

In The form of petitioner Terrence Bradshaw
#320361 Case ~~no~~ Docket No: 2015-CP-45-279 / This is his
Exhibit (C) which shows Petitioner's Guilty plea Transcript
Case Docket No: 05-GS-45-181 of A total of #30 pgs for
Exhibit (C) The petitioner has Highlighted things for the
Court Review.

See pgs 20 lines 10-12 (And) pg#21 line 2-3.

STATE OF SOUTH CAROLINA)

COUNTY OF WILLIAMSBURG)

STATE OF SOUTH CAROLINA,
PLAINTIFFS

DOCKET NO. 05-GS-45-181

VS.

TERRANCE BRADSHAW, MICHAEL HILTON,
LIONEL THOMPSON,
DEFENDANTS

FEBRUARY 5, 2007
WILLIAMSBURG, S.C.

B E F O R E :

THE HONORABLE CLIFTON NEWMAN, JUDGE.

A P P E A R A N C E S :

MS. KIMBERLY BARR,
ASSISTANT SOLICITOR FOR THE STATE

MR. STEVEN SMITH MCKENZIE,
ATTORNEY FOR DEFENDANT HILTON

MS. DEBRA OWENS JACKSON,
ATTORNEY FOR DEFENDANT BRADSHAW

MR. W. JAMES HOFFMEYER,
ATTORNEY FOR DEFENDANT THOMPSON

MARGARET T. SULLIVAN,
COURT REPORTER

LEGAL

1 MS. BARR: JUDGE, THE STATE CALLS 2005-GS-45-181.
2 THIS IS STATE VERSUS TERRANCE BRADSHAW, MICHAEL HILTON,
3 LIONEL THOMPSON AND GLEN WILSON. THESE INDIVIDUALS WERE
4 INDICTED BY THE WILLIAMSBURG COUNTY GRAND JURY ON
5 OCTOBER 6TH 2005. UNDER THE INDICTMENTS, THE DEFENDANTS,
6 EACH OF THE THE DEFENDANTS ARE CHARGED WITH COUNT 1,
7 MURDER. COUNT 2, ASSAULT AND BATTERY WITH INTENT TO KILL.
8 COUNT 3, POSSESSION OF A FIREARM DURING THE COMMISSION OF
9 A VIOLENT CRIME. AND COUNT 4, ARMED ROBBERY. AND COUNT
10 5, CRIMINAL CONSPIRACY. THE DEFENDANT GLEN WILSON IS
11 CHARGED IN COUNT 6, FOR POSSESSION OF A FIREARM BY A
12 CONVICTED FELON. UNDER COUNT 7, TERRANCE BRADSHAW WAS
13 INDICTED FOR POSSESSION OF A FIREARM BY A PERSON UNDER AGE
14 21.

15 IN ADDITION, YOUR HONOR, THERE IS AN INITIAL
16 ATTACHMENT TO THE INDICTMENT, COUNT 8, ACCESSORY AFTER THE
17 FACT OF ARMED ROBBERY. JUDGE, BEFORE YOU IS THE LIONEL
18 LESLIE THOMPSON, WITH HIS ATTORNEY, JAMES HOFFMEYER. YOUR
19 HONOR MAY IT PLEASE, I'LL START WITH THE DEFENDANTS TO
20 YOUR HONOR'S RIGHT. WE HAVE HERE MR. MICHAEL HILTON, WHO
21 IS HERE WITH LAWYER, STEVEN MCKENZIE. IN THE MIDDLE, YOUR
22 HONOR, WE HAVE TERRANCE BRADSHAW, WHO IS HERE WITH HIS
23 LAWYER, DOBRA JACKSON. AND TO YOUR HONOR'S LEFT IS LIONEL
24 THOMPSON, WHO IS HERE WITH HIS LAWYER, JAMES HOFFMEYER.
25 YOUR HONOR, PURSUANT TO PLEA NEGOTIATIONS, MR. HILTON

1 IS ENTERING A GUILTY PLEA TO ARMED ROBBERY. MR. BRADSHAW
2 IS ENTERING A GUILTY PLEA TO ARMED ROBBERY. MR. THOMPSON
3 IS ENTERING A GUILTY PLEA TO ACCESSORY AFTER THE FACT OF
4 ARMED ROBBERY. HE'S WAIVING PRESENTMENT OF THAT CHARGE
5 AND ENTERING A GUILTY PLEA... YOUR HONOR, THERE IS A
6 NEGOTIATED SENTENCE WITH REGARD TO MR. HILTON AND
7 MR. BRADSHAW. AND A RECOMMENDATION FROM THE STATE WITH
8 REGARD TO MR. THOMPSON. YOUR HONOR, WE'RE ALSO ASKING
9 THAT WITH REGARD TO MR. THOMPSON THAT SENTENCE BE HELD IN
10 ABEYANCE.

11 THE COURT: MR. HOFFMEYER, YOUR CLIENT IS LIONEL
12 THOMPSON?

13 MR. HOFFMEYER: YES, SIR, YOUR HONOR?

14 THE COURT: AND, MS. JACKSON, YOUR CLIENT IS?

15 MS. JACKSON: TERRANCE BRADSHAW, YOUR HONOR.

16 MR. MCKENZIE: MICHAEL HILTON.

17 (WHEREUPON, THE DEFENDANTS ARE SWORN.)

18 THE COURT: MR. MICHAEL HILTON, ARE YOU HERE TO PLEAD
19 GUILTY TO ARMED ROBBERY?

20 THE DEFENDANT: YES, SIR.

21 THE COURT: AND ARE YOU GUILTY OF ARMED ROBBERY?

22 THE DEFENDANT: YES, SIR.

23 THE COURT: AND, MR. BRADSHAW, ARE YOU HERE TO PLEAD
24 GUILTY TO ARMED ROBBERY?

25 THE DEFENDANT: YES, SIR.

1 THE COURT: ARE YOU GUILTY OF ARMED ROBBERY?

2 THE DEFENDANT: YES, SIR.

3 THE COURT: AND, MR. THOMPSON, ARE YOU HERE TO PLEAD
4 GUILTY TO ACCESSORY AFTER THE FACT OF ARMED ROBBERY?

5 THE DEFENDANT: YES, SIR.

6 THE COURT: AND ARE YOU GUILTY OF THAT?

7 THE DEFENDANT: YES, SIR.

8 THE COURT: DO YOU WAIVE PRESENTMENT OF THAT CHARGE
9 TO THE GRAND JURY?

10 THE DEFENDANT: YES, SIR.

11 THE COURT: AND, MR. HILTON, FOR THE OFFENSE OF ARMED
12 ROBBERY, THE MINIMUM SENTENCE IS 10 YEARS. THE MAXIMUM
13 SENTENCE IS 30 YEARS. THIS OFFENSE IS CLASSIFIED IN THE
14 LAW AS BEING A MOST SERIOUS OFFENSE. IF YOU ARE CONVICTED
15 OF MORE THAN ONE MOST SERIOUS OFFENSE DURING YOUR
16 LIFETIME, YOU MAY BE SENTENCED TO PRISON WITHOUT THE
17 POSSIBILITY OF PAROLE. DO YOU UNDERSTAND THAT AS BEING
18 THE MAXIMUM SENTENCE AND THE MINIMUM SENTENCE FOR ARMED
19 ROBBERY?

