNEY IN  
5 PREPARATION OF HIS DEFENSE. AND THEREFORE, THEY  
6 CONCLUDED THAT HE IS COMPETENT TO STAND TRIAL. AND THAT  
7 HE SHOULD CONTINUE TO RECEIVE APPROPRIATE MENTAL HEALTH  
8 TREATMENT WHILE HE IS INCARCERATED.

9 THE COURT: MS. JACKSON, DO YOU HAVE ANYTHING FURTHER  
10 TO ADD REGARDING THIS ISSUE OF COMPETENCY OF MR. BRADSHAW?  
11 MS. JACKSON: NO, SIR.

12 THE COURT: ANYTHING FURTHER THE STATE INTENDS TO  
13 OFFER REGARDING THAT?

14 MS. BARR: NO, YOUR HONOR.

15 THE COURT: I'LL MAKE THE REPORT A PART OF THE  
16 RECORD IN THE CASE, AND I FIND THAT BASED ON THE REPORT  
17 AND REPRESENTATION OF COUNSEL AND MR. BRADSHAW THAT HE IS  
18 COMPETENT TO STAND TRIAL.

19 MR. MCKENZIE, HAVE YOU EXPLAINED TO MR. HILTON THE  
20 NATURE OF THE CHARGES AGAINST HIM, DISCUSSED THE POSSIBLE  
21 PUNISHMENT, AS WELL AS HIS CONSTITUTIONAL RIGHTS WITH  
22 HIM?

23 MR. MCKENZIE: I HAVE, YOUR HONOR.

24 THE COURT: AND DO YOU BELIEVE HE UNDERSTANDS ALL  
25 THAT?

1 standard of reasonableness.

2 I was prejudiced also by counsel error because  
3 no other jury would have found me guilty which show  
4 the outcome would have been different had counsel  
5 prepared to go for a trial instead of advising me to  
6 plead guilty.

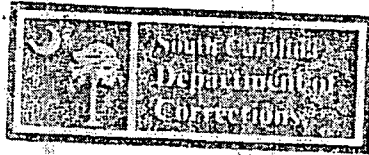
7 Counsel also failed to investigate my social  
8 history at sentencing, Your Honor. I suffer from  
9 mild retardation since I was 12 years old. I was  
10 prescribed several medication, Lexipro, Versidol and  
11 Cogentin (phonetic.)

12 If counsel had argued at sentencing his history  
13 because of my mental abilities to perform while on  
14 this medication, I'm saying the outcome would have  
15 been different had I gone to trial.

16 THE COURT: All right. Is he claiming today,  
17 Mr. Brooks, that he is not capable of understanding  
18 these proceedings?

19 MR. BROOKS: He's not -- he's not saying he's  
20 not capable of understanding what's going on today.  
21 He's saying he wasn't capable of understanding what  
22 was going on at his plea.

23 THE COURT: I assume that will be covered on  
24 cross-examination. I just want to make sure that  
25 he's not saying today.



NIKKI R. HALEY, Governor  
BRYAN P. STIRLING, Acting Director


Gilliam Psychiatric Hospital  
4344 Broad River Road  
Columbia, South Carolina 29210

November 15, 2013

RE: Terrence Bradshaw -  
SCDC #: 320361

Mr. Terrence Bradshaw is diagnosed with depression and has received treatment from 2007 to present. He has been prescribed antidepressants and mood stabilizers.

Sincerely,

  
Beverly A. Wood, M.D.  
Chief of Psychiatry

BAW/aje  
pc: file