

**ORIGINAL**

STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM YORK COUNTY  
Lee S. Alford, Circuit Court Judge

Appellate Case No. 2013-002617

**RECEIVED**  
JUN 03 2015  
SC Court of Appeals

THE STATE,

Respondent,

vs.

JEFFREY DAVIS,

Appellant.

**SUPPLEMENTAL  
RECORD ON APPEAL**

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1 Q. And are there different types of confidential  
2 informants?

3 A. Yes, you have your individuals that are not in law  
4 enforcement that are confidential informants, and then you  
5 have police officers that can be confidential informants.

6 Q. And are some confidential informants paid informants?

7 A. Yes.

8 Q. And are there some confidential informants trying to  
9 assist themselves and work off charges?

10 A. That's correct.

11 Q. Okay. Where they are arrested and they try to help  
12 themselves out to do something in a better position by  
13 cooperating with law enforcement?

14 A. That's correct.

15 Q. And is that typically -- I don't know the best way to  
16 ask this question. When you arrest somebody, do you  
17 encourage them to try to cooperate?

18 A. Yes.

19 Q. Okay. And why is that?

20 A. It helps us and it helps them as well.

21 Q. And do you utilize that to move up the chain, so to  
22 speak?

23 A. That's correct.

24 Q. Okay. And back in August of 2012, were you still with  
25 the Multi-Jurisdictional Drug Enforcement Unit?

1 Q. Investigator Ervin, could you state your full name for  
2 the record?

3 A. Rayford Lewis Ervin, Jr..

4 Q. As opposed to Tanya Ervin, you are Rayford Ervin?

5 A. That's correct.

6 Q. Okay. What's your current title?

7 A. My current title is commander with the York County  
8 Multi-Jurisdictional Drug Enforcement Unit.

9 Q. Okay. And how long have you been a commander with the  
10 Drug Enforcement Unit?

11 A. I was gave that title back in January.

12 Q. Of this year?

13 A. Yes, ma'am.

14 Q. Okay. How long have you been policing?

15 A. Right at twenty years.

16 Q. And where did you start policing?

17 A. I started policing up in Clover, South Carolina.

18 Q. And what police agency do you currently work for?

19 A. The City of York.

20 Q. How long have you been with the City of York?

21 A. Since 1999.

22 Q. And are you currently -- you said that you were  
23 currently assigned to the Drug Enforcement Unit. How long  
24 have you been with the Drug Enforcement Unit?

25 A. Approximately thirteen years.

1 Q. And back in August of 2012 where were you assigned?

2 A. To the York County Multi-Jurisdictional Drug  
3 Enforcement Unit.

4 Q. To the York office?

5 A. Yes, ma'am.

6 Q. Okay. And were you able to develop a confidential  
7 informant named Shari Jennings?

8 A. Yes, ma'am.

9 Q. And how did you come to have Ms. Jennings as your  
10 informant?

11 A. She came in and talked to me about possibly doing some  
12 undercover purchase of illegal substance.

13 Q. Okay. And did she indicate where she could make those  
14 purchases from?

15 A. Yes, ma'am.

16 Q. And can you tell the jury where that was?

17 A. It's called the valley inside the city limits of York,  
18 which is also located in York County. It's on the south end  
19 of the city.

20 Q. And are you familiar, from being involved in the work  
21 with the York Police Department and the DEU on the York  
22 side, where the valley area is?

23 A. Yes, ma'am.

24 Q. Can you tell the jury a little bit about the area?

25 A. It's pretty much I would say maybe middle class low

1 that she would come and testify?

2 A. Yes, ma'am.

3 Q. Now, on August 16th did you meet with Ms. Jennings?

4 A. Yes, ma'am.

5 Q. And did you ask Investigator Tanya Ervin to be involved  
6 in this investigation as well?

7 A. Yes, I did.

8 Q. And how come you did that?

9 A. Because a lot of the areas that we work know the  
10 narcotic officers that worked that area. By Officer Ervin,  
11 Tanya Ervin, being from Rock Hill, there would probably be  
12 maybe one percent, if that, that they would know that she  
13 was an actual officer, so that's why we brought her over.

14 Q. Okay. Investigator Ervin, did you have an opportunity  
15 to review the buy in this case?

16 A. Yes, ma'am.

17 Q. Okay. And you were actually the case agent. Can you  
18 tell the jury what the case agent is?

19 A. The case agent is the person that's in charge of  
20 running the operation. They are pretty much -- their  
21 responsibility is everything that goes on. If anything  
22 happens to go wrong, it falls back on them.

23 Q. You organize it?

24 A. Yes, ma'am.

25 Q. You basically give people their roles and what to do?

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**CERTIFICATE OF COUNSEL**

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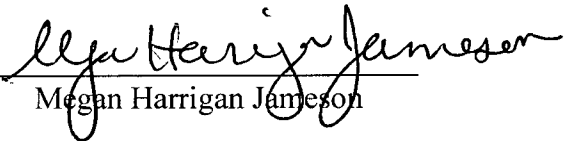
The undersigned certifies that this Final Brief of Respondent complies with Rule 211(b), SCACR, and the April 15, 2014, order from the South Carolina Supreme Court entitled "Revised Order Concerning Personal Identifying Information and Other Sensitive Information in Appellate Court Filings."

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ATTORNEYS FOR RESPONDENT

June 3, 2015

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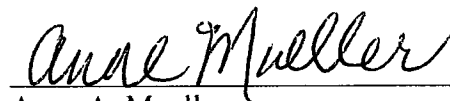
Appellant.

**PROOF OF SERVICE**

I, Anne Mueller, certify that I have served the Supplemental Record on Appeal and Motion to Serve and File a Supplemental Record on Appeal on Appellant by depositing two copies of the same in the United States mail, postage prepaid, addressed to his attorney of record LaNelle C. DuRant, Esquire, S.C. Commission on Indigent Defense, Division of Appellate Defense, Post Office Box 11589, Columbia, South Carolina 29211-1589.

I further certify that all parties required by Rule to be served have been served.

This 3<sup>rd</sup> day of June, 2015.



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