

Quentin R. Jenkins

Petitioner

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AUG - 8 2016

SC SUPREME COURT

v.

State of South Carolina

Respondent

Appellate case no. 2015-002181

Designation of matter to be included in the record

ON Appeal Pursuant to S.C.A.C.R. Rule 2e9

Designation of Matter to be included in the record on Appeal pursuant
to ~~Sc.A.C.R. Rule 209~~

- 1) Color photographs of victims and crime scene, Trial page # 79 ex#
5 7 21 22
- 2) Black and white photocopy of photographs of victims and crime
scene. Trial Exhibits # 5, 7, 21, 22.
- 3) The email and other exhibits proffered and entered into the record
of the march 7, 2008 post-Trial hearing on Juror misconduct and
unfair trial
- 4) The 3page Correspondence and other communications between attorney
Eleri Rounnel and the State Solicitor Kim Steele regarding the
circumstances of the Juror misconduct underlying facts and allegations
- 5) The 3aid 3pg Correspondences and other communication between Solicitor Kim
Steele and Judge Deadra Jefferson regarding the circumstances of the
Juror misconduct underlying facts and allegations

Issue ONE: Failure of redaction Colored photos shown to the jury

Inflamed Juror # 309 Matthew Maurer Bloody photo Ex 5, 7, 21, 22

See Trial pg 87-88 No objection from defense counsel

Issue Two: Premature Deliberations by Juror # 309 Matthew Maurer

See Trial pg. 114-115 line 16-6] Trial Judge, made reference specifically to the effect before breaking Juror's or the court that you are not to speak of the case outside of the court's for it may fall under premature deliberations!

Issue Three: "External Influence" by the colored photos show to the Juror # 309

Histry

During the "VoiR Dire" this prospective Juror # 309 Matthew Maurer answered a question dishonestly, whether his dishonest answer was

Intentional or Advertant are definitely factors to be considered in the court's Determination of (Actual bias). During the Jury selection Procedure, The Judge ask the Juror's "Is there any reason why you feel you dont need to be on this Jury or cant be impartial see pg 29 line 20-25]

This one Juror did not say anything. When he should have spoken up and revealed to the courts that he would not be able to follow the Judge's Instruction or refrain from discussing the case from others, even if this Juror did not know of his Inability to abide by the court's instructions or to give the defendant a fair Trial prior to the trial he at least should have brought this inability to do so after reviewing the "disturbing photos. The ~~best~~ record reflects that " Mr. Maurer Juror # 309 was acting quiet for a couple of Days " So this "misconduct" could have been Indeed brought to the Judge's Attention in time enough to allow ~~the~~ courts to take advantage of one of the feasible remedies. Juror 309 Matthew Maurer failed to disclose his inability to abide by the court's Instruction neither did he disclose how the Bloody photos were very disturbing to him causing Emotional Distress, T Inflamming passions of Guilt Impairing his ability to be Impartial. His failure to Do so prejudiced me at trial depriving me the opportunity to take advantage During trial

In Pittman supra the South Carolina Supreme Court
that assessing the prejudicial effect of an allegation
of juror misconduct due to external influence

:(1) The number of jurors exposed

(2) The weight of the evidence properly before the jury

(3) The likelihood that curative measures were effective

in reducing the prejudice. This last factor is the

most important. No curative measures were available

to me because the juror did not disclose this

information and it was not revealed until after the

verdict was rendered. So none was taken to effectively

reduce the prejudice, and his actions in itself

constitutes prejudice along with the unrelated attorney

Ms. Eleni Roumel



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From: "Kim Steele" <steelek@scsolicitor9.org>
 To: <djeffersonLC@sccourts.org>, <runyonwilliamjr1@bellsouth.net>
 Cc: "Nathan Williams" <williamsn@scsolicitor9.org>
 Subject: State v. Quentin Jenkins--Juror Issue
 Date: Fri, 8 Feb 2008 13:56:35 +0000

Judge Jefferson,

The below e-mail was sent to me from a friend yesterday. I did not open or read this e-mail until this morning. However, I wanted to bring it to the court's attention. Please let me know if anything needs to be done regarding this matter.

Thank you,
 Kim Steele

Kimberly A. Steele
 Assistant Solicitor
 Charleston County Solicitor's Office
 101 Meeting Street, Suite 400
 Charleston, SC 29401
 Phone (843) 958-1900
 Fax (843) 958-1905

From: Eleni Roumel [mailto:Eleni.Roumel@nelsonmullins.com]
Sent: Thursday, February 07, 2008 9:36 AM
To: Kim Steele
Subject: Re: Lunch?

Hey! I was at physical therapy today, and one of the therapist's husbands is on your jury. He's apparently voting guilty.

See you tomorrow!

E

----- Original Message -----

From: Kim Steele <steelek@scsolicitor9.org>
To: Tyler Schachte <schachtet@scsolicitor9.org>; Eleni Roumel; Elizabeth Gordon <elizabeth@scsolicitor9.org>
Sent: Thu Feb 07 08:46:28 2008
Subject: RE: Lunch?

I'm free tomorrow (Friday) for lunch. Is that when we've decided?

Kimberly A. Steele
 Assistant Solicitor
 Charleston County Solicitor's Office
 101 Meeting Street, Suite 400
 Charleston, SC 29401
 Phone (843) 958-1900
 Fax (843) 958-1905

From: Tyler Schachte
Sent: Wednesday, February 06, 2008 9:22 AM
To: 'Eleni Roumel'; Elizabeth Gordon; Kim Steele
Subject: RE: Lunch?

How about Friday? I think Kim's trial is supposed to be done by then. Or maybe one day next week?

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

) INDICTMENTS NUMBERS:

) 2007-GS-10-4660
STATE OF SOUTH CAROLINA) 2007-GS-10-4661
) 2007-GS-10-4662
) 2007-GS-10-4663

Versus

QUENTIN R. JENKINS

Defendant.

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AUG 08 2016

S.C. SUPREME COURT

ORDER TO
REASSEMBLE JURY

BY

JULIE J. ARMSTRONG
CLERK OF COURT

2008 MAR -7 PM 12:49

FILED

This matter originally came before the Court for a jury trial commencing on February 4, 2008 and concluding with jury verdicts of guilty on February 7, 2008 on the following charges: 2 counts of Murder and 2 counts of Possession of a Firearm During the Commission of a Violent Crime. A pending Motion for New Trial filed by the Defendant was made on February 8, 2008 raising the issue of potential juror misconduct. The Court will entertain oral arguments on the motion on Friday, March 14, 2008 at 9:30 a.m. Because the nature of the motion may require individual polling of the jurors, the Clerk of Court of Charleston County is hereby directed to reassemble the jury in the case for Friday, March 14, 2008 at 9:30 a.m. The jurors shall be mailed the attached notice directing them to appear at the Charleston County Judicial Complex on Friday March 14, 2008 at 9:30 a.m. in Courtroom 3E and further directing them not to discuss the case with each other or anyone else until further notice of the Court.

AND IT IS SO ORDERED!

Charleston, South Carolina
March 7, 2008

Deadra L. Jefferson

Deadra L. Jefferson
Chief Administrative Judge
General Sessions
Ninth Judicial Circuit

ATTEST: A TRUE COPY
JULIE J. ARMSTRONG (SEAL)
CLERK, C.P., G.S. & F.C.

By *John Madley*
DEPUTY CLERK

Duentin A. Jenkins 321584

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Monticello unit #152

Columbia Sc 29210



The Supreme Court of South Carolina

Daniel E. Shearouse clerk of court

Post Office Box 11330

Columbia South Carolina 29211

LEGAL MAIL