

VOLUME 106 III
RECEIVED

JUL 22 2016

SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

APPEAL FROM CHARLESTON COUNTY

Kristi Lea Harrington, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

KADRIN RAJUN SINGLETON,

APPELLANT

APPELLATE CASE NO. 2015-000306

RECORD ON APPEAL

DAVID ALEXANDER
Appellate Defender

ALAN WILSON
Attorney General

South Carolina Comm'n on Indigent Defense
Division of Appellate Defense
PO Box 11589
Columbia, S.C. 29211-1589
(803) 734-1330

J. ANTHONY MABRY
Assistant Attorney General
Office of the Attorney General
Rembert Dennis Building
1000 Assembly Street, Room 519
Columbia, SC 29201

ATTORNEY FOR APPELLANT

SCARLETT ANNE WILSON
Solicitor, Ninth Judicial Circuit
101 Meeting St., Ste. 400
Charleston, SC 29401-2214
fax (843) 740-5858
(843) 958-1900

ATTORNEYS FOR RESPONDENT

INDEX

INDEX..... i

TRIAL TRANSCRIPT 1

MOTION FOR SEVERANCE..... 5

FORMAL ARRAIGNMENT 33

JURY VOIR DIRE..... 38

STRIKING OF THE JURY 66

STATE’S BATSON V. KENTUCKY MOTION 87

RULING ON STATE’S BATSON V. KENTUCKY MOTION..... 97

STRIKING OF THE JURY 102

JACKSON V. DENNO HEARING

 ADAM MIDGETT

 Direct Examination by Mr. Kidd 130

 Cross Examination by Mr. Cooper 138

RULING ON JACKSON V. DENNO MOTION 147

NEIL V. BIGGERS HEARING

 KENNETH FLUDD

 Direct Examination by Mr. Kidd 150

 Cross Examination by Mr. Cooper 165

RULING ON NEIL V. BIGGERS MOTION 190

PRETRIAL MOTIONS 193

PLEA ON THREE CHARGES 221

OPENING STATEMENT BY MR. LIETZOW 245

OPENING STATEMENT BY MR. COOPER..... 253

TESTIMONY

KENNETH FLUDD

Direct Examination by Mr. Kidd	261
Cross Examination by Mr. Cooper	327
Proffer by Mr. Cooper	345
Continued Cross Examination by Mr. Cooper.....	349
Redirect Examination by Mr. Kidd.....	379
Recross Examination by Mr. Cooper.....	389

MATTHEW HUGHES

Direct Examination by Mr. Kidd	391
Cross Examination by Mr. Cooper	416
Redirect Examination by Mr. Kidd.....	446
Recross Examination by Mr. Cooper.....	448

NATASHA NELSON

Direct Examination by Mr. Kidd	462
--------------------------------------	-----

BRADLEY WOODS

Direct Examination by Mr. Kidd	477
Cross Examination by Mr. Cooper	487

ANGIE BUNKER ELMER

Direct Examination by Mr. Kidd	495
Cross Examination by Mr. Cooper	524
Redirect Examination by Mr. Kidd.....	542

JOSEPH SIERRA (VIA SKYPE)

Direct Examination by Mr. Kidd	546
Cross Examination by Mr. Cooper	560

ELLEN RIEMER

Direct Examination by Mr. Kidd	566
Cross Examination by Mr. Cooper	586
Redirect Examination by Mr. Kidd.....	594

ADAM MIDGETT

Direct Examination by Mr. Lietzow	604
Cross Examination by Mr. Cooper	619
Redirect Examination by Mr. Lietzow.....	621
Recross Examination by Mr. Cooper.....	622

JENNINGS WAGONER	
Direct Examination by Mr. Lietzow	624
MARK LIPESY	
Direct Examination by Mr. Kidd	632
BRIAN GEORGE	
Direct Examination by Mr. Lietzow	639
Cross Examination by Mr. Cooper	649
KEVIN JOYCE	
Direct Examination by Mr. Lietzow	651
BRIAN SOMMERFELDT	
Direct Examination by Mr. Kidd	659
Cross Examination by Ms. Cooper	665
FRANK DEFREESE	
Direct Examination by Ms. Kidd	667
Cross Examination by Mr. Cooper	674
Redirect Examination by Ms. Kidd.....	678
WILLIS WALKER	
Direct Examination by Mr. Kidd	685
Cross Examination by Mr. Cooper	706
Redirect Examination by Mr. Kidd.....	710
Recross Examination by Mr. Cooper.....	712
COLLOQUY ON DEFENDANT’S RIGHT TO TESTIFY	716
MOTION FOR DIRECTED VERDICT	729
RULING ON MOTION FOR DIRECTED VERDICT	733
RULE 609 MOTION	736
RULING ON RULE 609 MOTION.....	737
STATE RESTS	742

TESTIMONY

KADRIN RAJUN SINGLETON

Direct Examination by Mr. Cooper..... 743
Cross Examination by Mr. Kidd 783
Redirect Examination by Mr. Cooper..... 809
Recross Examination by Mr. Kidd..... 814
By the Court 826

DETECTIVE JEROME DESHEERS

Direct Examination by Mr. Cooper..... 830
Cross Examination by Mr. Kidd 835
Redirect Examination by Mr. Cooper..... 837

WHITNEY BERRY

Direct Examination by Mr. Cooper..... 839
Cross Examination by Mr. Kidd 851
Redirect Examination by Mr. Cooper..... 860
Recross Examination by Mr. Kidd..... 860

