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ANDERS
ORIGINAL

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

VOLUME III OF III

NO DEF. BRIEF

Appeal from Charleston County

Honorable Kristi Lea Harrington, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

JEREMIAH FITZGERALD BELTON,

APPELLANT

APPELLATE CASE NO 2015-002423

RECORD ON APPEAL

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THE FOLLOWING EXHIBIT IS ON FILE WITH THIS COURT:
TRIAL EXHIBIT: STATE’S #318 (CD)

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Voir Dire Examination by the Court
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1 Nothing your objection for the record. Thank you.

2 MR. MLYNARCZYK: Thank you, Your Honor.

3 MR. MURPHY: Thank you, Your Honor.

4 THE COURT: Ms. Shealy, you may continue.

5 MS. SHEALY: Thank you very much.

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CONTINUED DIRECT EXAMINATION

BY MS. SHEALY:

Q. Mr. Walker, I think we were at the point where you were going to describe how a cell phone worked.

A. Sure.

Q. Could you reflect it on the board behind you?

A. Sure.

So like I said, a cell phone is basically a highly sophisticated radio. So it submits a signal to a cell tower, cell cite, base station. It has a couple of different names, depending on the carrier who's talking about.

But the signal goes to that and then it's routed through a switch to either another tower or to another cell phone or through a land line to a regular home phone, if you will.

Did you --

Q. Can you describe -- if you could, explain what you mean by the cell towers and how they work and if they have certain sectors.

A. Okay. So they're highly sophisticated antennas, basically.

If you're driving around, you've probably seen the big metal structures. They're different heights. It's not always a tower. That's why I prefer cell sites, is sometimes they're disguised in trees. There's one on top of the Frances

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1 Marion. It just varies.

2 But typically this varies, but the typical
3 configuration is going to have three sectors. So this is the
4 tower itself. It'll be a big metal structure with little
5 faceplates on it, which will be -- they're going to be bigger
6 than that. But it's -- maybe this big, and they are projected
7 out, so they receive signals and give them out.

8 So this tower -- this whole thing is a tower.
9 It's going to project. And a lot of times, what's meant by
10 sector is -- this is a 360-degree circle. This is divided
11 into 120-degree sectors. And not always, but a lot of times
12 the call-detail records will reflect which sector that the
13 cellular call is utilizing. So I can essentially tell you
14 which side of the tower that the phone call is being made
15 from.

16 Q. Okay. And how far -- I don't know whether you
17 indicated this or not, but I apologize. But how far does a
18 tower extend?

19 A. That varies greatly. I mean, if it's in a rural
20 area, it's going to extend farther. If it's in a highly
21 populated area, it's not going to extend as far.

22 So like where a walkie-talkie or a CB goes farther,
23 cell phones have stronger signals and they're broken up into
24 little cells around the city. So there's towers throughout,
25 especially like Charleston where it's more populated, a lot

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1 more people, a lot more calls being made, there's a lot more
2 towers. So it's not like there's -- everybody in Charleston
3 is hitting off one tower. There's hundreds of towers in the
4 area.

5 MS. SHEALY: Okay. You can have a seat.

6 Q. [Ms. Shealy] Now, how did you become involved in
7 this case?

8 A. I was contacted by yourself.

9 Q. And were you provided with a set of phone records
10 that have been received pursuant to a search warrant --

11 A. I was.

12 Q. -- search warrants?

13 A. I was. I was provided with four different sets of
14 records.

15 Q. Were you provided with the records for 329-9516?

16 A. Yes, ma'am.

17 Q. And were you provided for the records -- regarding
18 329-9516, did I indicate to you to assign the name King
19 Conyers to those records?

20 A. Yes, ma'am.

21 Q. Regarding 843-276-8046, did you receive records on
22 that phone number?

23 A. I did.

24 Q. And did you assign -- did I ask you to assign the
25 name Mario Caldwell to 276-8046?

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Continued Direct Examination by Ms. Shealy
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1 A. Yes, ma'am.

2 Q. Did you also receive records from Sprint for 843-
3 642-1025?

4 A. Yes, ma'am.

5 MS. SHEALY: Beg the Court's indulgence just a
6 moment.

7 [Whereupon, Ms. Shealy and Mr. Cooper confer]

8 Q. [Ms. Shealy] Okay. Backing up for just a second.
9 And I apologize.

10 But regarding 329-9516, King Conyers, could you
11 tell the jury what is reflected as the subscriber information
12 on this phone? And I'm showing you State's Exhibit 328.

13 A. It just comes back to the name as prepaid customer.

14 Q. Okay. And showing you what has been previously
15 marked as State's Exhibit 327.

16 MS. SHEALY: Beg the Court's indulgence just a
17 moment.

18 [Whereupon, Ms. Shealy and Mr. Cooper confer]

19 Q. [Ms. Shealy] On telephone number 843-276-8046,
20 Mario Caldwell, could you tell the jury what the subscriber
21 information is on this phone?

22 A. Yes, ma'am. A Locus Communications.

23 Q. And were you provided with the records for -- from
24 Cricket, which is now AT&T, for telephone number 704-891-0647,
25 which is State's Exhibits 330 and 334?

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1 A. Yes, ma'am.

2 Q. Could you tell the jury who the subscriber
3 information is on that phone?

4 A. Michelle Williams.

5 Q. Okay. And showing you State's Exhibit 329 and 333
6 for telephone number 843-642-1025, could you tell the jury
7 what the subscriber information is on that phone number?

8 A. Jeremiah Belton.

9 Q. Okay. Could you tell us -- given your background,
10 does everyone who gets a phone give the correct subscriber
11 information?

12 A. No, ma'am.

13 I've had incidents where customers come up Donald
14 Duck. To my knowledge, there's not a criteria. Each company
15 is a little different in what they require. And I don't know
16 their exact process but I've seen, you know, businesses,
17 residences, as subscribers. There's no general --

18 Q. And will you tell the jury, in your work with
19 people who are engaging with criminal behavior, have you seen
20 it frequently that the subscriber information --

21 MR. MLYNARCZYK: Objection, Your Honor.

22 He's going beyond the scope of his expertise.

23 MS. SHEALY: It goes to his experience.

24 THE COURT: I will allow it.

25 A. Can you repeat the question?

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1 Q. [Ms. Shealy] Given your experience in law
2 enforcement, have you found that people involved in criminal
3 activity always use the correct subscriber information?

4 A. Yes, ma'am.

5 Q. You had talked about latitude and longitude being
6 provided to you from the cell-tower records. And I think you
7 explained to us how the cell towers work. Would you go into a
8 little more detail about what is found on call-detail records?

9 A. Sure.

10 They all vary by company, but typically they're
11 going to have -- it's essentially a call log, so every -- so
12 every transaction that's made between the phone or by the
13 phone or to the phone. And it's going to have the date, the
14 time, the duration, the number that was either calling or the
15 number that was being called. It's going to have -- not
16 always, but it will have location information of the cell
17 tower utilized.

18 Q. And so just to make sure the jury is clear. When
19 you are giving us information about which cell tower, you are
20 not telling this jury specifically where the phone was; is
21 that correct?

22 A. No, ma'am.

23 It's the cellular tower, the antenna, if you will,
24 that's being utilized by the phone on that particular call.

25 Q. And that would not just be the physical tower or

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1 structure of the cell site, but also the area within the
2 sectors? Am I phrasing that confusing?

3 A. Yes, you are.

4 Q. In other words, it's not just where the tower is.
5 It'll grab information from the sectors that you indicated to
6 us?

7 A. It will.

8 The tower has a footprint, which is basically the
9 coverage area of the tower. So it has to be within that
10 range. It can't be -- if I place a phone call here, I'm not
11 going to hit a cellular site in Summerville, if you will.

12 Q. If you were to be traveling in a vehicle and you
13 placed a phone call one place but continued to travel, how
14 would that affect the cell-tower information?

15 A. So when a phone call is made and you're traveling,
16 you have what takes place called handoff. So this tower kicks
17 it to another tower.

18 And let's say I traveled from Charleston to
19 Savannah. Obviously, I'm not going to be hitting the same
20 tower the whole time. It's going to switch off to a stronger
21 tower so I have a stronger signal, better reception, and it's
22 going to keep moving as I go down. Now, it varies by carrier.
23 But I'm not going to have -- typically, I'm not going to have
24 every tower, every handoff, if you will, that is made during
25 that.

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1 Some companies will just provide the initial tower
2 that was utilized. Some will provide beginning and ending,
3 which is more common. And I know in this case it was done a
4 little bit. And I can refer to the records.

5 Q. And when we talked about call-detail records
6 previously, you indicated that the records will reflect who
7 placed the call and who was called?

8 A. The number. Yes, ma'am.

9 Q. Is that correct?

10 Does it also indicate to you the length of the
11 phone call?

12 A. Yes, ma'am.

13 Q. And if something shows up as zero or just a few
14 seconds, what is that reflective of?

15 A. Typically, I -- typically, that the phone wasn't --
16 or the contact wasn't picked up, the communication wasn't
17 answered.

18 Q. And I think as you mentioned before, but just to
19 make sure, each of these cell tower -- each of these cell
20 phone companies have their own information that they provide
21 along with the records; is that correct?

22 A. Like a legend to read it. Yes, ma'am.

23 Q. And are there also times that you call the cell
24 phone companies just to verify things?

25 A. Certainly.

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1 Q. In your experience as law enforcement, is it
2 unusual for people involved in criminal behavior to have more
3 than one cell phone?

4 A. No, ma'am.

5 Q. Now, in addition to the four sets of records that
6 you received, were you also given the telephone number for
7 certain individuals?

8 A. Yes, ma'am.

9 Q. And regarding Constance Manigault, were you given
10 843-412-5438?

11 A. Yes, ma'am.

12 Q. And Shemeika Stokes, 843-991-0536?

13 A. Yes, ma'am.

14 Q. Did I ask you to look at all the records that you
15 had and determine whether or not there had been any
16 communication with Shemeika Stokes' phone from any of those
17 records?

18 A. You did.

19 Q. And was there any?

20 A. I did not find any, no, ma'am.

21 Q. Let's take a look at Michelle Williams' phone
22 first, please. And you've indicated to us that her name was
23 on her subscriber information?

24 A. Yes, ma'am, it was.

25 Q. Did you chart -- make a chart for us for phone

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1 calls between Michelle Williams' phone and others?

2 A. I did.

3 Q. And on those records, when you're using the name
4 Jeremiah Belton you were using the 642-1025 number?

5 A. Yes, ma'am.

6 Q. I'm going to show you this chart and ask you if
7 this is what was prepared.

8 [Whereupon, the witness reviews documents]

9 A. It is.

10 Q. [Ms. Shealy] Could you put on the top of that,
11 please, which telephone number of Jeremiah Belton's his name
12 reflects? Could you write that on there for me?

13 A. Yes, ma'am. Just anywhere up top?

14 Q. Yeah. That's fine.

15 A. [Witness complies]

16 MS. SHEALY: Your Honor, may we approach for just a
17 moment?

18 THE COURT: You may.

19 [Whereupon, an off-the-record bench conference is
20 held]

21 Q. [Ms. Shealy] Okay. Mr. Walker --

22 A. Yes, ma'am?

23 Q. -- regarding the chart that you prepared concerning
24 Michelle Williams' telephone number, I want to make sure we're
25 clear about what this chart reflects. Okay? You are looking

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1 at the phone numbers that were used beginning on what date for
2 Michelle Williams?

3 A. Can you give me the chart that you're speaking of
4 to refresh --

5 Q. Sure.

6 [Whereupon, the witness reviews documents]

7 A. These initiate on July 1st, 2010.

8 Q. [Ms. Shealy] And they went through where -- when?

9 A. They go through July 10th, 2010.

10 Q. Okay. And when your chart reflects names, for
11 Jeremiah Belton it was the -- do you have that number off the
12 top of your head?

13 A. 843-642-1025.

14 Q. So if your chart says Jeremiah Belton, that's
15 because the call-detail records had that telephone number?

16 A. Yes, ma'am.

17 Q. Is that correct?

18 When it reflects Constance Manigault's name, that's
19 because I gave you her phone number?

20 A. Yes, ma'am.

21 Q. When it reflects Michelle Williams, you were
22 looking at her record and her subscriber information?

23 A. Correct.

24 MS. SHEALY: Okay. Your Honor, at this time I
25 would move in State's 224 into evidence.

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1 MR. MLYNARCZYK: Objection for the record.

2 MR. MURPHY: No objection.

3 THE COURT: State's 224 into evidence, noting
4 Defendant Belton's objection.

5 [Whereupon, State's Exhibit Number 224 is admitted
6 into evidence by the Court]

7 THE COURT: You may publish.

8 MS. SHEALY: May I ask Mr. Walker to close that
9 door now so the jury can see the screen?

10 THE COURT: Please.

11 [Whereupon, Mr. Walker complies]

12 Q. [Ms. Shealy] Okay. Is that the chart you
13 prepared?

14 A. Yes, ma'am.

15 Q. If you would, please, can you orient the jury as to
16 what each column reflects?

17 A. Yes, ma'am.

18 The first column there with the title, number
19 dialed, that is the name associated with the phone number that
20 was dialed. So the second column is the number that placed
21 the communication or placed the phone call. And, once again,
22 that's the name that you had me associate with the number in
23 question.

24 MR. MLYNARCZYK: Your Honor, I don't believe the
25 jury can see the whole chart. Number called and number

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1 dialed. It's only part of it.

2 THE COURT: All right. Noted for the record.

3 Do you have a way to put the whole chart up?

4 [Off the record momentarily]

5 MS. SHEALY: Your Honor, I can ask him to step
6 down, if that makes it any easier, in front of the jury.
7 We can't pull up that top part.

8 Okay. There we go.

9 THE COURT: Thank you.

10 A. Okay. So once again, the first call on there,
11 number dialed, is the name that's associated with the number
12 that is being -- the phone -- I'm sorry -- the communication.
13 That's the number that's being called.

14 The second one is the name associated with the
15 number that's placing the phone call.

16 The third is the date.

17 The fourth one there is the time that the
18 communication was made.

19 And the last column is the duration or the length
20 of the communication.

21 Q. [Ms. Shealy] Okay. So in going to the next page
22 of that same exhibit, there are calls between Michelle
23 Williams' phone and Constance Manigault; correct?

24 A. Yes, ma'am.

25 Q. Jeremiah Belton's phone and Michelle Williams'

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1 phone; correct?

2 A. Yes, ma'am.

3 THE WITNESS: I was waiting on them to advance
4 this.

5 MS. SHEALY: Oh. Okay.

6 MS. SHEALY: Okay. It's on the next line now.

7 THE WITNESS: There we go. I'm sorry.

8 A. Repeat your question.

9 Q. [Ms. Shealy] There are phone calls both dated for
10 -- or the page for and that date between Michelle Williams'
11 phone and Constance Manigault; is that correct?

12 A. That is correct.

13 Q. And Michelle Williams' phone and Jeremiah Belton's
14 phone?

15 A. That's correct.

16 Q. And going to the next page of the chart. And that
17 continues. That's the date of the 8th?

18 A. Yes, ma'am.

19 Q. Phone calls continue; is that correct?

20 A. It is.

21 MR. MURPHY: Your Honor, if we may approach?

22 THE COURT: You may.

23 [Whereupon, an off-the-record bench conference is
24 held]

25 Q. [Ms. Shealy] Mr. Walker, we had each page numbered

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1 with a different exhibit number. I apologize.

2 Showing you State's Exhibits 25, 26, 27 and 28.

3 Are those continuations of State's Exhibit 224 for your chart?

4 A. Yes, ma'am.

5 MS. SHEALY: Your Honor, at this time I would move
6 in State's Exhibit 225 through 228.

7 THE COURT: 225, 226, 227 and 228.

8 MR. MLYNARCZYK: Objection for the record.

9 MR. MURPHY: Objection, Your Honor.

10 THE COURT: Do you have an objection?

11 MR. MURPHY: Yes, I do.

12 THE COURT: What -- all right. Then counsel
13 approach. You didn't object to 224.

14 MR. MURPHY: Right.

15 [Whereupon, an off-the-record bench conference is
16 held]

17 THE COURT: All right. There's no objection to
18 225, 226, 227?

19 MR. MURPHY: None from me.

20 THE COURT: All right. So your objection is to
21 228.

22 Ms. Perron, are you getting this? All right.

23 Mr. Conyers has no objection to 225, 226, and 227.

24 Mr. Belton still objects as to 228.

25 It will be admitted, noting your objection. Thank

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1 you.

2 225, 226, 227 in, no objection from Conyers.

3 Objection from Belton.

4 [Whereupon, State's Exhibit Numbers 225 through 228
5 are admitted into evidence by the Court]

6 MS. SHEALY: Beg the Court's indulgence.

7 [Whereupon, Ms. Shealy reviews documents]

8 MS. SHEALY: Okay. Let's see.

9 Q. [Ms. Shealy] So back to State's Exhibit 227 --
10 let's see. 227. That's beginning on July 9th; is that
11 correct?

12 A. It is.

13 Q. And on that day, you have noted similarly on this
14 exhibit number the phone calls received by Michelle Williams'
15 phone and called by Michelle Williams' phone; is that correct?

16 A. It is.

17 Q. And did you see a number of phone calls placed to
18 or from Jeremiah Belton's phone? Jeremiah Belton' phone.

19 A. Yes, ma'am.

20 Q. And again, for the record, that is 843-642-1025?

21 A. Yes, ma'am.

22 Q. Now, our ledger at the top shows when he was being
23 called by the number dialed, and then the number calling him;
24 is that correct?

25 A. It does.

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1 Q. And the time is military time; is that correct?

2 A. Yes, ma'am.

3 Q. On that chart, could you tell the jury when the
4 time of the last phone call between Michelle Williams' phone
5 and Jeremiah Belton's phone on July 9th?

6 A. 2151 hours.

7 Q. Will you circle that for me, the time, for the
8 jury?

9 A. Sure.

10 Q. And what time is that in non-military time?

11 A. In non-military time, that is 9:51 p.m. That 21 is
12 the seconds.

13 Q. Okay. And then State's Exhibit 228, being Michelle
14 Williams' phone. On July 10th, 2010, could you tell the jury
15 who Michelle Williams is calling at 5:57:41 in the afternoon?

16 A. Jeremiah Belton.

17 Q. And immediately after that?

18 A. Jeremiah Belton.

19 Q. And at -- what is 1801? 6:01, who is she calling?

20 A. Jeremiah Belton.

21 Q. And who does Michelle Williams' phone call at --
22 what is that -- 7:31?

23 A. Yes, ma'am. King Conyers.

24 Q. And who does Michelle Williams call at -- 2112 is
25 what time?

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1 A. King Conyers. That would be 9:12.

2 Q. So she called Jeremiah Belton's phone at 5:57, 5:58
3 and 6:01?

4 A. Correct.

5 Q. And she called Conyers' phone at 7:31 p.m. and at
6 9:12 p.m.?

7 A. Correct.

8 Q. On the evening of July 10th?

9 A. Yes, ma'am.

10 Q. Now, did you also prepare an exhibit using Jeremiah
11 Belton's phone, 642-1025, showing what phone calls are
12 reflected with Michelle Williams' phone?

13 A. Yes, ma'am.

14 Q. And I show you this and ask is this a chart
15 reflecting that? Actually, let me get you a clean copy.

16 MS. SHEALY: May I have that one back?

17 THE WITNESS: Yes, ma'am.

18 Q. [Ms. Shealy] Is that the chart that you prepared?

19 A. It is.

20 Q. And tell the jury what it reflects.

21 A. Calls between Jeremiah Belton and Michelle
22 Williams' phone.

23 MS. SHEALY: Your Honor, at this time I would seek
24 to introduce State's Exhibit 229.

25 MR. MLYNARCZYK: Same objection.

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1 MR. MURPHY: Same objection, Your Honor.

2 THE COURT: State's 229 into evidence, noting your
3 objections.

4 [Whereupon, State's Exhibit Number 229 is admitted
5 into evidence by the Court]

6 Q. [Ms. Shealy] And that document reflects phone
7 calls, then, between Jeremiah Belton's phone and Michelle
8 Williams's phone; is that correct?

9 A. It is.

10 Q. And those are calls between July 8th to July 9th to
11 July 10th?

12 A. Yes, ma'am.

13 Q. And the inbound phones reflected at the bottom are
14 when Michelle Williams called him; is that correct?

15 A. You're referring to the last three calls on the
16 list here?

17 Q. Yes.

18 A. Yes.

19 Q. Did you also prepare a chart between the numbers
20 for King Conyers, that being 843-329-9516, and Constance
21 Manigault, 843-412-5438?

22 A. Yes, ma'am.

23 Q. I hand you this document and ask you if this is the
24 chart you prepared.

25 A. It is.

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1 MS. SHEALY: Your Honor, at this time I would seek
2 to introduce State's Exhibit 232.

3 THE COURT: 232?

4 MS. SHEALY: Yes, Your Honor.

5 MR. MLYNARCZYK: Same objection.

6 MR. MURPHY: Same objection.

7 THE COURT: State's 232 into evidence, noting your
8 objection.

9 [Whereupon, State's Exhibit Number 232 is admitted
10 into evidence by the Court]

11 Q. [Ms. Shealy] Mr. Walker, while that's being pulled
12 up, this reflects the phone call exchange between Constance
13 Manigault and King Conyers; is that correct?

14 A. It does.

15 Q. Now, tell us a little bit more about the elapsed
16 time. Can you point out to the jury where that column is?

17 A. Sure. That is on the far right of the document
18 here.

19 Q. Can you use your finger to point to it?

20 A. Certainly. It's --

21 MS. SHEALY: .You can do it on the monitor. You
22 can touch the monitor. Oh. No, no, no.

23 THE WITNESS: This?

24 MS. SHEALY: Yes.

25 A. All right. There we go. It begins here and it --

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1 this column here.

2 Q. [Ms. Shealy] And the phone calls placed between
3 2:45 and 11:10 that evening, the duration of those phone
4 calls, are they reflective of anything?

5 A. Between which times?

6 Q. Between 2:45 on the 9th until 11:10 on the 9th.

7 A. 2:45. Okay. Are they reflective?

8 Q. No.

9 The elapsed time. Can you tell whether or not a
10 phone call was received?

11 A. Yes. I mean, it was received.

12 I can't tell you, you know, whether it went to
13 voice mail or not based off this. But, yeah, certainly the
14 one is -- this one here is three minutes and eight seconds.

15 Q. Okay. But that's a little bit later.

16 A. I'm sorry.

17 Q. I'm asking you until 11:10.

18 A. Yes.

19 The call durations are forty-nine seconds, thirty-
20 one seconds, twenty-nine, twenty-four, forty -- or twenty-two.

21 Q. Okay. And that's Constance Manigault trying to
22 call King Conyers, accepts that phone call at 3:30?

23 A. Correct.

24 He -- the number associated with King Conyers calls
25 the number associated with Manigault's, initially, and then

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1 Manigault's number contacts King Conyers four times in that
2 time frame.

3 Q. And when you say initially: actually starting at
4 7:09 at 2:45, it is Constance Manigault who is calling King
5 Conyers' phone; is that correct?

6 A. Correct.

7 Q. And the time elapsed for those phone calls was .04
8 seconds, .01, and zero?

9 A. Correct.

10 Q. And then there is a call from King Conyers to
11 Constance Manigault that lasts twenty-nine seconds?

12 A. Correct.

13 Q. Okay. Now, what I'm asking you is when the time is
14 that brief, does it necessarily reflect whether or not a
15 conversation took place?

16 A. Typically, no. It's been my experience, no,
17 there's not.

18 Q. So then let's go to 7/10 at 2:09 a.m.

19 A. Okay.

20 Q. Which phone places that call?

21 A. King Conyers' number contacted Constance Manigault.

22 Q. And how long is that phone call?

23 A. Three minutes and eight seconds.

24 Q. And then beginning -- no other phone calls between
25 King Conyers' phone and Constance Manigault from 2:09 in the

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1 morning until the next day at 12:29 in the afternoon?

2 A. It's the same day. But, yes, there is --

3 Q. I'm sorry. From the morning hours until the
4 afternoon --

5 A. Correct.

6 Q. -- hours?

7 A. Correct.

8 Q. And how many -- how many times did Constance
9 Manigault's phone call King Conyers?

10 A. On the 10th?

11 Q. Yes.

12 A. One, two, three, four, five, six, seven -- eight.

13 Q. Eight.

14 And, again, very little elapsed time on those phone
15 calls; is that correct?

16 A. Correct.

17 Five of those have zero, zero second duration. One
18 has one, one has two, the longest being ten seconds.

19 Q. Now, would you describe to the jury -- first of
20 all, let me ask you. Did I ask you to obtain a photograph
21 from [REDACTED]?

22 A. Yes, ma'am, you did.

23 Q. And did you, in fact, retrieve that?

24 A. I did.

25 Q. Showing you State's Exhibit 233 and 234. Are these

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1 the photographs you provided me with?

2 A. They are.

3 MS. SHEALY: Your Honor, at this time I would seek
4 to introduce State's Exhibits 233 and 234.

5 MR. MLYNARCZYK: Standing objection, Your Honor.

6 MR. MURPHY: Same objection.

7 THE COURT: State's 233, 234 into evidence, noting
8 your objection.

9 [Whereupon, State's Exhibit Numbers 233 and 234 are
10 admitted into evidence by the Court]

11 MS. SHEALY: I'm going to hand those back to you.

12 Q. [Ms. Shealy] And Hoover Street is in West
13 Columbia, South Carolina?

14 A. Correct.

15 Q. Now, looking at that home on the left side of that
16 picture -- and I'm not sure if the jury can see it well there
17 or not -- what is that on the opposite side of the street?

18 A. It looks like a large field.

19 MS. SHEALY: May I hold your -- those pictures for
20 a second?

21 THE WITNESS: Certainly.

22 MS. SHEALY: Judge, that resolution is not great.
23 May I show them to the jury?

24 THE COURT: You may.

25 [Whereupon, Ms. Shealy proffers documents to the

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1 jury]

2 MS. SHEALY: Beg the Court's indulgence for a
3 moment.

4 THE COURT: Take your time.

5 Q. [Ms. Shealy] Mr. Walker, regarding the phone
6 records of King Conyers, would you tell the jury what date we
7 have on those records? How far they extend?

8 A. Sure.

9 They start on July 8th and they extend through the
10 10th of July, and they cover the whole twenty-four hours on
11 those days. So July 8th through the 10th.

12 Q. And when a search warrant is gained, it gives a
13 time frame for when the records are being sought for; is that
14 correct?

15 A. It does.

16 Q. Now, let's talk about -- let's go over one other
17 chart.

18 Did you look at the phone records between King
19 Conyers at 329-9516, and Jeremiah Belton at 642-1025, between
20 July 8th through July 10th?

21 A. I did.

22 Q. And could you tell me whether or not that is the
23 chart that you prepared?

24 A. It is.

25 Q. Okay. Just a second it'll appear. But while we --

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1 there we go. That one is a little harder to see the
2 individual calls, but the jury will have it back the back with
3 them.

4 Could you tell the jury, how many phone calls were
5 there between King Conyers and Jeremiah Belton between July
6 8th through July 10th?

7 A. Yes, ma'am. Stand by.

8 [Whereupon, the witness reviews documents]

9 A. Twenty-two.

10 Q. [Ms. Shealy] And looking at July 9th, how many
11 phone calls were there between them on that date?

12 A. Eight.

13 Q. And the phone calls that was -- excuse me --
14 11:16:28 on July 9th, what was the duration of that phone
15 call?

16 A. 582 seconds.

17 Q. And what does 582 seconds mean in minutes?

18 A. A little over nine minutes.

19 Q. And that was at 11:16 in the evening?

20 A. Yes, ma'am.

21 Q. Who called whom?

22 A. Jeremiah Belton called -- the number associated
23 with him called King Conyers' number.

24 Q. And then at 11:41, the 1,397 seconds, who called
25 whom?

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1 A. The same -- the Belton number associated with him
2 called King Conyers' number.

3 Q. And how long was that phone call?

4 A. 1,397 seconds.

5 Q. So at 11:41, there's not another phone call between
6 them until 2:43:29?

7 A. Correct.

8 Q. And the next phone call after that 2:43:29 is at
9 what time?

10 A. 5:31 a.m. on the 10th.

11 Q. And then there are phone calls between them from
12 5:31 until 5:36 a.m. on the 10th?

13 A. Correct.

14 There's one, two, three, four, five calls between
15 5:31 and 5:36.

16 Q. And then not another call until what time?

17 A. 10:24 on the same --

18 Q. And there's not another call until when?

19 A. 12:33 in the afternoon.

20 Q. Okay. So now let's talk about mapping. Describe
21 what is meant by mapping again for us.

22 A. Basically, I think -- correct me if I'm not
23 covering your question. But I took the call-detail records
24 from the four numbers that I had the records for that were
25 obtained via the search warrant. And what I've done is

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1 certain calls during that time frame that I was requested to
2 do, I mapped the cell site or tower or antenna that was
3 utilized for each cellular communication.

4 Q. Okay. So let's take a look first, if we can, at
5 King Conyers' number, 329-9516. Did you perform a mapping
6 exercise on his phone?

7 A. Yes, ma'am, I did.

8 Q. And showing you State's Exhibit 236 through 251. I
9 ask you if this is the mapping that you did on that number.

10 [Whereupon, the witness reviews documents]

11 A. Yes, ma'am, it is.

12 Q. [Ms. Shealy] And did you reflect the name I had
13 given you, and the phone number, on the first document I
14 handed you? Tell me that number.

15 A. Yes, ma'am. 843-329-9516, Exhibit 236.

16 MS. SHEALY: Your Honor, at this time we would
17 offer 236 through 251. Double check that.

18 THE COURT: Any objection?

19 MR. MLYNARCZYK: Standing objection, Your Honor.

20 MR. MURPHY: Same objection, Your Honor.

21 THE COURT: State's 236 through 251 into evidence,
22 noting the defendants' objections.

23 [Whereupon, State's Exhibit Numbers 236 through 251
24 are admitted into evidence by the Court]

25 Q. [Ms. Shealy] Now, prior to making the chart

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1 or the map for your mapping exercise, did I give you
2 some addresses?

3 A. You did.

4 Q. Okay. And did I ask that you locate [REDACTED]
5 [REDACTED] in West Columbia?

6 A. Yes, ma'am, you did.

7 Q. And these -- this mapping that we've just handed up
8 to you, the dates for that are July 8th through July 10; is
9 that correct?

10 A. It is.

11 Q. Did I also provide you, or ask that you, to
12 indicate on some of these maps other addresses and locations?

13 A. Yes, ma'am, you did.

14 Q. And did I ask you to reflect on the map where [REDACTED]
15 [REDACTED] is?

16 A. Yes, ma'am.

17 Q. Did I also ask you to reflect where Trident
18 Hospital was?

19 A. Yes, ma'am.

20 Q. Or is?

21 And 400 Hallmark Avenue?

22 A. You did, yes.

23 Q. And Constance Manigault's house on Forseman Avenue?

24 A. Yes, ma'am.

25 Q. Okay. Showing you State's Exhibit 237. First, I

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1 would like for you to orient the jury. What is the benefit of
2 the legend? And point to where the legend is, please.

3 A. Sure. The legend is over here. And you'll see it
4 more on the slides that come up.

5 But basically the color of the dot here is
6 represented by times over here where that -- that cell tower
7 was utilized by the 329-9516 phone number. These are taken
8 straight from the records.

9 Q. And looking at the top, the title of the page, does
10 that reflect the date of the calls that are contained within
11 the legend?

12 A. It does.

13 So the legend -- certainly. All the calls placed
14 on July 8th are on this map here. So the only tower that was
15 utilized is the one in red there over the West Columbia, right
16 here.

17 Q. So at the time of each of the phone calls placed
18 between 12:30 a.m. on July 8th, and 11:48 p.m, you have no
19 other locations other than that one cell tower where that
20 phone was hitting from?

21 A. Correct.

22 Between 12:38 [phonetic] and 11:48, they all
23 utilized that tower there.

24 Q. And showing you State's Exhibit 238, could you
25 describe to the jury -- this is July 9th, 11:26 a.m. to 5:45

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1 p.m. -- what cell tower hits were there from that phone and
2 King Conyers?

3 A. Sure.

4 So on the legend here you will see these one, two
5 three -- six calls, 11:26, 11:27 a.m., 2:00 p.m., 2:45, 2:53
6 and 3:30 p.m. are all utilizing this cell tower right here.

7 Q. And then the phone calls from 5:17 p.m. to 5:45
8 p.m., which cell tower was being hit?

9 A. Those six calls utilized this cell tower here.

10 MS. SHEALY: Bet the Court's indulgence just a
11 moment.

12 THE COURT: Yes, ma'am.

13 Q. [Ms. Shealy] At 11:41 on the map right there, the
14 red dot reflects where that phone was?

15 A. At what time?

16 Q. At 11:41 p.m.

17 A. I have a call at 11:20 p.m.

18 Q. Oh. I'm sorry. I'm sorry. That's July 8th.

19 Looking at State's Exhibit 239. While we're
20 waiting for it to be pulled up, would you tell the jury what
21 time frame is reflected on July 9th, 6:20 in the evening to
22 7:56 in the evening?

23 A. Sure. It's -- what was your question? I'm sorry.

24 Q. Where -- which cell tower would be hit between 6:20
25 to 7:56 p.m.?

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1 A. This one here.

2 Q. And that, again, is what area?

3 A. West Columbia.

4 Q. And State's Exhibit 240, July 9th, 8:01 to 9:46
5 p.m., where is that phone hitting?

6 A. Same area. Same tower.

7 Q. July 9th, 10:01 p.m. to 11:44 p.m., where is that
8 cell tower hitting?

9 A. Same place. Same.

10 Q. West Columbia?

11 A. Yes, ma'am.

12 Q. Okay. Now, beginning at 12:21 on July 10th -- so
13 just turning into July 10th, could you reflect to the jury --
14 first of all, tell us: that legend has different --

15 MS. SHEALY: Oh. It's up now.

16 THE WITNESS: It's up.

17 Q. [Ms. Shealy] Okay. That legend has different
18 colored dots; is that correct?

19 A. It is. Yes, ma'am.

20 Q. And what was the necessity of the different colored
21 dots?

22 A. It indicates different towers that we used during
23 this time frame.

24 MS. SHEALY: I need you to speak up a little bit.

25 A. Sure.

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1 It indicates different cellular towers that we used
2 during this frame.

3 Q. [Ms. Shealy] And would you please go through -- at
4 12:21, if you would point or circle on your diagram --

5 A. Sure.

6 Q. -- which cell tower was being hit?

7 A. This one here [indicates].

8 Q. At 12:29, what was being hit?

9 A. This one here. I'm sorry. Let me just circle.
10 The yellow one here. Orange, rather.

11 Q. At 12:56, 12:57 and 12:58, what cell tower was
12 being hit?

13 A. It's going to be -- it's not on here, but it's
14 right under that one.

15 Q. No. I'm saying at 12:56, 12:57 and 12:58.

16 A. Sorry. I'm sorry. It's right under this one. I
17 apologize. The green one here.

18 Q. It's hard to see on there, but is there a blue and
19 a green dot in the same place?

20 A. There are. They're right on top of each other.

21 Q. So there are two cell towers that are near each
22 other?

23 A. Correct.

24 Q. So so far, we've taken the course from Columbia to
25 Orangeburg; correct?

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1 A. Yes, ma'am.

2 Q. Following your map?

3 A. Yes, ma'am. We started up here and it's coming
4 this way.

5 Q. At 1:12 a.m., which cell tower is being hit?

6 A. This one here.

7 Q. At 2:06 a.m., which cell tower is being hit?

8 A. It's this light blue.

9 MS. SHEALY: Okay. You'll probably have to erase
10 that circle.

11 Q. [Ms. Shealy] At 2:32, which cell tower is being
12 hit?

13 A. The maroon one right there a little bit farther
14 down into Charleston.

15 Q. At 2:44, what cell tower is being hit?

16 A. The yellow one.

17 Q. Okay. And at 2:48 and then 2:54 and 2:59?

18 A. It's going to be farther here. In the Charleston
19 area.

20 Q. So that cluster of cell towers that has many dots
21 near it, could you tell the jury what's the general area
22 reflected on the map as to that area?

23 A. Sure.

24 That is the Charleston area. It's more in North
25 Charleston.

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1 Q. So 2:59, still in Charleston?

2 A. Yes, ma'am.

3 Q. Now, showing you State's Exhibit 243. You had
4 indicated before that I gave you the addresses for Old
5 Georgetown Road, that being Kip Simmons' house. Did you
6 detect that on the map?

7 A. Yes, ma'am.

8 Q. Or denote that on the map?

9 A. Right.

10 Q. Could you point to that, please?

11 A. Sure. This icon here. This is just showing that
12 the -- the house itself, right there.

13 Q. Okay. And Constance Manigault's house on Forseman,
14 did you reflect by an icon of the house where that is?

15 A. I did. It's the green.

16 Q. [Ms. Shealy] Now, if you'll erase that one, as
17 well.

18 A. [Witness complies]

19 Q. [Ms. Shealy] And so on this map, beginning at
20 three o'clock in the morning leading to 4:51 in the morning,
21 starting with three o'clock to 3:07, which cell tower was
22 being hit?

23 A. The red one right here.

24 Q. 3:11, the maroon one or the garnet one.

25 A. [Indicates]

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1 Q. 3:14?

2 A. [Indicates]

3 Q. What area of Charleston County does the map reflect
4 on the 3:14?

5 A. 3:14 is the Mount Pleasant area.

6 MS. SHEALY: I know I keep saying this to you, but
7 can you speak up just a little bit?

8 A. Sure. Mount Pleasant area.

9 Q. [Ms. Shealy] 3:17 to 3:18. Which cell tower is he
10 hitting off of?

11 A. The blue one here in the Mount Pleasant area.

12 Q. At 3:29 a.m., where is he hitting from?

13 A. Still in the Mount Pleasant area, but headed
14 towards -- we can see -- over here, but it's headed farther
15 this way.

16 Q. Now, if you would erase that for a second and tell
17 me: is there a major highway being depicted near these cell
18 towers?

19 A. Sure. 17.

20 Q. Okay. Could you just take your finger and draw
21 where 17 is all the way up?

22 A. Sure. It runs [indicates].

23 Q. And if you would erase that now for me.

24 A. [Witness complies]

25 Q. 3:38, where is he hitting?

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1 A. 3:38, he is right here.

2 Q. And then 3:47. Could you show what cell tower he
3 was hit off of there?

4 A. The green one.

5 Q. And erase that for me, please.

6 A. [Witness complies]

7 Q. And show us again the icon where Melvin Simmons'
8 house is.

9 A. [Indicates]. It's just above that.

10 Q. So from 3:47, 3:50, 3:53, 3:57, 3:58, 3:59, four
11 o'clock, where is King Conyers' cell phone hitting?

12 A. It's utilizing the cell site right there, the
13 green, indicated by the green dot.

14 Q. Tell the jury whether there is a gap in the phone
15 calls from four o'clock until 4:34 a.m.

16 A. There is.

17 Q. And at 4:30 a.m., where is that phone hitting?

18 A. At 4:34, it is hitting this one here.

19 Q. And at 4:38?

20 A. 4:38, the one there.

21 Q. And at 4:40?

22 A. The light blue one. At what time?

23 Q. 4:40.

24 A. 4:40, he's still hitting the -- the cell phone is
25 still hitting this one:

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1 Q. And 4:42?

2 A. The same one there.

3 Q. And 4:51?

4 A. The light-blue right there. Right there. Light
5 blue.

6 Q. And did you depict, also, the coordinates for the
7 cell towers in your next image?

8 A. I did.

9 Q. I'm showing you State's 244. Explain that to the
10 jury.

11 A. So these are the -- taken from the phone records.
12 The first one is the switch. This is going to be the cell-
13 site number. Like I say, each company has different names,
14 numbers, for the towers. There's no uniform.

15 But what that is indicating from the call-detail
16 records, this one here, the 11973 is going to indicate this
17 tower, and that is -- below it is the lat and lon of the
18 tower. What this is showing is the ones where -- the
19 different towers there.

20 Q. Okay. And let's go back just for a second to 243.
21 And that last phone call at 4:51 on this image was where?

22 A. [No response]

23 Q. Could you orient the jury as to where 526 is in
24 relationship to that phone call?

25 A. Sure. It's -- it is running here.

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1 Q. Okay. Showing you State's Exhibit 245. What does
2 that image depict?

3 A. This is the area McClellanville.

4 Q. And the blue dots reflected on this diagram
5 indicate what?

6 A. Cell sites, towers, antennas that were used.

7 Q. Okay. And the red dot on that page reflects what?

8 A. I believe that is Old Georgetown Road.

9 MS. SHEALY: Beg the Court's indulgence just one
10 second.

11 THE COURT: Take your time.

12 [Whereupon, Ms. Shealy and Mr. Cooper confer]

13 Q. [Ms. Shealy] Did I ask you to reflect on a map
14 where Germantown Road is in McClellanville?

15 A. You did.

16 Q. And showing you State's Exhibits 347, 348. Are
17 these the maps that you prepared for me?

18 A. They are.

19 MS. SHEALY: Your Honor, at this time I would offer
20 State's Exhibits 347 and 348.

21 MR. MLYNARCZYK: Same objection, Your Honor.

22 MR. MURPHY: Same objection, Your Honor.

23 THE COURT: 347 and 348 into evidence, noting your
24 objection.

25 [Whereupon, State's Exhibit Number 347 is admitted

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1 into evidence by the Court]

2 [Whereupon, State's Exhibit Number 348 is admitted
3 into evidence by the Court]

4 Q. [Ms. Shealy] Well, that's what you'll see. But
5 347, did you just -- do you need to take a look at -- can you
6 see it closely?

7 A. I can see it. Yes, ma'am.

8 Q. Okay. Show the jury where Germantown Road is in
9 McClellanville.

10 A. Right there.

11 Q. And show the jury where Old Georgetown Road is in
12 McClellanville.

13 A. Right here.

14 Q. And showing you State's 348. Is that the closer-up
15 version?

16 A. It is.

17 Q. Now, I had asked you previously: did I ask you
18 designate on a map where Trident Hospital is located and where
19 Linda Mason's apartment on Hallmark is located?

20 A. Yes, ma'am.

21 Q. And showing you State's Exhibit 246. Did you, in
22 fact, do that?

23 A. I did.

24 Q. Can you point to that?

25 A. Sure. Right there.

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1 Q. And where is Linda Mason's apartment?

2 A. It's up here indicated by the green house.

3 Q. Okay. So this map is July 10th beginning at 5:20
4 a.m.?

5 A. Correct.

6 Q. Until 6:11 a.m.; is that correct?

7 A. Yes, ma'am.

8 Q. And the dots in the legend reflect the movement of
9 King Conyers' phone; is that correct?

10 A. It is.

11 It depicts the towers that he was using at those
12 times, yes.

13 Q. Okay. Would you show us, then, at 5:20, where was
14 he hitting off of?

15 A. The black dot here. That cell tower there.

16 Q. And that's at Trident Hospital? I mean, not at
17 Trident Hospital. That's the -- the icon there that the arrow
18 points to is where Trident is in relationship to that cell
19 tower?

20 A. Yes.

21 They're in the same proximity there. They're both
22 right there. Trident Hospital is depicted by that cross.

23 Q. At 5:26 a.m. and 5:27 a.m., which cell tower is he
24 hitting off of?

25 A. He's farther up, farther up here in the Goose Creek

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1 area.

2 Q. At 5:33, where is he hitting off of?

3 A. The green one right there.

4 Q. From 5:34 until 5:43, where is he hitting off of?

5 A. He is hitting off the blue one here.

6 Q. At 5:51, where is he hitting off of?

7 A. [Indicates]

8 Q. And at 5:52, he's hitting off the cell tower near
9 where?

10 A. 5:52, he's hitting this one here off of Spruil
11 Avenue, North Charleston.

12 Q. Okay. And from 5:59 until 6:04 a.m., where is he
13 hitting off of?

14 A. The orange one right there.

15 Q. And at 6:10 a.m., where is he hitting off of?

16 A. [Indicates]

17 Q. And what road is near that cell tower?

18 A. Ashley Phosphate and Cross County.

19 Q. And then 6:11, where is he hitting off of?

20 A. Back to that orange one there.

21 Q. Showing you State's Exhibit 247. What does this
22 diagram reflect?

23 A. It's similar to the one before where this is
24 showing Trident Hospital is right under there, roughly --
25 these are the switch, the cell-tower number, and the lat and

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1 lon, which are going to be on the call-detail records.

2 This purple dot here is indicating 400 Hallmark
3 Drive.

4 Q. Okay. Showing you State's Exhibit 248. This is on
5 July 10th from 7:04 a.m. to 12:57 p.m.

6 A. Yes, ma'am.

7 Q. Where is he hitting at 7:34 a.m.?

8 A. 7:34, he is right here in Orangeburg.

9 Q. And from 8:21 a.m. until 12:57 p.m., where is he
10 hitting?

11 A. The -- this cell site in Columbia.

12 Q. Showing you State's Exhibit 249. On July 10th from
13 1:00 in the afternoon until 2:44 in the afternoon, where is he
14 hitting from?

15 A. He's hitting the cell tower here in West Columbia.

16 Q. And that reflects -- represented by what type of
17 icon?

18 A. The tower or?

19 Q. The tower.

20 A. The tower is the black icon there.

21 Q. And the gold house?

22 A. That is the number on Hoover Street, [REDACTED]

23 [REDACTED].
24 Q. Hoover Street.

25 MS. SHEALY: Your Honor, may I hold this up to the

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1 jury so they can --

2 THE COURT: You may.

3 MS. SHEALY: -- I don't know if they can see the
4 two icons.

5 Q. [Ms. Shealy] And continuing from 3:29 p.m. until
6 6:44 p.m. on July 10th, where is that phone hitting from?

7 A. The same cell site there. West Columbia.

8 Q. And from 7:31 until 10:38 p.m., showing you State's
9 Exhibit 251, where is he hitting from?

10 A. Same place. Right there in West Columbia.

11 Q. Now, were you provided by me the telephone number
12 926 -- 843-926-0218?

13 A. The number? Yeah. I was provided the number, yes.

14 Q. And did I indicate to you that that was Jeremiah
15 Belton -- to attach that name to that phone number?

16 A. You did.

17 Q. Okay. Now, pursuant to my request, did you call
18 the phone company to see if we could get any cell-tower
19 information?

20 A. I did.

21 Q. And could you advise the jury as to whether or not
22 that was successful?

23 A. No, it's not.

24 They only retain the records for so long. It
25 varies by company. But I believe that one was Cricket, and

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1 their retention period is like six months, and I called within
2 the last couple of weeks and they did not have the records.

3 Q. And that was the first time I had provided you that
4 number?

5 A. Yes, ma'am.

6 Q. Is that correct?

7 A. It is.

8 Q. The last couple of weeks?

9 A. Correct.

10 Q. Now, just to make sure that the jury understands
11 what we're getting ready to look at, then, we don't know where
12 that number was; is that correct?

13 A. That is correct.

14 I don't have the records for that number, so I
15 can't tell you. I don't have call-detail records for that
16 actual number.

17 Q. But can you tell us where King Conyers was when his
18 phone was either being called by that number or calling that
19 number?

20 A. I can.

21 Q. Showing you what's been marked as State's Exhibit
22 252 through 254. I ask you whether that mapping reflects
23 that.

24 A. It does. It reflects two communications between
25 843-329-9516 and 843-926-0218. And this is reflecting where

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1 the towers that 843-329-9516 was utilizing when it
2 communicated with the other number.

3 MS. SHEALY: Beg the Court's indulgence just a
4 second.

5 [Whereupon, Ms. Shealy reviews documents]

6 Q. [Ms. Shealy] And did you also prepare a chart
7 reflecting phone calls between that number, 926-0218, which I
8 told you was Jeremiah Belton's number, to use that name, and
9 King Conyers' phone, how many phone calls were placed between
10 the two?

11 A. Yes, ma'am.

12 Q. Showing you State's Exhibit 255. I ask you whether
13 this chart reflects those phone calls.

14 A. Yes, ma'am, it does.

15 Q. Okay. So showing you State's Exhibit 255 --

16 MS. SHEALY: Your Honor, I'm not sure if I moved
17 those into evidence. Mr. Cooper just reminded me.

18 THE COURT: Which numbers?

19 MS. SHEALY: I would move -- I would move State's
20 Exhibits 252, 253 and 254 and 255.

21 MR. MLYNARCZYK: Same objection.

22 MR. MURPHY: Same objection.

23 THE COURT: And 255?

24 MS. SHEALY: Yes, Your Honor.

25 THE COURT: State's 252, 253, 254 and 255 into

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1 evidence, noting your objection.

2 [Whereupon, State's Exhibit Numbers 252, 253, 254
3 and 255 are admitted into evidence by the Court]

4 Q. [Ms. Shealy] So if we could take a look at 255
5 first, please.

6 A. Yes, ma'am.

7 Q. Tell the jury at what time on July 10th these two
8 phone numbers, 926-0218 and King Conyers' phone, start having
9 an exchange of phone calls.

10 A. At 2:44 a.m.

11 Q. And those phone calls -- that phone call was called
12 by whom? Who placed the call? I'm sorry.

13 A. The 0218 number, that you had me associate with
14 Jeremiah Belton, contacted King Conyers.

15 Q. So each green entry that you have shaded is green
16 is Belton's phone calling Conyers; is that correct?

17 A. That is correct.

18 Q. And each white entry is Conyers calling Belton?

19 A. Correct.

20 Q. Is that correct?

21 A. It is.

22 Q. And so on July 10th beginning at 2:44 and
23 continuing 2:59, 3:04, 3:07, 3:18, 3:29, 3:47, four o'clock,
24 there is an exchange of phone calls between 926-0218, Belton,
25 and King Conyers' phone; is that correct?

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1 A. That is correct.

2 Q. And then there is a gap between four o'clock in the
3 morning and 4:34 in the morning; is that correct?

4 A. Yes, ma'am.

5 Q. And then beginning again at 4:34 in the morning,
6 4:38, 4:40, 4:42, 4:51, 5:20, 5:36, 5:39, 5:43, 5:51, 5:52,
7 5:59, six o'clock, 6:04, 6:10, and 6:11, those two phones are
8 continuing to call with one another; is that correct?

9 A. That is correct.

10 Q. And drawing your attention to the phone call placed
11 by King Conyers to Jeremiah Belton at 4:51 a.m., how long is
12 that phone call?

13 A. Twenty-three minutes and thirty-three seconds.

14 Q. Regarding that phone call, did you map from King
15 Conyers' record where that phone call began and where that
16 phone call ended?

17 A. Yes.

18 From the call-detail records retrieved from the
19 843-329-9516, I have the call -- the cell site, tower,
20 antenna, however we want to refer to it, that the
21 communication initiated on and the cell site that it
22 terminated on or ended on.

23 Q. And showing you State's 253. Show the jury where
24 that phone call began.

25 A. Right there.

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1 Q. And show the jury where that phone call ended.

