

ORIGINAL

VOLUME II OF II

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

RECEIVED

Appeal from Sumter County
Honorable Maite Murphy, Circuit Court Judge

MAR 16 2017

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

MATTHEW CORY DWYER,

APPELLANT

APPELLATE CASE NO. 2015-002290

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Detective Dillinger: Ok so I don't think that you really understand because you aint never really been in any trouble before. I don't think that you really understand. So now do you know the difference in physical evidence and circumstantial evidence?

Stephen: No ma'mm.

Detective Dillinger: You never watched any of the cop episodes? Well right now we have some circumstantial evidence on you. Ok?

Stephen: Ok but I know that I aint do nothing.

Detective Dillinger: Ok you know that you didn't do nothing so let's talk. What did your brother say to you the next day when you went over there and talked?

Stephen: Alright. Is there any way that I could come back?

Detective Dillinger: No

Stephen: I aint got to talk to nobody but all I am saying is why can't ya'll get Matt up in here?

Detective Dillinger: So we are going to get Matt while you are in here and what's that going to do?

Stephen: That's all you got to do.

Detective Dillinger: And what do you want us to say to Matt?

Stephen: Just talk to him. I don't know.

Detective Dillinger: So you want us to say what to Matt?

Stephen: Ya'll can say whatever, whatever ya'll are asking me.

Detective Dillinger: But we have you in here right now Stephen this aint I mean, Stephen.. What did you talk to your brother about that day when you went over there? What did he tell you happened? Why did he need you so bad? Get that weight off of you and let's go ahead and be done with this.

Stephen: How did his name get caught up in something like this...? Matthew he aint telling me nothing. He didn't tell me nothing. Whatever it is that's bad...

Detective Dillinger: We already told you what the bad was and you know what he told you that day.

Stephen: His name is caught up in it.

Detective Dillinger: Ok well you know what the bad is and you know what your brother told you that day.

Detective Dillinger: Do you have kids?

Stephen: No.

Detective Dillinger: Does your brother have kids? Other than that one that they think is his?

Stephen: They think that one is his.

Detective Miller: When I went over and talk to your mom, the sheer of horror that was on her face that you may be involved in something and you know what I told your mom? I'll tell you because I have no reason to lie to you. I told your mama I said look Stephen aint in any trouble but Stephen may know some stuff and his name has came up and he's got to tell us what he knows and we can get Stephen cleared and Stephen can get the hell on out of here and be done and go home or go back to grandma and grandpa and get his taxes done and go do everything that Stephen needs to do. He can go to drill, he can continue living his life, go hunting and you can continue lifting weights and living his life. Ok? Now tell me if we would of walked up to that door saying that I need to talk to Matthew... Is that your mom?

Stephen: (his phone) Hello? Ma'mm? I don't know. Yeah 15 north, yeah.

Detective Dillinger: She's worried to death isn't she?

Stephen: Yeah all of them is.

Detective Dillinger: All of them who? your mom? your granddaddy?

Stephen: My granddaddy told me not to even come up here. They say don't even come up here.

Detective Dillinger: But you came because you know that this aint about you.

Stephen: Yeah and try to get my name out of it but ya'll trying to...

Detective Dillinger: We aint trying to.... We aint trying to.

Stephen: Ya'll talking about him calling me and I'm telling ya'll that I didn't know that Matt called me no eight times..

Detective Dillinger: At the time that someone was found dead.

Stephen: Well ya'll track my phone and find out where I was.

Detective Dillinger: We are going to do that.

Stephen: That's what I'm saying, I know that I wasn't around.

Detective Dillinger: Ok but it's aint about you but you not seeing it. You are so busy saying that you aint did nothing but you got information about someone who did have something to do with it and you are trying to protect them and you are going to pull yourself into it. We have done explained to you what a misprision felony is, we have done explained that to you now you sitting in here with us and like I told you black and white is black and white. We can't change the facts and the facts are that Matthew called you and Matthew called you at the time that something serious happened and he called you back to back and any reasonable person would tell you that if they got into some trouble they would call someone that they know that will help me get out of the trouble and you said that Matt said I am in trouble and I need you, I need you come meet me and that's reasonable for anybody to know. What is not reasonable is that you talked to him for however many seconds that day and you said that you didn't know what he was talking about and you said that you went and talked to him the next day and you won't say nothing else about it you say let Matt tell ya'll. You need to save yourself is what I am telling you, no you may not of been there and you may not of pulled the trigger but you have information that we are trying to get you to go ahead and tell us because once we are finished doing all of that we aint going to have a problem and I'm not going to want to talk to you after I get it all together. This is the opportunity for you to save yourself because after it all comes together it aint going to be no saving yourself, let the chips fall where they may. You aint about this life you aint about no thug no jail no trouble and you never have been. Stephen, you know that and you have been a protector of your mother ever since the day that Matthew stabbed you in your back you were trying to look out for your family and protect your family. You know how Matt is. You have done all you can up to this point for Matt to keep him straight and he keeps finding his way into something over and over again.

Detective Miller: And he keeps running to you to bail him out.

Detective Dillinger: And Matt has had the same opportunities that you had. Now here y'all are at a crossroads, he gets in to trouble that night and he needs you and he gets you caught up in this. Now weather you go or not, I can't determine that just yet ok? But as soon as he gets into trouble he calls Stephen why he aint listening to Stephen whenever you are telling him to stay out of trouble and why asking him why are you doing this you know how mama is and you know you are worrying and putting pressure on the family, Matt get your life together man and Matt this and Matt that and every time you turn around Matt is getting into something and you know exactly what Matt got into that night and that's what we are just asking you, what did Matt tell you about that night? There aint no need for your mama to be crying and worrying over both of her sons. Your other brother, is he disabled?

Stephen: Yeah

Detective Dillinger: And she does all she can to take care of him and your sister, right?

Stephen: huh huh

Detective Dillinger: she doesn't need any more on her plate. I have met your mom and I have talked to your mom and I have helped your mom with some other stuff that she has had going on, she don't need no more on her plate. Stephen now is the time.

Stephen: Yelp...

Detective Miller: You were smart enough that night let me explain to you because I want you to understand. I sit in this room every day with people who aint smart enough to get out of their own ways. They think that they are smarter than the system and they think that they are smarter than you know the evidence and not saying that we are all a bunch of rocket scientist but you know as well as I do that one man can't do dick but if you but five or six together and y'all can take a whole hill you know what I'm saying and so you get five or six of us in here and we start bouncing off ideas and start moving around and stuff, now you have a collective and that's how we narrow stuff down and everything. You were smart enough that night when that phone rang to go this is some shit, he's done got into it again and basically fuck him I'm not going to get him because I'm not getting hemmed up in it. The hair on the back of your neck stood up when he called and you knew that he done fucked up and he fucked up bad and you knew that if you had went down there he was going to drag you into some shit that he had gotten in to and you were smart enough that night to go the other way. You need to be smart enough again to go the other way. Because right now he is holding on to your coat tail and he's trying to drag you down with him. It don't mean that you love your brother any less, it don't mean that you care any less for him, it don't mean anything about yours or his relationship has to change. Because at the end of the day the position that he has put himself in is his choice and Stephen did not make that choice for him. There ain't a part of me sitting here right now that don't wish that Stephen had been with him that night before this happen because I know damn good and well that Stephen could of prevented it but Stephen wasn't and Matt went off and did something and someone got hurt and got hurt bad they are dead and now everything about this from the moment your phone first rang has told you that Matt fucked up and you said I'm not going out there and I'm not going to pick his ass up I aint going to meet him and I aint doing a damn thing that puts me in that loop. You were smart enough that night to say nope I'm out, I got a honey and I'm taking my honey to work and I'm taking my ass away from this and he can get home from Wal-Mart however the hell he needs to get home from Wal-Mart but it aint going to be me because that puts me in the middle of whatever shit he stirred up. Now you need to be smart enough now to continue going down Stephen's path.

Stephen: So you're telling me that my name is caught up in it? That's what y'all are telling me?

Detective Miller: No, what I'm telling you is that his name is caught up in it and your name is caught up in it because of him. If he doesn't call you, guess what? Me and her and you are not sitting here having this conversation, me and you may have this conversation several weeks from now where I am telling you that Matt is in trouble and you know is he capable of this? Is this something that he has always done? That's the conversation that we would be having. We wouldn't be having the conversation of why in the hell was he calling you nine times and trying to get you caught up in a murder case. Now I am going to tell you, he panicked right here he panicked and he just like her or me or anybody else when shit goes bad you panic and the first people you call is your mama, daddy or your sibling, your brother or your sister that's the first people you call. I don't give a shit if you are 23 or 43 if something goes bad for me, the first I would call is my momma, my daddy or my sister. He panicked and because of him panicking he has done drug you into some shit that is bad and you knew that it was bad that night when he called because you could hear it in his voice. Maybe he didn't tell you that night, maybe he was raising hell with you on the phone and going man just shut the fuck up and come get me, I have got to get out of here but

sometime between last Wednesday or last Tuesday and today you all have had a conversation were he has told you or you have pretty much figured it out. Now you have been smart enough up to this point to keep your life clean and stay out of trouble and do all that you can for your mama and you smart enough on the night that of January 26 that he had done fucked up and I have to get out of this and I got to get away from this. Now you need to be smart enough now to continue down that path and tell us what he told you before because of this and this and the conversations that y'all have had since then he is going to end up dragging your ass back down with him. Because all he has to do when he walks in that room and we start talking to him and hammering into him and really getting into him and start explaining it and he starts lying to us the only thing that he has to say one time is well I called Stephen and I told him what happened and your fucked. Because right then you are accessory after the fact of murder. Now he's done panicked and called you nine times and has put you in the middle of it so are you willing to take that chance to see if he panics again when we put him in one of these rooms and put you back in? or maybe it's not with us maybe it's with his attorney and maybe his attorney is trying to cut the best deal for him down the road. His attorney might say well before he can sign off on anything he must tell the truth about what happened because that's the way the plea deal works. Before the plea deal can happen, he has to stand up in front of the court and tell everyone the truth and it better match the damn evidence because if not, his plea deal goes away and he's back on trial. So do you want to take a chance for when he gets in front of that Judge and that Judge asked did you tell anybody? And he says well I told my brother. Are you willing to risk your future for that?

