

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

VOLUME II OF II

Appeal from Greenville County
Honorable Robin B. Stilwell, Circuit Court Judge

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SC Court of Appeals

THE STATE,

RESPONDENT,

V.

BILLY LEMURCES TAYLOR,

APPELLANT

APPELLATE CASE NO. 2016-000549

RECORD ON APPEAL

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**THE FOLLOWING EXHIBITS ARE ON FILE WITH THIS COURT:
Defendant's Exhibits No. 3 and 4 (Photographs)**

1 Thank you.

2 (WHEREUPON, the jury left open court and was
3 excused for the day at approximately 7:25 p.m.)

4 THE COURT: All right. Ladies and gentlemen,
5 we'll adjourn for the evening. Tomorrow morning, I
6 have probation revocations in this courtroom. So,
7 understand that when we get here in the morning,
8 there will be a lot of people who will be in and out
9 of this courtroom. So, what I intend to do is bring
10 them as promptly as I can at 9:00, give them the
11 Allen charge and then send them back to begin
12 deliberations. So, everybody is going to have to
13 move out so all the probation business can come in.
14 And as we hear further from the jury, we'll deal with
15 the jury and, ultimately, receive the verdict when
16 and if we receive one. In the meantime, y'all have a
17 great evening.

18 (WHEREUPON, the proceedings were concluded for
19 the day to be reconvened on March 4, 2016.)

20

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25

1 jury, it's difficult to make that decision. I know
2 that, oftentimes, it's difficult for two people, just
3 two people to make a decision. It's hard for my wife
4 and I to figure out what we're going to eat for
5 supper sometimes. So, this decision, I recognize is
6 hard.

7 But understand that it's important that you come
8 to a decision in this case. Understand that both the
9 State and the Defense have extended significant
10 resources and time and effort to get to this point.
11 Also, know that the State and the County has extended
12 resources to get to this point as well. And if
13 you're unable to come to this verdict in this matter,
14 then, essentially, we'd be left with having to do it
15 all over again, extending additional resources, time
16 and effort. Now, ladies and gentlemen, I will tell
17 you that there are no 12 other people in the County
18 of Greenville who are more capable or competent to
19 come to a decision in this matter than the 12 of you
20 are.

21 Now, again, I understand it's hard to come to a
22 decision. But those of you who are in the majority
23 should listen to the people in the minority. Those
24 of you who are in the minority should listen to the
25 people in the majority. You should take into

1 consideration your respective positions and you
2 should come to a decision in this matter. Again, it
3 really would be a waste of time, effort and resources
4 for us to have to do all of those over again. So,
5 I'm going to ask you to go back to your jury room and
6 resume your deliberations. Thank you, very much.

7 (WHEREUPON, the jury left open court at
8 approximately 9:10 a.m.)

9 (WHEREUPON, deliberations continued.)

10 THE COURT: Exceptions the charge?

11 MR. MOYER: No, Your Honor.

12 MR. EPPES: Your Honor, first, I'd note for the
13 record that last night I objected in chambers to the
14 request for an Allen charge and you denied my
15 objection.

16 THE COURT: Yes, sir.

17 MR. EPPES: I would, likewise, note for the
18 record that I move for a mistrial right now rather
19 than Allen charge instruction. And finally, I would
20 ask that you bring the jury back and tell them that a
21 hung jury is a legitimate end of a criminal trial and
22 is the occasionally inevitable result that requires a
23 unanimous verdict beyond a reasonable doubt.

24 THE COURT: Okay. All right. I appreciate your
25 motions in that regard. I think I recited the

1 appropriate standard of law to be applied in the
2 Allen charge. I also think that it is well accepted
3 in juris prudence not only in the State of South
4 Carolina, but in the United States for the Allen
5 charge to be administered when a jury has indicated
6 that they have reached an impasse. Now, certainly,
7 public policy can change if the Supreme Court of the
8 United States and the Supreme Court of South Carolina
9 decides that's an inappropriate charge, I certainly
10 would defer to them. But as it stands, it's
11 allowable. And I think in terms of -- simply in
12 terms of judicial economy, it's appropriate. So,
13 respectfully, I understand your position, but I'll
14 deny your motions.