20 THE DEFENDANT: YES, SIR.

21 THE COURT: AND, MR. BRADSHAW, THE MINIMUM SENTENCE
22 FOR ARMED ROBBERY IS 10 YEARS. THE MAXIMUM SENTENCE IS
23 30 YEARS. IT'S CLASSIFIED IN THE LAW AS A MOST SERIOUS
24 OFFENSE. AND IF YOU ARE CONVICTED OF ANOTHER OR TWO OR
25 MORE MOST SERIOUS OFFENSES, YOU MAY BE SENTENCED TO

1 PRISON FOR LIFE WITHOUT THE POSSIBILITY OF PAROLE. DO
2 YOU UNDERSTAND THAT, SIR?

3 THE DEFENDANT: YES, SIR.

4 THE COURT: THE STATE HAS INDICATED YOU ALL HAVE
5 ENTERED INTO A NEGOTIATED SENTENCE WITH REGARD TO THESE

6 ARMED ROBBERY CHARGES. IS THAT CORRECT, MR. MCKENZIE?

7 MR. MCKENZIE: THAT'S CORRECT, YOUR HONOR.

8 THE COURT: MS. JACKSON?

9 MS. JACKSON: YES, SIR.

10 THE COURT: AND, MR. HILTON?

11 THE DEFENDANT: YES, SIR.

12 THE COURT: AND, MR. BRADSHAW?

13 THE DEFENDANT: YES, SIR.

14 THE COURT: WHERE THERE IS A NEGOTIATED SENTENCE
15 EITHER I WILL ACCEPT THE GUILTY PLEA AND GIVE YOU THE
16 EXACT SENTENCE THAT YOU HAVE -- YOU, YOUR LAWYER, AND THE
17 SOLICITOR HAVE NEGOTIATED, OR I WILL NOT ACCEPT YOUR
18 GUILTY PLEA. DO YOU UNDERSTAND THAT, MR. HILTON?

19 THE DEFENDANT: YES, SIR.

20 THE COURT: DO YOU UNDERSTAND THAT MR. BRADSHAW?

21 THE DEFENDANT: YES, SIR.

22 THE COURT: AND DO YOU WANT ME TO ACCEPT YOUR GUILTY
23 PLEA AND SENTENCE YOU ACCORDING TO THIS NEGOTIATED
24 SENTENCE, MR. HILTON?

25 THE DEFENDANT: YES, SIR.

1 THE COURT: AND, MR. BRADSHAW?

2 THE DEFENDANT: YES, SIR.

3 THE COURT: NOW WHEN YOU PLEAD GUILTY, YOU GIVE UP
4 CERTAIN IMPORTANT CONSTITUTIONAL RIGHTS. AS YOU STAND
5 BEFORE ME, YOU ARE PRESUMED TO BE NOT GUILTY OF THESE
6 CHARGES. AND YOU CANNOT BE FOUND GUILTY OF THESE CHARGES
7 UNLESS THE STATE PROVES AND CONVINCES A JURY BEYOND A
8 REASONABLE DOUBT THAT YOU ARE GUILTY OF THESE CHARGES.
9 WHEN YOU PLEAD GUILTY, YOU GIVE UP THAT PRESUMPTION OF
10 INNOCENCE. DO YOU UNDERSTAND THAT, MR. HILTON?

11 THE DEFENDANT: YES, SIR.

12 THE COURT: DO YOU UNDERSTAND THAT, MR. BRADSHAW?

13 THE DEFENDANT: YES, SIR.

14 THE COURT: AND ALSO, MR. THOMPSON, WITH RESPECT TO
15 THE CHARGE THAT YOU ARE FACING, YOU ARE PRESUMED TO BE NOT
16 GUILTY, AND CANNOT BE HELD FOUND GUILTY UNLESS THE STATE
17 PROVES GUILT BEYOND A REASONABLE DOUBT. AND WHEN YOU
18 PLEAD GUILTY, YOU GIVE UP THAT PRESUMPTION OF INNOCENCE.
19 DO YOU UNDERSTAND THAT, SIR?

20 THE DEFENDANT: YES, SIR.

21 THE COURT: YOU ALSO HAVE THE RIGHT TO REMAIN SILENT,
22 WHICH MEANS THAT YOU CANNOT BE COMPELLED TO TESTIFY
23 AGAINST YOURSELF. AND THE JURY WILL BE INSTRUCTED IF YOU
24 ARE TO HAVE A TRIAL, THAT YOU HAVE A CONSTITUTIONAL RIGHT
25 TO REMAIN SILENT; AND THEY CANNOT DRAW ANY INFERENCE FROM

1 THE FACT THAT YOU DID NOT TESTIFY IN THIS CASE. AND
2 CANNOT HOLD THAT AGAINST YOU IN ANY FORM OR FASHION. WHEN
3 YOU PLEAD GUILTY, YOU GIVE UP YOUR RIGHT TO REMAIN SILENT.
4 DO YOU UNDERSTAND THAT, MR. HILTON?

5 THE DEFENDANT: YES, SIR.

6 THE COURT: DO YOU UNDERSTAND THAT, MR. BRADSHAW?

7 THE DEFENDANT: YES, SIR.

8 THE COURT: AND, MR. THOMPSON?

9 THE DEFENDANT: YES, SIR.

10 THE COURT: NOW PRIOR TO PLEADING GUILTY, YOU HAVE
11 THE RIGHT TO REQUIRE THE STATE TO PROVE YOUR GUILT BEYOND
12 A REASONABLE DOUBT. YOU HAVE THE RIGHT TO CONFRONT ANY
13 WITNESSES AGAINST YOU, TO HAVE YOUR LAWYER CROSS EXAMINE
14 ANY WITNESSES WHO MAY WANT TO TESTIFY AGAINST YOU. YOU
15 HAVE THE RIGHT TO HAVE THE WITNESSES COME IN AND TESTIFY
16 IN YOUR OWN BEHALF AND HAVE THE COURT TO PROVIDE
17 ASSISTANCE IN ISSUING SUBPOENAS TO COMPEL WITNESSES TO
18 ATTEND AND TESTIFY IF YOU HAVE WITNESSES WHO MAY TESTIFY
19 ON YOUR BEHALF. YOU HAVE THE RIGHT TO PRESENT ANY
20 DEFENSES THAT YOU MAY HAVE TO THESE CHARGES. AND THE
21 RIGHT TO CHALLENGE ANY INCRIMINATING STATEMENTS YOU MAY
22 HAVE MADE IN THIS CASE. AND THE RIGHT TO A JURY TRIAL
23 ITSELF. DO YOU UNDERSTAND EACH AND EVERY ONE OF THOSE
24 RIGHTS, MR. HILTON?