2 A. Here.

3 Q. Now, that map is a little far away for us. So
4 where it began, can you indicate to us where that's located?

5 A. Yes.

6 This is Mount Pleasant. The tower itself is
7 located behind -- is it Boone's Hall -- Boone's Farm Market.

8 Q. Okay. And that's on --

9 A. Right off --

10 Q. -- what highway?

11 A. Right off 17. Yes, ma'am.

12 Q. And that phone call ended, orient us as to where,
13 on the map?

14 A. Right there.

15 Q. And showing you State's 254.

16 MS. SHEALY: Will you erase those two circles for
17 me?

18 THE WITNESS: Yes, ma'am.

19 Q. [Ms. Shealy] And State's 254, what does this
20 diagram reflect?

21 A. This is a communication between the two numbers on
22 the bottom. The 843-926-0218 places a call to 843-329-9516 at
23 5:20 a.m. and the communication lasts for six minutes and one
24 second. And the --

25 Q. And what -- I'm sorry. Go ahead.

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1 A. The call was initiated using this tower here, and
2 it was ended or terminated at this cell site tower here, right
3 there.

4 Q. Okay. And orient us, please -- they won't be able
5 to see the details from there -- what is near those two
6 locations?

7 A. Sure.

8 26 is running here. This is going to be the Goose
9 Creek area. The Trident Hospital is going to be right over in
10 here.

11 Q. Okay. Now, regarding the phone number for Belton
12 of 926-0218, and the phone number for Conyers, 329-9516, and
13 Belton's other phone number, 642 number, did you notice a
14 pattern of any sort?

15 A. Sure.

16 The 843-642-1025 number was utilized up until
17 roughly 2:44 a.m., thereabouts, and then there are no calls
18 until 5:30 or so. But the number, the 0218 number, picked up
19 about the same time and is utilized until about 5:30.

20 MS. SHEALY: Beg the Court's indulgence.

21 [Whereupon, Ms. Shealy and Mr. Cooper confer]

22 Q. [Ms. Shealy] Could I ask you to turn -- well, I
23 might be able to help you out.

24 But otherwise, in looking at Jeremiah Belton -- I'm
25 sorry, King Conyers' 329-9516 records --

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1 And to orient, you beginning on the page that
2 starts at 7:10, 2:44 a.m. Do you have that in front of you?

3 A. Let me see.

4 [Whereupon, the witness reviews documents]

5 A. Yes, ma'am, I do.

6 Q. [Ms. Shealy] And then if you would also get phone
7 records for Mario Caldwell beginning on July 10th, top of the
8 page, entry 461.

9 [Whereupon, the witness reviews documents]

10 Q. [Ms. Shealy] Do you have both of those yet?

11 A. Almost. Stand by.

12 [Whereupon, the witness reviews documents]

13 A. Okay. Go ahead.

14 Q. [Ms. Shealy] Showing you State's Exhibit, for ID
15 purposes, 344, that being the telephone number for King
16 Conyers, 329-9516.

17 A. Yes, ma'am.

18 Q. Does that match your records that you have?

19 A. It does.

20 Q. And showing you State's Exhibit 345, that being the
21 phone number for Mario Caldwell?

22 A. It does.

23 Q. And what are the time periods for each of these
24 documents?

25 A. So for the 843-276 --

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1 Q. No. I'm sorry. The time period.

2 A. I apologize.

3 [Whereupon, the witness reviews documents]

4 A. July 10th, 12:14 a.m., though July 10th at 6:40
5 a.m., on this one.

6 And on this one, from 2:44 a.m. on July 10th to
7 4:32 a.m. on July 10th.

8 Q. [Ms. Shealy] Can I hold those?

9 A. Yes.

10 Q. Or are those more helpful for you to use? You can
11 hang on to them.

12 MS. SHEALY: Your Honor, at this time I would move
13 these two into evidence.

14 THE COURT: And the numbers?

15 [Whereupon, Ms. Shealy and the witness confer]

16 MS. SHEALY: Beg the Court's indulgence just a
17 moment.

18 Your Honor, those are Exhibits 344 and 345.

19 MR. MLYNARCZYK: Standing objection, Your Honor.

20 MR. MURPHY: Same objection, Your Honor.

21 THE COURT: 344 and 345 into evidence, noting your
22 objection.

23 [Whereupon, State's Exhibit Numbers 344 and 345 are
24 admitted into evidence by the Court]

25 Q. [Ms. Shealy] And why don't you -- if you'll take a

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1 minute and look at Jeremiah Belton's phone records from the
2 642 number, 642-1025, at that same time period.

3 [Whereupon, the witness reviews documents]

4 A. Yes, ma'am.

5 Q. [Ms. Shealy] So you have in front of you right now
6 King Conyers, Jeremiah Belton, and Mario Caldwell; is that
7 correct?

8 A. That is correct.

9 Q. Could you tell the jury whether there was any
10 pattern that you noticed with the use of the 642 number of
11 Jeremiah Belton and then the 926 number of Jeremiah Belton?

12 A. Sure.

13 The 843-642-1025 number is placing phone calls on
14 July 10th at --

15 Q. Let me focus you a little bit, because I've given
16 you a whole sheet. Will you look around the time of 2:43?

17 A. Yes, ma'am.

18 Q. Could you tell the jury who 642-1025, Jeremiah
19 Belton's first number, who does he call around the hours of
20 2:43?

21 A. He calls Mario Caldwell at 2:42 a.m. and then he
22 calls King Conyers at 2:43 a.m.

23 Q. So at 2:43 a.m., Jeremiah Belton is calling Mario
24 and King Conyers; is that correct?

25 A. Yes, ma'am.

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1 The 843-27 -- or I'm sorry -- 842-642-1025 number
2 that you have associated with him is, yes.

3 Q. And then is there a break in the calls from that
4 642-1025 number until 5:31 a.m.?

5 A. There is. There's no phone calls made between
6 those times.

7 Q. At 2:43 a.m., after the call from Belton on
8 642-1025, could you tell the jury in that same minute who does
9 Caldwell and who does Conyers get a phone call from?

10 A. Sure.

11 [Whereupon, the witness reviews documents]

12 A. Caldwell gets -- at 2:43, he gets a call from -- he
13 gets a call from 642-1025, the same minute --

14 Q. [Ms. Shealy] Let me --

15 A. The same minute --

16 Q. -- let me --

17 A. -- the same minute he gets a call from the 926-0218
18 number.

19 Q. So Conyers is -- Conyers and Belton on the 642
20 number at 2:43, and then the 926-0218?

21 A. That is correct.

22 I have one, two, three, four calls, all at 2:43.
23 All four of them, there's no duration. I'm sorry. The last
24 one has seven seconds. But the 1025 number, the 0218, the
25 1025 and then the 0218.

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1 Q. Okay. When you're saying 1025, identify -- by the
2 first three numbers, the 642 number; right?

3 A. Correct.

4 Q. So calls from Conyers and Caldwell and Belton at
5 2:43. Then that number, the first number of Belton, no more
6 phone calls until 5:31?

7 A. Made by the 642 --

8 Q. 1025.

9 A. Correct.

10 Q. Okay. Then --

11 A. Now, on Mario Caldwell's records, I just want to
12 make it clear, the 8046 number calls 1025 and there's no
13 duration, and then the 0218 number calls Mario Caldwell's
14 number, and then the 1025 number calls Mario Caldwell's
15 number, then the 0218 number calls Mario Caldwell's number.

16 Q. Okay. Let me get you to do something for me,
17 okay --

18 A. Sure.

19 Q. -- Mr. Walker?

20 Let's indicate -- let's call 642-1025 --

21 A. Uh-huh.

22 Q. -- Belton's first number.

23 A. Okay.

24 Q. And let's call 926-0218 Belton's second number.

25 A. Yes, ma'am.

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1 Q. Okay? And then refer to Conyers' number as
2 Conyers, and Caldwell's number as Caldwell, just so it'll make
3 more sense.

4 A. I understand.

5 Q. Okay?

6 A. Yes, ma'am.

7 Q. So explain what you were just telling me.

8 A. Okay. So Mario Caldwell calls Belton's first
9 number at 2:43. The same minute, still at 2:43, Belton's
10 second number calls Mario Caldwell. Still in the same minute,
11 Belton's second number calls Mario Caldwell. And then once
12 again, his second number calls Mario Caldwell.

13 I have no duration on any of those calls except for
14 the last one, which is seven seconds.

15 Q. And then tell us how that relates to Conyers' phone
16 number. Starting at 2:43.

17 A. Yes, ma'am.

18 From Belton's first number, I have a call at 2:43,
19 then I have another one from Belton's first number at 2:43,
20 then I have a call from Belton's second number at 2:44,
21 another one at 2:44, and then I have another one at 2:59 from
22 Belton's second number.

23 Do you want me to keep going?

24 Q. Well, hang on just a second, because I think you
25 charted that for us and it might just be easier to look back

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1 at that chart.

2 [Whereupon, Ms. Shealy reviews documents]

3 Q. [Ms. Shealy] You are testifying about the exchange
4 of phone calls where that lengthy twenty-three-minute phone
5 call had taken place between the 926, Belton's second number,
6 and Conyers; is that correct?

7 A. That is correct.

8 You're talking about the twenty-three minute and
9 thirty-three second phone call that we showed where it started
10 -- or initiated and terminated?

11 Q. Right.

12 A. Yes.

13 Q. Okay. I thought we had a chart, as well.

14 MS. SHEALY: I'm sorry, Your Honor. Just give me
15 one moment.

16 You don't have it down there by any chance, do you?

17 THE WITNESS: No, ma'am.

18 [Whereupon, Ms. Shealy reviews documents]

19 MS. SHEALY: Well, it's on the screen right there.
20 And that's State's Exhibit what?

21 MR. COOPER: 255.

22 MS. SHEALY: 255.

23 Q. [Ms. Shealy] So after that 2:43 phone call with
24 Belton's first number, Conyers and Belton begin exchanging
25 numbers from what time until what time?

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1 A. 2:44 a.m. to 6:11 a.m.

2 MS. SHEALY: You can take that one down now. Thank
3 you.

4 Q. [Ms. Shealy] Did you do some mapping on Jeremiah
5 Belton's phone?

6 A. The first one.

7 Q. The first phone?

8 A. Yes, I did.

9 Q. And that's the 625 -- 642-1025; is that correct?

10 A. That is correct.

11 Q. And showing you State's Exhibits 256 through 266.
12 I ask you whether these are the gathering of mapping on
13 Jeremiah Belton's first phone number.

14 A. Yes, ma'am, they are.

15 Q. Okay. I'll try to pick up the pace a little bit
16 with these. Okay?

17 A. Okay.

18 MS. SHEALY: Your Honor, at this time I would move
19 into evidence 256 through --

20 What's that end number, Mr. Walker?

21 THE WITNESS: 266.

22 MS. SHEALY: -- through 266.

23 MR. MLYNARCZYK: Standing objection.

24 MR. MURPHY: Same objection.

25 THE COURT: State's 256 through 266 into evidence,

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1. noting your objection.

2. [Whereupon, State's Exhibit Numbers 256 through 266
3. are admitted into evidence by the Court]

4. MS. SHEALY: Thank you, Your Honor.

5. Q. [Ms. Shealy] Okay. Mr. Walker, Jeremiah Belton's
6. first phone, July 9th, 12:07 a.m. to 11:45 a.m. We're going
7. to pull it up for you. Essentially, where is he during that
8. time period? What area?

9. A. He's in the Charlotte area.

10. Q. And the legend on the side reflects at which cell
11. tower at which time; correct?

12. A. It does.

13. Q. 258: July 9th, 1:40 in the afternoon to 4:56 in
14. the afternoon, what general area is Jeremiah Belton's first
15. phone hitting from?

16. A. The Charlotte area.

17. Q. July 9th, 5:01 to 6:34, what general area is
18. Jeremiah Belton hitting from?

19. A. The Charlotte area.

20. Q. July 9th from 6:37 to 7:52? State's Exhibit 260.
21. Where is he hitting from?

22. A. Charlotte.

23. Q. State's Exhibit 261, July 9th, 8:16 p.m. to 9:35
24. p.m., where is he hitting?

25. A. Charlotte.

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1 Q. 262: July 9th, 9:40 in the evening until 11:41.

2 Do we have some movement at this point?

3 A. Yes, ma'am, we do.

4 Q. Using your legend, beginning at 9:40 where is he
5 hitting?

6 A. Here.

7 Q. And can you tell us what area that's reflected on
8 the map?

9 A. Sure.

10 That is going to be up in the Charlotte area.

11 Q. Okay. Do you see the words Fort Mill on the map?

12 A. I do.

13 Q. Can you circle that for the jury?

14 A. Yes, ma'am. [[Witness complies]

15 Q. And he is hitting above that area at that time; is
16 that correct?

17 A. He is. Right here.

18 Q. And do you know that Charlotte is right outside of
19 Fort Mill?

20 A. I --

21 Q. You don't know?

22 A. No, ma'am.

23 Q. Okay. 9:49, 9:50, where is he hitting?

24 A. He's still up here.

25 Q. 9:52, where is he hitting?

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1 A. The yellow one. Right in there.

2 Q. 9:54, 55 and 56, where is he hitting?

3 A. Still there.

4 Q. 10:10, where is he hitting?

5 A. The blue. The blue circle.

6 Q. 10:38?

7 A. Here.

8 Q. And tell us, since you can see the map a little
9 more clearly, what area is that near?

10 A. We're south of Rock Hill, above -- just above Great
11 Falls..

12 Q. 11:02, where is he hitting?

13 A. Here.

14 Q. And is that right outside of where it says
15 Fairfield County? Fairfield?

16 A. Yes, ma'am.

17 Q. 11:13?

18 A. Here.

19 Q. What county?

20 A. Ridgeland.

21 Q. 11:15, 11:16?

22 A. A little bit farther down here.

23 Q. Okay. And you may need to erase that for me for a
24 second so that you can tell me what area that reflects it's
25 near.

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- 1 A. Dentsville
- 2 Q. Dentsville?
- 3 A. Yes, ma'am.
- 4 Q. And 11:41?
- 5 A. The blue there.
- 6 Q. Would you erase that for me and connect the dots?
- 7 A. Sure. It's essentially here.
- 8 Q. What highway is that?
- 9 A. 77.
- 10 Q. July 10th, 12:04 a.m., where is he hitting?
- 11 A. 12:04, we're right here. Lexington. Richland.
- 12 Q. 1:14 a.m.?
- 13 A. Orangeburg.
- 14 Q. 1:45 a.m.?
- 15 A. Summerville.
- 16 Q. 1:49 a.m.?
- 17 A. Still right there.
- 18 Q. 1:53 a.m.?
- 19 A. Still at the same one.
- 20 Q. Two o'clock a.m.?
- 21 A. Right there.
- 22 Q. 2:03?
- 23 A. Here at the blue one.
- 24 Q. 2:42?
- 25 A. Yellow.

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1 Q. 2:43?

2 A. Still the yellow one. North Charleston.

3 Q. Where is that?

4 A. North Charleston area.

5 Q. Okay. Would you connect those dots for me?

6 A. Sure. [Witness complies]

7 Q. And there again, that's 2:43 on July 10th morning
8 hours, and there's not another phone call placed by Jeremiah
9 Belton's first phone until 5:31; is that correct?

10 A. That is correct.

11 Q. And then State's Exhibit 264. July 10, 10:18.
12 Where's he at?

13 A. Charlotte area.

14 Q. State's Exhibit 265. 1:47 p.m. to 5:57 p.m. What
15 area is he in?

16 A. Charlotte.

17 Q. Six o'clock to 11:08 p.m., July 10th, where is he?

18 A. Charlotte.

19 Q. You have told us before that the phone call placed
20 between Belton and Conyers at 11:41 on the 9th was when
21 Conyers was at his house. Do you recall that?

22 A. Yes, ma'am.

23 Q. And that 11:41 call -- that 11:41 call on the 9th,
24 tell me if you find any records before I find it in mine.

25 A. In the 9516.

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1 Q. So Belton's first phone at 11:41 p.m. --

2 A. On which date?

3 Q. On July 9th.

4 [Whereupon, the witness reviews documents]

5 A. Okay. I have it.

6 Q. [Ms. Shealy] Okay. Do you see 11:41? Where is
7 Belton?

8 A. Right here in Columbia.

9 Q. The Dentsville area --

10 A. Yes, ma'am.

11 Q. -- right?

12 A. Dentsville.

13 Q. And that twenty-three-minute phone call, King
14 Conyers was West Columbia; is that correct?

15 A. There's two twenty-three minute phone calls, but --

16 Q. The one placed on the 9th.

17 A. Yes, ma'am.

18 Q. Let's look at Mario Caldwell. Did you prepare some
19 mapping on his?

20 A. Yes, I did.

21 Q. Showing you State's Exhibits 267 through 271. I
22 ask if this is what you prepared.

23 [Whereupon, the witness reviews documents]

24 A. It is.

25 MS. SHEALY: Your Honor, at this time I would offer

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1 into evidence State's Exhibits 267 through 271.

2 MR. MLYNARCZYK: Standing objection, Your Honor.

3 MR. MURPHY: Same objection.

4 THE COURT: Tell me the numbers again.

5 MS. SHEALY: I'm sorry?

6 THE COURT: Tell me the numbers again.

7 MS. SHEALY: 267 through 271.

8 THE COURT: 267 through 271 into evidence, noting
9 your objection.

10 [Whereupon, State's Exhibit Numbers 267 through 271
11 are admitted into evidence by the Court]

12 Q. [Ms. Shealy] Did you also prepare a chart
13 regarding the phone-call exchange between Jeremiah Belton's
14 first phone and Mario Caldwell?

15 A. Yes, ma'am, I did.

16 Q. Showing you State's Exhibits 272 and 273. Is that
17 what you prepared?

18 A. It is.

19 MS. SHEALY: Your Honor, at this time the State
20 would offer 272 and 273.

21 MR. MLYNARCZYK: Standing objection, Your Honor.

22 MR. MURPHY: Same objection.

23 THE COURT: One more time?

24 MS. SHEALY: 272 and 273.

25 THE COURT: 272 and 273 into evidence without

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1 objection.

2 [Whereupon, State's Exhibit Numbers 272 and 273 are
3 admitted into evidence by the Court]

4 THE COURT: Ladies and gentlemen, we've reached an
5 appropriate time for us to go ahead and break. We've
6 worked really long, and so we're going to go ahead and
7 take our lunch break. Please be back ready to begin at
8 2:15. 2:15.

9 Please remember all of my objections [sic] and
10 instructions. Please take your notepads. We'll lock
11 your notepads up during lunch.

12 Please rise for the jury.

13 [Whereupon, the jury exits the courtroom at
14 12:54 p.m.]

15 THE COURT: Thank you. Be seated.

16 Please be back at 2:10. Please do not discuss your
17 testimony with anyone. You may step down. Thank you.

18 THE WITNESS: Thank you.

19 [Whereupon, Mr. Walker exits the witness stand]

20 THE COURT: Anything before we break for lunch?

21 MS. SHEALY: No, Your Honor.

22 MR. MLYNARCZYK: No, Your Honor.

23 MR. MURPHY: No, Your Honor.

24 THE COURT: All right. 2:15. Thank you.

25 [Whereupon, a recess is taken from 12:55 p.m. to

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1 2:19 p.m.]

2 THE COURT: All of our jurors are now back.

3 Anything before we being in the jury? From the State?

4 MS. SHEALY: No, Your Honor.

5 MR. MLYNARCZYK: No, Your Honor.

6 MR. MURPHY: No, Your Honor.

7 THE COURT: Let's bring in the jury.

8 [Whereupon, the jury enters the courtroom at

9 2:20 p.m.]

10 THE COURT: Thank you. Be seated.

11 Good afternoon. If you complied with my
12 instructions over the lunch hour, please raise your
13 right hand.

14 [Whereupon, there is no response]

15 THE COURT: Thank you. All thirteen jurors have
16 complied with the Court's instructions.

17 Ms. Shealy, you may continue.

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CONTINUED DIRECT EXAMINATION

BY MS. SHEALY:

Q. Mr. Walker, I think we had begun talking about the mapping and the chart for Mario Caldwell's telephone number?

A. Yes, ma'am.

Q. Starting with South Carolina 267 -- and you may have those in front of you.

A. I do.

MS. SHEALY: Let's pull it up. I'm sorry. Let's go to 268.

Q. [Ms. Shealy] This map reflects July 9th, 2010, from 3:34 in the afternoon until 4:55 in the afternoon; is that correct?

A. That is correct.

Q. And could you tell the jury what general area was Mario Caldwell?

A. He's in the Charleston area.

Q. Showing you State's Exhibit 269, July 9th, 5:27 in the afternoon to 6:59 in the evening. Was there some movement?

A. Yes, ma'am.

Q. Would you tell the jury, please, at 5:27 p.m. where was Mario Caldwell?

A. He is right here in Dorchester County.

Q. And 5:40 p.m., where is Mario Caldwell's phone?

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1 A. Orangeburg.

2 Q. And between 5:54 to 6:11, where is Mario Caldwell
3 hitting from?

4 A. Right there.

5 Q. Okay. 6:23 to 6:30, could you indicate where Mario
6 Caldwell was hitting from?

7 A. [Indicates]

8 Q. 6:41?

9 A. [Indicates]

10 Q. Now, the jury may not be able to see that from
11 there, so can you tell us which county that's falling within?

12 A. Which one? The 6:41?

13 Q. Uh-huh.

14 A. He's in Lexington.

15 Q. Showing you 650. Where is he hitting from?

16 A. He is right there. Lexington, just outside of
17 Richland.

18 Q. 6:53 and 6:54?

19 A. [Indicates]

20 Q. 6:57?

21 A. [Indicates]

22 Q. 6:58?

23 A. [Indicates]

24 Q. And 6:59?

25 A. [Indicates]

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1 Q. Now, going back to 6:58, can you tell us what
2 highway is closest to that cell tower?

3 A. 77.

4 Q. And would you show the jury where I-26 is?

5 A. Sure. It is running right here.

6 Q. Showing you State's Exhibit 270. Beginning on July
7 9th at seven o'clock in the evening, could you show where
8 Mario Caldwell's phone is hitting at that point?

9 A. At 7:00 p.m.?

10 Q. Yes.

11 A. Right here in Columbia.

12 Q. And 7:27?

13 A. [Indicates]

14 Q. 7:56?

15 A. [Indicates]

16 Q. 8:19?

17 A. [Indicates]

18 Q. And that's all -- let's see. 8:30?

19 A. [Indicates]

20 Q. And as I call out the times if you'll just continue
21 to circle those dots, I can speed this up a little bit.

22 A. Sure.

23 Q. 8:48?

24 A. [Indicates]

25 Q. 8:56?

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- 1 A. [Indicates]
- 2 Q. 8:57?
- 3 A. [Indicates]
- 4 Q. What area are we in at this point?
- 5 A. Charlotte.
- 6 Q. 9:20?
- 7 A. [Indicates]
- 8 Q. 9:38?
- 9 A. [Indicates]
- 10 Q. 9:57?
- 11 A. [Indicates]
- 12 Q. 9:59?
- 13 A. [Indicates]
- 14 Q. I'm sorry. Did you already do it?
- 15 A. Yes.
- 16 Q. Oh. Okay.
- 17 A. Same one.
- 18 Q. 10:11?
- 19 A. [Indicates]
- 20 Q. 10:47?
- 21 A. [Indicates]
- 22 Q. 11:25?
- 23 A. [Indicates]
- 24 Q. 11:38?
- 25 A. [Indicates]

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1 Q. 11:45?

2 A. [Indicates]

3 Q. And 11:51?

4 A. [Indicates]

5 Q. If you could show us the path, then, he traveled
6 heading up towards Charlotte and then the path that he
7 traveled back.

8 A. Sure.

9 So going up, he's hitting here, here, here, here.
10 So that's going up.

11 Q. Okay. And so show us the way back.

12 A. 8:57, 9:20, 9:38 [Indicates]. It's right here.
13 9:57, 9:59. 10:11, he's at the red. 10:47, he is down here
14 at Great Falls. 11:25, he's back in Columbia area. 11:38,
15 he's still in that area. 11:45, he's still there. And 11:51,
16 he's down here.

17 Q. Now, let's -- first, a couple of questions about
18 this phone.

19 When he gets to the Charlotte area, can you tell me
20 how many different cell towers he hits off in Charlotte?

21 A. Eight in this here.

22 Q. You've indicated that at 10:47, he was hitting --

23 MS. SHEALY: If you'll erase that for me.

24 Q. [Ms. Shealy] Could you show the jury, please, at
25 10:47, where was he hitting?

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1 A. Right there.

2 Q. And showing you -- tell us what -- how that is
3 reflected on the map. What name or the city is right above
4 that?

5 A. Great Falls.

6 Q. Okay. Showing you Jeremiah Belton's first number
7 exhibit for 262. Could you show the jury where he was hitting
8 at 10:38?

9 A. 10:38, he is right here.

10 Q. And using that map, show us again where Mario was
11 at 10:47.

12 A. He was in the vicinity of Great Falls, which is
13 right there.

14 Q. So between 10:38 and 10:47, Belton is showing at
15 10:38 -- point to that again for us.

16 A. Right here.

17 Q. And then if I'm doing my math right, which I'm
18 probably not, just a few minutes later at 10:47, nine minutes
19 later, Mario is hitting where?

20 A. He is down here in the vicinity of Great Falls.

21 Q. If we could look at the phone calls exchanged
22 between Mario's first number, the 642-1025, and Caldwell's
23 276-8046. You prepared a chart, did you not?

24 A. Yes, ma'am, I did.

25 Q. Showing you State's Exhibit 272 and 273. Could you

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1 indicate to the jury what this chart reflects?

2 A. Sure.

3 The first column is the date. This column here is
4 the date. This is the time the call was initiated. That's in
5 hour, minute, seconds. This column is the duration in
6 seconds. This column is the number that was dialed. And the
7 last column is the number that placed the call.

8 Q. Would you tell the jury how many phone calls were
9 there between Caldwell and Belton on the 9th?

10 A. On the 9th? One, two, three, four, five, six,
11 seven, eight, nine, ten -- fourteen.

12 Q. And showing you 273. Is that a continuation --

13 A. It is.

14 Q. -- of the chart?

15 A. Nineteen calls.

16 Q. Now, when you look at the chart, and if the
17 duration says zero, that doesn't -- does that mean that they
18 did not necessarily speak?

19 A. I would take it for that, yes.

20 Q. So they probably did not talk --

21 A. Yes. Through my experience --

22 Q. -- when one placed a call to the other?

23 A. Through my experience, yes, that would mean that
24 the call was not picked up.

25 Q. Now, picking back up on your mapping of Mario.

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1 July 10th, 12:14 in the morning, State's Exhibit 271.

2 A. Yes, ma'am.

3 Q. If you can show us, please, where Mario's phone was
4 hitting at 12:14 a.m.

5 A. The Columbia area.

6 Q. 12:37?

7 A. Just below.

8 Q. 2:26?

9 A. [Indicates]

10 Q. 2:28. Same place?

11 A. Same place. Goose Creek area.

12 Q. 2:57 and 2:58?

13 A. North Charleston.

14 Q. 7:14 a.m.?

15 A. West Ashley.

16 Q. And as a reminder for the jury, if someone has
17 their phone on but they're not placing or receiving a phone
18 call, you can't map that?

19 A. No. Not typically, no.

20 Q. Now, showing you State's Exhibit 345. While that's
21 being pulled up, let me ask you a question. Was there a gap
22 in phone calls from Mario Caldwell between 2:58 a.m. and 7:14
23 a.m.?

24 A. [No response]

25 Q. Or maybe I should ask that differently. Was there

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1 a gap in location information between 2:58 and 7:14 a.m.?

2 A. That is correct.

3 Q. And could you explain to the jury: are there some
4 times that one party is calling another and you can't get the
5 location on that?

6 A. Sure.

7 Q. Why is that?

8 A. It could be because it wasn't picked up. I really
9 don't know. It varies by company. So sometimes you will get
10 it, sometimes you won't.

11 Q. Okay. But nonetheless, at 2:58 a.m., between that
12 and 7:14 a.m., you were showing no phone calls that could be
13 located on Mario Caldwell's record; is that correct?

14 A. That is correct.

15 Q. Now showing you State's Exhibit 345.

16 A. Uh-huh.

17 Q. That being Caldwell's records themselves. Could
18 you tell me whether or not Caldwell's records reflect a call
19 being made by 926-0218? Looking around --

20 A. Yes.

21 Q. -- 2:43 a.m.

22 A. Yeah. Right there. Right there --

23 Q. And from the number for Jeremiah Belton's first
24 number, the 642-1025 --

25 A. Yes, ma'am.

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1 Q. -- when was the most recent call from Belton prior
2 to that number 926-0218?

3 A. It was right there. Call came -- same time. 2:43
4 a.m. on the 10th.

5 Q. So from Belton's first number to Belton's second
6 number, within the same minute?

7 A. Sure.

8 Mario Caldwell's number, the 8046 number, contacts
9 Belton's first number. Then Belton's second number
10 immediately contacts Mario Caldwell's number right after that.

11 Q. So Mario called Belton's number one, and then
12 Belton's number two called Mario back?

13 A. Correct.

14 MS. SHEALY: Beg the Court's indulgence.

15 [Whereupon, Ms. Shealy and Mr. Cooper confer]

16 MS. SHEALY: I have no further questions. Please
17 answer any that the defense may have.

18 THE COURT: Mr. Mlynarczyk?

19 MR. MLYNARCZYK: May it please the Court, Your
20 Honor.

21 - - -

22 - - -

23 - - -

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CROSS-EXAMINATION

BY MR. MLYNARCZYK:

Q. Is it Agent Walker?

A. No. I'm an analyst now.

Q. Mr. Walker?

A. Yes.

Q. So let's be -- let's start here. The three records of the phone numbers that you were given to check were 276-8046; correct?

A. Correct.

Q. Do you have those complete records in front of you?

A. I believe so, yes, sir.

Q. And the 329-9516 number?

A. That is correct.

Q. You have that in front of you?

A. I do.

Q. And the 642-1025, the Belton number one number, do you have those in front of you?

A. I do.

Q. Can you look at each one of those and please tell me the total number of calls or entry of calls that you have on those?

A. Sure.

Q. For each one.

A. I also have Michelle Williams' records, too, just

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1 so you know.

2 Q. Yeah. Let's just -- let's just start --

3 A. Well, I just -- yeah.

4 Q. Sure.

5 A. You said I had three. I actually have four.

6 Q. And as you come to each determination, let me know
7 what you find.

8 A. Sure.

9 Q. What number are you looking at now?

10 A. Mario Caldwell.

11 Q. Would that be the 276-8046?

12 A. Yes.

13 Q. All right. How many do you have?

14 [Whereupon, the witness reviews documents]

15 A. 721.

16 Q. [Mr. Mlynarczyk] 721. Okay. Grab which number is
17 next.

18 [Whereupon, the witness reviews documents]

19 Q. [Mr. Mlynarczyk] And what number are we looking at
20 now?

21 A. 843-329-9516.

22 Q. 9516.

23 A. 472.

24 Q. Okay. And the final number. That would be 42 --
25 642-1025; correct?

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1 A. Yeah.

2 I might need to get those from you, because I don't
3 think I have the call numbers listed on this.

4 [Whereupon, the witness reviews documents]

5 A. I don't. Do you have the --

6 [Whereupon, Mr. Mlynarczyk and Ms. Shealy confer]

7 MR. MLYNARCZYK: May I approach, Your Honor?

8 THE COURT: You may.

9 MS. SHEALY: May I approach, as well?

10 THE COURT: You may.

11 A. So I can -- I can count these, but I don't have --

12 Q. [Mr. Mlynarczyk] Yeah. That's fine if you can --
13 if you know how many columns there are and how many pages,
14 just give an estimate.

15 A. Sure.

16 Q. I think we can come up with a number to multiply.

17 A. All right. Stand by.

18 [Whereupon, the witness reviews documents]

19 A. Roughly 335.

20 Q. [Mr. Mlynarczyk] 335. So that's about a record of
21 1,527 records of calls; correct?

22 A. [No response]

23 Q. 472, 721, and 335. Roughly 1500 entries?

24 A. Roughly, yes, sir.

25 Q. And that is for a three-day period? That is only

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1 from -- for all these records? It is only from July 8th to
2 July 10th; correct?

3 A. I believe so. Let me confirm that, though.

4 [Whereupon, the witness reviews documents]

5 A. No.

6 The 843-642-1025 goes through the 11th, the 843-
7 329-9516 goes through the 10th, and the 843-276-8046 goes
8 through the 10th.

9 Q. So the only number there, the one -- you said that
10 the 1025, the Belton number one number, the only records that
11 you have that have any reference to Jeremiah Belton's name;
12 correct? 1025?

13 A. Yes, sir.

14 Q. That has an extra day, but over 100 less calls than
15 the next highest phone number; correct? It was 335, 472, and
16 721.

17 A. Okay. All right.

18 Q. So the 335 is the only number, the 1025, that's
19 connected to my client via the records you have?

20 A. Yes.

21 Q. Okay. And the only numbers out of those 1500 phone
22 calls, in that three or four day period that you were asked to
23 review, was the ones that the solicitor gave to you
24 specifically; correct?

25 A. Yes.

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1 Q. You were given no other leeway? You weren't given
2 and said, see what you can find, your guesswork, go through
3 here, tell me what you see, let's -- how many times, what
4 numbers are called, when. They didn't tell you that, did
5 they?

6 A. No.

7 I had the complete records, so I had -- they
8 provided me with all of the records, all of those calls.

9 Q. I understand that.

10 A. Okay. I just wanted to make sure we're clear. You
11 asked that the only numbers they gave me were those three. I
12 just wanted to be sure that you knew that I had the entirety
13 of the record, yes.

14 Q. Sure. But the only numbers they asked you to look
15 at were those specific ones that we're discussing right now?

16 A. Yes. That is correct.

17 They had me look around the time of the incident,
18 though, too, to see what numbers were contacted then. There
19 were several other numbers they had me look into. I don't
20 remember them all.

21 Q. But they didn't rely on you to make that decision
22 to say, oh, these are the numbers we're focusing on around
23 this time of the event. They just said, here are the numbers,
24 here are the names --

25 A. That's correct.

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1. Q. -- look at these?

2. A. That's correct.

3. Q. You had no control over that?

4. A. That is correct.

5. Q. And for the 0218 number, the number they are
6. calling Belton number two, you were given absolutely nothing
7. relative to those records, correct, that has any connection to
8. Jeremiah Belton's name?

9. A. No.

10. I was asked to get them, and the retention period
11. had expired and I could not get them.

12. Q. So you were asked to get them. When were you asked
13. to get them?

14. A. I don't recall the date. It was within the last
15. two weeks.

16. Q. In the last two weeks.

17. So the first time you were asked to get any
18. information on the 0218 number was in two weeks?

19. A. Was in the past two weeks, yes.

20. Q. In the past two weeks.

21. What about all the other numbers that were given to
22. you? When were you asked to review all those?

23. A. I don't recall the exact date, but it was years
24. ago.

25. Q. Years ago?

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1 A. Yes.

2 Q. And not until two weeks ago did they ask you for
3 the 0218 number?

4 A. That's correct.

5 Q. Just making sure.

6 So you were -- we saw a lot of mapping and a lot of
7 pinging. All right?

8 A. No, you didn't see any pinging. Pinging --

9 Q. Okay. So tell me how I'm wrong with that.

10 A. Pinging is real-time. So that's like if you have
11 exigent circumstances, a kidnaping or something like that.
12 And that, you're using triangulation and GPS, one of the two,
13 to locate the exact -- or as close a location as you can of
14 the target phone. So that's different. This is -- I use the
15 term it hit it. It's hitting on a cell tower.

16 Q. All right. Oh. I get it. That's right. Because
17 what you explained to the jury was that -- the only dot that
18 you had listed on those -- on the roads were a cell tower.
19 It's not actually where a phone is, it's just -- it's coming
20 off a particular tower; correct?

21 A. The cell phone is in the vicinity of that cell
22 tower, yes. So I don't know --

23 Q. The 0218 number that you were asked to look at --

24 A. Yes.

25 Q. -- did the solicitor tell you where they got that

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1 number two weeks ago?

2 A. I don't recall if they did or not.

3 Q. So you have no knowledge of that?

4 A. I don't. I don't recall.

5 Q. There was -- you discussed a pattern between --
6 let's talk about 1025 again, the only number that has
7 Mr. Belton's number -- name connected to it. You said that
8 the very last call on that number was 2:43 a.m.; is that
9 correct?

10 A. We're talking on the 10th?

11 Q. Yes, on the 10th.

12 A. Stand by. What do you mean by last call --

13 Q. On that phone number --

14 A. -- before the pattern that I was referencing?

15 Q. Yeah. Sure. We'll talk about that in a second.
16 But before that -- the pattern discussion, we'll talk about
17 that.

18 The very last phone call, in or out to that phone,
19 was 2:43 a.m.?

20 A. I want to make sure I'm understanding.

21 Q. Sure.

22 A. When you say before, before what? Before that
23 last --

24 Q. This is all I need you to tell me. The 2:43 a.m.,
25 is there a phone call on Mr. Belton's phone records that says

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1 -- or the 1025 that says 2:43 a.m.?

2 A. Yes.

3 Q. Is there -- what's the next one?

4 A. 5:31 a.m.

5 Q. Okay. So from that phone, the last communication,
6 whether going in and out, was 2:43 in the morning and the
7 next communication going out was at 5:31 a.m. There is no
8 disputing that; correct?

9 A. No disputing that whatsoever.

10 Q. So then you identify a pattern. You said around
11 that same time, the 0218 number started getting involved with
12 the 9516 number and the other phone numbers; correct?

13 A. That is correct.

14 Q. And you said that's a pattern. But what do you
15 mean by a pattern? What kind of pattern is that?

16 A. Well, I was told after that that he was associated
17 -- Jeremiah Belton's name was associated with that number, and
18 he's utilizing the one phone up until 2:43 a.m.

19 Q. Right.

20 A. Right around that time, and at 2:43 a.m, he uses
21 both phones, then the one phone --

22 Q. Well, let's stop right there. How do you know
23 that?

24 A. Because --

25 Q. How do you -- wait, wait, wait. Hold on.

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1 A. No. Let me answer.

2 Mario Caldwell's records indicate that. I can't
3 remember if it was Caldwell's or both of them. They're both
4 getting a phone call --

5 Q. Hold on. Back up to the last statement.

6 You said that he starts -- you specifically said
7 Mr. Belton starts using the 0218 number.

8 A. The number -- I can't -- it should be -- all I have
9 -- all I can say is the phone is used. I can't say --

10 Q. Correct.

11 A. -- who's using the phone.

12 Q. That was my point.

13 A. Yeah.

14 Q. So you said Belton, but I want to make sure --

15 A. I apologize. I apologize.

16 Q. So let me ask you this. Would this also explain --
17 you said that that number stops, the 243-10 -- 10 -- not using
18 it. 10 -- make sure I have it right.

19 A. Not until 5:31 a.m.

20 Q. Heard a lot of numbers. Right.

21 So that number, 1025, stops calling and somebody
22 with number 0218 starts calling. Doesn't that explain that
23 pattern?

24 A. I'm not following you.

25 Q. You're saying that -- you're saying that the number

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1 with Mr. Belton's number on it, which is 1025, stops at 2:43
2 and then the 0218 starts at that time.

3 A. Correct.

4 Q. Couldn't that -- you're saying it's a pattern.
5 Couldn't that be that 1025 stops calling and somebody with
6 number 0218 starts calling --

7 A. Sure.

8 Q. -- for this 1025 number?

9 MR. MLYNARCZYK: Let's see if I can find --

10 [Whereupon, Mr. Mlynarczyk reviews documents]

11 MR. MLYNARCZYK: Exhibit 256. Can you pull that up
12 on the screen? Can you put that on the screen? Is that
13 possible.

14 Q. [Mr. Mlynarczyk] 257. All right. So this is
15 where all the mapping is for the 1025. Now, this is not --
16 when you say Jeremiah Belton at the top, this is the 1025
17 number; right?

18 A. Correct.

19 Q. You have no records, pinging or anything, for the
20 other number that the solicitor says is Jeremiah Belton number
21 two? You have no pinging, no anything --

22 A. I've already --

23 Q. I'm sorry. Not pinging. Location.

24 [Whereupon, Mr. Mlynarczyk and the witness speaking
25 over each other]

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1 A. -- you're talking about the number that ends in --

2 Q. [Mr. Mlynarczyk] 0218.

3 A. I don't have any records on that.

4 Q. Okay. So we saw a whole pattern. And I just want
5 to make it really clear for the jury. Your pattern, through
6 all the maps, said that 1025 went from Charlotte; correct?

7 A. Yes, sir.

8 Q. To Charleston?

9 A. Yes, sir.

10 Q. Did it ever leave Charleston that night or that
11 morning?

12 A. Can we jump ahead and be --

13 Q. Sure.

14 A. All right.

15 Q. Let's try 266.

16 MR. MLYNARCZYK: Right there. Go back right where
17 you were. Right there. Can't really recognize that.

18 Q. [Mr. Mlynarczyk] So this is -- we're talking about
19 5:36 a.m.; correct?

20 A. Yes.

21 Q. And where is it showing that the 1025 number is
22 locating?

23 A. It looks like it's in the West Ashley area of
24 Charleston.

25 MR. MLYNARCZYK: Let's go to the next one.

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1 Q. [Mr. Mlynarczyk] That was the last one; right?
2 For being in Charleston, that was the last one?

3 A. Yes.

4 Q. You had a real pretty connect-the-dots then when
5 you were going down. Were there any connect-the-dots that
6 left from 5:34 -- or before, at any time, with 1025 that had
7 that number leaving Charleston and going towards
8 McClellanville? Do you remember? Was there anything like
9 that?

10 A. No.

11 Q. The next thing we saw, which is right here, is that
12 later in that day it shows that 1025 is back in Charlotte;
13 correct?

14 A. That is correct.

15 So between 5:36 a.m. on July 10th, and 10:18 a.m.
16 on July 10th, there's no phone calls?

17 Q. Right.

18 So there's no -- the thing you know, the phone is
19 back in Charleston?

20 A. That's correct.

21 Q. Can you pull up your records for phone number Mario
22 Caldwell, 8046?

23 A. Sure.

24 [Whereupon, the witness reviews documents]

25 Q. [Mr. Mlynarczyk] Do you have them?

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1 A. Uh-huh.

2 Q. Go to page 15, please. Or 14. I'm sorry. That
3 would be entry number 428.

4 A. Item number 428. Yes. Got it.

5 Q. At the bottom of the page, entry -- now, this is
6 July 10th, the very last one. July 10th, 2010, 12:14 a.m.
7 Now, this is the morning of July 10th; correct? Very, very
8 early hours?

9 A. Correct.

10 Q. There is a record of a phone call there. Could you
11 read that number? It says originating number. What is it?

12 A. 1-843-530-8052.

13 Q. Okay. Turn the page. Entry 461. This is also
14 12:14 a.m. What does that say?

15 A. The originating number?

16 Q. Yes.

17 A. 1-843-530-8052.

18 Q. Okay. So this is two calls back to back. And it
19 looks like, from that last entry 461, they talked at seventeen
20 seconds after; correct? Or about seventeen seconds?

21 A. Yes.

22 Q. You weren't asked to look at that phone number,
23 though?

24 A. I was not.

25 Q. Okay. Let's look at the next entry, 462. I want

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1 you to tell me entries 462, 63, and 64, all at 12:37. What
2 number is that originating number?

3 A. That one is 1-843-860-3401.

4 Q. Okay. And then the first one at entry 462, it says
5 twenty-two seconds; correct?

6 A. That is correct.

7 Q. So that sounds like they talked; right? It looks
8 like there was a connection?

9 A. If I refer -- hang on and let me refer to the
10 legend. Just --

11 Q. Sure.

12 A. I just want to make sure.

13 The seizure time is the time it take to connect the
14 call measured from the moment the call presser is sent to when
15 the call is connected.

16 Q. Okay.

17 A. So that makes me understand that, the way I read
18 that, the time it takes to connect the call measured from the
19 moment --

20 Q. Oh. So we can't tell by this if they talked, then?

21 A. Correct.

22 Q. Oh. All right.

23 But there was a phone call. You said the number
24 was 843-860-3401; right?

25 A. Yes, sir.

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- 1 Q. Same number for entry 463?
- 2 A. Yes, sir. And 464.
- 3 Q. Same number for 464?
- 4 A. Correct.
- 5 Q. 12:37 a.m.? Then jump down to 473.
- 6 A. Yes.
- 7 Q. What time is that?
- 8 A. 473 is 2:54 a.m.
- 9 Q. What number is that?
- 10 A. That is 1-843-860-3401.
- 11 Q. The same ones we were just talking about?
- 12 A. Correct.
- 13 Q. Same thing with entry 474 at 2:54?
- 14 A. Correct.
- 15 Q. One [phonetic] thing with entry 475 at 2:55?
- 16 A. Correct.
- 17 Q. 476?
- 18 A. Yes.
- 19 Q. 477?
- 20 A. Yes.
- 21 Q. And now jump down to entry -- and what time is that
- 22 one at 477? That was at 2:57 a.m.; right?
- 23 A. It was.
- 24 Q. Okay. Then what about entry 491? Is that the same
- 25 number?

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1 A. 491? No.

2 Q. Oh. I'm sorry. I had my glasses -- I need to take
3 my glasses off. 481.

4 A. Yes.

5 Q. That's 3:02 a.m.; right?

6 A. It is.

7 Q. And this is the early-morning hours of July 10th,
8 2010?

9 A. 3:02 a.m. Yes.

10 Q. And then at 3:33, the same number?

11 A. Correct.

12 Q. And then 484 and 485 at 3:58 a.m. and four o'clock-
13 on-the-dot-a.m. is when that number stops; correct?

14 A. Stops?

15 Q. Sure.

16 There's another call at exactly 4:00 a.m. from the
17 3401 number; correct?

18 A. Yes.

19 Q. You were not asked to do any analysis on that
20 phone, were you?

21 A. If I was, I don't recall it, no. The next call, it
22 looks like, is at 9:27 a.m.

23 Q. So it calls again. We can stop there.

24 So let me ask you this. The only thing on 1025
25 that you have up to 2:43 a.m. and after 5:30 is phone calls;

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1 correct? Phone calls are being made?

2 A. The only thing I have --

3 Q. Yeah. I mean --

4 A. What do you mean? I have a lot of calls --

5 [Whereupon, Mr. Mlynarczyk and the witness speaking
6 over each other.

7 Q. No, no, no. 10:25 -- we just established it was
8 2:43 a.m. with the last one --

9 A. Uh-huh.

10 Q. -- and then 5:31 was the next one.

11 A. Right. Right. I don't have any calls between --

12 Q. The only thing that means is --

13 MS. SHEALY: Your Honor, I would ask that he be
14 allowed to finish his answer.

15 MR. MLYNARCZYK: Sure.

16 A. You asked -- you said that's all I have, and I just
17 wanted to make sure.

18 No. I've got all the calls for them. But between
19 those two times, those are the only -- I have nothing in
20 between those two times.

21 Q. [Mr. Mlynarczyk] Right. Yeah. I think we've
22 established that --

23 A. Actually --

24 Q. -- that -- actual phone numbers.

25 THE COURT: Please do not speak over each other.

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1 MR. MLYNARCZYK: All right. Sure.

2 Q. [Mr. Mlynarczyk] Is there anything illegal about
3 making phone calls?

4 A. No.

5 Q. Is there anything illegal about traveling down I-26
6 and I-77?

7 A. Not at all.

8 Q. So nothing in your records that you have shows any
9 wrongdoing on behalf of the 1025 number; correct?

10 A. No.

11 MR. MLYNARCZYK: One moment, please, Your Honor.

12 [Whereupon, Mr. Mlynarczyk reviews documents]

13 MR. MLYNARCZYK: I have nothing else, Your Honor.

14 Thank you, Mr. Walker.

15 THE WITNESS: Sure.

16 THE COURT: Mr. Murphy?

17 MR. MURPHY: Thank you, Your Honor. May it please
18 the Court.

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Lewis Walker
Cross-Examination by Mr. Murphy
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CROSS-EXAMINATION

BY MR. MURPHY:

Q. Mr. Walker?

A. Yes, sir.

Q. I just want to talk to you about some of the underlying assumptions that you have. We don't need to go into your analysis or anything. But I want to make sure.

You've been very careful to say that you are testifying about the phone numbers used rather than the people that have actually used them; correct?

A. That is correct.

Q. And when Ms. Shealy would refer to names, you would correct her and say, I analyzed this number; correct?

A. Correct.

Q. Okay. And that's because all you have is those phone numbers; right?

A. Correct.

Q. And you did not make any independent analysis or form any opinions about who those cell phones actually belong to prior to -- well, who those cell phone numbers actually belonged to, did you?

A. I think I -- I'm impartial to the investigation. I just analyze what I'm given with, if that's what you're getting at.

Q. Well, I understand that. I do. And I'm not trying

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1 to beat you up. Please understand.

2 A. Oh. I understand.

3 I'm just trying to tell -- I don't do any
4 investigating. I analyze --

5 Q. You were told to look at those phone numbers, and
6 that's what you did; correct?

7 A. Correct.

8 Q. And I'm specifically talking about reference to
9 King Conyers now. You didn't make any independent analysis
10 that King Conyers actually owned a phone, 843-329-9516;
11 correct?

12 A. Correct.

13 Q. You were told that that was his number?

14 A. Correct.

15 Q. And you went from there?

16 A. Correct.

17 MR. MURPHY: Now, if I may approach, Your Honor?

18 THE COURT: You may.

19 MR. MURPHY: 228.

20 [Whereupon, Mr. Murphy reviews documents]

21 Q. [Mr. Murphy] Now, you were asked about the
22 subscription data or subscriber information for the number
23 ending in 9516; correct?

24 A. Yes, sir.

25 Q. And that had a name of prepaid customer; correct?

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1 A. Yes, sir.

2 Q. And at no point did you ever ask Ms. Shealy, how do
3 you know that this phone actually belonged to King Conyers,
4 did you?

5 A. No. I don't believe we got into it.

6 Q. Now, this information here, user information, it
7 has an area code of 843; correct?

8 A. It does.

9 Q. Okay. Now, Columbia has an 803 area code; right?

10 A. Yes, sir.

11 Q. And if this was purchased, this phone, with an 803,
12 wouldn't it be purchased somewhere from Charleston, south,
13 down to Beaufort or Jasper?

14 A. Not necessarily.

15 Q. Would it -- what would be more likely or more
16 probable than not?

17 A. I want to --

18 Q. Well --

19 A. -- make sure. I've got it right here.

20 Q. Okay. My question is if I go to the store and buy
21 a prepaid phone in Charleston, I'm assuming it's going to have
22 an 843 area code.

23 A. More than likely, yes.

24 Q. Okay. So this phone would have been purchased
25 somewhere in the part of the state that had an area code of

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1 843, most likely?

2 A. Most likely to, yes.

3 Q. Now, this also had a date of activation from
4 8/21/09 to 12/5/2010. And my question is was that a prepaid
5 phone? Would somebody have paid for that entire period, or
6 would they have broken it up by months?