DEFENSE RESTS 861

MOTION FOR DIRECTED VERDICT 862

RULING ON MOTION FOR DIRECTED VERDICT..... 864

CHARGE CONFERENCE..... 865

RULING ON DEFENDANT’S REQUESTED CHARGES 874

CLOSING ARGUMENT BY MR. KIDD 877

CLOSING ARGUMENT BY MR. COOPER..... 883

CLOSING ARGUMENT IN REBUTTAL BY MR. KIDD..... 898

DEFENSE RENEWS MOTIONS 925

CHARGE OF THE COURT 935

ALLEN CHARGE..... 951

VERDICT..... 955

POLLING OF THE JURY 957

SENTENCING..... 962
POST TRIAL MOTIONS..... 973
JURY POOL LIST..... 992
JURY STRIKE LIST #1 1019
JURY STRIKE LIST #2 1022
COURT’S EX. #1 – DEFENDANT’S REQUEST TO CHARGE..... 1025
INDICTMENT AND SENTENCING SHEET..... 1032
CERTIFICATE OF COUNSEL 1035

THE FOLLOWING EXHIBITS ARE ON FILE WITH THIS COURT:

**DEFENDANT’S EXHIBITS #1, 2 , 3, 8 AND 9 (PHOTOS)
STATE’S EXHIBIT #2 (FBI SURVEILLANCE VIDEO)
STATE’S EXHIBIT #62 (AUDIO, PHONE CALL)**

Free	Ande	M	F	W	Mount Pleasant	29464
French	Charles	S	M	W	Mount Pleasant	29464
French	Vincent	A Jr.	M	W	Charleston	29412
Frits	Lisha	L	F	W	Mt Pleasant	29466
Fuhrmeister	Cory	W	M	W	Folly Beach	29439
Furtwangler	Robert	G	M	W	Johns Island	29455
Gallagher	Jean	T	F	W	Kiawah Island	29455
Gallman	Everette	A	M	W	Charleston	29414
Garden	Athena	L	F	B	Charleston	29414
Gardner	Elise	P	F	W	C Charleston	29407
Garner	Jolisa	L	F	B	No Charleston	29418
Gaspi	Angelica	L	F	A	CHARLESTON	29406
Generette	Patricia	A	F	B	No Charleston	29418
Gethers	Kierra	J	F	B	North Charlesto	29420
Giardino	Paul	H	M	W	Seabrook Island	29455

Gibbs	Benjamin	N	M	B	Charleston	29414
Gibbs	Krystal	A	F	B	Charleston	29414
Gibson	Juanita	C	F	W	Charleston	29412
Giegher	Marva	A	F	B	7 Charleston	29407
Gould	Shannon	L	F	W	CHARLESTON	29412
Grant	Nakia	S	F	B	Dr Charleston	29418
Grant	Patricia	W	F	B	St Charleston	29407
Gratzmiller	Jeffrey	W	M	W	Mt Pleasant	29464
Green	Joe	M	M	B	Mt Pleasant	29464
Green	Nathaniel		M	B	Charleston	29403
Green	Rhoda	A	F	B	Charleston	29407
Green	Stephanie	L	F	W	Mount Pleasant	29464
Griggs	Alisha	J	F	W	Charleston	29412
Grimball	David	O	M	W	Johns Island	29455
Grimes	Melissa	D	F	W	Meggett	29449

Gromo	Angela	N	F	W	NORTH CHARLEST	29405	
Guardiabaker	Marilene		F	W	Charleston	29414	
Guffey	Susan	J	F	W	Mt Pleasant	29464	
Habecker	Martin	V	IV	M	W	Charleston	29407
Hadden	Leonard	D	M	W	Charleston	29407	
Hadley	Vernon	W	M	W	MT PLEASANT	29466	
Hall	Erica	L	F	W	Mount Pleasant	29464	
Hardwick	Christopher	B	M	W	Mt Pleasant	29466	
Hargett	Michael	B	M	W	Charleston	29407	
Harris	William	S Jr.	M	W	Johns Island	29455	
Harvey	Laura	N	F	W	Mt Pleasant	29464	
Hawkins	Sarah		F	W	CHARLESTON	29407	
Hayes	Jamalyna	J	F	B	1/	CHARLESTON	29418
Hayward	Stacey	Y	F	B	Charleston	29403	
Hazel	Jeron	B	M	B	Mt Pleasant	29466	

Heidtman	William	D	III	M	W	Charleston	29414
Heins	Amelia	B		F	W	Mount Pleasant	29464
Hendricks	Madison	H		F	W	Charleston	29407
Henrikson	Jon	H	II	M	W	Charleston	29414
Hester	Melinda	B		F	W	Charleston	29412
Hill	Lora	A		F	W	North Charlesto	29418
Hill	Scott	R		M	W	Charleston	29412
Hines	Kaisha	L		F	B	Hollywood	29449
Hoffman	Brenda	J		F	W	Charleston	29407
Hollis	Andrew	O		M	W	Charleston	29407
Hord	Heather	J		F	W	Charleston	29412
Horner	William	S		M	W	Mount Pleasant	29464
Howard	Latoya	E		F	B	WADMALAW IS	29487
Howard	Steven	P		M	W	Charleston	29407
Howell	Lindsay	C		F	W	Charleston	29414

Hull	Lowell	E	M	W	Charleston	29407
Hutchinson	Michael	J	M	B	Ladson	29456
Ingraham	John	L	M	W	Charleston	29412
Jacob	Herman	R Sr.	M	W	Ravenel	29470
Jefferson	Sandree	S	F	B	Charleston	29414
Jehle	Kathryn	A	F	W	No Charleston	29418
Jenkins	Sandra	L	F	B	Hollywood	29449
Johansen	Mikkel	E	M	W	McClellanville	29458
Johnson	Evangeline	C	F	W	CHARLESTON	29412
Johnson	William	A	M	W	Charleston	29412
Jones	Beatrice	J	F	B	No Charleston	29406
Jordan	Robert	B	M	W	Johns Island	29455
Kaldas	Ibrahim	M	M	W	Mt Pleasant	29466
Kaufmann	Linda	K	F	W	Pleasant	29466
Kerman	Rebecca	B	F	W	Charleston	29403