25 THE DEFENDANT: YES, SIR.

1 THE COURT: MR. BRADSHAW?

2 THE DEFENDANT: YES, SIR.

3 THE COURT: MR. THOMPSON?

4 THE DEFENDANT: YES, SIR.

5 THE COURT: AND DO YOU WANT TO GIVE UP THOSE RIGHTS

6 AND PLEAD GUILTY TO THE CHARGE OF ARMED ROBBERY,

7 MR. HILTON?

8 THE DEFENDANT: YES, SIR.

9 THE COURT: TO ARMED ROBBERY, MR. BRADSHAW?

10 THE DEFENDANT: YES, SIR.

11 THE COURT: AND TO ACCESSORY AFTER THE FACT OF ARMED

12 ROBBERY, MR. THOMPSON?

13 THE DEFENDANT: YES, SIR.

14 THE COURT: NOW FOR ACCESSORY AFTER THE FACT OF ARMED

15 ROBBERY, WHAT IS THE PENALTY FOR THAT, MS. BARR?

16 MS. BARR: I THINK UP TO 15 YEARS, YOUR HONOR.

17 THE COURT: IS THAT YOUR UNDERSTANDING, MR.---

18 MR. HOFFMEYER: YES, SIR,---

19 THE COURT: ---HOFFMEYER?

20 MR. HOFFMEYER: ---THAT IS CORRECT?

21 THE COURT: IS THAT YOUR UNDERSTANDING AS WELL,

22 MR. THOMPSON?

23 THE DEFENDANT: YES, SIR.

24 THE COURT: LET'S SEE WHAT THE STATUTE SAYS ABOUT IT.

25 SECTION 16-1-55 SAYS: THAT A PERSON WHO COMMITS THE

1 OFFENSE OF ACCESSORY AFTER THE FACT MUST BE PUNISHED BASED
 2 UPON THE CLASSIFICATION BELOW THE PUNISHMENT PROVIDED FOR
 3 THE PRINCIPAL OFFENSE. CLASS A, CLASS B, CLASS C FELONIES
 4 FOR MURDER. IF A PRINCIPAL OFFENSE IS A CLASS A, CLASS B
 5 OR CLASS C OR MURDER, THE PENALTY MUST BE PRESCRIBED FOR A
 6 CLASS D FELONY. AND HOW DO YOU INTERPRET ALL THAT,
 7 MS. BARR?

8 MS. BARR: YOUR HONOR, THE, I THINK THE CLASS B
 9 FELONY CARRIES 15.

10 THE COURT: AND CLASS?

11 MS. BARR: B FELONY.

12 THE COURT: IS THAT YOUR UNDERSTANDING AS WELL, MR.
 13 THOMPSON?

14 MR. HOFFMEYER: YES, SIR.

15 THE COURT: AND IS THAT YOUR UNDERSTANDING, MR.?

16 THE DEFENDANT: YES, SIR.

17 THE COURT: SO THEREFORE, MR. THOMPSON, DO YOU
 18 UNDERSTAND THAT YOU FACE A SENTENCE OF UP TO 15 YEARS FOR
 19 THIS OFFENSE?

20 THE DEFENDANT: YES, SIR.

21 THE COURT: AND, MR. THOMPSON, HAS ANYONE PROMISED
 22 YOU ANYTHING TO GET YOU TO PLEAD GUILTY TO THIS CRIME?

23 THE DEFENDANT: NO. NO, SIR. JUST MY LAWYER AND
 24 THE SOLICITOR, THEY HAD CAME TO AN AGREEMENT TO MY
 25 SENTENCING.

1 THE COURT: YOU SAID YOUR LAWYER AND THE SOLICITOR
2 HAD COME TO AN AGREEMENT CONCERNING YOUR SENTENCE?

3 THE DEFENDANT: YES, SIR.

4 THE COURT: AND WHAT IS YOUR UNDERSTANDING AS TO WHAT
5 AGREEMENT THEY CAME TO?

6 THE DEFENDANT: PROBATION.

7 THE COURT: DO YOU UNDERSTAND THAT THE SENTENCE IN
8 YOUR CASE THOUGH THE SOLICITOR INDICATED THAT SHE MAY
9 RECOMMEND A SENTENCE, THAT I AM NOT OBLIGATED TO ACCEPT
10 THAT RECOMMENDATION. IT IS MY DECISION TO SENTENCE
11 YOU -- TO PRISON. I CAN SENTENCE YOU UP TO 15 YEARS.
12 AND IT IS NOT UP TO YOUR LAWYER OR THE SOLICITOR.

13 THE DEFENDANT: RIGHT. YES, SIR.

14 THE COURT: AND DO YOU STILL WANT TO PLEAD GUILTY?

15 THE DEFENDANT: YES, SIR.

16 THE COURT: DO YOU HAVE ANY QUESTIONS AT ALL ABOUT
17 THAT?

18 THE DEFENDANT: NO, SIR.

19 THE COURT: AND, MR. HOFFMEYER, HAVE YOU EXPLAINED
20 ALL OF THAT TO HIM?

21 MR. HOFFMEYER: YES, YOUR HONOR.

22 THE COURT: AND DO YOU BELIEVE THAT HE UNDERSTANDS
23 THE FACT THAT HE MAY BE SENTENCED UP TO 15 YEARS BY ME IF
24 I DECIDE TO DO SO, AS WELL AS ALL THE OTHER CONSTITUTIONAL
25 RIGHTS I HAVE EXPLAINED TO HIM?

1 MR. HOFFMEYER: YES, SIR, YOUR HONOR.

2 THE COURT: AND, MS. JACKSON, DO YOU BELIEVE THAT
3 YOUR CLIENT MR. BRADSHAW UNDERSTANDS HIS CONSTITUTIONAL
4 RIGHTS, INCLUDING THE RIGHT TO THE JURY TRIAL AS WELL?

5 MS. JACKSON: YES, SIR, I DO, YOUR HONOR. I DON'T
6 KNOW IF IT IS AN APPROPRIATE TIME, BUT WE DID HAVE HIM
7 EVALUATED. AND HE WAS FOUND COMPETENT TO STAND TRIAL.
8 AND WE DO NOT CONTEST THAT FINDING.

