

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

ORIGINAL

Appeal from Sumter County

Honorable William Jeffrey Young, Circuit Court Judge

RECEIVED

APR 28 2017

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

ARSENIO D. COLCLOUGH,

APPELLANT

APPELLATE CASE NO 2016-000724

SUPPLEMENTAL RECORD ON APPEAL

ROBERT M. DUDEK
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ATTORNEY FOR APPELLANT

ATTORNEYS FOR RESPONDENT

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STATE’S EXHIBITS NO. 14 AND 21 (STATEMENTS)1

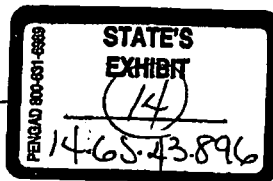
STATE’S EXHIBIT NO. 19 (DNA REPORT)7

CERTIFICATE OF COUNSEL13



VOLUNTARY STATEMENT

CASE #



LAST NAME <u>Simon</u>		FIRST NAME <u>Corie</u>		MIDDLE NAME	AGE <u>34</u>	D.O.B.
NICKNAME/AKA		M <input type="checkbox"/>	F <input type="checkbox"/>	SSN	STREET ADDRESS	
CITY		STATE	ZIP	MAILING ADDRESS IF DIFFERENT		
HOME TELEPHONE	WORK TELEPHONE	CELL TELEPHONE	OCCUPATION			
EMPLOYER		EMPLOYER ADDRESS				
DRIVER'S LICENSE NUMBER/STATE		DATE AND TIME OF INTERVIEW <u>7/01/2014 @ 14:25 or 2:25 pm</u>				
LOCATION OF INTERVIEW <u>Clarendon County Sheriff's Office</u>						
INTERVIEWING AGENT	DEPARTMENT	INTERVIEWING AGENT	DEPARTMENT			

I, Corie Simon understand I do not have to say anything, and I volunteer the following information of my own free will, for whatever purposes it may serve. (can) cannot read and write and completed the _____ grade in school.

My name is Corie Simon and Sgt. Melissa Addison is writing this statement at my request. I came to the Clarendon County Detention center in February of this year. In March, Shoe-G Colclough was brought into B-1 pod. After Shoe-G was in about a month, I started helping Shoe-G with his canteen, getting envelopes and such for him to write his lawyer. After awhile Shoe-G come over to my flap and started telling me about the two guys he killed. Shoe-G said he killed Shawn-G and another dude. Shoe-G told me that him and a dude that robbed the store by Guignard, the one right by the bridge and a young on 401. Shoe-G said him and this dude went in the house and Shoe-G said he went in the house and got into an argument with Shawn-G and Shoe-G said he shot Shawn-G. After he shot Shawn-G, him and the dude started looking for marijuana and they found it. It was dix pounds of marijuana. Shoe-G said he sprinkled drugs over the house to make it look like it was drug

I have read each page of this statement consisting of 2 page(s), each page of which bears my signature, and corrections, if any, bears my initials, and I certify that the facts contained herein are true and correct.

Date: 7/01/2014 Time: 15:28

Corie Simon
Signature of person giving voluntary statement

WITNESS: Sgt. Addison

WITNESS: Tr. W. J. Sanchez

I certify that I have been given a copy of this statement consisting of _____ pages.

VOLUNTARY STATEMENT SUPPLEMENTAL

Statement of, Continued.

related. Shoe-G said it was not drug related, the murder was about the gang, the G.F. Shoe-G said Shaw-G was getting too much power and wasn't acknowledging him and he wasn't getting no respect. Shoe-G said that if he don't get 15 years offered he is going to trial. Shoe-G told us he was from Columbia and he moved to Junter.

CS

Person giving statement to place initials behind last word of statement as appears on last page.