Detective Dillinger: How many times do you talk to Matt?

Stephen: About every day

Detective Dillinger: How many times have you tried to talk to Matt over the years and have him go a straight path?

Stephen: A bunch. A kind of stopped after a while because he don't too much listen to me.

Detective Dillinger: He don't get it. Who's that?

Stephen: (his phone) It's my mom, let me talk to her one more time. Hello? Why did you hang up earlier?, that was me, ma'mm, ma I don't know, I'm sure that you have done heard that Matthew's name is caught up in something, that's why I am down here, yes ma'mm, alright.

Detective Dillinger: Is that Ms. Dwyer:

Stephen: Yes ma'mm.

Detective Dillinger: Tell her that you are talking to investigator Dillinger.

Stephen: Ma? She hung up.

Detective Dillinger: Stephen, like I have been saying, you have tried to save Matt plenty of times but every time he gets into and like I have said we wouldn't even be in here if your number hadn't

of been in there as much as it was if it was one phone call probably not, two or three we might of got you in a couple weeks but with him calling you that much back to back and you being who you are in his life and us finding out who's phone number that was and we knew that you were his brother, we knew who we needed to talk to. We needed to talk to you. It is eating you up and you don't know whether to go right or to go left and your brother is one thing and your loyalty to your family and your loyalty to your brother is one thing and saving yourself. The difference is one word, freedom.

You weren't there, did you kill anybody?

Stephen: No ma'mm.

Detective Miller: Did you go out there after someone was killed?

Detective Dillinger: Did you go out there to get your brother?

Stephen: No

Detective Dillinger: Did someone else go out there to get your brother? More than likely?

Stephen: I don't know, I was supposed to go meet him.

Detective Dillinger: But you never went because you knew that it was going to be some bullshit, right? You know Matt and you knew that it was going to be something behind it before you went. Right? That's a yes or a no. You don't even have to think about that Stephen. You knew it was some shit right, that's why you didn't go.

Stephen: I mean he didn't sound right that night you could tell in his voice.

Detective Dillinger: Let me ask you this question, what's holding you up?

Stephen: Huh?

Detective Dillinger: What's holding you up? What are you stuck on? What's holding you conscious up?

Stephen: I mean there's a dead man and It's no laughing matter, it's definitely serious and um.

Detective Dillinger: Do you know who the dead man is? Did you see anything about the dead person?

Stephen: I don't know I don't the person.

Detective Dillinger: What have you heard in the street about who it was?

Stephen: I don't be in the streets.

Detective Dillinger: Well what have you hear about it? You said that there was some talk and some people around saying stuff. So what have they been saying?

Stephen: No, I was talking about Matthew's name got caught up that's all I was saying but that was the main thing but as for the person no I don't know him and I haven't never seen him. Like I say that's basically it I don't be nothing.

Detective Dillinger: So how do you know it's a him?

Stephen: I know it was a him.

Detective Dillinger: How do you know?

Stephen: Because I looked it up on the internet.

Detective Dillinger: What did you look up?

Stephen: Um, the Sumter Item.

Detective Dillinger: Why did you look it upon the internet? What did you look up?

Stephen: I don't know I just looked up the news.

Detective Dillinger: Uh huh and what did the news have on there?

Stephen: It said.....

Detective Dillinger: It said what?

Stephen: It was funny because I guess after Matt called me or whatever and then I just heard about it on the news followed by the ____ and that was it.

Detective Miller: When did you figure it out?

Stephen: About two days later.

Detective Miller: What was the oh shit moment? Matt did this, two days later?

Stephen: Probably why he wanted to talk to me I guess. He wanted for me to meet him.

Detective Dillinger: Is that when you went and talked to him?

Stephen: No I didn't talk to him. Like I said I went there the next day because we talk all the time.

Detective Dillinger: And what did he say the next day? Did you confront him that you had done figured it out? Did you talk to him about it?

Stephen: I ended up going by there.

Detective Dillinger: What did he say?

Stephen: He won't aum... Like I said I guess once I found out that guy got murdered my mouth dropped too but he aint really... You know once something gets out aint no telling where it goes but he aint telling me nothing. He just saying that it was bad and that was it.

Detective Dillinger: But you figured it out from the phone call and the hurrying come get me I'm in trouble.

Stephen: I figured it out, ya I got my opinion.

Detective Dillinger: You saw that there was a murder on the news and then oh shit.

Stephen: Ya oh shit that's my brother. Do y'all have some water?

Detective Miller: Ya I'll get you some water.

Officer #2: What are you thinking that your family has to say about all of this? Are they going to be surprised?

Stephen: Ya of course.

Detective Dillinger: About Matt?

Stephen: Huh huh

Detective Dillinger: Why?

Stephen: Because that's crazy, Matthew has done been in trouble.

Detective Dillinger: Ya Matthew has been in trouble he just got out of prison for stabbing you right?

Stephen: No, nah I don't think, when he stabbed me.

Detective Dillinger: Y'all didn't go to court?

Stephen: No, not really I dropped the charges.

Detective Dillinger: How bad was it when he stabbed you? I saw the arrest but I didn't see the details but I know that him and your mom had gotten into it and you got in the middle of it right? How bad was the stab wound?

Stephen: I mean I aint feel it.

Detective Dillinger: Did you have to go to the hospital?

Stephen: Ya

Detective Dillinger: Did you have to stay overnight or just for a minute?

Stephen: I had to stay overnight and then I got released and then the next morning it was just my back I just couldn't really bend my back.

Detective Dillinger: Did you have to get stitches or staples?

Stephen: Stitches

Detective Dillinger: Was it a lot?

Stephen: I wanna say three or four.

Detective Dillinger: How long ago was that? 2010?

Stephen: I joined the army, it could have been 2010.

Detective Dillinger: So you joined the army after that happened?

Stephen: No, I went to work right after that happened and ya I worked and whenever it was after that it happened I worked for about six months and then I joined the army. Then I left.

Detective Dillinger: You left where?

Stephen: I went to the army.

Detective Dillinger: How long were you gone?

Stephen: 3-1/2 years.

Detective Dillinger: Where did you go?

Stephen: Kentucky

Detective Dillinger: And that's when Matt went to prison is when you went to into the Army? He did what 4 years?

Stephen: In and out and I don't think he really went last time because if it wasn't for me he'd been thru. Getting into trouble back then on his own _____.

Detective Dillinger: So, Stephen Matt called you that night because he needed you and keeps calling you back and forth telling you what's going on and he said I'll tell you when I see you and are you coming where you at, are you coming to get me?

Stephen: Ya and I'm trying to find out the whole time what's going on and his only thing was come and meet me and meet me here and he said he'll tell me then. Like I said, I didn't never go.

Detective Dillinger: What time did you go home that night after you dropped the girl off ?

Stephen: I just went and dropped her off.

Detective Dillinger: What time did you drop her off?

Stephen: She had to be at work at, I think she had to be to work at 11:00 or before 11:15.

Detective Dillinger: And she works at Gold Kist?

Stephen: At Pilgrim's Pride.

Detective Dillinger: At Pilgrim's Pride okay. So after you dropped her off at 11:00-11:15 what did you do then?

Stephen: I just went ahead and went home. Matthew might of called me then but...

Detective Dillinger: So, you dropped her off around 11:00-11:15 and you go in the house and Matthew might of called you a couple more times and you go home and go to sleep?

Stephen: Ya, I make sure he was good and he tell me he was good.

Detective Dillinger: When did he tell you that he was good?

Stephen: On my way back home.

Detective Dillinger: Okay so he called and talked to you then and he said don't worry about it I'm good now?

Stephen: Ya

Detective Dillinger: Ok, so you go home and go to bed and you get home around what time?

Stephen: I aint no how I'm supposed to remember all this, I aint got no exact time.

Detective Dillinger: You don't have to give me the exact.

Stephen: I don't remember the exact time.

Detective Dillinger: You left straight from Gold Kist and went straight home that's usually about

12 or 13 minutes.

Stephen: It was about 20 minutes there and 20 minutes back.

Detective Dillinger: Ok.

Stephen: So about 35 minutes.

Detective Dillinger: Ok, so you go home and go to sleep and what night of the week is this?

Stephen: Tuesday night?

Detective Dillinger: Monday or Tuesday, so the next day you get up did you call Matt?

Stephen: I think I just went over there.

Detective Dillinger: And over there is where? The house on Murphy Street?

Stephen: Yes ma'mm.

Detective Dillinger: Ok, so ya'll talked?

Stephen: Ya we talked.

Detective Dillinger: How long were you at the house on Murphy Street?

Stephen: Not long. Not long.

Detective Dillinger: You left there and later on that day and the next day you figured it out?

Stephen: Once I watched the news.

Detective Dillinger: Once you watched the news.

Stephen: I watched the news and then I started looking at my phone.

Detective Dillinger: And you put pieces together.

Stephen: Yes ma'mm.

Detective Dillinger: Did you confront him about what you put together?

Stephen: Ya

Detective Dillinger: What did he say?

Stephen: He say... he never told me nothing. I just said look Matt I seen the news and I just hope that that's not the reason that you were calling me last night and he was like nah man no don't say that.

Detective Dillinger: Did you believe him? Honestly Stephen did you believe him?

Stephen: Did I believe Matt?

Detective Dillinger: Ya

Stephen: I had to believe him just because of what he was telling me and like I said I had my suspicions but that's about it but he didn't actually come out and tell me.

Detective Dillinger: And why do you have your suspicions?

Stephen: Because I could tell it in his voice and then like I say the next day I'm looking at the news and its saying something about a murder and I think it was in Camden and the next day it was that morning when they find out when the police found out. I started looking it up and stuff, I mean I like it's just scary how ya'll its just scary that ya'll are threatening me.