7 A. Typically, they -- I would think they would break
8 it up by months.

9 Q. Okay. And if it's broken up by months, would there
10 be credit card -- would you pay by credit card or online?

11 A. It's hard to say.

12 Q. But you didn't do any analysis to determine that,
13 did you?

14 A. No, sir.

15 Q. Now, you also look at this information -- I've got
16 no idea what this IMSI number is and the number below that.
17 What are those?

18 A. Sure.

19 The IMSI is a globally unique code number that
20 identifies a GSM subscriber to the network.

21 Q. Well, and I don't mean to cut you off and --

22 A. That's all right.

23 Q. What I'm asking you is if you have this user
24 information, would you be able to locate the store where this
25 phone was actually purchased?

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1 A. Possibly.

2 Q. Okay. But you didn't try to do that or you were
3 not asked to do that; is that correct?

4 A. That's correct.

5 Q. And I believe you already said that there was 472
6 calls on -- with numbers associated with this phone; correct?

7 A. Just a second.

8 [Whereupon, the witness reviews documents]

9 A. Yes, sir.

10 Q. [Mr. Murphy] And you did not do any type of
11 reverse calling on any of those numbers to determine who those
12 numbers -- who they were, did you?

13 A. Reverse calling?

14 Q. Right.

15 A. I didn't attempt to get subscriber information for
16 the other numbers on there.

17 Q. Okay. For example --

18 A. As I understand --

19 Q. What I'm talking about, did you try to see if
20 any of those phone numbers belonged to any family members of
21 Mr. Conyers?

22 A. Not in particular, no.

23 Q. You weren't asked to do that, were you?

24 A. No, sir.

25 MR. MURPHY: And that's all I have. Thank you.

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Cross-Examination by Mr. Murphy
November 5, 2015

1 MS. SHEALY: Just --

2 THE COURT: Ms. Shealy?

3 MS. SHEALY: -- briefly, Your Honor.

4 THE COURT: Take your time.

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Lewis Walker
Redirect Examination by Ms. Shealy
November 5, 2015

REDIRECT EXAMINATION

BY MS. SHEALY:

Q. Regarding State's Exhibit 263 -- and this is drawing your attention to the hours in the middle of the night on July 10th beginning at 12:04. The phone records that have Jeremiah Belton's name on them reflect that that phone is making calls at 12:01 in the morning, 1:14, 1:45, 1:49, all the way up to 2:43 in the morning; is that correct?

A. That is correct.

Q. When there's a gap?

A. Correct.

Q. And that gap is between a quarter to 3:00 and 5:31 a.m.; is that correct?

A. That is correct.

Q. And so the same person that's using the phone that goes to Jeremiah Belton is still making phone calls 5:31 a.m., 5:32 a.m., 5:33 a.m. Pretty much all night --

A. Yes, ma'am.

Q. -- and into the morning, except for that gap?

MR. MLYNARCZYK: Your Honor, was that a question?

THE COURT: What is your objection?

MR. MLYNARCZYK: I didn't hear a question. It was a statement.

THE COURT: What's your objection? Form of the question?

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Redirect Examination by Ms. Shealy
November 5, 2015

1 MR. MLYNARCZYK: Yes, to the form of the question,
2 please.

3 THE COURT: Overruled.

4 A. Yes.

5 Q. [Ms. Shealy] Is that correct?

6 A. Yes.

7 There's consistent calling on that. And then with
8 the exception of that.

9 Q. With that gap?

10 A. With that gap. Until after 5:36. Yes.

11 Q. And during that gap, that's when the number 926-
12 0218, is talking to Conyers and called Mario; is that correct?

13 A. That is correct.

14 Q. So by 10:18 the next morning, after not arriving in
15 Charleston until 1:14 a.m, this person just happens to be back
16 in Charlotte; is that correct?

17 A. That is correct.

18 MS. SHEALY: I have nothing further.

19 THE COURT: Mr. Mlynarczyk?

20 MR. MLYNARCZYK: One follow up, Your Honor.

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Lewis Walker
Recross-Examination by Mr. Mlynarczyk
November 5, 2015

RECROSS-EXAMINATION

BY MR. MLYNARCZYK:

Q. You were put on as an expert. Hypothetical:
someone's phone dies, are you going to get -- are you going to
get any notification of where it is?

A. No.

Q. Battery runs down?

A. No.

MR. MLYNARCZYK: Thank you. Nothing further, Your
Honor.

THE COURT: Mr. Murphy?

MR. MURPHY: Nothing, Your Honor.

THE COURT: You may step down. Thank you.

THE WITNESS: Thank you.

[Whereupon, Mr. Walker is excused and exits the
witness stand]

THE COURT: Call your next witness.

MS. SHEALY: Beg the Court's indulgence for just
one second.

THE COURT: Yes, ma'am.

[Whereupon, Ms. Shealy and Mr. Cooper confer]

MS. SHEALY: Checking to make sure all our evidence
is in, Your Honor.

THE COURT: You're excused, sir.

THE WITNESS: Thank you, Your Honor.

Lewis Walker
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1 MS. SHEALY: Your Honor, at this time, the State
2 would rest.

3 THE COURT: Ladies and gentlemen, there is a matter
4 of law that I must take up outside of your presence.

5 Do not begin your deliberations. Do not begin
6 discussing this case.

7 You may leave your notepads where they are or take
8 them with you. We'll receive you back in just a few
9 moments.

10 [Whereupon, the jury exits the courtroom at
11 3:08.p.m.]

12 THE COURT: Thank you. Be seated.

13 Ms. Shealy, I will allow you some times. I'm
14 assuming that you're going to go through -- there was a
15 lot of evidence, but I'll allow you time to make sure
16 that everything was admitted.

17 MS. SHEALY: Okay. Thank you.
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State vs. Belton and Conyers
Motions for Directed Verdict
November 5, 2015

MOTIONS FOR DIRECTED VERDICT

THE COURT: Motions or matters?

MR. MLYNARCZYK: Yes, Your Honor.

At this time, Jeremiah Belton would like to make a motion for a directed verdict. The evidence presented before the jury today, there are three charges and I don't believe -- the murder, the burglary first, and possession of a firearm, and I don't believe that there's been enough evidence established for the jury to make the determination on all the elements on that. I would like to make a motion for a directed verdict.

MR. MURPHY: Thank you, Your Honor.

For the record, I would make a motion for a directed verdict, on behalf of Conyers, that the elements -- that the evidence failed to meet the elements necessary for the charges alleged.

THE COURT: Ms. Shealy?

MS. SHEALY: Thank you, Your Honor.

Your Honor, currently in the record we have two eyewitness, two sets of -- excuse me -- two eyewitnesses who have testified that they participated in a home invasion on Old Georgetown Road in McClellanville, that present with them were Jeremiah Belton --

THE COURT: And who testified?

MS. SHEALY: Excuse me?

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1 THE COURT: Who were your eyewitnesses?

2 MS. SHEALY: Troy Mason and Mario Caldwell.

3 That both Mr. Cooper and Mr. Belton were present
4 with them, that they had hooked up with them in two
5 different way, Mario and Troy traveled to Charlotte and
6 picked up Jeremiah Belton who then drove the vehicle to
7 pick up Curtis Delaney, who -- then Mr. Belton drove to
8 Columbia to King Conyers' house and picked up King
9 Conyers. They traveled to Charleston, they went to
10 Constance Manigault's house, two other gentlemen or two
11 other men joined them at Constance Manigault's house,
12 they then traveled in two vehicles to Old Georgetown
13 Highway, they each had weapons, Mr. Delaney kicked in
14 the door, they all attempt to get into the house and may
15 have all gotten into the house -- that's uncertain but
16 also not necessary -- that shooting occurred, and that
17 Troy Mason is likely the one that fired the shot that
18 killed Kip Simmons, and that Shemeika Stokes is likely
19 the one who shot Curtis Delaney. That afterwards, King
20 Conyers accompanied Mario with Troy to take Troy to
21 Trident Hospital, they did not deposit him there, they
22 took him to his mother's home and that they did -- he,
23 Troy Mason and Mario Caldwell, made up a false story to
24 give to the police. Mario Caldwell testified that he
25 made sure the vehicle that he was driving, a rental car

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1 from Enterprise, was taken care of. And, in fact, the
2 vehicle was burned the next day.

3 I think there is ample testimony to also support
4 the use of these phone records, that being that Jeremiah
5 Belton's phone records as to his first phone, are, in
6 fact, in his name. And that Constance Manigault, who
7 indicated that she had Bez' phone in her contacts, had
8 communicated with Bez previously on that telephone, had
9 communicated with her boyfriend, Curtis Delaney, on that
10 phone when he was in the company of King Conyers, and
11 who spoke to her boyfriend that night around 2:09 while
12 they were traveling into Charleston, establishing King
13 Conyers' phone and, in fact, King Conyers. I think
14 there's ample evidence to support the murder, the
15 burglary, and the possession of a weapon during crime of
16 violence.

17 MR. MLYNARCZYK: Nothing further, Your Honor.

18 MR. MURPHY: Nothing.

19 MR. MLYNARCZYK: I would preserve my motion --
20 preserve motion to say that, again, that I don't believe
21 that those facts meet the elements of each indictment.

22 THE COURT: All right. Mr. Murphy?

23 MR. MURPHY: No further argument, Your Honor.

24 THE COURT: In ruling on a motion for a directed
25 verdict, pursuant to Rule 19 of the Rules of Criminal

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1 Procedure, I must view the evidence and all reasonable
2 inferences in the light most favorable to the nonmoving
3 party, which in this case is the State. I am concerned
4 only with the existence or nonexistence of the evidence.
5 The Defendant Jeremiah Belton is charged with murder,
6 burglary in the first degree, and possession of a
7 firearm during commission of a violent crime. Defendant
8 King Conyers is charged with murder, burglary in the
9 first degree, and possession of a firearm during the
10 commission of a violent crime.

11 For all of the reasons that the State has
12 articulated, again, I am concerned only with the
13 existence or nonexistence of the evidence. The motion
14 for a directed verdict as to Defendant Jeremiah Belton
15 on all three indictments is denied. The motion for a
16 directed verdict as to King Conyers on all three
17 indictments is also denied.

18 Note your exception to my ruling.

19 Note your exception to my ruling.

20 MR. MURPHY: Thank you, Your Honor.

21 THE COURT: Anything? Any other motions or
22 matters?

23 MR. MLYNARCZYK: Not for Mr. Belton, Your Honor.

24 MR. MURPHY: Nothing, Your Honor.

25 - - -

State vs. Belton and Conyers
Defendants' Rights
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DEFENDANTS' RIGHTS, continued

THE COURT: Mr. Belton, Mr. Conyers, please rise.

[Whereupon, Mr. Belton and Mr. Conyers comply]

THE COURT: If you'll please place them under oath.

THE CLERK OF COURT: If you will please raise your
right hand to be sworn.

[Whereupon, Mr. Belton and Mr. Conyers are duly
sworn by the clerk of court as follows: do you swear or
affirm the testimony you give the Court will be the
truth, the whole truth, and nothing but the truth, so
help you God]

MR. BELTON: I do.

MR. CONYERS: I do.

THE CLERK OF COURT: Thank you.

THE COURT: Do you remember last evening, before we
broke, when I advised you of your right to testify or
not to testify?

MR. BELTON: Yes, ma'am.

MR. CONYERS: Yes, ma'am.

THE COURT: Do you need me to explain anything in
further detail?

MR. BELTON: No, ma'am.

MR. CONYERS: No, ma'am.

THE COURT: Have you had time to speak with your
attorney to discuss whether or not you will testify?

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1 MR. BELTON: Yes, ma'am.

2 MR. CONYERS: Yes, ma'am.

3 THE COURT: Have you made a decision?

4 MR. BELTON: Yes, ma'am.

5 THE COURT: What is that decision?

6 MR. BELTON: I will not be testifying.

7 THE COURT: Mr. Mlynarczyk, you have explained the
8 benefits and the consequences of his decision to not
9 testify?

10 MR. MLYNARCZYK: We have discussed it, Your Honor.

11 THE COURT: And are you in agreement with his
12 decision?

13 MR. MLYNARCZYK: I'm in agreement with his
14 decision, Your Honor.

15 THE COURT: Do you need anymore time to go over
16 that decision?

17 MR. MLYNARCZYK: Need no more time.

18 THE COURT: Do you have any witnesses to present?

19 MR. MLYNARCZYK: I have two witnesses, Your Honor.

20 THE COURT: Mr. Belton, you may have a seat. Thank
21 you.

22 [Whereupon, Mr. Belton complies]

23 THE COURT: Mr. Conyers, do you need anymore time
24 to meet with Mr. Murphy?

25 MR. CONYERS: No, ma'am.

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1 THE COURT: Have you made a decision?

2 MR. CONYERS: Yes, ma'am.

3 THE COURT: And what is your decision?

4 MR. CONYERS: Yes, ma'am, I will testify.

5 THE COURT: You will testify?

6 MR. CONYERS: Yes, ma'am.

7 THE COURT: And you understand the benefits and the
8 consequences of that decision?

9 MR. CONYERS: Yes, ma'am.

10 THE COURT: Do you have any prior convictions?

11 MR. CONYERS: Yes, ma'am.

12 THE COURT: All right.

13 MS. SHEALY: He has a prior trespassing, he has a
14 prior breaking and entering automobile, and an assault
15 with intent to kill.

16 THE COURT: And what do you plan to use for
17 impeachment?

18 MS. SHEALY: I don't know that I can ask him about
19 any of those.

20 THE COURT: Mr. Murphy, you agree?

21 MR. MURPHY: Yes, I do.

22 THE COURT: And do you have any additional
23 witnesses?

24 MR. MURPHY: No, I do not.

25 THE COURT: Thank you.

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Defendants' Rights
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1 All right. So you will -- what are your first
2 witnesses?

3 MR. MLYNARCZYK: My first witness will be former
4 Detective Charles Lawrence.

5 THE COURT: And then you will call?

6 MR. MLYNARCZYK: And then I'll call Mario Caldwell.

7 THE COURT: And then you potentially may call
8 Mr. Hair or --

9 MR. MLYNARCZYK: No. We worked that out.

10 THE COURT: Okay. Great. Thank you.

11 And then, Mr. Murphy, you will call?

12 MR. MURPHY: Mr. Conyers. That's all.

13 THE COURT: Potentially, do you have any rebuttal?

14 MS. SHEALY: Of course, I'll have to hear what
15 Mr. Conyers testifies to. So potentially.

16 THE COURT: Let's take a short comfort break, and
17 then we'll put your two witnesses on and then we'll make
18 a determination of where we are over the evening hour.
19 Thank you.

20 MR. MLYNARCZYK: Thank you, Judge.

21 [Whereupon, a recess is taken from 3:15 p.m. to
22 3:28 p.m.]

23 THE COURT: Counsel, just quickly for scheduling.

24 [Whereupon, an off-the-record bench conference is
25 held]

State vs. Belton and Conyers
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1 MS. SHEALY: One matter I want to put on the
2 record.

3 When they went back to check just to see --

4 THE COURT: So you want it on the record, then we
5 need to --

6 MS. SHEALY: Yes.

7 THE COURT: Ms. Shealy?

8 MS. SHEALY: Your Honor, during the break we did
9 take the opportunity to make sure that everything is, in
10 fact, in. And it appears that State's Exhibit 235, the
11 court reporter does not reflect that it was actually
12 moved in. I know it was shown on the screen to the jury
13 and it was up on the table. So I don't know if I
14 neglected to move it in.

15 THE COURT: What number?

16 MS. SHEALY: 235.

17 THE COURT: I don't show that, either. All right.
18 And, again, it's your --

19 MR. MLYNARCZYK: Standing objection, Your Honor.

20 MR. MURPHY: Same objection, Your Honor.

21 THE COURT: State's 235 into evidence, noting both
22 defendant's objection.

23 MS. SHEALY: Thank you, Your Honor.

24 [Whereupon, State's Exhibit Number 235 is admitted
25 into evidence by the Court]

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1 THE COURT: And with that, your witness is ready?

2 MR. MLYNARCZYK: Yes, Your Honor.

3 THE COURT: And is he in the courtroom?

4 MR. MLYNARCZYK: Charles Lawrence.

5 THE COURT: All right. Go ahead and bring in the
6 jury.

7 Mr. Hair, if you'll just have him remain right
8 there.

9 MR. HAIR: Yes, ma'am.

10 [Off the record momentarily]

11 [Whereupon, the jury enters the courtroom at
12 3:30 p.m.]

13 THE BAILIFF: All jurors are present, Your Honor.

14 THE COURT: Thank you. Please be seated.

15 Mr. Mlynarczyk, call your first witness.

16 MR. MLYNARCZYK: Thank you, Your Honor. May it
17 please the Court.

18 Jeremiah Belton calls Charles Lawrence to the
19 stand.

20 THE COURT: Sir, please come forward and be sworn.

21 [Whereupon, Mr. Lawrence comes forward]

22 THE CLERK OF COURT: Left hand here. Raise your
23 right.

24 [Whereupon, Mr. Lawrence is duly sworn by the clerk
25 of court as follows: do you swear or affirm the

State vs. Belton and Conyers
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1 testimony you will give the Court and the jury in the
2 trial of this case will be the truth, the whole truth,
3 and nothing but the truth, so help you God]

4 THE WITNESS: I do.

5 THE CLERK OF COURT: Thank you, sir. You may be
6 seated.

7 Once seated, if you could please state your first
8 and last name and then spell your last loudly and
9 clearly into the microphone for the record, please.

10 THE WITNESS: Good afternoon.

11 [Whereupon, Mr. Lawrence takes the witness stand]

12 THE WITNESS: Charles Lawrence. L-A-W-R-E-N-C-E.

13 MR. MLYNARCZYK: Good afternoon, Mr. Lawrence.
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Charles Lawrence
Direct Examination by Mr. Mlynarczyk
November 5, 2015

CHARLES LAWRENCE,

Having Been First Duly Sworn,

was Examined and Testified as Follows:

DIRECT EXAMINATION

BY MR. MLYNARCZYK:

Q. In July of 2010, where were you employed?

A. Charleston County Sheriff's Office.

Q. And what was your job at the Charleston County Sheriff's Office?

A. Detective. Violent crimes detective.

Q. And how long have you been a detective for Charleston County?

A. At 2010, about seven years.

Q. Okay. Where were you working before that?

A. Orangeburg County Sheriff's Office, and South Carolina State University Police Department.

Q. In July of 2010, were you involved in an investigation at [REDACTED], McClellanville?

A. That's correct.

Q. And can you please tell the jury briefly about that incident? Do you remember?

A. Yes.

2010, July 10th, approximately 0400 hours, I was called out to [REDACTED] -- it's in McClellanville, South Carolina -- in reference to a death

Charles Lawrence
Direct Examination by Mr. Mlynarczyk
November 5, 2015

1 investigation. Upon arrival, it was determined that a
2 subject, which was unknown at the time, was outside of
3 the front door, deceased and the victim of the residence,
4 Mr. Melvin Simmons, Jr., was inside of the residence of the
5 master bedroom and he was deceased, as well.

6 Q. And on that -- when you arrived on the scene, then,
7 were you the lead detective?

8 A. That's correct.

9 Q. Okay. So can you please explain to the jury what
10 lead detective on that case means? What your responsibilities
11 are?

12 A. Sure.

13 Lead detective is the person who would -- once you
14 get there, you have to insure that -- the first thing you do
15 is going to make sure that the scene is -- once the scene is
16 secure and once you're -- whoever the detective is assigned to
17 that case, he or she would then ascertain as much information
18 as they can as far as with victims, witness, subject, et
19 cetera. And our job is to make sure that we get all vital
20 information at that point in time and continue on until we get
21 to this phase right here.

22 Q. And, also -- so basically, you're like the
23 information receiver?

24 A. Yes, sir.

25 Q. Like you're kind of the one that organizes

Charles Lawrence
Direct Examination by Mr. Mlynarczyk
November 5, 2015

1 everything, and coordinates, and makes sure everything's
2 moving forward the way it should and everybody's doing their
3 job and -- correct?

4 A. That's correct.

5 Q. You mentioned when you pulled up at the house that
6 there was a suspect in the yard that was deceased?

7 A. That's correct.

8 Q. Correct?

9 And that was -- who did that -- do you know
10 remember who that was ID'd as?

11 A. Yes, sir.

12 At this point in time, he was Delaney. Curtis
13 Delaney.

14 Q. And did you ask or do any investigation into a
15 tattoo that Mr. Delaney had on his hand -- on his arm

16 A. Yeah.

17 Based on the tattoo that he had, it was -- I
18 believe that it was to be LHP on his hand, and the coroner
19 later confirmed that it was LHP for Liberty Hill Posse.

20 And, however, he did have some other tattoos on his
21 left forehand and his right forehand, which one said man and
22 the other was made.

23 Q. So Liberty Hill Posse, do you know where -- do you
24 know where Liberty Hill Posse is located?

25 A. It's in North Charleston, South Carolina.

Charles Lawrence
Direct Examination by Mr. Mlynarczyk
November 5, 2015

1 Q. So Curtis Delaney, the victim in the front yard,
2 had a Liberty Hill tattoo that was associated with a gang --
3 was it a gang?

4 A. That is unknown. Liberty Hill Posse is an acronym
5 for the area.

6 Q. So it's usually on people that are associated with
7 that area?

8 A. That's correct.

9 Q. When you did your investigation, the suspect at
10 that time -- the only suspect on that night, what was his name
11 that came up in the first couple of days?

12 A. Delaney. Curtis Delaney.

13 Q. Well, that was the suspect that was deceased.

14 A. Correct.

15 Q. Did Troy Mason eventually come into it?

16 A. He did.

17 Q. And Troy Mason was eventually investigated as being
18 a part of this --

19 A. That's correct.

20 Q. -- investigation?

21 Isn't it true that during the course of your
22 investigation, you found that Troy Mason and Curtis Delaney
23 were known associates?

24 A. Based on the area that they grew up in, yes, and
25 the age of -- one was like twenty-two and another was like

Charles Lawrence
Direct Examination by Mr. Mlynarczyk
November 5, 2015

1 twenty-five, or something of that nature. The close
2 comparison of the age and the Liberty Hill Posse, it was my
3 belief, yes, that they were.

4 Q. And you included that in your report; correct?

5 A. I did.

6 Q. Did you also have the opportunity to interview a
7 Constance Manigault?

8 A. I did.

9 Q. Do you remember the details of that, or should I --
10 should I give you something to refresh your memory?

11 A. I'll definitely need that from you.

12 MR. MLYNARCZYK: May I approach, Your Honor?

13 THE COURT: You may.

14 Q. [Mr. Mlynarczyk] You can read the whole thing.

15 THE WITNESS: Okay. Court's indulgence.

16 Q. [Mr. Mlynarczyk] Questions, as well.

17 [Whereupon, the witness reviews documents]

18 MR. MLYNARCZYK: Just looking over your notes.

19 THE WITNESS: Oh. Good. I'm not quite ready.

20 [Whereupon, the witness reviews documents]

21 A. Okay. I'm ready.

22 Q. [Mr. Mlynarczyk] So what was the date of that
23 interview?

24 A. July the 12th, 2010.

25 Q. So that was two days after the night of the

Charles Lawrence
Direct Examination by Mr. Mlynarczyk
November 5, 2015

1 incident, which was on 7/10?

2 A. That's correct.

3 Q. And during the course of that interview with
4 Ms. Manigault, did she indicate to you if Mr. Delaney had
5 planned to come down that weekend?

6 A. According to her statement, for her child's
7 baptism.

8 Q. Which was on what date?

9 A. July. July 11, 2010.

10 Q. I have one last question for you, a couple, about
11 your report.

12 Mario Caldwell ultimately ended up being involved
13 in this investigation while you were the lead detective;
14 correct?

15 A. That's correct.

16 Q. And what -- initially, what part did you believe
17 that he played, or did he tell you the role that he played?

18 A. Initially, when -- well, when we first spoke to him
19 July of 2010, he came forth with his attorney and he denied
20 any involvement.

21 Q. And then he changed that, didn't he?

22 A. Subsequently.

23 Q. Did he indicate that he drove the suspect to the
24 hospital?

25 A. He did.

Charles Lawrence
Direct Examination by Mr. Mlynarczyk
November 5, 2015

1 Q. Which would be Troy Mason?

2 A. That's correct.

3 Q. And what type of vehicle did he tell you he drove
4 the first time?

5 A. It was two different vehicles that he had. I'll
6 have to get with my notes to be specific.

7 Q. Can you refer to your -- I can -- you can refer to
8 your report --

9 A. Yes.

10 Q. -- if that will refresh your memory.

11 A. Yes.

12 Q. That will be on page 3 of 19.

13 THE WITNESS: Okay. The Court's indulgence.

14 Q. [Mr. Mlynarczyk] That's the last paragraph.

15 A. Got you.

16 [Whereupon, the witness reviews documents]

17 A. According to Mario Caldwell, he was driving a
18 1995 Honda Accord.

19 Q. [Mr. Mlynarczyk] Okay. With the result -- as a
20 result of that information, what did you have done with the
21 Accord?

22 A. A search warrant was done and a THC was forensic --
23 our forensic service unit, they actually conducted a forensic
24 search of the vehicle and it was determined that that was not
25 the vehicle he was driving.

Charles Lawrence
Direct Examination by Mr. Mlynarczyk
November 5, 2015

1 Q. Okay. And what was the next vehicle?

2 A. Mr. Mason -- I'm sorry. Mr. Caldwell had a 1991
3 Chevy Blazer that was registered to him, and it was located at
4 his residence on Mixon Avenue, and that was subsequently
5 brought to the -- our lab, the same lab. And a search warrant
6 was done it. And according to Sargent McManigal, who
7 processed the vehicle, advised that it's a possibility that
8 that could have been the vehicle that he was driving; however,
9 Mario had some type of cleaning solution that he used which
10 gave a false positive.

11 Q. And on page 4 of 19 --

12 A. Uh-huh.

13 Q. -- the first full sentence that starts with "it",
14 can you write down what your conclusion was about that Blazer?

15 A. On the first paragraph, yes.

16 Q. The very first paragraph, page 4 of 19.

17 A. Yeah.

18 It was obvious that the second vehicle had been
19 used to transport Troy Mason and that the vehicle had been
20 cleaned with some type of cleaning solution.

21 Q. So the vehicle that you thought was very -- said
22 very obvious that was used was this Blazer?

23 A. That's correct.

24 MR. MLYNARCZYK: May I approach, Your Honor?

25 THE COURT: You may.

Charles Lawrence
Direct Examination by Mr. Mlynarczyk
November 5, 2015

1 Q. [Mr. Mlynarczyk] I'm going to show you some
2 thumbnails, photos. Is that the Blazer that we're talking
3 about?

4 A. Yes, sir, this is the vehicle.

5 Q. I want you to flip through all of them and make
6 sure that they all came from the same vehicle.

7 [Whereupon, the witness reviews documents]

8 A. Okay.

9 Q. [Mr. Mlynarczyk] That all seen, they're all
10 relative to the same vehicle that we're discussing?

11 A. To the best of my knowledge, yes.

12 MR. MLYNARCZYK: Can I approach, Your Honor?

13 THE COURT: You may.

14 MR. MLYNARCZYK: Your Honor, at this time I would
15 like to have this marked as Belton Defendant Exhibit 2
16 and have it entered into evidence.

17 MS. SHEALY: May I see it?

18 [Whereupon, Ms. Shealy reviews documents]

19 MS. SHEALY: Without objection.

20 MR. MURPHY: No objection.

21 [Whereupon, Defendant Belton's Exhibit Number 2 is
22 marked by the court reporter]

23 THE COURT: Belton 2 into evidence without
24 objection.

25 [Whereupon, Defendant Belton's Exhibit Number is

Charles Lawrence
Direct Examination by Mr. Mlynarczyk
November 5, 2015

1 admitted into evidence by the Court]

2 MR. MLYNARCZYK: Permission to publish to the jury,
3 Your Honor?

4 THE COURT: You may.

5 Q. [Mr. Mlynarczyk] One last question I would like to
6 follow up with.

7 On your report -- and this report was written on
8 September 3rd, 2010; correct? So this is approximately two
9 months into the investigation. Can you tell the jury, please,
10 at that point how many suspects, based on your investigation
11 and all evidence obtained to that date, were believed to be
12 involved? Isn't there -- aren't there little boxes that are
13 checked at the bottom?

14 A. You're saying suspects? Or subjects?

15 Q. Suspects.

16 A. All right. Let me --

17 [Whereupon, the witness reviews documents]

18 A. Two.

19 MR. MLYNARCZYK: May I approach, Your Honor?

20 THE COURT: You may.

21 A. Well, yeah. Two, and an unknown.

22 Q. [Mr. Mlynarczyk] And one unknown?

23 A. Yes.

24 MR. MLYNARCZYK: Thank you. I have no further
25 questions, Your Honor.

Charles Lawrence
Direct Examination by Mr. Mlynarczyk
November 5, 2015

1 Thank you, Mr. Lawrence.

2 THE WITNESS: Yes, sir.

3 THE COURT: Mr. Murphy?

4 MR. MURPHY: No questions, Your Honor.

5 THE COURT: Ms. Shealy?

6 MS. SHEALY: May it please the Court.

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Charles Lawrence
Cross-Examination by Ms. Shealy
November 5, 2015

CROSS-EXAMINATION

BY MS. SHEALY:

Q. Detective Lawrence, at the beginning of the investigation, if you're in the lead investigation role, you ask other detectives to assist you when you don't have a suspect in custody yet; is that correct?

A. Yes, ma'am, that's correct.

Q. So you're kind of directing other people to do certain tasks for you and then they come back and tell you the information they've received; is that correct?

A. That's correct.

Q. And at some point during that time, you heard that Curtis Delaney had tattoos on him that were obvious at the autopsy; is that correct?

A. Yes, ma'am, that's correct.

Q. And what you thought you had heard was that he had a tattoo that said LHP?

A. Yes. LHP, yes, ma'am.

Q. And that stood, in your mind, for Liberty Hill Posse?

A. Yes, ma'am.

Q. And you knew that Troy Mason was from the Liberty Hill area; is that correct?

A. Yes, that's correct.

Q. And so did you take what you believed was a tattoo,

Charles Lawrence
Cross-Examination by Ms. Shealy
November 5, 2015

1 and the fact that Troy Mason was from Liberty Hill, and think
2 they were associates?

3 A. That is correct.

4 Q. Not one of those detectives that were helping you
5 with the investigation, or you, ever talked to anybody who
6 said they were associates; isn't that correct?

7 A. That is correct.

8 Q. And in your role as the lead detective, you have
9 access to the autopsy reports; is that correct?

10 A. Yes, ma'am.

11 Q. Showing you, to refresh your memory, the autopsy on
12 Curtis Delaney. You're aware that the forensic pathologist
13 will do a diagram and show where tattoos, et cetera, are; is
14 that correct?

15 A. Yes. Yes, that's correct.

16 Q. And do you remember what he had on one arm
17 tattooed? On his right arm tattooed?

18 A. On the forearm portion, yes. It was self.

19 Q. And on the left hand portion?

20 A. Self -- forearm portion, it was made.

21 Q. Made?

22 A. Yes.

23 Q. And then there were some tattoos or letters on the
24 back of his left arm; is that correct?

25 A. Yes, ma'am.

Charles Lawrence
Cross-Examination by Ms. Shealy
November 5, 2015

1 Q. Tell the jury what the letters actually say.

2 A. PCP.

3 Q. Not LHP; correct?

4 A. Yes, ma'am, that's correct.

5 Q. So initially, when you hurried and everybody's
6 doing stuff and you're trying to gain information, that got
7 crossed up in your brain; right?

8 A. Obviously, yes.

9 Q. So there was no LHP on Curtis Delaney; correct?

10 A. That's correct.

11 Q. And no one ever told you that they were associates;
12 is that correct?

13 A. That's correct. Yes, ma'am.

14 Q. And did any of your detectives who were
15 interviewing people and talking to people ever tell you that
16 Curtis Delaney and Troy Mason even knew each other?

17 A. No. No, sir [sic].

18 Q. Now, when Constance Manigault came in to talk to
19 you, she actually showed you her phone; is that correct?

20 A. That is correct.

21 Q. And she had talked to Bez; is that correct?

22 A. That's correct.

23 Q. And she had talked to her boyfriend Curtis Delaney,
24 earlier the morning before this happened, on Bez' phone; is
25 that correct?

Charles Lawrence
Cross-Examination by Ms. Shealy
November 5, 2015

1 A. Yes, ma'am, that's correct.

2 Q. You know Sargent McManigal: right?

3 A. I do.

4 Q. And that blue Blazer, I mean -- forgive me if this
5 isn't the quite -- quite the right words. But when you have a
6 vehicle that's hitting as positive for blood, does that kind
7 of excite you as an investigator? You think you've got
8 something?

9 A. It does. Yes, it does.

10 Q. And then you learned that, in fact, it wasn't
11 blood, it was a false positive; is that correct?

12 A. That is correct.

13 Q. You didn't arrest Mario Caldwell after the blue
14 Blazer was looked at, did you?

15 A. No, ma'am.

16 Q. Not at that point?

17 A. Not at that point, no.

18 MS. SHEALY: Beg the Court's indulgence just a
19 moment.

20 THE COURT: Take your time.

21 [Whereupon, Ms. Shealy and Mr. Cooper confer]

22 MS. SHEALY: I have no further questions. Thank
23 you.

24 MR. MLYNARCZYK: A couple of follow ups.

25

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Charles Lawrence
Redirect Examination by Mr. Mlynarczyk
November 5, 2015

REDIRECT EXAMINATION

BY MR. MLYNARCZYK:

Q. On your report -- do you still have a copy of your report up there, or did I take it?

A. Yes, sir.

Q. I'm sorry. Do you still have it?

A. No, sir. You do.

MR. MLYNARCZYK: May I approach, Your Honor?

THE COURT: You may.

Q. [Mr. Mlynarczyk] So in your report, on the first page is where it says that there was a Liberty Hill Posse tattoo; correct?

A. Yes, sir, that's correct.

Q. But it wasn't until -- and you mentioned talking to the coroner, on the first page in the first paragraph, don't you?

A. Yes, sir.

Q. But it wasn't until page 8 that you wrote: Mason is also a known associate of the deceased codefendant, suspect number one, which was Curtis Delaney, whose body was found in front. When you wrote this report, it was in August of 2010; correct?

A. Yes, that's correct.

Q. And you write reports because that's the best preservation of your investigation and your memory at the

Charles Lawrence
Redirect Examination by Mr. Mlynarczyk
November 5, 2015

1 time; correct?

2 A. Yes, that's correct.

3 Q. So when Ms. Shealy was asking you questions and
4 saying that there was no other evidence, you can be absolutely
5 one-hundred percent certain that those two items written eight
6 pages apart are related, that there's no way that your -- your
7 decision that they were known associates was not just based on
8 the tattoo?

9 A. Again, based on the tattoo, which we believed to be
10 LHP at that time, the ages of the two, you know, three or four
11 yeas apart, and being at the same household that is definitely
12 out of their area in McClellanville, which is in Charleston
13 County, yes, sir.

14 Q. Okay. Do you remember meeting -- do you remember
15 meeting with Constance Manigault? Do you remember -- correct?

16 A. Yes.

17 Q. Do you remember where you met with her?

18 A. It should have been at our criminal investigation
19 division.

20 Q. Do you know where she lives?

21 A. I do.

22 Q. Where does she live?

23 A. Well, now I --

24 Q. Well, I guess I don't want to -- she lived in North
25 Charleston; correct?

Charles Lawrence
Redirect Examination by Mr. Mlynarczyk
November 5, 2015

1 A. Yes. Correct.

2 Q. Were you aware at the time or did you guys talk
3 about Curtis Delaney having a key to her home?

4 A. She told me that during the interview.

5 Q. And you're telling the jury that on July 10th, the
6 mistake about the Liberty Hill Posse tattoo and the August 4th
7 entry, the August 4th that Mason and Curtis Delaney were known
8 associates, are completely -- they're all about the tattoo?
9 That's what you're telling the jury.

10 A. One more time, sir. I don't want --

11 Q. What you're telling -- what Ms. Shealy just asked
12 you is that the only reason that you came up with the fact
13 that Curtis Delaney and Troy Mason were associates was based
14 on that tattoo alone. Do you remember that distinctly?

15 A. It was other factors that I mentioned to you
16 before. Okay? I don't know how you -- based on what I
17 gathered at that time. You know, again, both of them be
18 coming from North Charleston, okay, in Charleston County, same
19 age, same M.O., et al, it appeared to be at that time, yes,
20 sir.

21 MR. MLYNARCZYK: Thank you. No further questions,
22 Your Honor.

23 MR. MURPHY: Nothing, Your Honor.

24 THE COURT: Ms. Shealy?

25 MS. SHEALY: Just briefly.

Charles Lawrence
Recross-Examination by Ms. Shealy
November 5, 2015

RECROSS-EXAMINATION

BY MS. SHEALY:

Q. Detective Lawrence, I just want to make sure. Did you have any independent information at all that Troy and Curtis Delaney even knew each other before that night?

A. No, ma'am.

Q. And you were mistaken about what letters were on Curtis Delaney's body; is that correct?

A. Yes, ma'am.

Q. And because you heard or thought that you had heard that Liberty Hill Posse, you thought there must be an association because they're both from North Charleston?

A. That's correct.

MS. SHEALY: Thank you. I have nothing further.

MR. MLYNARCZYK: Nothing further, Your Honor.

MR. MURPHY: Nothing.

THE COURT: You may step down. Thank you.

THE WITNESS: Thank you, Judge.

THE COURT: You're free to go, but feel free to stay with us.

THE WITNESS: Yes, ma'am. Thank you.

[Whereupon, Mr. Lawrence is excused and exits the witness stand]

THE COURT: Call your next witness.

MR. MLYNARCZYK: Mr. Belton calls Mario Caldwell

Charles Lawrence
Recross-Examination by Ms. Shealy
November 5, 2015

1 back to the stand.

2 [Whereupon, Mr. Caldwell comes forward]

3 THE CLERK OF COURT: Left hand here. Raise your
4 right.

5 [Whereupon, Mr. Caldwell is duly sworn by the clerk
6 of court as follows: do you swear or affirm the
7 testimony you will give the Court and the jury in the
8 trial of this case will be the truth, the whole truth,
9 and nothing but the truth, so help you God]

10 THE WITNESS: I do.

11 THE CLERK OF COURT: Thank you, sir. You may be
12 seated.

13 Sir, if you could please state your first and last
14 name and then spell your last name into the microphone
15 for the record.

16 [Whereupon, Mr. Caldwell takes the witness stand]

17 THE WITNESS: Mario Caldwell. C-A-L-D-W-E-L-L.

18 MR. MLYNARCZYK: May it please the Court, Your
19 Honor?

20 THE COURT: Yes.

21 MR. MLYNARCZYK: Good afternoon, Mr. Caldwell.

22 THE WITNESS: Good afternoon.

23 MR. MLYNARCZYK: I have a couple of follow-up, very
24 brief follow-up questions, from when you were on the
25 stand earlier in the week.

Mario Caldwell
Direct Examination by Mr. Mlynarczyk
November 5, 2015

MARIO CALDWELL,

Having Been First Duly Sworn,
was Examined and Testified as Follows:

DIRECT EXAMINATION

BY MR. MLYNARCZYK:

Q. I had asked you a question -- do you remember meeting with the solicitor in early October, a little bit less than a month ago?

A. Early October, you said?

Q. I'm sorry?

A. Could you repeat that again? You said --

Q. Do you remember meeting with Ms. Shealy on October 8th of 2015? That would have been last month?

A. I think that's about right.

Q. And at that time you told Ms. Shealy that Jeremiah Belton had a second phone; is that correct?

A. I'm not sure if that's the time I told her, but I remember telling her he had a second phone, yes.

Q. And so you don't remember -- your testimony, you don't remember if that was -- if you had told her that before?

A. I probably told her in the prior. I'm not sure exactly. But I do remember telling her.

Q. Okay. So you don't remember telling her that the first time?

A. I said I don't --

Mario Caldwell
Direct Examination by Mr. Mlynarczyk
November 5, 2015

1 Q. The first time.

2 A. -- remember.

3 I don't remember if it was the first or the second
4 time, but I do remember telling her he had a second phone.

5 Q. And do you remember what that second phone number
6 was?

7 A. 926-0218.

8 MR. MLYNARCZYK: Thank you, Mr. Caldwell. I have
9 no further questions, Your Honor.

10 THE COURT: Mr. Murphy?

11 MR. MURPHY: Nothing, Your Honor.

12 THE COURT: Ms. Shealy?

13 MS. SHEALY: No questions. Thank you.

14 THE COURT: You may step down. Thank you.

15 [Whereupon, Mr. Caldwell is excused and exits the
16 witness stand]

17 THE COURT: Mr. Mlynarczyk, call your next witness.

18 MR. MLYNARCZYK: I have no more witnesses, Your
19 Honor.

20 THE COURT: And with that, Mr. Belton rests?

21 MR. MLYNARCZYK: [No response]

22 THE COURT: Mr. Mlynarczyk?

23 MR. MLYNARCZYK: I'm sorry, Your Honor. Yes,
24 Mr. Belton rests.

25 THE COURT: Reserving all motions and matters,

Mario Caldwell
Direct Examination by Mr. Mlynarczyk
November 5, 2015

1 Mr. Murphy, call your first witness.

2 MR. MURPHY: Your Honor, we would call Mr. King
3 Conyers.

4 [Whereupon, Mr. Conyers comes forward]

5 THE CLERK OF COURT: Left hand here. Raise your
6 right.

7 [Whereupon, Mr. Conyers is duly sworn by the clerk
8 of court as follows: do you swear or affirm the
9 testimony you will give the Court and the jury in the
10 trial of this case will be the truth, the whole truth,
11 and nothing but the truth, so help you God]

12 THE WITNESS: I do.

13 THE CLERK OF COURT: Thank you, sir. You may be
14 seated.

15 Once seated, if you could please state your first
16 and last name and then spell your last loudly and
17 clearly into the microphone for the record.

18 [Whereupon, Mr. Conyers takes the witness stand]

19 THE WITNESS: King Conyers. C-O-N-Y-E-R-S.
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King Conyers
Direct Examination by Mr. Murphy
November 5, 2015

KING CONYERS,

Having Been First Duly Sworn,
was Examined and Testified as Follows:

DIRECT EXAMINATION

BY MR. MURPHY:

Q. Mr. Conyers, where do you live?

A. In West Columbia, South Carolina.

Q. How long have you lived there?

A. Going on seven years.

Q. And you've had cell phones?

A. Yes, I did.

Q. And do you remember your cell phone numbers?

A. I don't remember all the numbers, but I know all
them started with 803.

Q. And you say 803. Why do you say that?

A. Because that's in Columbia.

Q. Have you ever had a phone that had an 843 area
code?

A. Probably when I was young.

Q. How young are we talking?

A. Sixteen, seventeen.

Q. And that would have been how many years ago?

A. Whew. About sixteen, seventeen years ago.

Q. How old are you now?

A. Thirty-two.

King Conyers
Direct Examination by Mr. Murphy
November 5, 2015

1 Q. Do you have kids?

2 A. I do now.

3 Q. How many?

4 A. Recently, since I been incarcerated. I have a
5 daughter now.

6 Q. Okay. And you said you've been incarcerated. You
7 were arrested when?

8 A. July 9th, last year.

9 Q. And you've been in jail since?

10 A. Yes, sir.

11 Q. Now, you've heard all this testimony. Do you know
12 who Mario Caldwell was?

13 A. I never knew Mario Caldwell a day in my life.

14 Q. What about Troy Mason?

15 A. I don't know Troy Mason, either.

16 Q. Do you know who Jeremiah Belton is?

17 A. I never knew of Jeremiah Belton until I came to
18 jail.

19 Q. What about Constance Manigault?

20 A. I don't know Constance Manigault.

21 Q. Do you know who Shemeika Stokes is?

22 A. I don't know who Shemeika Stokes is.

23 Q. What about Kip Simmons?

24 A. I don't know Kip Simmons.

25 Q. Do you know a Melvin Simmons?

King Conyers
Direct Examination by Mr. Murphy
November 5, 2015

1 A. I don't know a Melvin Simmons.

2 Q. Did you ever live in Georgetown?

3 A. No. Oh. Yes, I have, when I was a little boy.

4 Q. How long --

5 A. When I was about five or six years old.

6 Q. You lived in Georgetown?

7 A. Uh-huh.

8 Q. And when did you move out of Georgetown?

9 A. When I was a little boy we moved to Charleston.

10 Q. All right. And let's talk about -- at one time,
11 did you live in Charleston?

12 A. Yes. When I was younger.

13 Q. How young are we talking?

14 A. I lived in Charleston probably up to 2005 was my
15 last time I lived in Charleston.

16 Q. And then from Charleston you moved to Columbia?

17 A. Columbia.

18 Q. All right. Now, do you know who Curtis Delaney is?

19 A. Yeah. I knew him when I was younger.

20 Q. Okay. And how did you know him?

21 A. We went to elementary school.

22 Q. Did you know Curtis' sister?

23 A. Yeah. I knew that he had little sister.

24 Q. What about Curtis' mom? Did you know him [sic]?

25 A. Yeah. I met her before, too.

King Conyers
Direct Examination by Mr. Murphy
November 5, 2015

1 Q. Or her. I'm sorry.

2 Did you ever have a phone number that ended in --

3 I'm sorry. Did you ever have a phone number 843-329-9516?

4 A. No, sir.

5 I can't say about when I was younger. But when I
6 came of age and all, my numbers were 803.

7 Q. Did you participate in this crime that we've talked
8 about all week?

9 A. No, I haven't. I didn't know any of these people.

10 Q. Did you ever drive to Charleston on the 9th to
11 participate in this crime?

12 A. I don't have a car. Well, I didn't have a car at
13 that point in time.

14 Q. Do you -- did you own a gun back in 2009?

15 A. No.

16 Q. Do you understand how your name got associated with
17 these folks?

18 A. I don't know.

19 MR. MURPHY: That's all I have. Please answer any
20 questions the solicitor has.

21 THE COURT: Ms. Shealy?

22 MS. SHEALY: Thank you, Your Honor.

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King Conyers
Cross-Examination by Ms. Shealy
November 5, 2015

CROSS-EXAMINATION

BY MS. SHEALY:

Q. People call you Bez?

A. They used to.

Q. You're telling this jury that you don't know
Constance Manigault?

A. No, I do not.

Q. Never been over to her house?

A. I never met her.

Q. And when did you tell me was the last time you saw
Curtis Delaney?

A. Since we was younger. I guess about 2002.

Q. Well, you and Curtis Delaney used to do some
similar stuff together, didn't you?

A. No.

About 2002 played basketball, sports, and things of
that nature.Q. Well, there were some other things going on in
2002, weren't there?

A. You tell me..

Q. Let me ask you: you live on -- did you live on

?

A. Yes, ma'am.

Q. And there's a field right over there, isn't there?

A. Yes.

King Conyers
Cross-Examination by Ms. Shealy
November 5, 2015

1 There's a baseball field and a -- there's a
2 park.

3 Q. And this is where Jeremiah Belton, Curtis Delaney,
4 Troy Mason, and Mario Caldwell picked you up that night, isn't
5 it?

6 A. No. Nobody ever picked me up.

7 Q. So tell me again: you don't know Mario?

8 A. No, ma'am.

9 Q. You don't know Troy?

10 A. No, ma'am.

11 Q. You don't know Jeremiah Belton?

12 A. No, ma'am.

13 Q. Never seen Jeremiah Belton before?

14 A. In jail, yes, I have.

15 Q. Hadn't seen Curtis Delaney since 2002?

16 A. Yes, ma'am.

17 MR. MLYNARCZYK: Objection, Your Honor. May we
18 approach?

19 THE COURT: You may.

20 [Whereupon, an off-the-record bench conference is
21 held]

22 Q. [Ms. Shealy] Did you go to Curtis Delaney's
23 funeral?

24 A. No, ma'am.

25 Q. Did you go see his mother afterwards?

King Conyers
Cross-Examination by Ms. Shealy
November 5, 2015

1 A. No, ma'am.

2 Q. How did it feel getting a phone call from his
3 mother the night he died?

4 A. I never got a phone call from his mother.

5 Q. How did it feel getting a phone call from Constance
6 Manigault?

7 A. I never received a phone call from Constance
8 Manigault.

9 Q. Don't know them?

10 A. [No response]

11 Q. Don't know them?

12 A. Ma'am?

13 Q. Tell the jury how it felt when you dropped the hand
14 of Curtis Delaney and left him behind.

15 A. I wasn't there. I don't know.

16 Q. Your name just popped out of nowhere?

17 A. I can't tell you. You have to tell me.

18 Q. So essentially you're saying Michelle Williams was
19 wrong when she said that she talked to you the night her child
20 died?

21 A. She never talked to me.

22 Q. And Constance Manigault didn't talk to her
23 boyfriend when you were sitting there right beside him in a
24 Dodge Avenger --

25 MR. MURPHY: Objection, Judge. Outside the scope.

King Conyers
Cross-Examination by Ms. Shealy
November 5, 2015

1 He wouldn't have any idea.

2 THE COURT: Overruled.

3 Q. [Ms. Shealy] When you were sitting beside him in a
4 Dodge Avenger coming down for a big hit?

5 A. I was never in a Dodge Avenger.

6 Q. You weren't there?

7 A. No, ma'am, I wasn't.

8 Q. Did you use gloves, or mittens?

9 A. I didn't use anything. I wasn't there.

10 Q. Did you shoot through the front door?

11 A. I wasn't there.

12 Q. Well, if you don't know Constance Manigault, then
13 you've never had a problem with Constance Manigault; right?

14 A. No, I don't.

15 Q. And so when she sat there and identified you in the
16 courtroom, she's just wrong?

17 MR. MURPHY: Objection. Pitting, Your Honor.

18 THE COURT: Rephrase your question.

19 Q. [Ms. Shealy] You're telling this jury that
20 Constance Manigault should not be able to identify you?

21 A. The only way she could have is if she went on
22 facebook.

23 Q. If she went on facebook?

24 A. Yes.

25 Q. She wanted to make up the name King Conyers and see

King Conyers
Cross-Examination by Ms. Shealy
November 5, 2015

1 what he looked like?

2 A. That's my name on facebook, King Conyers.

3 Q. So you're telling this jury, I didn't know Jeremiah
4 Belton, Curtis Delaney and I haven't seen each other in
5 forever, I didn't know Constance Manigault, I didn't talk to
6 Michelle Williams? That's all you've got to say?

7 A. I wasn't there, ma'am.

8 I don't know anything about this crime. All I know
9 is I'm in jail for it, and I'm in jail fifteen months for this
10 crime that I had nothing to do with.

11 Q. Well, you deserve to be in there for a lot longer
12 than fifteen months, don't you, Mr. Conyers?

13 A. No, I do not. I deserve to go home today.

14 MS. SHEALY: I have no further questions.

15 MR. MLYNARCZYK: No questions, Your Honor.

16 MR. MURPHY: Nothing further, Your Honor.

17 THE COURT: You may step down. Thank you.

18 [Whereupon, Mr. Conyers is excused and exits the
19 witness stand]

20 THE COURT: Call your next witness.

21 MR. MURPHY: Your Honor, we would rest.

22 THE COURT: Reserving all motions and matters, any
23 rebuttal?

24 MS. SHEALY: No, Your Honor.

25 THE COURT: Ladies and gentlemen, you have now

King Conyers
Cross-Examination by Ms. Shealy
November 5, 2015

1 heard all the testimony you will hear in this case and
2 received into evidence all the exhibits that will be
3 made part of the record in this case.