9 THE COURT: IS THAT RIGHT, MR. BRADSHAW?

10 THE DEFENDANT: YES, SIR.

11 THE COURT: DO YOU AGREE YOU ARE COMPETENT TO
12 UNDERSTAND TRIAL?

13 THE DEFENDANT: YES, SIR.

14 THE COURT: THAT YOU UNDERSTAND THE NATURE OF THE
15 CHARGES YOU ARE FACING?

16 THE DEFENDANT: YES, SIR.

17 THE COURT: AND THE POSSIBLE CONSEQUENCES OF YOUR
18 GUILTY PLEA?

19 THE DEFENDANT: YES, SIR.

20 THE COURT: AND, SOLICITOR, DO YOU HAVE A REPORT FROM
21 THE EVALUATOR CONCERNING MR. BRADSHAW?

22 MS. BARR: YES, SIR. MAY I APPROACH, YOUR HONOR?

23 ↓ THE COURT: YES. REGARDING MR. BRADSHAW, I AM
24 LOOKING AT THE EVALUATION SERVICE OF FORENSIC PROVISION,
25 INDICATING THAT AN EVALUATION OF MR. BRADSHAW BY

1 DR. FRIERSON AND DR. WAYER DURING JULY AND AUGUST 2006.
2 IN WHICH THERE IS AN INDICATION OF A DIAGNOSIS OF A MAJOR
3 DEPRESSIVE WITH PSYCHOTIC FEATURES. ALCOHOL DEPENDENCE.
4 MALINGERING OF COGNITIVE DEFICITS. BORDERLINE
5 INTELLECTUAL FUNCTIONING. AND HYPOPLASIA OF THE LEFT
6 TOES.

7 AND THE DOCTOR'S CONCLUSION IS THAT HE IS ABLE TO
8 STATE THE ACTIONS WITH WHICH HE IS CHARGED. HE
9 APPRECIATES THE SERIOUSNESS OF THESE CHARGES. HE
10 UNDERSTANDS THAT HE COULD BE INCARCERATED. AND LISTED
11 THE MAXIMUM TIME HE COULD GET AS BEING 20 YEARS.
12 ALTHOUGH HE DID NOT KNOW FOR SURE, HE IDENTIFIED THE
13 CORRECTIONAL OFFICER AS THE PERSON TO ASK ABOUT -- HE
14 COULD ASK ABOUT POTENTIAL SENTENCES. HE DEFINED THE ROLE
15 OF HIS ATTORNEY. AND STATED THE JOB OF THE PROSECUTOR.
16 WHEN ASKED ABOUT THE JUDGE HE SAID THAT HE DECIDES IF
17 YOU GET TIME OR NOT. HE STATES THE JURY LISTENS TO SEE
18 IF YOU ARE GUILTY OR NOT GUILTY. AND SAID THAT A PLEA
19 BARGAIN HAS SOMETHING TO DO WITH THE AMOUNT OF TIME. HE
20 UNDERSTANDS THAT IF HE WANTS A JURY TRIAL HE WOULD HAVE
21 TO PLEAD NOT GUILTY.

22 AND HE STATED THE IMPORTANCE OF COURTROOM BEHAVIOR.
23 AND THE DOCTOR STATED IN THEIR OPINION THAT MR. BRADSHAW
24 HAD LIMITED INTELLECTUAL ABILITY THAT IS NOT SEVERE
25 ENOUGH TO WARRANT A DIAGNOSIS OF MENTAL RETARDATION.

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 MR. MCKENZIE: HE DOES, YOUR HONOR.

2 THE COURT: AND DO YOU UNDERSTAND ALL THAT,
3 MR. HILTON?

4 THE DEFENDANT: YES, SIR.

5 ~~THE COURT: NOW THE SOLICITOR INDICATES THAT THERE IS~~
6 A NEGOTIATED SENTENCE IN THIS CASE. AND WHAT IS THE
7 NEGOTIATED SENTENCE, SOLICITOR?

8 MS. BARR: YOUR HONOR, ON MR. HILTON IT'S 25 YEARS.
9 ON MR. BRADSHAW IT'S 22 YEARS.

10 THE COURT: IS THAT YOUR UNDERSTANDING OF THE
11 NEGOTIATED SENTENCE FOR ARMED ROBBERY, MR. MCKENZIE, YOUR
12 GUY?

13 MR. MCKENZIE: THAT IS, YOUR HONOR. ALONG WITH
14 CREDIT FOR THE TIME THAT HE HAS ALREADY BEEN INCARCERATED.

15 THE COURT: IS THAT YOUR UNDERSTANDING AS WELL,
16 MR. HILTON?

17 THE DEFENDANT: YES, SIR.

18 THE COURT: AND ARE THERE REMAINING CHARGES THAT WILL
19 BE DISPOSED OF AS A PART OF THIS GUILTY PLEA, OR IS THAT
20 WHAT HE IS INDICTED FOR?

21 MR. MCKENZIE: NO, SIR. HE IS INDICTED ON ALL, I
22 THINK THERE ARE 5 COUNTS. THE REMAINING COUNTS WILL BE
23 DISMISSED AS PART OF THIS NEGOTIATION.

24 THE COURT: IS THAT CORRECT, SOLICITOR?

25 MS. BARR: YES, SIR.

1 THE COURT: IS THAT YOUR UNDERSTANDING AS WELL,
2 MR. HILTON?

3 THE DEFENDANT: YES, SIR.

4 THE COURT: AND DO YOU WANT TO PLEAD GUILTY TO ARMED
5 ~~ROBBERY AND FOR ME TO GIVE YOU THIS NEGOTIATED SENTENCE~~
6 OF 25 YEARS?

7 THE DEFENDANT: YES, SIR.

8 THE COURT: WITH CREDIT FOR TIME SERVED?

9 THE DEFENDANT: YES, SIR.

10 THE COURT: AND REGARDING MR. BRADSHAW, WHAT IS THE
11 NEGOTIATED SENTENCE?

12 MS. BARR: 22 YEARS, YOUR HONOR.

13 THE COURT: IS THAT WITH REGARDING THE REMAINING
14 CHARGES? WHAT?

15 MS. BARR: THEY WILL BE NOL-PROSSED AGAINST HIM.

16 THE COURT: IS THAT YOUR UNDERSTANDING AS WELL AS,
17 MS. JACKSON?

18 MS. JACKSON: YES, SIR. OF COURSE WE HOPE TO GET THE
19 TIME SERVED AS A PART OF THAT AS WELL. BUT THAT'S MY
20 UNDERSTANDING THE 22 YEARS.

21 THE COURT: IS THAT YOUR UNDERSTANDING, MR.
22 BRADSHAW?

23 THE DEFENDANT: YES, SIR.

24 THE COURT: AND DO YOU WANT TO PLEAD GUILTY AND HAVE
25 ME SENTENCE YOU TO 22 YEARS IN PRISON FOR ARMED ROBBERY?

1 THE DEFENDANT: YES, SIR.

2 THE COURT: CREDIT FOR TIME SERVED?

3 THE DEFENDANT: YES, SIR.

4 THE COURT: MR. HILTON, WHAT DID YOU DO THAT MAKES
5 YOU GUILTY OF ARMED ROBBERY?

6 THE DEFENDANT: I WENT INSIDE THE CLUB, AND CAME
7 BACK AND LET GLEN KNOW WHO WAS INSIDE THE CLUB. AND I
8 WENT INSIDE THE CLUB WHILE HE COMMITTED THE ARMED
9 ROBBERY. AND AFTERWARDS AFTER WE LEFT THE CLUB, WE
10 DIVIDED THE MONEY.