Kievit	Richard	B	M	W	Mt Pleasant	29464
Kim	Rena	H	F	A	Charleston	29407
Kirby	James	D	M	W	Mt Pleasant	29464
Kleskie	Kathleen	R	F	W	Charleston	29412
Klingemann	Patrick	G	M	W	Mount Pleasant	29464
Kopald	Patricia	R	F	W	Mt Pleasant	29466
Kotila	John	M	M	W	Johns Island	29455
Kozek	Regina	E	F	W	Folly Beach	29439
Kress	Kevin	M	M	W	Mount Pleasant	29466
Kuqo	Elona		F	W	CHARLESTON	29414
Kurzejamconnell	Melissa		F	W	Mount Pleasant	29464
Lancaster	Mary	Y	F	W	Charleston	29414
Larose	Jonathan	E	M	W	Isle of Palms	29451
Latto	Nicholas	S	M	W	Charleston	29412
Lee	Matthew	C	M	W	Charleston	29407

Logan	Nicole	R	F	W	Mount Pleasant	29466
Lor	Nicholas	C	M	A	Mount Pleasant	29464
Lucarelli	Gina	M	F	W	North Charlesto	29406
Lunsford	Gary	H	M	W	Mt Pleasant	29466
Maknimitanon	Rungriya		F	A	No Charleston	29406
Mangrumjohnson	Elizabeth	L	F	W	Charleston	29414
Maniscalco	Carolee	A	F	W	Mount Pleasant	29466
Massinople	Bonnie	M	F	W	CHARLESTON	29414
Mathis	Jeffrey	B	M	W	Mt Pleasant	29464
Mauil	Brittany	D	F	W	CHARLESTON	29412
McCabee	Mary	W	F	W	Charleston	29407
Mcavoy	Ryan	P	M	W	CHARLESTON	29414
Mcbride	Mary	C	F	W	Mt Pleasant	29464
Mccall	Richard	L	M	W	Charleston	29401
Mccrea	Michael	L	M	W	Charleston	29403

Mcguiness	Nicholas	W	M	W	Folly Beach	29439
Mclain	Timothy	M	M	W	Mt Pleasant	29466
Mclean	Karen	M	F	W	Mount Pleasant	29464
Mcmanus	Kelly	S	F	W	MOUNT PLEASAN	29464
Mcperson	Jeffrey	T	M	W	CHARLESTON	29412
Meadepender	Katherine	L	F	W	North Charlesto	29406
Meadows	Betty	R	F	W	No Charleston	29406
Meier	Sheryl	L	F	W	Summerville	29483
Melville	Pamela	M	F	W	Charleston	29418
Melvin	Hattie	M	F	B	No Charleston	29418
Merritt	Kevin	S	M	W	Mount Pleasant	29466
Meyer	Ted	A	M	W	Johns Island	29455
Milam	Geneva	P	F	H	Charleston	29412
Milledge	Dorothy	C	F	B	No Charleston	29405
Milligan	Antoine	S	M	B	North Charlesto	29405

Mills	James	R	M	W	Charleston	29412
Mitchum	Ricky	W	M	W	CHARLESTON	29414
Mix	Craig	S	M	W	NORTH CHARLEST	29418
Montalvo	Ramiro	A	M	W	Mt Pleasant	29464
Montgomery	De'ja	L	F	B	LADSON	29456
Montgomery	Robert	S	M	W	Mount Pleasant	29466
Morhee	Yvette	L	F	O	Ladson	29456
Morris	Herman	H Jr.	M	W	Ravenel	29470
Morrison	Autumn	S	F	W	Mt Pleasant	29466
Morrison	Nancy	M	F	W	McClellanville	29458
Muhammad	Ameen	A	M	B	Charleston	29403
Murray	Demetria	S	F	B	HOLLYWOOD	29449
Myers	C	Harris	M	W	Mt Pleasant	29464
Nagel	Robert	A	M	W	Mt Pleasant	29464
Naik	Anjali	K	F	A	Charleston	29401

	Nelson	Horace	S B	M	W	Charleston	29403
	Nelson	Vetta	L	F	B	Mt Pleasant	29466
	8 Nelson	Woodrow	E	M	W	Charleston	29412
	Nesbitt	Stephen	L	M	W	Johns Island	29455
	Nicklas	William	D	M	W	Charleston	29412
	Norwood	Joseph		M	W	Mt Pleasant	29466
	Okane	Shawn	E	M	W	Charleston	29414
	Olayer	Chiara	B	F	W	Mount Pleasant	29464
	Oliver	Leonard	W	M	B	Charleston	29407
	Oser	Ruth	K	F	W	Charleston	29407
	Owens	John	M	M	W	Pleasant	29464
	Owens	Otis		M	W	O NORTH CHARLEST	29418
	Page	Teresa		F	W	Charleston	29414
	Painter	Patricia	A	F	W	Charleston	29414
	Patterson	David	L	M	B	Charleston	29407

Peek	Nadiya	P	F	W	Charleston	29414
Pendarvis	Andrew	H III	M	W	Mt Pleasant	29464
Pepper	Ashleigh	C	F	M	MT PLEASANT	29464
Peterson	Mary	B	F	B	Wadmalaw	29487
Petrucci	Carina	N	F	W 3/	Johns Island	29455
Pettus	James	E	M	W	Johns Island	29455
Piening	Ralph	B	M	W	Isle of Palms	29451
Pierson	Thomas	R III	M	W	CHAS	29407
Ploetz	Linda	D	F	W	Charleston	29412
Potts	Jacob	A	M	W	Charleston	29407
Powers	Margaret	K	F	W	Charleston	29403
Powers	Melissa	A	F	W	JOHNS ISLAND	29455
Ramamoorthy	Bhavishya	U	F	A	MOUNT PLEASANT	29464
Rathman	Kristin	D	F	W	CHARLESTON	29412
Razumich	Joshua	Z	M	W	Pleasant	29466