15 MR. EPPES: May I add one more sentence, Your
16 Honor, not to argue with you because I meant to say
17 it?

18 THE COURT: Yes.

19 MR. EPPES: It is my belief that the Allen
20 charge is unduly coercive and that is another basis
21 for my objection and request for a mistrial.

22 THE COURT: Duly noted on the record. Thank
23 you, very much. I appreciate it.

24 Okay. All right. Ladies and gentlemen, what
25 we're going to do now is I'm going to ask all of

1 y'all to get out. I'm going to bring probation in.
2 If we hear back from the jury, I'll bring everybody
3 in, okay.

4 (WHEREUPON, the court was in recess awaiting a
5 verdict.)

6 (WHEREUPON, Court's Exhibit No. 5 was marked for
7 identification and received into evidence.)

8 THE COURT: All right, it's my understanding
9 that the jury has come to a verdict. Are we prepared
10 to receive the verdict?

11 MR. EPPES: We are, Your Honor. Your Honor,
12 before we do that, I would note for the record that
13 about 11:08, I had the court reporter write it down
14 that I requested that you declare a mistrial and you
15 denied my motion at that time.

16 THE COURT: Yes, sir.

17 MR. EPPES: Listed with the reasons for my other
18 denials of the motions for mistrial. I renewed my
19 objection to your Allen charge as well. And I will
20 say now that because of the delay after the Allen
21 charge and the jury reaching a verdict, I, likewise,
22 believe that a mistrial is appropriate.

23 THE COURT: Okay. Thank you, very much. I
24 appreciate that. You're protected on the record in
25 that regard.

1 Okay. Bring the jury in, please.

2 (WHEREUPON, the jury came into open court at
3 approximately 11:43 a.m.)

4 THE COURT: All right. Mr. Aiken, has the jury
5 reached a unanimous verdict, sir?

6 MR. FOREMAN: We have, Your Honor.

7 THE COURT: Pass the verdict forms to the
8 bailiff, please.

9 Okay. Madam clerk, publish the verdicts,
10 please, ma'am.

11 VERDICT

12 THE CLERK: Your Honor, this is case number
13 2014-GS-23-011862, regarding Ashley Hiott. In the
14 matter of the State of South Carolina, Plaintiff, vs.
15 Billy Lemurces Taylor, Defendant, to the charge of
16 attempted murder, we, the jury, unanimously find the
17 Defendant, Billy Lemurces Taylor, guilty. Signed
18 Foreperson, Bradley Aiken, March 4th, 2016.

19 2014-GS-23-011863, regarding Brittany Jeter. In
20 the matter of the State of South Carolina, Plaintiff,
21 vs. Billy Lemurces Taylor, Defendant, to the charge
22 of attempted murder, we, the jury, unanimously find
23 the Defendant, Billy Lemurces Taylor, guilty. Signed
24 Bradley Aiken, March 4th 2016.

25 2014-GS-23-011864, regarding Rodney Nesbitt. In

1 the matter of the State of South Carolina, Plaintiff,
2 vs. Billy Lemurces Taylor, Defendant, to the charge
3 of murder, we, the jury, unanimously find the
4 Defendant, Billy Lemurces Taylor, guilty. To the
5 charge of possession of a weapon during the
6 commission of a violent crime, we, the jury,
7 unanimously find the Defendant, Billy Lemurces
8 Taylor, guilty. Signed Foreperson, Bradley Aiken,
9 March 4th, 2016.

10 If these are your verdicts, so say you all.
11 Please signify by raising your right hand.

12 (WHEREUPON, all members of the jury raised their
13 right hand.)

14 THE COURT: All right. Any additional matters
15 to take up with respect to this jury?

16 MR. EPPES: Your Honor, I'd ask that you poll
17 the jury specifically as to each charge.

18 THE COURT: Sure.

19 All right. Madam Clerk, would you poll the
20 jury, please? And you will need to go through each
21 count, meaning with murder, possession of a weapon
22 during the commission of a violent crime and then the
23 attempted murder as well.

24 Ladies and gentlemen, when we poll the jury,
25 what that means is the clerk will ask you each

1 individually if, in fact, that was your verdict and
2 you respond appropriately.