11 THE COURT: WHAT DID YOU DO THAT MAKES YOU GUILTY OF
12 ARMED ROBBERY, MR. BRADSHAW?

13 THE DEFENDANT: I WENT INSIDE THE CLUB TO LOOK, AND
14 CAME BACK OUT. AND THEN GET SOME OF MONEY OUT OF THE
15 CRIME.

16 THE COURT: YOU WENT INSIDE TO LOOK FOR WHAT REASON?

17 THE DEFENDANT: JUST LOOK OUT.

18 THE COURT: YOU WERE A LOOK OUT?

19 THE DEFENDANT: LOOK OUT FOR GLEN.

20 THE COURT: FOR SOMEONE ELSE TO DO THE ARMED
21 ROBBERY?

22 THE DEFENDANT: YES, SIR.

23 THE COURT: YOU GOT SOME OF THE MONEY---

24 THE DEFENDANT: YES, SIR.

25 THE COURT: ---AFTERWARDS?

1 THE DEFENDANT: YES, SIR.

2 THE COURT: HOW MUCH MONEY DID YOU GET?

3 THE DEFENDANT: \$20.

4 THE COURT: \$20? AND HOW MUCH MONEY DID YOU GET?

5 THE DEFENDANT: \$100.

6 THE COURT: MR. THOMPSON, WHAT DID YOU DO THAT MAKES
7 YOU GUILTY OF BEING AN ACCESSORY AFTER THE FACT OF ARMED
8 ROBBERY?

9 THE DEFENDANT: THAT I WAS IN THE CAR, WHICH I
10 DIDN'T HAVE NOTHING TO DO WITH IT, AND I DID NOT KNOW.
11 BUT AFTER THE FACT THAT I DID NOT INFORM THE POLICE ABOUT
12 THE SITUATION THAT HAD WENT ON.

13 THE COURT: MR. HOFFMEYER, DO YOU BELIEVE THERE IS A
14 FACTUAL BASIS FOR HIM TO PLEAD GUILTY OF BEING AN
15 ACCESSORY AFTER THE FACT?

16 MR. HOFFMEYER: YES, SIR, I DO.

17 THE COURT: AND WHAT IS THAT?

18 MR. HOFFMEYER: WELL, YOUR HONOR, HE WAS NOT WHERE
19 THE CRIME WAS COMMITTED. HE WAS IN THE VEHICLE
20 AFTERWARDS. HE WAS AWARE OF WHAT HAD OCCURRED, OVERHEARD
21 CONVERSATIONS. IN A SENSE BY HIS INACTION FURTHERED
22 THEIR OFFENSE. WAS AN ACCESSORY AFTER THEY COMMITTED THE
23 CRIME. DID NOT INITIALLY REPORT IT TO LAW ENFORCEMENT.
24 WAS IN THE CAR WITH THEM WHEN THEY LEFT. WAS AWARE OF
25 THE MONEY BEING COUNTED. I BELIEVE THAT CLEARLY WOULD

1 MEET THE ELEMENTS.

2 THE COURT: AND DO YOU AGREE WITH THAT MR. THOMPSON?

3 THE DEFENDANT: YES, SIR.

4 THE COURT: AND BASED ON THAT, YOU WANT TO PLEAD
5 GUILTY TO BEING AN ACCESSORY AFTER THE FACT OF ARMED
6 ROBBERY?

7 THE DEFENDANT: YES, SIR.

8 THE COURT: AND ARE YOU SATISFIED WITH THE SERVICES
9 OF YOUR LAWYER IN THIS CASE, MR. THOMPSON?

10 THE DEFENDANT: YES, SIR.

11 THE COURT: HAS HE DONE EVERYTHING YOU THINK HE COULD
12 OR SHOULD HAVE DONE TO HELP YOU OUT?

13 THE DEFENDANT: YES, SIR.

14 THE COURT: AND ARE YOU SATISFIED WITH THE SERVICES
15 OF YOUR LAWYER, MR. BRADSHAW?

16 THE DEFENDANT: YES, SIR.

17 THE COURT: DO YOU BELIEVE SHE HAS DONE EVERYTHING
18 THAT SHE COULD OR SHOULD HAVE DONE TO HELP YOU OUT?

19 THE DEFENDANT: YES, SIR.

20 THE COURT: AND ARE YOU SATISFIED WITH THE SERVICES
21 OF YOUR LAWYER, MR. HILTON?

22 THE DEFENDANT: YES, SIR.

23 THE COURT: DO YOU BELIEVE HE HAS DONE EVERYTHING
24 THAT HE COULD OR SHOULD HAVE DONE TO ASSIST YOU?

25 THE DEFENDANT: YES, SIR.

1 THE COURT: DO YOU HAVE ANY COMPLAINT THAT YOU WANT
2 TO MAKE ABOUT YOUR LAWYER, THE SOLICITOR, OR ANY POLICE
3 OFFICERS OR ANYONE ELSE IN CONNECTION WITH THIS CASE,
4 MR. HILTON?

5 THE DEFENDANT: NO, SIR.

6 THE COURT: MR. BRADSHAW?

7 THE DEFENDANT: NO, SIR.

8 THE COURT: MR. THOMPSON?

9 THE DEFENDANT: NO, SIR.

10 THE COURT: UNDERSTANDING THE NATURE OF THE CHARGES
11 AND THE POSSIBLE PUNISHMENT THEN, HOW DO YOU PLEAD TO
12 ARMED ROBBERY, MR. HILTON?

13 THE DEFENDANT: GUILTY.

14 THE COURT: HOW DO YOU PLEAD, MR. BRADSHAW?

15 THE DEFENDANT: GUILTY.

16 THE COURT: AND HOW DO YOU PLEAD, MR. THOMPSON?

17 THE DEFENDANT: GUILTY.

18 THE COURT: MADAM SOLICITOR.

19 MS. BARR: YOUR HONOR, IF IT PLEASE THE COURT,

20 LIEUTENANT RUDY TISDALE WILL PROVIDE THE FACTS REGARDING
21 THE CHARGES.

22 THE COURT: MR. TISDALE.

23 LIEUTENANT TISDALE: PLEASES THE COURT, YOUR HONOR,
24 THIS INCIDENT TOOK PLACE ON CHRISTMAS DAY OF 2004. IT
25 WAS IN THE MORNING HOURS, APPROXIMATELY 2:30. AT A 149

1 HARRISON NED ROAD IN GREELEYVILLE. IT WAS THE BUSINESS
2 OF MR. HENRY -- MR. LOUIS HENRY, JR. MR. HENRY ALONG
3 WITH MR. BENJAMIN GEORGE WHO IS IN THE COURTROOM, WERE IN
4 THE NIGHTCLUB AS IT WAS BEING CLOSED DOWN WHENEVER
5 MR. THOMPSON CAME IN. CORRECTION. MR. HILTON CAME IN,
6 AND WALKED BACK OUT. ONCE HE WALKED BACK OUT, THE NEXT
7 THING ACCORDING TO MY VICTIM, MR. GEORGE, IS THAT GLEN
8 WILSON CAME IN AND DEMANDED MONEY. AND SHOT HIM WHERE HE
9 WAS SITTING ON A STOOL.