Reed	Linda	S	F	W	Ladson	29456
Reeves	Taiann	L	F	W	Charleston	29401
Rentz	Terry	E	M	W	Meggett	29449
Ricci	Dina		F	W	Charleston	29412
Richardson	Courtney	A	F	B	No Charleston	29418
Richmond	Teri	L	F	W	Charleston	29412
Ringel	Beth	A	F	W	Mt Pleasant	29466
Ringhiser	Daniel	J	M	W	A CHARLESTON	29407
Roach	Winston	A Jr.	M	B	No Charleston	29418
Roberts	Carolyn	A	F	W	Charleston	29412
Robinson	Brenda	D	F	B	No Charleston	29405
Rockers	Stefani	D	F	W	Charleston	29407
Rodriguez	Dakota	D	M	O	North Charlesto	29418
Rodriguez	Diaz	Cesar A	M	H	CHARLESTON	29414
Rogers	James	L Jr.	M	W	Pleasant	29464

Rollins	Gereza	M	F	A	Charleston	29412	
Sanchez	Christopher		M	H	MOUNT PLEASAN	29464	
Sargent	Jeffrey	R	M	W	MOUNT PLEASAN	29466	
Sauer	Kelly	A	F	W	North Charlesto	29405	
Saxon	Emmett	L	IV	M	W	CHARLESTON	29407
Schiller	Crystal	E	F	W	Charleston	29401	
Schofield	Kristen	E	F	W	Charleston	29403	
Schroder	Jennifer	M	F	W	Charleston	29414	
Scott	Dierdre	L	F	B	Charleston	29407	
Sears	Senta	B	F	B	Adams Run	29426	
Serniak	Mark	A	M	W	Mount Pleasant	29464	
Sessions	Roy	B	M	W	Seabrook Island	29455	
Sheppard	Jiquan	T	M	B	CHARLESTON	29407	
Shivers	Tiffany	C	F	B	Apt F154Charleston	29407	
Siedell	Helen	S	F	W	Wadmalaw	29487	

Sigman	Walter	E	M	W	Charleston	29412
Silvia	Kenneth	A	II	M	W	Charleston 29414
Simmons	Brian	J	M	W	Mt Pleasant	29464
Simmons	Timothy	J	M	B	Charleston	29407
Skinner	Margaret	J	F	W	Mt Pleasant	29464
Skinner	Mary	Kate D	F	W	Charleston	29412
Smalls	Maurice	M	M	B	Charlesto	29418
Smith	Anna	M	F	W	Charleston	29412
Smith	Austin	G	M	W	C Charleston	29403
Smith	Kathleen	B	F	W	Mt Pleasant	29464
Smith	Krystle	S	F	B	North Charlesto	29420
Smith	Michael	L	M	W	CHARLESTON	29414
Smith	Veronica	R	F	W	Charleston	29414
Smoot	Carmelita	C	F	A	No Charleston	29405
Sneed	Nora	C	F	B	No Charleston	29420

Sobus	Krysten	D	F	W	Mt Pleasant	29466
Soltis	Teresa	D	F	W	Mt Pleasant	29466
Spurgeon	Aundrela		F	W	Charleston	29403
Starr	Richard	L	M	W	Charleston	29401
Steadman	Paul	W	M	W	Charleston	29412
Stephens	Kathy	Marie	F	W	Charleston	29407
Stevenson	Linda	M	F	W	Mt Pleasant	29464
Taylor	Suzanne	O	F	W	NORTH CHARLEST	29406
Thames	Anne	Y	F	W	Mt Pleasant	29466
Thomas	Julie	L	F	W	Mt Pleasant	29464
Thompson	Ann	B	F	W	Mount Pleasant	29464
Thompson	Annie	P	F	W	Charleston	29412
Thompson	Betsy	M	F	W	Charleston	29407
Threlfall	Crystal	M	F	W	Charleston	29401
Tilman	Annette	G	F	W	No Charleston	29405

Timmons	Linda	D	F	W	Awendaw	29429
Todd	Jennifer	A	F	W	Charleston	29403
Tomlin	Lewis	A Jr.	M	W	N Charleston	29406
Tomlinson	Tyler	R	M	W	Charleston	29412
Tremayne	Morgan	W	F	W	Charleston	29414
Turner	Alisa	M	F	W	Mt Pleasant	29464
Turner	Corey	M	M	W	Mt Pleasant	29464
Utz	Benjamin	A	M	W	NORTH CHARLEST	29406
Vanburen	Sean	M	M	W	Isle of Palms	29451
Vanderhorst	William	L	M	B	Mt Pleasant	29464
Vane	Deanne	R	F	W	Mt Pleasant	29464
Vanraalte	Lisa	S	F	W	Mt Pleasant	29464
Velasquez	Joni	G	M	H	No Charleston	29418
Vickers	Bianca	L	F	W	Pleasant	29464
Vincent	Brittanie	R	F	W	Mount Pleasant	29466

Walker	Ruth	P	F	W	Charleston	29412
Waring	Gladys	V	F	B	No Charleston	29405
Washington	Lori	A	F	B	Hollywood	29449
Washington	Maria	L	F	B	North Charlesto	29406
Washington	Monaye	L	F	B	Charleston	29412
Watkins	Bryan	E	M	W	No Charleston	29406
Watson	Samantha	A	F	W	Mount Pleasant	29466
Weber	Rachel		F	W	Charleston	29412
Weissglass	Barry	L	M	W	Charleston	29414
West	Kenneth	W	M	W	Johns Island	29455
Whales	Mark	A Jr.	M	W	Mt Pleasant	29464
Whaley	Brittany	O	F	B	No Charleston	29405
White	Joshua	P	M	B	Charleston	29407
Whitlow	James	L Jr.	M	W	Charleston	29407
Wilder	Loretha		F	B	JAMES ISLAND	29412

	Wilhite	Chris	M	M	W	Mt Pleasant	29464
	Williams	Acquenetta	S	F	B	Charleston	29407
	Williams	Eleanor	S	F	B	Charleston	29414
	Williams	Quiana	M	F	B	No Charleston	29405
	Williams	Susan	D	F	B	Charleston	29407
	Wilson	Karen	K	F	W	Charleston	29412
	Wise	Barbara		F	B	Pleasant	29464
	Wolfe	Paul	R	M	W	Isle of Palms	29451
	Wright	Reginald	D	M	B	Charleston	29412
	Wright	Shonte	A	F	B	Charleston	29412
	Wyatt	Rachel	L	F	W	Charleston	29407
	Young	Sharon	A	F	B	Awendaw	29429
	Zbierski	Brian	M	M	W	Hollywood	29449