4 As I indicated to you, the exhibits that have been
5 entered into evidence will be go back with you in your
6 jury deliberation room.

7 Ladies and gentlemen, the next stage of the trial
8 is closing arguments on behalf of counsel, and then I
9 will instruct you on the law applicable to this case.

10 Ladies and gentlemen, due to the lateness of the
11 hour, it is not appropriate for us to begin that stage
12 of the trial so we will recess for the evening.

13 When you return, you will hear closing arguments on
14 behalf of the State and the two defendants, and then you
15 will receive instruction on the law.

16 Over the evening hour, do not begin your
17 deliberations. Do not discuss this case amongst
18 yourselves. You have not heard all of the parts of this
19 trial, nor have you received instruction on the law
20 applicable to this case.

21 Please be back in your jury room at 9:30 in the
22 morning. We will begin promptly once all thirteen of
23 you are here.

24 Ladies and gentlemen, please, again, I cannot
25 caution you enough, please remember all of my

King Conyers
Cross-Examination by Ms. Shealy
November 5, 2015

1 admonitions over the evening hour. Have a wonderful
2 afternoon. I'll see you in the morning.

3 Please rise for the jury.

4 Take your notepads. We'll lock them up over the
5 evening hour. Thank you.

6 [Whereupon, the jury exits the courtroom at
7 4:10 p.m.]

8 THE COURT: Thank you. Be seated.

9 Reserving -- or not. I'm sorry.

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State vs. Belton and Conyers
Renewal of Motions
November 5, 2015

RENEWAL OF MOTIONS

THE COURT: Motions or matters?

MR. MLYNARCZYK: Not at this time, Your Honor.

MR. MURPHY: Renewing the same motions for the record.

THE COURT: And you meant with that --

MR. MLYNARCZYK: Yes. I --

THE COURT: Except for renewing --

MR. MLYNARCZYK: Except for the motions I've already made. Yes, Your Honor.

THE COURT: Any response to the renewal of the directed verdict motions at the close of Mr. Belton and Mr. Conyers' case?

MS. SHEALY: No. I stand on my argument earlier.

THE COURT: And I have heard nothing that would make me change the existence or nonexistence of the elements that I believe were testified to during the State's case.

Deny your motion for directed verdict on all three indictments, Mr. Mlynarczyk, and all three indictments as to Mr. Conyers, Mr. Murphy.

Any other motions or matters?

MR. MLYNARCZYK: Not from Mr. Belton, Your Honor.

MR. MURPHY: None, Your Honor.

THE COURT: Please approach. Have y'all look at

State vs. Belton and Conyers
Renewal of Motions
November 5, 2015

1 the verdict forms.

2 [Whereupon, counsel review documents]

3 THE COURT: No objection to the verdict form from
4 the State?

5 MS. SHEALY: No. No, Your Honor.

6 THE COURT: As to Defendant Belton?

7 MR. MLYNARCZYK: No, Your Honor.

8 MR. MURPHY: No, Your Honor.

9 THE COURT: As to Defendant Conyers?

10 MR. MURPHY: No.

11 THE COURT: Let's have a brief charge conference.
12 We're at ease until -- I have matters unrelated to this
13 case in the morning. We'll be back at 9:30 in this
14 case. Thank you.

15 MR. MLYNARCZYK: Thank you, Judge.

16 [JURY TRIAL ADJOURNS AT 4:12 P.M.]

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State vs. Belton and Conyers

C E R T I F I C A T E

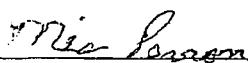
STATE OF SOUTH CAROLINA

COUNTY OF CHARLESTON

I, the undersigned Mia Perron, Circuit Court Reporter for the 9th Judicial Circuit of the State of South Carolina, do hereby certify that the foregoing is a true, accurate, and complete transcript of the jury trial held before the Honorable Kristi L. Harrington, on Thursday, November 5, 2015.

I do further certify that I am neither kin nor counsel to any of the parties and have no interest in the outcome of this action.

Dated this 3rd day of April, 2016.



Mia Perron, CVR-CM-M
Circuit Court Reporter
9th Judicial Circuit

MIA PERRON, CVR-CM-M

-1071-

STATE OF SOUTH CAROLINA

VS.

JEREMIAH FITZGERALD BELTON and
KING CHEVAIS CONYERS,

DEFENDANT.

VOLUME 5 OF 5

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EXHIBITS

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Proceedings
November 6, 2015

PROCEEDINGS

THE COURT: Any motions or matters before we bring in the jury? We're still waiting, but I just -- if there's anything we can address?

MS. SHEALY: Just one thing.

Your Honor, does your standard charge have the language about you can believe part of a witness' testimony?

And we may have talked about this last night. I'm sorry if I've just forgotten. Do you have the charge for expert witness?

THE COURT: Yes.

MS. SHEALY: Okay. Thank you.

MR. MLYNARCZYK: Nothing, Your Honor.

MR. MURPHY: Nothing, Your Honor.

THE COURT: Okay. I'm going to go check on the jury.

All the exhibits -- no issues with the exhibits. Is that correct, Madam Court Reporter?

THE COURT REPORTER: Correct.

[Whereupon, a recess is taken from 9:26 a.m. to 9:39 a.m.]

THE COURT: Thank you. Please be seated.

All the jurors are here. Anything before we bring them in?

State vs. Belton and Conyers
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November 6, 2015

1 MS. SHEALY: Not from the State, Your Honor.

2 MR. MLYNARCZYK: Nothing from Belton, Your Honor.

3 MR. MURPHY: None, Your Honor.

4 THE COURT: And so I understand, the order of the
5 closing will be Mr. Cooper, Mr. Mlynarczyk, Mr. Murphy,
6 and then Ms. Shealy; is that correct?

7 MS. SHEALY: Yes, Your Honor.

8 MR. MLYNARCZYK: Yes, Your Honor.

9 MR. MURPHY: Yes, Your Honor.

10 THE COURT: All right. Let's bring in the jury.

11 [Whereupon, the jury enters the courtroom at
12 9:40 a.m.]

13 THE BAILIFF: Jurors are all present, Your Honor.

14 THE COURT: Thank you. Please be seated.

15 Good morning, ladies and gentlemen. I believe this
16 will be the last time I ask you this. If you complied
17 with my instructions over the evening hour, please raise
18 your right hand.

19 [Whereupon, there is no response]

20 THE COURT: All thirteen jurors have indicated
21 they've complied with the Court's instructions.

22 As I indicated to you before we broke yesterday,
23 we've reached the stage of the trial where you will hear
24 closing arguments on behalf of counsel. Mr. Cooper will
25 give the first close on the law on behalf of the State,

State vs. Belton and Conyers
Proceedings
November 6, 2015

1 then Mr. Mlynarczyk will give his close on behalf of
2 Mr. Belton, and Mr. Murphy will give his close on behalf
3 of Mr. Conyers, and then Ms. Shealy will have the
4 opportunity for the final close for the rebuttal. After
5 that, you will hear the law applicable to this case and
6 then you will retire to consider your verdict.

7 Ladies and gentlemen, please remember as I
8 indicated to you what was contained in opening
9 statements is not evidence in this case, neither is
10 what is contained in closing arguments. I will instruct
11 you on the law that is applicable to this case. Please
12 give your strict attention.

13 Mr. Cooper?

14 MR. COOPER: Thank you, Your Honor. May it please
15 the Court.

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State vs. Belton and Conyers
Closing Statement by Mr. Cooper
November 6, 2015

CLOSING STATEMENT

MR. COOPER: Good morning, ladies and gentlemen.

In just a few moments, Mr. Mlynarczyk, Mr. Murphy and Ms. Shealy are going to give you their closing arguments and afterwards, Judge Harrington is going to instruct on the law in this case. But I'm going to go over it with you briefly now so you can be thinking about it while listening to closing arguments.

The defendants in this case are charged with three crimes: murder, burglary in the first degree, and possession of a weapon during the commission of a violent crime.

We'll start with the last one because it's the simplest. Possession of a weapon during the commission of a violent crime, the State must prove that the defendant committed a violent crime and was in possession of a weapon at the time. Both burglary and murder are violent crimes.

As to the second one, burglary in the first degree, the State must prove that the defendants entered a dwelling without consent and intended to commit a crime therein. Now, a dwelling is a building or portion of a building where a person usually sleeps. And it doesn't matter if the intended crime was actually completed, as long as when they entered they intended to commit a

State vs. Belton and Conyers
Closing Statement by Mr. Cooper
November 6, 2015

1 crime. The State also has to prove one of these three
2 items: that the defendant or an accomplice entered with
3 a deadly weapon; the defendant or an accomplice caused
4 physical injury to someone who was not participating in
5 a crime; or the defendant entered during the nighttime.

6 Now, the third and final charge is murder. The
7 State must prove that the defendant intentionally killed
8 somebody with malice aforethought. Malice is ill will,
9 hatred, or hostility towards another person. It's the
10 intentional doing of a wrongful act without just cause
11 or excuses, and with an intent to inflict injury.

12 Now, the law does not require that malice exist for
13 any particular time before the crime as long as that
14 when the defendant, just before the defendant committed
15 the crime and while the defendant committed the crime,
16 that malice was present in his mind. Essentially, the
17 combination of the evil intent and the act itself.

18 Now, there are a few different ways that you can
19 identify malice. There is express malice, when a person
20 speaks words that express hatred or ill will towards
21 another person, or when a person prepared beforehand to
22 do an act that was later carried out. There's also
23 inferred malice, when you can infer by a defendant's
24 actions a total disregard for human life. Or that
25 malice can also be present when the deed was carried out

State vs. Belton and Conyers
Closing Statement by Mr. Cooper
November 6, 2015

1 with a deadly weapon.

2 Additionally, if a person intentionally kills
3 another during the commission of a felony, the inference
4 of malice may also arise. And, again, murder and
5 burglary first are felonies.

6 Now, there's one final principle of law that
7 applies to this case, and Ms. Shealy spoke about it
8 during her opening statements, and it's the hand of one
9 is the hand of all. If a crime is committed by two or
10 more people that were acting together in committing the
11 crime, the act of one is the act of all.

12 For example, two people can be guilty of killing
13 another person when only one of the two had a gun, when
14 there was only one bullet, and when only one fired the
15 shot that caused the death. The hand of one is the hand
16 of all. When two or more acting with a common plan or
17 intent are present at the commission of a crime, it does
18 not matter who actually commits the crime. All are
19 guilty. The hand of one is the hand of all. Thank you.

20 THE COURT: Mr. Mlynarczyk?

21 MR. MLYNARCZYK: May it please the Court.
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State vs. Belton and Conyers
Closing Argument by Mr. Mlynarczyk
November 6, 2015

CLOSING ARGUMENT

MR. MLYNARCZYK: Good morning, ladies and gentlemen.

So the last time I stood in front of you, I made a bold statement. I said at the end of this trial that there will be no physical evidence that puts Mr. Belton in McClellanville. And there has been no physical evidence, no DNA, no fingerprints, no eyewitnesses, except for the two people who were on the stand that put Mr. Belton at the stand [sic]. I fulfilled that.

On July 10th, 2010, Troy Mason, Mario Caldwell, and Curtis Delaney broke into Mr. Simmons' house and intended to rob him and they shot him. Mr. Simmons shot two of those three people. One of them died on the scene, the other one was injured. Troy Mason and Mario Caldwell are cousins, they're family, they're friends, they grew up together, they lived together. When they left that scene, this is when problems began for them.

Troy had to get medical attention. He had to go to the hospital. So before he goes to the hospital, the story that he tells -- both Troy and Mario admit that they came up on it together. Now, Troy says that he came up with it in the car outside his mom's house with Mario. And Mario says that he came up with it at the Walmart that night, or was told by Troy that night about

State vs. Belton and Conyers
Closing Argument by Mr. Mlynarczyk
November 6, 2015

1 it and that's why he knew what to say.

2 What was the story? The story was -- remember,
3 this is about how Troy got shot first. The story was, I
4 was on Red Bank Road, I was at a store, I got picked up
5 by two guys. Two guys. There was a tussle, I got shot.
6 When Mario -- now he's named -- he's mentioned Mario
7 because Mario brought him to the hospital. So now Mario
8 is going to make a statement.

9 Detective Lawrence told you he comes to the
10 hospital to make a -- or that he makes a statement with
11 his lawyer. Says, I'm not involved. Then he says, I
12 drove him to the hospital. At first he tells the police
13 -- you heard both Detective Lawrence and McManigal tell
14 you. What does he tell them? First of all, a lie. But
15 one lie that they've already agreed upon has already
16 been told to the police the first time about how Troy
17 was shot. Two guys. Now they're telling the lie: he
18 said, I brought him in a Honda. They look at the Honda.
19 That's not true. I brought him a Blazer. The Blazer is
20 important, that light-blue Blazer, because when the
21 science looked at it, it had been recently cleaned.
22 When Detective Lawrence wrote about it in his report he
23 said it was very obvious that this is the vehicle that
24 was used. But he doesn't say it. He says an Avenger.
25 Another lie, which has no evidentiary value because they

State vs. Belton and Conyers
Closing Argument by Mr. Mlynarczyk
November 6, 2015

1 burned it.

2 So at this point, Troy Mason has told his story to
3 the police. He's locked in. Mario now has told his
4 version of what happened, and he's locked in. And the
5 story about two guys is going to be very, very
6 important.

7 So now, a month later -- it's only been a month in
8 2010 -- they had enough information to arrest Troy
9 Mason. And all the reports you've seen from the police
10 so far, after talking at the scene, after talking to the
11 witnesses, after talking -- and we'll get into that in
12 more detail -- says two suspects or three suspects. All
13 the physical evidence. A month later, Troy is arrested.

14 Now Mario is nervous because they already know that
15 everything that's been told to the police so far is
16 going to unravel. They already know the Honda was a
17 lie, they already know the Blazer is a lie, they already
18 know -- they're looking into them then.

19 But Troy stuck to his story. From 2010 to 2012,
20 nothing -- except for the investigator. And from 2010
21 to 2012, with all the information that the solicitor's
22 office that they gained, no arrest of my client, Mr.
23 Jeremiah Belton. After two years of investigation.

24 So now Mr. Troy Mason is coming up for a murder
25 trial. If he just says nothing, he's going to jail for

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1 the rest of the month [sic]. He's there. They know
2 he's there. His blood is there. That's his leverage.
3 He's not getting away from it. From 2010 to 2012, both
4 Mario Caldwell and Troy Mason admitted to you on the
5 stand that they were having secret conversations from
6 the jail for that two-year period. I asked them why.
7 If you're not scheming or planning or doing anything
8 like that -- because Mario knows he's going to be
9 arrested. If you're not doing that, why do you have to
10 hide your conversations from the authorities?

11 They both knew that it was recorded for two years,
12 because now Troy's coming up for murder and they're
13 going to try him. He's got no option. To save his own
14 life, he has to name more people. He has to name Mario,
15 because they're already looking at him. And what is the
16 story at that time in 2012? It was me and Mario and
17 Delaney and two other guys. Same pattern. Two other
18 guys.

19 At this point in 2012, even with this testimony of
20 Troy Mason, no arrest was made. After all the evidence,
21 after Troy tells them the story, no arrest made. Now,
22 but Mario was arrested. Now Mario Caldwell is arrested.
23 And while he's arrested -- now, Troy's been living with
24 his discovery for two years. He said -- he mentioned, I
25 know from my Rule 5. They're allowed to see everything

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1 that the solicitor's office has against them. They can
2 see it, they can review it, they get good lawyers. They
3 have that right. And they both said they did. So now
4 two years Mr. Mason has had that information.

5 Now Mario is arrested. And what do they do with
6 Mario in 2012 based on this statement? They served him
7 with life without parole notice. Life without parole.
8 You, Mario Caldwell, when we convict you of this crime,
9 you're going to jail for the rest of your life. All we
10 need is a guilty. So what happens in 2012? Nothing.
11 Nothing happens. This is now two years after the
12 incident.

13 2014, Mario Caldwell is getting close to trial. So
14 now all of a sudden he says, I'm going to cooperate, and
15 he starts talking to the solicitor's office. And the
16 solicitor's office believes him, at least a portion of
17 what he says, a good portion of what he says because
18 it wasn't until this time, until Mario starts
19 cooperating -- all the other evidence is in the
20 solicitor's possession. All the other evidence is in
21 their possession. The thing that leads to my client
22 being arrested is the statement of Mario. That's clear
23 from the time line. That's clear from the time line.

24 Then we're duped. He's slick. They believed him.
25 He gives details. He's looked at the discovery for two

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1 years, all of his discovery. He knows what to say. He
2 knows what not to say. And we already know that the
3 things that he had to say up to this point, he had been
4 lying. They are so sure, they are so sure, that they
5 don't even -- they don't say, okay, well, if everything
6 he plan -- if everything pans out, we'll help you, like
7 they did to Troy. They sign a deal, a deal, with him.
8 And the deal says life without parole is off the table.
9 We'll call it attempted murder. Murder is off the
10 table. We'll call it voluntary manslaughter. First
11 degree murder is off the table. We'll call that
12 attempted. Gun charge is still there. They signed --

13 MS. SHEALY: Objection, Your Honor. May we
14 approach?

15 THE COURT: You may.

16 [Whereupon, an off-the-record bench conference is
17 held]

18 MR. MLYNARCZYK: Let me clear that up.

19 Life without parole is removed. But he did plead
20 burglary first. But voluntary -- so murder is gone and
21 life without parole is gone. But it doesn't mean --
22 now, see, if this were it, that would mean that there's
23 a little bit of credibility left for Mr. Caldwell. He
24 can say whatever he wants at this point.

25 But do you know what's in that agreement? Says

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1 he's still facing a range. They have to have something
2 left. What's the range? Fifteen to forty-five years.
3 So from this point forward, in 2014, from cooperating
4 and signing that agreement, if he can't convince them
5 that two more people are involved, he could go to jail
6 for forty-five years. If he can convince them, then he
7 could go to jail for fifteen. Troy Mason --

8 MS. SHEALY: Objection, Your Honor. May we
9 approach?

10 THE COURT: You may.

11 [Whereupon, an off-the-record bench conference is
12 held]

13 THE COURT: Ladies and gentlemen, as I instructed
14 you, what is contained in closing arguments is merely
15 the contention --

16 I need you to back up, Mr. Mlynarczyk.

17 MR. MLYNARCZYK: Oh. I'm sorry.

18 THE COURT: Thank you. I can't see all the jurors.

19 What is contained in their closing arguments is
20 merely their contention as to what the evidence has
21 shown you. I will instruct you on the law applicable to
22 this case.

23 Mr. Mlynarczyk?

24 MR. MLYNARCZYK: Thank you, Your Honor.

25 The range is fifteen to forty-five years. Troy

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1 told you on the stand he's hoping to get something --
2 that's fine. And it's obvious that Mr. Caldwell is, as
3 well.

4 All right. So now it's 2014. Now that he makes a
5 statement, they make an arrest. Mr. Belton. Remember,
6 this is two separate trials. This is Mr. Belton and
7 this is Mr. Conyers. I represent Mr. Belton. That's
8 when the arrest was made. It was not until his
9 cooperation that they make the arrest. Now, at this
10 time in 2014, when he does start cooperating and makes a
11 statement, he has already had his discovery, like I
12 said, and he gives a story to the police.

13 And Troy Mason has already given a story to the
14 police in 2012. He gave four different stories. He
15 gave something about going to the hospital, two written
16 statements in 2012. And then let's keep in mind that
17 Troy Mason made a new statement that changed a lot of
18 facts, and we'll talk about those, the week before
19 trial. The week before trial.

20 This is your job to determine credibility. Nobody
21 else. I'm talking about credibility.

22 So now, at this time he makes a statement. And
23 let's look at what that statement is. He says he goes
24 to Charlotte. Been to Charlotte before. Has family in
25 Charlotte. Visited Mr. Belton in Charlotte before.

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1 Goes to Charlotte to pick up Mr. Belton. The cell tower
2 maps from the -- all the maps and all the lines, and all
3 those things they put up -- the solicitor's office noted
4 on there, hospital, Ms. Manigault's house, King Conyers'
5 house. And they were using the tower hits to say, look,
6 they were here, they were over here, they were over
7 here. Did they show you anything on Mr. Belton's house?
8 No. That wasn't included. That wasn't included. Then
9 they pick up -- at that point they pick up Mr. Delaney,
10 and then on the way back they pick up Mr. Conyers and
11 they come down.

12 Now, even if all that is true, let's say that's
13 true, no law has been broken. The only thing Mr. Belton
14 does is he knows people that may commit a crime later.
15 And both Mario and Troy again, and they again say the
16 only thing they can agree on at this point: is that
17 nothing about a crime was discussed in the car on the
18 way down here. Nothing. Not when he was up there, not
19 when he came down here. It was not planned. There was
20 no plan.

21 You heard Detective Lawrence tell you that
22 Mr. Delaney, the one that was dead at the scene, had
23 plans to come down here. His sister told him
24 Mr. Delaney was coming down this weekend, for my child's
25 baptism. That shows right there that there wasn't a

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1. scheme to come down and -- now, if anybody come up with
2. a scheme later -- it wasn't discussed in the car. Mario
3. and Troy both say that.

4. So now they head for Charleston. At 2:43, the only
5. phone number that has my client's name on it is the 1025
6. number. All communications stopped at 2:43 with that
7. number. Confirmed by the expert.

8. So what does Mario say happens next? Because
9. remember Troy at this point, in his first statement,
10. said, I never went to Charlotte, I never went to
11. Charlotte. Did you have a gun, Mr. Troy? Yes, I did.
12. What did you have? A .22 revolver. Where is that?
13. Buried in my mom's yard, was buried in the back yard.
14. They went to look for it, didn't find it.

15. In the next statement, what kind of gun do you
16. have, Mr. Mason? A .40 caliber. Where is that gun? I
17. don't know. Last week: what kind of gun did you have?
18. A .9mm. Until last week, Troy Mason said he didn't even
19. go to Charlotte, until last week, right before this
20. trial.

21. And so when they get here -- Mario says on the
22. stand that when they get to Charleston, they go to the
23. Hub. Azalia Drive. All right? And that's where my
24. client leaves and there's two more guys. You see the
25. pattern? Two more guys, unknown. This leaves another

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1 out for Mr. Caldwell. If for some reason it doesn't pan
2 out, he's got two more names to offer up. Just like
3 they did in the first story and the second story. Two
4 guys. It's consistent.

5 So now at this point, Mario says, oh, well, we went
6 to the Hub. You saw all the maps; right? Hospital,
7 Conyers, Ms. Manigault's house where they're going next.
8 Nothing about Azalia Drive. Nothing about the Hub.
9 They weren't asked -- the expert wasn't asked to search
10 addresses. Remember, the expert only did the cell.
11 Analysts only did what they asked. That's all. They
12 didn't say, find this address. Did Mario come in there
13 and say, oh, the solicitor's office took me to that
14 address, I showed them where the house was, this was the
15 house, here's the address? They didn't do that, because
16 it didn't happen. He's lying, like he's been lying.

17 The only truth you can find is that that's about
18 the time they separated, quarter to 3:00. No more
19 communications. One hour and fifteen minutes later,
20 they're in McClellanville committing this crime. That's
21 enough time, when you look at the maps and the times, to
22 get to Manigault's house and then get to McClellanville.
23 No more communications, except this 0218 number.

24 Ms. Shealy, you heard her tell the expert on the
25 stand, when did I give it to you? Two weeks ago. You

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1 heard -- I put Mario Caldwell on the stand. I said,
2 when did you tell us that that was now Jeremiah Belton's
3 second phone that has no information associated with it?
4 I said, didn't you meet with them last month? I don't
5 know. Very, very vague. He would not say yes. Yet he
6 remembers, from five years ago, three weeks ago, oh,
7 yes, he had a second phone and here's the phone number,
8 blah, blah, blah, blah, blah. Never until that point
9 has that ever been brought up. Why? Because he's
10 living with his discovery. He's looking at all the
11 records. And he's got up close to that time.

12 And we assume from this point that the only thing
13 that Mario Caldwell has done is lie. He's lying. So
14 now they say they go to Constance Manigault's house,
15 Delaney's sister, to which he had a key, which means he
16 comes to North Charleston. Mario and Troy are from
17 North Charleston. You heard Detective Lawrence say that
18 they were known associates. I know there was an issue
19 about the tattoo, but the tattoo was in the first -- the
20 first day, and the known associate came up a month
21 later.

22 Now, I called the lead detective in the case. The
23 solicitor's office didn't call the lead detective. I
24 did. There's not a scenario that an officer wants to
25 help a defendant. I had to put him on because I had to

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1 get the information in. And that's what he said. He
2 also mentioned the blue Blazer. He also mentioned
3 Troy's name. He gave a lot of valuable information.
4 There's a connection between Delaney and North
5 Charleston. Mario told you, I don't know him. We don't
6 know him. There are connections.

7 So now they say they go to Ms. Manigault's house.
8 And, again, this is where Mario says that -- now all of
9 a sudden, Mr. Belton shows up with these two other guys.
10 No record that is showing that.

11 It's three o'clock in the morning. He's saying two
12 cars pull up, guys are piling out of it, going in the
13 house, having -- and coming out of the house and
14 leaving. Was there any information presented from
15 neighbors or from an officer that said, hey, we went to
16 that neighborhood and we talked to everybody and, yes,
17 you know what, we say seven guys piling out of a car at
18 three o'clock in the morning? Didn't hear anything like
19 that. We didn't hear that it was ever attempted. They
20 took his word. The person who has lied from day one --

21 And I'm going to show you he lied -- he lied to you
22 directly on a number of occasions. So now -- and these
23 are the ones I'll illustrate specifically. So now they
24 leave there. Troy -- let's go back to the Hub for a
25 second, or Ms. Manigault's house. The Hub, Troy never

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1 mentioned that. Before going to Manigault's -- you have
2 the statement when he was on the stand. He did say that
3 when they left Manigault's house, Delaney's sister, I
4 don't know who was in the car.

5 I don't know who -- he said that a lot. I don't
6 know who was in the car. I don't remember. He didn't
7 remember what car he drove, what car he got into. He
8 couldn't remember the seating order from Charlotte. He
9 couldn't remember a lot of things. And here he can't
10 remember, because these details are being fabricated by
11 Mario.

12 So now they leave here and they go to
13 McClellanville. There's no DNA in that house, by the
14 way. You saw it. They put an expert on the stand that
15 said, being an expert, and here are my qualifications.
16 And they put a fingerprint person on the stand, here it
17 is, here are my qualifications. And we went all through
18 that. And then goes, what did you find?. They found
19 that no physical evidence put Jeremiah Belton either at
20 Ms. Manigault's house or at the scene. The only thing
21 we have to go on so far is Mario's word.

22 So now when they get to the house -- this is where
23 it really gets interesting, because there's a lot of
24 detail that's needed. Troy -- remember in his first
25 statement from 2012 when he had to say something? He

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1 said five guys. And this is the first time that he
2 names my client. Five guys. Last week he said how many
3 there was: there were seven guys because that's what
4 Mario said in 2014, there were seven guys. Stocky and
5 skinny guy, never saw them anywhere before, we're going
6 to go commit a together. We all gathered at Delaney's
7 sister's house and we were going to comint a crime.
8 None of those names. I don't remember. Skinny and
9 Stocky. Mario said seven, Troy says five. Now last
10 week, Troy says seven.

11 Now Troy last week says .9mm. So let's talk about
12 them being in the house. So they're at the house and
13 they said -- and they're at the door. And Troy says
14 Delaney and Mario go in, then I go in. Mario says Troy
15 and Delaney go in, I didn't make it in, I didn't go in
16 the house.

17 Moett Simmons, the teenager that was in the house
18 that night, testified to you that the person that jumped
19 on her bed for that brief period, she did notice one
20 thing, that he had mittens on. Mario Caldwell sat on
21 the stand and told you that he saw some people with
22 gloves so he took his socks off and put his socks on his
23 hands. If his hands are near Moett's face, what do
24 socks look like on a hand? They look like mittens.
25 Mario lied. He went in the house.

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1 Troy said Mario went in the house. Troy said,
2 I'm standing next to Mario, near Moett's room, and Mario
3 says, go run towards the gunfire and see what happened
4 -- or Delaney said, go to the gunfire and see what
5 happened. Delaney is at the door. There's another
6 pattern that's developing here. We like patterns.

7 Both Troy Mason and Mario Caldwell, when it comes
8 to any detail or identification about what my client,
9 Mr. Belton, is doing inside the house, there is none.
10 None. Zero details. Mario says he never went in. Troy
11 says, I don't know, I don't know where he was. That's
12 because they weren't there.

13 Now let's talk about -- so they -- now the
14 statement from the projectiles of the bullets, this
15 projectile person, about what their statement is. Mario
16 said -- and I asked him twice. He said the stocky dude
17 or skinny dude was standing at the bottom of the steps
18 firing into the house. When I tried to ask him how many
19 bullets, I don't know, lots, was that -- lots, lots of
20 bullets, lots of bullets. Standing at the bottom of the
21 steps? Yes.

22 When I asked the ballistics guy if that was
23 possible, what did he say? Impossible from the bullet
24 holes and the trajectories that were at the scene.
25 That's a lie. I said to him, is that impossible? It's

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1 impossible. Troy Mason says that Conyers was standing
2 in the doorway, in the house, firing his weapon in all
3 directions. I asked the expert, or the projectile guy
4 they put on the stand, is that possible? Impossible.
5 That's a lie. They sat there and they're telling you
6 their lies in hopes that you will believe it and save
7 their own lives. It was a lie.

8 So let's talk about in the house for a second.
9 Delaney said -- or Shemeika Stokes, the girlfriend, says
10 people broke in, they ran in the bedroom, I dropped on
11 the floor, they shoot, they run out, I grab the gun, I
12 chased them out of the house.

13 She chases them to the door and asked Moett to find
14 something to block it. She said at that time she called
15 911, you heard the long call, two people. When she's
16 going -- when she's chasing them out of the house at the
17 door, what is she saying? Two people, a guy with
18 dreadlocks -- the only person with dreadlocks at that
19 time was Troy Mason -- helping another guy. And she
20 sees them clearly.

21 She then tells police that both those people were
22 five seven to five nine. Tall. Right?

23 Will you stand up for me, please, Mr. Belton?

24 [Whereupon, Mr. Belton complies]

25 MR. MLYNARCZYK: I'm five eleven, at best. I say

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1 five and three-quarters -- I say five eleven and three-
2 quarters.

3 You can go ahead and sit down.

4 [Whereupon, Mr. Belton complies]

5 MR. MLYNARCZYK: And she saw him? She would have
6 said, I saw two smaller guys and a giant. She went to
7 the door, saw the whole front yard. Somebody shooting
8 from back in the woods, where Mario said he went, and
9 two guys in the front. Remember, Troy and Mario both
10 say that Troy came out first. Everyone else came piling
11 out. If that were true, then Moett -- I mean, Shemeika
12 Stokes, when she's running out shooting, chasing them
13 with a gun, she would have seen everyone piling out.
14 But she didn't. She saw two, and made no mention of a
15 giant. Moett said three. She was unsure why she said
16 three, but she said three. Nobody said more than that.

17 So now let's -- we heard a lot about bullets and
18 ballistics and projectiles and gunshots and shells, and
19 there were four to seven guns, and so many of this --
20 but let's look at the facts. Not conjecture, facts.

21 Let's talk about what happens in the house. The
22 projectile expert says -- I asked, how many times was a
23 trigger pulled? Eleven times. Ten in the house, one
24 out. How do we know that? No, we're not talking about
25 the three shots up front that are coming from outside.

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1 We're talking about what happened in the house right
2 now. The yellow lines in the living room, there's one
3 coming out and there's one going like that. That's two.
4 There's two from the kitchen. That's four. He said
5 there's three from whoever is shooting at Mr. Simmons,
6 and then there's three shots from Mr. Simmons back, and
7 then one bullet that killed Mr. Curtis Delaney. That's
8 eleven. We absolutely confirmed that there were eleven
9 shells.

10 There were five .9mms found in the house, there was
11 one .9mm found in the backpack that Ms. Stokes said in
12 her panic, because of the drugs and the guns, that she -
13 - well, she said the guns. We realized there were drugs
14 there later. She wanted to get it out of the house. We
15 have shells. We have the one in the back pack. That's
16 six. There were four shot shells in the Taurus revolver
17 that Mr. Simmons had, three shotgun and one .45, the .45
18 actually the bullet that was found in Mr. Delaney.

19 So we have five .9mm in the house: the one in the
20 back pack, the four in the Taurus, right, the three
21 shotgun shells. And where is the last one? In the .357
22 Magnum that's in Mr. Delaney's hand outside. The
23 experts can project -- oh, it could have been this gun,
24 it could have been that gun. But I asked the expert, I
25 said, how many guns? At least four, could be seven. I

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1 just showed you that every bullet and every shell inside
2 the house is accounted for. She said the three bullets
3 in the front, possibly .380 but not sure, consistently.
4 And she couldn't even tell you that for sure those three
5 bullets came from different guns.

6 There's only one person who said -- when --
7 Shemeika Stokes, when she came out, she saw two guys,
8 dreadlocks, and helping the other guy, which was Mr.
9 Delaney, and she said that there were shots from the
10 woods. She said that. The only person who admitted to
11 being out there was Mario. He says he ran away. And
12 even if he would have gotten out of the house the same
13 time as them, he's not hurt. He's running full speed.
14 That's the three shots. No shells.

15 But inside the house, I -- I showed four guns:
16 Mario's gun, or whoever shot the .9mm, the .357, some
17 other gun that's out there that we don't know, and the
18 two that were found, the two for Troy Mason and Mario
19 Caldwell. So that's fact.

20 Now, the bullet trajectories also fit more facts of
21 the only unbiased people that took the stand in this
22 case, and that is Moett Simmons and Shemeika Stokes.
23 Miss Simmons, the teenager, says she's in her room.
24 Right? And she says that she heard her dad say, don't
25 go in there, meaning don't go in her room. So that

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1 means that Mr. Simmons was not in his bedroom. He was
2 somewhere in the vicinity where he could see the
3 bedroom, because someone's making their way towards it.

4 If you look at the -- no one has explained how
5 there are bullets through the wall in the living room
6 and bullets through the wall in the kitchen. Well, if
7 two people went into the hallway and that's where they
8 run into Mr. Simmons, there's a shot going out the door.
9 There's a shot coming back. And it looks like it could
10 be defensive. Then as --

11 Someone came around the computer in the living room
12 and shot from back there. And as they're trying get Mr.
13 Simmons as he goes in the room -- well, he gets to his
14 gun, now we're in trouble. He turns around and fires
15 his shots out while they're firing into the bedroom.
16 That explains that pattern. It fits what Moett said.
17 It fits, for three people.

18 So now we're in trial. We've been in trial for a
19 week. And y'all have been attentive. I appreciate it.
20 It's a great service and it's a service that you're
21 providing that's immeasurable, because this man has been
22 sitting in jail for fifteen months, with no physical
23 evidence. The only pieces of evidence that the
24 solicitor's office can point to came out of Mario's
25 mouth.

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1 The 0218 number, him being present. None of the
2 evidence supports it. None of the witnesses support it.
3 None of the officers support it. The investigator --
4 they didn't arrest him until 2014, until Mario said
5 they're involved, even after Troy had said it two years
6 earlier. There is no physical evidence.

7 The connection -- they're stuck. They made their
8 deal. They made their deal in 2014. The facts have not
9 vetted out what he's testifying to. He admitted that
10 he's lied on the stand. Troy's admitted that they lied
11 on the stand. They lied to you, I just proved that, at
12 least on one or two occasions. Proved it, not
13 supposing. Their expert confirmed it.

14 Beg your indulgence for one minute.

15 There's a lot of information that we're trying to
16 get in front of you. And I want to follow up on that
17 two-guy story. Remember at the beginning, two guys,
18 Troy Mason? Mario Caldwell made a report to the police
19 about the stolen Dodge Avenger. Do you remember that?
20 Remember what he told the police? I was in a bar with a
21 girl and two guys. Two guys. Even described them,
22 dreadlocks, gold teeth. It was a very detailed
23 statement.

24 But we now know, he admitted it, it was a lie. He
25 has proven to you that he can do that well. And that is

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1 credibility. And if the only thing the solicitor's
2 office is trying to use to connect my client to this
3 crime, with no physical evidence, is his word and Troy's
4 word? Because that 0218 number and them being there,
5 that's all from Mario. And we know that it's from Mario
6 because it wasn't until 2014, when he made this
7 statement, that they arrested my client.

8 I'm confident when you think about this, and
9 everything the solicitor has to say, it's not going to
10 refute these facts. And I'm confident that when you
11 look at this and you think about it, there will be an
12 abundance of reasonable doubt and beyond.

13 Send Mr. Belton home to his family and give him a
14 verdict of not guilty. Don't trust them. Don't trust
15 those guys that were on the stand. Thank you.

16 THE COURT: Mr. Murphy?

17 MR. MURPHY: Thank you. May it please the Court.
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CLOSING ARGUMENT

1
2 MR. MURPHY: Madam Forelady, ladies and gentlemen
3 of the jury, it's been a long week. And tonight when
4 you're eating dinner with your family and you finally
5 get to talk about this case with them, you're going to
6 get to tell them that you stood within a few feet -- or
7 sat within a feet of a cold-blooded killer.

8 When Mario Caldwell took that stand, I got chills
9 down my spine, the hairs on the back of my neck stood
10 up, and I couldn't help but think of the character of
11 Hannibal Lecter out of Silence of the Lambs. Hannibal
12 was a master manipulator, and so was Mario Caldwell. He
13 was calm, cool, composed. He talked about armed robbery
14 and murder like he was washing the dishes. He was able
15 to turn his emotions on at the flip of a switch. And he
16 showed y'all. He laughed, he cried on cue, he was
17 polite on cue, just like Hannibal Lecter was.

18 And you can see how he manipulated the State in
19 this case. And if there is such a thing as true evil,
20 Mario Caldwell certainly is that. And I say Mario
21 manipulated the State because I can't believe, at least
22 I don't want to believe, that the State knew that Mario
23 went into that house and held a gun to a thirteen-year-
24 old girl's head and threatened to kill her, when they
25 gave him that deal. But the State believed him. And

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1 they literally made a deal with the devil. And rather
2 than to admit their mistake, they hitched onto another
3 cold-blooded killer named Troy Mason.

4 And that's the problem I have with criminal cases
5 and criminal prosecutions, in general. They should be
6 about facts. They shouldn't limit evidence to -- it's
7 not at all about the attorneys winning or losing. The
8 government should treat every prosecution like a
9 scientist treats a theory. You have your theory and you
10 go about trying to disprove it. You should un-turn
11 every bit of evidence to prove your case beyond a
12 reasonable doubt. And that's what this case is about.
13 It's about theory versus reality.

14 And I'll never forgot when I was in tenth grade.
15 My math teacher said -- explained the difference between
16 theory and reality. Said in theory, it's mathematically
17 impossible to cross through that door right there
18 because you can always get closer and closer without
19 actually going through it.

20 But that's not reality here. And when you look at
21 reality in this case, you have to look at the non-bias
22 witnesses. Who had zero motive to lie one way or the
23 other? Who had absolutely no reason to have any motive
24 or bias in the case? And like Adam said, it was
25 Shemeika Stokes and it was Moett -- or Moett, a little

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1 thirteen-year-old girl at the time.

2 Now, what Moett said is that there was two to three
3 people in the house. And she said the fellow that held
4 the gun to her head and said, I'm going to kill you if
5 you make a sound, was wearing mittens. I thought that
6 was incredibly odd that she said mittens, because nobody
7 wears mittens except in like little kids' books, but I
8 didn't think there was any relevance to it at the time.

9 Now, Shemeika Stokes was a victim of this home
10 invasion, and then she got arrested and charged with
11 possession of drugs afterwards. She had zero motive to
12 lie, or zero motivation. And she said she saw a white
13 Blazer that day, or earlier that day. She said there
14 were two to three people. She said she chased them out.
15 And I believe she said she saw a fellow with dreadlocks
16 helping the guy on the lawn.

17 Now, those were the unbiased witnesses that gave
18 you the facts they recalled. Now you look at the other
19 two witnesses, that are alive, that were there. And
20 that's Troy Mason. And he clearly had a script that was
21 given to him by Caldwell, which was given to him by the
22 State. He admitted this is self-preservation. He's
23 literally fighting for his life up there. He doesn't
24 have that evil intent that Hannibal Lecter had. He's
25 not a master manipulator like Caldwell. He was a

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1 terrible liar up there. He just said, I don't know, I
2 can't answer anything. Any deviation from that script,
3 he knew was going to get in trouble.

4 Now, Caldwell gave a fantastic story, and I found
5 myself believing him as I sat up there. But there were
6 two things that he said. He said he took off his shoes
7 and put that sock on and he described that that would
8 have looked like mittens. That put him in the house
9 committing the crime, which was completely different
10 than what he said up there and completely different than
11 every story he gave.

12 And he also said that my client, Mr. Conyers, was
13 on the phone on the ride up there and he was getting
14 directions to the house. Well, if my client was the guy
15 who led this deal, gave them the idea to go to this
16 place in McClellanville, he wouldn't need to get
17 directions. So what Caldwell did is he substituted a
18 party. Whoever had that phone number ending in 4519 was
19 there. I don't know who it was, but he was able to
20 substitute that party for Mr. Conyers and come up with
21 the details and answer questions on cue.

22 Now, the facts are that Caldwell, Mason, and
23 Delaney were in that house. The witnesses that were
24 there put two to three people there. We know that there
25 was four guns. And Troy Mason said Mario had two, which

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1 might have been five. The trajectory expert -- said
2 that Mason's and Caldwell's story don't make sense.

3 And that leads us to the phone records that they
4 say are so important and are going to hang Mr. Conyers.
5 And this is Exhibit 328. And I asked the expert, where
6 did you get the phone from? He didn't know. Were you
7 asked to find out where the phone was purchased? He was
8 not asked to do so. The phone was registered to a
9 prepaid account. But the account was opened up in
10 August of 2009 and it went until 2010, December of 2010.
11 He could have found the store and thus probably who
12 bought it. But they didn't do that. We know that it
13 had an 843 area code, which means that it was purchased
14 somewhere from Dorchester all the way down to Jasper
15 County. But we don't have any other evidence.

16 And if you'll just look at this phone record. King
17 Conyers lived in Columbia, which has an 803 area code.
18 If you look at the 400 calls that were made through
19 this, most, I would say ninety percent -- I haven't
20 counted it up -- are an 843 area-code call. If he had
21 this phone and was using it, most of the numbers would
22 be an 803 area code. And that's just common sense,
23 folks. Well, I would submit this is not his phone. And
24 the State could have gone that extra length to try to
25 prove that it was his phone, but they didn't do that.

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1 The other thing that intelligence expert screwed up
2 on, he looked up all the numbers that weren't in here.
3 He's the only one that has access to those databases
4 using this Seahawk theory and that stuff. I don't have
5 access to that. I can't make -- can't do that. Right?
6 But if he did that, and if it truly was King Conyers'
7 phone, you would see some of his family members, his
8 mom, his dad, brothers and sisters. It would be very
9 easy to look at these numbers and link it to somebody,
10 the person who actually had this phone.

11 Now, the second thing you're going to see -- and
12 you can go back there --

13 MR. MURPHY: Can you pull up Exhibit 322.

14 -- you're going to say Constance Manigault, she
15 says she got a phone call the next day from King Conyers
16 and it was from that number, 45 -- ending in 4519. But
17 if you look at Constance Manigault's phone records,
18 which is Exhibit 232, you're going to see that there was
19 a phone call that lasted at 2:09 a.m. that night. You
20 can see 2:09 a.m., with King Conyers' number, 9516, it
21 was, that lasted for three minutes. Okay?

22 Constance testified she met King one time. King
23 said he never met her. Why would they be talking for
24 three minutes at 2:09 a.m? She also says the next day
25 that she spoke with somebody from the number that was

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1 called, 9516. And she gave an explanation of what
2 happened. But there is no conversation. That person
3 from that number never called her. And this is her
4 records. Okay? That's what she said. Now, I don't
5 know whose number 9516 is, but that's the State's theory
6 in this case. Okay?

7 Now, the State spent so much time trying to prove
8 stuff that no one disputed. They showed you all this
9 evidence that Troy Mason got shot. They showed you, how
10 many times, a picture of his bullet in his shoulder and
11 his face. No one is disputing that. He bled in the
12 house and they got his DNA out of there. No kidding.
13 We know that. All right? We know Shemeika shot the
14 gun. She said she did. We don't need a GSR to prove
15 that.

16 The State spent so much time proving stuff that was
17 not in dispute, they should have spent their time
18 showing whose phone that actually was, cross-checking
19 those numbers to try and link them to King Conyers.
20 They didn't do that. They could have done that, but
21 they didn't.

22 Now, that's not the way I want my government to
23 treat me. If they're going to try and send me to jail,
24 I want them to un-turn every stone to make sure they
25 prove beyond a reasonable doubt that I was actually

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1 involved. But that's not what they did here. And
2 that's the reality of this case, folks.

3 But the theory, if you look at the theory -- and I
4 still don't know, and I don't think we're ever going to
5 know, because Troy and Caldwell are lying -- is what's
6 the connection between these folks? Why would these
7 guys drive from North Charleston to Charlotte to
8 Columbia, back to Charleston and then to McClellanville?
9 Well, if it was to rob somebody, there's plenty of folks
10 to rob in Charleston, Columbia, and North Charleston.
11 And if it was drugs, there's plenty of drugs in
12 Charlotte, Columbia, and North Charleston. But there's
13 no explanation for this.

14 There's also no explanation as how Melvin Simmons
15 was the target. He wasn't randomly picked, folks.
16 There was a reason and a connection. But we don't know
17 that, because Caldwell and Mason aren't telling them.

18 And there's also no explanation -- if you believe
19 that there was other folks that this was King Conyers'
20 deal and Jeremiah Belton are the ringleaders of this,
21 why would Caldwell, who was just the driver, according
22 to him, Mason and Delaney be the guys that entered the
23 house, that took the bullets and didn't fire them? Why
24 were they the main guys? It doesn't make any sense and
25 I don't -- and the solicitor hasn't presented any theory

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1 as to why.

2 Now, that's the holes in the case which I can't
3 figure out. But here's my theory. And I can't prove
4 this, because Caldwell and Mason won't tell me. I think
5 there was a drug deal. I think Melvin Simmons was a
6 drug dealer. I don't know if he bought or sold drugs at
7 this time. But I think that Shemeika Stokes saw that
8 white Blazer, light-blue Blazer, pull up, which is why
9 she said she saw it pull up and thought it was
10 something. A drug deal happened earlier in that day or
11 maybe the day before, and I think that Mason and
12 Caldwell were trying to get back their money.

13 They did a drug deal with Kip Simmons beforehand,
14 they knew he had cash on -- or that he had drugs, and
15 they wanted to get back their money. That's the only
16 thing that makes sense, folks, because otherwise there's
17 no connection and no reason they would randomly go out
18 to the country to get this house that nobody knows.

19 Folks, the weaknesses in my case, I'll tell you, I
20 don't know how they got King Conyers' name. I do know
21 they've had over two years to figure it out and say,
22 yes, King was the guy. But I can't prove that. I don't
23 know whose phone ends in 4519. I can't prove that at
24 all. And I don't know who all the numbers are in that
25 phone, because I don't have access to those databases.

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1 I can't do that. But that's not enough to convict Mr.
2 Conyers of murder, burglary first, and possession. What
3 I don't know, you can't convict him on.

4 The State needs to prove beyond a reasonable doubt
5 that he was involved, and they haven't done -- the key
6 thing that would have proved their case, they chose not
7 to do it. And the reason they chose not to do it is
8 because they're trying to fit a square peg into a round
9 hole. And if they did their job, we wouldn't be sitting
10 here today.

11 So, folks, I'm going to ask you to send a message,
12 and find Mr. Conyers not guilty on all counts. Thank
13 you.

14 THE COURT: Ms. Shealy?

15 MS. SHEALY: May it please the Court.
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CLOSING ARGUMENT

MS. SHEALY: Good morning.

There are no coincidences. Troy Mason and Mario Caldwell did not make this up. The defense attorneys are saying why didn't the State arrest Jeremiah Belton and King Conyers when Troy Mason, the only one who did get arrested, gave a statement. Because we didn't know who they were. We only had the nicknames, Finger, Bez.

When Mario came in, he gave some names. He gave the telephone numbers. He gave us the details. He told us that the house they picked up King Conyers from in West Columbia was next to a field. Mario Caldwell didn't give me this. I asked Lewis Walker, can you pull up the Hoover address. It's insulting for the defense to say that we just bought what Mario Caldwell said. He told us what happened, and then we attempted to verify it. And we did.

King Conyers, electricity, Hoover Street, West Columbia, near a field. I think perhaps the only thing that that man said on the stand that was true, and it was partially true, is, oh, I used to go by -- how in the world would Troy Mason make that up? Keep in mind Troy Mason, on his phone -- and he's a simpler guy -- his contacts, there was no Finger, Belton, or Jeremiah. There was no Bez, King Conyers. There was no Crime,

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1 Curtis, or Delaney. The one he knew was Bra, Mario
2 Caldwell.

3 King Conyers wants you to believe that Constance
4 Manigault, who is Curtis Delaney's girlfriend, not
5 sister, came in here and lied. Lied when she said she's
6 met him, he's been to her house. Why -- and she said,
7 and I put his name in my phone because when I was
8 looking for Curtis, who do I call? Bez. He got on the
9 stand and told you, I hadn't seen Curtis in years. Who
10 lied? King Conyers.

11 Michelle Williams, Constance Manigault, while they
12 are grieving, while they are grieved -- they don't have
13 a dog in this fight. One lost their child, the other
14 lost their boyfriend. They have absolutely no
15 motivation to come onto this stand and tell you that
16 that was Bez' number and that they talked to Bez.

17 And Mr. Murphy must have lost something along the
18 way. That 2:09 phone call that occurred when they were
19 coming into Charleston, Constance Manigault told us who
20 that was. It was Curtis, on Bez' phone: we're getting
21 ready to get off on Cosgrove to come by the house.

22 Mario Caldwell made that up, that they went to that
23 house? Absolutely not. Constance told you it happened.
24 And she told you that on the 11th -- and remember the
25 records went through the 10th -- that she finally got in

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1 touch with Bez. Remember? And that the only time she
2 ever spoke to Crime, and just pause at that nickname
3 Crime, on Bez' phone is when they were together.

4 Mario Caldwell and Troy Mason drove from Charleston
5 to Charlotte. They went to pick up the big guy, the big
6 guy, the magnet, that drew all these people together:
7 Jeremiah Belton; let me drive.

8 What did Michelle Williams tell us? On her phone,
9 that her son had been using while he was visiting her in
10 Charlotte, the last phone call before her son walked out
11 the door to death was with Jeremiah Belton's phone
12 number, 642-1025. He's the one who thinks he slipped.
13 And while he put Irvine, California for an 843 number --
14 his names' on it, Jeremiah Belton. How can Mario make
15 that up?