St. Michael

[Signature]
Signature of person giving voluntary statement



CASE # 13046973

VOLUNTARY STATEMENT

LAST NAME Robinson		FIRST NAME Christopher		MIDDLE NAME	AGE	D.O.B.
NICKNAME/AKA		M <input checked="" type="checkbox"/> F <input type="checkbox"/> SSN		STREET ADDRESS		
CITY		STATE	ZIP	MAILING ADDRESS IF DIFFERENT		
HOME TELEPHONE	WORK TELEPHONE	CELL. TELEPHONE		OCCUPATION incarcerated		
EMPLOYER		EMPLOYER ADDRESS				
DRIVER'S LICENSE NUMBER/STATE		DATE AND TIME OF INTERVIEW 4/06/2015				
LOCATION OF INTERVIEW SCSO						
INTERVIEWING AGENT Melissa Addison, Lt.		DEPARTMENT SCSO/INV.		INTERVIEWING AGENT Neddy Gardner, Inv.		DEPARTMENT

STATE'S EXHIBIT
 (21)
 14-65-43-896
 3-21-16
 PENNSAD 800-661-6869

I, Christopher Robinson understand I do not have to say anything, and I volunteer the following information of my own free will, for whatever purposes it may serve. I can cannot read and write and completed the _____ grade in school.

The name is Christopher Robinson and Lt. Melissa Addison. I do not understand the influence of drugs or alcohol. Once in November of last year Arsenio Colclough came to the Luster Lee Detention Center where I am also staying. We were in Alpha Pod. Arsenio found out that I was from Columbia and he said that he was also from Columbia and had gone to Alcorn Middle School. Arsenio started talking to me about his murder case, the murder of Shawn-G and Pee-wee; Redshaw and Willie. I can't remember their last names. We stayed in Alpha Pod for four months. During this time Arsenio started showing me paperwork from his case, the written statements. I was sent to Bravo Pod on February 08th, 2015 and Arsenio had gone to Bravo Pod a week before I did. Once we got in Bravo Pod, Arsenio started giving me more details about his murder charge. Arsenio showed me pictures, statements, really the whole nation. Arsenio showed me pictures of the house where the murder happened, he showed me a picture of an older black lady that he said owned the

I have read each page of this statement consisting of 4 page(s), each page of which bears my signature, and corrections, if any, bears my initials, and I certify that the facts contained herein are true and correct.

Date: 4/06/2015 Time: _____
 Signature of person giving voluntary statement

WITNESS: Melissa Addison WITNESS: Inv. Neddy Gardner

I certify that I have been given a copy of this statement consisting of 4 pages.

VOLUNTARY STATEMENT SUPPLEMENTAL

Statement of, Continued.

house at Arsenio showed me a picture of the bodies of Shawn-G and Pee-wee. The bodies were in the hallway. Arsenio told me that him and Juan was in a black car, that his girlfriend at the time owned, I think her name is Meeka, she is the same one that gave the statement. Arsenio told me that him and Juan went to the house on Cortez and they parked the car and they both went through a path and went into the house because he was familiar with Shawn and Pee-wee from his marijuana business for Juan and that he had known them because he was cool with them. Arsenio said him and Juan both had guns with them and that they went to rob Shawn and Pee-wee of money and drugs. Arsenio said that he buys from dealers over and over again to see what they are working with and then he comes back to rob them. Arsenio said they had a 9mm and a 40. Arsenio said one of the guns belonged to Shawn. Arsenio said Pee-wee was in the room on the other end of the hallway, Eric was in another room next to the kitchen and Shawn was on the chair asleep in the living room area. Juan and Arsenio split. He/ Arsenio said Juan went to the bedroom and he stayed in the living room near Shawn. Arsenio said he heard a gun shot in the bedroom where Pee-wee was staying and that Juan shot Pee-wee and that is what woke Shawn up. Arsenio said when Shawn woke, Arsenio and him was struggling for the guns. Shawn did not have a shirt on, and Arsenio began shooting numerous times, boom, boom, boom in the living room area. They struggled from the living room area to the hallway.

Person giving statement to place initials behind last word of statement as appears on last page.

W. A. Gardner
H.W.A. Gardner


Signature of person giving voluntary statement

VOLUNTARY STATEMENT SUPPLEMENTAL

Statement of, Continued.