Detective Miller & Detective Dillinger: Aint nobody threatening you.

Stephen: Nah Nah, not exactly that but I can go down for something that I don't have no involvement in.

Detective Dillinger: That right there is what you call evidence that you were on the phone and a body was found at a certain place, like I told you technology is wonderful. When you use your cell phone it can pretty much pen point where you are at when you make a call or when you get a call. Every time you flip that phone like when you talked to your mom just now, who do you have service with?

Stephen: I'm with Sprint.

Detective Dillinger: Your with Sprint so I give sprint a search warrant right now at your phone on this date right here when you talked to your mom, it will show me exactly where you were within almost a mile of where you were when you made the call. That's not hard to do that's why they are called smart phones that's technology that's nothing that we are making up or something that we pulled out of the air facts are facts, it is what it is and everybody's phone does that not just Matthew's. If someone got a search warrant on my phone it would do the same thing.

Detective Miller: The thing that I want you to understand is, we didn't put you in this room. We asked you to come up here and talk about it and we put you in this room.

Detective Dillinger: Ok, and I'm going to go ahead and show you this, you said that you did not recognize that number, that's your brother's number.

Stephen: Ya I don't recognize it because I don't

Detective Dillinger: Do you have it in your phone?

Stephen: If that's the number you say it is. I don't know the number.

Detective Dillinger: You don't know the number? So if he calls you right now his name don't pop up and say Matt? Ok look at that and look at this.

Stephen: You asked me if I knew that number and I'm just saying I don't know that number.

Detective Dillinger: Ok now that you can see it that's Matt's number, now is that not your number?

Stephen: Huh huh.

Detective Dillinger: Ok, do you see that purple?

Stephen: Ya.

Detective Dillinger: Ok what do you think that is?

Stephen: I don't know who's number that is, I guess it's the victims.

Detective Dillinger: You damn skippy now do you see where we are going with this?

Stephen: Ya

Detective Dillinger: Ok now let's see how long before the light bulb goes off on your head and you going to keep saying that he aint talked to you or tell you nothing. Ya he called you because you are his brother.

Stephen: So whose numbers are these? Why his number showing?

Detective Dillinger: Because it does that, the tower just hit back and bounced off his same number.

Stephen: Ok.

Detective Dillinger: Ok. And guess what started shortly after the victim, he's calling you panicking look at the time.

Stephen: Look at what time?

Detective Dillinger: That's the victim's phone number he was with the victim at that time or talking to him. Do the subtraction, 5 and 2 is 3 and 5 and 4 is 1. So 45 mins later, he starts hitting your phone.

Stephen: 9:55 and then 10:41 he called me.

Detective Dillinger: And over, over, over, over and over again. Ok?

Stephen: Yes ma'mm.

Detective Dillinger: I mean Stephen we aren't doing this like you do on TV or whatever this aint no script. A man is dead and we've done got cell phone records and we know about what time that man died and they pronounced him dead and the coroner can tell us about what time he died. It's called putting a puzzle together ok? You got a dead man, you got the dead man's cell phone and then you start checking the dead man's cell phone and you start checking the cell phone and you start seeing who he talked to and who he was with right around that time that he died. I mean you start branching out and than that leads us to it. Do you understand what I'm telling you? You are smart, you are military, and you have a good clean record. Nobody is going to believe with that being your brother that you may know what happened and that your brother didn't tell you and confide in you especially the way that he was trying to get a hold of you. Nobody is going to believe that and you don't have to convince me and Detective Miller that. Do you understand what I am saying to you? Everybody knows what Matt does and what Matt gets into and you know that, you have known Matt your whole life and it hurts to say that ya I might have to snitch or rat or tell on my brother or be the one who does that but what is the alternative to that Stephen? Because somebody is going to say well what was he calling him so much for? How do we know that he didn't go pick him up or scoop him up and help get him away from the murder scene? Is he an accessory right now? And that's what we are trying to tell you. I mean you can play it however way you want but we aren't threatening you, the facts are the facts, the man is dead right? You saw that on the news and you said that is your brother's phone number and you know that that's your phone number, that's the dead man's number and we are tying all the pieces together ok?

Stephen: Yes ma'mm.

Detective Dillinger: That's up to you how you want to play this and they know how Matt is your granddaddy knows how Matt is and your mama knows how Matt is and Matt's daddy knows how Matt is and you have been trying your whole life to save Matthew and you said that you stopped talking to him and now it's time for you to stop trying to save him before you mess around and mess your life up.

Detective Dillinger: You didn't kill anybody?

Stephen: No I aint killed nobody.

Detective Dillinger: What did Matt tell you that he did to that man Stephen? what happened?

Stephen: That aum... There aint no way that I could, I don't know...

Detective Dillinger: Stephen, what happened to that man?

Stephen: Is it too late for me to ask for a lawyer? I don't know why I would need one but like I say

you telling me that my name is caught up in that and my brother's name is caught up in it.

Detective Dillinger: All we are asking you is what happened to the man? What did your brother tell you happened to that man? Because nobody deserves to die like that and nobody deserves to be murdered and that man's family needs closure. They need closure too they need justice for that man, he was a grandfather, he was a father, he had a family too. Just like you are trying to protect your family, he had a family too and they are looking to us for answers and they want closure for their loved one. If Matt had something to do with it than Matt will have to suffer the consequences and have to stand up in those people faces and let him know that he is the one that took their loved one away. They have a right to that Stephen, they have a right to that and if Matt was mad enough to do something like that to somebody than Matt should be the one to take the consequences for it. This aint no robbery this isn't no stabbing someone in the back, this is murder somebody is dead and left on the side of the road like a piece of trash. Somebody that meant something to somebody, somebody's grandfather and that man had a granddaughter that he loved who they said he went and visited every day, every day. That man had children and he had a life too and his family wants to know why and if not why than they deserve to know who and if Matt was responsible for that than Stephen that's on Matthew and he will have to stand and give an account for that. Not because you are standing there protecting him of it, you didn't shoot anybody, you didn't kill anybody, you wasn't there and you didn't do this. You have the life that you were supposed to live that your mom tried her very best to do for you and to get you on the right path and you have done that and whatever you did in your life you own up to it and you say I did it. I understand that that's your brother but you know your brother's life style and you know your brother does.

Stephen: My brothers don't do that.

Detective Dillinger: Stephen, you know what your brother does enough close to that and you know a little bit more than what you are telling us right now about what your brother did out there that night than what you are telling us. Like I said nobody deserves that. You know the relations between those two things and you are trying to step up and say I'm going to protect my brother and I don't want my family saying this and that I did this to Matt and I don't want my family to say that but what about that man's family? So you are going to stand in here and stand in between them getting some justice when your brother was man enough to do what he did? He had the balls to go do what he did and you yourself got some doubts and you know, so you're going to stand in between those two things saying Matt, I love you mama I love y'all. The worst thing that's going to happen is your family is going to be mad at you for a little while and there will be some bickering and fussing and fighting ok but they will eventually get over that but in the long haul that man's granddaughter and his family and his kids and Matt gets to walk around once again because someone is looking out for him and protecting him and how long do you think it'll be before he gets into something else? You have done all you can.

Stephen: Can I talk to Matt? Because I aint lying Matthew aint tell me nothing and I know that he aint telling nobody else nothing because he won't even tell his brother nothing.

Detective Dillinger: Are you sure about that?

Stephen: Yes ma'mm.

Detective Dillinger: You are positive about that part? That Matt aint tell nobody else nothing?

Stephen: I know. I know that he aint told nobody else about it.

Detective Dillinger: And why is that Stephen?

Stephen: Because like I said, I'm piecing it together and if it is this bad and if it's a murder, Matthew ain't tell... if Matthew murdered somebody he aint telling me and that's why because it would be a murder and he know that he aint joking around and he wouldn't want that to get out to nobody. And I tried to get it out of him and talk to him and ask him about it but like I say he aint telling me nothing.

Detective Dillinger: And when you talk to him what are you going to say to him?

Stephen: What you mean? Now?

Detective Dillinger: huh huh

Stephen: I'm going to try to get him to come up here and handle that thing with my name. because like I say.....

Detective Dillinger: Let me ask you a question, point blank if he knew your head was on the chopping block would he save you?

Stephen: Ya.

Detective Miller: Let me ask you this, if I let you call Matt right now and you told him that you were up here and that you were with us and that he needed to come down here and get this shit straight, would he do it?

Stephen: I don't know if he would do it tonight but I know that he is not going to talk to me if he knows that I am up here. I want to talk to him and tell what he's about to risk, that's what I'm talking about and plead with him if he knows something and to clear my name up and aum like I told them, he aint come out and physically told me nothing. I just had my suspicions and was trying to piece it up and nobody wants to believe that because it's your brother that's why I'm just caught up at it and my mom wants to know what's going on so if y'all don't mind talking to her but I will talk to him too and tell him that he needs to come up here and talk to y'all too.

Detective Miller: This is what I call, I call collateral damage alright. You know what collateral damage is, you have been in the Army. That's where you throw a mistle off somewhere or send a round off somewhere and that round was intended for somebody and ends up hitting someone else or the bomb goes off and there is a bunch of innocent people laying around and they had a part in nothing. Right now the way that I look at you in all honesty is you are collateral damage alright?

Stephen: How am I collateral damage?

Detective Miller: What I am saying is your not damage but you have a situation where maybe Matt did something maybe Matt didn't do something but because of that it has gotten you in this situation up here talking to us. You know what I am saying?

Stephen: Yes sir.

Detective Miller: That's what I mean I mean by collateral if a, if he did do it and he started calling you and calling you and drug you into it and if he hadn't done anything instead of him coming up here and say I was here, I was here, I was at a house party here, I was at a party here, I was with some girls, I was over here, and over here and I aint got nothing to do with it and my brother damn sure don't have nothing to do with it because his ass wouldn't even come pick me up from the party. Instead and there aint no doubt in my mind that your mama has done talked to him by now and she knows that you are up here with us. There aint no doubt in my mind that if it was my sister and she was init I would come up and I would say why do y'all have her up here, if y'all have any questions about what I did you can talk to me about it not her.