10 HE ALSO INDICATED THAT THE THIRD INDIVIDUAL WAS
11 INSIDE THE CLUB AT THE TIME. HE DID NOT KNOW HIS NAME,
12 WHICH WOULD BE TERRANCE BRADSHAW, THERE WITH HIS ATTORNEY
13 IN THE MIDDLE. DURING THE INVESTIGATION, IT WOULD SHOW
14 THAT MR. HENRY LOUIS WAS ROBBED AND SHOT MULTIPLE TIMES
15 INSIDE OF HIS OWN STORE. INSIDE OF HIS OWN
16 ESTABLISHMENT. AN UNDISCLOSED AMOUNT OF MONEY WAS TAKEN
17 FROM THE CLUB. MR. BENJAMIN GEORGE AGAIN WHO SURVIVED IT
18 STRICTLY BY PLAYING DEAD. HE WAS SHOT AND LAYING ON THE
19 FLOOR AND REFUSED TO MOVE UNTIL THE THREE INDIVIDUALS
20 LEFT OUT OF THE STORE AFTER THE SHOOTING WAS OVER WITH.
21 HE GOT SHOT MULTIPLE TIMES, YOUR HONOR, AND HAD TO BE
22 TRANSPORTED FROM THE SCENE, AND LATER ON TO MUSC.

23 MR. GEORGE WHEN WE DID A QUICK INTERVIEW WITH HIM AT
24 THE SCENE THAT NIGHT, HE DIDN'T SAY I THINK I KNOW WHO IT
25 WAS. OR THEY LOOK LIKE SO AND SO. HE FLAT OUT SAID THAT

1 GLEN WILSON, WHO DATES MY NIECE, SHOT ME. HE RECOGNIZED
2 MICHAEL HILTON AS WELL. *THE THIRD INDIVIDUAL WHO HE DID
3 NOT RECOGNIZE WOULD HAVE BEEN TERRANCE BRADSHAW. DURING
4 THE COURSE OF THE INVESTIGATION, HILTON TURNED HIS SELF
5 IN TO CLARENDON COUNTY LAW ENFORCEMENT AFTER SEEING HIS
6 NAME ON THE LOCAL NEWS, IF I AM CORRECT. BRADSHAW WAS
7 PICKED UP BY INVESTIGATOR GAINNEY AND INVESTIGATOR BROWN
8 FROM WILLIAMSBURG COUNTY. AND DURING THE INTERVIEW WITH
9 HIM IS WHEN HE TOLD US ABOUT LIONEL BEING IN THE CAR.
10 BECAUSE MR. BRADSHAW COULDN'T KEEP HIS STORY STRAIGHT AS
11 TO WHERE HE WAS SITTING IN THE VEHICLE. AND THAT PUT
12 MR. LIONEL THOMPSON ACTUALLY DRIVING THE VEHICLE
13 ACCORDING TO BRADSHAW.

14 I MADE CONTACT WITH NUMEROUS -- ATTEMPTS TO MAKE
15 CONTACT WITH LIONEL THOMPSON OVER ON WAYNE'S DRIVE.
16 ACTUALLY MADE CONTACT WITH HIM ONE TIME, AND DIDN'T
17 REALIZE HE WAS A SUSPECT; WHILE SEARCHING FOR THE OTHER
18 THREE INDIVIDUALS. HE COMPLIED WITH CLARENDON COUNTY LAW
19 ENFORCEMENT AFTER I TALKED TO HIM ON THE PHONE, AND WAS
20 TOLD SOMEONE WOULD BE BY TO PICK HIM UP. WE BROUGHT HIM
21 DOWN, AND HE IN TURN GAVE STATEMENTS AS WELL AS TO WHAT
22 HAD OCCURRED AT HENRY LOUIS' CLUB. LOUIS HENRY'S CLUB,
23 I'M SORRY. MR. HENRY WAS 53 YEARS OLD. AND IT WAS
24 DETERMINED BY US THAT NIGHT THAT HE HAD HAD A FUNCTION AT
25 HIS PARTICULAR CLUB AND WAS IN THE PROCESS OF CLOSING IT

1 DOWN. THESE INDIVIDUALS WENT THERE WITH THE INTENT AND
2 THE ONLY INTENT OF ROBBING THE STORE -- OR ROBBING THE
3 CLUB, I SHOULD SAY. KNOWING THAT IT WAS CLOSE TO CLOSING
4 TIME, AND THERE HAD IN FACT BEEN A BACHELOR PARTY FROM
5 WHAT I UNDERSTAND, FOR SOMEONE WHO HAS NOTHING TO DO WITH
6 THIS, AT THE CLUB THAT PARTICULAR NIGHT.

7 AGAIN, MR. LOUIS WAS SHOT MULTIPLE TIMES INSIDE OF
8 HIS OWN CLUB WHILE TRYING TO DEFEND HIMSELF AND PROTECT
9 HIS PROPERTY. AND MR. BENJAMIN GEORGE WAS SHOT AND LEFT
10 FOR DEAD. AND HAD HE NOT PLAYED DEAD, HE WOULD BE DEAD.

11 THE COURT: ARE ALL THOSE FACTS TRUE, MR. HILTON?

12 THE DEFENDANT: YES, SIR.

13 THE COURT: IS THERE ANYTHING THAT THE OFFICER SAID
14 THAT IS NOT TRUE?

15 THE DEFENDANT: NO, SIR.

16 THE COURT: AND EVERYTHING HE HAS STATED IS TRUE AND
17 CORRECT?

18 THE DEFENDANT: IT IS TRUE, YES, SIR.

19 THE COURT: IS EVERYTHING THE OFFICER SAID TRUE, MR.
20 BRADSHAW?

21 THE DEFENDANT: YES, SIR.

22 THE COURT: AND, MR. THOMPSON?

23 THE DEFENDANT: UM, YES, SIR.

24 THE COURT: IS THERE ANYTHING YOU WANT TO CORRECT OR
25 CLARIFY?

1 THE DEFENDANT: NO, SIR.

2 THE COURT: AND DO YOU AGREE WITH EVERYTHING THAT HE
3 SAID?

4 THE DEFENDANT: YES, SIR.

5 THE COURT: MADAM SOLICITOR.

6 MS. BARR: YOUR HONOR, NEITHER ONE OF THESE
7 INDIVIDUALS HAVE ANY CRIMINAL CONVICTIONS.

8 THE COURT: ANYTHING ELSE FROM THE STATE?

9 MR. SABB: JUDGE, IF I MIGHT, PLEASE, WE JUST WANTED
10 THE COURT TO KNOW THAT THE FAMILY OF MR. LOUIS HENRY, JR.
11 IS HERE. HIS WIFE IS HERE ALONG WITH HIS SISTER, HIS
12 NEPHEW, AND SOME OTHER RELATIVES AND FRIENDS. IN
13 ADDITION, MR. BENJAMIN IS HERE AS WELL. I INDICATED TO
14 THEM THAT THERE WOULD PROBABLY COME A POINT IN THE
15 PROCEEDING WHERE THE COURT COULD ACKNOWLEDGE THEM AND SEE
16 WHETHER OR NOT THEY WISHED TO ADDRESS THE COURT. I DO
17 NOT KNOW AT THIS TIME, JUDGE, WHETHER OR NOT THERE ARE
18 ANY OF THEM THAT WISHES TO ADDRESS THE COURT DURING THESE
19 PROCEEDINGS. I'D ASK THE COURT TO EXTEND AN OPPORTUNITY
20 TO THEM AT THIS TIME.