Shawn was fighting for his life. Shawn pulled Arsenio's mask off and had also busted the bag of marijuana that Arsenio grabbed before the struggle. It was after Shawn grabbed Arsenio's mask that Arsenio shot him in the chest and when Shawn fell, Arsenio stood over him and shot Shawn with the 9mm. Arsenio said he first shot Shawn with the 40, then switched to the 9mm. Arsenio said Pee-wee was already dead and that Juan had frozen. Arsenio said Pee-wee was in the room and was reading the newspaper in the bedroom and was shot in the back by Juan. Arsenio said they freaked out got back in the car and went their separate ways. Arsenio said they didn't take any money or drugs. Arsenio said he went back to the house with the girlfriend and Juan was staying with a girl on 441. The next day, Arsenio said that his girlfriend was on Facebook and he saw all this stuff about Pee-wee then and rest in peace. Arsenio said he cried. About that 40, Arsenio said that they were at a house arguing about one of his cousins, and that Booy-Lov, John Colclough got the 40 used from the murder and shot a guy in the leg, a lady in the shoulder that was in the house, and the dude girlfriend got shot too. Arsenio said his cousin or auntie, Sgt. Colclough was over the case but they found out that they were kin and took him off the case. Arsenio said John jumped on a bike and came straight to him. Arsenio said he tried to get John to give him the gun, but he would not. Arsenio said John went to Georgia to hide out. Arsenio also told me that the lights were off in

Person giving statement to place initials behind last word of statement as appears on last page.

Meli Eldridge, Jr.
 Ins. W. G. Darden

Christy R. Rubin
 Signature of person giving voluntary statement

VOLUNTARY STATEMENT SUPPLEMENTAL

Statement of, Continued.

house on Confederate when the murder happened.
Arsonio said that he is with the Gazette
Disciples. Arsonio also told me that he is going
to kill Juan, and April, his baby mama because
April has not been there for him since he
went to jail on these charges.

C, D, R

C, D, R

Person giving statement to place initials behind last word of statement as appears on last page.

[Handwritten initials]
Sgt. W. J. Sanders

[Handwritten signature]
Signature of person giving voluntary statement

SOUTH CAROLINA LAW ENFORCEMENT DIVISION FORENSIC SERVICES LABORATORY REPORT

NIKKI R. HALEY
Governor



MARK A. KEEL
Chief

James W. Atkinson
Sumter County Sheriff's Department
107 East Hampton Avenue
Sumter, SC 29150

DNA ANALYSIS
March 16, 2016
SLED LAB: L13-05064
Your Case No: 13046973
Incident Date: 04/12/2013
[V-Deceased] Willie Chatman
[V-Deceased] Reyshaun Holmes
[W] Eric Davis
[S] Arsenio Colclough
[S] Jwain Francis

Related case: L13-07991

This is an official report of the South Carolina Law Enforcement Division Forensic Services Laboratory and is to be used in connection with an official criminal investigation. These examinations were conducted under your assurance that no previous examinations of person(s) or evidence submitted in this case have been or will be conducted by any other laboratory or agency.

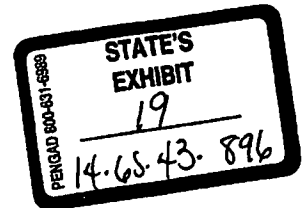
Mark A. Keel, Chief
South Carolina Law Enforcement Division

SUPPLEMENTAL REPORT

DNA ANALYSIS

ITEMS ANALYZED:

- 4.1 Dried blood standard from Willie Chatman
- 9.1 Dried blood standard from Reyshaun Holmes
- 39 Buccal swab from Arsenio Colclough
- 44 Buccal swab from Jwain Francis



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P.O. Box 21398, Columbia, South Carolina 29221-1398 Phone (803) 896-7300 Fax (803) 896-7351

ITEMS ANALYZED (cont.):

- 16.1 Fingernail clippings from Willie Chatman - left hand
- 16.2 Fingernail clippings from Willie Chatman - right hand
- 17.1 Fingernail clippings from Reyshaun Holmes - left hand
- 17.2 Fingernail clippings from Reyshaun Holmes - right hand
- 36.1 Swab from light colored long pants - SCSO Item #32
- 37.1 Swab from light colored polo type shirt - SCSO Item #35
- 38.1 Swab from light colored tee shirt - SCSO Item #34
- 40.1 Cutting from red baseball cap
- 40.2 Swab from red baseball cap
- 41 Swab from front passenger door
- 42 Swab from front passenger seat
- 43 Swab from rear passenger side door
- 45.1 Swabs from handle of knife - wood handle
- 46.1 Swabs from handle of knife - black handle

EXAMINATIONS

DNA analysis was performed on the items above using Short Tandem Repeat (STR) PCR DNA analysis. The results of the analysis are shown in the following table(s).