16 Can't you just here it? We're here, and Curtis
17 leaves and gets in that vehicle, Belton's still the
18 driver, then they head toward Columbia. Now, keep in
19 mind that Jeremiah Belton and Curtis Delaney had been
20 calling each other back and forth so much that it drew
21 Michelle Williams' attention. She kept seeing that
22 phone number leading up to this event.

23 Then Belton, he drives to West Columbia to the
24 Hoover Street address, with Mario, Troy and Crime, and
25 they pick up Bez. Mario Caldwell is not making this up.

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1 We got the phone records because of him, because of what
2 he told us. And where is Bez' phone hitting? Cell
3 tower in West Columbia where Hoover Street is. But
4 remember what Michelle Williams told us? The last time
5 she spoke to her child, hey, mom, I'm in Columbia with
6 Bez or she said he said, I'm getting ready to leave
7 Bez'. That's what Curtis Delaney's mother told you.
8 The last time she spoke to her child. And who is he
9 with? Bez.

10 Let me stop for a second and say this about he
11 called a bunch of people on 843. Guys like this,
12 they've got different phones. He grew up in
13 McClellanville and in Charleston. Of course he's going
14 to have contacts with 843. Belton grew up in
15 Charleston. Remember Mario told you he had been friends
16 with him since they were teens, Belton being older,
17 though? Curtis Delaney, where did he grow up?
18 Charleston.

19 Come on, King. You know no one? I don't know
20 Belton, I don't know Mason, I don't know Caldwell? Now,
21 granted, he did meet them for the first time that night.
22 He sure as heck knew Delaney. And he knew Belton, and
23 he didn't even want to tell you that. Go back and look
24 at the chart between the phone call between King Conyers
25 and Belton the days leading up to this.

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1 Crime called his girlfriend, Constance Manigault's
2 phone, at 2:09. Mr. Murphy asked, what happened would
3 they -- why did King Conyers and Constance Manigault
4 have a three-minute phone call at 2:09? No, Mr. Murphy.
5 The 2:09 phone call that she testified to was between
6 Crime and her, telling her we're getting ready to go by
7 the house. And she worked a legitimate job, worked at
8 night while her boyfriend's carrying on doing the things
9 that he does. Said that when she got back to that
10 house, there were soda bottles and chip bags. She knew
11 they had come by there. They had smoked.

12 Remember she told us, and Detective Lawrence told
13 us, that when she learned about this and they called her
14 in to come talk, she showed Detective Lawrence, here
15 are the phone calls. Here's Bez' name in my contacts.
16 King Conyers was absolutely there.

17 Jeremiah Belton, the big guy, thinks he's got a
18 masterpiece getting ready to happen.

19 Let's think about Constance Manigault's house.
20 Remember Mario told you they dropped off Belton at the
21 Hub? I don't know if any of y'all know that area. And
22 then he said they went to Bonds Avenue, which leads over
23 to Dorchester, and they went to Constance Manigault's
24 house. This is foreign to all of us. They're sitting
25 there figuring out what are they going to do tonight,

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1 what is the plan. King Conyers, Mr. McClellanville,
2 says, I know a guy that'll be a big hit, I've dealt with
3 him before. The plan is in place.

4 Belton's two new guys are there. They're expecting
5 something big that night. And they leave. Imagine
6 that, the two vehicles. Belton with his two boys that
7 he collected in Columbia, and Bez and Crime keeping a
8 watchful eye over Troy Mason and Mario Caldwell, and
9 they travel in those two cars. But before they left
10 town, Mario did what he needed to do. He needed to go
11 get his gun. All had weapons.

12 July 10th. It was summer. The streets were quiet.
13 Two cars. All come in armed. Some, if not all, were
14 high. Were the masks in their pockets? Where were the
15 gloves? All ready for something big. Extra bullets, in
16 case they were necessary. Why do you bring extra
17 bullets if you're not bent on mischief? Ill will. And
18 back on Old Georgetown Road, at [REDACTED]
19 [REDACTED] Kip's asleep. Shemeika is asleep. Moett's
20 asleep. A sleeping house, with no idea, no idea, that
21 it would be the last night Moett would ever be with her
22 father.

23 You do not go into a home in the middle of the
24 night expecting no one to be home. You know people will
25 be. A home invasion. The associates park their car by

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1 the wooded area so that it would not be easily seen by
2 the homeowners. And you have the photographs. You can
3 look at them in the back. This isn't an area with a
4 bunch of houses, like one of the defense attorneys would
5 make you believe. Said why didn't all the neighbors, at
6 four o'clock in the morning, see the guys arrive.

7 They entered that house in the middle of the night
8 with the hope that they would outnumber who was inside.
9 They mask themselves. They pull out their weapons, the
10 gloves. You go this way, I'll go that way. Remember
11 what Mario told us? Curtis Delaney got impatient. He
12 didn't want all these instructions. He wanted to kick
13 that door down and get started. When you think you're
14 going to have a big hit, and you want to hit somebody
15 big, you are Ninja men.

16 This is what this crime looks like. Flashlights,
17 in case it's too dark. Holes so that you can see but
18 not be seen. When those guys entered, that's what
19 greeted Shemeika and Kip and Moett. That is how all the
20 guys looked that night. Not buttoned up. No tie. No
21 crisp shirts. That's who these men are. Moett's
22 nightmare began.

23 Think about the stillness of a summer night and a
24 sleeping house and then you hear with all force, taking
25 two times to bam in a front door. They were awakened.

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1 What's the next thing that the thirteen-year-old
2 remembers? A man in her room with a gun to her
3 forehead. They had no regard for who might be in that
4 house. None. A total disregard for human life. The
5 only thing they were interested in was what was in that
6 house, drugs and money. Drugs and money. And I can't
7 tell you for sure who went in when and in what order
8 they left. But I don't have to tell you that. I can't
9 prove that. I am sure, in the hurriedness of hearing
10 guns being fired, that they were all scrambling out.

11 The law holds each of them accountable, as it
12 should. When you arm yourself, when you gather this
13 group, when you huddle in the front yard, when you mask
14 yourself and glove yourself, and enter a man's home
15 where a child is in there sleeping, and his girlfriend,
16 all of you are equally guilty. All of you.

17 Judge Harrington will instruct you on the hand of
18 one is the hand of all. Because, buddy, they were all
19 in. Even Troy, of them all who had the least knowledge
20 about what was going down, he said, I was up for it, I
21 was up for it.

22 I think Troy Mason killed Kip Simmons. Troy Mason
23 thinks he killed Kip Simmons. That's a difficult pill
24 to swallow. It's hard to admit it to yourself, hard to
25 admit it to your family, and it's hard to tell others

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1 about it. He didn't want to believe he was the one who
2 shot Mr. Simmons. And remember what he said about when
3 he finally came clean with our office? He wanted
4 everybody else out of the room. He just wanted to tell,
5 as he testified, me and my investigator. It's a hard
6 thing to admit that you shot someone and killed them.
7 But when Troy crossed that threshold into the bedroom,
8 the homeowner nailed him, shot him. Shot him. Any one
9 fact being different in this, had one person gone one
10 way and another the other way, it could have been any of
11 these guys who fired the shot.

12 Jeremiah Belton was up for it. King Conyers was up
13 for it. Curtis Delaney was up for it. Mario Caldwell
14 was up for it. They are all equally guilty. Why else
15 do you bring a loaded weapon? Why else do you bring
16 them? They approached that house with recklessness, and
17 malice, and hearts bent on mischief. They were
18 intruders in the middle of the night, and they did not
19 care.

20 Remember the ballistics. Now, Mr. Mlynarczyk's
21 concoction of the story doesn't fit what Shemeika Stokes
22 said. She told you how it played out inside. SLED,
23 Suzanne Cromer, who works in Columbia, told you there
24 were four to seven guns there that night and that
25 Highpoint .9mms are popular in her field of work. There

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1 were shots from the outside, in, hitting the windows,
2 not caring who may be in those rooms. Shooting through
3 the front door, not caring who may be coming towards the
4 door, not caring whether there was a child inside who
5 may have left her bedroom. Shooting into the kitchen
6 out the back window, the back wall. Shooting into the
7 GMC. Shooting in the den, shooting on the floor.
8 Shooting all the way through the deck and out.

9 Troy Mason may have pulled the trigger that killed
10 Kip Simmons, but Finger, he got his boys together. He's
11 talking to Caldwell before this goes down. He's talking
12 to Conyers before this goes down. He brings other guys.
13 Wants to get to Charleston. Bez is the one who knew who
14 to rob, had dealt with him before. I'm not sure if all
15 of you know where McClellanville is, but it isn't far
16 from North Charleston. Of the seven, who had the
17 connection with McClellanville? King Conyers.

18 This is what's interesting about King Conyers, as
19 well. He's talking to Belton ahead of time. And
20 afterwards, he's got his phones still. That's the man
21 that accompanied the others. But King Conyers did want
22 to tell you, oh, that's not my number, and I don't know
23 any of these people. Let's pause and think about that.
24 When I asked him, well, why would Constance Manigault
25 come in here and say you've been to her house, she has

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1 your name in her phone? She must have found me on
2 facebook. Preposterous. Ridiculous.

3 Let's talk a minute about the culture of these
4 guys. They're criminals. But we don't understand it.
5 But they do. You don't ask questions. You don't talk
6 to the police. There's a code. You don't snitch. You
7 don't trust anybody. You don't flinch, or think it's
8 odd when you're at a woman's house and everybody has a
9 loaded weapon. Ecstasy, cocaine, marijuana. And you
10 protect your associate. That's their culture.

11 And that brings us to Mason and Caldwell. Sure
12 they waited and waited to cooperate. It goes against
13 every grain in their body to work with the police.
14 Every grain in their body, everything in their world.
15 And those guys are going to prison, and they're going to
16 prison as snitches.

17 And Troy certainly did wait to come completely
18 clean. But think about what he did when he gave his
19 statement. I'm not sure I understand what Mr.
20 Mlynarczyk is saying about Troy and Mario talking while
21 Troy was in jail and Mario wasn't but certainly he's not
22 suggesting that Mario was saying, go ahead and tell them
23 it was me, but let's also tell them it was other people.
24 Makes no sense whatsoever.

25 When Troy cooperated, that's for the first time

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1 that we hear Bez and Finger. We have no names. And he
2 gave his cousin up. They were Godbrothers. Mario was
3 working a job, had gotten married, started a family, and
4 got arrested because of Troy Mason. But Troy said Bez
5 and Finger at the same time he said Mario. And look at
6 Troy. He's pretty much always high. He's told you he's
7 used marijuana for so long, uses ecstasy, was popping
8 them that night, smoking pot. Quiet, doesn't trust
9 people. He's not sophisticated. What he started
10 thinking, as he told you, was maybe Mario shot me.
11 Maybe Mario shot me. His reasoning is flawed. Remember
12 how much later it was that he got his bullets removed?
13 He didn't realize until then that Mario didn't shoot
14 him..

15 And they want to make a huge deal about the fact
16 that right before this trial is the first time Troy
17 admitted, I went to Charlotte, I went to Constance
18 Manigault's, and I had a .9mm. What he did right before
19 trial made him more blameable, not less. And he didn't
20 want to say it, except in front of me and my
21 investigator. He doesn't remember all the details. He
22 doesn't remember all the details. He was high, ecstasy,
23 pot. But I'll tell you what he does remember. He
24 remembers who he was with when he got shot. He
25 remembers who he was with when he got shot.

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1 It's offensive when Mr. Murphy suggested -- or, I
2 don't know, it could have been Mr. Mlynarczyk -- that
3 the State had a script for these guys. If we had had a
4 script, which we would not do, would they not have been
5 point-by-point saying the same exact thing? It's
6 offensive. Troy telling you what he remembered and
7 Mario telling you what he remembered. There are no
8 scripts. And is Troy hoping for some consideration?
9 Yeah. And you know what? He should get some because,
10 but for Troy, we wouldn't have gotten Mario. And but
11 for Mario, we wouldn't have gotten them [indicates].
12 All those guys would be walking our streets.

13 And as I mentioned earlier, Mario gave us the
14 numbers that led to the search warrants. Mario can't
15 get the search warrant for phone records. We got the
16 phone records. And what did they do? They corroborated
17 what Mario said. The path he took to Charlotte, the
18 path from Charlotte to Columbia and then back to
19 Charleston. Belton leaving Charlotte, going to
20 Columbia, coming to Charleston. Caldwell leaving
21 Columbia, coming to Charleston, and going to
22 McClellanville, and going back up right near Trident
23 Hospital and Linda Mason's Hallmark Drive residence.

24 It wasn't easy for Mario to come in here and look
25 at the face of Jeremiah Belton, who he has known since

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1 he was a teen, and identify him in front of the
2 courtroom, knowing that he's staring down a prison
3 sentence. But remember the world they lived in. This
4 is the greatest offense, to snitch. Remember what Mario
5 told us about Belton. If you question, if you back out,
6 there will be consequences.

7 Let's think for a moment. What would have happened
8 if Troy Mason had not gotten shot? What would have
9 happened? Would Shemeika still be here? Moett?
10 Mason's blood led us to Mason. Mario Caldwell has
11 testified that he was there that night, that he went to
12 Constance Manigault's. There's no physical evidence of
13 that. There's no physical evidence of any of them being
14 at Constance Manigault's. You're hearing from the two
15 guys that were with them, and it's corroborated by the
16 evidence. They had their hands and faces covered. They
17 chose a remote site. They went in the quiet hours
18 before dawn. And they knew how to beat some physical
19 evidence.

20 I'll tell you what is physical evidence. Curtis
21 Delaney. He connects Mario and Troy with Belton and
22 Conyers. They didn't know him. Belton did. Bez did.
23 They had been friends since they were young. Crime.

24 And remember what Detective Lawrence said. When he
25 put that in his report, he got excited. You're a

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1 detective on a major home invasion and you think that
2 the dead guy had Liberty Hill Posse initials on his arm.
3 Oh, well, Troy Mason is from the Liberty Hill area. But
4 Detective Lawrence realized he was wrong. Those weren't
5 the initials. No detective, no witness, no knowledge at
6 all, ever, that Troy Mason had any association with
7 Curtis Delaney. His sister's never heard of any of
8 them.

9 Let's talk about a mother's intuition. Michelle
10 Williams: who were the first two people she wanted to
11 talk to when she learned that her child had been killed?
12 That night, that night, her instinct, I want to talk to
13 642-1025 because my son's been calling him a lot and
14 talking -- and he's been calling my son a lot, and he's
15 been in Charlotte, and he was the last person to call my
16 son before he left. Jeremiah Belton and Bez. Bez. And
17 when he spoke to her, when that man spoke to the mother
18 of the friend he had since childhood, he lied and said,
19 I wasn't there but this is how it played out. At first
20 she said, I accepted it, and then I started thinking
21 about it. Whoa! You've got way too many details. He
22 had the details because he was there. And Delaney's
23 girlfriend, who is the first person she wants to talk
24 to? The first person? King Conyers.

25 The phone records back up what Mario said and Troy

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1 said. Let's look at Belton's records. 9:40 p.m. to
2 11:41, he started his path. Gets to Columbia.

3 The next exhibit.

4 12:04 to 5:36, the path through Orangeburg to
5 Summerville to Moncks Corner into Charleston. And that
6 is when he thinks he's crafty, when he switches phones.

7 Let's look at Mario's. Mario heading at
8 Orangeburg, right on 26. Gets as far as Columbia, and
9 then right up 77 to Charlotte. He's not making this up.
10 He told us this, and then we got the records. Gets to
11 Charlotte, then he comes back and into Columbia. Then
12 leaves Columbia and gets to Charleston.

13 Let's look at Caldwell's -- excuse me -- King
14 Conyers. Columbia, Hoover Street, travels, into
15 Charleston. And then where does he go? Down 17 out to
16 Awendaw right here. What time is that? 3:47, 3:50,
17 3:53, 3:57, 3:58, 4:59, four o'clock. Home invasion
18 time. And then thirty-four minutes later, he starts his
19 path back down 536.

20 What did Mario tell us? They went back down 526.
21 He didn't know that we were going to get the cell-tower
22 records. That man led them out there, stuck with them,
23 and drove with Mario and he took Troy to Trident
24 Hospital.

25 I want you to look at something interesting. Let's

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1 look at Jeremiah Belton's records at 10:38. This is
2 where he is. Okay? This says Chester, if you can't
3 read it. This says Great Falls. 10:38. On the path to
4 Columbia. Let's look at Mario Caldwell. Now, remember,
5 Jeremiah has just been up there. 10:47, Great Falls.
6 They're arriving together. They're arriving together.

7 Back to Jeremiah Belton. 11:41. 11:41, where is
8 Jeremiah Belton? Right outside Dentsville, in Columbia.
9 And this is when he starts the twenty-three minute phone
10 call with Conyers. And at 11:45 on Mario Caldwell's
11 records, where is he? Right here. They're together.

12 Belton talking to Conyers as they are going towards
13 his house in West Columbia. Look at this. King
14 Conyers. Well, let's do -- okay. King Conyers. Now,
15 this is after Columbia. This is the route from Columbia
16 to Charleston. Bez, King Conyers, Orangeburg at 1:12.
17 Jeremiah Belton, Orangeburg, 1:14. They're all together
18 now. He, Belton, and Mario are traveling from Charlotte
19 to Columbia. And then when they all unite from Columbia
20 to Charleston, they're in the same vehicle, just like
21 Mario said.

22 This is interesting. You have the records back
23 there. Or you will have them back there. Mario and
24 Finger, who has been talking and talking and talking,
25 there are no calls between them, once he picks him up

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1 from Charlotte, until 2:43. Why? They're together.
2 They're together. 2:43 is when they get into the two
3 cars.

4 Conyers and Belton, who have been talking to each
5 other, are not calling each other from 11:41, when he
6 gets picked up in Columbia, until 2:43, because they're
7 together.

8 What starts happening after 2:43? Their path to
9 McClellanville. They're in two different vehicles.
10 That's when Jeremiah Belton's second number becomes
11 crucial. He thought he was slick. I'm going to get my
12 -- not my phone, not the one with my name on it, not on
13 the ride out to McClellanville.

14 And this is what Mr. Walker explained to you.
15 Finger, he talks to Conyers and he talks to Mario at
16 2:43 on his first number and immediately again on his
17 new number, calling the phone -- calling this phone.
18 Switching phones.

19 By 5:40 in the morning hours of July 10th, Troy
20 Mason is at Trident Hospital. By 8:30 that morning,
21 King Conyers is back in Columbia. Hightailed it back.
22 By 10:30, Jeremiah Belton is back in Charlotte. Melvin
23 Simmons and Curtis Delaney, they're in the morgue.
24 Mario Caldwell tried to figured out, what do I do with a
25 bloody, rented car.

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1 Ladies and gentlemen, Jeremiah Belton and King
2 Conyers spearheaded what they believed to them to be
3 grand. Did they think Kip was going to let them take
4 the drugs? Did they care? Why did they bring those
5 loaded weapons? They thought they were invincible.
6 Invincible. For four years, they walked the streets and
7 got away with it.

8 Troy Mason, he got Mario off the street. Mario, he
9 got Jeremiah Belton and King Conyers here. Now it's up
10 to you.

11 THE COURT: Ladies and gentlemen, we'll take a
12 brief comfort break before I instruct you on the law
13 applicable to this case.

14 Leave your notepads right where they are and
15 we'll -- it's just going to be just a short break.

16 Let me know Madam Foreperson, when y'all are ready
17 to come back in.

18 Please rise for the jury.

19 [Whereupon, the jury exits the courtroom at
20 11:24 a.m.]

21 THE COURT: Thank you. Be seated.

22 We'll take about ten minutes. Thank you. During
23 that time, please make sure that everything is boxed up
24 and ready to go. All right? Thank you.

25 [Whereupon, a recess is taken from 11:24 a.m. to

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1 11:36 a.m.]

2 [Whereupon, Court's Exhibit Number 6 is marked by
3 the court reporter]

4 THE COURT: All right. Let's bring in the jury.

5 [Whereupon, the jury enters the courtroom at
6 11:37 a.m.]

7 THE COURT: Thank you. Please be seated.
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CHARGE OF THE COURT

1
2 THE COURT: Ladies and gentlemen, we've reached the
3 stage of the trial where I will instruct you on the law
4 applicable to this case. Please pay close attention. I
5 typically do not send a copy of my charges back with you.

6 Madam Foreperson, you are responsible for writing
7 the verdicts, and I'll go over the verdict forms with you.

8 Ladies and gentlemen, there is absolutely no
9 significance in the way that I read these charges or the way
10 that I address the defendants. As you know, we have two
11 defendants in this case and I must charge you on the law
12 applicable to each defendant.

13 I remind you that during this trial, you and I have
14 had certain duties to perform. As the trial judge, it is my
15 responsibility to preside over the trial of this case, and I
16 have the duty to rule on the admissibility of the evidence
17 that has been offered during this trial. You are to consider
18 only the evidence before you. If there was any testimony
19 ordered stricken from the record, you must disregard that
20 testimony. You are to consider only the testimony that you
21 heard from the witness stand, the exhibits that have been made
22 part of the record in this case, as well as the stipulations
23 of counsel.

24 I have the additional duty to charge you the law
25 applicable to this case. As the presiding judge, I am the

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1 sole judge of the law in this case. It is your duty to accept
2 the law and apply the law exactly as I state it to you now.
3 If you have any idea as to what the law is or what the law
4 ought to be and it does not agree with what I am about to tell
5 you, you must abandon your own ideas because you are sworn to
6 accept the law and apply the law exactly as I state it to you
7 now.

8 In every case tried in this court before a jury,
9 the jury becomes the sole and exclusive judges of the facts.
10 A trial judge may not make any comment regarding the facts in
11 this case. You are not to infer from anything that I have
12 said or done throughout the progress of this trial that I have
13 any opinion about the facts in this case. The law does not
14 allow me to have an opinion about the facts in this case.
15 This is solely a matter for you to determine.

16 The indictments in this case charge the Defendant
17 Belton with murder, burglary in the first degree, and
18 possession of a firearm during the commission of a violent
19 crime. The indictments in this case charge Defendant Conyers
20 with murder, burglary in the first degree, and possession of a
21 firearm during the commission of a violent crime. I remind
22 you the fact that Mr. Belton and Mr. Conyers was arrested,
23 charged and indicted in this case, is not evidence and cannot
24 be considered by you as evidence of guilt, nor does it create
25 a presumption or inference of guilt.

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1 An indictment is simply the formal written
2 instrument which contains the charge made against the
3 defendant. It is the formal document by which this case is
4 brought into court. Just as the indictment in this case is
5 not evidence, any terminology or labels used to refer to the
6 individuals involved in this case cannot be considered as
7 evidence. For example, the use of the words defendant and
8 victim are merely labels and may not be considered by you as
9 evidence.

10 The indictments in this case allege several
11 different offenses against Mr. Belton. The charges are,
12 indictment number one, 2014-GS-10-6481, murder; indictment
13 number two, 2014-GS-10-6482, burglary in the first degree;
14 indictment number three, 2014-GS-10-6483, possession of a
15 firearm during the commission of a violent crime.

16 The indictments in this case allege different
17 offenses against Mr. Conyers. The charges are, indictment
18 number one, 2014-GS-10-6484, murder; indictment number two,
19 2014-GS-10-6485, burglary in the first degree; indictment
20 number three, 2014-GS-10-6486, possession of a firearm during
21 the commission of a violent crime.

22 Each indictment contains a separate and distinct
23 offense. You must decide each indictment separately, on the
24 evidence and the law applicable to it, uninfluenced by your
25 decision as to any other indictment.

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1 A defendant may be convicted or acquitted on any or
2 all of the offenses charged. You will be asked to write a
3 separate verdict of guilty or not guilty for each indictment
4 and for each defendant.

5 I charge you, there are two defendants in this
6 case. Defendant Belton is charged with murder, first degree
7 burglary, and possession of a firearm during the commission of
8 a violent crime. Defendant Conyers is charged with murder,
9 first degree burglary, and possession of a firearm during the
10 commission of a violent crime. The defendant and the evidence
11 and the law concerning that defendant and that indictment
12 should be considered separately and individually. Your
13 verdict does not have to be the same for each defendant. The
14 fact that you may find one defendant guilty or not guilty
15 should not control your verdict as to the other defendant.
16 When more than one person is charged with a crime, if the
17 evidence warrants it, you may convict one and acquit the other
18 or you may acquit both, or you may convict both. It will
19 depend upon your view of the testimony and the evidence. You
20 must take each defendant and consider the evidence as to that
21 defendant and the instructions to you on the law. You will
22 then write a separate verdict of guilty or not guilty for
23 Mr. Belton and for Mr. Conyers as to each indictment. There
24 are six separate verdict forms.

25 Defendant Belton has pled not guilty to the

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1 indictments alleging the criminal offenses against him.
2 Defendant Conyers has pled not guilty to the indictments
3 alleging the criminal offenses against him. A person charged
4 with committing a criminal offense in South Carolina is never
5 required to prove himself innocent. I charge you, it is an
6 important rule of law that the defendant in a criminal trial,
7 no matter what the seriousness of the charge may be, will
8 always be presumed to be innocent of the crime for which the
9 defendant was indicted unless guilt has been proven by
10 evidence satisfying you of that guilt beyond a reasonable
11 doubt. The presumption does not end when you begin your
12 deliberations, but it accompanies the defendant throughout the
13 trial until you reach a verdict of guilt based upon evidence
14 satisfying the standard of guilt beyond a reasonable doubt.

15 The presumption of innocence is not mere legal
16 theory. It is not just a legal phrase. It is a substantial
17 right to which every defendant is entitled until you, and
18 unless you, the jury, are satisfied from the evidence of the
19 defendant's guilt beyond a reasonable doubt.

20 The State has the burden of proving the defendant
21 guilty beyond a reasonable doubt. Some of you may have served
22 as jurors before in civil cases where you were told it was
23 only necessary to prove that a fact is likely more true than
24 not true, such as by a greater weight or preponderance of the
25 evidence. Proof beyond a reasonable doubt is proof that

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1 leaves you firmly convinced of the defendant's guilt. There
2 are very few things in this world that we do know with
3 absolute certainty and in criminal cases, the law does not
4 require the burden of proof that overcomes every possible
5 doubt.

6 If based upon your consideration of the evidence
7 you are firmly convinced that Mr. Belton is guilty of the
8 crime charged, you must find Mr. Belton guilty. If on the
9 other hand you think there is a real possibility that Mr.
10 Belton is not guilty, you must give Mr. Belton the benefit of
11 the doubt and find him not guilty.

12 If based upon your consideration of the evidence
13 you are firmly convinced that Mr. Conyers is guilty of the
14 crime charged, you must find Mr. Conyers guilty of the crime
15 charged. If on the other hand you think there is a real
16 possibility that Mr. Conyers is not guilty, you must give
17 Mr. Conyers the benefit of the doubt and find him not guilty.

18 There are two types of evidence that are generally
19 presented throughout a trial, direct evidence and
20 circumstantial evidence. Direct evidence directly proves the
21 existence of a fact. It does not require any deduction.
22 Circumstantial evidence is proof of a chain of facts and
23 circumstances indicating the existence of a fact. Crimes may
24 be proven by circumstantial evidence. The law makes no
25 distinction between the weight or value to be given either

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1 direct or circumstantial evidence. However, to the extent the
2 State relies on circumstantial evidence, all of the
3 circumstances must be consistent with each other and, when
4 taken together, point conclusively to the guilt of the
5 defendant beyond a reasonable doubt. If these circumstances
6 merely portray the defendant's behavior as suspicious, the
7 proof has failed. The State has a burden of proving a
8 defendant guilty beyond a reasonable doubt. This burden rests
9 with the State, regardless of whether the State relies on
10 direct evidence, circumstantial evidence, or a combination of
11 both.

12 Necessarily, you must determine the credibility of
13 the witnesses who have testified in this case. Credibility
14 simply means believability. It becomes your duty as jurors to
15 analyze the facts and determine which evidence convinces you
16 of its truth. In determining the believability of the
17 witnesses who have testified in this case, you may believe one
18 witness over several witnesses, or several witnesses over one
19 witness. You may believe a part of the testimony of one
20 witness and reject the remaining part of the testimony of that
21 same witness. You may believe the testimony of a witness in
22 its entirety, or reject the testimony of a witness in its
23 entirety. You may consider whether the witness has exhibited
24 to you any motive, interest, bias, or other prejudice in this
25 case, and you may consider the manner and appearance of a

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1 witness while he or she was on the witness stand'

2 A person who has a past criminal record is
3 competent to testify during a trial. A past record does not
4 affect the ability of that witness to testify. The past
5 record may only be considered by you, if at all, in
6 determining the witnesses' believability. Remember, you are
7 the sole judges of the facts in this case and of the
8 believability of any and all of the witnesses.

9 There has been evidence presented that witnesses
10 have made prior statements which are not consistent with the
11 witness' prior testimony. You may use this evidence to decide
12 whether to believe the witness. You may also use the evidence
13 of the earlier contradictory statements to determine the truth
14 of those statements. It is up to you to decide whether to
15 believe the earlier statements or to believe the testimony
16 given at trial.

17 If a witness is shown to have knowingly testified
18 untruthfully concerning any material matter, you may consider
19 this in determining whether to trust the witness' testimony as
20 to other matters. You may reject all testimony of that
21 witness or give all or part of the testimony the weight you
22 think it deserves.

23 The rules of evidence ordinarily do not permit
24 witnesses to testify to opinions or to conclusions. An
25 exception to this rule exists for witnesses we call expert

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1 witnesses. A witness who by education, experience, has become
2 some expert in art, science, profession, or calling, may state
3 an opinion as to relevant and material matter in which the
4 witness claims to be an expert and may also state the reasons
5 for that opinion. You should consider any expert opinion
6 received in evidence in this case and, like any other
7 evidence, give it the weight you think it deserves. If you
8 decide that the opinion of an expert witness is not based on
9 sufficient education and experience, or if you conclude that
10 the reasons given in support of the opinion are not sound, or
11 that the opinion is outweighed by other evidence, you may
12 disregard the opinion entirely. An expert witness' testimony
13 is to be given no greater weight than that of other witnesses
14 simply because the witness is an expert. Further, you are not
15 required to accept an expert's opinion, even though it is not
16 contracted.

17 In order to establish criminal liability, criminal
18 intent is required. For example, the particular mental state
19 required to be proven by the State for a particular crime
20 might be purpose, intent, knowledge, recklessness, or criminal
21 negligence. Criminal intent must be proven by the State
22 beyond a reasonable doubt. Criminal intent is always a matter
23 that must be determined by the jury from the circumstances
24 surrounding the situation. There is no way to prove intent to
25 a mathematical certainty because there is no way to tell with

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1 exact certainty what the person intended to do. The law says
2 that criminal intent may be inferred from the circumstances
3 shown to have existed. This is how you make a determination
4 of whether or not the element requiring intent was present.
5 It is not necessary to establish intent by direct and positive
6 evidence, but intent may be established by inference in the
7 same way as any other fact, by taking into consideration the
8 acts of all the parties and all the facts and circumstances of
9 this case. Criminal intent is a mental state. It is a
10 conscious wrongdoing. It is up to you to determine what the
11 defendant intended to do, based upon the circumstances shown
12 to have existed.

13 If a crime is committed by two or more people who
14 are acting together in committing a crime, the act of one is
15 the act of all. A person who joins with another to commit an
16 unlawful act is criminally responsible for everything done by
17 the other person which happens as a natural or probable
18 consequence of the facts done in carrying out the common plan
19 and purpose. If two or more people are together, acting
20 together, assisting each other in committing the offense, the
21 act of one is the act of all, or, as it is sometimes said, the
22 hand of one is the hand of all.

23 Prior knowledge that a crime is going to be
24 committed, without more, is not sufficient to make a person
25 guilty of that crime. Mere knowledge that another person is

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1 going to commit a crime, even if the defendant is present when
2 the crime is committed, is not sufficient to convict the
3 defendant as a principal. Guilt as a principal is shown by
4 actual or constructive presence at the scene as a result of a
5 prior arrangement. Therefore, a finding of a prior arranged
6 plan or common scheme is necessary for a finding of guilt as a
7 principal.

8 The State must prove beyond a reasonable doubt, by
9 competent evidence, the theory of the hand of one is the hand
10 of all. A principal in a crime is one who either actually
11 commits the crime or who is present aiding, abetting, or
12 assisting in committing the crime. When a person does an act
13 in the presence of and with the assistance of another, the act
14 is done by both. Where two or more are acting with a common
15 plan or intent are present at the commission of a crime, it
16 does not actually matter who commits the crime. All are
17 guilty. The hand of one is the hand of all. Present at the
18 commission of a crime means to be sufficiently near to aid and
19 abet and assist in the commission of the crime. However, mere
20 presence at the scene of a crime is not sufficient to convict
21 one as a principal on the theory of aiding and abetting.

22 Intent is also a necessary element, for there must
23 have been a common design or intent to commit the crime, and
24 the crime must have been committed pursuant thereto with the
25 person aiding and abetting by some overt act. Intent means

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1 intending the result which actually occurs, not accidentally or
2 involuntarily. Intent may be shown by acts and conducts of
3 the defendant and other circumstances from which you may
4 naturally and reasonably infer intent. The State must prove
5 these elements beyond a reasonable doubt.

6 An issue in this case is the identification of the
7 defendant as the person who committed the crime charged. The
8 State has the burden of proving identity beyond a reasonable
9 doubt. You must be satisfied beyond a reasonable doubt of the
10 accuracy of the identification of the defendant before you may
11 convict the defendant. Identification testimony is an
12 expression of belief or an impression by a witness. You must
13 determine the accuracy of the identification of the defendant.
14 You must consider the believability of each identification
15 witness in the same way as any other witness. You may
16 consider whether the witness had an adequate opportunity to
17 observe the offender at the time of the offense. This will be
18 affected by things like how long or short a time was
19 available, how far or close the witness was, the lighting
20 conditions, and whether the witness had a chance to see or
21 know the person in the past.

22 Once again, I instruct you, the burden of proof on
23 the State extends to every element of the crime charged and
24 this specifically includes the burden of proving beyond a
25 reasonable doubt the identity of the defendant as the person

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1 who committed the crime. If after examining the testimony you
2 have a reasonable doubt as to the accuracy of the defendant,
3 you must find the defendant not guilty.

4 Mr. Belton is charged with the crime of murder.
5 Mr. Conyers is charged with the crime of murder. In order to
6 prove this crime, the State must prove beyond a reasonable
7 doubt that the defendant killed another person with malice
8 aforethought. Malice is hatred, ill will, or hostility
9 towards another person. It is the intentional doing of a
10 wrongful act without just cause or excuse and with an intent
11 to inflict an injury, or under circumstances that the law will
12 infer an evil intent. Malice aforethought does not require
13 that malice exists for any particular crime before the act is
14 committed, but malice must exist in the mind of the defendant
15 just before and at the time the act is committed. Therefore,
16 there must be a combination of the previous evil intent and
17 the act. Malice aforethought may be express or inferred.
18 These terms, express and inferred, do not mean different kinds
19 of malice but merely the manner in which malice may be shown
20 to exist. That is either by direct evidence or by inference
21 from the facts and circumstances which are provided. Express
22 malice is shown when a person speaks words which express
23 hatred or ill will for another, or when the person prepared
24 beforehand to do the act which was later accomplished. Malice
25 may be inferred from conduct showing a total disregard for

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1 human life. Inferred malice may also arise when the deed is
2 done with a deadly weapon. A deadly weapon is any article,
3 instrument, or substance which is likely to cause death or
4 great bodily harm. Whether an instrument has been used as a
5 deadly weapon depends upon the facts and circumstances of each
6 case. If one intentionally kills another during the
7 commission of a felony, the inference of malice may arise.
8 Under the laws of the state of South Carolina, first degree
9 burglary is a felony. If facts are proved beyond a reasonable
10 doubt sufficient to raise an inference of malice to your
11 satisfaction, this inference would simply be an evidentiary
12 fact to be taken into consideration by you, along with all the
13 other evidence in this case, and you may give it the weight
14 that you decide it should receive.

15 Defendant Belton is charged with the crime of first
16 degree burglary. Defendant Conyers is charged with the crime
17 of first degree burglary. The State must first prove beyond a
18 reasonable doubt that the defendant entered a dwelling without
19 consent. A dwelling is any building or portion of a building
20 in which a person ordinarily sleeps. In order to prove that
21 the defendant entered the building, the State does not have to
22 show that the defendant's entire body entered the dwelling.
23 The smallest entry is sufficient. It may be any part of a
24 body such as a hand, foot, or even an instrument such as a
25 hook or other instrument. In addition, the State does not

State vs. Belton and Conyers
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1 have to prove that force was used to gain entry. Next, the
2 State must prove beyond a reasonable doubt that the defendant
3 intended to commit a crime, either a felony or a misdemeanor,
4 at the time of the entry. The mere entry into a dwelling
5 without consent is not burglary. If the intent to commit a
6 crime is formed after the entry, it is not burglary. On the
7 other hand, if the defendant intended to commit a crime at the
8 time of the entry, it is burglary even if the intent was
9 abandoned after the entry. It does not matter that the
10 intended crime was not completed.

11 Intent may be shown by acts and conduct of the
12 parties and the defendants, and other circumstances from which
13 you may naturally and reasonably infer intent. Finally, the
14 State must prove beyond a reasonable doubt that when entering,
15 while in the dwelling, or when fleeing, the defendant or an
16 accomplice was armed with a deadly weapon or explosive. A
17 deadly weapon is any article, instrument, or substance which
18 is likely to cause death or great bodily harm. Whether an
19 instrument has been used as a deadly weapon depends on the
20 facts and circumstances of each case; or the State must show
21 that when entering, while in the dwelling, or when fleeing,
22 the defendant or an accomplice caused physical injury to
23 anyone not participating in the crime; or, when entering,
24 while in the dwelling, or when fleeing, the defendant or
25 accomplice used or threatened to use a dangerous object; or,

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1 when entering, while in the dwelling, or when fleeing, the
2 defendant or an accomplice displayed what was or appeared to
3 be a knife, pistol, revolver, rifle, shotgun, machine gun, or
4 other firearm; or, the defendant entered or remained in the
5 dwelling in the nighttime. Nighttime is the period between
6 sunset and sunrise during which there is not enough daylight
7 to recognize a person's face except by artificial light or
8 moonlight.

9 Mr. Belton is charged with the crime of possession
10 of a weapon during the commission of or attempt to commit a
11 violent crime. Mr. Conyers is charged with the crime of
12 possession of a weapon during the commission of or attempt to
13 commit a violent crime. The State must prove beyond a
14 reasonable doubt that the defendant was in possession of a
15 firearm or visibly displayed what appeared to be a firearm
16 during the commission of a violent crime. A firearm means any
17 machine gun, automatic rifle, revolver, pistol, or any weapon
18 which will, is designed to, or may be readily converted to
19 expel a projectile.

20 In order to find the defendant guilty of possession
21 of a weapon during the commission of a violent crime, you must
22 find first that the defendant was guilty of either committing
23 a violent crime or attempting to commit a violent crime.
24 Under the laws of the state of South Carolina, murder is a
25 violent crime and first degree burglary is a violent crime.

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1 The State must prove beyond a reasonable doubt that the weapon
2 furthered, advanced, or helped in the commission of the crime.

3 You have heard testimony concerning the penalty a
4 person can serve for the crimes alleged in these indictments.
5 In determining the guilt or innocence of the defendant, you
6 cannot consider any possible penalty for any particular crime.
7 The punishment for the crime is a matter for me to determine
8 and should never be considered by you in any way whatsoever in
9 arriving at an impartial verdict as to the guilt or innocence
10 of the defendant.

11 I instruct you and emphasize the fact that
12 defendant Belton did not testify is not a factor to be
13 considered by you in any way in your deliberation and in your
14 consideration on the question of the guilt or innocence of the
15 defendant. It must not be considered by you in any manner
16 whatsoever. A defendant has the constitutional right to
17 remain silent and the assertion of this right by Mr. Belton
18 must not be considered by you in your deliberations. I
19 repeat, under your oath, you are to draw no conclusion
20 whatsoever from the fact that Defendant Belton in this case
21 did not testify. The fact that Mr. Belton did not testify
22 should not even be discussed in the jury room. The burden of
23 proof, as I have indicated to you, is on the State. The
24 defendant is not required to prove his innocence. The burden
25 of proof remains on the State to prove guilt beyond a

State vs. Belton and Conyers
Charge of the Court
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1 reasonable doubt.

2 Ladies and gentlemen, I am now going to go over the
3 verdict forms with you. As I indicated to you, there are six
4 separate verdict forms, three for each defendant. Ladies and
5 gentlemen, again, there is no significance in the way that I
6 read these verdict forms. I simply have to read one piece of
7 paper first and one particular charge first.

8 In the Court of General Sessions for the Ninth
9 Judicial Circuit, 2014-GS-10-6481, State of South Carolina
10 versus Jeremiah Fitzgerald Belton, we, the jury, find the
11 defendant, Jeremiah Fitzgerald Belton, not guilty, or, we, the
12 jury, find the defendant, Jeremiah Fitzgerald Belton, guilty
13 of murder.

14 Once you have reached a unanimous decision, meaning
15 all twelve of you must agree, you will sign that verdict form
16 and date it.

17 You will go through the remainder of the verdict
18 forms, remembering that there are two defendants and three
19 charges for each defendant. You much decide each verdict,
20 each indictment, uninfluenced by your decision as to the
21 previous indictment.

22 Ladies and gentlemen, this is the last time that I
23 will say this to you. Do not begin your deliberations. Do
24 not discuss this case amongst yourselves. We'll be gathering
25 the evidence to go back with you, the verdict forms, and at

State vs. Belton and Conyers
Charge of the Court
November 6, 2015

1 that time the bailiffs will indicate to you when you may begin
2 your deliberations.

3 Is there any member of my first twelve who, for
4 whatever reasons, feel at this point you would be unable to
5 continue your deliberations? If you feel that you would be
6 unable to continue your deliberations, or begin your
7 deliberations and continue until a verdict is reached, please
8 stand.

9 [Whereupon, there is no response]

10 THE COURT: Thank you. All twelve jurors have
11 indicated that they are able to begin and continue
12 deliberations.

13 To my alternate, at this time you have reached --
14 completed your service to this case, but I'm going to have you
15 stay with us until the first twelve have been given this case
16 and the verdict forms to begin their deliberations. At that
17 point, I will come and release you. So, again, do not begin
18 any deliberations. You're going to be kept in a separate
19 place, but do not begin thinking or discussing this case with
20 yourself. All right?

21 Ladies and gentlemen, please rise for the jury.

22 [Whereupon, the jury exits the courtroom at

23 12:05 p.m.]

24 THE COURT: Thank you. Be seated.

25 Any objection, correction, to the charge as read?

State vs. Belton and Conyers
Charge of the Court
November 6, 2015

1 From the State?

2 MS. SHEALY: Your Honor, I would ask that related
3 to your felony murder charge, you indicated that
4 burglary first is a felony. I would also ask that you
5 advise them that attempted armed robbery and armed
6 robbery is a felony because that's what they were coming
7 in to do, was to rob.

8 THE COURT: Mr. Mlynarczyk?

9 MR. MLYNARCZYK: In the sense that it -- I mean,
10 it's not on the indictment. I think it might confuse
11 them. I think your charge was sufficient.

12 MR. MURPHY: I think your instruction was
13 sufficient.

14 Again, this is -- there's no question that there
15 was a home invasion, so any intent I don't think is
16 applicable.

17 THE COURT: It's noted for the record. I will not
18 -- I will not charge that.

19 MS. SHEALY: Okay.

20 THE COURT: Any other objections, corrections?

21 MS. SHEALY: Not from the State.

22 MR. MLYNARCZYK: Not from Mr. Belton, Your Honor.

23 MR. MURPHY: None, Your Honor.

24 THE COURT: And y'all have reviewed the verdict
25 forms, so they're going to go back.

State vs. Belton and Conyers
Charge of the Court
November 6, 2015

1 There is no objection as to what is going back?

2 From the State?

3 MS. SHEALY: That's correct, Your Honor.

4 MR. MLYNARCZYK: Only the objections on the record,
5 Your Honor.

6 MR. MURPHY: That's correct, Your Honor.

7 THE COURT: We'll be at ease. Thank you.

8 MR. MURPHY: Thank you, Your Honor.

9 [Whereupon, evidence goes out to the jury at
10 12:09 p.m.]

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State vs. Belton and Conyers
Verdict
November 6, 2015

VERDICT

THE COURT: We have a verdict. Anything before we bring in the jury? From the State?

MS. SHEALY: Nothing, Your Honor.

MR. MLYNARCZYK: Nothing, Your Honor.

MR. MURPHY: Nothing, Your Honor.

[Whereupon, the jury enters the courtroom at 2:04 p.m.]

THE BAILIFF: Jurors are all present, Your Honor.

THE COURT: Thank you. Please be seated.

I understand you have reached a verdict. If you will please fold the verdict forms and hand them to the bailiff, and we'll make sure that they are in order.

[Whereupon, the Court reviews documents]

THE COURT: Mr. Belton, please rise.

[Whereupon, Mr. Belton complies]

THE CLERK OF COURT: The State of South Carolina, in the County of Charleston, in the Court of General Sessions for the Ninth Judicial Circuit, the State of South Carolina versus Jeremiah Fitzgerald Belton, case number 2014-GS-10-06481, we, the jury, find the defendant, Jeremiah Fitzgerald Belton, guilty of murder. Signed Madam Forelady, November 6th, 2015.

As to indictment number 2014-GS-10-06482, we, the jury, find the defendant, Jeremiah Fitzgerald Belton,

State vs. Belton and Conyers
Verdict
November 6, 2015

1 guilty of burglary in the first degree. Signed Madam
2 Forelady, November 6th, 2015.

3 As to indictment number 2014-GS-10-06483, we, the
4 jury, find the defendant, Jeremiah Fitzgerald Belton,
5 guilty of possession of a firearm during the commission
6 of a violent crime. Signed Madam Forelady, November
7 6th, 2015.

8 Ladies and gentlemen of the jury, if this is your
9 verdict, please indicate so by raising your right hand.

10 Please let the record reflect that all jurors have
11 raised their right hands.

12 THE COURT: Thank you. Anything further, Mr.
13 Mlynarczyk?

14 MR. MLYNARCZYK: Make a motion for a new trial,
15 Your Honor.

16 THE COURT: As far as the jury?

17 MR. MLYNARCZYK: No, Your Honor.

18 THE COURT: All right. Thank you.

19 MR. MLYNARCZYK: Nothing.

20 THE COURT: We'll handle the motions and matters
21 after. All right? Thank you.

22 Mr. Conyers, please stand.

23 [Whereupon, Mr. Conyers complies]

24 THE CLERK OF COURT: The State of South Carolina,
25 in the County of Charleston, in the Court of General

State vs. Belton and Conyers
Verdict
November 6, 2015

1 Sessions for the Ninth Judicial Circuit, the State of
2 South Carolina versus King Chevais Conyers, case number
3 2014-GS-10-06484, we, the jury, find the defendant, King
4 Chevais Conyers, guilty of murder. Signed Madam
5 Forelady, November 6th, 2015.

6 As to case number 2014-GS-10-06485, we, the jury,
7 find the defendant, King Chevais Conyers, guilty of
8 burglary in the first degree. Signed Madam Forelady,
9 November 6th, 2015.

10 As to case number 2014-GS-10-06486, we, the jury,
11 find the defendant, King Chevais Conyers, guilty of
12 possession of a firearm during the commission of a
13 violent crime. Signed Madam Forelady, November 6th,
14 2015.

15 Ladies and gentlemen of the jury, if this is your
16 verdict, please indicate so by raising your right hand.

17 Please let the record reflect that all jurors have
18 raised their right hand.

19 THE COURT: Thank you.

20 Anything further required of the jury, Mr. Murphy?

21 MR. MURPHY: Yes, Your Honor. We would ask to poll
22 the jury, please.

23 THE COURT: Please be seated. Thank you.

24 [Whereupon, Mr. Conyers complies]

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State vs. Belton and Conyers
Polling of the Jury
November 6, 2015

POLLING OF THE JURY

THE COURT: Using the jurors numbers.

THE CLERK OF COURT: Beginning with Madam Forelady.

Ladies and gentlemen, whenever your juror number is called, if you would please stand.

I will then ask a few questions. Please answer each question appropriately.

Starting with Madam Forelady, juror number 129. Is this your verdict?

JUROR NUMBER 129: Yes.

THE CLERK OF COURT: Is this still your verdict?

JUROR NUMBER 129: Yes.

THE CLERK OF COURT: Thank you. You may be seated.

Juror 201, is this your verdict?

JUROR NUMBER 201: Yes.

THE CLERK OF COURT: Is it still your verdict?

JUROR NUMBER 201: Yes.

THE CLERK OF COURT: Thank you.

Juror 357, is this your verdict?

JUROR NUMBER 357: Yes.

THE CLERK OF COURT: Is this still your verdict?

JUROR NUMBER 357: Yes.

THE CLERK OF COURT: Thank you.

Juror 192, is this your verdict?

JUROR NUMBER 192: Yes, sir.

State vs. Belton and Conyers
Polling of the Jury
November 6, 2015

1 THE CLERK OF COURT: Is this still your verdict?
2 JUROR NUMBER 192: Yes, sir.
3 THE CLERK OF COURT: Thank you.
4 Juror 159, is this your verdict?
5 JUROR NUMBER 159: Yes.
6 THE CLERK OF COURT: Is this still your verdict?
7 JUROR NUMBER 159: Yes.
8 THE CLERK OF COURT: Thank you.
9 Juror 166, is this your verdict?
10 JUROR NUMBER 166: Yes.
11 THE CLERK OF COURT: Is this still your verdict?
12 JUROR NUMBER 166: Yes.
13 THE CLERK OF COURT: Thank you.
14 Juror 180, is this your verdict?
15 JUROR NUMBER 180: Yes, sir.
16 THE CLERK OF COURT: Is this still your verdict?
17 JUROR NUMBER 180: Yes, sir.
18 THE CLERK OF COURT: Thank you.
19 Juror 290, is this your verdict?
20 JUROR NUMBER 290: Yes..
21 THE CLERK OF COURT: Is this still your verdict?
22 JUROR NUMBER 290: Yes.
23 THE CLERK OF COURT: Thank you.
24 Juror 179, is this your verdict?
25 JUROR NUMBER 179: Yes, sir.

State vs. Belton and Conyers
Polling of the Jury
November 6, 2015

1 THE CLERK OF COURT: Is this still your verdict?

2 JUROR NUMBER 179: Yes, sir.

3 THE CLERK OF COURT: Thank you.

4 Juror 255, is this your verdict?

5 JUROR NUMBER 255: Yes.

6 THE CLERK OF COURT: Is this still your verdict?

7 JUROR NUMBER 255: Yes.

8 THE CLERK OF COURT: Thank you.

9 Juror 262, is this your verdict?

10 JUROR NUMBER 262: Yes.

11 THE CLERK OF COURT: Is this still your verdict?

12 JUROR NUMBER 262: Yes.

13 THE CLERK OF COURT: Thank you.

14 Juror 271, is this your verdict?

15 JUROR NUMBER 271: Yes.

16 THE CLERK OF COURT: Is this still your verdict?

17 JUROR NUMBER 271: Yes.

18 THE CLERK OF COURT: Thank you.

19 Your Honor, the jury has been polled and the
20 verdict stands.

21 THE COURT: Anything further, Mr. Murphy?

22 MR. MURPHY: Nothing, Your Honor.

23 THE COURT: Ladies and gentlemen, this completes
24 your service to this case. It also completes your
25 service for the week.