**Charleston County Courthouse
RANDOM STRIKE SHEET**

Selection 1 1019

JUDGE NAME :

TRIAL TYPE :

PANEL ID : 2013GS1001153

COURTROOM 4C

DESCRIPTION : State vs. Kadrin Singleton

Sorted by: Random Nbr

Trial

NAME	JUROR NBR	RACE	SEX	ST/PLTFF	DEF	CRT	REMARKS
1 Bardaville, Jarrod N	16	W	M	/	()	()	
2 Hull, Lowell E	193	W	M	()	/	()	
3 Skinner, Mary Kate D	333	W	F	()	()	()	①
4 Smalls, Maurice M	334	B	M	/	()	()	
5 Kirby, James D	210	W	M	()	/	()	
6 Tomlinson, Tyler R	361	W	M	/	()	()	
7 Scott, Dierdre L	321	B	F	()	()	()	②
8 Drayton, Kendra A	108	B	F	()	()	()	③
9 Kopald, Patricia R	213	W	F	()	/	()	
10 Drayton, Lamar	109	B	M	/	()	()	
11 Rentz, Terry E	300	W	M	()	()	()	④
12 Soltis, Teresa D	344	W	F	()	/	()	
13 Bayer, Karen C	21	W	F	()	/	()	
14 Latto, Nicholas S	221	W	M	()	()	()	⑤
15 Vane, Deanne R	368	W	F	()	()	()	⑥
16 Crockett, Jeanna C	85	W	F	()	()	()	⑦
17 Rollins, Gereza M	313	A	F	()	()	()	⑧
18 Rogers, James L Jr.	312	W	M	()	/	()	
19 Garden, Athena L	141	B	F	()	()	()	⑨
20 Vanraalte, Lisa S	369	W	F	()	/	()	
21 Treadway, Kristin D	296	W	F	()	()	()	⑩
22 Morrison, Autumn S	261	W	F	()	/	()	
23 Sigman, Walter E	328	W	M	()	()	()	⑪

**Charleston County Courthouse
RANDOM STRIKE SHEET**

JUDGE NAME :

TRIAL TYPE :

PANEL ID : 2013GS1001153

COURTROOM 4C

DESCRIPTION : State vs. Kadrin Singleton

Sorted by: Random Nbr

Trial

NAME	JUROR NBR	RACE	SEX	ST/PLTFF	DEF	GRI	REMARKS
24 Ferrell, Jennifer L	127	W	F	()	()	()	
25 Day, Colby L	97	W	F	()	()	()	
26 Whitlow, James L Jr.	386	W	M	()	()	()	127
27 Piening, Ralph B	289	W	M	()	()	()	
28 Howard, Steven P	191	W	M	()	()	()	
29 Grant, Patricia W	154	B	F	()	()	()	A-1
30 Thompson, Ann B	353	W	F	()	()	()	
31 Hord, Heather J	188	W	F	()	()	()	
32 Naik, Anjali K	267	A	F	()	()	()	A-2
33 Myers, C Harris	265	W	M	()	()	()	
34 Kress, Kevin M	216	W	M	()	()	()	
35 Powers, Melissa A	294	W	F	()	()	()	
36 Hoffman, Brenda J	186	W	F	()	()	()	
37 Smith, Veronica R	340	W	F	()	()	()	
38 Crump, Edward W	87	W	M	()	()	()	
39 Serniak, Mark A	323	W	M	()	()	()	
40 Grimball, David O	161	W	M	()	()	()	
41 Merritt, Kevin S	248	W	M	()	()	()	
42 Flynn, Kevin J	131	W	M	()	()	()	
43 Mclain, Timothy M	239	W	M	()	()	()	
44 Dizon, Philip J	106	O	M	()	()	()	
45 Burris, Maryann	50	B	F	()	()	()	
46 Ellis, Chardnay C	120	B	F	()	()	()	

Charleston County Courthouse
RANDOM STRIKE SHEET

1021

JUDGE NAME :
TRIAL TYPE :
PANEL ID : 2013GS1001153
COURTROOM 4C

DESCRIPTION : State vs. Kadrin Singleton

Sorted by: Random Nbr

Trial

NAME	JUROR NBR	RACE	SEX	ST/PLTFF	DEF	CRT	REMARKS
47 Maniscalco, Carolee A	229	W	F	()	()	()	
48 Siedell, Helen S	327	W	F	()	()	()	
49 Okane, Shawn E	274	W	M	()	()	()	
50 Mcavoy, Ryan P	234	W	M	()	()	()	
51 Guardiabaker, Marilene	164	W	F	()	()	()	
52 Smith, Austin G	336	W	M	()	()	()	
53 Chisolm, Michael M	68	B	M	()	()	()	
54 Generette, Patricia A	145	B	F	()	()	()	
55 Harvey, Laura N	173	W	F	()	()	()	
56 Milledge, Dorothy C	251	B	F	()	()	()	
57 Enter, Bryan S	122	W	M	()	()	()	
58 Blank, Michele G	29	W	F	()	()	()	