21 THE COURT: I'D LIKE -- I WILL BE HAPPY TO HEAR
22 FROM ANYONE FROM THE FAMILY WHO WOULD LIKE TO SAY
23 ANYTHING. IN ADDITION TO MR. BENJAMIN. ANYONE WANT TO
24 SAY ANYTHING? I WILL BE HAPPY TO HEAR FROM YOU AT THIS
25 TIME.

1 (WHEREUPON, NO RESPONSE.)

2 MR. SABB: JUDGE, I BELIEVE I INDICATED TO THE COURT
3 THAT THEY WERE INVOLVED IN THESE NEGOTIATIONS AND WERE
4 MADE AWARE OF THE POSITION THAT THE SOLICITOR'S OFFICE
5 WOULD TAKE AND, YOU KNOW, WERE FULLY INFORMED AND
6 INVOLVED. IN ADDITION TO ONE OF MR. HENRY'S SON'S, NICKY.
7 I GOT A CHANCE TO SPEAK TO HIM. THE OTHER BROTHER WAS ON
8 THE WAY, AND HE IS ALSO IN AGREEMENT WITH WHAT WE HAVE
9 DONE.

10 THE COURT: AND YOU ALL WANT ME TO SENTENCE HILTON
11 AND BRADSHAW AT THIS TIME. AND THOMPSON LATER OR WHAT DO
12 YOU WANT?

13 MR. SABB: YES, THAT'S CORRECT, YOUR HONOR.

14 THE COURT: MR. MCKENZIE.

15 MR. MCKENZIE: YOUR HONOR, NOTHING I SAY TODAY IS
16 GOING TO BE TAKEN IN ANY CONTEXT TO HELP BRING BACK
17 MR. HILTON. I'M SORRY MR. HENRY IN THIS CASE. THIS IS A
18 TRAGEDY THAT THREE YOUNG MEN WHO HAD NO CRIMINAL
19 HISTORIES, NO PRIOR LAW ENFORCEMENT INVOLVEMENT, ARE
20 STANDING BEFORE YOU. TWO OF THEM ARE PLEADING GUILTY, AND
21 ARE GOING TO SENTENCED TODAY. MY CLIENT, MICHAEL, IS IN
22 THE 9TH -- HE GRADUATED FROM THE 9TH GRADE. OR I AM
23 SORRY, HE WENT TO THE 9TH GRADE, YOUR HONOR, AT MANNING
24 HIGH SCHOOL. HE DROPPED OUT OF SCHOOL.

25 HE WAS WORKING AT GOLD GIST WHEN ALL THIS OCCURRED.

1 SO HE WAS GAINFULLY EMPLOYED; ALTHOUGH, HE DID NOT HAVE A
2 HIGH SCHOOL DIPLOMA. HE IS NOT MARRIED. HE DOES NOT
3 HAVE ANY CHILDREN. HE COMES FROM A FAMILY OF FOUR
4 INDIVIDUALS. HIS MOTHER'S NAME IS JACQUELINE. HE HAS
5 TWO SISTERS AND ANOTHER BROTHER. AND THEY LIVE IN THE
6 FORESTON AREA OF CLARENDON COUNTY. AND, YOUR HONOR, THE
7 TRAGEDY OF ALL THIS IS, MICHAEL KNEW THEY WERE GOING OVER
8 THERE TO ROB THIS PLACE THAT NIGHT. THE PROBLEM OR
9 THE -- WHAT'S EVEN MORE TRAGIC SOMEONE GOT KILLED. THERE
10 IS NO EXCUSE FOR HIM GOING OVER THERE TO ROB THIS PLACE.
11 AND NOTHING I SAY TO THE FAMILY OR ANYBODY IN THIS
12 COURTROOM IS GOING TO HELP THAT FACT. HE KNEW WHAT WAS
13 GOING TO HAPPEN.

14 HE KNEW WHAT GLEN WAS GOING TO DO. BUT HE DID NOT,
15 KNOW GLEN WAS GOING TO KILL ANYONE. AND THAT'S WHAT WE
16 BELIEVE THAT THE EVIDENCE SHOWS IN THIS CASE. AND I
17 THINK THAT'S WHY WE ARE HERE TODAY WITH THIS GUILTY PLEA.
18 OBVIOUSLY THE PROBLEM WE HAVE IN GOING FORWARD WITH THIS
19 CASE AT A TRIAL, IS THAT THE FACTS DO PROVE THAT HE IS
20 GUILTY OF ARMED ROBBERY. HE DID NOT KNOW, YOUR HONOR,
21 THAT OF COURSE THE EVENTS WOULD LEAD WHERE THEY HAVE.
22 BUT HE PUT HIMSELF IN HARM'S WAY. AND AS A RESULT A MAN
23 IS DEAD THAT WE CAN'T REPLACE. NOBODY CAN EVER REPLACE
24 LOUIS HENRY. AND BENJAMIN GEORGE WAS WOUNDED. I THINK
25 HE WAS SHOT FOUR TIMES, IF I AM CORRECT. AND NOTHING

1 THAT WE CAN DO CAN BRING BACK ALL THE PAIN AND SUFFERING
2 AND ALL THAT HE HAS DONE; HAD TO GO THROUGH.

3 ALL WE CAN TELL, YOUR HONOR, IS, IS AND MY CLIENT
4 HAS TOLD ME THIS; IS THAT, HE IS SINCERELY SORRY. THERE
5 IS NOTHING THAT HE CAN SAY THAT WILL CHANGE ANY OF THE
6 EVENTS IN THE PAST. IF HE COULD GO BACK AND DO IT OVER
7 AGAIN, I BELIEVE HE WOULD. AND I BELIEVE HE WOULD STOP
8 THIS. BUT HINDSIGHT IS 20/20. AND WE CAN'T GO BACK AND
9 CHANGE WHAT HAS ALREADY HAPPENED. HE OFFERS HIS SINCERE
10 APOLOGY TO THE FAMILIES. HE OFFERS A SINCERE APOLOGY TO
11 MR. GEORGE. AND HE WOULD ASK THE COURT TO FOLLOW THE
12 NEGOTIATED SENTENCE THAT HAS BEEN NEGOTIATED BETWEEN
13 MYSELF AND THE SOLICITOR'S OFFICE. HE BELIEVES THAT THIS
14 SENTENCE DOES PUNISH HIM FOR WHAT HE DID IN FACT DO. AND
15 THAT IT IS FAIR UNDER THE CIRCUMSTANCES. THANK YOU, YOUR
16 HONOR.