Stephen: So why don't y'all get in contact with Matt?

Detective Miller: We are going to get in contact with Matt.

Stephen: Why didn't y'all talk to him first? Because he's a suspect.

Detective Miller: Right now yeah. In all honesty it's not that I wanted you to come in here and say ya I went and did this and I ~~went and~~ picked Matt up a x and he told me this and he told me that, the only thing I wanted was the truth. If I called and said well he called you x number of times and you said look I had a honey and I said look fuck you I'm busy I will pick you up later and then you say I pick him up but I picked him up on Broad Street at such and such or I did this and I didn't do that. All I wanted was the truth because at the end of the day that's all that matter is the truth. The truth is the truth. Put yourself in it if someone had done this to Matt, let's flip the table. You going to be digging just as hard on the person that called after Matt was killed or anybody else that you loved. You going to be digging just as hard on them just like we are digging right now. You would want that.

and
you
kne
tha

Stephen: Ya.

Detective Miller: Why don't you do this, why don't you call Matt and ask him If he will come up here and talk to us? I mean because the only reason you are up here is because of him.

Stephen: (gets on his phone to call Matt) you call has been forwarded to a voicemail box...
(trys to call again and gets the voicemail)

Detective Miller: He knows where you are at.

Stephen: (trys to call again and gets the voicemail box)

Detective Miller: What are you thinking? Tell me what you are thinking?

Stephen: I'm just thinking that y'all are doing an investigation and that's all I'm saying but I know that I will see Matt tomorrow. I can talk to him and I can tell him, hey Matt they got your name in it and my name is caught up in it and I'm going to plead with him to come down here. Like I say, I can give him my number and he can keep my number and I know that my whole family wants to find out what's going on because I know that they are surprised that my name is caught up in something like this.

Detective Miller: That's the problem Stephen when you aint done shit alright, you go through life everyday talking care of your mom, your brother and your sister trying to help Matt get his life straightened out and you go visit grandma and grandpa and you go through life everyday doing the right thing. I can't find jack shit anywhere that you open your eyes or your mouth that you haven't done the right thing.

down by a large when

Stephen: Y'all weren't able to find out about those pills? I thought the military keeps that. I guess when it's something like this keep all that stuff. So y'all call? Y'all aint talk to nobody I know up there right?

Detective Miller: No, we aint called nobody. Like I said everyday you have done the right thing and now for some foolishness that you didn't have nothing to do with, you know I just met her and I only met her for a couple of seconds while I was at the house.

Stephen: Who?

Detective Miller: Your mom. I only met her for a couple of seconds and your mom is a strong woman isn't she?

Stephen: Ya but you aint known her that long you just met her. You probably say that all the time.

Detective Miller: No I'm just saying, no trust me dude I'm pretty much blunt and to the point. I have had them sit in that chair right there and I have told them flat out that I don't give a two cents if you go to prison for the rest of your life or not.

*cents
shuts*

Stephen: Ya, y'all had mention Matt's name or y'all just...

Detective Miller: No and I will tell you why I didn't ok, for the simple fact that if I just said I needed to talk to Stephen and I assured her that you were not in any trouble and I'm telling you that you are not in any trouble and I need you to understand that you are not in any trouble alright, right now. Unless Matt puts you somewhere, but if I say that I need to talk to Stephen and Matt do you know what that would of done to her worry meter?

Stephen: Ya

~~*Y'all aint mention Matt's name or y'all just...*~~

Detective Miller: It would send her threw the roof. Because she probably thinks especially after you talked to her a few minutes ago she probably thinks just like everybody else that's there right

now and the phone call that are being made Matt has done got Stephen into some shit. Now there aint no doubt in my mind that your brother knows where you are at right now and if my brother had been at the police department talking about what he probably knows what we are talking about and he won't even answer the phone for you when you call.

Stephen: Ya but I know that I can talk to him physically, I don't know why he won't answer the phone.

Detective Miller: I don't answer the phone just for and foremost, hey man what did they say to you? You out? And then if you told me no I would hang up and I would at least answer the phone.

Stephen: Well my brother he already been in jail for like y'all know how many years he's been in jail and most of the time he knows a little more than I do like it works and if he knows I'm up here than that will be a reason why he's not answering the phone, I do know that much. Like I said, if he do know than he aint going to answer it. I know that I can talk to him tomorrow and if nothing don't work after that than I can come back up in here.

Detective Miller: Well what are you going to tell me if you come back up here?

Stephen: I going to tell you the same thing that I know or that I suspect.

Detective Miller : Ok.

Stephen: But I just want him to come up in here, if he knows that he aint did nothing and clear me that's my biggest thing right now.

Detective Miller: Have you ever seen him with a gun?

Stephen: Ya I have seen him with a gun before.

Detective Miller: What kind of gun?

Stephen: He's used mine.

Detective Miller: What kind of gun do you got?

Stephen: A 45. I got it off a...

Detective Miller: So you do two things you get your ass up and you put that uniform on and you go to work every day.

Stephen: Yes sir.

Detective Miller: And part of wearing that uniform requires you to carry.

Stephen: Ya.

Detective Miller: Any other guns?

Stephen: No just mine.

Detective Miller: Just yours?

Stephen: Just mine. I aint seen him with none, he aint got no money.

Detective Miller: What about at the house?

Stephen: No he lives at this daddy's house.

Detective Miller: Does his daddy have any?

Stephen: No, not in the house but I don't think he has it anymore. He had one when he was little form back in the day but that's what it. I was little and I remember what it was he shot it.

Detective Miller: How big was it?

Stephen: It's like one of those dd 14like one of those guns off james bond like a little a little good size gun and he shot it but other than that now I always wanted a gun but I wasn't able to get one.

Detective Miller: Who else, if he called you and he knew that you weren't going to pick him up who would he call?

Stephen: Who else what he call?

Detective Miller: Well he aint call moms because she aint coming to get him.

Stephen: No and I can honestly say this much, the people that Matthew hangs with I don't really hang with them. I'm with Matthew and I am able to see who he hangs with but they aint my friends because we aint the same and I don't do the same things that Matthew be doing. I be trying to tell Matt you if you want to drink than drink but if you are with me though I'm not going to be out there with people who thinking the same like you. They just want to smoke or whatever and drink and party. So me and Matthew don't hang out with the same people and I don't really know any of Matt's friends and he keeps them away from me. He sees my friends because we do the same things we go to the gym about everyday and other than that if I aint with him or at my granddaddy's house I'm with my girl.

Detective Dillinger: Alright, did you get a hold of your brother?

Stephen: I tried.

Detective Dillinger: Ok.

Detective Miller: It went to voicemail three times.

Detective Dillinger: Do you want a fresh bottle of water?

Stephen: No ma'mm.

Detective Dillinger: Because you are getting ready to write for me. Ok?

Stephen: I aint want to do this.

Detective Dillinger: You don't want to write down that he called you and you took the girl to the.. Gold Kist and

Stephen: No ma'mm.

Detective Dillinger: And you aint talk to him and you don't know anything and that's all you can tell us at this point.

Stephen: I just don't want to do that.

Detective Dillinger: Do what?

Stephen: Write a statement now.

Detective Dillinger: Do you want me to write it and you sign it?

Stephen: No I would rather have a lawyer there for that part.

Detective Dillinger: But that's the same thing that you have already told us Stephen, I am not asking you to write anything different I'm just asking you to write it down it's already...

Stephen: Yes ma'mm.... I don't know, I don't want to write it down.

Detective Dillinger: Its military, it's military stuff that you are talking about it's the same thing that we already got. I have a video of you saying this stuff already but you are just going to write it down for me. But you don't want to write it down?

Stephen: I was just talking to him, if there is any way that I can just talk to Matt?

Detective Dillinger: We have let you call him.

Stephen: I have tried to call him but he won't answer the phone.

Detective Dillinger: Give us one minute.

Detective Dillinger: Alright, here's the deal. I need your cell phone and its staying with us.

Stephen: Why?

Detective Dillinger: We are confiscating your phone to check the records so we are going to keep that so we can run the records for your phone.

Stephen: But I talk on my phone.

Detective Dillinger: We understand that but we need to run the records on your phone. We can't clear you or do anything else no other way so we need your phone Mr. Dwyer. The second thing is the are going to go try and get Matt right now so if you want to stay and wait until Matt gets here you are free to do so.

Stephen: I'd rather do that but like I say didn't y'all say that y'all got into Matt's phone? Matt still got his phone.

Detective Dillinger: We are going to get Matt's phone and if we get Matt tonight than his phone is staying with us too.

Stephen: Well that's what, y'all just can't do that? but if y'all have Matt's information...

Detective Dillinger: That's a preliminary but ya we do but we also need the phone. By law we can seize it and then I have to get a search warrant to search it and I already have that. It's just not signed. So I'm going to go ahead and seize your phone because I don't know if I will be able to catch backup with you again or what the circumstances might be. No you are free to wait while they go see if they can pick up Matt and bring him up here. You want to wait until Matt gets here?

Stephen: Nah, because I want my phone that's the only reason. I use my phone, I talk on my phone. Soon as I leave I'm going to talk on my phone.

Detective Dillinger: Ok, well will you sign a consent for us to look through it while you are here?

Stephen: What you doing to it?

Detective Dillinger: Ok, what's the code?

Detective Dillinger: The code? There's no code?

Stephen: It's my fingerprint

Detective Dillinger: So how?

Detective Miller: It's a five, so if it's locked he has to open it back up again.

Detective Dillinger: He has to unlock it to open it every time.

Detective Dillinger: Ok let me get your consent so you can either have a seat or stand up. Whatever

is the easiest for you. If you don't want that water I'm going to take it.

Stephen: I do.