Total Number of Jurors: 58

** END OF REPORT **

Charleston County Courthouse
RANDOM STRIKE SHEET

Selection 2

JUDGE NAME :
TRIAL TYPE :
PANEL ID : 2013GS1001153
COURTROOM 4C

DESCRIPTION : State vs. Kadrin Singleton

Sorted by: Random Nbr
Trial

NAME	JUROR-NBR	RACE	SEX	ST/PLTFF	DEF	CR1	REMARKS
1 Morrison, Autumn S	261	W	F	()	/	()	
2 Generette, Patricia A	145	B	F	()	/	()	
3 Whitlow, James L Jr.	386	W	M	()	()	()	1
4 Scott, Dierdre L	321	B	F	()	/	()	
5 Enter, Bryan S	122	W	M	()	/	()	
6 Burris, Maryann	50	B	F	/	()	()	
7 Bardaville, Jarrod N	16	W	M	/	()	()	
8 Dizon, Philip J	106	O	M	()	()	()	2
9 Howard, Steven P	191	W	M	()	/	()	
10 Piening, Ralph B	289	W	M	()	()	()	3
11 Hord, Heather J	188	W	F	()	()	()	4
12 Rogers, James L Jr.	312	W	M	()	/	()	
13 Latto, Nicholas S	221	W	M	()	()	()	5
14 Rentz, Terry E	300	W	M	()	()	()	6
15 Maniscalco, Carolee A	229	W	F	()	/	()	
16 Thompson, Ann B	353	W	F	()	()	()	7
17 Merritt, Kevin S	248	W	M	()	()	()	8
18 Drayton, Kendra A	108	B	F	()	()	()	9
19 Bayer, Karen C	21	W	F	()	/	()	
20 Flynn, Kevin J	131	W	M	()	()	()	10
21 Vane, Deanne R	368	W	F	()	()	()	11
22 Skinner, Mary Kate D	333	W	F	()	()	()	12
23 Hoffman, Brenda J	186	W	F	/	()	()	1

**Charleston County Courthouse
RANDOM STRIKE SHEET**

1023

JUDGE NAME :
TRIAL TYPE :
PANEL ID : 2013GS1001153
COURTROOM 4C

DESCRIPTION : State vs. Kadrin Singleton

Sorted by: Random Nbr

Trial

NAME	JUROR NBR	RACE	SEX	ST/PLTF	DEF	CRT	REMARKS
24 Kopald, Patricia R	213	W	F	()	()	()	
25 Serniak, Mark A	323	W	M	()	()	()	A-1
26 Drayton, Lamar	109	B	M	()	()	()	
27 Mcavoy, Ryan P	234	W	M	()	()	()	A-2
28 Garden, Athena L	141	B	F	()	()	()	
29 Kirby, James D	210	W	M	()	()	()	
30 Kress, Kevin M	216	W	M	()	()	()	
31 McLain, Timothy M	239	W	M	()	()	()	
32 Ellis, Chardnay C	120	B	F	()	()	()	
33 Vanraalte, Lisa S	369	W	F	()	()	()	
34 Treadway, Kristin D	296	W	F	()	()	()	
35 Myers, C Harris	265	W	M	()	()	()	
36 Smith, Veronica R	340	W	F	()	()	()	
37 Naik, Anjali K	267	A	F	()	()	()	
38 Grant, Patricia W	154	B	F	()	()	()	
39 Soltis, Teresa D	344	W	F	()	()	()	
40 Siedell, Helen S	327	W	F	()	()	()	
41 Sigman, Walter E	328	W	M	()	()	()	
42 Rollins, Gereza M	313	A	F	()	()	()	
43 Okane, Shawn E	274	W	M	()	()	()	
44 Crump, Edward W	87	W	M	()	()	()	
45 Day, Colby L	97	W	F	()	()	()	
46 Chisolm, Michael M	68	B	M	()	()	()	

**Charleston County Courthouse
RANDOM STRIKE SHEET**

JUDGE NAME :
TRIAL TYPE :
PANEL ID : 2013GS1001153
COURTROOM 4C

DESCRIPTION : State vs. Kadrin Singleton

Sorted by: Random Nbr
Trial

NAME	JUROR NBR	RACE	SEX	ST/PLTFF	DEF	CRT	REMARKS
47 Harvey, Laura N	173	W	F	()	()	()	
48 Powers, Melissa A	294	W	F	()	()	()	
49 Smalls, Maurice M	334	B	M	()	()	()	
50 Smith, Austin G	336	W	M	()	()	()	
51 Milledge, Dorothy C	251	B	F	()	()	()	
52 Blank, Michele G	29	W	F	()	()	()	
53 Crockett, Jeanna C	85	W	F	()	()	()	
54 Guardiabaker, Marilene	164	W	F	()	()	()	
55 Hull, Lowell E	193	W	M	()	()	()	
56 Ferrell, Jennifer L	127	W	F	()	()	()	
57 Tomlinson, Tyler R	361	W	M	()	()	()	
58 Grimball, David O	161	W	M	()	()	()	

Total Number of Jurors: 58

** END OF REPORT **

STATE OF SOUTH CAROLINA) IN THE COURT OF GENERAL SESSIONS
 COUNTY OF CHARLESTON) FOR THE NINTH JUDICIAL CIRCUIT
)

Warrant No(s): 2012A1010202651
 Charge(s): Murder

STATE OF SOUTH CAROLINA)
)
 vs.) DEFENDANT'S REQUESTED
) JURY CHARGE No.: _____
)
 KADRIN RAJUN SINGLETON,)
)
 Defendant)
 _____)

SELF-DEFENSE

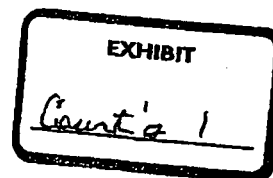
Request to Charge No. 1

Ladies and gentlemen of the jury, Kadrin Singleton has offered evidence of having acted in self-defense when he shot Sharrell Williams. And ladies and gentlemen of the jury, I charge you that self-defense is a complete defense to the charge Murder.

I charge you that in deciding whether Kadrin Singleton is guilty or not guilty of Murder, the State has the burden of proving beyond a reasonable doubt, that he did not act in self-defense.

In other words, if you have a reasonable doubt about whether Kadrin Singleton was acting in self-defense, you are to resolve that doubt in his favor and find him not guilty.

State v. Burkhart, 350 S.C. 252, 565 S.E.2d 298 (2002); *State v. Davis*, 282 S.C. 45, 46, 317 S.E.2d 452, 453 (1984).



Request to Charge No. 2

There are four elements required by law to establish self-defense in this case. The first element is that Kadrin Singleton must be without fault in bringing on the difficulty.