State vs. Belton and Conyers
Polling of the Jury
November 6, 2015

1 If you will please go back to your jury room, I'll
2 be there in just a few moments to personally thank you
3 for your service to Charleston County.

4 Please rise for the jury.

5 [Whereupon, the jury is excused and exits the Court
6 at 2:10 p.m.]

7 THE COURT: Thank you. Be seated.
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State vs. Belton and Conyers
 Motion for a New Trial by Mr. Mlynarczyk
 November 6, 2015

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MOTION FOR A NEW TRIAL BY MR. MLYNARCZYK

THE COURT: Outside the presence of the jury,
 anything further?

MR. MLYNARCZYK: Yes, Your Honor.

I would just make a motion for a new trial at this
 time, that the verdict was based on emotion and other --
 that the evidence didn't support the findings. I would
 just like to make a motion at this time for a new trial
 for Mr. Belton.

THE COURT: Anything? Any response from the State?

MS. SHEALY: Well, Your Honor, I think that the
 jury obviously has paid attention during the entire
 trial, they've been given ample evidence to support
 their findings, and that they were deliberative.

THE COURT: At this time, based upon the evidence
 that has been presented, your motion for a new trial is
 denied.

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State vs. Belton and Conyers
Motion for a New Trial by Mr. Murphy
November 6, 2015

1 MOTION FOR A NEW TRIAL BY MR. MURPHY

2 THE COURT: Mr. Murphy, anything?

3 MR. MURPHY: Yes, Your Honor.

4 For the record, we would make a motion for a new
5 trial, as well. We don't believe the evidence -- or the
6 verdict conformed with the evidence presented.

7 THE COURT: Ms. Shealy, anything as to Defendant
8 Conyers?

9 MS. SHEALY: The same argument that I made as
10 related to Mr. Belton.

11 THE COURT: Based upon the testimony that was
12 presented, and the jury's verdict, your motion for a new
13 trial is denied.

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State vs. Belton and Conyers
Sentencing of Mr. Belton
November 6, 2015

SENTENCING OF MR. BELTON

THE COURT: Are you prepared for sentencing at this time?

MR. MLYNARCZYK: Yes, Your Honor.

MR. MURPHY: Yes, Your Honor.

THE COURT: Do you have your sentencing sheets?

MS. SHEALY: I do, Your Honor.

THE COURT: My clerk is going to review those. I'm going to release the jury. It will be just a few moments. Thank you.

[Whereupon, a recess is taken from 2:12 p.m. to 2:26 p.m.]

THE COURT: Mr. Mlynarczyk, are you prepared for sentencing?

MR. MLYNARCZYK: Yes, Your Honor.

MS. SHEALY: Thank you, Your Honor.

Your Honor, I wanted to -- do you want -- okay. I wasn't sure you were ready for me.

Present in the courtroom all week has been Kip Simmons' older sister, and his father Melvin Simmons, Sr., his mother Gloria Simmons, his brother Vincent Simmons, his daughter Moett, obviously, and her mother, and his son Darius Simmons.

Could you just hold your hand up Darius?

You've heard the facts. You can imagine the

State vs. Belton and Conyers
Sentencing of Mr. Belton
November 6, 2015

1 grieving that the family has gone through.

2 Jeremiah Belton has been known in the Charleston
3 community for a long time, Judge. He has a prior record
4 of accessory after the fact of murder, possession of
5 crack, voluntary manslaughter, obviously meaning he's
6 killed before, purchase of body armor, failure to stop
7 for a blue light, resisting arrest with a deadly weapon,
8 possession of a stolen vehicle, receiving stolen goods,
9 and driving under suspension.

10 Previously, we filed a notice of intent to seek
11 life without parole on him. As a Court's Exhibit, Your
12 Honor, I would like to have marked our notice and the
13 accompanying paperwork, which are signed by not only
14 Mr. Belton but also his attorney, and the underlying
15 certified copy of the sentencing sheet for voluntary
16 manslaughter.

17 [Whereupon, Court's Exhibit Number 7 is marked by
18 the court reporter]

19 THE COURT: Anything further?

20 MS. SHEALY: No, Your Honor.

21 THE COURT: Mr. Mlynarczyk?

22 MR. MLYNARCZYK: May it please the Court, Your
23 Honor.

24 Jeremiah Belton's family has been here all week,
25 too. And throughout the process, they've been with me.

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1 I understand that -- you know, we acknowledge the
2 service of life without parole. You know, again, I
3 understand the Court -- you know, I've already made the
4 motion, made the ruling, and that he does intend to
5 appeal. But if the Court does find that life without
6 parole is not applicable or doesn't apply, we would ask
7 for a minimum sentence of thirty years. And --

8 THE COURT: Mr. Mlynarczyk, how would it not apply?

9 MR. MLYNARCZYK: I'll reserve --

10 THE COURT: It appears that it was properly --

11 MR. MLYNARCZYK: -- I'll reserve it for appeal,
12 Your Honor. I understand. I understand.

13 That's all I have, Your Honor.

14 Again, for the record, we'll put in a notice of
15 appeal. Thank you.

16 THE COURT: Mr. Belton, please stand.

17 [Whereupon, Mr. Belton complies]

18 THE COURT: Mr. Belton, you have heard the verdict.

19 MR. BELTON: [Indicates affirmatively]

20 THE COURT: Is that a yes?

21 MR. BELTON: Yes, ma'am.

22 THE COURT: Has your attorney advised you of your
23 right to appeal?

24 MR. BELTON: Yes.

25 THE COURT: You understand that you must appeal

State vs. Belton and Conyers
Sentencing of Mr. Belton
November 6, 2015

1 within ten days, you or your attorney?

2 MR. BELTON: Yes.

3 THE COURT: Do you understand that you have been
4 served with a life without the possibility of parole
5 notice?

6 MR. BELTON: Yes.

7 THE COURT: Do you wish to address the Court at
8 this time?

9 MR. BELTON: I don't feel --

10 THE COURT: I'm sorry?

11 MR. BELTON: I don't feel like there was any
12 evidence against me in this case. I don't feel like I
13 was represented properly. And the jury made the
14 decision out of emotion instead of dealt with the facts.

15 THE COURT: Anything before I impose sentence upon
16 you?

17 MR. BELTON: No.

18 THE COURT: Anything further, Mr. Mlynarczyk?

19 MR. MLYNARCZYK: No, Your Honor.

20 THE COURT: Ms. Shealy, the life without the
21 possibility of parole applies to the murder and to the
22 burglary first; is that correct?

23 MS. SHEALY: That is correct.

24 THE COURT: All right. Is that your understanding,
25 Mr. Mlynarczyk?

State vs. Belton and Conyers
Sentencing of Mr. Belton
November 6, 2015

MR. MLYNARCZYK: It is, Your Honor.

THE COURT: It's the order of the Court on 2014-GS-10-6481 that you be committed to the State Department of Corrections for a term of life without the possibility of parole under Section 17-25-45. It's the order of the Court on 2014-GS-10-6482 that you be committed to the State Department of Corrections for a term of life without the possibility of parole under Section 17-25-45. It's the order of the Court on 2014-GS-10-6483 that you be committed to the State Department of Corrections for a term of five years. They will run concurrent. Good luck to you.

State vs. Belton and Conyers
Sentencing of Mr. Conyers
November 6, 2015

SENTENCING OF MR. CONYERS

MS. SHEALY: Your Honor, regarding King Conyers, he has a prior record for trespassing, breaking and entering automobile, and an assault with intent to kill, indicating obviously that previously he has tried to kill before.

MR. CONYERS: No, I didn't.

MS. SHEALY: Your Honor, it would be the State's position that this man is equally deserving of a life without parole sentence.

THE COURT: Has he been served --

MS. SHEALY: No, but I --

THE COURT: -- with a notice?

MS. SHEALY: No.

He is not qualified for a mandatory one, but I certainly believe he is deserving of one.

THE COURT: Of a life sentence?

MS. SHEALY: Yes, Your Honor. Both under the burglary and under the murder.

THE COURT: Tell me the -- tell me his prior record again.

MS. SHEALY: Trespassing, breaking and entering automobile, and assault with intent to kill.

THE COURT: All right. Thank you.

All right. Mr. Murphy, I'm happy to hear from you,

State vs. Belton and Conyers
Sentencing of Mr. Conyers
November 6, 2015

1 Mr. Conyers, or anyone else regarding sentencing.

2 MR. MURPHY: Thank you, Your Honor. May it please
3 the Court.

4 We know that you are limited by statute very much
5 for what you can do in terms of sentencing. Based on
6 his age and the facts that you heard, we would ask for a
7 minimum sentence of thirty years, Your Honor.

8 I believe Mr. Conyers would like to address you.

9 THE COURT: Mr. Murphy, did you address with your
10 client the fact that the murder charge is a violent and
11 a most serious offense?

12 MR. MURPHY: Yes.

13 THE COURT: And that the burglary charge is a
14 violent and a most serious offense?

15 MR. MURPHY: Yes.

16 THE COURT: That murder carries from a mandatory
17 minimum of thirty years up to life?

18 MR. MURPHY: Yes.

19 THE COURT: And that burglary in the first carries
20 from fifteen to life?

21 MR. MURPHY: Yes.

22 THE COURT: And that possession of weapon carries
23 up to five years?

24 MR. MURPHY: Yes, Your Honor.

25 THE COURT: Did you also explain to your client

State vs. Belton and Conyers
Sentencing of Mr. Conyers
November 6, 2015

1 that he has the right to appeal this plea but he must do
2 so within ten days?

3 MR. MURPHY: Yes, Your Honor.

4 THE COURT: Mr. Conyers, I will be happy to hear
5 from you, but I have tolerated two outbursts from you
6 already this afternoon.

7 MR. CONYERS: I apologize, ma'am.

8 THE COURT: Thank you.

9 I will be happy to hear from you in order to impose
10 a sentence upon you, but I am not going to tolerate any
11 misbehavior. Do you understand?

12 MR. CONYERS: Yes, ma'am.

13 THE COURT: Happy to hear from you.

14 MR. CONYERS: I don't feel like I was represented
15 to the fullest, and I don't accept my lawyer's
16 capability. And I didn't do this crime. I was not
17 there. I did not do this. I could not do it, ma'am. I
18 was -- for the last seven years. They might have said
19 all of this, but it is not from me. There's no
20 question. I was not there. I did not do this, ma'am.
21 And I don't want to go to prison for something I didn't
22 do. I was in for fifteen months for something I didn't
23 do.

24 I've got a little girl. I've got a little girl,
25 she -- and cry and cry and cry because her daddy ain't

State vs. Belton and Conyers
Sentencing of Mr. Conyers
November 6, 2015

1 here.

2 I didn't do this. I didn't have nothing to do with
3 killing y'all's family. I didn't do this.

4 THE COURT: Mr. Conyers, I need you to address the
5 Court.

6 MR. CONYERS: I don't know what else to say. I
7 can't do nothing.

8 That's it. Thank you, ma'am. Thank you.

9 THE COURT: Thank you, Mr. Conyers.

10 Is there anyone else who wishes to address the
11 Court?

12 MR. MURPHY: No, Your Honor.

13 THE COURT: Mr. Murphy, anything else?

14 MR. MURPHY: Nothing, Your Honor.

15 THE COURT: It's the order of the Court on 2014-GS-
16 10-6484 that you be committed to the State Department of
17 Corrections for a term of life. I'll give you credit
18 for the time that you have served. It's the order of
19 the Court on 2014-GS-10-6485 that you be committed to
20 the State Department of Corrections for a term of life.
21 Give you credit for the time that you have served. It's
22 the order of the Court on 2014-GS-10-6486 that you be
23 committed to the State Department of Corrections for a
24 term of five years. I'll run all three indictments
25 concurrent. Good luck to you, sir.

State vs. Belton and Conyers
Sentencing of Mr. Conyers
November 6, 2015

1 MR. MURPHY: Thank you, Your Honor.

2 THE COURT: All right. Anything further from the
3 State, Ms. Shealy?

4 MS. SHEALY: No, Your Honor.

5 THE COURT: Mr. Mlynarczyk?

6 MR. MLYNARCZYK: Your Honor, the only thing I would
7 like to ask, I would like to send letters to the jurors,
8 if they would like, you know, to discuss with me the
9 case, just to follow up. I'm asking permission of the
10 Court if that's okay. I will let them know in the
11 notice that they don't have to respond, and I would like
12 to thank them for their service, and then, you know,
13 contact me if they wish to discuss the case. Do I have
14 permission from the Court for that?

15 THE COURT: I don't have any objection.

16 MR. MLYNARCZYK: Thank you, Your Honor.

17 MR. MURPHY: Nothing, Your Honor.

18 THE COURT: Anything? Nothing further?

19 MS. SHEALY: No, Your Honor.

20 THE COURT: Ms. Shealy, Mr. Cooper, Mr. Mlynarczyk,
21 and Mr. Murphy, just wanted to thank you for your
22 courtesy and professionalism. This was a very
23 emotionally-charged trial and so I appreciate your
24 professionalism and courtesy to each other, most
25 importantly, and to the Court and to my staff and the

State vs. Belton and Conyers
Sentencing of Mr. Conyers
November 6, 2015

1 personnel here. And thank you for being respectful of
2 each side's family. Thank you.

3 MS. SHEALY: Thank you, Your Honor.

4 MR. MLYNARCZYK: Thank you.

5 MR. MURPHY: Thank you, Judge.

6 [Whereupon, Court's Exhibit Number 8 is marked by
7 the court reporter]

8 [Whereupon, Court's Exhibit Number 9 is marked by
9 the court reporter]

10 [JURY TRIAL CONCLUDES AT 2:37 P.M.]

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State vs. Belton and Conyers

C E R T I F I C A T E

STATE OF SOUTH CAROLINA

COUNTY OF CHARLESTON

I, the undersigned Mia Perron, Circuit Court Reporter for the 9th Judicial Circuit of the State of South Carolina, do hereby certify that the foregoing is a true, accurate, and complete transcript of the hearing held before the Honorable Kristi L. Harrington, on Friday, November 6, 2015.

I do further certify that I am neither kin nor counsel to any of the parties and have no interest in the outcome of this action.

Dated this 3rd day of April, 2016.



Mia Perron, CVR-CM-M
Circuit Court Reporter
9th Judicial Circuit

STATE OF SOUTH CAROLINA
COUNTY OF CHARLESTON

STATE OF SOUTH CAROLINA

v.

JEREMIAH FITZGERALD
BELTON,

Defendant.

IN THE GENERAL SESSIONS
COURT FOR THE NINTH
JUDICIAL CIRCUIT

NOTICE AND MOTION FOR A
FRANK'S HEARING AND TO SUPPRESS
THE TELEPHONE RECORDS OF 843-642-
1025 (JEREMIAH BELTON)

WARRANT NOS.
2014A1010203377,
2014A1010203378,
2014A1010203380

You will please take notice that Counsel for the Defendant, Jeremiah Fitzgerald Belton, will move before the Honorable Kristi Lea Harrington at a time and place set by Judge Harrington for an Order that grants an evidentiary hearing pursuant to Franks v. Delaware, 438 U.S. 154, 155-72 (1978). This Motion is made pursuant to United States Constitutional Law, South Carolina case law and South Carolina criminal procedure. The grounds for support of this Motion are as follows:

1. An affidavit in support of a search warrant dated September 13, 2013 was created by Detective Charles Lawrence of the Charleston County Sheriff's office and presented to Judge Linda Lombard for signature.
2. The search warrant sought the telephone records of phone number 843-642-1025. See Exhibit 1 Affidavit of Det. C. Lawrence, 2010-011213-B.
3. Detective Lawrence included in the affidavit deliberate falsehoods and/or statements with reckless regard for the truth regarding the information gathered from Troy Mason, which without said falsehoods or reckless disregard for the truth, the affidavit would have lacked probable cause for the gathering of said telephone records.

4. The Court in State v. Gore, 408 S.C. 237, 758 S.E.2d 717 (S.C. App. 2014) restates the precedent set forth in Franks v. Delaware, 438 U.S. 154, 98 S.Ct. 2674 (1978) that a two part test is applied when attacking the veracity of an affidavit in support of a search warrant (even after execution). First, to mandate an evidentiary hearing, there must be allegations of deliberate falsehood or of reckless disregard for the truth and those allegations must be accompanied by an offer of proof. Second, if a deliberate falsehood or a reckless disregard for the truth has been established, the court must exclude the false material and consider the remainder of the affidavit to determine if it is sufficient to establish probable cause. Id.

5. As to the first prong of the test, Detective Lawrence prepared and signed the affidavit in support of the search warrant for what he believed to be Mr. Belton's phone records. Out of the one full-page of single-lined text in the affidavit, there is only one sentence which goes to support Detective Lawrence's affirmation that probable cause exists to attain said phone records. The second to last sentence in the affidavit states, "Mason subsequently stated that the aforementioned number belonged to codefendant Jeremiah Belton who was present and made several calls prior to and after the home invasion occurred." See Exhibit 1.

6. There are only two recorded statements that exist from Troy Mason to authorities that have been provided to defense counsel; 1) a recorded interview on April 24, 2012; and 2) a hand written statement dated August 3, 2012. See Exhibits 2 and 3. There is no indication that any other conversations took place that were not recorded in some manner. In fact, in the hand written statement dated August 3, 2012, Mr. Mason states that he was under instructions from his lawyer not to make any statements until directed to do so. Also, during a meeting with Assistant Solicitor Jennifer Shealy on October 16, 2015, Ms. Shealy stated that she was not refuting that Mr. Mason never made these statements asserted by Detective Lawrence.

7. I have attached these statements for Your Honor's review. Nowhere in the written statement or in the recorded statement, the only ones that exist prior to the time Detective Lawrence makes his affidavit, does Mr. Mason state that he we present to observe Mr. Belton making any phone calls, nor does he state that he knew that any phone numbers belonged to Mr. Belton. The statement from Detective Lawrence in the affidavit is either a fabrication or a reckless statement without any regard for the truth. Again, Ms. Shealy admitted that these statements affirming this affidavit do not exist.

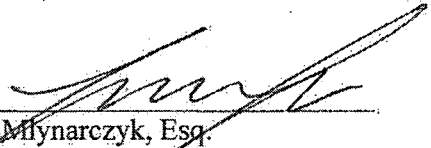
8. Clearly the Defendant has met his burden under the two-pronged test of Franks v. Delaware. If you were to remove the false statement from the affidavit, as called for in the Frank's test, there are no remaining facts which go to establish probable cause to support the search.

9. I, Adam Mlynarczyk, as attorney for Jeremiah Belton previously notified Ms. Shealy's office that the affidavit for Mr. Belton's alleged phone records was insufficient and that I would be requesting a Frank's hearing. At that time, it is believed that Ms. Shealy directed law enforcement to rehabilitate the previous insufficient warrant by filing for a new warrant with a new affidavit signed by Detective Goldstein. This is a clear indication that the Assistant Solicitor also felt that the initial search warrant was insufficient. The Supreme Court of the United States held in Whiteley v. Warden, 401 U.S. 560 (1971) that an otherwise insufficient affidavit cannot be rehabilitated by testimony concerning information possessed by the affiant when the warrant was sought, but not presented to the magistrate. Surely, this would also apply to information provided after the warrant was issued, as exists in this case.

Defendant Jeremiah Belton respectfully submits to this Court that a Frank's Hearing be held to determine the admissibility of the phone records.

Considering these grounds to be good and sufficient, Counsel for the Defendant Jeremiah Belton respectfully requests the Court grant a Frank's Hearing in the above referenced case to hear further argument on the issues raised in this Motion and to determine the admissibility of the records sought under the inadequate affidavit and search warrant.

Respectfully Submitted,

By: 

Adam Mlynarczyk, Esq.

1058 East Montague Avenue

North Charleston, SC 29405

Phone: 843-225-4252

Fax: 843-277-9120

E-mail: adam@kmlawsc.com

Attorney for Defendant Jeremiah Belton

North Charleston, South Carolina

Dated: 10-22-15

CERTIFICATE OF SERVICE

I hereby certify that this Motion was served upon the parties indicated below, via e-mail and hand delivery on 10/22/15.

Judge Harrington
O.T. Wallace County Office Building
101 Meeting Street, 4th Floor
Charleston, SC 29401

Asst. Solicitor Jennifer Shealy
Ninth Circuit Solicitor's Office
OT Wallace Building
101 Meeting Street, 4th Floor
Charleston, SC 29401

Respectfully Submitted,

By:

Print: DELFIN FLORES-A

Koontz Mlynarczyk, LLC
1058 East Montague Avenue
North Charleston, SC 29405
Phone: 843-225-4252
Fax: 843-277-9120
E-mail: delfin@kmlawsc.com

North Charleston, South Carolina

Dated: 10/22/15

1266

Oct. 18. 2015 1:24PM

No. 2508 P. 1

CHARLESTON COUNTY SHERIFF'S OFFICE 3505 PINEHAVEN DRIVE, CHARLESTON, S.C. 29405-7789 (843) 202-1700

☒ **ARREST AND** ☐ **SUPPLEMENTAL BOOKING REPORT**

J. Al Cannon, Jr.
Sheriff

SC0100000		TIME 1955	CURRENT DATE 7-6-14	DISPATCH NO. N/A	ORIGINAL CASE NO. 2010-011213-B	TRACT# 002-A
DEPONDANT NAME (LAST, FIRST, MIDDLE) BELTON, JEREMIAH, FITZGERALD		RACE B	SEX M	[REDACTED]		
AGE 40	HEIGHT 6'3"	WEIGHT 205	HAIR BLK	EYES BLK	SOCIAL SECURITY NUMBER	VISIBLE BOARD AND MARKS
ADDRESS (CITY AND STATE) [REDACTED]		CITY N-C HAS.	STATE S.C.	ZIP CODE 29403	RESIDENCY 0	PHONE NUMBER [REDACTED]
ALLIANCE N/A	PLACE OF BIRTH CHARLESTON	[REDACTED]				
EMPLOYER OR OCCUPATION UNEMPLOYED	NEXT OF KIN REFUSED	ADDRESS (CITY AND STATE) [REDACTED]				
TRANSPORTING OFFICER'S NAME THOMPSON, M	NUMBER 9208	ARRESTING OFFICER THOMPSON, M	NUMBER 9208	AGENCY CCSO		
ARRESTED ARMED ☐ YES ☒ NO		WEAPON TYPE ☐ HAND-AUTO ☒ FULL-AUTO		☒ ON VIEW ARREST ☐ SUMMONED ☐ CUSTODY		
JUVENILE DISPOSITION 1. ☒ HANDLED BY CCSO 2. ☐ REFERRED TO OTHER AGENCY		EXAMINED BY HOSPITAL ☐ YES ☒ NO		VEHICLE TOWED ☐ YES ☒ NO		
CHARGE I.D. A		B		C		
ADDITIONAL CASE NO. N/A						
CHARGE MURDER		BERLONY 1ST DEG.		POSSE OF WEAPON VIOLATION		
STATUTE 16-3-10		16-11-311		16-27-0490		
BOND AMOUNT TBS		TBS		TBS		
WARRANT/TICKET # 2014A1010203377		2014A1010203378		2014A1010203380		
BOND HEARING DATE 7-7-14 2014		CENM				
CITY & TIME OF TRIAL/MAGISTRATE C 9 C						
SUSPECT ARRESTED 12596 [Signature] SB						
THE UNDERSIGNED HEREBY COMMIT TO YOUR CUSTODY THE ABOVE INDIVIDUAL AND ASSURES THAT THE INFORMATION CONTAINED IN THIS SUPPLEMENTAL ARREST & BOOKING REPORT IS TRUE AND CORRECT TO THE BEST OF HIS/HER KNOWLEDGE. DATE/F.P. TIME TIRP.P. I.D. TECHNICIAN SIGNATURE PHOTO'S DATE OF PHOTO DATE 7/6/14 TIME 23:38 SEARCHING OFFICER THOMPSON, M SUPERVISOR SIGNATURE [Signature] CONDITION AT TIME OF ADMISSION NEW LIONS IN CHAIN RELIGION EDUCATION EXPLAIN LOCAL PRIOR ARREST ☐ YES ☒ NO WANTED ON WARRANT ☐ YES ☒ NO MIDDLE NAME UIC Sp Personality ATTORNEY PERSON TO CALL IN EMERGENCY ADDRESS PHONE NUMBER SENTENCE TO DAYS AND/OR FINE AMOUNT COURT EXPIRATION OF SENTENCE A. B. C. HOW IMMEDIATE RELEASED: ☒ BOND ☐ FINE AMOUNT (B) H20207 NO. ☐ BY LOCAL COURT ☐ BY LOCAL COURT DATE TIME AGENCY OFFICER RELEASING OFFICER SUPERVISOR REVIEW AND SIGN						

CCSO-104 OCT 2008

RULE 5 JKS 4755

Charleston County Sheriff's Office
Criminal Investigations Division
Phone (843) 554-2475



3505 Pinehaven Drive
Charleston Heights, SC 29405
FAX (843) 554-9744

OCA# 2010-011213-B

**STATE OF SOUTH CAROLINA
COUNTY OF CHARLESTON**

AFFIDAVIT

Personally appeared before me, a magistrate of this County, one Detective C. Lawrence, who, first being duly sworn, deposes and says that:

JEREMIAH BELTON (AKA FINGER)

did within this County and State on or about the 10th day of July, 2010, violate the criminal laws of the State of South Carolina in the following particulars:

DESCRIPTION OF OFFENSE

MURDER

16-3-10

The affiant states that there is probable cause to believe that the defendant named above did commit the crime(s) set forth, and that such probable cause is based on the following facts:

That on July 10, 2010, while at [REDACTED] (McClellanville), Located in the County and State aforesaid, one **JEREMIAH BELTON**, did commit offense of **MURDER**, in violation of section 16-3-10 of the South Carolina Code of Laws, 1976 as amended, in that he did willfully, unlawfully, and feloniously act in concert with others to shoot the victim, Melvin Simmons Jr, causing fatal gunshot wounds that resulted in his death.

That on July 10, 2010, Charleston County Sheriff's Office deputies responded to the above location in reference to a shooting. Upon arrival deputies discovered Curtis Delaney, lying dead outside of the front door of the victim's residence. Deputies entered the residence to discover the victim Melvin Simmons lying dead in his bedroom from a gunshot wound. Witnesses at the scene stated that at approx. 4:00 am, several black males acting in concert with concealed identities entered the residence and yelled "FBI get on the ground". Shortly thereafter gunfire erupts between the suspects and the victims, leaving Simmons (victim) and Delaney dead. DNA was collected from a blood trail that was discovered, leaving the scene. This led investigators to believe one or more of the suspects were wounded from the gunfire. On this same day Troy Mason arrived at Trident ER suffering from several gunshot wounds. Mason's blood soaked clothing was collected from the hospital.

The blood evidence from the scene and from Mason was sent to the State Law Enforcement Division, for a DNA profile. A profile was developed from both samples and on August 6, 2010, SLED confirmed the blood from the scene matched that Troy Mason.

On August 3, 2012, Troy Mason in the presence of legal representatives and this affiant waived his rights and provided a recorded confession of his involvement and that of all of the co-conspirators. This statement implicated Mario Caldwell as one of the planners and participants in the robbery. The statement gave details of Caldwell and Mason traveling to the scene in the same vehicle armed with handguns. Caldwell was witnessed by Mason entering the residence armed with a hand gun. Mason was shot in the gun battle and transported to his mother's residence by Caldwell. The vehicle used in the crime, and driven by Caldwell, was recovered on July 11, 2010, by Charleston Police Department abandoned and burnt. Mason's statement implicated Caldwell and other co-defendants as to their actions in the aforesaid offense.

RULE 5 JKS 4426

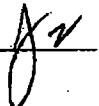
On May 15, 2014, Mario Caldwell in the presence of legal representatives and this affiant waived his rights and provided a recorded confession of his involvement along with Mason. Caldwell stated that King Conyers and the defendant, both subjects Caldwell knows by name and sight participated in the planning in the robbery. Belton and Conyers were both positively identified by Caldwell. Caldwell stated that two different vehicles were driven to the victim's residence and that all persons had guns and all parties acted in concert of planning the robbery.

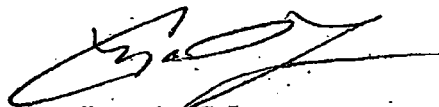
The information given in this statement was researched and verified by this affiant and this agency as to its accuracy and believability.

The above information was revealed through the investigation of Det. Lawrence and he is a witness to prove the same against the form of the statute in such case made and provided against the peace and dignity of the State

Sworn to and Subscribed before me
this _____ day of _____

Signature of Judge

 JUN 27 2014


Detective C. Lawrence
Charleston County Sheriff's Office
3505 Pinehaven Drive
Charleston Heights, SC 29405
(843) 554-2475

BAIL set by

Judge Gosnell
 on 7-7-14
 Type and Amount: no bond
 Name of Surety: _____

PRELIMINARY HEARING held by

Judge _____
 on _____
 Defendant Attorney: _____
 Decision: _____

DISPOSITION before

Judge _____
 on _____
 by _____
 (Indicate jury trial, bench trial, plea, not pros., etc.)
 Disposition: _____
 Sentence: _____

JURORS

WITNESSES

Name: _____
 Address: _____
 Telephone: _____
 Name: _____
 Address: _____
 Telephone: _____
 Name: _____
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 Address: _____
 Telephone: _____

CODEFENDANTS

2014 JUL 11 PM 3:18
 JULIE J. ARMSTRONG
 CLERK OF COURT

FILED

Charleston County Sheriff's Office
Criminal Investigations Division
Phone (843) 554-2475



3505 Pinehaven Drive
Charleston Heights, SC 29405
FAX (843) 554-9744

STATE OF SOUTH CAROLINA

OCA # 2010-011213-B

COUNTY OF CHARLESTON

AFFIDAVIT

Personally appeared before me, a magistrate of this County, one Detective Charles Lawrence, who, first being duly sworn, deposes and says that:

JEREMIAH BELTON

did within this County and State on or about the 10th day of July, 2010, violate the criminal laws of the State of South Carolina in the following particulars:

DESCRIPTION OF OFFENSE
BURGLARY FIRST DEGREE
16-11-311

The affiant states that there is probable cause to believe that the defendant named above did commit the crime(s) set forth, and that such probable cause is based on the following facts:

That on July 10, 2010, while at 10406 Old Georgetown Road McClellanville, in the County and State aforesaid, the above named defendant, **JEREMIAH BELTON**, did commit offense of violation section 16-11-311 of the South Carolina Code of Laws, 1976 as amended, **BURGLARY FIRST DEGREE**, in that he did willfully, unlawfully, and feloniously break and enter the residence of the victim, Melvin Simmons Jr, in the nighttime with the intent to commit a crime therein, to wit: Armed Robbery.

That on July 10, 2010, Charleston County Sheriff's Office deputies responded to the above location in reference to a shooting. Upon arrival deputies discovered Curtis Delaney, lying dead outside of the front door of the victim's residence. Deputies entered the residence to discover the victim Melvin Simmons lying dead in his bedroom from a gunshot wound. Witnesses at the scene stated that at approx. 4:00 am, several black males acting in concert with concealed identities entered the residence and yelled "FBI get on the ground". Shortly thereafter gunfire erupts between the suspects and the victims, leaving Simmons (victim) and Delaney dead. DNA was collected from a blood trail that was discovered, leaving the scene. This led investigators to believe one or more of the suspects were wounded from the gunfire. On this same day Troy Mason arrived at Trident ER suffering from several gunshot wounds. Mason's blood soaked clothing was collected from the hospital.

The blood evidence from the scene and from Mason was sent to the State Law Enforcement Division, for a DNA profile. A profile was developed from both samples and on August 6, 2010, SLED confirmed the blood from the scene matched that Troy Mason.

On August 3, 2012, Troy Mason in the presence of legal representatives and this affiant waived his rights and provided a recorded confession of his involvement and that of all of the co-conspirators. This statement implicated Mario Caldwell as one of the planners and participants in the robbery. The statement gave details of Caldwell and Mason traveling to the scene in the same vehicle

8-
RULE 5 JKS 4430

armed with handguns. Caldwell was witnessed by Mason entering the residence armed with a handgun. Mason was shot in the gun battle and transported to his mother's residence by Caldwell. The vehicle used in the crime, and driven by Caldwell, was recovered on July 11, 2010, by Charleston Police Department abandoned and burnt. Mason's statement implicated Caldwell and other co-defendants as to their actions in the aforesaid offense.

On May 15, 2014, Mario Caldwell in the presence of legal representatives and this affiant waived his rights and provided a recorded confession of his involvement along with Mason. Caldwell stated that King Conyers and the defendant, both subjects Caldwell knows by name and sight participated in the planning in the robbery. Belton and Conyers were both positively identified by Caldwell. Caldwell stated that two different vehicles were driven to the victim's residence and that all persons had guns and all parties acted in concert of planning the robbery.

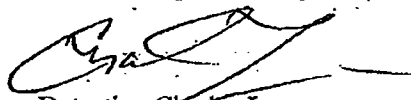
The information given in this statement was researched and verified by this affiant and this agency as to its accuracy and believability.

The above information was revealed through the investigation of Det. Lawrence and he is a witness to prove the same against the form of the statute in such case made and provided against the peace and dignity of the State

Sworn to and Subscribed before me
this _____ day of _____

Signature of Judge

JUN 27 2014


Detective Charles Lawrence
Charleston County Sheriff's Office
3505 Pinchaven Drive
North Charleston, SC 29405
(843)-554-2475

BAIL set by
 Judge Dusnell
 on 7-7-14
 Type and Amount: \$100,000
 Name (if Surety) _____

PRELIMINARY HEARING held by

Judge _____
 on _____
 Defendant Attorney: _____
 Decision: _____

DISPOSITION before

Judge _____
 on _____
 by _____
 (indicate jury trial, bench trial, plea, nol. pros., etc.)
 Disposition: _____
 Sentence: _____

JURORS

WITNESSES

Name: _____
 Address: _____
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 Address: _____
 Telephone: _____

CODEFENDANTS

FILED
 2014 JUL 11 PM 3:18
 JULIE J. ARMSTRONG
 CLERK OF COURT

ARREST WARRANT

2014A1010203378

STATE OF SOUTH CAROLINA

☒ County/☐ Municipality of

Charleston

2010-011213B

THE STATE
against:

Jeremiah Fitzgerald Belton

Address:

North Charleston, SC 29405-6496

Phone: SSN: [REDACTED]

Sex: M Race: Height: 6' 3 Weight: 205

DL State: SC DL #: 011135417

DOB: [REDACTED] Agency ORI #: SC0100000

Prosecuting Agency: Charleston County Sheriff

Prosecuting Officer: C. Lawrence - 0819

Offense: Burglary / Burglary (After June 20, 1985) - First

degree

Offense Code: 0079

Code/Ordinance Sec: 16-11-0311

This warrant is CERTIFIED FOR SERVICE in the

☐ County/ ☐ Municipality of

The accused

is to be arrested and brought before me to be

dealt with according to the law.

(L.S.)

Signature of Judge

Date:

RETURN

A copy of this arrest warrant was delivered to

defendant on 7-6-14

on

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

Bond Court
3831 Leeds Avenue, Suite 200
North Charleston, SC 29405

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of

Charleston

AFFIDAVIT

ORIGINAL

I am Approver of
S.C. Attorney General
April 11, 2003
SCCA §18

Personally appeared before me the affiant C. Lawrence

being duly sworn deposes and says that defendant Jeremiah Fitzgerald Belton

did within this county and state on or about 7/10/2014

State of South Carolina (or ordinance of ☒ County/ ☐ Municipality of Charleston

in the following particulars:

DESCRIPTION OF OFFENSE: Burglary / Burglary (After June 20, 1985) - First degree

I further state that there is probable cause to believe that the defendant named above did commit the crime set forth and that probable cause is based on the following facts:

SEE ATTACHED

Signature of Affiant

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of

Charleston

Affiant's Address: 3505 Pinchaven Drive
Charleston, SC 29405-7789

Affiant's Telephone: (843)202-1700

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

It appearing from the above affidavit that there are reasonable grounds to believe that

on or about 7/10/2014

defendant Jeremiah Fitzgerald Belton

did violate the criminal laws of the State of South Carolina (or ordinance of

☒ County/ ☐ Municipality of Charleston) as set forth below:

DESCRIPTION OF OFFENSE: Burglary / Burglary (After June 20, 1985) - First degree

Having found probable cause and the above affiant having sworn before me, you are empowered and directed to arrest the said defendant and bring him or her before me forthwith to be dealt with according to law. A copy of this Arrest Warrant shall be delivered to the defendant at the time of its execution, or as soon thereafter as is practicable

Sworn to and subscribed before me

on 6/27/2014

Signature of Issuing Judge
Linda Schwartz Lorebard
Judge Code: 7004

(L.S.)

Judge's Address: 3870 Leeds Avenue, Suite 106
North Charleston, SC 29405-7469

Judge's Telephone: (843)746-9822

Issuing Court: ☒ Magistrate ☐ Municipal ☐ Circuit

ORIGINAL

ORIGINAL

ORIGINAL

Charleston County Sheriff's Office
Criminal Investigations Division
Phone (843) 554-2475



3505 Pinchaven Drive
Charleston Heights, SC 29405
FAX (843) 554-9744

STATE OF SOUTH CAROLINA

COUNTY OF CHARLESTON

AFFIDAVIT

OCA # 2010-011213-B

Personally appeared before me, a magistrate of this County, one Detective C. Lawrence, who, first being duly sworn, deposes and says that:

JEREMIAH BELTON

did within this County and State on or about the 10th day of July, 2010, violate the criminal laws of the State of South Carolina in the following particulars:

DESCRIPTION OF OFFENSE

**POSSESSION OF A FIREARM DURING THE COMMISSION OF A VIOLENT CRIME
16-23-490**

The affiant states that there is probable cause to believe that the defendant named above did commit the crime(s) set forth, and that such probable cause is based on the following facts:

That on July 10, 2010, while at 10406 Old Georgetown Rd. (McClellanville), Located in the County and State aforesaid, one **JEREMIAH BELTON**, did commit offense of POSSESSION OF A FIREARM DURING THE COMMISSION OF A VIOLENT CRIME, in violation of section 16-23-490 of the South Carolina Code of Laws, 1976 as amended, in that he did willfully, unlawfully, and feloniously possess a firearm during the commission of Murder, Burglary First Degree, Armed Robbery and Assault and Battery First Degree

That on July 10, 2010, Charleston County Sheriff's Office deputies responded to the above location in reference to a shooting. Upon arrival deputies discovered Curtis Delaney, lying dead outside of the front door of the victim's residence. Deputies entered the residence to discover the victim Melvin Simmons lying dead in his bedroom from a gunshot wound. Witnesses at the scene stated that at approx. 4:00 am, several black males acting in concert with concealed identities entered the residence and yelled "FBI get on the ground". Shortly thereafter gunfire erupts between the suspects and the victims, leaving Simmons (victim) and Delaney dead. DNA was collected from a blood trail that was discovered, leaving the scene. This led investigators to believe one or more of the suspects were wounded from the gunfire. On this same day Troy Mason arrived at Trident ER suffering from several gunshot wounds. Mason's blood soaked clothing was collected from the hospital.

The blood evidence from the scene and from Mason was sent to the State Law Enforcement Division, for a DNA profile. A profile was developed from both samples and on August 6, 2010, SLED confirmed the blood from the scene matched that Troy Mason.

On August 3, 2012, Troy Mason in the presence of legal representatives and this affiant waived his rights and provided a recorded confession of his involvement and that of all of the co-conspirators. This statement implicated Mario Caldwell as one of the planners and participants in

RULE 5 JKS 4434

the robbery. The statement gave details of Caldwell and Mason traveling to the scene in the same vehicle armed with handguns. Caldwell was witnessed by Mason entering the residence armed with a hand gun. Mason was shot in the gun battle and transported to his mother's residence by Caldwell. The vehicle used in the crime, and driven by Caldwell, was recovered on July 11, 2010, by Charleston Police Department abandoned and burnt. Mason's statement implicated Caldwell and other co-defendants as to their actions in the aforesaid offense.

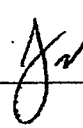
On May 15, 2014, Mario Caldwell in the presence of legal representatives and this affiant waived his rights and provided a recorded confession of his involvement along with Mason. Caldwell stated that King Conyers and the defendant, both subjects Caldwell knows by name and sight participated in the planning in the robbery. Belton and Conyers were both positively identified by Caldwell. Caldwell stated that two different vehicles were driven to the victim's residence and that all persons had guns and all parties acted in concert of planning the robbery.

The information given in this statement was researched and verified by this affiant and this agency as to its accuracy and believability.

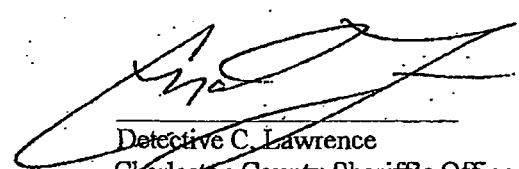
The above information was revealed through the investigation of Det. Lawrence and he is a witness to prove the same against the form of the statute in such case made and provided against the peace and dignity of the State

Sworn to and Subscribed before me

this _____ day of _____

Signature of Judge 

27 2014


 Detective C. Lawrence
 Charleston County Sheriff's Office
 3505 Pinchaven Drive
 North Charleston, SC 29405
 (843) 554-2475

BAIL set by
 Judge Darnell
 on 9-7-14
 Type and Amount: \$100,000
 Name of Surety: (Signature)

PRELIMINARY HEARING held by

Judge _____
 on _____
 Defendant Attorney: _____
 Decision: _____

DISPOSITION before

Judge _____
 on _____
 by _____
 (Indicate jury trial, bench trial, plea, not pros., etc.)

Disposition: _____
 Sentence: _____

JURORS

WITNESSES

Name: _____
 Address: _____
 Telephone: _____
 Name: _____
 Address: _____
 Telephone: _____
 Name: _____
 Address: _____
 Telephone: _____
 Name: _____
 Address: _____
 Telephone: _____
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 Telephone: _____
 Name: _____
 Address: _____
 Telephone: _____

CODEFENDANTS

2014 JUL 11 PM 3:18
 JULIE J. ARMSTRONG
 CLERK OF COURT

FILED

ARREST WARRANT

2014A1010203380

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of
Charleston **2010-011213B**

THE STATE
against

Jeremiah Fitzgerald Belton

Address: **3762 Old Pine Cir Apt 513**
North Charleston, SC 29405-6496

Phone: _____ SSN: **251-51-6521**

Sex: **M** Race: _____ Height: **6** 3 Weight: **205**

DL State: **SC** DL #: **011135417**

DOB: **12/4/1973** Agency ORI #: **SC0100000**

Prosecuting Agency: **Charleston County Sheriff**

Prosecuting Officer: **C Lawrence - 0819**

Offense: **Weapons / Poss. weapon during violent crime, if not also sentenced to life without parole or death**

Offense Code: **0549**

Code/Ordinance Sec: **16-23-0490**

This warrant is **CERTIFIED FOR SERVICE** in the _____

☐ County/ ☐ Municipality of _____

The accused is to be arrested and brought before me to be dealt with according to the law.

(L.S.)

Signature of Judge _____

Date: _____

RETURN

A copy of this arrest warrant was delivered to defendant on **5-26-14** by **[Signature]**

Signature of Constable or Law Enforcement Officer _____

RETURN WARRANT TO:

Bond Court
 3831 Leeds Avenue, Suite 200
 North Charleston, SC 29405

ORIGINAL ORIGINAL

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of
Charleston

AFFIDAVIT

ORIGINAL

Personally appeared before me the affiant **C Lawrence** who being duly sworn deposes and says that defendant **Jeremiah Fitzgerald Belton** did within this county and state on or about **7/10/2014** violate the criminal laws of the State of South Carolina (or ordinance of ☒ County/ ☐ Municipality of **Charleston**) in the following particulars:

DESCRIPTION OF OFFENSE: **Weapons / Poss. weapon during violent crime, if not also sentenced to life without parole or death**

I further state that there is probable cause to believe that the defendant named above did commit the crime set forth and that probable cause is based on the following facts:

SEE ATTACHED

Signature of Affiant _____

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of
Charleston

Affiant's Address: **3505 Pinehaven Drive**
Charleston, SC 29405-7789

Affiant's Telephone: **(843)202-1700**

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

It appearing from the above affidavit that there are reasonable grounds to believe that on or about **7/10/2014** defendant **Jeremiah Fitzgerald Belton** did violate the criminal laws of the State of South Carolina (or ordinance of ☒ County/ ☐ Municipality of **Charleston**) as set forth below:

DESCRIPTION OF OFFENSE: **Weapons / Poss. weapon during violent crime, if not also sentenced to life without parole or death**

Having found probable cause and the above affiant having sworn before me, you are empowered and directed to arrest the said defendant and bring him or her before me forthwith to be dealt with according to law. A copy of this Arrest Warrant shall be delivered to the defendant at the time of its execution, or as soon thereafter as is practicable.

Sworn to and subscribed before me on **6/27/2014**

Signature of Issuing Judge _____ (L.S.)

Linda Schwartz Lomard

Judge Code: **7004**

Judge's Address: **3870 Leeds Avenue, Suite 106**
North Charleston, SC 29405-7469

Judge's Telephone: **(843)746-9822**

Issuing Court: ☒ Magistrate ☐ Municipal ☐ Circuit

ORIGINAL ORIGINAL ORIGINAL ORIGINAL ORIGINAL

* * * Communication Result Report (Sep. 16. 2013 2:54PM) * * *

}}
}

Date/Time: Sep. 16. 2013 2:52PM

File No. Mode	Destination	Pg(s)	Result	Page Not Sent
0333 Memory TX	18166003111	P. 3	OK	

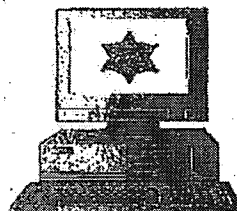
Reason for error

E. 1) Hang up or line fail
E. 3) No answer
E. 5) Exceeded max. E-mail size

E. 2) Busy
E. 4) No facsimile connection
E. 6) Destination does not support IP-Fax

CHARLESTON COUNTY SHERIFF'S OFFICE
Criminal Investigations Division

THE FAX --- JUST THE FAX



ORIGINAL

DATE September 16, 2013

PAGE(S) SENT 3

Printing error stamp

TO: Sprint Corporation Solopoma Compliance, Attn: Custodian of Records, 6480
Sprint Parkway, Overland Park KS 66211, Fax 1-816-600-3111

ATTN: Custodian of Records

FAK # (816) 600-3111

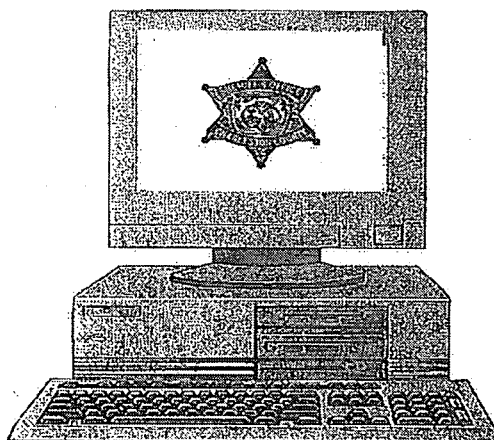
FROM: Det. C. Lawrence (843) 308-7319

Charleston County Sheriff's Office Phone (843) 554-3471
Criminal Investigations Division 24 Hour (843) 302-8700
3385 Pinckney Drive FAX (843) 554-5744
Charleston, South Carolina 29405

Comments: This case is of urgent circumstances, I would appreciate it very much if we can
get this back as soon as possible. Thanks

CHARLESTON COUNTY SHERIFF'S OFFICE
Criminal Investigations Division

THE FAX ----JUST THE FAX



ORIGINAL

DATE September 16, 2013

PAGE(S) SENT 3

(including cover sheet)

TO: Sprint Corporation Subpoena Compliance, Att: Custodian of Records, 6480
Sprint Parkway, Overland Park KS 66251. Fax: 1-816-600-3111

ATTN: Custodian of Records

FAX # (816) 600-3111

FROM: Det. C. Lawrence (843) 308-7319

Charleston County Sheriff's Office
Criminal Investigations Division
3505 Pinehaven Drive
Charleston Heights, SC 29405

Phone (843) 554-2473
24 Hour (843) 202-1700
FAX (843) 554-9744

Comments: This case is of exigent circumstances, I would appreciate it very much if we can get this back as soon as possible. Thanks.

RULE 5 JKS 4122

ORIGINAL

STATE OF SOUTH CAROLINA

AFFIDAVIT

COUNTY OF CHARLESTON2010-011213-B

Personally appeared before me, one Detective C. Lawrence who, being duly sworn, says that there is probable cause to believe that certain property subject to seizure under provisions of Section 17-13-140, 1976 Code of Laws of South Carolina, as amended, is located on the following premises in this County:

DESCRIPTION OF PROPERTY SOUGHT

Any and all information in reference to telephone number (843) 642-1025 to include but not limited to current subscriber information, any secondary subscriber information, all incoming calls and all outgoing calls with cell phone tower information made or received between the dates of July 08 to July 11, 2010. To include any blocked or restricted telephone numbers and 911 calls. Compliance to this search warrant may be made by furnishing the information requested by Fax to Det. C. Lawrence of the Charleston County Sheriff's Office, 3505 Pinchaven Drive, North Charleston SC 29405, Fax # (843) 554-9744, or electronic mail at clawrence@charlestoncounty.org.

**DESCRIPTION OF PREMISES (PERSON, PLACE OR THING)
TO BE SEARCHED**

Sprint Corporate Security @ (913) 315-0736 Phone 800-877-7330. 6400 Sprint Parkway, Overland Park, KS 66251.

**REASON FOR AFFIANT'S BELIEF THAT THE
PROPERTY SOUGHT IS ON THE SUBJECT PREMISES**

That on July 10, 2010, at about 4:27 a.m., members of Charleston County Sheriff's Office responded to 10406 Old Georgetown Rd., McClellanville, SC in reference to a home invasion and shooting. Upon arrival, deputies discovered the victim, Melvin Simmons, inside the house with a gunshot wound and a suspect, Curtis Delaney, lying on the ground outside the residence with a gunshot wound. EMS pronounced both Simmons and Delaney deceased at the scene. The complainant, Shemikea Stokes, reported that she heard a loud boom from the front entrance door, and then she heard a man shout, "FBI" then her step-daughter began screaming. Stokes reported as she got to the kitchen area she saw two men wearing ski-masks with guns. Stokes stated that she dropped to the floor, the suspects ran into the master bedroom and gunshots rang out. Stokes stated that Simmons fired back and the suspects backed out of the master bedroom. Stokes stated that she retrieved the handgun from Simmons after he was shot and she fired down the hallway at the suspects, after the shooting stopped she observed two of the suspects in the front yard and one was carrying the other. Stokes described the suspects as black men wearing ski-masks, slim build, and standing about 5'7" to 5'9" in height. Stokes also stated that one of the suspects had long dreads sticking out of the back of the mask. Subsequent investigation revealed that Troy Lawayne Mason, was treated for two gunshot wounds at Trident Hospital approximately one hour after the incident was reported. Injuries sustained by Mason as well as his physical description matched Stokes description of the suspect with long dreads. Mason reported that he was shot at the aforementioned incident location and that he was transported by his cousin Mario Caldwell who took him to his mother's residence and she took him to Trident Hospital. Codis hit confirmed that the blood collected from the scene matched the blood from Troy Masons clothing that were taken from Trident Hospital. Mason subsequently stated that the aforementioned number belonged to co-defendant Jeremiah Belton who was present and made several calls prior to and after the home invasion occurred. Evidence being sought will be compared with evidence already obtained in the investigation.