3 THE CLERK: The verdict that was just published
4 was the verdict you reached in the jury room. I ask
5 you, was it your verdict then and is it your verdict
6 now? When I call your name, please, answer yes or
7 no.

8 As to the matter of --

9 THE COURT: Let's do this, let's do it this way.
10 When you call the roll and they stand, ask them as to
11 each count so we don't have to go through it four
12 times. Just ask them as to each count, as to murder,
13 attempted murder, attempted murder and possession of
14 a weapon.

15 THE CLERK: George Sweet, if you'll please
16 stand. As to the count of attempted murder?

17 MR. SWEET: Guilty.

18 THE CLERK: The other count of attempted murder?

19 MR. SWEET: Guilty.

20 THE CLERK: The charge of murder?

21 MR. SWEET: Guilty.

22 THE CLERK: The charge of possession of a weapon
23 during the commission of a violent crime?

24 MR. SWEET: Guilty.

25 THE COURT: And ladies and gentlemen, you can

1 answer guilty or you can just answer in the
2 affirmative. Because the actual question is was that
3 your verdict and is that your verdict now? So, you
4 can just answer in the affirmative. It's entirely up
5 to you, okay.

6 THE CLERK: Julia Bell. As to the charge of
7 murder?

8 MS. BELL: Yes.

9 THE CLERK: As to the charge of attempted
10 murder?

11 MS. BELL: Yes.

12 THE CLERK: The other charge of attempted
13 murder?

14 MS. BELL: Yes.

15 THE CLERK: Thank you.

16 THE COURT: Did you do possession of a weapon on
17 that one?

18 THE CLERK: I'm sorry, excuse me.

19 Could you stand back up, please? I apologize,
20 Ms. Bell. I need to ask you about the possession of
21 a weapon during the commission of a violent crime?

22 MS. BELL: Yes.

23 THE CLERK: Thank you.

24 MR. EPPES: Your Honor, if I may?

25 THE COURT: Yes, sir.

1 MR. EPPES: Would you please instruct the jury
2 that they are not obligated to say yes if that is not
3 the true answer?