The second element is that Kadrin Singleton must have actually believed he was in imminent danger of losing his life or sustaining serious bodily injury, or he actually was in such imminent danger.

Third, if Kadrin Singleton's defense is based upon his belief of his being imminent danger of suffering a serious bodily injury or death, a reasonably prudent man of ordinary firmness and courage would have entertained the same belief.

If Kadrin Singleton actually was in imminent danger, the circumstances were such as would warrant a man of ordinary prudence, firmness and courage to strike the fatal blow in order to save himself from serious bodily harm or losing his own life.

The fourth element is that Kadrin Singleton had no other probable means of avoiding the danger of losing his own life or sustaining serious bodily injury than to act as he did in this particular instance.

State v. Davis, 282 S.C. 45, 46, 317 S.E.2d 452, 453 (1984).

Request to Charge No. 3

In this case, Kadrin Singleton has offered evidence that he believed he was in imminent danger of death or of receiving serious bodily harm. If Kadrin Singleton's belief was reasonable, he does not have to wait until he is actually attacked or injured or until force is used by the aggressor before he exercises his right to use deadly force in self-defense.

In other words, Kadrin Singleton does not have to wait until the assailant "gets the drop on him" in order to be entitled to use force in self-defense.

See F. PATRICK HUBBARD, JURY INSTRUCTION FOR CRIMINAL CASES IN SOUTH CAROLINA:
DEFENDANT'S REQUESTED INSTRUCTIONS 265-298 (2d ed. 2001).

Request to Charge No. 4

In determining whether Kadrin Singleton's belief of being in imminent danger of death or of receiving serious bodily harm was reasonable, you should try as near as you can to put yourself in his situation at the time of this incident because people are entitled to act on appearances.

You should consider the circumstances by which Kadrin Singleton was surrounded, and take into consideration the person with whom he was dealing, and all of the facts which surround him, as you obtained the same from the testimony, and as near as you can, view the situation from the Defendant's standpoint.

I further instruct you that you are not to determine if Kadrin Singleton made the wisest choice possible, but only a reasonable one under the circumstances as he perceived them.

See State v. Day, 341 S.C. 10, 535 S.E.2d 431, 435-36 (2000); *State v. Fuller*, 297 S.E.2d 440, 377 S.E.2d 328 (1989); *State v. Rash*, 182 S.C. 42, 48-49, 188 S.E. 435 (1936); F. PATRICK HUBBARD, JURY INSTRUCTION FOR CRIMINAL CASES IN SOUTH CAROLINA: DEFENDANT'S REQUESTED INSTRUCTIONS 265-298 (2d ed. 2001).

Request to Charge No. 5

In determining whether Kadrin Singleton's belief of being in imminent danger of death or of receiving serious bodily harm was reasonable, I instruct you that you may consider the following factors:

You may consider whether Kadrin Singleton's belief of being attacked by Mr. Williams was a reasonable belief when there were words accompanied by hostile acts. I further charge you that that words accompanied by hostile acts may be sufficient alone to establish that Kadrin Singleton acted in self-defense.¹

¹ *State v. Harvey*, 220 S.C. 506, 68 S.E.2d 409 (1951).

Request to Charge No. 6

Ladies and gentlemen of the jury, the prosecution has offered evidence that Kadrin Singleton shot Mr. Williams more than once. I charge you that "ordinarily one is not justified in . . . employing a deadly weapon after the adversary has been disarmed or disabled. However, when a person is justified in [using deadly force], he is justified in continuing to [use deadly force] until it is apparent that the danger to his life and body has ceased."

State v. Hendrix, 270 S.C. 653, 661, 244 S.E.2d 503, 507 (1978) (internal quotation marks and citations omitted).

Request to Charge No. 7

Without fault means that “if the defendant’s conduct was the type with was reasonably calculated to and did provoke a deadly assault, the defendant would be at fault in bringing on the difficulty and would not be entitled to an acquittal on self-defense.”

State v. Rye, 375 S.C. 119, 651 S.E.2d 321 (2007); *State v. Dickey*, 394 S.C. 491, 716 S.E.2d 97 (2011).

CDD20121108549

WITNESSES

North Charleston Police Department

AGENCY CASE NUMBER

2012041520

ARREST WARRANT NUMBER

2012A1010202651

DATE OF ARREST

November 25, 2012

ACTION OF GRAND JURY

TRUE BILL

Foreperson of Grand Jury
Date:

MAR 05 2013

VERDICT

Guilty

Ralph B. Perry 1-9-2015
Foreperson of Petit Jury Date:

INDICT

DOCKET NO. 2013GS1001153

The State of South Carolina

County of Charleston

COURT OF GENERAL SESSIONS

March Term 2013

THE STATE

vs.

KADRIN R SINGLETON

DOB

B/M

Indictment for

Murder

RECEIVED
FEB 19 2015
SC Court of Appeals

STATE OF SOUTH CAROLINA)
)
COUNTY OF CHARLESTON)

INDICTMENT

At a Court of General Sessions, convened on March 4, 2013 the Grand Jurors of Charleston County present upon their oath:

Murder

That in Charleston County on or about November 20, 2012, with malice aforethought, KADRIN R SINGLETON did, while acting alone or concert with others, kill and murder Sharrell Williams by means of a gunshot and that Sharrell Williams did die in Charleston County as a proximate result thereof on November 20, 2012; in violation of Section 16-3-10 of the South Carolina Code of Laws (1976) as amended.