Detective Dillinger: Sit down and rush your nerves, you got enough tissues, you good? Do you need something else?

Stephen: A bathroom.

Detective Dillinger: You need to go to the bathroom?

Stephen: Can I do that?

Detective Dillinger: Ya let me find someone to take you because I can't take you, I don't want to take you.

Stephen: Alright.

Detective Dillinger: They got Matt and they are on the way.

Stephen: I need to use the bathroom.

Detective Dillinger: Ok, Lt. can you come take him to the bathroom?

Detective Dillinger: He's done drank a bottle and a half of water. Matt is on his way.

Stephen: Alright.

Detective Miller: Stephen, pull your head down from under that. Thank you.

Detective Miller: You want to step next door and see your brother?

Stephen: He's over there?

Detective Miller: Ya but you can't talk to him though but you can look at him just so he knows that you are here and so that you know he is here.

Stephen: But I can't talk to him?

Detective Miller: No

Detective Dillinger: Your not an attorney.

Detective Miller: You want o peek in?

Stephen: ??

Detective Dillinger: We just want everybody to..., he saw you on the camera so do you want to look at him on the camera or you can peek in there but you don't get to yell out or talk or say nothing.

4:05:
2A
Anthony Dennis: Stephen how are you doing?

Stephen: I'm fine.

Anthony Dennis: Do you know who I am?

Stephen: No.

Anthony Dennis: I can show you my id and show you who I am.

Anthony Dennis: Have you ever heard of Sheriff Anthon Dennis before?

Stephen: Ya.

Anthony Dennis: Well you are meeting him tonight you know that?

Stephen: Yes sir.

Anthony Dennis: So we have been talking to your brother. You in the?

Stephen: The reserves.

Anthony Dennis: The reserves. What do you do full time?

Stephen: I'm active so.

Anthony Dennis: You married?

Stephen: No sir.

Anthony Dennis: Do you have kids?

Stephen: No

Anthony Dennis: No kids. Did you go to school here in Sumter?

Stephen: Lakewood.

Anthony Dennis: Lakewood, ok and how long have you been in the military?

Stephen: Since January 2011.

Anthony Dennis: You went when you go out of high school?

Stephen: No I started working about six months and went to school when I first got out after I already did my six months than I went into the military.

Anthony Dennis: Ok well I came in here to talk to you about what's going on and you know something about what's going on. You know that Matthew was into trouble right?

Stephen: Ya

Anthony Dennis: Whats your first name again? It's Stephen right?

Stephen: It's Stephen.

Anthony Dennis: I don't know how much trouble... Stephen how often do you go? once a month?

Stephen: Once a month.

Anthony Dennis: ^{T.} That's duty and you still do reserve once a month and where do you do reserve at?

Stephen: Fort Jackson

Anthony Dennis: And I told Ms. Dillinger that I didn't really want to charge you with nothing as well. I'm trying to help Matthew out too and I mean what do you know about it?

Stephen: I don't know.

how do you know Johnny?

Anthony Dennis: But you heard about it?

Stephen: No, I heard after all this stuff that's been going on now but that's it because I don't know because I left and went into the military and Matthew left the house before I left. I don't think he was really staying with us like that he was in the streets or whatever so I wasn't really around Matt. Then I went into the military.

Anthony Dennis: How old is Matt?

Stephen: Matt is 21

Stephen: Ya but I don't even know this dude at all and like I say this is people that Matt be around but I don't know. I only know a couple of them, I know his baby mama,...

Anthony Dennis: Does Matt be with her?

Stephen: Ya, but I don't be with Matt like I said I don't know, he was locked up in and out about the whole time I was there.

Anthony Dennis: But you talked to him? *about*

Stephen: When I got out ya but when I got out we hadn't talked to him in forever.

Anthony Dennis: But y'all been talking since this last week or few days because you know I got the phone records.

Stephen: Yes sir. Ya we have been talking a lot. I didn't know our relationship was going to be good but ya it is good now and he's out of jail.

Anthony Dennis: I know some not so good things about the guy and I don't know maybe he was trying to defend himself when it occurred you know?

Stephen: Ya I have never even seen this dude before.

Anthony Dennis: But Matt told you what he, see I seen the phone conversation of y'all talking and Matt told you what pretty much what had happened. By him telling you things like that then we have to prove everything that he told you. I'm trying to keep some of the detectives from coming in and talking with him because them men have come out of the military with honorable...? *mention*

Stephen: Who I did?

Anthony Dennis: Ya, you in reserve and I assumed *opportunity* that you going to be there, you go to college?

Stephen: No

Anthony Dennis: I aint got but about thirty minutes so you ???? Stephen, when you are handling a investigation and there are certain things in that investigation that you have revealed and we can prove that you knew about it by that conversation and we could end up charging you too. You know I don't want that to happen to you but one thing that I guess I got to talk about some military, because I have a lot military people that work here for me and I know like law enforcement the work that we do and how appreciative ~~how~~ other law enforcement officers are for the military I know that we just fight the war here while y'all fight the war ~~coming~~. I told them that I had to come talk to you before I... did you ever get deployed? *in another county*

Stephen: No I never got deployed.

Anthony Dennis: Well you could of got deployed and the people that you worked with probably got deployed too and for me to just come back here and.... I'm giving you the opportunity to make that decision now because I told them that I wanted to come back here and talk to you before that. So Matthew.....

Stephen: Are they done with my phone? Can I get that back?

Anthony Dennis: I mean you can get it back, do you need your phone for something right now?

Stephen: No I don't need it right now.

Anthony Dennis: Ya, we got the phone records. Do you know what time he talked to Matt that night? Do you know where he talked to him at? See boy you know that there aint no privacy no more when you got a phone and the technology that we got hell I could show some of it.

Stephen: Can you?

Anthony Dennis: Oh ya I can show you a lot with that little phone. I can get every text message that you ever got on that, you wanna bet me on that?

Stephen: No I don't want to bet you, I'm asking you can you show me right now? If that's not a problem?

Anthony Dennis: Oh I can show you I gotta go get my forensic down there to bring it up here for me.

Stephen: So it aint going to take right now? They aint going to take it...

Anthony Dennis: They will take it down there for me.

Stephen: They going to take it right now? Or

Anthony Dennis: Ya I mean I have to call my forensic team but we will keep that for when we need it.

Stephen: Ya but what I am saying is but if I like leave tonight will I be able to take my phone? I want my phone tonight.

Anthony Dennis: Well I don't know if you are leaving, that's why I am in here talking to you now.

Stephen: Yes sir.

Anthony Dennis: They aren't going to let you leave tonight the only ^{longer} way you're going to be able to leave is by me. *person who is*

Stephen: They told me that they just wanted to talk.

Anthony Dennis: Ya until we discovered that you knew something else that you weren't telling us.

Stephen: Ya.

Anthony Dennis: I mean we are working on an investigation and now you have become part of that investigation. Like I said I don't want to ruin your career or your life because that's what will happen. I said well maybe if I go in there and talk with him and maybe I mean you know me and you have my word that if you cooperate with me with this investigation I will make sure that you

will walk out of here with your phone tonight.

Stephen: Can I talk with them?

Anthony Dennis: Talk to who?

Stephen: I mean I don't have a attorney around here right now.

Anthony Dennis: I mean are you telling me..

Stephen: No, no, no

Anthony Dennis: Ok

Stephen: That's not what I am saying all I'm saying is... I want to go home and my phone back tonight.

Anthony Dennis: What do you want? You want immunity?

Stephen: What's that?

Anthony Dennis: Whatever you tell me that will incriminate you I won't charge you. Is that what you are telling me? If you tell me that you talking about it and you feel like you will be charged with, if you help me I won't charge you, is that what you want?

Stephen: ~~I want~~^{can} my phone, yes sir. I mean it's like I say you can keep my phone but if you know all of what I will tell you right now than you got it.

Anthony Dennis: What I am going to do hear is...?

Stephen: I was filing my taxes and that's all I was doing and then they came and get me and said that they just needed to talk to me tonight and I know that y'all are doing the investigation but y'all doing the investigation why do everything have to be on tonight? But I am saying that I got your word?

Anthony Dennis: You got my word. I realize that it is your brother but I am telling you in some ways you are helping your brother too. I am not here to get your brother thrown under, I'm not going to do that to you.

Stephen: Yes sir. Damn. I want to tell you what I ^{1, 2, 3} know but I don't know much but all I want to know is, can you really like show me somewhere on the phone?

Anthony Dennis: What do you mean? the texting?

Stephen: No not texting.

Anthony Dennis: The numbers?

Stephen: No. No numbers. I don't have no, I mean I have no numbers.

Anthony Dennis: Why? I mean we would can show you where your phone was hit at. The towers hit where your phone was at and your brother's phone. It was down in the Rembert area, your brother was down there too when he talked to you.

Stephen: It wasn't mine over there.

Anthony Dennis: We know where your phone was at, I'll show you where your phone was at. I mean I can tell you that. Do you not think that we have done that?

Stephen: No, I was just... Y'all just playing me. Y'all had my brother around there, that's the only reason..

Anthony Dennis: No, no we not playing you. I was.. This is the only time that you will probably be able to talk to me and I just happen to be here tonight and they called me in here to talk to you.

Stephen: Yes sir.

Anthony Dennis: Because there aint nobody but two people that can give you what you need tonight and that's me and the solicitor. I can promise you that if you don't tell me everything that you know and tell me everything that you know you wont walk out of here.

Stephen: Alright, well aum.. like I said he's my brother so I told them what I told them because I didn't want to aum... that's why my main thing was for y'all to get him down here because I would rather him talk and get me out of this that is what I want.

Anthony Dennis: But he told you what he done.

Stephen: He never came out and.. I'm going to tell you right now. He called me that night and was like I need you to come pick me up like for real. I was like man what are you talking about? What's going on? But he never like.. he just say it's bad. I said tell me what happened. He said I will tell you when you get here.