Sworn to and Subscribed before me
This 13 day of September 2013

[Signature] (L.S.)
Signature of Judge

4:09 p.m.

[Signature]
Detective C. Lawrence
Charleston County Sheriff's Office
3505 Pinchaven Drive
North Charleston, S.C.
(843) 554-2475

RULE 5 JKS 4123

ORIGINAL

STATE OF SOUTH CAROLINA

SEARCH WARRANT

COUNTY OF CHARLESTONTO ANY BONDED LAW ENFORCEMENT OFFICER OF THIS STATE OR COUNTY
OR OF THE MUNICIPALITY OF _____ CHARLESTON COUNTY

It appears from the attached affidavit that there are reasonable grounds to believe that certain property subject to seizure under provisions of Section 17-13-140, 1976 Code of Laws of South Carolina, as amended, is located on the following premises:

**DESCRIPTION OF PREMISES (PERSON, PLACE OR THING)
TO BE SEARCHED**

See attached affidavit

Now, therefore, you are hereby authorized to search the subject premises for the property described below and to seize such property if found:

DESCRIPTION OF PROPERTY

See attached affidavit

This Search Warrant shall not be valid for more than ten days from the date of issuance.

A written inventory of all property seized pursuant to this Search Warrant shall be made to

Issuing Magistrate

Within ten days from the date of this warrant, such inventory to be signed by the officer executing this warrant, and a copy of such inventory shall be furnished to the person whose premises are searched if demand for such copy is made.

A copy of the Search Warrant shall be delivered to the person in charge of the premises searched at the time of such search if practicable, and, if not, to such person as soon thereafter as is practicable; in the event the identity of the person in charge is not known or if such person cannot be found after reasonable diligence in attempting to locate the person, a copy shall be attached to a prominent place in such premises.

North Charleston, SC

13 September, 2013

Linda J. Lombard L.S.
Signature of Judge

STATE OF SOUTH CAROLINA

COUNTY OF CHARLESTON

STATE OF SOUTH CAROLINA

v.

JEREMIAH FITZGERALD BELTON

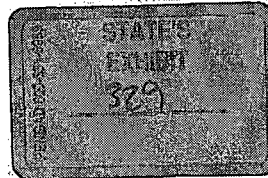
Defendant,

KING CHEVAIS CONYERS

Defendant.

) IN THE COURT OF GENERAL SESSIONS

) FOR THE NINTH JUDICIAL CIRCUIT



Affidavit of Records Custodian Certifying
Records Pursuant to South Carolina Rules
of Evidence - S.C. Code Ann. § 19-5-520

Shawn Van Ross having first been duly sworn according to law, makes oath upon
his or her personal knowledge as follows:

1. I, Shawn Van Ross, am the duly authorized custodian of the records for Sprint,
and in such capacity, I have authority to certify the attached records.
2. The attached records are true copies of all original records maintained by Sprint regarding
case number 2013-250640 and phone number 843-642-1025 that were requested.
3. The attached records were kept in the course of regularly conducted business activity of
Sprint and were prepared as a regular practice of Sprint.
4. The attached records were prepared by the personnel of Sprint and the records were
created and kept in the ordinary course of business at or near the time of the act or events
reported thereon, and by a person or persons with knowledge of an business duty to record
or transmit those matters.

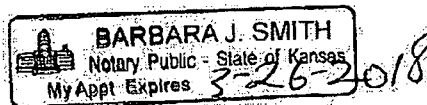
AND FURTHER AFFIANT SAITH NOT

This 15th day of Oct, 2015.

Barbara J. Smith
NOTARY PUBLIC

My commission expires: _____

[Signature]
AFFIANT



Sprint:

Corporate Security
Mailstop KSOPHM0206
6480 Sprint Parkway
Overland Park, KS 66251
Office: 913-315-3057 Fax: 816-600-3111

E-mail: shawn.2.vanross@sprint.com

Shawn VanRoss
Subpoena Specialist

9/18/2013

Lawrence
Charleston County Sheriffs Office
3505 Pinehaven Dr
North Charleston, SC 29405

Your Case Number: 2010011213B
Sprint Case Number: 2013-250640

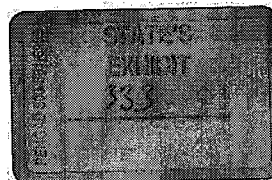
Dear Lawrence,

Pursuant to the above-referenced case, I am enclosing the requested information for the specified time period associated with the following number(s).

Should you have any questions or further inquiries, please contact the Sprint Subpoena Compliance Group at 800-877-7330.

Sincerely,

Shawn VanRoss
Subpoena Compliance
Sprint Corporate Security
shawn.2.vanross@sprint.com
913-315-3057



Enclosures

***Notice:** If the records contained in the attached package are utilized in trial proceedings, and if you require a records custodian for authentication, be advised Sprint does not have local representatives. Sprint's Trial Team is located at our Corporate Headquarters in Overland Park, Kansas. You will need to contact the Trial Team at CSTrialTeam@Sprint.com or call our office at 800-877-7330. Our office will require at least two-weeks notice in addition to pre-paid travel arrangements by your office.

Sprint L-Site

Sprint has an interactive web tool for law enforcement known as L-Site. If you are unfamiliar with L-Site and wish to obtain further information, please send an email to: L-Site@Sprint.com.

Sprint Requested Information
Sprint Case #: 2013-250640
Reference Case #: 2010011213B

Please note, records for the IDEN network do not exist after 7/2/13 as the network was

decommissioned.

Request Type: CDR

Date Range: 7/8/2010 to 7/11/2010

Subject Number: 8436421025

Comments: Please see the attached documents.

Request Type: Direct Connect CDR

Date Range: 7/8/2010 to 7/11/2010

Subject Number: 8436421025

Comments: No records were found for this number during the requested time period.

Request Type: Subscription Info (Basic)

Date Range: 7/8/2010 to 7/11/2010

Subject Number: 8436421025

***** ACCOUNT DETAILS *****

Billing Account Number (BAN): 666877703

Account Establish Date: 2/11/2010

Account Expiration (Cancel) Date: Active through Date Searched

Account Billing Address(es):

Effective: 2/11/2010

JEREMIAH BELTON

PO BOX 54988

IRVINE, CA 92619

Account Contact Numbers:

Phone: 0000000000 Active Date: 7/19/2011

***** SUBSCRIBER DETAILS *****

SubscriberID: 66352615021

Personal Telephone Number (PTN / MDN)

8436421025 Status Date: 2/11/2010 2:30:26 PM Status: A

Media Access Control Identifier

(MAC_ID) Effective

NO DATA FOUND

Urban Fleet Mobile Identifier

(UFMI) Effective

150*722*2873 2/11/2010 2:23:10 PM Status: A

Non IDEN Direct Connect / Push to Talk

Effective

NO DATA FOUND

Internet Protocol (IP) Address

10.149.79.53 Status Date: 2/27/2010 10:40:12 AM Status: A

Network Access Identifier
(NAI)
NO DATA FOUND

*****EQUIPMENT*****

International Mobile Subscriber Identity(s) (IMSI)
316010168724139 Status Date: 2/27/2010 10:40:12 AM Status: A
316010168724139 Status Date: 2/11/2010 2:30:26 PM Status: A
316010168724139 Status Date: 2/11/2010 2:23:10 PM Status: A

Universal Integrated Circuit Card(s) (UICC)
NO DATA FOUND

Mobile Station Identification Number(s) (MSID)
NO DATA FOUND

Subscriber Identity Module(s) (SIM)
000832154930300 Effective: 3/11/2010 Expiration: Active through Date
Searched

Electronic Serial Number (ESN/MSN)
364VKLWRL4 Effective: 3/11/2010 Expiration: Active through Date Searched

International Mobile Station Equipment Identity (IMEI)
NO DATA FOUND

*****FEATURES*****

Anytime Minutes	Effective: 2/11/2010	Expiration: Active through
Date Searched		
Boost MMS & Wireless Web	Effective: 2/11/2010	Expiration: Active through
Date Searched		
Call Detail	Effective: 2/11/2010	Expiration: Active through Date
Searched		
Call Forwarding	Effective: 2/11/2010	Expiration: Active through Date
Searched		
Caller ID	Effective: 2/11/2010	Expiration: Active through Date
Searched		
Direct Connect Cross Flee	Effective: 2/11/2010	Expiration: Active through Date
Searched		
Direct Connect on Nextel	Effective: 2/11/2010	Expiration: Active through
Date Searched		
Domestic LD Rate \$0	Effective: 2/11/2010	Expiration: Active through
Date Searched		
Enhanced Text Msg	Effective: 2/11/2010	Expiration: Active through
Date Searched		
International Calling	Effective: 2/11/2010	Expiration: Active through Date
Searched		
International Direct Conn	Effective: 2/11/2010	Expiration: Active through Date
Searched		
MMS Usage	Effective: 2/11/2010	Expiration: Active through

Date Searched	Monthly Unlimited Mobile	Effective: 2/11/2010	Expiration: Active through
Date Searched	Multimedia Msg Video Usag	Effective: 2/11/2010	Expiration: Active through
Date Searched	Nationwide Direct Connect	Effective: 2/11/2010	Expiration: Active through
Date Searched	Packet Data Usage	Effective: 2/11/2010	Expiration: Active through
Date Searched	PDS Application	Effective: 2/11/2010	Expiration: Active through
Date Searched	Private IP Address	Effective: 2/11/2010	Expiration: Active through Date
Searched	SMS Text Messages	Effective: 2/11/2010	Expiration: Active through
Date Searched	Sprint 3G Data Services	Effective: 2/11/2010	Expiration: Active through
Date Searched	Text Messaging	Effective: 2/11/2010	Expiration: Active through
Date Searched	Three Way Calling Restrict	Effective: 2/11/2010	Expiration: Active through Date
Searched	Two Way Boost Messaging	Effective: 2/11/2010	Expiration: Active through
Date Searched	VoiceMail	Effective: 2/11/2010	Expiration: Active through Date
Searched			

=====

Request Type: Switch/Cell Site (Historic)
Date Range: 7/8/2010 to 7/11/2010
Subject Number: 8436421025
Comments: Please see the attached documents.

*Earlier this year Sprint Nextel changed to Sprint Corporation. Effective October 1, 2013 Sprint will no longer accept legal demands directed to Nextel Communications. Please direct all future legal demands to Sprint Corporation. Thank you for your cooperation.

*Search results indicate one or more of the numbers listed on the above-referenced legal demand may belong to a Sprint prepaid phone service. Our office maintains subscriber information for prepaid accounts, but this information is often inaccurate or incomplete, as no identification is required when purchasing a prepaid phone. Payment information is also available for prepaid accounts. However, this information, while accurate, may not be complete. No bill reprints are available for prepaid accounts. We are able to provide call detail records for iDEN and CDMA prepaid accounts for the most recent 18-24-month period.

11/1/2015 3:00 PM

Call Records for PTN 8436421025

1 of 14

Customer PTN	Date	Call Initiation Time	Duration (Sec)	Type	Forwarded	911	International	Called PTN#	Calling PTN	Originating Cell Site	Terminating Cell Site
(843) 642-1025	8-Jul-2010	12:00:15 AM	1160	Inbound	No	No	No	(843) 642-1025	(1704) 309-0696	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	8-Jul-2010	8:31:22 AM	8	Inbound	No	No	No	(843) 642-1025	(704) 376-0466	NNC1002R_IQE_DOUGAI (CARO-1) 3524-12600	NNC1002R_IQE_DOUGAI (CARO-1) 3524-12600
(843) 642-1025	8-Jul-2010	9:40:55 AM	15	Inbound	Yes	No	No	(843) 642-1025	(704) 493-7541	NNC1002R_IQE_DOUGAI (CARO-1) 3524-12600	NNC1002R_IQE_DOUGAI (CARO-1) 3524-12600
(843) 642-1025	8-Jul-2010	9:52:54 AM	16	Inbound	No	No	No	(843) 642-1025	(704) 376-0466	NNC1002R_IQE_DOUGAI (CARO-1) 3524-12600	NNC1002R_IQE_DOUGAI (CARO-1) 3524-12600
(843) 642-1025	8-Jul-2010	10:05:29 AM	8	Outbound	No	No	No	(704) 493-3013	(843) 642-1025	NNC1105R_IQSUGARCRK (CARO-1) 3520-12632	NNC1105R_IQSUGARCRK (CARO-1) 3520-12632
(843) 642-1025	8-Jul-2010	10:07:43 AM	0	Outbound	No	No	No	(843) 277-4877	(843) 642-1025	NNC1105R_IQSUGARCRK (CARO-1) 3520-12632	NNC1105R_IQSUGARCRK (CARO-1) 3520-12632
(843) 642-1025	8-Jul-2010	10:08:12 AM	13	Outbound	No	No	No	(704) 891-0647	(843) 642-1025	NNC1105R_IQSUGARCRK (CARO-1) 3520-12632	NNC1105R_IQSUGARCRK (CARO-1) 3520-12632
(843) 642-1025	8-Jul-2010	10:37:21 AM	4	Inbound	Yes	No	No	(843) 642-1025	(1704) 241-5907	NNC1728R_IQOOOESTWY (CARO-1) 3525-34353	NNC1728R_IQOOOESTWY (CARO-1) 3525-34353
(843) 642-1025	8-Jul-2010	11:00:23 AM	6	Inbound	Yes	No	No	(843) 642-1025	(704) 891-0647	NNC1031R_IQSECHARLT (CARO-1) 3525-12606	NNC1031R_IQSECHARLT (CARO-1) 3525-12606
(843) 642-1025	8-Jul-2010	11:09:09 AM	25	Outbound	No	No	No	(704) 891-0647	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	8-Jul-2010	11:09:54 AM	22	Inbound	Yes	No	No	(843) 642-1025	(843) 553-0643	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	8-Jul-2010	11:10:08 AM	143	Outbound	No	No	No	(704) 529-7341	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	8-Jul-2010	11:45:00 AM	7	Outbound	No	No	No	(704) 891-0647	(843) 642-1025	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090
(843) 642-1025	8-Jul-2010	11:57:59 AM	19	Outbound	No	No	No	(843) 269-5063	(843) 642-1025	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090
(843) 642-1025	8-Jul-2010	12:01:00 PM	19	Outbound	No	No	No	(843) 269-5063	(843) 642-1025	NNC1684R_IQWESTNGHS (CARO-1) 3524-23239	NNC1684R_IQWESTNGHS (CARO-1) 3524-23239
(843) 642-1025	8-Jul-2010	12:09:11 PM	37	Inbound	Yes	No	No	(843) 642-1025	(704) 923-6397	NSC1011R_IQS_FTMILL (CARO-1) 3523-34337	NSC1011R_IQS_FTMILL (CARO-1) 3523-34337
(843) 642-1025	8-Jul-2010	12:25:52 PM	4	Outbound	No	No	No	(843) 269-5063	(843) 642-1025	NSC1011R_IQS_FTMILL (CARO-1) 3523-34338	NSC1011R_IQS_FTMILL (CARO-1) 3523-34338
(843) 642-1025	8-Jul-2010	12:26:55 PM	0	Outbound	No	No	No	(843) 269-5063	(843) 642-1025	NSC1011R_IQS_FTMILL (CARO-1) 3523-34338	NSC1011R_IQS_FTMILL (CARO-1) 3523-34338
(843) 642-1025	8-Jul-2010	12:44:09 PM	5	Outbound	No	No	No	(843) 269-5063	(843) 642-1025	NSC1801R_IQMOSLEY (CARO-1) 3523-12764	NSC1801R_IQMOSLEY (CARO-1) 3523-12764
(843) 642-1025	8-Jul-2010	12:45:08 PM	4	Outbound	No	No	No	(843) 297-8134	(843) 642-1025	NSC1801R_IQMOSLEY (CARO-1) 3523-12764	NSC1801R_IQMOSLEY (CARO-1) 3523-12764
(843) 642-1025	8-Jul-2010	12:45:53 PM	0	Outbound	No	No	Yes	B3000118432695063	(843) 642-1025	NSC1801R_IQMOSLEY (CARO-1) 3523-12764	NSC1801R_IQMOSLEY (CARO-1) 3523-12764
(843) 642-1025	8-Jul-2010	12:46:17 PM	0	Outbound	No	No	No	(843) 269-5063	(843) 642-1025	NSC1801R_IQMOSLEY (CARO-1) 3523-12764	NSC1801R_IQMOSLEY (CARO-1) 3523-12764
(843) 642-1025	8-Jul-2010	12:47:23 PM	92	Outbound	No	No	No	(704) 891-0647	(843) 642-1025	NSC1801R_IQMOSLEY (CARO-1) 3523-12764	NSC1801R_IQMOSLEY (CARO-1) 3523-12764
(843) 642-1025	8-Jul-2010	12:48:18 PM	134	Inbound	No	No	No	(843) 642-1025	(704) 241-5907	NSC1349R_IXSTOVER (CARO-2) 1033-12765	NSC1348R_IXTIPTON (CARO-2) 1033-12766

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Call Records for PTN 8436421025

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Customer PTN	Date	Call Initiation Time	Duration (Sec)	Type	Forwarded	911	International	Called PTN#	Calling PTN	Originating Cell Site	Terminating Cell Site
(843) 642-1025	8-Jul-2010	12:57:17 PM	3	Outbound	No	No	No	(843) 269-5063	(843) 642-1025	NSC1348R_IXTIPTON (CARO-2) 1033-12766	NSC1348R_IXTIPTON (CARO-2) 1033-12766
(843) 642-1025	8-Jul-2010	12:58:52 PM	0	Outbound	No	No	No	(843) 269-5063	(843) 642-1025	NSC1348R_IXTIPTON (CARO-2) 1033-12766	NSC1348R_IXTIPTON (CARO-2) 1033-12766
(843) 642-1025	8-Jul-2010	12:59:02 PM	0	Outbound	No	No	No	(843) 269-5063	(843) 642-1025	NSC1348R_IXTIPTON (CARO-2) 1033-12766	NSC1347R_IXRIDGEWAY (CARO-2) 1033-12767
(843) 642-1025	8-Jul-2010	1:03:36 PM	6	Outbound	No	No	No	(704) 241-5907	(843) 642-1025	NSC1347R_IXRIDGEWAY (CARO-2) 1033-19868	NSC1347R_IXRIDGEWAY (CARO-2) 1033-19868
(843) 642-1025	8-Jul-2010	1:05:34 PM	32	Outbound	No	No	No	(704) 241-5907	(843) 642-1025	NSC1310R_IXNBLYTHEW (CARO-2) 1033-52123	NSC1310R_IXNBLYTHEW (CARO-2) 1033-52123
(843) 642-1025	8-Jul-2010	1:06:53 PM	87	Outbound	No	No	No	(843) 269-5063	(843) 642-1025	NSC1347R_IXRIDGEWAY (CARO-2) 1033-19868	NSC1310R_IXNBLYTHEW (CARO-2) 1033-52125
(843) 642-1025	8-Jul-2010	1:14:42 PM	4	Outbound	No	No	No	(843) 269-5063	(843) 642-1025	NSC1320R_IXCAROPARK (CARO-2) 1033-23193	NSC1307R_IXDREXELLK (CARO-2) 1033-52114
(843) 642-1025	8-Jul-2010	1:25:34 PM	14	Outbound	No	No	No	(704) 891-0647	(843) 642-1025	NSC1560R_IXELGINPNE (CARO-2) 1033-53169	NSC1560R_IXELGINPNE (CARO-2) 1033-53169
(843) 642-1025	8-Jul-2010	1:26:22 PM	5	Inbound	Yes	No	No	(843) 642-1025	(704) 891-0647	NSC1560R_IXELGINPNE (CARO-2) 1033-53168	NSC1560R_IXELGINPNE (CARO-2) 1033-53169
(843) 642-1025	8-Jul-2010	1:26:37 PM	58	Outbound	No	No	No	(704) 891-0647	(843) 642-1025	NSC1560R_IXELGINPNE (CARO-2) 1033-53169	NSC1560R_IXELGINPNE (CARO-2) 1033-53168
(843) 642-1025	8-Jul-2010	1:28:10 PM	4	Outbound	No	No	No	(704) 241-5907	(843) 642-1025	NSC1560R_IXELGINPNE (CARO-2) 1033-53168	NSC5033R_IXELGIN (CARO-2) 1033-52145
(843) 642-1025	8-Jul-2010	1:30:25 PM	44	Outbound	No	No	No	(704) 241-5907	(843) 642-1025	NSC5033R_IXELGIN (CARO-2) 1033-52145	NSC5033R_IXELGIN (CARO-2) 1033-52145
(843) 642-1025	8-Jul-2010	1:31:31 PM	104	Outbound	No	No	No	(843) 642-1025	(843) 642-1025	NSC1313R_IXCAMDEN (CARO-2) 1033-53833	NSC5033R_IXELGIN (CARO-2) 1033-12564
(843) 642-1025	8-Jul-2010	1:37:49 PM	0	Inbound	Yes	No	No	(843) 642-1025	(843) 442-8407	NSC5033R_IXELGIN (CARO-2) 1033-12564	NSC5033R_IXELGIN (CARO-2) 1033-12564
(843) 642-1025	8-Jul-2010	2:04:36 PM	294	Inbound	No	No	No	(843) 642-1025	(704) 309-0696	NSC1347R_IXRIDGEWAY (CARO-2) 1033-19868	NSC1347R_IXRIDGEWAY (CARO-2) 1033-12767
(843) 642-1025	8-Jul-2010	2:10:21 PM	4	Outbound	No	No	No	(704) 241-5907	(843) 642-1025	NSC1348R_IXTIPTON (CARO-2) 1033-12766	NSC1348R_IXTIPTON (CARO-2) 1033-12766
(843) 642-1025	8-Jul-2010	2:12:11 PM	5	Outbound	No	No	No	(843) 926-0359	(843) 642-1025	NSC1348R_IXTIPTON (CARO-2) 1033-12766	NSC1348R_IXTIPTON (CARO-2) 1033-12766
(843) 642-1025	8-Jul-2010	2:12:38 PM	2	Outbound	No	No	No	(843) 926-0359	(843) 642-1025	NSC1348R_IXTIPTON (CARO-2) 1033-12766	NSC1348R_IXTIPTON (CARO-2) 1033-12766
(843) 642-1025	8-Jul-2010	2:13:09 PM	4	Outbound	No	No	No	(704) 241-5907	(843) 642-1025	NSC1348R_IXTIPTON (CARO-2) 1033-12766	NSC1348R_IXTIPTON (CARO-2) 1033-12766
(843) 642-1025	8-Jul-2010	2:15:57 PM	62	Outbound	No	No	No	(704) 241-5907	(843) 642-1025	NSC1349R_IXSTOVER (CARO-2) 1033-12765	NSC1349R_IXSTOVER (CARO-2) 1033-12765
(843) 642-1025	8-Jul-2010	2:34:38 PM	2	Outbound	No	No	No	(843) 269-5063	(843) 642-1025	NSC1800R_IQSIXTYFVE (CARO-1) 3523-12763	NSC1800R_IQSIXTYFVE (CARO-1) 3523-12763
(843) 642-1025	8-Jul-2010	2:42:30 PM	201	Outbound	No	No	No	(843) 412-5438	(843) 642-1025	NSC1019R_IQROCKHILL (CARO-1) 3523-52040	NSC1019R_IQROCKHILL (CARO-1) 3523-52040
(843) 642-1025	8-Jul-2010	2:59:29 PM	9	Outbound	No	No	No	(704) 241-5907	(843) 642-1025	NNC1046R_IQNSPRATLK (CARO-1) 3524-10469	NNC1046R_IQNSPRATLK (CARO-1) 3524-10469
(843) 642-1025	8-Jul-2010	3:01:58 PM	11	Outbound	No	No	No	(704) 241-5907	(843) 642-1025	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090

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Call Records for PTN 8436421025

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Customer PTN	Date	Call Initiation Time	Duration (Sec)	Type	Forwarded	911	International	Called PTN#	Calling PTN	Originating Cell Site	Terminating Cell Site
(843) 642-1025	8-Jul-2010	3:24:01 PM	38	Inbound	No	No	No	(843) 642-1025	(843) 442-8407	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090
(843) 642-1025	8-Jul-2010	3:53:21 PM	16	Outbound	No	No	No	(704) 241-5907	(843) 642-1025	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090
(843) 642-1025	8-Jul-2010	3:55:59 PM	21	Inbound	No	No	No	(843) 642-1025	(704) 493-3013	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090
(843) 642-1025	8-Jul-2010	4:06:06 PM	171	Outbound	No	No	No	(704) 241-5907	(843) 642-1025	NNC1046R_IQNSPRATLK (CARO-1) 3524-10468	NNC1046R_IQNSPRATLK (CARO-1) 3524-10468
(843) 642-1025	8-Jul-2010	4:09:23 PM	16	Outbound	No	No	No	(704) 241-5907	(843) 642-1025	NNC1046R_IQNSPRATLK (CARO-1) 3524-10468	NNC1046R_IQNSPRATLK (CARO-1) 3524-10468
(843) 642-1025	8-Jul-2010	4:40:10 PM	761	Inbound	No	No	No	(843) 642-1025	(843) 478-8341	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090
(843) 642-1025	8-Jul-2010	4:53:25 PM	4	Outbound	No	No	No	(704) 606-7330	(843) 642-1025	NNC1618R_IQMAXWELST (CARO-1) 3520-12675	NNC1618R_IQMAXWELST (CARO-1) 3520-12675
(843) 642-1025	8-Jul-2010	4:54:07 PM	17	Outbound	No	No	No	(704) 891-1761	(843) 642-1025	NNC1618R_IQMAXWELST (CARO-1) 3520-12675	NNC1618R_IQMAXWELST (CARO-1) 3520-12675
(843) 642-1025	8-Jul-2010	4:54:40 PM	3	Outbound	No	No	No	(704) 606-7330	(843) 642-1025	NNC1105R_IQSUGARCRK (CARO-1) 3520-12632	NNC1105R_IQSUGARCRK (CARO-1) 3520-12632
(843) 642-1025	8-Jul-2010	4:58:22 PM	2	Outbound	No	No	No	(843) 276-8046	(843) 642-1025	NNC1105R_IQSUGARCRK (CARO-1) 3520-12632	NNC1105R_IQSUGARCRK (CARO-1) 3520-12632
(843) 642-1025	8-Jul-2010	4:59:07 PM	2	Outbound	No	No	No	(843) 609-0743	(843) 642-1025	NNC1105R_IQSUGARCRK (CARO-1) 3520-12632	NNC1105R_IQSUGARCRK (CARO-1) 3520-12632
(843) 642-1025	8-Jul-2010	5:15:38 PM	3	Outbound	No	No	No	(843) 276-8046	(843) 642-1025	NNC1728R_IQOOOESTWY (CARO-1) 3525-34352	NNC1728R_IQOOOESTWY (CARO-1) 3525-34352
(843) 642-1025	8-Jul-2010	5:23:58 PM	12	Outbound	No	No	No	(704) 606-7330	(843) 642-1025	NNC1110R_IQOOOHCKGR (CARO-1) 3525-12693	NNC1110R_IQOOOHCKGR (CARO-1) 3525-12693
(843) 642-1025	8-Jul-2010	5:24:23 PM	4	Outbound	No	No	No	(704) 606-7330	(843) 642-1025	NNC1110R_IQOOOHCKGR (CARO-1) 3525-12693	NNC1110R_IQOOOHCKGR (CARO-1) 3525-12693
(843) 642-1025	8-Jul-2010	5:27:33 PM	1	Outbound	No	No	No	(843) 609-0743	(843) 642-1025	NNC1621S_IQUUUEMALL (CARO-1) 3525-19182	NNC1621S_IQUUUEMALL (CARO-1) 3525-19182
(843) 642-1025	8-Jul-2010	5:31:14 PM	62	Inbound	No	No	No	(843) 642-1025	(704) 606-7330	NNC1621T_IQEMALL3RD (CARO-1) 3525-55185	NNC1621T_IQEMALL3RD (CARO-1) 3525-55185
(843) 642-1025	8-Jul-2010	5:32:59 PM	65	Outbound	No	No	No	(704) 891-0647	(843) 642-1025	NNC1621T_IQEMALL3RD (CARO-1) 3525-55185	NNC1621T_IQEMALL3RD (CARO-1) 3525-55185
(843) 642-1025	8-Jul-2010	6:15:20 PM	102	Outbound	No	No	No	(704) 606-7330	(843) 642-1025	NNC1747R_IQOOOHRRSL (CARO-1) 3525-41073	NNC1747R_IQOOOHRRSL (CARO-1) 3525-41073
(843) 642-1025	8-Jul-2010	6:17:25 PM	24	Outbound	No	No	No	(704) 493-3013	(843) 642-1025	NNC1747R_IQOOOHRRSL (CARO-1) 3525-41073	NNC1747R_IQOOOHRRSL (CARO-1) 3525-41073
(843) 642-1025	8-Jul-2010	7:18:34 PM	66	Inbound	No	No	No	(843) 642-1025	(704) 441-1192	NNC1031R_IQSECHARLT (CARO-1) 3525-12606	NNC1031R_IQSECHARLT (CARO-1) 3525-12606
(843) 642-1025	8-Jul-2010	8:12:19 PM	147	Outbound	No	No	No	(843) 276-8046	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	8-Jul-2010	8:15:00 PM	60	Outbound	No	No	No	(843) 542-3674	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	8-Jul-2010	8:24:20 PM	361	Outbound	No	No	No	(704) 891-0647	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	8-Jul-2010	8:58:27 PM	124	Inbound	No	No	No	(843) 642-1025	(248) 506-1532	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604

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Call Records for PTN 8436421025

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Customer PTN	Date	Call Initiation Time	Duration (Sec)	Type	Forwarded	911	International	Called PTN#	Calling PTN	Originating Cell Site	Terminating Cell Site
(843) 642-1025	8-Jul-2010	9:01:02 PM	68	Outbound	No	No	No	(248) 506-1532	(843) 642-1025	NNC1110R_IQOOOHCKGR (CARO-1) 3525-12692	NNC1110R_IQOOOHCKGR (CARO-1) 3525-12692
(843) 642-1025	8-Jul-2010	9:14:04 PM	1	Inbound	No	No	No	(843) 642-1025	(843) 442-0741	NNC1031R_IQSECHARLT (CARO-1) 3525-12606	NNC1031R_IQSECHARLT (CARO-1) 3525-12606
(843) 642-1025	8-Jul-2010	9:14:24 PM	402	Inbound	No	No	No	(843) 642-1025	(843) 442-0741	NNC1747R_IQOOOHRRSL (CARO-1) 3525-41073	NNC1747R_IQOOOHRRSL (CARO-1) 3525-41073
(843) 642-1025	8-Jul-2010	9:21:21 PM	356	Inbound	No	No	No	(843) 642-1025	(843) 442-0741	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	8-Jul-2010	9:27:33 PM	8	Inbound	No	No	No	(843) 642-1025	(843) 442-0741	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	8-Jul-2010	9:52:38 PM	412	Inbound	No	No	No	(843) 642-1025	(248) 506-1532	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	8-Jul-2010	10:09:58 PM	0	Outbound	No	No	No	(843) 329-9516	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	8-Jul-2010	10:13:08 PM	374	Inbound	No	No	No	(843) 642-1025	(843) 744-6134	NNC1621T_IQEMALL3RD (CARO-1) 3525-55184	NNC1621T_IQEMALL3RD (CARO-1) 3525-55184
(843) 642-1025	8-Jul-2010	10:26:44 PM	175	Inbound	No	No	No	(843) 642-1025	(843) 478-8341	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	8-Jul-2010	10:29:50 PM	0	Outbound	No	No	No	(843) 329-9516	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	8-Jul-2010	10:30:50 PM	0	Outbound	No	No	No	(704) 891-0647	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	8-Jul-2010	10:45:17 PM	139	Inbound	No	No	No	(843) 642-1025	(980) 253-9921	NNC1621T_IQEMALL3RD (CARO-1) 3525-55185	NNC1621T_IQEMALL3RD (CARO-1) 3525-55185
(843) 642-1025	8-Jul-2010	10:54:53 PM	196	Inbound	No	No	No	(843) 642-1025	(843) 329-9516	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	8-Jul-2010	10:56:00 PM	363	Inbound	No	No	No	(843) 642-1025	(843) 478-8341	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	8-Jul-2010	11:02:11 PM	0	Outbound	No	No	No	(843) 329-9516	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	8-Jul-2010	11:02:45 PM	124	Inbound	No	No	No	(843) 642-1025	(843) 329-9516	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	8-Jul-2010	11:05:12 PM	168	Outbound	No	No	No	(843) 329-9516	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	8-Jul-2010	11:10:55 PM	4	Outbound	No	No	No	(843) 442-8407	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	8-Jul-2010	11:27:48 PM	5	Inbound	Yes	No	No	(843) 642-1025	(1704) 241-5907	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	8-Jul-2010	11:54:21 PM	194	Inbound	No	No	No	(843) 642-1025	(843) 478-8341	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	8-Jul-2010	11:57:57 PM	4	Inbound	Yes	No	No	(843) 642-1025	(1704) 241-5907	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	8-Jul-2010	11:58:21 PM	28	Outbound	No	No	No	(843) 642-1025	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	9-Jul-2010	12:07:13 AM	1067	Inbound	No	No	No	(843) 642-1025	(1704) 241-5907	NNC1747R_IQOOOHRRSL (CARO-1) 3525-41073	NNC1747R_IQOOOHRRSL (CARO-1) 3525-41073
(843) 642-1025	9-Jul-2010	12:28:17 AM	102	Inbound	No	No	No	(843) 642-1025	(704) 430-0320	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604

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Call Records for PTN 8436421025

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Customer PTN	Date	Call Initiation Time	Duration (Sec)	Type	Forwarded	911	International	Called PTN#	Calling PTN	Originating Cell Site	Terminating Cell Site
(843) 642-1025	9-Jul-2010	1:03:22 AM	15	Inbound	No	No	No	(843) 642-1025	(1704) 241-5907	NNC1046R_IQNSPRATLK (CARO-1) 3524-10468	NNC1046R_IQNSPRATLK (CARO-1) 3524-10468
(843) 642-1025	9-Jul-2010	2:24:54 AM	22	Outbound	No	No	No	(704) 241-5907	(843) 642-1025	NNC1621T_IQEMALL3RD (CARO-1) 3525-55184	NNC1621T_IQEMALL3RD (CARO-1) 3525-55184
(843) 642-1025	9-Jul-2010	7:26:42 AM	162	Inbound	No	No	No	(843) 642-1025	(843) 377-3316	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	9-Jul-2010	7:38:06 AM	742	Inbound	No	No	No	(843) 642-1025	(843) 529-0229	NNC1031R_IQSECHARLT (CARO-1) 3525-12606	NNC1031R_IQSECHARLT (CARO-1) 3525-12606
(843) 642-1025	9-Jul-2010	9:18:16 AM	0	Outbound	No	No	No	(704) 570-9610	(843) 642-1025	NNC1058S_IQSEABOARD (CARO-1) 3520-19085	NNC1058S_IQSEABOARD (CARO-1) 3520-19085
(843) 642-1025	9-Jul-2010	9:20:17 AM	30	Inbound	No	No	No	(843) 642-1025	(1704) 808-1314	NNC1058S_IQSEABOARD (CARO-1) 3520-19085	NNC1058S_IQSEABOARD (CARO-1) 3520-19085
(843) 642-1025	9-Jul-2010	10:38:02 AM	78	Inbound	No	No	No	(843) 642-1025	(704) 891-0647	NNC1115R_IQPAWCRK (CARO-1) 3524-12703	NNC1115R_IQPAWCRK (CARO-1) 3524-12703
(843) 642-1025	9-Jul-2010	10:41:25 AM	137	Outbound	No	No	No	(843) 478-8341	(843) 642-1025	NNC1115S_IQPAWCRK (CARO-1) 3524-55013	NNC1115S_IQPAWCRK (CARO-1) 3524-55013
(843) 642-1025	9-Jul-2010	10:44:00 AM	34	Outbound	No	No	No	(704) 891-0647	(843) 642-1025	NNC1115R_IQPAWCRK (CARO-1) 3524-12703	NNC1115R_IQPAWCRK (CARO-1) 3524-12703
(843) 642-1025	9-Jul-2010	11:17:28 AM	23	Outbound	No	No	No	(704) 529-7341	(843) 642-1025	NNC8071R_IQWATERPLT (CARO-1) 3524-53911	NNC8071R_IQWATERPLT (CARO-1) 3524-53911
(843) 642-1025	9-Jul-2010	11:19:25 AM	3	Outbound	No	No	No	(704) 606-7330	(843) 642-1025	NNC8071R_IQWATERPLT (CARO-1) 3524-53911	NNC8071R_IQWATERPLT (CARO-1) 3524-53911
(843) 642-1025	9-Jul-2010	11:20:35 AM	72	Outbound	No	No	No	(704) 713-7388	(843) 642-1025	NNC1058S_IQSEABOARD (CARO-1) 3520-19085	NNC1058S_IQSEABOARD (CARO-1) 3520-19085
(843) 642-1025	9-Jul-2010	11:40:12 AM	5	Inbound	Yes	No	No	(843) 642-1025	(704) 606-7330	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	9-Jul-2010	11:45:34 AM	540	Outbound	No	No	No	(704) 606-7330	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	9-Jul-2010	1:40:37 PM	427	Outbound	No	No	No	(704) 430-0320	(843) 642-1025	NNC1621T_IQEMALL3RD (CARO-1) 3525-55185	NNC1621T_IQEMALL3RD (CARO-1) 3525-55185
(843) 642-1025	9-Jul-2010	1:53:23 PM	5	Inbound	Yes	No	No	(843) 642-1025	(704) 376-0466	NNC1106R_IQSHAMRKGR (CARO-1) 3525-12689	NNC1106R_IQSHAMRKGR (CARO-1) 3525-12689
(843) 642-1025	9-Jul-2010	1:53:35 PM	36	Outbound	No	No	No	(704) 376-0466	(843) 642-1025	NNC3001R_IQWTVI (CARO-1) 3520-12664	NNC3001R_IQWTVI (CARO-1) 3520-12664
(843) 642-1025	9-Jul-2010	1:54:55 PM	17	Outbound	No	No	No	(843) 478-8341	(843) 642-1025	NNC3001R_IQWTVI (CARO-1) 3520-12664	NNC3001R_IQWTVI (CARO-1) 3520-12664
(843) 642-1025	9-Jul-2010	2:59:18 PM	37	Outbound	No	No	No	(704) 891-0647	(843) 642-1025	NNC1724R_IQCOLECRK (CARO-1) 3524-34292	NNC1724R_IQCOLECRK (CARO-1) 3524-34292
(843) 642-1025	9-Jul-2010	3:00:09 PM	57	Outbound	No	No	No	(704) 241-5907	(843) 642-1025	NNC1724R_IQCOLECRK (CARO-1) 3524-34292	NNC1724R_IQCOLECRK (CARO-1) 3524-34292
(843) 642-1025	9-Jul-2010	3:01:47 PM	98	Outbound	No	No	No	(843) 478-8341	(843) 642-1025	NNC1724R_IQCOLECRK (CARO-1) 3524-34292	NNC1724R_IQCOLECRK (CARO-1) 3524-34292
(843) 642-1025	9-Jul-2010	3:14:38 PM	16	Outbound	No	No	No	(704) 241-5907	(843) 642-1025	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090
(843) 642-1025	9-Jul-2010	3:34:29 PM	68	Inbound	No	No	No	(843) 642-1025	(843) 276-8046	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090
(843) 642-1025	9-Jul-2010	3:44:36 PM	39	Inbound	No	No	No	(843) 642-1025	(718) 775-1118	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090

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Call Records for PTN 8436421025

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Customer PTN	Date	Call Initiation Time	Duration (Sec)	Type	Forwarded	911	International	Called PTN#	Calling PTN	Originating Cell Site	Terminating Cell Site
(843) 642-1025	9-Jul-2010	3:47:33 PM	0	Outbound	No	No	No	(843) 478-8341	(843) 642-1025	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090
(843) 642-1025	9-Jul-2010	3:48:12 PM	26	Inbound	No	No	No	(843) 642-1025	(843) 478-8341	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090
(843) 642-1025	9-Jul-2010	3:53:15 PM	86	Inbound	No	No	No	(843) 642-1025	(843) 478-8341	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090
(843) 642-1025	9-Jul-2010	3:57:41 PM	123	Outbound	No	No	No	(843) 478-8341	(843) 642-1025	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090
(843) 642-1025	9-Jul-2010	4:08:15 PM	34	Inbound	No	No	No	(843) 642-1025	(843) 478-8341	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090
(843) 642-1025	9-Jul-2010	4:19:59 PM	2	Inbound	Yes	No	No	(843) 642-1025	(843) 542-3674	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090
(843) 642-1025	9-Jul-2010	4:27:15 PM	279	Outbound	No	No	No	(843) 542-3674	(843) 642-1025	NNC1725R_IQSILVCRK (CARO-1) 3524-34295	NNC1053R_IQLTLHPCRK (CARO-1) 3524-10476
(843) 642-1025	9-Jul-2010	4:31:31 PM	50	Inbound	No	No	No	(843) 642-1025	(704) 376-0466	NNC1053R_IQLTLHPCRK (CARO-1) 3524-10477	NNC1053R_IQLTLHPCRK (CARO-1) 3524-10477
(843) 642-1025	9-Jul-2010	4:46:21 PM	134	Outbound	No	No	No	(704) 241-5907	(843) 642-1025	NNC1618R_IQMAXWELST (CARO-1) 3520-12674	NNC1618R_IQMAXWELST (CARO-1) 3520-12674
(843) 642-1025	9-Jul-2010	4:49:39 PM	0	Outbound	No	No	No	(843) 276-8046	(843) 642-1025	NNC1105R_IQSUGARCRK (CARO-1) 3520-12632	NNC1105R_IQSUGARCRK (CARO-1) 3520-12632
(843) 642-1025	9-Jul-2010	4:50:04 PM	0	Outbound	No	No	No	(843) 327-9268	(843) 642-1025	NNC1105R_IQSUGARCRK (CARO-1) 3520-12632	NNC1105R_IQSUGARCRK (CARO-1) 3520-12632
(843) 642-1025	9-Jul-2010	4:50:39 PM	104	Outbound	No	No	No	(843) 276-8046	(843) 642-1025	NNC1105R_IQSUGARCRK (CARO-1) 3520-12632	NNC1105R_IQSUGARCRK (CARO-1) 3520-12632
(843) 642-1025	9-Jul-2010	4:53:07 PM	69	Inbound	No	No	No	(843) 642-1025	(843) 478-8341	NNC1105R_IQSUGARCRK (CARO-1) 3520-12632	NNC1105R_IQSUGARCRK (CARO-1) 3520-12632
(843) 642-1025	9-Jul-2010	4:54:50 PM	71	Outbound	No	No	No	(843) 276-8046	(843) 642-1025	NNC1105R_IQSUGARCRK (CARO-1) 3520-12632	NNC1105R_IQSUGARCRK (CARO-1) 3520-12632
(843) 642-1025	9-Jul-2010	4:56:28 PM	315	Outbound	No	No	No	(800) 231-2222	(843) 642-1025	NNC1105R_IQSUGARCRK (CARO-1) 3520-12632	NNC1105R_IQSUGARCRK (CARO-1) 3520-12632
(843) 642-1025	9-Jul-2010	5:01:59 PM	156	Outbound	No	No	No	(800) 231-2222	(843) 642-1025	NNC1123R_IQOOOPNCKY (CARO-1) 3525-12714	NNC1123R_IQOOOPNCKY (CARO-1) 3525-12714
(843) 642-1025	9-Jul-2010	5:19:21 PM	0	Outbound	No	No	No	(843) 276-8046	(843) 642-1025	NNC1028R_IQOONECLT (CARO-1) 3525-12617	NNC1028R_IQOONECLT (CARO-1) 3525-12617
(843) 642-1025	9-Jul-2010	5:25:29 PM	0	Outbound	No	No	Yes	B30001118432768046	(843) 642-1025	NNC1621S_IQUUUEMALL (CARO-1) 3525-19182	NNC1621S_IQUUUEMALL (CARO-1) 3525-19182
(843) 642-1025	9-Jul-2010	5:25:55 PM	0	Outbound	No	No	No	(843) 276-8046	(843) 642-1025	NNC1621S_IQUUUEMALL (CARO-1) 3525-19182	NNC1621S_IQUUUEMALL (CARO-1) 3525-19182
(843) 642-1025	9-Jul-2010	5:26:17 PM	32	Outbound	No	No	No	(843) 276-8046	(843) 642-1025	NNC1621S_IQUUUEMALL (CARO-1) 3525-19182	NNC1621S_IQUUUEMALL (CARO-1) 3525-19182
(843) 642-1025	9-Jul-2010	5:27:36 PM	6	Inbound	Yes	No	No	(843) 642-1025	(843) 478-8341	NNC1621S_IQUUUEMALL (CARO-1) 3525-19182	NNC1621S_IQUUUEMALL (CARO-1) 3525-19182
(843) 642-1025	9-Jul-2010	5:28:15 PM	5	Inbound	Yes	No	No	(843) 642-1025	(843) 478-8341	NNC1621S_IQUUUEMALL (CARO-1) 3525-19184	NNC1621S_IQUUUEMALL (CARO-1) 3525-19184
(843) 642-1025	9-Jul-2010	5:30:27 PM	0	Inbound	Yes	No	No	(843) 642-1025	(843) 442-8407	NNC1621T_IQEMALL3RD (CARO-1) 3525-55184	NNC1621T_IQEMALL3RD (CARO-1) 3525-55184
(843) 642-1025	9-Jul-2010	5:34:30 PM	4	Inbound	Yes	No	No	(843) 642-1025	(843) 478-8341	NNC1621T_IQEMALL3RD (CARO-1) 3525-55185	NNC1621T_IQEMALL3RD (CARO-1) 3525-55185

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Call Records for PTN 8436421025

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Customer PTN	Date	Call Initiation Time	Duration (Sec)	Type	Forwarded	911	International	Called PTN#	Calling PTN	Originating Cell Site	Terminating Cell Site
(843) 642-1025	9-Jul-2010	5:37:27 PM	190	Outbound	No	No	No	(843) 478-8341	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	9-Jul-2010	5:41:51 PM	33	Outbound	No	No	No	(704) 241-5907	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	9-Jul-2010	5:44:49 PM	252	Outbound	No	No	No	(704) 891-0647	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	9-Jul-2010	5:45:18 PM	200	Inbound	No	No	No	(843) 642-1025	(843) 478-8341	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	9-Jul-2010	5:54:17 PM	3	Outbound	No	No	No	(718) 775-1118	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12606	NNC1031R_IQSECHARLT (CARO-1) 3525-12606
(843) 642-1025	9-Jul-2010	5:55:07 PM	317	Outbound	No	No	No	(718) 775-1118	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	9-Jul-2010	6:00:36 PM	4	Outbound	No	No	No	(843) 478-8341	(843) 642-1025	NNC1747R_IQOOOHRSL (CARO-1) 3525-41073	NNC1747R_IQOOOHRSL (CARO-1) 3525-41073
(843) 642-1025	9-Jul-2010	6:00:40 PM	81	Inbound	No	No	No	(843) 642-1025	(843) 478-8341	NNC1747R_IQOOOHRSL (CARO-1) 3525-41073	NNC1747R_IQOOOHRSL (CARO-1) 3525-41073
(843) 642-1025	9-Jul-2010	6:02:26 PM	0	Outbound	No	No	No	(843) 478-8341	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	9-Jul-2010	6:26:46 PM	434	Outbound	No	No	No	(843) 478-8341	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	9-Jul-2010	6:34:50 PM	522	Outbound	No	No	No	(843) 270-8423	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	9-Jul-2010	6:37:32 PM	21	Inbound	No	No	No	(843) 642-1025	(843) 856-1573	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	9-Jul-2010	6:43:52 PM	280	Outbound	No	No	No	(248) 506-1532	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12606	NNC1031R_IQSECHARLT (CARO-1) 3525-12606
(843) 642-1025	9-Jul-2010	6:49:41 PM	3	Outbound	No	No	No	(704) 606-7330	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	9-Jul-2010	6:50:19 PM	7	Outbound	No	No	No	(704) 891-1761	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	9-Jul-2010	6:53:38 PM	2	Outbound	No	No	No	(843) 276-8046	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	9-Jul-2010	6:56:56 PM	22	Outbound	No	No	No	(843) 276-8046	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	9-Jul-2010	6:57:15 PM	28	Inbound	No	No	No	(843) 642-1025	(704) 891-0647	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	9-Jul-2010	6:59:22 PM	3	Inbound	Yes	No	No	(843) 642-1025	(843) 329-9516	NNC1747R_IQOOOHRSL (CARO-1) 3525-41073	NNC1747R_IQOOOHRSL (CARO-1) 3525-41073
(843) 642-1025	9-Jul-2010	6:59:45 PM	44	Outbound	No	No	No	(843) 329-9516	(843) 642-1025	NNC1747R_IQOOOHRSL (CARO-1) 3525-41073	NNC1747R_IQOOOHRSL (CARO-1) 3525-41073
(843) 642-1025	9-Jul-2010	7:00:47 PM	35	Outbound	No	No	No	(843) 329-9516	(843) 642-1025	NNC1747R_IQOOOHRSL (CARO-1) 3525-41073	NNC1747R_IQOOOHRSL (CARO-1) 3525-41073
(843) 642-1025	9-Jul-2010	7:01:38 PM	56	Outbound	No	No	No	(704) 891-0647	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	9-Jul-2010	7:02:32 PM	76	Inbound	No	No	No	(843) 642-1025	(843) 478-8341	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	9-Jul-2010	7:10:22 PM	50	Outbound	No	No	No	(866) 766-2229	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604

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Call Records for PTN 8436421025