4 THE COURT: You're welcome to speak your
5 conscious.

6 MR. EPPES: Thank you, Your Honor.

7 THE CLERK: Kenneth Borneman. As to the charge
8 of attempted murder?

9 MR. BORNEMAN: Yes.

10 THE CLERK: The charge of attempted murder?

11 MR. BORNEMAN: Yes.

12 THE CLERK: To the charge of murder?

13 MR. BORNEMAN: Yes.

14 THE CLERK: To the charge of possession of a
15 weapon during the commission of a violent crime?

16 MR. BORNEMAN: Yes.

17 THE CLERK: Thank you.

18 Youlanda Arnold. As to the charge of attempted
19 murder?

20 MR. ARNOLD: Yes.

21 THE CLERK: The other charge of attempted
22 murder?

23 MR. ARNOLD: Yes.

24 THE CLERK: To the charge of murder?

25 MR. ARNOLD: Yes.

1 THE CLERK: To the charge of possession of a
2 weapon during the commission of a violent crime?

3 MR. ARNOLD: Yes.

4 THE CLERK: Thank you.

5 Reana Coppola. As to the charge of attempted
6 murder?

7 MS. COPPOLA: Yes.

8 THE CLERK: The charge of attempted murder?

9 MS. COPPOLA: Yes.

10 THE CLERK: To the charge of murder?

11 MS. COPPOLA: Yes.

12 THE CLERK: To the charge of possession of a
13 weapon during the commission of a violent crime?

14 MS. COPPOLA: Yes.

15 THE CLERK: Emily Demers. The charge of
16 attempted murder?

17 MS. DEMERS: Yes.

18 THE CLERK: The charge of attempted murder?

19 MS. DEMERS: Yes.

20 THE CLERK: To the charge of murder?

21 MS. DEMERS: Yes.

22 THE CLERK: To the charge of the possession of a
23 weapon during the commission of a violent crime?

24 MS. DEMERS: Yes.

25 THE CLERK: Thank you.

1 Daniel Burgess. As to the charge of attempted
2 murder?

3 MR. BURGESS: Yes.

4 THE CLERK: To the charge of attempted murder?

5 MR. BURGESS: Yes.

6 THE CLERK: To the charge of murder?

7 MR. BURGESS: Yes.

8 THE CLERK: To the charge of possession of a
9 weapon during the commission of a violent crime?

10 MR. BURGESS: Yes.

11 THE CLERK: Thank you.

12 Bradley Aiken. As to the charge of attempted
13 murder?

14 MR. AIKEN: Yes.

15 THE CLERK: The charge of attempted murder?

16 MR. AIKEN: Yes.

17 THE CLERK: To the charge of murder?

18 MR. AIKEN: Yes.

19 THE CLERK: To the charge of possession of a
20 weapon during the commission of a violent crime?

21 MR. AIKEN: Yes.

22 THE CLERK: Thank you.

23 Stephanie Epps. As to the charge of attempted
24 murder?

25 MS. EPPS: Yes.

1 THE CLERK: As to the charge of attempted
2 murder?

3 MS. EPPS: Yes.

4 THE CLERK: To the charge of murder?

5 MS. EPPS: Yes.

6 THE CLERK: To the charge of possession of a
7 weapon during the commission of a violent crime?

8 MS. EPPS: Yes.

9 THE CLERK: Rodney Mueller. To the charge of
10 attempted murder?

11 MR. MUELLER: Yes.

12 THE CLERK: The charge of attempted murder?

13 MR. MUELLER: Yes.

14 THE CLERK: To the charge of murder?

15 MR. MUELLER: Yes.

16 THE CLERK: To the charge of possession of a
17 weapon during the commission of a violent crime?

18 MR. MUELLER: Yes.

19 THE CLERK: Geary Jones. To the charge of
20 attempted murder?

21 MR. JONES: Yes.

22 THE CLERK: The other charge of attempted
23 murder?

24 MR. JONES: Yes.

25 THE CLERK: The charge of murder?

1 MR. JONES: Yes.

2 THE CLERK: To the charge of possession of a
3 weapon during the commission of a violent crime?

4 MR. JONES: Yes.

5 THE CLERK: Thank you.

6 Lillibet Muhaabwa. To the charge of attempted
7 murder?

8 MS. MUHAABWA: Yes.

9 THE CLERK: To the charge of attempted murder?

10 MS. MUHAABWA: Yes.

11 THE CLERK: To the charge of murder?

12 MS. MUHAABWA: Yes.

13 THE CLERK: To the charge of possession of a
14 weapon during the commission of a violent crime?

15 MS. MUHAABWA: Yes.

16 THE CLERK: Thank you.

17 THE COURT: All right, is that everyone? Okay.

18 All right. Anything further from the jury,

19 Mr. Eppes?

20 MR. EPPES: Nothing, Your Honor. Thank you.

21 THE COURT: Anything from the State?

22 MR. MOYER: No, Your Honor.

23 THE COURT: All right, ladies and gentlemen, at
24 this time, I'm going to proceed to post-trial motions
25 and sentencing. But before I do that, what I'm going

1 to do is I'm going to dismiss you to your jury room.
2 I'm just going to come back and talk to you
3 informally and dismiss you from your jury room.
4 Thereafter, you're welcome to come back in and view
5 the post-trial motions and sentencing if you would
6 like to. You certainly are not required to. It is
7 entirely in your discretion whether you will or not.
8 So, if you'll please return to your jury room and
9 I'll dismiss you from there.

10 (WHEREUPON, the jury left open court and was
11 dismissed at approximately 11:55 a.m.)

12 THE COURT: All right. Ladies and gentlemen,
13 we'll be in recess and I'll dismiss the jury
14 informally. We'll come back into the courtroom and
15 I'll hear any post-trial motions and we'll proceed to
16 sentencing.

17 (WHEREUPON, a short break was taken.)

18 THE COURT: All right. Any motions?

19 MR. EPPES: Your Honor, I'd ask the Court to act
20 as the 13th juror and reverse the verdict of the
21 jury.

22 THE COURT: Okay. All right, I'll respectfully
23 deny the same based on the requisite standard. I
24 think that the jury's decision was based on the
25 evidence and the law as presented and they acquitted

1 their duty appropriately.

2 MR. EPPES: I want to renew my objection to both
3 the Allen charge and the continuation of the trial
4 and, again, request a mistrial.

