

STATE OF SOUTH CAROLINA
COUNTY OF CHARLESTON

) IN THE COURT OF GENERAL SESSIONS
) FOR THE NINTH JUDICIAL CIRCUIT

) Warrant No(s): 2016A1021001112;
) 2016A1021001111

) Charge(s): Murder / Murder; Weapons / Poss.
) weapon during violent crime, if not also
) sentenced to life without parole or death

STATE OF SOUTH CAROLINA

vs.

MAULIQUE ALEXANDER
HEYWARD,

Defendant

MOTION FOR A NEW TRIAL

2019 AUG 23 PM 1:29
JULIE L ARMSTRONG
CLERK OF COURT

FILED

Now comes the Defendant, by and through the undersigned attorney, moving for a new trial. As a basis for this motion the Defense offers all previously preserved objections, all previously ruled upon motions, and this Court's decision not to charge Self Defense to the jury.

The Defendant therefore requests that a new trial be granted.

Respectfully Submitted,



W. Ted Smith
Deputy Public Defender
Attorney for Defendant

Charleston, South Carolina

Dated: 8/23/19

STATE OF SOUTH CAROLINA

) IN THE SOUTH CAROLINA

) COURT OF APPEALS

COUNTY OF CHARLESTON

) Case No: 2017GS1002910; 2017GS1002906

) Warrant No: 2016A1021001111; 2016A1021001112

) Charge: Possession of a Weapon During a Violent
) Crime; Murder

STATE OF SOUTH CAROLINA

)

VS.

)

REQUEST FOR REPRESENTATION

ON APPEAL

RECEIVED

OCT 07 2019

Maulique Alexander Heyward,

)

)

)

)

)

)

)

Defendant.

SC Court of Appeals

On behalf of the request of the above-named Defendant, to be represented by the South Carolina Commission of Appellate Defense, the undersigned attorney would show unto this Honorable Court that:

1. He is the appointed attorney for the defendant-appellant in the above captioned case. The defendant-appellant was placed in custody immediately following conviction and sentence and was not available to personally sign this Request.
2. The defendant-appellant was represented by the Charleston County Public Defender's Office as an indigent, pursuant to the Defense of Indigent Act.
3. The defendant-appellant has been informed that she may request assistance from the South Carolina Commission of Appellate Defense in perfecting her appeal.
4. A timely Notice of Appeal has been filed on the defendant's-appellant behalf.
5. The defendant-appellant has been informed that nothing requires that office to pursue this appeal unless that office's Chief Attorney is satisfied that there is arguable merit to this appeal and that she cannot afford to hire an attorney.

At this time, the defendant-appellant requests the aid of the South Carolina Commission of Appellate Defense in perfecting his appeal to the South Carolina Court of Appeals.

W. Ted Smith

W. Ted Smith, Appointed Counsel for
Maulique Alexander Heyward

Charleston, South Carolina

Dated: October 3, 2019.

STATE OF SOUTH CAROLINA)
)
COUNTY OF CHARLESTON)

VERIFICATION

Personally appeared before me the above-signed attorney, who being first duly sworn, deposes and says that he has read the foregoing Request for Representation on Appeal and knows the allegations contained therein are true, except as to those which may be alleged to be upon information and belief and as to those he believes them to be true.

SWORN to and subscribed before me

this 3 day of October, 2019.

Caroline Gardner

NOTARY PUBLIC FOR SOUTH CAROLINA

My Commission Expires: 7/28/24

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF CHARLESTON

STATE VS.

MAULIQUE ALEXANDER HEYWARD

INDICTMENT/CASE#: 2017-GS-10-02906
A/W: 2016A1021001112
Date of Offense: 12/21/2016
S.C. Code §: 16-03-0010
CDR Code #: 0116

AKA:
Race: Black/African American
DOB:
Address:
City, State, Zip:
DL# SID#

SENTENCE SHEET

*CDL Yes No CMV Yes No Hazmat Yes No
In disposition of the said indictment comes now the Defendant who was TO: Murder
In violation of § 16-03-0010 of the S.C. Code of Laws, bearing CDR Code # 0116

CONVICTED OF or PLEADS

NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS
Mandatory GPS §17-25-45 (CSC w/minor 1st or CSC w/minor 3rd)

The charge is: As indicted, Lesser Included Offense, Defendant Waives Presentment to Grand Jury, Negotiated Sentence, Recommendation by the State.
The plea is: Without Negotiations or Recommendation.