RESULTS

No DNA profile foreign to Willie Chatman was developed from items 16.1 or 16.2.

The DNA profile developed from item 17.1 is a mixture of at least two individuals. The DNA profile developed from the major contributor to this mixture is attributable to Reyshaun Holmes. The partial DNA profile developed from the minor contributor to this mixture is insufficient for reliable interpretation.

No DNA profile foreign to Reyshaun Holmes was developed from items 17.2.

The DNA profile developed from item 40.1 matches the DNA profile of Reyshaun Holmes. The probability of randomly selecting an unrelated individual having a DNA profile matching this item is approximately 1 in 320 quadrillion.



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RESULTS (cont.)

The DNA profile developed from item 40.2 is a mixture of at least three individuals. The DNA profile developed from the major contributor to this mixture also matches the DNA profile of Reyshaun Holmes. The probability of randomly selecting an unrelated individual having a DNA profile matching the major contributor to this item is approximately 1 in 320 quadrillion. Arsenio Colclough cannot be excluded as a possible minor contributor to this mixture. The probability of randomly selecting an unrelated individual who could have contributed to this mixture is approximately 1 in 16. Willie Chatman and Jwain Francis are excluded as possible minor contributors to this mixture.

The DNA profile developed from item 42 is a mixture of at least two individuals. The DNA profile developed from the major contributor to this mixture is from an unidentified male individual. Willie Chatman, Reyshaun Holmes, Arsenio Colclough, and Jwain Francis are excluded as possible minor contributors to this mixture.

The DNA profile developed from item 43 is a mixture of at least two individuals. The DNA profile developed from the major contributor to this mixture is consistent with the major contributor of DNA to item 42. Willie Chatman, Reyshaun Holmes, Arsenio Colclough, and Jwain Francis are excluded as possible minor contributors to this mixture.

The DNA profile developed from item 45.1 is a mixture of at least three individuals. Willie Chatman, Reyshaun Holmes, Arsenio Colclough, and Jwain Francis are excluded as possible contributors to this mixture.

The DNA profile developed from item 46.1 is a mixture of at least three individuals. The DNA profile developed from the major contributor to this mixture is from an unidentified female individual. Further information is needed to determine if the profile from the major contributor to this mixture is eligible for entry into the Combined DNA Index System (CODIS). Willie Chatman, Reyshaun Holmes, Arsenio Colclough, and Jwain Francis are excluded as possible minor contributors to this mixture.

The partial DNA profiles developed from items 38.1 and 41 are insufficient for reliable interpretation.

No DNA profiles were developed from items 36.1 or 37.1.



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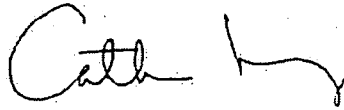
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SLED LAB No. L13-05064
March 16, 2016

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Note: Any remaining evidence and/or packaging will be returned to the requesting agency.

This report contains the conclusions, opinions and interpretations of the analyst whose signature appears below.