Anthony Dennis: Ok, let me stop you right there now ok. I got your brother's prints off the car and I have your brother's prints on the phone that he threw away. He threw the phone away in the woods and the same way that we found that phone and I'll tell you we found the phone and I'll show you the phone and I know where you picked him up from but go ahead.

Stephen: Ya. You know where I picked him up from?

Anthony Dennis: Where he wanted you to pick him up from.

Stephen: Oh ok. I was about to say I never made it all the way down there because he was walking back. Ya he was walking back between the time that he called me and the first one and the last one

that's how long it took me to get to the spot where he walked from wherever he was. I go car, no he got in the car and he... aum I asked him what had happened and...

Anthony Dennis: Alright, be honest with me now and you got my word.

Stephen: I am being honest. I asked him I said Matt what is going on? What happened? and the person that I was taking to work was in the car so he never... he was just like I will tell you later come on let's just go. So we never talked about it on the ride the ride back because it wasn't just me in the car. So I dropped her off and I got to the house and I just asked Matt you know what's going on? What did you do? and he just said that he was in trouble and ~~that it was bad.~~

Anthony Dennis: He told you what he did. Come on out with it Stephen, I'm trying to help you. He told you what he did and I mean I'm helping you out and I want you to tell me what he did and what he told you.

Stephen: Ya because a matter of fact, I'm in it but I'm not in it. I can only go off of what he told me.

Anthony Dennis: You is in it because you picked him up. That's called accessory.

Stephen: Yes sir.

Anthony Dennis:? Aum this is Lt. Adamson right here, do you mind if she stays in here? Look you got my word I'm the sheriff and she works for me. Look, he told you what he did. He didn't just say he did something bad, he told you what he did. What did he tell you that he did?

Stephen: He told me that aum... He told me that he called the dude a faget, not like that you know what I am saying.

Anthony Dennis: I know what you are trying to do.. he was, he was.

Stephen: Ya, he was trying to tell me and he just said he been dead and I really didn't believe him until the next morning and I seen how aum how shaky he was.

Anthony Dennis: Where did he take and put the gun at?

Stephen: He aint tell me. He aint tell me.

Anthony Dennis: Your girlfriend was in the car with you. Who was your girlfriend in the car?

Stephen: It's my girl, aum... Quetta

Anthony Dennis: Quetta what?

Stephen: I don't know her last name.

Anthony Dennis: How do you not know her last name? she's your friend.

Stephen: She's my friend but no I go with her cousin.

Anthony Dennis: Where she live at?

Stephen: Her cousin is the girl I go with.

Anthony Dennis: Let me tell you something about your car, you don't think that I can get your car and get a black box to take you here to Rembert to pick him up that night and you said he walked down there.

Stephen: I said that.

Anthony Dennis: You didn't say where you picked him up from you said he walked.

Stephen: I said I never made it all the way down there, he had to walk a ways.

Anthony Dennis: All the way down the road, ya. Where at?

Stephen: I can tell you, you going down a road and you past a gas station on the right where the light and stuff is.

Anthony Dennis: In the town of Rembert?

Stephen: On that road.

Anthony Dennis: Ok ya.

Stephen: He was walking back he had done past that he had made it to you know where the little club is on that same side?

Anthony Dennis: Ya

Stephen: He had just come past the club.

Anthony Dennis: He had some blood on him too.

Stephen: I honestly don't know where it happened at.

Anthony Dennis: And the girl went to?

Stephen: Ya she went and I don't want to get her in any trouble.

Anthony Dennis: I don't want to get her in any trouble either.

Stephen: And I already knew something was going on.

Anthony Dennis: Ya

Stephen: So how did that look like me asking... her ..

Anthony Dennis: I don't want to get her in any trouble either that's why I want to go ahead and talk to her and get her out of it altogether too. What's her name?

Stephen: Quetta, like I said I don't know her last name.

Anthony Dennis: Where does she live at?

Stephen: On

Anthony Dennis: I mean where at on

Stephen: Aumm...

Anthony Dennis: Hold on, I'll be right back.

Lt. Adamson: Like the sheriff said, I'm Lt. Adamson and I wouldn't even feeling good but this is very important, have you given them the information that we needed?

Stephen: Have I gave who him?

Lt. Adamson: Anyone, him.. who else have you told what happen?

Stephen: No not the other investigators but I told him what really happened.

Lt. Adamson: So you told the sheriff what happened but not anyone else?

Stephen: No the only reason, I told them you know can y'all get Matt in here? I would rather them talk to Matt because Matthew was about to take me down so I said well get him to come in here and y'all can talk to him so I can clear my name. I know that I aint did nothing at all. I tell them like I say Matthew didn't come out and say I did this.

Lt. Adamson: Ok, well you look like a smart guy, you are in the reserves?

Stephen: Ya

Lt. Adamson: So you want to stay in there and you want to ..

Stephen: I want to stay in there.

Lt. Adamson: You said you don't?

Stephen: I said I do.

Lt. Adamson: You do, ok well you need to tell the truth because your brother obviously needs

some help. Did you know the man that's involved?

Stephen: What will jail.... No ma'mm.

Lt. Adamson: What will jail do?

Stephen: Just because that's my brother I mean I aint, I don't know the man at all.

Lt. Adamson: What did he tell you about him?

Stephen: He just said that that he messes around boys. That's all he tell me.

Lt. Adamson: Ok.

Stephen: Like I say, I don't be around Matt and I wasn't around him, since he's been out and he just got out of jail and since then we have been tight tighter.

Lt. Adamson: So he told you that he don't like homosexuals?

Stephen: Ya.

Lt. Adamson: Would hate be a strong word?

Stephen: I don't know, I mean he never said hate.

Lt. Adamson: Why did something happen to him?

Stephen: He might say faget.

Lt. Adamson: Did something happen to him that he has told you?

Stephen: Who Matt?

Lt. Adamson: Ya your brother.

Stephen: Not, no.

Lt. Adamson: he never told you anything happen?

Stephen: No ma'mm.

Lt. Anderson: Well just by you going down there you realize that we have the discretion where we could press charges. It's time for your brother to take responsibility for what he did. And you need to tell everything that you know and you don't need to hold back.

Anthony Dennis: I told him he's military and he doesn't want this on his record. I want the girl's name and where she lives at because I don't want her to be in trouble either.

Stephen: It's in my phone.

Lt. Anderson: Is her first and last name in your phone?

Stephen: No, just her first name.

Lt. Anderson: And you said her name is Quetta?

Stephen: Ya.

Lt. Anderson: What school does she go to?

Stephen: She went to Crestwood.

Lt. Anderson: What year did she graduate?

Stephen: The same year I did.

Lt. Anderson: What year was that?

Stephen: 2009.

Anthony Dennis: Is she working tonight? Where does she work?

Stephen: In Sumter at Gold Kist.

Lt. Adamson: Is that short for something? Quetta?

Stephen: Ya its short for something but I don't know her whole name.

Lt. Adamson: Shaquetta? How long has Melvin been working at Crestwood?

Anthony Dennis: Um.... I don't remember.

Lt. Adamson: What principal was there when you were there?

Stephen: Sara

Lt. Adamson: And the school resource office?

Stephen: I don't know ...No I wasn't there.

Anthony Dennis: She was at Lakewood.

Lt. Adamson: Oh, at Lakewood.

Anthony Dennis: Let me ask you this, we are going to get back at what we were asking. You picked him up right there in Rembert we call it, at the club?

Stephen: Ya that's how far the car was because umm...

Anthony Dennis: Ok, we will get to that in a minute but you picked him up when he called you?

Stephen: Ya he called me in the middle of the night and he called me and it sounded like it was for real and he was scared and he never did say nothing over the phone because he said he aint talking over the phone. When he called me I was like ok Matthew is for real and when I got to Quetta's house I was supposed to take her to work and I told Matt that I was waiting on her because she was running late and umm... and Matt called me again and I told Quetta that I had to go pick up Matt and I didn't know what was wrong but I think I really need to go pick him up and make sure that he's alright. I was like do you want me to take you to work or do you have someone else that you can call? Or you wanna ride with me? Because you will be late and she said that ya she would just ride and that I could take her whenever. She didn't know what was going on and I still didn't know what was going on.

Anthony Dennis: Matt didn't have any blood on him?

Stephen: I am going to get to that.

Anthony Dennis: Ok.

Stephen: And I get down there and like I say he was just holding his hands.

Lt. Adamson: What was wrong with his hands?

Stephen: They were bleeding.

Lt. Adamson: Ok, did he tell you how he hurt his hands?

Stephen: No. Then I just picked him up by the club and then we turned around and by then I could tell that something was wrong and I said it can't be as bad as it sounds and then I see his hand bleeding and then I was like this is for real this is serious and the only thing that I said to him was Matt are you alright making sure that he, because I was thinking that he has really got hurt with him bleeding. I didn't want to say nothing while she was in the car neither and I didn't want to ask her to turn around and check on Matt because I didn't want her to get caught up in that because it's not like that and I know that she didn't want to respect him for having to go down there and get Matthew in the condition that he was in. Then I dropped her off and I took Matt to his house and ~~then~~ what happened was he was just like umm... he just said that...

Anthony Dennis: I want to know the truth don't make it sound good, I want to know what he told you.

Stephen: He just said that he had fucked up and he said he fucked up real bad and I said what do

you mean you fucked up? and he said man did something that I shouldn't have done tonight was like Matt.. and on the way back he told me that he got shot in his hand. I was like Matthew you know that it's kinda funny that you were somewhere where you aint suppose to be from some area that you don't even know and for you to shoot somebody and for you to be walking back from what you said someone shoot at you and for you to be walking back and you not worried about someone else driving a car coming back at you, I said someone the dude must be dead. He was like man don't say that man don't say that. I was like Matt that is crazy for you to be walking down the street and you say you got shot in your hand and he didn't get shot in his hand it was a cut.

Anthony Dennis: So he didn't get shot in his hand?

Stephen: No it was a cut. No he didn't, he was just telling me I guess that would make me come faster if he told me that.