RECEIVED
FEB 19 2015
SC Court of Appeals

Against the peace and dignity of the State, and contrary to the statute in such case made and provided.

for Amy M. Harrell
CULVER KIDD
ASSISTANT SOLICITOR

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Charleston
STATE VS.
Kadrin R Singleton
AKA:
Race: BLACK Sex: M Age: 24
DOB: SS#:
Address:
City, State, Zip: SC
DL#: SID#: SC01846738

INDICTMENT/CASE#: 2013GS1001153
A/W#: 2012A1010202651
Date of Offense: 11/20/2012
S.C. Code § : 16-03-0010, 0020
CDR Code #: 0116

SENTENCE SHEET

*CDL Yes No CMV Yes No Hazmat Yes No
In disposition of the said indictment comes now the Defendant who was
TO: Murder

CONVICTED OF or PLEADS

in violation of § 16-03-0010, 0020 of the S.C. Code of Laws, bearing CDR Code # 0116
NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS(CSC §17-25-45 w/minor 1st or Lewd Act)

The charge is: As Indicted, Lesser Included Offense, Defendant Waives Presentment to Grand Jury.
The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST: Kidd, Culver SC Bar# Defendant Attorney for Defendant SC Bar#

WHEREFORE, the Defendant is committed to the State Department of Corrections, County Detention Center,
for a determinate term of 4 1/2 days/months/years or under the Youthful Offender Act not to exceed years
and/or to pay a fine of \$; provided that upon the service of days/months/years and/or payment
of \$; plus costs and assessments as applicable*; the balance is suspended with probation for

months/years and subject to South Carolina Department of Probation, Parole and Pardon Services standard conditions of
probation, which are incorporated by reference.
CONCURRENT or CONSECUTIVE to sentence on: 2013-GS-10-1457; 2013-GS-10-2602
The Defendant is to be given credit for time served pursuant to S.C. Code § 24-13-40 to be calculated and applied
by the State Department of Corrections.
The Defendant is to be placed on the Central Registry of Child Abuse and Neglect pursuant to S.C. Code §17-25-135.

Pursuant to 18 U.S.C Section 922, it is unlawful for a person convicted of a violation of Section 16-25-20 or 16-25-65 (Criminal
Domestic Violence) to ship, transport, possess, or receive a firearm or ammunition.

SPECIAL CONDITIONS:

RESTITUTION: Deferred Def. Waives Hearing Ordered
Total: \$ plus 20% fee: \$
Payment Terms:
Set by SCDPPPS

PTUP
days/hours Public Service Employment
Obtain GED
Attend Voc. Rehab. or Job Corp.
May serve W/E beginning
Substance Abuse Counseling
Random Drug/Alcohol testing
Fine may be pd. in equal, consecutive weekly/monthly
pmts. of \$ beginning
\$ paid to Public Defender Fund
Other:

Table with 3 columns: Description, Amount, Total. Includes items like § 14-1-206 (Assessments 107.5%), § 14-1-211(A)(1) (Conv. Surcharge) \$100, § 14-1-211(A)(2) (DUI Surcharge) \$100, § 56-3-2995 (DUI Assessment) \$12, § 56-1-286 (DUI Breath Test) \$25, Proviso 47.9 (Public Def/Prob) \$500, § 14-1-212 (Law Enforce. Funding) \$25, § 14-1-213 (Drug Court Surcharge) \$150, § 50-21-114(BUI Breath Test Fee) \$50, § 56-5-2942(J) (Vehicle Assessment) \$40/ea, Proviso 90.5 (SCCJA Surcharge) \$5, 3% to County (if paid in installments) \$340, TOTAL \$733.90

RECEIVED
FEB 19 2015

SC Court of Appeals

Appointed PD or appointed other counsel, § 47.12 requires \$500 be paid to Clerk during probation.

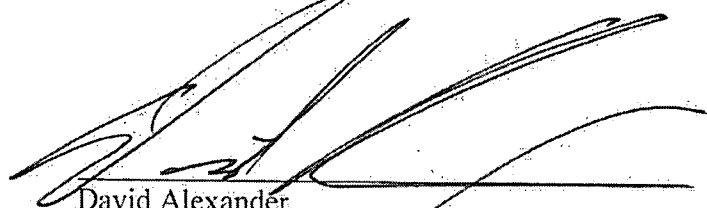
Clerk of Court/ Deputy Clerk: Samuel Perry
Court Reporter: Mia Person
SCCA/217 (03/2011)

Presiding Judge: Kristin Smith
Judge Code: 215
Sentence Date: 1/9/15

CERTIFICATE OF COUNSEL FOR APPELLANT

Counsel for appellant certifies that this Record on Appeal contains all material proposed to be included by any of the parties and not any other material and that this Record on Appeal complies to the best of my ability with the April 15, 2014 order from South Carolina Supreme Court entitled "Revised Order Concerning Personal Identifying Information and Other Sensitive Information in Appellate Court Filings."

Respectfully submitted,



David Alexander
Appellate Defender

South Carolina Commission on Indigent Defense
Division of Appellate Defense
PO Box 11589
Columbia, S.C. 29211-1589

ATTORNEY FOR APPELLANT

This 22nd day of July, 2016.

RECEIVED

JUL 22 2016

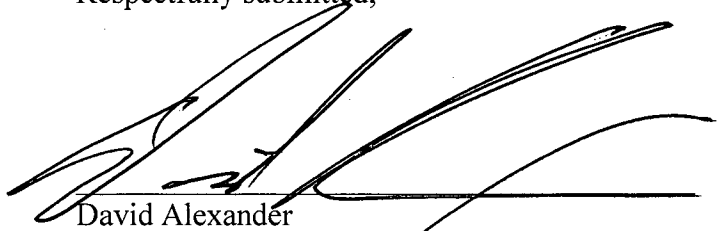
SC Court of Appeals

1035

CERTIFICATE OF COUNSEL FOR APPELLANT

Counsel for appellant certifies that this Record on Appeal contains all material proposed to be included by any of the parties and not any other material and that this Record on Appeal complies to the best of my ability with the April 15, 2014 order from South Carolina Supreme Court entitled "Revised Order Concerning Personal Identifying Information and Other Sensitive Information in Appellate Court Filings."

Respectfully submitted,

A handwritten signature in black ink, appearing to read "David Alexander", is written over a horizontal line. The signature is stylized and cursive.

David Alexander
Appellate Defender

South Carolina Commission on Indigent Defense
Division of Appellate Defense
PO Box 11589
Columbia, S.C. 29211-1589

ATTORNEY FOR APPELLANT

This 22nd day of July, 2016.