5 THE COURT: And I respectfully deny that on the
6 same basis as I previously articulated.

7 MR. EPPES: Your Honor, I'd also like to reserve
8 for 10 days the right, if I suddenly have some
9 brainstorm, to make any other motion that I think is
10 appropriate.

11 THE COURT: Yes, sir. Absolutely. Under the
12 rules you have 10 days and I will allow you the same.

13 MR. EPPES: Finally, Your Honor, as a
14 housekeeping matter, thinking ahead, Exhibits 4, 5
15 and 6 were those big posters.

16 THE COURT: Yes, sir.

17 MR. EPPES: While the big posters have to stay
18 in the clerk's office, Mr. Moyer and I have agreed by
19 stipulation that he can provide the clerk's office
20 with colored 8-1/2 by 11 photocopies of those same
21 maps. Because I think that will be easier for the
22 clerk's office and any appellate counsel in the case
23 to be able to handle --

24 THE COURT: I agree.

25 MR. EPPES: -- dealing with those posters..

1 Mr. Moyer says he will email that to the clerk's
2 office and I hope copy me on it.

3 MR. MOYER: If we can actually just make color
4 copies ourselves and then bring them to the clerk's
5 office?

6 THE COURT: Okay. All right. Anything further?

7 MR. EPPES: Nothing further.

8 THE COURT: All right, you can approach for
9 sentencing, please.

10 SENTENCING

11 MR. EPPES: Your Honor?

12 THE COURT: Yes, sir.

13 MR. EPPES: It's my understanding the victims
14 are going to speak and I told my client it's your
15 decision as to whether he continues to look at you or
16 looks at the victim.

17 THE COURT: I'll leave it up to you. It makes
18 little or no difference to me. Okay.

19 All right. Anything further from the State with
20 respect to sentencing?

21 MR. MOYER: I have his criminal history.

22 THE COURT: Do we have the sentencing sheets?
23 Okay. I'll be happy to hear his prior record.

24 MR. MOYER: They were -- in 2007, they were
25 juvenile adjudications. He had four counts of petit

1 larceny and two counts of armed robbery.

2 MR. EPPES: Strong armed robbery.

3 MR. MOYER: Says armed.

4 THE COURT: Okay. Fair enough.

5 Okay. Anything else?

6 MR. MOYER: I believe several -- some of the
7 victims would like to address the Court, Your Honor.

8 THE COURT: All right. Okay. All right. I'd
9 be happy to hear from anyone who would like to
10 address the Court. What I would ask you, please, is
11 please stand up, state your name if you would,
12 please, very clearly so the court reporter can take
13 that down for the record. So, I'll be happy to hear
14 from anyone.

15 VICTIM NESBITT'S MOTHER: My name is Angela
16 Nesbitt. I'm Rodney's mother. When you took my
17 son's life, you took a part of me. I don't hate you,
18 I just hate what you've done because you could have
19 walked away and didn't pull that trigger that night.
20 But right now, I can't forgive you.

21 THE COURT: Thank you, ma'am.

22 VICTIM NESBITT'S FATHER: I'm Kenneth Fields,
23 I'm the father of the victim. I just wanted to take
24 this time now to thank Mr. Moyer and the jury for
25 your effort and for all that you do for the

1 community. Thank you.

2 THE COURT: Thank you, sir.

3 ASHLEY HIOTT: My name is Ashley Hiott and I'm
4 the one you shot. And I feel like you didn't just
5 affect my life, you affected my children's life. I
6 watched my children feed me and bathe me for weeks on
7 end because I couldn't do anything for myself. Not
8 once have you ever showed a bit of remorse or
9 apologetic gesture toward anything that you've done,
10 any life that you took or any security that you took
11 from us. You took a sense of peace and a sense of
12 security from my life and my children's lives. You
13 have forever and ever effected us and Rodney's
14 family. And you never showed any kind of apologetic
15 gesture. And I forgive you -- I don't hate you for
16 what you've done, but I am trying to find forgiveness
17 because I feel like that's the right thing to do.
18 But you never showed any kind of gesture for
19 anything. I don't forgive you and I think you
20 deserve the max for what you've done because it
21 effected us to the max.

22 THE COURT: All right, anyone else?

23 (There was no response.)