Lt. Adamson: Did y'all go to the hospital or doctor?

Stephen: No ma'mm but he kept calling me and was like man you need to come now I got shot. I just got shot at and I don't think he would of tell me over the phone.

Anthony Dennis: What did he tell you about the fellow that he shot?

Stephen: He aint..

Anthony Dennis: He told you that he shot the fellow.

Lt. Adamson: Like the sheriff said you called him because you were trying to make the situation better and the man is dead so it can't improve. You know the only thing that will help it is the whole truth. We know that you have the whole truth and we know that you are holding back and everybody did wrong. Do you have a kid?

Stephen: No

Lt. Adamson: Do you plan on having some?

Stephen: Ya.

Lt. Adamson: Tell the truth.

Anthony Dennis: Tell the truth so you don't get in trouble. You were telling me to start with but go ahead I want to listen to the whole thing. I told you if you will be up front and honest with me, what did I tell you I would do? ok? I'm telling you I don't know if I can do that in here alright. Ok then. Tell me what he told you.

Lt. Adamson: I know that it is hard but you need to go ahead and get it out.

Stephen: I asked him what happened and he said that he Mr. Johnny was dead.

Anthony Dennis: That Mr. Johnny was dead?

Stephen: Ya that's what he called him.

Anthony Dennis: Did he tell you how he was dead? Tell me, what did he tell you?

Stephen: He said he that they were... alright, he said that he had the gun and he said that there was a little tussle and he said that he shot him.

Anthony Dennis: Where did he tell you that he shot him?

Stephen: In his head.

Anthony Dennis: Where at in the head?

Stephen: I don't know.

Anthony Dennis: Did he tell you why he shot him?

Stephen: He aint no he aint really tell me like I said I don't think he wanted to do I could tell by his body actions when he got back. He kept trying to tell me that it was a accident.

Lt. Adamson: Well how did he end up with Mr. Johnny's wallet? If it was a accident?

Stephen: I wasn't there so..

Lt. Adamson: No, I'm saying how did Matthew end up with Mr. Johnny's wallet? How did that happen?

Stephen: He must be.. I don't know he was counting and looking in it.

Lt. Adamson: Did he show it to you? Did he tell you how much money he got?

Stephen: No ma'mm.

Lt. Adamson: Did he tell you that he took his money?

Stephen: Ya.

Lt. Adamson: Did he give you any?

Stephen: No.

Lt. Adamson: Did he give his girlfriend some?

Stephen: I don't know.

Lt. Adamson: But he told you that he took his wallet?

Stephen: He told me.

Lt. Adamson: What did he tell you about his wallet and phone? He told you he threw it?

Stephen: Ya.

Lt. Adamson: And he took the money and took the phone and he was alone?

Anthony Dennis: Ya he told me that he was alone and he called him when he walked down the road and you met him, now that's what you told me right? He called him several times.

Stephen: Ya

Lt. Adamson: How did he get to Mr. Johnny's?

Anthony Dennis: He walked.

Lt. Adamson: Did he tell you where he met Mr. Johnny at?

Stephen: No ma'mm. I know that y'all say that Matthew called me a few times but before he talked to me at that time I was in the country and all I knew is that he was at the house.

Anthony Dennis: Have you ever been in Rembert before?

Stephen: I use to go through there whenever I use to go back and forth to aum.. Kentucky.

Lt. Adamson: What did he tell you that he did with Mr. Johnny's property and gun that he used?

Stephen: He aint tell me.

Anthony Dennis: So you say you didn't take him to his house did you take him to his girlfriends house?

Stephen: No I took him to his house.

Lt. Adamson: On Murphy Street?

Stephen: Yes ma'mm.

Lt. Adamson: Ok.

Anthony Dennis: Ok, like I say I wouldn't of given you my word if I wasn't going to stick with it so let me talk with her for a minute.

Lt. Adamson: Ok. Well we need him to write this down Sheriff.

Anthony Dennis: Ya.

Stephen: I didn't want to do no writing you know. I don't like to write.

Lt. Adamson: Why you don't like to write? You want us to write it and you sign it? We prefer you write it.

Stephen: I'd rather you write it because I don't feel like.. I don't want to write.

Lt. Adamson: Ok. So it's three of y'all? How many brothers and sisters you got?

Stephen: Four

Lt. Adamson: Ok alright well did he tell you anything else like how long he knew the man?

Stephen: No I mean I guess he had to of known the man.. I mean Matt is in the street and Matthew knows a lot of people so I guess it could have been around anytime. I left to go in the Army in about 2011 and Matthew wasn't in the house and like I say he was in the street so ya. It could of been two or three years.

Lt. Adamson: Ok but he didn't tell you how much money he took?

Stephen: No ma'mm.

Lt. Adamson: But he told you that he took some money?

Stephen: He told me that he took the wallet and he took whatever was in the wallet.

Lt. Adamson: Ok so he told you he took whatever was in his wallet. Ok. So Quetta is more like your friend not his friend?

Stephen: Ya and she..

Lt. Adamson: And she just rode with you to pick him up?

Stephen: Ya and it was real quiet and a quiet ride back it was like I say it was real and if she wasn't in the car me and Matt would have been talking but being that she was in the car I didn't even want to ask Matt what happened or what's wrong with you or what you done did. So like I say it was scary for her.

Lt. Adamson: Ok but you can't even guess what her last name is? Somebody that you know don't know what her last name is?

Stephen: No I don't know, no.. That's her name.

Lt. Adamson: Well I know its Quetta but what's her last name?

Stephen: I can get you to her but no I go with her cousin I don't go with her.

Lt. Adamson: Oh ok, how did she end up running in with you?

Stephen: She needed a ride to work and she called me.

Lt. Adamson: Ok anything else she told you or is there anything else that your brother told you?

Stephen: No ma'mm. He tell me, he don't like talking about it but definitely not over the phone but as a matter of fact the next day he called me back and said Stephen you know I was playing with you right, I said man what you talking about and he said man I didn't kill nobody and that was it but by then he was probably thinking but like I say he told me he did it but that's all I can go off of.

Lt. Adamson: Did he tell you what happened to the car?

Stephen: He said the car, he said they hit a tree.

Lt. Adamson: Who was driving?

Stephen: The dude was driving.

Lt. Adamson: How did he manage to hit a tree? So he shot him while he was driving?

Stephen: No they was fighting but the dude was still driving at the time and the dude must of the seen the gun and however it went after that but umm.. the dude must of hit a tree. From what heard.

Lt. Adamson: Is that what he said?

Stephen: Who Matt?

Lt. Adamson: Is that what Matt said?

Stephen: Ya

Lt. Adamson: So he was driving and there was a struggle and then he saw the gun? Where did he have his gun at?

Stephen: He said that he was driving and when he saw Matt with the gun and I think Matt was just trying to show it to him to scare him for whatever he had wanted he said he wanted the wallet.

Lt. Adamson: So you think that Matthew was going to rob him or?

Stephen: Ya I don't know because I think Matthew know this dude and this aint the first time that

they hung out. I don't know what the motive was I just know that he had that gun on him.

Lt. Adamson: Where did he get the gun from?

Stephen: Umm.. I want to say a white boy.

Lt. Adamson: He bought it off the streets?

Stephen: He, like I said the reason thought, well this is how I found out Matthew had the gun was because he was just playing with me one day and he pointed it at me playing and I was like Matt is that real? Ya I seen it was real.

Lt. Adamson: What kind of gun was it?

Stephen: 380

Lt. Adamson: Did you already tell the sheriff that?

Stephen: No

Lt. Adamson: He didn't ask?

Stephen: No he aint ask.

Lt. Adamson: Ok and he bought it from some white guy and you don't know who the guy is?

Stephen: No I don't know who it is. I go around there and hang with Matt and if he brings his friends around there that's the only way that I see them. I don't know who Matt hangs with. I don't really stay long and I'd rather Matt just hang with me.

Lt. Adamson: Right, so you knew that he had some problems and stuff and some brush ins with the law?

Stephen: Ya he's been in and out of jail before I went to the military.

Lt. Adamson: Right, so when is the last time that you saw the 380?

Stephen: About two weeks ago.

Lt. Adamson: So he just had it lying around or what?

Stephen: I hadn't seen it no more and that's the thing.

Lt. Adamson: And you didn't ask him what he did with it?

Stephen: No I didn't ask him.

Lt. Adamson: So you are sure that he wasn't hurt bad enough to go get checked out by no doctor or nothing like that?

Stephen: Yes ma'mm.

Lt. Adamson: He wasn't hurt bad enough?

Stephen: He wasn't.

Lt. Adamson: Ok, anything else? anything else that he told you?

Stephen: That's it, he tell me that he fucked up like I said I don't think that ya'll are going to find recorded like I don't think, the only recording that you are ever going to hear is what I am saying and hes not going to say he shot him. I wasn't going to ask him over the phone because it was two days later before he actually told me. He aint even tell me that night.

Lt. Adamson: What night did he tell you?

Stephen: I wanna say it was the next night because I kept asking him.

Lt. Adamson: What day of the week was it?

Stephen: Wednesday.

Lt. Adamson: Ok he told you on Wednesday and today is Who else knew about this? Did you tell Quetta or your girlfriend?

Stephen: No

Lt. Adamson: Did you tell your mama or your daddy?

Stephen: No

Lt. Adamson: Who is at the house right now?

Stephen: My mama is at my house

Lt. Adamson: So you stay on Tube Street?

Stephen: Yes ma'mm.

Lt. Adamson: Why was Matthew staying on Murphy Street?

Stephen: Because he just got out and my mama got take care of something, you can't have him in the house when you are trying to run a daycare or adopt kids and stuff. So that's why Matt can't come over there.

Lt. Adamson: Ok so did you tell your daddy what happened? or tell your dad what happened?

Stephen: No I didn't.

Lt. Adamson: Matthew told him? Because you have that look like...

Stephen: No no.

Lt. Adamson: Why wouldn't y'all tell him?