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Customer PTN	Date	Call Initiation Time	Duration (Sec)	Type	Forwarded	911	International	Called PTN#	Calling PTN	Originating Cell Site	Terminating Cell Site
(843) 642-1025	9-Jul-2010	7:20:42 PM	433	Outbound	No	No	No	(843) 442-8407	(843) 642-1025	NNC1621T_IQEMALL3RD (CARO-1) 3525-55185	NNC1621T_IQEMALL3RD (CARO-1) 3525-55185
(843) 642-1025	9-Jul-2010	7:31:08 PM	53	Outbound	No	No	No	(704) 713-7388	(843) 642-1025	NNC1747R_IQOOOHRRSL (CARO-1) 3525-41073	NNC1747R_IQOOOHRRSL (CARO-1) 3525-41073
(843) 642-1025	9-Jul-2010	7:31:19 PM	42	Inbound	No	No	No	(843) 642-1025	(704) 493-3013	NNC1747S_IQUUUHRRSL (CARO-1) 3525-19175	NNC1747S_IQUUUHRRSL (CARO-1) 3525-19175
(843) 642-1025	9-Jul-2010	7:38:44 PM	66	Outbound	No	No	No	(704) 713-7388	(843) 642-1025	NNC1747R_IQOOOHRRSL (CARO-1) 3525-41073	NNC1747R_IQOOOHRRSL (CARO-1) 3525-41073
(843) 642-1025	9-Jul-2010	7:40:32 PM	145	Outbound	No	No	No	(704) 568-2725	(843) 642-1025	NNC1747S_IQUUUHRRSL (CARO-1) 3525-19175	NNC1747S_IQUUUHRRSL (CARO-1) 3525-19175
(843) 642-1025	9-Jul-2010	7:46:58 PM	10	Outbound	No	No	No	(704) 606-7330	(843) 642-1025	NNC1621T_IQEMALL3RD (CARO-1) 3525-55184	NNC1621T_IQEMALL3RD (CARO-1) 3525-55184
(843) 642-1025	9-Jul-2010	7:49:39 PM	23	Outbound	No	No	No	(704) 606-7330	(843) 642-1025	NNC1621T_IQEMALL3RD (CARO-1) 3525-55185	NNC1621T_IQEMALL3RD (CARO-1) 3525-55185
(843) 642-1025	9-Jul-2010	7:50:22 PM	18	Outbound	No	No	No	(704) 606-7330	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	9-Jul-2010	7:52:08 PM	3	Inbound	No	No	No	(843) 642-1025	(305) 401-7041	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	9-Jul-2010	7:52:32 PM	518	Outbound	No	No	No	(305) 401-7041	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12606	NNC1031R_IQSECHARLT (CARO-1) 3525-12606
(843) 642-1025	9-Jul-2010	8:16:24 PM	0	Outbound	No	No	No	(704) 606-7330	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	9-Jul-2010	8:30:03 PM	4	Inbound	Yes	No	No	(843) 642-1025	(843) 276-8046	NNC1621T_IQEMALL3RD (CARO-1) 3525-55185	NNC1621T_IQEMALL3RD (CARO-1) 3525-55185
(843) 642-1025	9-Jul-2010	8:30:35 PM	4	Inbound	Yes	No	No	(843) 642-1025	(843) 276-8046	NNC1621T_IQEMALL3RD (CARO-1) 3525-55185	NNC1621T_IQEMALL3RD (CARO-1) 3525-55185
(843) 642-1025	9-Jul-2010	8:30:54 PM	151	Inbound	No	No	No	(843) 642-1025	(843) 276-8046	NNC1621T_IQEMALL3RD (CARO-1) 3525-55185	NNC1621T_IQEMALL3RD (CARO-1) 3525-55185
(843) 642-1025	9-Jul-2010	8:32:18 PM	7	Inbound	Yes	No	No	(843) 642-1025	(1704) 241-5907	NNC1621T_IQEMALL3RD (CARO-1) 3525-55184	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	9-Jul-2010	8:33:35 PM	27	Outbound	No	No	No	(704) 241-5907	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	9-Jul-2010	8:46:54 PM	4	Inbound	Yes	No	No	(843) 642-1025	(843) 276-8046	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	9-Jul-2010	8:47:25 PM	3	Inbound	Yes	No	No	(843) 642-1025	(843) 478-8341	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	9-Jul-2010	8:47:36 PM	364	Inbound	No	No	No	(843) 642-1025	(843) 276-8046	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	9-Jul-2010	8:55:09 PM	4	Inbound	Yes	No	No	(843) 642-1025	(843) 276-8046	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	9-Jul-2010	8:55:38 PM	4	Inbound	Yes	No	No	(843) 642-1025	(843) 276-8046	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	9-Jul-2010	8:55:57 PM	4	Outbound	No	No	No	(843) 276-8046	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	9-Jul-2010	8:56:11 PM	15	Inbound	No	No	No	(843) 642-1025	(843) 276-8046	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	9-Jul-2010	8:56:36 PM	0	Inbound	No	No	No	(843) 642-1025	(843) 276-8046	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604

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Call Records for PTN 8436421025

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Customer PTN	Date	Call Initiation Time	Duration (Sec)	Type	Forwarded	911	International	Called PTN#	Calling PTN	Originating Cell Site	Terminating Cell Site
(843) 642-1025	9-Jul-2010	9:01:53 PM	16	Inbound	No	No	No	(843) 642-1025	(843) 478-8341	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	9-Jul-2010	9:06:02 PM	37	Outbound	No	No	No	(704) 241-5907	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	9-Jul-2010	9:07:36 PM	56	Outbound	No	No	No	(718) 775-1118	(843) 642-1025	NNC1621T_IQEMALL3RD (CARO-1) 3525-55185	NNC1621T_IQEMALL3RD (CARO-1) 3525-55185
(843) 642-1025	9-Jul-2010	9:09:05 PM	23	Outbound	No	No	No	(704) 891-0647	(843) 642-1025	NNC1727R_IQOOOCLSDR (CARO-1) 3525-34301	NNC1727R_IQOOOCLSDR (CARO-1) 3525-34301
(843) 642-1025	9-Jul-2010	9:09:53 PM	16	Outbound	No	No	No	(843) 478-8341	(843) 642-1025	NNC1727R_IQOOOCLSDR (CARO-1) 3525-34301	NNC1727R_IQOOOCLSDR (CARO-1) 3525-34301
(843) 642-1025	9-Jul-2010	9:18:12 PM	197	Inbound	No	No	No	(843) 642-1025	(704) 606-7330	NNC1114R_IQFREEDMRD (CARO-1) 3520-12620	NNC1114R_IQFREEDMRD (CARO-1) 3520-12620
(843) 642-1025	9-Jul-2010	9:25:02 PM	17	Inbound	No	No	No	(843) 642-1025	(980) 253-9921	NNC1725R_IQSILVRCRK (CARO-1) 3524-34295	NNC1725R_IQSILVRCRK (CARO-1) 3524-34295
(843) 642-1025	9-Jul-2010	9:35:21 PM	296	Outbound	No	No	No	(718) 775-1118	(843) 642-1025	NNC1602R_IQOOOQUAIL (CARO-1) 3520-10495	NNC1602R_IQOOOQUAIL (CARO-1) 3520-10495
(843) 642-1025	9-Jul-2010	9:40:40 PM	26	Outbound	No	No	No	(704) 891-0647	(843) 642-1025	NNC1602R_IQOOOQUAIL (CARO-1) 3520-10495	NNC1602R_IQOOOQUAIL (CARO-1) 3520-10495
(843) 642-1025	9-Jul-2010	9:40:59 PM	30	Inbound	No	No	No	(843) 642-1025	(718) 775-1118	NNC1602S_IQUUUQUAIL (CARO-1) 3520-19070	NNC1602S_IQUUUQUAIL (CARO-1) 3520-19070
(843) 642-1025	9-Jul-2010	9:49:28 PM	23	Outbound	No	No	No	(704) 241-5907	(843) 642-1025	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090
(843) 642-1025	9-Jul-2010	9:50:07 PM	32	Outbound	No	No	No	(704) 891-0647	(843) 642-1025	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090
(843) 642-1025	9-Jul-2010	9:52:41 PM	28	Inbound	No	No	No	(843) 642-1025	(864) 322-3710	NNC1725R_IQSILVRCRK (CARO-1) 3524-34296	NNC1725R_IQSILVRCRK (CARO-1) 3524-34296
(843) 642-1025	9-Jul-2010	9:54:58 PM	9	Inbound	Yes	No	No	(843) 642-1025	(864) 322-3710	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090
(843) 642-1025	9-Jul-2010	9:55:10 PM	17	Inbound	No	No	No	(843) 642-1025	(843) 478-8341	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090
(843) 642-1025	9-Jul-2010	9:55:10 PM	40	Outbound	No	No	No	(864) 271-1463	(843) 642-1025	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090
(843) 642-1025	9-Jul-2010	9:55:33 PM	18	Inbound	No	No	No	(843) 642-1025	(864) 322-3710	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090
(843) 642-1025	9-Jul-2010	9:56:06 PM	281	Outbound	No	No	No	(864) 271-1463	(843) 642-1025	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090	NNC1046S_IQNSPRATLK (CARO-1) 3524-19090
(843) 642-1025	9-Jul-2010	10:10:27 PM	136	Outbound	No	No	No	(843) 478-8341	(843) 642-1025	NSC1012R_IQCAROWIND (CARO-1) 3524-12525	NSC1012R_IQCAROWIND (CARO-1) 3524-12525
(843) 642-1025	9-Jul-2010	10:38:28 PM	367	Outbound	No	No	No	(843) 478-8341	(843) 642-1025	NSC1800R_IQSIXTYFVE (CARO-1) 3523-12763	NSC1800R_IQSIXTYFVE (CARO-1) 3523-12763
(843) 642-1025	9-Jul-2010	11:02:09 PM	0	Outbound	No	No	Yes	B30001118434428407	(843) 642-1025	NSC1347R_IXRIDGEWAY (CARO-2) 1033-19868	NSC1347R_IXRIDGEWAY (CARO-2) 1033-19868
(843) 642-1025	9-Jul-2010	11:13:18 PM	1	Outbound	No	No	No	(843) 329-9516	(843) 642-1025	NSC1051R_IXSBLTYHEW (CARO-2) 1033-52101	NSC1051R_IXSBLTYHEW (CARO-2) 1033-52101
(843) 642-1025	9-Jul-2010	11:13:56 PM	8	Outbound	No	No	No	(843) 329-9516	(843) 642-1025	NSC1051R_IXSBLTYHEW (CARO-2) 1033-52101	NSC1051R_IXSBLTYHEW (CARO-2) 1033-52101
(843) 642-1025	9-Jul-2010	11:15:31 PM	23	Outbound	No	No	No	(843) 329-9516	(843) 642-1025	NSC1320R_IXCAROPARK (CARO-2) 1033-23193	NSC1320R_IXCAROPARK (CARO-2) 1033-23193

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Call Records for PTN 8436421025

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Customer PTN	Date	Call Initiation Time	Duration (Sec)	Type	Forwarded	911	International	Called PTN#	Calling PTN	Originating Cell Site	Terminating Cell Site
(843) 642-1025	9-Jul-2010	11:16:28 PM	582	Outbound	No	No	No	(843) 329-9516	(843) 642-1025	NSC1320R_IXCAROPARK (CARO-2) 1033-23194	NSC1327R_IXCOLACOLG (CARO-2) 1033-34322
(843) 642-1025	9-Jul-2010	11:41:16 PM	0	Outbound	No	No	No	(704) 200-0156	(843) 642-1025	NSC1327R_IXCOLACOLG (CARO-2) 1033-34323	NSC1327R_IXCOLACOLG (CARO-2) 1033-34323
(843) 642-1025	9-Jul-2010	11:41:41 PM	1397	Outbound	No	No	No	(843) 329-9516	(843) 642-1025	NSC1327R_IXCOLACOLG (CARO-2) 1033-34323	NSC1318R_IXWESTCOLA (CARO-2) 1033-23187
(843) 642-1025	10-Jul-2010	12:34:58 AM	11	Inbound	Yes	No	No	(843) 642-1025	(704) 493-7541	NSC1334R_IXSDIXIANA (CARO-2) 1033-34455	NSC1334R_IXSDIXIANA (CARO-2) 1033-34455
(843) 642-1025	10-Jul-2010	1:14:54 AM	4	Inbound	Yes	No	No	(843) 642-1025	(843) 478-8341	NSC5045R_ICFOURHOLS (CARO-1) 3521-10460	NSC5045R_ICFOURHOLS (CARO-1) 3521-10460
(843) 642-1025	10-Jul-2010	1:45:28 AM	6	Inbound	Yes	No	No	(843) 642-1025	(843) 530-1996	NSC1383R_ICSUMRVILE (CARO-1) 1032-34033	NSC1383R_ICSUMRVILE (CARO-1) 1032-34033
(843) 642-1025	10-Jul-2010	1:49:39 AM	8	Inbound	Yes	No	No	(843) 642-1025	(843) 530-1996	NSC1355S_ICMTZION (CARO-1) 1032-55195	NSC1355S_ICMTZION (CARO-1) 1032-55195
(843) 642-1025	10-Jul-2010	1:53:14 AM	254	Outbound	No	No	No	(843) 478-8341	(843) 642-1025	NSC1355R_ICMTZION (CARO-1) 1032-12742	NSC1382R_ICLADSON (CARO-1) 1032-23179
(843) 642-1025	10-Jul-2010	1:58:53 AM	64	Outbound	No	No	No	(843) 478-8341	(843) 642-1025	NSC1384R_ICEAGLE (CARO-1) 1032-53256	NSC1382R_ICLADSON (CARO-1) 1032-23179
(843) 642-1025	10-Jul-2010	2:00:43 AM	34	Outbound	No	No	No	(843) 478-8341	(843) 642-1025	NSC1376R_ICDEERPRK (CARO-1) 1032-23165	NSC1376R_ICDEERPRK (CARO-1) 1032-23165
(843) 642-1025	10-Jul-2010	2:03:25 AM	214	Inbound	No	No	No	(843) 642-1025	(843) 478-8341	NSC1353R_ICFISHBURN (CARO-1) 1032-34186	NSC1369R_ICAVIATION (CARO-1) 1032-12784
(843) 642-1025	10-Jul-2010	2:42:56 AM	3	Outbound	No	No	No	(843) 276-8046	(843) 642-1025	NSC1212R_ICNCHRLSTN (CARO-1) 1032-12740	NSC1212R_ICNCHRLSTN (CARO-1) 1032-12740
(843) 642-1025	10-Jul-2010	2:43:29 AM	19	Outbound	No	No	No	(843) 329-9516	(843) 642-1025	NSC1212R_ICNCHRLSTN (CARO-1) 1032-12740	NSC1212R_ICNCHRLSTN (CARO-1) 1032-12740
(843) 642-1025	10-Jul-2010	5:31:45 AM	0	Outbound	No	No	No	(843) 329-9516	(843) 642-1025	NSC1379R_ICLIVEOAK (CARO-1) 1032-23173	NSC1379R_ICLIVEOAK (CARO-1) 1032-23173
(843) 642-1025	10-Jul-2010	5:32:51 AM	1	Outbound	No	No	No	(843) 329-9516	(843) 642-1025	NSC1379R_ICLIVEOAK (CARO-1) 1032-23173	NSC1379R_ICLIVEOAK (CARO-1) 1032-23173
(843) 642-1025	10-Jul-2010	5:33:10 AM	3	Outbound	No	No	No	(843) 276-8046	(843) 642-1025	NSC1379R_ICLIVEOAK (CARO-1) 1032-23173	NSC1379R_ICLIVEOAK (CARO-1) 1032-23173
(843) 642-1025	10-Jul-2010	5:34:00 AM	4	Outbound	No	No	No	(843) 329-9516	(843) 642-1025	NSC1379R_ICLIVEOAK (CARO-1) 1032-23173	NSC1379R_ICLIVEOAK (CARO-1) 1032-23173
(843) 642-1025	10-Jul-2010	5:34:15 AM	5	Outbound	No	No	No	(843) 276-8046	(843) 642-1025	NSC1379R_ICLIVEOAK (CARO-1) 1032-23173	NSC1379R_ICLIVEOAK (CARO-1) 1032-23173
(843) 642-1025	10-Jul-2010	5:34:47 AM	10	Outbound	No	No	No	(843) 329-9516	(843) 642-1025	NSC1379R_ICLIVEOAK (CARO-1) 1032-23173	NSC1390R_ICNRTHBDRG (CARO-1) 1032-34036
(843) 642-1025	10-Jul-2010	5:36:18 AM	20	Outbound	No	No	No	(843) 329-9516	(843) 642-1025	NSC1390R_ICNRTHBDRG (CARO-1) 1032-34036	NSC1379R_ICLIVEOAK (CARO-1) 1032-23173
(843) 642-1025	10-Jul-2010	10:18:44 AM	69	Outbound	No	No	No	(843) 642-1025	(843) 642-1025	NNC1747R_IQOOOHRSL (CARO-1) 3525-41073	NNC1747R_IQOOOHRSL (CARO-1) 3525-41073
(843) 642-1025	10-Jul-2010	10:20:16 AM	18	Outbound	No	No	No	(843) 478-8341	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	10-Jul-2010	10:20:53 AM	88	Outbound	No	No	No	(843) 642-1025	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	10-Jul-2010	10:23:00 AM	6	Outbound	No	No	No	(704) 806-7330	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604

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Call Records for PTN 8436421025

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Customer PTN	Date	Call Initiation Time	Duration (Sec)	Type	Forwarded	911	International	Called PTN#	Calling PTN	Originating Cell Site	Terminating Cell Site
(843) 642-1025	10-Jul-2010	10:23:17 AM	3	Outbound	No	No	No	(843) 276-8046	(843) 642-1025	NNC1621T_IQEMALL3RD (CARO-1) 3525-55184	NNC1621T_IQEMALL3RD (CARO-1) 3525-55184
(843) 642-1025	10-Jul-2010	10:24:19 AM	18	Outbound	No	No	No	(843) 329-9516	(843) 642-1025	NNC1621T_IQEMALL3RD (CARO-1) 3525-55184	NNC1621T_IQEMALL3RD (CARO-1) 3525-55184
(843) 642-1025	10-Jul-2010	10:38:16 AM	226	Inbound	No	No	No	(843) 642-1025	(704) 606-7330	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	10-Jul-2010	10:54:08 AM	2	Outbound	No	No	No	(843) 276-8046	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12606	NNC1031R_IQSECHARLT (CARO-1) 3525-12606
(843) 642-1025	10-Jul-2010	11:09:59 AM	5	Inbound	Yes	No	No	(843) 642-1025	(1704) 309-0696	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	10-Jul-2010	11:14:53 AM	62	Outbound	No	No	No	(704) 309-0696	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	10-Jul-2010	11:17:37 AM	2	Outbound	No	No	No	(843) 276-8046	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	10-Jul-2010	11:17:53 AM	0	Outbound	No	No	No	(843) 327-9268	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	10-Jul-2010	11:24:11 AM	2	Inbound	Yes	No	No	(843) 642-1025	(1704) 309-0696	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	10-Jul-2010	11:41:06 AM	5	Inbound	Yes	No	No	(843) 642-1025	(704) 606-7330	NNC1621T_IQEMALL3RD (CARO-1) 3525-55185	NNC1621T_IQEMALL3RD (CARO-1) 3525-55185
(843) 642-1025	10-Jul-2010	11:46:06 AM	4	Inbound	Yes	No	No	(843) 642-1025	(843) 609-1166	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	10-Jul-2010	12:20:02 PM	4	Inbound	Yes	No	No	(843) 642-1025	(843) 609-1166	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	10-Jul-2010	12:26:20 PM	224	Outbound	No	No	No	(843) 609-1166	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	10-Jul-2010	12:33:22 PM	5	Inbound	Yes	No	No	(843) 642-1025	(843) 329-9516	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	10-Jul-2010	1:47:01 PM	39	Outbound	No	No	No	(866) 766-2229	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	10-Jul-2010	2:13:57 PM	59	Inbound	No	No	No	(843) 642-1025	(704) 493-3013	NNC1123R_IQOOPNCKY (CARO-1) 3525-12712	NNC1123R_IQOOPNCKY (CARO-1) 3525-12712
(843) 642-1025	10-Jul-2010	2:15:17 PM	142	Outbound	No	No	No	(843) 476-8341	(843) 642-1025	NNC1123R_IQOOPNCKY (CARO-1) 3525-12712	NNC1123R_IQOOPNCKY (CARO-1) 3525-12712
(843) 642-1025	10-Jul-2010	3:25:21 PM	50	Inbound	Yes	No	No	(843) 642-1025	(843) 442-8407	NNC1110R_IQOOHCKGR (CARO-1) 3525-12692	NNC1110R_IQOOHCKGR (CARO-1) 3525-12692
(843) 642-1025	10-Jul-2010	3:34:02 PM	97	Outbound	No	No	No	(843) 442-8407	(843) 642-1025	NNC1110R_IQOOHCKGR (CARO-1) 3525-12692	NNC1110R_IQOOHCKGR (CARO-1) 3525-12692
(843) 642-1025	10-Jul-2010	3:36:21 PM	225	Outbound	No	No	No	(704) 606-7330	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	10-Jul-2010	3:40:37 PM	77	Outbound	No	No	No	(704) 606-7330	(843) 642-1025	NNC1621T_IQEMALL3RD (CARO-1) 3525-55184	NNC1621T_IQEMALL3RD (CARO-1) 3525-55184
(843) 642-1025	10-Jul-2010	3:46:45 PM	133	Inbound	No	No	No	(843) 642-1025	(704) 493-3013	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	10-Jul-2010	3:50:40 PM	6	Outbound	No	No	No	(718) 775-1118	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	10-Jul-2010	3:51:07 PM	110	Outbound	No	No	No	(704) 631-9594	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604

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Call Records for PTN 8436421025

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Customer PTN	Date	Call Initiation Time	Duration (Sec)	Type	Forwarded	911	International	Called PTN#	Calling PTN	Originating Cell Site	Terminating Cell Site
(843) 642-1025	10-Jul-2010	4:01:21 PM	136	Inbound	No	No	No	(843) 642-1025	(1704) 241-5907	NNC1621T_IQEMALL3RD (CARO-1) 3525-55185	NNC1621T_IQEMALL3RD (CARO-1) 3525-55185
(843) 642-1025	10-Jul-2010	4:11:13 PM	161	Outbound	No	No	No	(843) 478-8341	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	10-Jul-2010	4:12:05 PM	170	Inbound	No	No	No	(843) 642-1025	(1704) 241-5907	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	10-Jul-2010	5:10:17 PM	475	Inbound	No	No	No	(843) 642-1025	(910) 977-2285	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	10-Jul-2010	5:33:39 PM	114	Inbound	No	No	No	(843) 642-1025	(843) 744-6134	NNC1621T_IQEMALL3RD (CARO-1) 3525-55184	NNC1621T_IQEMALL3RD (CARO-1) 3525-55184
(843) 642-1025	10-Jul-2010	5:53:38 PM	190	Inbound	No	No	No	(843) 642-1025	(704) 493-3013	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	10-Jul-2010	5:56:39 PM	9	Inbound	Yes	No	No	(843) 642-1025	(704) 891-0647	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	10-Jul-2010	5:57:44 PM	59	Inbound	No	No	No	(843) 642-1025	(704) 891-0647	NNC1747R_IQOOHRRSL (CARO-1) 3525-41073	NNC1747R_IQOOHRRSL (CARO-1) 3525-41073
(843) 642-1025	10-Jul-2010	6:00:01 PM	86	Inbound	No	No	No	(843) 642-1025	(704) 891-0647	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	10-Jul-2010	6:39:02 PM	0	Outbound	No	No	No	(843) 609-7958	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	10-Jul-2010	8:38:28 PM	6	Inbound	Yes	No	No	(843) 642-1025	(704) 493-3013	NNC1621T_IQEMALL3RD (CARO-1) 3525-55184	NNC1621T_IQEMALL3RD (CARO-1) 3525-55184
(843) 642-1025	10-Jul-2010	8:39:44 PM	5	Inbound	Yes	No	No	(843) 642-1025	(704) 493-3013	NNC1031R_IQSECHARLT (CARO-1) 3525-12606	NNC1031R_IQSECHARLT (CARO-1) 3525-12606
(843) 642-1025	10-Jul-2010	9:31:22 PM	71	Inbound	No	No	No	(843) 642-1025	(1704) 241-5907	NNC1621T_IQEMALL3RD (CARO-1) 3525-55185	NNC1621T_IQEMALL3RD (CARO-1) 3525-55185
(843) 642-1025	10-Jul-2010	9:51:12 PM	280	Inbound	No	No	No	(843) 642-1025	(704) 493-3013	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	10-Jul-2010	9:56:22 PM	58	Inbound	No	No	No	(843) 642-1025	(704) 493-3013	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	10-Jul-2010	10:00:10 PM	34	Inbound	No	No	No	(843) 642-1025	(704) 430-0320	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	10-Jul-2010	10:07:48 PM	5	Outbound	No	No	No	(843) 442-8407	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	10-Jul-2010	10:20:58 PM	121	Outbound	No	No	No	(704) 241-5907	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	10-Jul-2010	10:28:01 PM	3	Inbound	Yes	No	No	(843) 642-1025	(515) 778-4720	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	10-Jul-2010	11:08:13 PM	9	Inbound	Yes	No	No	(843) 642-1025	(704) 631-9594	NNC1621T_IQEMALL3RD (CARO-1) 3525-55185	NNC1621T_IQEMALL3RD (CARO-1) 3525-55185
(843) 642-1025	11-Jul-2010	12:00:44 AM	5	Outbound	No	No	No	(704) 631-9594	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	11-Jul-2010	12:08:17 AM	119	Outbound	No	No	No	(704) 631-9594	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	11-Jul-2010	10:42:47 AM	555	Inbound	No	No	No	(843) 642-1025	(843) 277-4265	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	11-Jul-2010	10:52:47 AM	2351	Outbound	No	No	No	(910) 354-9867	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604

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Call Records for PTN 8436421025

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Customer PTN	Date	Call Initiation Time	Duration (Sec)	Type	Forwarded	911	International	Called PTN#	Calling PTN	Originating Cell Site	Terminating Cell Site
(843) 642-1025	11-Jul-2010	11:39:09 AM	203	Outbound	No	No	No	(866) 638-9376	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	11-Jul-2010	11:42:17 AM	10	Inbound	No	No	No	(843) 642-1025	(704) 493-3013	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	11-Jul-2010	11:42:48 AM	0	Outbound	No	No	No	(843) 478-6205	(843) 642-1025	NNC1747R_IQOOOHRRL (CARO-1) 3525-41073	NNC1747R_IQOOOHRRL (CARO-1) 3525-41073
(843) 642-1025	11-Jul-2010	11:43:30 AM	161	Outbound	No	No	No	(843) 478-8341	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	11-Jul-2010	11:44:31 AM	23	Inbound	No	No	No	(843) 642-1025	(704) 493-3013	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	11-Jul-2010	11:50:39 AM	43	Outbound	No	No	No	(843) 642-1025	(843) 642-1025	NNC1621T_IQEMALL3RD (CARO-1) 3525-55184	NNC1621T_IQEMALL3RD (CARO-1) 3525-55184
(843) 642-1025	11-Jul-2010	11:55:42 AM	174	Inbound	No	No	No	(843) 642-1025	(843) 478-8341	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	11-Jul-2010	12:16:13 PM	11	Inbound	Yes	No	No	(843) 642-1025	(843) 744-6134	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	11-Jul-2010	12:50:46 PM	1635	Outbound	No	No	No	(843) 744-6134	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	11-Jul-2010	1:27:46 PM	17	Outbound	No	No	No	(704) 606-7330	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	11-Jul-2010	1:31:35 PM	0	Outbound	No	No	No	(704) 493-3013	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	11-Jul-2010	1:52:35 PM	31	Outbound	No	No	No	(704) 493-3013	(843) 642-1025	NNC1747R_IQOOOHRRL (CARO-1) 3525-41073	NNC1747R_IQOOOHRRL (CARO-1) 3525-41073
(843) 642-1025	11-Jul-2010	2:01:24 PM	40	Outbound	No	No	No	(704) 606-7330	(843) 642-1025	NNC1747R_IQOOOHRRL (CARO-1) 3525-41073	NNC1747R_IQOOOHRRL (CARO-1) 3525-41073
(843) 642-1025	11-Jul-2010	2:02:37 PM	5	Outbound	No	No	No	(704) 606-7330	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12606	NNC1031R_IQSECHARLT (CARO-1) 3525-12606
(843) 642-1025	11-Jul-2010	2:11:32 PM	169	Inbound	No	No	No	(843) 642-1025	(704) 606-7330	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	11-Jul-2010	2:14:33 PM	71	Outbound	No	No	No	(704) 606-7330	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	11-Jul-2010	4:14:18 PM	61	Outbound	No	No	No	(718) 775-1118	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	11-Jul-2010	5:10:41 PM	7	Inbound	Yes	No	No	(843) 642-1025	(718) 775-1118	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	11-Jul-2010	5:12:58 PM	112	Outbound	No	No	No	(718) 775-1118	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	11-Jul-2010	5:13:00 PM	799	Inbound	No	No	No	(843) 642-1025	(718) 775-1118	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	11-Jul-2010	5:27:05 PM	6	Outbound	No	No	No	(718) 775-1118	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	11-Jul-2010	5:28:38 PM	5	Outbound	No	No	No	(718) 775-1118	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	11-Jul-2010	5:29:47 PM	9	Outbound	No	No	No	(718) 775-1118	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	11-Jul-2010	5:30:18 PM	236	Inbound	No	No	No	(843) 642-1025	(704) 424-5148	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604

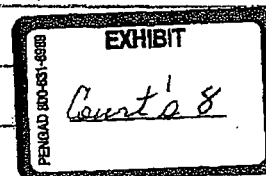
Customer PTN	Date	Call Initiation Time	Duration (Sec)	Type	Forwarded	911	International	Called PTN#	Calling PTN	Originating Cell Site	Terminating Cell Site
(843) 642-1025	11-Jul-2010	5:46:35 PM	25	Inbound	No	No	No	(843) 642-1025	(704) 493-3013	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	11-Jul-2010	6:34:41 PM	65	Inbound	No	No	No	(843) 642-1025	(843) 442-8407	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	11-Jul-2010	6:47:50 PM	181	Inbound	No	No	No	(843) 642-1025	(704) 424-5148	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	11-Jul-2010	6:58:07 PM	5	Outbound	No	No	No	(704) 430-0320	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	11-Jul-2010	7:01:09 PM	392	Inbound	No	No	No	(843) 642-1025	(704) 424-5148	NNC1621T_IQEMALL3RD (CARO-1) 3525-55185	NNC1621T_IQEMALL3RD (CARO-1) 3525-55185
(843) 642-1025	11-Jul-2010	7:06:24 PM	106	Inbound	No	No	No	(843) 642-1025	(704) 430-0320	NNC1621T_IQEMALL3RD (CARO-1) 3525-55184	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	11-Jul-2010	7:08:03 PM	577	Inbound	No	No	No	(843) 642-1025	(704) 424-5148	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	11-Jul-2010	7:31:33 PM	150	Outbound	No	No	No	(843) 670-2273	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	11-Jul-2010	7:32:36 PM	96	Inbound	No	No	No	(843) 642-1025	(704) 430-0320	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	11-Jul-2010	7:34:31 PM	227	Outbound	No	No	No	(843) 670-2273	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	11-Jul-2010	7:50:41 PM	0	Outbound	No	No	Yes	B30001117046079594	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	11-Jul-2010	7:51:25 PM	1217	Outbound	No	No	No	(704) 607-9594	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	11-Jul-2010	8:59:15 PM	1504	Outbound	No	No	No	(704) 392-1794	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1747S_IQUUHHRRSL (CARO-1) 3525-19175
(843) 642-1025	11-Jul-2010	9:24:06 PM	121	Inbound	No	No	No	(843) 642-1025	(704) 606-9748	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	11-Jul-2010	9:26:43 PM	1528	Inbound	No	No	No	(843) 642-1025	(704) 606-9748	NNC1110R_IQOOHCKGR (CARO-1) 3525-12692	NNC1110R_IQOOHCKGR (CARO-1) 3525-12692
(843) 642-1025	11-Jul-2010	9:26:50 PM	270	Outbound	No	No	No	(704) 392-1794	(843) 642-1025	NNC1747R_IQOOHRRSL (CARO-1) 3525-41073	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	11-Jul-2010	9:52:45 PM	101	Outbound	No	No	No	(704) 493-3013	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	11-Jul-2010	10:15:30 PM	7	Inbound	Yes	No	No	(843) 642-1025		NNC1031R_IQSECHARLT (CARO-1) 3525-12606	NNC1031R_IQSECHARLT (CARO-1) 3525-12606
(843) 642-1025	11-Jul-2010	10:17:57 PM	1077	Inbound	No	No	No	(843) 642-1025	(704) 631-9594	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	11-Jul-2010	10:36:13 PM	177	Inbound	No	No	No	(843) 642-1025	(718) 775-1118	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	11-Jul-2010	10:41:36 PM	5	Inbound	Yes	No	No	(843) 642-1025	(704) 606-9748	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	11-Jul-2010	11:05:52 PM	110	Outbound	No	No	No	(704) 606-9748	(843) 642-1025	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604
(843) 642-1025	11-Jul-2010	11:06:11 PM	87	Inbound	No	No	No	(843) 642-1025	(704) 606-9748	NNC1031R_IQSECHARLT (CARO-1) 3525-12604	NNC1031R_IQSECHARLT (CARO-1) 3525-12604

Does "Hand of one" apply
to all charges?

Pro J. Hunt #129

Yes. *Hay*

Please see this note.

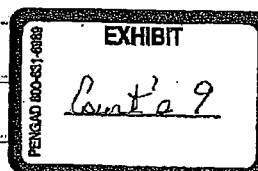


Can we have exact time
of 911 call beginning and
ending on 7/10?

~~Ques~~ Ques. #29

The exact time of the call
is not in the record.

[Signature]



JKS20100804305

WITNESSES

Charleston County Sheriff Office

AGENCY CASE NUMBER

2010011213B

ARREST WARRANT NUMBER

2014A1010203377

DATE OF ARREST

July 6, 2014

ACTION OF GRAND JURY

TRUE BILL

Foreperson of Grand Jury

Date: *Lynette B. B. B.* NOV 3, 2014

VERDICT

Guilty

Foreperson of Petit Jury

Jose J. M. M. 11/6/15
Date:

INDICT

DOCKET NO. 2014GS1006481

The State of South Carolina

County of Charleston

COURT OF GENERAL SESSIONS

November Term 2014

THE STATE

vs.

JEREMIAH FITZGERALD BELTON

DOB: [REDACTED]

B/M

Indictment for

Murder

STATE OF SOUTH CAROLINA)
)
COUNTY OF CHARLESTON)

INDICTMENT

At a Court of General Sessions, convened on November 3, 2014 the Grand Jurors of Charleston County present upon their oath:

Murder

That in Charleston County on or about July 10, 2010, with malice aforethought, JEREMIAH FITZGERALD BELTON did kill and murder Melvin Simmons by means of shooting the victim, and that Melvin Simmons did die in Charleston County as a proximate result thereof on July 10, 2010; in violation of Section 16-3-10 of the South Carolina 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.


JENNIFER KNEECE SHEALY
ASSISTANT SOLICITOR

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

1305

COUNTY OF CHARLESTON

STATE VS.

JEREMIAH FITZGERALD BELTON

AKA: Jeremiah Belton, Jeremiah F Belton

Race: Black/African American

Sex: M

DOB: [REDACTED]

SS#: [REDACTED]

Address: [REDACTED]

City, State, Zip: North Charleston, SC 29405-6496

DL# [REDACTED]

SID# SC00782601

*CDL Yes ☐ No ☐ CMV Yes ☐ No ☐ Hazmat Yes ☐ No ☐

In disposition of the said indictment comes now the Defendant who was

☒ CONVICTED OF or☐ PLEADSTO: Murder

In violation of § 16-03-0010, 0020 of the S.C. Code of Laws, bearing CDR Code # 0116

☐ NON-VIOLENT☒ VIOLENT☐ SERIOUS☒ MOST SERIOUS☐ Mandatory GPS(CSC w/minor 1st or Lewd Act)☒ §17-25-45

The charge is:

☒ As indicted,☐ Lesser Included Offense,☐ Defendant Waives Presentment to Grand Jury.

(def.'s initials)

The plea is:

☐ Without Negotiations or Recommendation,☐ Negotiated Sentence,☐ Recommendation by the State.

ATTEST:

7919

Jennifer Kneecce Shetty, Assistant Solicitor SC Bar #

Defendant

Attorney for Defendant

69878

SC Bar #

WHEREFORE, the Defendant is committed to the ☐ State Department of Corrections ☐ County Detention Center, for a determinate term of 2000 days/months/years or ☐ under the Youthful Offender Act not to exceed 2000 years and/or to pay a fine of \$ 100.00; provided that upon the service of 2000 days/months/years and or payment of \$ 100.00; plus costs and assessments as applicable*; the balance is suspended with probation for 2000 months/years and subject to South Carolina Department of Probation, Parole and Pardon Service standard conditions of probation, which are incorporated by reference.

☒ CONCURRENT or ☐ CONSECUTIVE to sentence on 204-GS-10-6482 & 6483☒ The Defendant is to be given credit for time served pursuant to S.C. Code §24-13-40 to be calculated and applied by the State Department of Corrections.☐ The Defendant is to be placed on Central Registry of Child Abuse and Neglect pursuant to S.C. Code §17-25-135.

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

SPECIAL CONDITIONS:

☐ RESTITUTION:☐ Deferred☐ Def. Waives Hearing☐ Ordered

PTUP

Total: \$ _____ plus 20% fee: \$ _____

_____ days/hours Public Service Employment

Payment Terms: _____

Obtain GED ☐☐ Set by SCDPPPS _____

Attend Voc. Rehab. Or Job Corp. _____

May serve W/E beginning _____

Substance Abuse Counseling ☐Random Drug/Alcohol Testing ☐

Fine may be pd. in equal consecutive weekly/monthly

pmts. of \$ _____ Beginning _____

\$ _____ Paid to Public Defender Fund

Other: _____

Recipient: _____

*Fine: _____

\$ _____

§14-1-206 (Assessments 107.5%)

\$ _____

§14-1-211 (A)(1)(Conv. Surcharge)

\$100

\$ 100.00

§14-1-211 (A)(2)(DUI Surcharge)

\$100

\$ _____

§56-5-2995 (DUI Assessment)

\$12

\$ _____

§56-1-286 (DUI Breath Test)

\$25

\$ _____

Proviso 47.9 (Public Def/Prob)

\$500

\$ _____

§14-1-212 (Law Enforce. Funding)

\$25

\$ 25.00

§14-1-213 (Drug Court Surcharge)

\$150

\$ _____

§50-21-114 (BUI Breath Test Fee)

\$50

\$ _____

§56-5-2942(J) (Vehicle Assessment)

\$40/ea

\$ _____

Proviso 90.5 (SCCJA Surcharge)

\$5

\$ 5.00

3% to County (if paid in installments)

\$

\$ 3.40

TOTAL

\$ 133.40Clerk of Court/Deputy Clerk: Amel CaseyCourt Reporter: Mrs. PeronPresiding Judge: [Signature]Judge Code: 2157Sentence Date: 10/6/15

JKS20100804305

WITNESSES

Charleston County Sheriff Office

AGENCY CASE NUMBER

2010011213B

ARREST WARRANT NUMBER

2014A1010203378

DATE OF ARREST

July 6, 2014

ACTION OF GRAND JURY

TRUE BILL

Foreperson of Grand Jury
Date: *[Signature]* NOV 3 - 2014

VERDICT

Guilty

Foreperson of Petit Jury
[Signature] 11/6/15
Date:

INDICT

DOCKET NO. 2014GS1006482

The State of South Carolina

County of Charleston

COURT OF GENERAL SESSIONS

November Term 2014

THE STATE

vs.

JEREMIAH FITZGERALD BELTON

DOB: [REDACTED]
B/M

Indictment for

Burglary 1st Degree

STATE OF SOUTH CAROLINA)
)
COUNTY OF CHARLESTON)

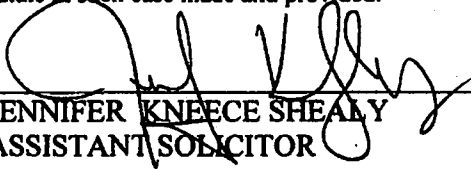
INDICTMENT

At a Court of General Sessions, convened on November 3, 2014 the Grand Jurors of Charleston County present upon their oath:

Burglary 1st Degree

That in Charleston County, South Carolina, on or about July 10, 2010, the Defendant JEREMIAH FITZGERALD BELTON, did enter the dwelling of Melvin Simmons, located at [REDACTED], McClellanville, South Carolina, without consent and with the intent to commit a crime therein. That, in addition, the entry occurred at night and/or the defendant was armed and/or the defendant caused injury to a victim; in violation of Section 16-11-311 of the South Carolina 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.


JENNIFER KNEECE SHEALY
ASSISTANT SOLICITOR

COUNTY OF CHARLESTON
STATE VS.

JEREMIAH FITZGERALD BELTON

AKA: Jeremiah Belton, Jeremiah F Belton

Race: Black/African American

Sex: M

DOB: [REDACTED] SS#: [REDACTED]

Address: [REDACTED]

City, State, Zip: North Charleston, SC 29405-6496

DL# [REDACTED] SID# SC00782601

*CDL Yes ☐ No ☐ CMV Yes ☐ No ☐ Hazmat Yes ☐ No ☐

In disposition of the said indictment comes now the Defendant who was

☒ CONVICTED OF or

☐ PLEADS

TO: Burglary First Degree

In violation of § 16-11-0311 of the S.C. Code of Laws, bearing CDR Code # 0079

☐ NON-VIOLENT

☒ VIOLENT

☐ SERIOUS

☒ MOST SERIOUS

☐ Mandatory GPS

(CSC w/minor 1st or Lewd Act)

☒ §17-25-45

The charge is: ☒ As indicted, ☐ Lesser Included Offense,

☐ Defendant Waives Presentment to Grand Jury, (def.'s initials)

The plea is: ☐ Without Negotiations or Recommendation,

☐ Negotiated Sentence,

☐ Recommendation by the State.

ATTEST:

Jennifer Kneecce Sealy, Assistant Solicitor SC Bar # 7919

Defendant

Attorney for Defendant

69878
SC Bar #

WHEREFORE, the Defendant is committed to the ☒ State Department of Corrections ☐ County Detention Center, for a determinate term of 1 days/months/years or ☐ under the Youthful Offender Act not to exceed 1 years and/or to pay a fine of \$ 100.00; provided that upon the service of 1 days/months/years and or payment of \$ 100.00; plus costs and assessments as applicable*; the balance is suspended with probation for 1 months/years and subject to South Carolina Department of Probation, Parole and Pardon Service standard conditions of probation, which are incorporated by reference.

☒ CONCURRENT or ☐ CONSECUTIVE to sentence on

☒ The Defendant is to be given credit for time served pursuant to S.C. Code §24-13-40 to be calculated and applied by the State Department of Corrections.

☐ The Defendant is to be placed on Central Registry of Child Abuse and Neglect pursuant to S.C. Code §17-25-135.

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

SPECIAL CONDITIONS:

☐ RESTITUTION:

☐ Deferred

☐ Def. Waives Hearing

☐ Ordered

PTUP

Total: \$ 100.00 plus 20% fee: \$ 20.00

1 days/hours Public Service Employment

Payment Terms: Set by SCDPPPS

Obtain GED ☐

☐ Set by SCDPPPS

Attend Voc. Rehab. Or Job Corp.

Recipient: Samuel Curry

May serve W/E beginning

*Fine: 100.00

Substance Abuse Counseling ☐

§14-1-206 (Assessments 107.5%) \$ 100.00

Random Drug/Alcohol Testing ☐

§14-1-211 (A)(1)(Conv. Surcharge) \$100 \$ 100.00

Fine may be pd. in equal consecutive weekly/monthly

§14-1-211 (A)(2)(DUI Surcharge) \$100 \$ 100.00

pmts. of \$ 100.00 Beginning

§56-5-2995 (DUI Assessment) \$12 \$ 12.00

\$ 100.00 Paid to Public Defender Fund

§56-1-286 (DUI Breath Test) \$25 \$ 25.00

Other: 10/6/18

Proviso 47.9 (Public Def/Prob) \$500 \$ 500.00

§14-1-212 (Law Enforce. Funding) \$25 \$ 25.00

§14-1-213 (Drug Court Surcharge) \$150 \$ 150.00

§50-21-114 (BUI Breath Test Fee) \$50 \$ 50.00

§56-5-2942(J) (Vehicle Assessment) \$40/ea \$ 40.00

Proviso 90.5 (SCCJA Surcharge) \$5 \$ 5.00

3% to County (if paid in installments) \$ 3.00

TOTAL \$ 133.00

Clerk of Court/Deputy Clerk: Samuel Curry

Court Reporter: Mrs. Permon

☐ Appointed PD or appointed other counsel,

§47.12 requires \$500 be paid to Clerk

during probation.

Presiding Judge: [Signature]

Judge Code: 213

Sentence Date: 10/6/18

JKS20100804305

WITNESSES

Charleston County Sheriff Office

AGENCY CASE NUMBER

2010011213B

ARREST WARRANT NUMBER

2014A1010203380

DATE OF ARREST

July 6, 2014

ACTION OF GRAND JURY

TRUE BILL

Foreperson of Grand Jury
Date: *Carroll D. Hutto*

NOV 3 - 2014

VERDICT

Guilty

Foreperson of Petit Jury

11/6/15
Date:

INDICT

DOCKET NO. 2014GS1006483

The State of South Carolina

County of Charleston

COURT OF GENERAL SESSIONS

November Term 2014

THE STATE

VS.

JEREMIAH FITZGERALD BELTON

DOB: [REDACTED]

B/M

Indictment for

Possession Of A Firearm During The
Commission Of A Violent Crime

STATE OF SOUTH CAROLINA)
)
COUNTY OF CHARLESTON)

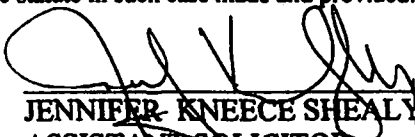
INDICTMENT

At a Court of General Sessions, convened on November 3, 2014 the Grand Jurors of Charleston County present upon their oath:

Possession Of A Firearm During The Commission Of A Violent Crime

That in Charleston County, South Carolina, on or about July 10, 2010, the Defendant, JEREMIAH FITZGERALD BELTON, did possess a handgun during the commission, or attempted commission, of Murder and/ or Burglary 1st Degree, violent crimes. This is in violation of 16-23-490 of the South Carolina 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.


JENNIFER KNEECE SHEALY
ASSISTANT SOLICITOR

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

1311

COUNTY OF CHARLESTON

STATE VS.

JEREMIAH FITZGERALD BELTON

AKA: Jeremiah Belton, Jeremiah F Belton

Race: Black/African American

Sex: M

DOB: [REDACTED]

SS#: [REDACTED]

Address: [REDACTED]

City, State, Zip: North Charleston, SC 29405-6496

DL# [REDACTED]

SID# SC00782601

*CDL Yes ☐ No ☐ CMV Yes ☐ No ☐ Hazmat Yes ☐ No ☐

In disposition of the said indictment comes now the Defendant who was

☒ CONVICTED OF or☐ PLEADS

TO: Possession Of A Weapon During The Commission Of A Violent Crime

In violation of § 16-23-0490 of the S.C. Code of Laws, bearing CDR Code # 0549

☐ NON-VIOLENT☐ VIOLENT☐ SERIOUS☐ MOST SERIOUS☐ Mandatory GPS☐ §17-25-45(CSC w/minor 1st or Lewd Act)

The charge is:

☒ As indicted,☐ Lesser Included Offense,☐ Defendant Waives Presentation to Grand Jury.

(def.'s initials)

The plea is:

☐ Without Negotiations or Recommendation,☐ Negotiated Sentence,☐ Recommendation by the State.

ATTEST:

7919

Jennifer Kneese Shealy, Assistant Solicitor SC Bar #

Defendant

Attorney for Defendant

69878

SC Bar #

WHEREFORE, the Defendant is committed to the

☒ State Department of Corrections☐ County Detention Center,

for a determinate term of 5 days/months/years, or

☐ under the Youthful Offender Act not to exceed years

and/or to pay a fine of \$, provided that upon the service of days/months/years and or payment

of \$, plus costs and assessments as applicable*; the balance is suspended with probation for months/years and subject to South Carolina Department of Probation, Parole and Pardon Service standard conditions of probation, which are incorporated by reference.

☒ CONCURRENT or ☐ CONSECUTIVE to sentence on 2014-GS-10-6482 & 6481☐ The Defendant is to be given credit for time served pursuant to S.C. Code §24-13-40 to be calculated and applied by the State Department of Corrections.☐ The Defendant is to be placed on Central Registry of Child Abuse and Neglect pursuant to S.C. Code §17-25-135.

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

SPECIAL CONDITIONS:

☐ RESTITUTION:☐ Deferred☐ Def. Waives Hearing☐ Ordered

PTUP

Total: \$ plus 20% fee: \$

days/hours Public Service Employment

Payment Terms:

Obtain GED ☐☐ Set by SCDPPPS

Attend Voc. Rehab. Or Job Corp.

May serve W/E beginning

Substance Abuse Counseling ☐Random Drug/Alcohol Testing ☐

Fine may be pd. in equal consecutive weekly/monthly

pmts. of \$ Beginning

\$ Paid to Public Defender Fund

Other:

Recipient:

*Fine:

\$

§14-1-206 (Assessments 107.5%)

\$

§14-1-211 (A)(1)(Conv. Surcharge)

\$100

\$100.00

§14-1-211 (A)(2)(DUI Surcharge)

\$100

\$

§56-5-2995 (DUI Assessment)

\$12

\$

§56-1-286 (DUI Breath Test)

\$25

\$

Proviso 47.9 (Public Def/Prob)

\$500

\$

§14-1-212 (Law Enforce. Funding)

\$25

\$25.00

§14-1-213 (Drug Court Surcharge)

\$150

\$

§50-21-114 (BUI Breath Test Fee)

\$50

\$

§56-5-2942(J) (Vehicle Assessment)

\$40/ea

\$

Proviso 90.5 (SCCJA Surcharge)

\$5

\$5.00

3% to County (if paid in installments)

\$

\$3.40

TOTAL

\$133.40

Clerk of Court/Deputy Clerk:

Court Reporter:

Presiding Judge:

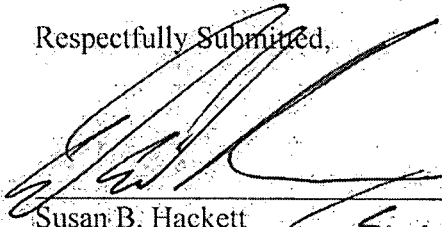
Judge Code:

Sentence Date:

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,


Susan B. Hackett
Appellate Defender

for
Susan B. Hackett
w/permission

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

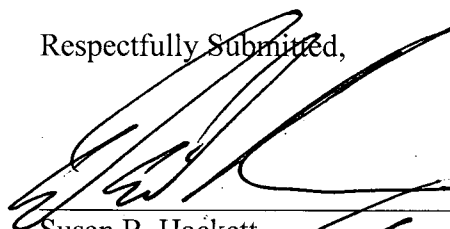
ATTORNEY FOR APPELLANT

This 17th day of October, 2016.

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,


Susan B. Hackett
Appellate Defender

for
Susan B. Hackett
w/permission

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

ATTORNEY FOR APPELLANT

This 17th day of October, 2016.