24 THE COURT: Okay. All right, thank you, ladies
25 and gentlemen.

1 All right. Mr. Moyer, anything further from the
2 State?

3 MR. MOYER: No, Your Honor.

4 THE COURT: Mr. Eppes, I'll be happy to hear
5 from you, sir.

6 MR. EPPES: Your Honor, in brief response to
7 what Ms. Hiott said, I have a policy because I've
8 never believed that any type of remorse showing
9 seemed sincere while charges were pending. I tell my
10 clients under no circumstances are they to do that.
11 I'm not saying that by way of excuse, I'm just
12 informing Ms. Hiott of that fact. Mr. Taylor would
13 like to make a brief statement.

14 THE COURT: Sure.

15 Mr. Taylor, I'll be happy to hear from you, sir.

16 MR. TAYLOR: I just want to apologize to the
17 Court. I want to apologize to their family for their
18 troubles, for their hardship, the pain that they're
19 going through. And I just want to deeply apologize
20 for everything that, basically, has been done. I
21 know the feeling of hurt and pain. I know the
22 feeling of, you know, people going through pain and
23 things happen. So, I just want to let them know that
24 I apologize for everything that happened.

25 THE COURT: All right. Thank you, Mr. Taylor.

1 Anything further from the Defense?

2 MR. EPPE: Yes, sir, Your Honor. Your Honor,
3 I've represented Mr. Taylor for two years almost
4 exactly. And I've met with him on a very regular
5 basis during that time because of the severity of the
6 charges. I've gotten to know his grandmother and his
7 daughter, his wife and his family, and other members
8 of his family that are in the room, his stepfather,
9 his father. And Judge, as you well know, this is a
10 tragedy for the families of the victims and it's a
11 tragedy for the families of the Defendant. This is a
12 case that everything significant happened in less
13 than a minute. And it's just heartbreaking, it's
14 heartbreaking every step of the way.

15 I believe that Mr. Taylor -- well, one other
16 thing about Mr. Taylor. He's been working for the
17 last five or six years since this unfortunate thing
18 when he was a juvenile. He suffered a lot for that,
19 too. I won't go into details, but you know me well
20 enough to know I don't generally talk about people
21 charged with armed robbery suffering anything. But
22 he was with some older kids and he accepted
23 responsibility.

24 And he got out and, by and large, he was living
25 a good life. He always worked. He worked at Bi-Lo

1 warehouse, which is a hard place to work. If you're
2 late, they fire you. He lost that job when he was
3 arrested for this. He got another job. He got a
4 better job. He's been working continuously since
5 he's been out. He's checked in with me every two or
6 three weeks for two years.

7 Judge, there's not much to say about sentencing.
8 Obviously, the crimes were horrific. Mr. Taylor is
9 relatively young. I would ask that you consider a
10 30-year sentence with concurrent time on every other
11 charge. The possession of a weapon charge is allowed
12 to be run concurrent. I know I always used to get
13 mixed up about that. And I think a 30-year sentence,
14 he would be over 50 when he got out of jail. I think
15 that gives him an incentive to behave while he's in
16 jail and gives him and his family some hope for the
17 future and it provides adequate punishment for this
18 crime.

19 THE COURT: All right. Thank you, very much.

20 All right. Ladies and gentlemen, just let me
21 say I recognize that this is an unfortunate tragic
22 circumstances.

23 And to the victims, I'm sorry you find yourself
24 in this position, I truly am. I wish there was
25 something that I could do to mitigate your sadness

1 and mitigate your sense of loss, but I'm afraid I
2 can't. But know that I'm praying for you and I'm
3 sorry this happened.

4 I also say to Mr. Taylor's friends and family,
5 I'm sorry you find yourself in this instance, too.
6 Y'all didn't deserve it either. I know that you're
7 hurting as well.

8 Okay. Mr. Taylor, the sentence of the Court is
9 that with respect to attempted murder in Indictment
10 No. 11863, the sentence of the Court is you be
11 committed to the Department of Corrections for a
12 period of 30 years, concurrent, credit for time
13 served.

14 With respect to the second attempted murder,
15 Indictment No. 11862, the sentence of the Court is
16 that you be committed to the Department of
17 Corrections for a period of 30 years, concurrent,
18 credit for time served.