Stephen: No, nobody said nothing. I was hoping that it was not true. Like I said Matthew told me but that's it but no evidence that he did it.

Lt. Adamson: Ya, but you knew that it was true though, I mean it was all over the news.

Stephen: I know it had been bad when he told me than I looked at the news and I was just like hoping that maybe someone else was with him.

Lt. Adamson: He didn't tell you that there was anyone else with him did he?

Stephen: No

Lt. Adamson: So if there was someone with him do you think he would of told you? Because he was a long way from home.

Stephen: I know.

Lt. Adamson: So he didn't say that he had a relationship with him, you know what I'm talking about?

Stephen: No

Lt. Adamson: Did he tell you that?

Stephen: No.

Lt. Adamson: Sheriff he said that Matthew had a 380 and he saw it last about two weeks ago and he don't want to write it he said he's fine with someone writing it or typing it.

Anthony Dennis: I talked to him and I told him that if he would cooperate and if he was ^{consistent} persistent with what he said, I didn't want to get him in any trouble and he's in the military and I told him how I felt about that and I mean I opened up to you and you talked to me. So do you want her to write it up and you will sign it?

Stephen: Ya

Anthony Dennis: I need a phone number for.. umm. Quetta, what's the first three digits?

Stephen: I don't know.

Anthony Dennis: You don't know, ok what's your girlfriends name? You said that's your girlfriend's cousin?

Stephen: Ya

Anthony Dennis: Let me tell you something, look I don't want to see you get in any trouble you have done a lot for our country. I don't want to see you, you have a promising career ahead of you and ~~you need to take~~ advantage of it. Ya that's your brother, I'm sure that there was some circumstances that ~~made~~ ^{made} him do what he did and like you said, you know just as well as I do. You know where he was ~~fight~~ ^{fight}?

Stephen: No sir, I heard where he was.

Anthony Dennis: You heard.

Stephen: Can I pee?

Anthony Dennis: Ya, ya. Let me get someone to take you to the restroom.

8:52:10
ATTACHED: SUMTER COUNTY SHERIFF'S VOLUNTARY STATEMENT OF STEPHEN DWYER

Anthony Dennis: One thing about it Stephen is we just talked to Quetta. What's her name? Laquetta?

Lt. Adamson: Quetta

Anthony Dennis: She pretty much told us the same thing that you told us. One thing that she said that I think that you forgot to say was that when you passed your brother that night what did you do?

Stephen: Turned around

Anthony Dennis: Did you do anything to make sure it was him?

Stephen: I could tell that it was him.

Anthony Dennis: You didn't call him and ask him?

Stephen: I was going fast, oh I was on the phone.

Anthony Dennis: Was you on the phone with him then?

Stephen: Ya, she at work?

Anthony Dennis: No, that's why I told you that I know some of the things you didn't tell me. Remember that I told you that there are some things that we know that you don't even know. I mean I'm telling you I know that you picked him up and all that but I don't want nothing else to come up from that night that you should of told us. If you think of anything you need to tell me. Especially if you know where that gun is.

Stephen: Ya I don't know where that is.

Anthony Dennis: Did you throw the wallet in any place?

Stephen: Uh uh, no.

Anthony Dennis: Did he have it in his shirt or anything?

Stephen: No he just told me that he was going to throw it away.

Anthony Dennis: He wasn't or was?

Stephen: He was.

Anthony Dennis: What his wallet?

Stephen: Ya

Anthony Dennis: Well I'm going to tell you the truth about some things. Your phone, you gonna get your phone back but we gotta keep it overnight we may have to keep it overnight. Let me find out if my forensic guy has it running yet. I'll come back in here.

Stephen: I can come in here tomorrow and give y'all my phone, I know my phone is getting blowed up right now.

Anthony Dennis: Well we might have to keep it. I told you I will get it back to you though I told you that and I wouldn't lie to you. If I tell you something you have my word on it ok?

Stephen: Ok. I can't get it tonight? because I don't have no numbers?

Anthony Dennis: I don't have my forensic guy here right now to get what he needs everything we need. Let me go check...

Detective Dillinger: You Alright? Do you need anything?

Stephen: I wanna see if I can get my phone back tonight.

Detective Dillinger: You won't get it tonight Stephen. It'll be in the morning or tomorrow afternoon. As soon as we run the thing on it you can have it back. They can do it here on yours, they can do it up here.

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Detective Miller: We don't have to send it anuwhere.

Detective Dillinger: Ya we don't have to send yours anywhere. They will run it back there as soon as they are done and if the Sheriff promised you that you will get it back than you will get it back tomorrow. Because them honeys that are calling you every five seconds we know that you need to talk to them because they are blowing your phone up. Your phone had done rang fifty times since it's been out here.

Detective Miller: Ok Stephen all this is, is your consent to search it. I Stephen Dwyer do hereby consent to the search of my premises or my and/or automobile located in Sumter County and by a search warrant by the Sumter County Sheriff's Office, Sumter South Carolina. These officers are authorized by me to take from my premises and or automobile any letter, papers, materials any illegal drugs or contraband or other property which they may desire and that may be used in their investigation in any criminal activity, I hereby do and I have been advised that I do not have to give my consent and I am aware that any evidence that is contained as a refusal of the search can be used against me in the court of law. Written permission is being given freely and voluntary and without the threat or promise of any officer of the Sumter County Sheriff's office.

Stephen: I just need to move my gun.

Detective Miller: Why do you need to move your gun for?

Stephen: Because it's under my seat. So.. but its registered.

Officer: Stephen, I'm not searching your car.

Stephen: Well who's searching it?

Detective Miller: Nobody

Stephen: But you just said...

Detective Miller: It says automobile but that just covers everything, see right there says what I'm searching, iPhone black in color.

Stephen: Alright then

Detective Miller: I'm not touching your gun. It's a 45?

Stephen: Ya.

Detective Miller: What kind of 45 is it?

Stephen:? Right here?

Detective Miller: Ya. And let me just ask you a question on my part, Quetta is next door...

Stephen: Oh she's next door?

Detective Miller: Ya, next door. Now is that your girlfriend? Or is that your girlfriend's friend?

Stephen: That's my girlfriend's cousin.

Detective Miller: Oh ok.

Stephen: Y'all went and picked her up?

Detective Miller: Ya.

Stephen: I get to see her tonight?

Detective Miller: She's got to go to work.

Stephen: Oh

Detective Miller: If you want to take her you can take her.

Stephen: Ya I'll take her.

Detective Miller: Alright, because her statement is not like yours. Her statement is basically like I was with Stephen and we went and picked him up and blah blah blah. This is your copy and hold on to that alright.

Stephen: When will I get my phone back?

Detective Miller: Tomorrow, I'll start busting their chops first thing in the morning at 8:30 so we can get the phone and get this shit downloaded off of it and as soon as they let me know that it is good I will call you. Or I will call your mom or who can I call?

Stephen: Ya just call my mom.

Detective Miller: Ok what's her number?

Stephen: 803-960-9701

Detective Miller: Ok I'll call her as soon as it's ready so you can come get it.

Detective Miller: Alright, you have two choices, you can sit in here or you can sit up front or in your car you can do whatever you want to do.

Stephen: Ok. Is she going to be a while?

Detective Miller: Her statement shouldn't take long at all. It's just going to take a few minutes than we will get her out there.

Stephen: Alright.

END.

WITNESSES

D. Miller Sumter County Sheriff

T Pann Sumter County Sheriff

Sgt. T. MAYS

ARREST WARRANT NUMBER

2015A4310200183 2015A4310200184

ACTION OF GRAND JURY

True Bill

Foreperson of Grand Jury

Date: 7-9-15

VERDICT

Guilty

Foreperson of Petit Jury

Date:

DOCKET NO. 2015-GS-43-0623

The State of South Carolina

County of SUMTER

COURT OF GENERAL SESSIONS

July TERM 2015

THE STATE

vs.

MATTHEW CORY DWYER

Indictment for

Murder

Possession of Weapon During a Violent Crime

Ernest A. Finney III

ERNEST A. FINNEY, III, SOLICITOR

STATE OF SOUTH CAROLINA)
)
 COUNTY OF SUMTER)

INDICTMENT FOR
 Murder
 Possession of Weapon During a Violent Crime

At a Court of General Sessions, convened on July 9, 2015 the Grand Jurors of
 SUMTER County present upon their oath:

COUNT ONE
MURDER

That Matthew Cory Dwyer did in Sumter County, on or about January 26, 2015, willfully, feloniously, and intentionally kill the victim, Johnny Singleton, with malice aforethought, either express or implied, by means of shooting him in the head, with a firearm, and the victim did die as a proximate result thereof, in violation of Section 16-03-0010, S. C. Code of Laws, 1976, as amended.

COUNT TWO
POSSESSION OF A WEAPON DURING THE COMMISSION
OF A VIOLENT CRIME

That Matthew Cory Dwyer did in Sumter County, on or about January 26, 2015, possess a firearm, or visibly display what appeared to be a firearm, or visibly displayed a knife, during the commission or attempted commission of a violent crime, in violation of Section 16-23-0490, S. C. Code of Laws, 1976, as amended.

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

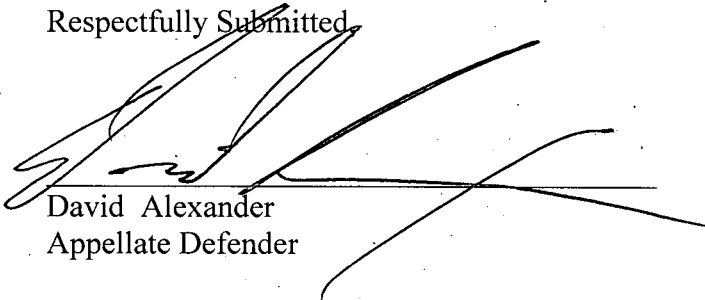
Solicitor

Edward A. Finney III

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 the 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 16th day of March, 2017.

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MAR 16 2017
SC Court of Appeals