Catherine Leisy
Forensic Scientist



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Table 1 - Identifier Plus

Case Items	D8S1179	D21S11	D7S820	CSF1PO	D3S1358	TH01	D13S317	D16S539	D2S1338	D19S433	vWA	TPOX	D18S51	D5S818	FGA	AMEL
4.1 Willie Chatman	13,16	28,30	8,11	10	14,17	7,8	11,12	11,12	21,24	12,16.2	16,17	8	11,17	12,13	23,24	XY
9.1 Reysbauu Holmes	12,13	29	9,10	10	15,16	6,7	12	9,12	19,21	14,14.2	17,18	6,8	16,20	12,13	23,24	XY
39 Arsenio Colclough	11,14	28,29	8,9	11,13	15,17	7,8	8,11	11,12	17,19	13,14	14,17	8,11	18	9,11	18.2,24	XY
44 Jwain Francis	13,16	29,32.2	9,10	10,12	14,17	7,8	11,12	9,11	19,23	13	15	8,11	14,15	8,11	22,24	XY
16.1 Chatman - left hand	13,16	28,30	8,11	10	14,17	7,8	11,12	11,12	21,24	12,16.2	16,17	8	11,17	12,13	23,24	XY
16.2 Chatman - right hand	13,16	28,30	8,11	10	14,17	7,8	11,12	11,12	21,24	12,16.2	16,17	8	11,17	12,13	23,24	XY
17.1 Holmes - left hand	12,13	29	9,10	10	15,16, (17)	6,7, (8)	12	9,12	19,21	14,14.2	15,17, 18	6,8	16,20	12,13	23,24	XY
17.2 Holmes - right hand	12,13	29	9,10	10	15,16	6,7	12	9,12	19,21	14,14.2	17,18	6,8	16,20	12,13	23,24	XY
40.1 Cutting - red baseball cap	12,13	29	9,10	10	15,16	6,7	12	9,12	19,21	14,14.2	17,18	6,8	16,20	12,13	23,24	XY
40.2 Swab - red baseball cap	(10),11, 12,13, 14,15	28,29, (30)	8,9, 10,(11)	10,(12)	14,15, 16,17	6,7, 8	8,11, 12,(13)	9,11, 12	19,21	12,13, 14,14.2, (15.2),16.2	14,15, 16,17, 18	6,8, 11	16,18, (19),20	9,11, 12,13	(18.2),23, 24	XY
42 Front pass. seat	12,(14), (15)	(28),30	10,11	7,12	14,15, 16,17	7,(8)	11,12, 13	11,12	19,22, (25)	13,15.2, 16.2	15,16, 20	6,11	14,18	12,13	21,25	XY
43 Rear pass. side door	12,15	(28),30	10,11	7,(11), 12	14,15, (16),17	7	11,12, 13	11,12	19,22	13,16.2	16,(19), 20	6	14,18	11,12, 13	20,21, 25	XY

() = stochastic range Bold = major contributor



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Table 2 - Minifiler

Case Items	D13S317	D7S820	D2S1338	D21S11	D16S539	D18S51	CSF1PO	FGA	AMEL
36.1 Swab - long pants	-	-	-	-	-	-	-	-	-
37.1 Swab - polo type shirt	-	-	-	-	-	-	-	-	-
38.1 Swab - tee shirt	12	(11)	17	(29)	-	-	-	-	(X)
41 Swab - front pass. door	(12),(13)	(11)	(19)	-	-	-	-	-	-
45.1 Knife - wood handle	9,11, 12,(14)	8,(9), 10,11	16,(19), 20,22, 24	28,(29), 30	(9),(10), 12,13, (14)	13,14, (16),17	10,12	(20),22, (24)	XY
46.1 Knife - black handle	11,12, (14)	8,9, (10),11	16,17, 18,20, (24)	30,31	11,12, 13,(14)	13,(14), 16,19.2	8,10, 11,12	18.2,(21), 24	X(Y)

() = alleles between 75 and 199 rfu - = no result Bold = major contributor



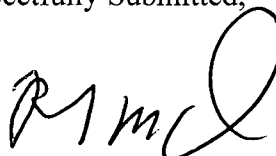
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P.O. Box 21398, Columbia, South Carolina 29221-1398 Phone (803) 896-7300 Fax (803) 896-7351

CERTIFICATE OF COUNSEL FOR APPELLANT

Counsel for appellant certifies that this Supplemental Record on Appeal contains all material proposed to be included by any of the parties and not any other material and that this Supplemental 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,



Robert M. Dudek
Chief Appellate Defender

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

ATTORNEY FOR APPELLANT

This 28th day of April, 2017.

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APR 28 2017

SC Court of Appeals