19 With respect to the possession of a weapon
20 during the commission of a violent crime, the
21 sentence of the Court is that you be committed to the
22 Department of Corrections for a period of five years,
23 concurrent, credit for time served.

24 With respect to the charge of murder, the
25 sentence of the Court is that you be committed to the

1 Department of Corrections for a period of 40 years,
2 concurrent, credit time served. Good luck to you,
3 sir.

4 MR. EPPES: Your Honor?

5 THE COURT: Yes, sir.

6 MR. EPPES: He's been on house arrest for two
7 years, is there any way you would consider giving
8 him --

9 THE COURT: I think statutorily, he's entitled
10 --

11 MR. EPPES: Statutorily, you have to make a
12 decision on it.

13 THE COURT: I'll give him credit for that time.

14 MR. EPPES: Thank you.

15 MR. MOYER: If it please the Court, I can put
16 that on the record, the amount of time he's had --

17 THE COURT: Yes, sir.

18 MR. MOYER: He initially spent 146 days in jail.
19 And then he's been on home incarceration for 590
20 days.

21 THE COURT: So 590, plus 146?

22 MR. MOYER: Yes, sir.

23 THE COURT: Am I right about that?

24 MR. MOYER: Yes, sir, be 736.

25 THE COURT: 736. So, in each instance, credit

1 for time served for 736 days.

2 MR. EPPES: Thank you, Your Honor.

3 THE COURT: Yes, sir, good luck to you.

4 (WHEREUPON, the proceedings were concluded.)

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CERTIFICATE OF REPORTER

STATE OF SOUTH CAROLINA)
COUNTY OF GREENVILLE)

I, APRIL P. HERRON, Official Court Reporter for the Thirteenth Judicial Circuit of the State of South Carolina, do hereby certify that the foregoing is a true, accurate and complete Transcript of Record of the proceedings had and evidence introduced in the trial of the captioned case, relative to appeal, in the Court of General Sessions for Greenville County, South Carolina, on the 29th day of February - March 4, 2016.

I do further certify that I am neither of kin, counsel nor interest to any party hereto.

August 21, 2016


APRIL P. HERRON, Court Reporter

PERIOD 800-671-688
EXHIBIT NO. 2
IDENTIFICATION EVIDENCE
DKT.# AB
DATE: 3-3-16

COURT'S
EXHIBIT NO. 1
IDENTIFICATION EVIDENCE
DKT.# AB
DATE: 3-3-16

528

PLEASE REPEAT THE CHARGE
TO THE JURY THAT YOU
GAVE US THIS MORNING
REGARDING THE HAND OF
ONE IS THE HAND OF ALL
THERE IS CONFUSION ON
WHAT YOU SAID TO US.

BRAD AIKEN

DOES THE HAND OF ONE
HAND OF ALL APPLY TO
THE POSSESSION OF THE
GUN?

CAN WE SEE A COPY
OF THE LAW?

DO YOU HAVE TO BE HOLDING
THE GUN TO BE IN POSSESSION

PENGAD 800-831-6888
 COURT'S
 EXHIBIT NO. 4
 IDENTIFICATION EVIDENCE
 DKT.# AD
 DATE: 3-3-14

	<u>16</u>	<u>6</u>
MURDER	3	9
	4	8
	3	9
	2	10
	4	
POSSESSION	4	8
	1	11
BRITANNY	4	8
	5	7
ASILEY	4	8
	4	8

THE JURY HAS REACHED AN
 IMPASS.

BRAD AIKEN

PLEASE PROVIDE THE COURT'S
 DEFINITION OF MURDER

PENGAD 800-831-6888
 COURT'S
 EXHIBIT NO. 5
 IDENTIFICATION EVIDENCE
 DKT.# AD
 DATE: 3-4-15

011862

DOCKET NO. 2014-GS-23-
LMM

The State of South Carolina

County of Greenville

COURT OF GENERAL SESSIONS

March TERM ²⁰¹⁵ 2014

THE STATE

vs.