17 THE COURT: YES, SIR. MR. HILTON, WHAT DO SAY ABOUT
18 IT?

19 THE DEFENDANT: I AM VERY SORRY THAT THIS INCIDENT
20 TOOK PLACE. AND I JUST ASK THE FAMILY TO FORGIVE ME.
21 AND I JUST -- I WAS WRONG. AND, YOU KNOW, I JUST, I AM
22 SORRY.

23 THE COURT: ANYTHING ELSE BY THE STATE?

24 MS. BARR: NO, YOUR HONOR.

25 THE COURT: THE SENTENCE, THE NEGOTIATED SENTENCE FOR

1 HIM IS WHAT?

2 MS. BARR: 25 YEARS, JUDGE.

3 THE COURT: MR. HILTON, I WILL ACCEPT THE GUILTY
4 PLEA AND IMPOSE A NEGOTIATED SENTENCE OF 25 YEARS.
5 CREDIT FOR TIME SERVED.

6 MS. JACKSON.

7 MS. JACKSON: YES, SIR. YOUR HONOR, TERRANCE IS 21
8 YEARS OF AGE. HE MADE IT THROUGH THE 10TH GRADE. HE'S
9 BEEN DOING YARD WORK IN THE PAST AND WORKED CONSTRUCTION
10 WORK. HE'S STANDING BEFORE THE COURT TODAY PLEADING
11 GUILTY BECAUSE HE IS GUILTY OF THE CHARGE HE IS PLEADING
12 TO. HE VERY MUCH REGRETS JOINING UP WITH GLEN AND THE
13 OTHERS AND BEING A PART OF THIS. HE PARTICULARLY WANTED
14 ME TO TELL THE COURT AND TO TELL THE FAMILY OF MR. HENRY,
15 THAT HE IS VERY, VERY SORRY. AND HIS WORDS AREN'T ENOUGH
16 AND HE UNDERSTANDS THAT, BUT HE WANTED IT TO BE SAID. AND
17 ALSO PARTICULARLY, MR. GEORGE. MY CLIENT KNEW THESE MEN.
18 HE HAD BEEN IN THAT ESTABLISHMENT ON NUMEROUS OCCASIONS.
19 AND HE, I THINK HE REALIZES JUST NOW HE'S LEARNED THE HARD
20 WAY, YOU KNOW, WHAT HAPPENS WHEN YOU JOIN UP WITH A GROUP
21 LIKE THIS AND PARTICIPATE IN THESE KINDS OF ACTIVITIES.
22 AND YOU CAN'T CHANGE. SOME THINGS YOU CAN'T CHANGE. AND
23 HE'S LEARNED A LOT THE HARD WAY. AND HE JUST WANTS TO TRY
24 TO MOVE FORWARD AND MAYBE TRY TO FINISH HIS EDUCATION OR
25 LEARN A TRADE WHILE HE'S INCARCERATED. AND I THINK HE HAS

1 SPENT A GOOD BIT OF TIME IN PRAYER. AND HE'S JUST TRYING
2 TO MOVE FORWARD, YOUR HONOR. AND HE IS SINCERELY SORRY,
3 AND REGRETS BEING A PART OF THIS.

4 THE COURT: MR. BRADSHAW, WHAT DO YOU SAY?

5 THE DEFENDANT: I AM SO VERY, VERY SORRY. AND I
6 HOPE THE FAMILY FORGIVES ME SO I CAN SLEEP IN PEACE AT
7 NIGHT.

8 THE COURT: SOLICITOR.

9 MS. BARR: NOTHING FURTHER FROM THE STATE.

10 THE COURT: THE NEGOTIATED SENTENCE FOR HIM IS
11 WHAT?

12 MS. BARR: TWENTY-TWO YEARS.

13 THE COURT: MR. BRADSHAW, I ACCEPT THE GUILTY PLEA.
14 AND I SENTENCE YOU TO 22 YEARS IN THE STATE DEPARTMENT OF
15 CORRECTIONS. AND YOU RECEIVE CREDIT FOR TIME SERVED.

16 MS. JACKSON: THANK YOU, YOU HONOR.

17 THE COURT: WITH REGARD TO MR. THOMPSON IS THERE
18 ANYTHING FURTHER YOU WOULD LIKE TO SAY AT THIS TIME,
19 MR. HOFFMEYER?

20 MR. HOFFMEYER: NO, SIR. I BELIEVE THAT WE WILL LET
21 THE COURT KNOW OUR POSITION ON SOME THINGS THAT MAKE THIS
22 AN APPROPRIATE SENTENCE WHEN HE IS SENTENCED. UNLESS
23 YOUR HONOR WANTS TO HEAR FROM ME ON THOSE ISSUES.

24 THE COURT: AT THIS TIME I WILL ACCEPT THE GUILTY
25 PLEA OF MR. THOMPSON. AND I FIND THAT HE KNOWINGLY WAIVES

1 HIS RIGHT TO A JURY TRIAL WITH THE FULL UNDERSTANDING OF
2 ALL HIS CONSTITUTIONAL RIGHTS. AND WAIVES PRESENTMENT OF
3 THE PARTICULAR CHARGE TO THE GRAND JURY. AND WE WILL
4 DEFER SENTENCING AS TO MR. THOMPSON.

5 MS. BARR: THANK YOU, YOUR HONOR.

6 MR. HOFFMEYER: THANK YOU, SIR.

7 -----END OF REQUESTED TRANSCRIPT OF RECORD-----
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CERTIFICATE OF REPORTER

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STATE OF SOUTH CAROLINA)
)
COUNTY OF WILLIAMSBURG

I, MARGARET T. SULLIVAN, OFFICIAL COURT REPORTER FOR THE THIRD JUDICIAL CIRCUIT OF THE STATE OF SOUTH CAROLINA, DO HEREBY CERTIFY THAT THE FOREGOING IS A TRUE, ACCURATE AND COMPLETE TRANSCRIPT OF RECORD OF THE PROCEEDINGS HAD AND EVIDENCE INTRODUCED IN THE TRIAL OF THE CAPTIONED CASE, RELATIVE TO APPEAL, IN THE COURT OF GENERAL SESSIONS, ON FEBRUARY 5, 2007, FOR WILLIAMSBURG COUNTY, KINGSTREE, SOUTH CAROLINA.

I DO FURTHER CERTIFY THAT I AM NEITHER OF KIN, COUNSEL NOR INTEREST TO ANY PARTY HERETO.

March 30, 2008
DATE

Margaret T. Sullivan

MARGARET T. SULLIVAN, COURT REPORTER
MY COMMISSION EXPIRES OCTOBER 3, 2011

Terrence Bradshaw #320361
Kershaw Institution Magnolia A#31
4848 Goldmine Hwy Kershaw, SC, 29069.

To: The Supreme Court of South Carolina
Clerk of Court MR Daniel (E) Shærouse
PO Box 11330 / Columbia SC, 29211.