BILLY LEMURCES TAYLOR

WITNESSES

Henry Hammett

Greenville County Sheriffs Office

5/5/2014

ARREST WARRANT NUMBER
2014A2330203843

ACTION OF GRAND JURY

TRUE BILL

Wayne Shephardson

FOREMAN GRAND JURY

Foreperson of Grand Jury

VERDICT

Indictment for

3410

ATTEMPTED MURDER

VIOLATION § 16-03-0029

FILED

DEC 29 2014

Clerk of Court
Greenville County

Foreperson of Petit Jury
Date:

ENTERED
ACCT

STATE OF SOUTH CAROLINA)
)
COUNTY OF GREENVILLE)

INDICTMENT FOR
ATTEMPTED MURDER

At a Court of General Sessions, convened on
County present upon their oath:

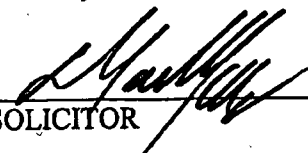
the Grand Jurors of Greenville

MAR 10 2015

That BILLY LEMURCES TAYLOR did in Greenville County, on or about the day of
2014, unlawfully, with malice aforethought, and with the intent to kill, attempt to kill Ashley Hiott. This
is in violation of § 16-03-0029 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.

SOLICITOR



BAR # 64155

WITNESSES

(1)

Henry Hammett

Greenville County Sheriffs Office

2/27/2014

ARREST WARRANT NUMBER
2014A2330201676

ACTION OF GRAND JURY

TRUE BILL

Wayne L. Sanford

FOREMAN GRAND JURY

Foreperson of Grand Jury

VERDICT

Foreperson of Petit Jury
Date:

DOCKET NO. 2014-GS-23- 011863
LMM

The State of South Carolina

County of Greenville

COURT OF GENERAL SESSIONS

March TERM 2014 ²⁰¹⁵

THE STATE

vs.

BILLY LEMURCES TAYLOR

Indictment for

3410

ATTEMPTED MURDER

VIOLATION § 16-03-0029

ENTERED
ACCT LBH

FILED
DEC 29 2014

Clerk of Court
Greenville County

STATE OF SOUTH CAROLINA)
)
COUNTY OF GREENVILLE)

INDICTMENT FOR
ATTEMPTED MURDER

At a Court of General Sessions, convened on

the Grand Jurors of Greenville

County present upon their oath:

MAR 10 2015

That BILLY LEMURCES TAYLOR did in Greenville County, on or about the day of
2014, unlawfully, with malice aforethought, and with the intent to kill, attempt to kill Brittany Jeeter.

This is in violation of § 16-03-0029 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.


SOLICITOR

BAR # 64155

011864

DOCKET NO. 2014-GS-23-

LMM

The State of South Carolina

County of Greenville

COURT OF GENERAL SESSIONS

March

2015
TERM 2014

THE STATE

vs.

BILLY LEMURCES TAYLOR

WITNESSES

Henry Hammett

Greenville County Sheriffs Office

2/27/2014

ARREST WARRANT NUMBER
2014A2330201675, 2014A2330201677

ACTION OF GRAND JURY

TRUE BILL

Wayne H. Anderson

FOREMAN GRAND JURY

Foreperson of Grand Jury

VERDICT

Indictment for

0116, 0549

MURDER AND POSSESSION OF A WEAPON
DURING THE COMMISSION OF A VIOLENT
CRIME

VIOLATION § 16-03-0010 and § 16-23-0490

ENTERED
ACCT. *HTH*


FILED
DEC 29 2014
Clerk of Court
Greenville County

Foreperson of Petit Jury
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,



David Alexander
Appellate Defender

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

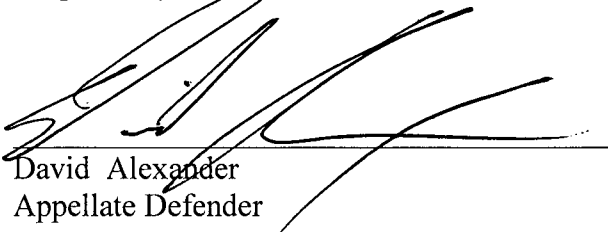
ATTORNEY FOR APPELLANT

This 4th day of August, 2017.

CERTIFICATE OF COUNSEL FOR APPELLANT

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

Respectfully Submitted,



David Alexander
Appellate Defender

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

ATTORNEY FOR APPELLANT

This 4th day of August, 2017.