ATTEST:
Richard Waring, Assistant Solicitor 100465 SC Bar # Defendant
W. Ted Smith 70744 Attorney for Defendant SC Bar #

WHEREFORE, the Defendant is committed to the State Department of Corrections or County Detention Center, for a determinate term of 40 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:
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. 490 DAYS
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 (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: \$
Payment Terms:
Obtain GED
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

Table with 3 columns: Description, Amount, Total. Includes items like §14-1-206 (Assessments 107.5%), §14-1-211 (A)(1)(Conv. Surcharge) \$100, §14-1-211 (A)(2)(DUI Surcharge) \$100, §56-5-2995 (DUI Assessment) \$12, §56-1-286 (DUI Breath Test) \$25, Proviso (Public Def/Probation) \$500, §14-1-212 (Law Enforce. Funding) \$25, §14-1-213 (Drug Court Surcharge) \$150, §50-21-114 (BUI Breath Test Fee) \$50, §56-5-2942(J) (Vehicle Assessment) \$40/ca, 3% to County (if paid in installments) \$, TOTAL \$128.75

Clerk of Court/Deputy Clerk:
Court Reporter: Vickie James

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SC Court of Appeals

Appointed PD or appointed other counsel, Proviso requires \$500 be paid to Clerk during probation and shall be collected before any other fees.
Presiding Judge:
Judge Code: 20394
Sentence Date: 8/17/19

TRW/0324687
WITNESSES

North Charleston Police Department

AGENCY CASE NUMBER
2016-038002

ARREST WARRANT NUMBER
2016A1021001112

DATE OF ARREST
12/21/2016

ACTION OF GRAND JURY

TRUE BILL

Francis J. ... MAY 09 2017
Foreperson of Grand Jury Date:

VERDICT

GUILTY-MURDER

Andrew Fluder 8-15-19
Foreperson of Petit Jury Date:

DOCKET NO. 2017-GS-10-02906

The State of South Carolina
County of Charleston

COURT OF GENERAL SESSIONS
MAY TERM 2017

THE STATE

VS.

MAULIQUE ALEXANDER
HEYWARD
[REDACTED]

Indictment for

MURDER

SC Code: § 16-03-0010
CDR Code: 0116

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STATE OF SOUTH CAROLINA

INDICTMENT

COUNTY OF CHARLESTON

At a Court of General Sessions, convened May 2017, the Grand Jurors of Charleston County present upon their oath:

MURDER

That in Charleston County, South Carolina on or about December 19, 2016, the defendant, Maulique Alexander Heyward, feloniously, willfully and with malice aforethought, did kill and murder Garrett Payton Mitchell by means of shooting him with a handgun, and Garrett Payton Mitchell did die in Charleston County as a proximate result thereof on or about December 19, 2016; in violation of §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.


T. RICHARD WARING
ASSISTANT SOLICITOR

ARREST WARRANT

2016A1021001112

STATE OF SOUTH CAROLINA

County/ Municipality of

North Charleston

2016038002 THE STATE against

Maulique Alexander Heyward

Address: [Redacted]

Phone: [Redacted] SSN: [Redacted]

Sex: [Redacted] Race: [Redacted] Height: [Redacted] Weight: [Redacted]

DL State: [Redacted] DL #: [Redacted] Agency ORI #: 184

DOB: [Redacted]

Prosecuting Agency: North Charleston Police Department

Prosecuting Officer: Jennifer Butler # 191

Offense: Murder 16-3-10

Offense Code: 00116

Code/Ordinance Sec: 16-3-10

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 Maulique Heyward on 12/21/16

[Signature] 191

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

North Charleston Municipal Court 2500 City Hall Lane North Charleston, SC 29406

STATE OF SOUTH CAROLINA

County/ Municipality of

North Charleston

AFFIDAVIT

Form approved by S.C. Judiciary General 08/27/2003 SCCA 518

Personally appeared before me the affiant Jennifer Butler # 191 who being duly sworn deposes and says that defendant Maulique Alexander Heyward did within this county and state on 12/19/2016 violate the criminal laws of the State of South Carolina (or ordinance of County/ Municipality of North Charleston) in the following particulars:

DESCRIPTION OF OFFENSE: Murder 16-3-10

I further state that there is probable cause to believe that the defendant named Maulique Alexander Heyward commit the crime set forth and that probable cause is based on the following facts:

OCA: 2016038002

CHARLESTON COUNTY

SEE ATTACHED AFFIDAVIT

AG

Signature of Affiant

[Signature] 191

STATE OF SOUTH CAROLINA

County/ Municipality of

North Charleston

Affiant's Address: 2500 City Hall Lane

North Charleston, SC 29405

Affiant's Telephone: (843)554-5700

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 12/19/2016 defendant Maulique Alexander Heyward

did violate the criminal laws of the State of South Carolina (or ordinance of

County/ Municipality of North Charleston) as set forth below.

DESCRIPTION OF OFFENSE: Murder 16-3-10

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 12/21/2016

[Signature] (L.S.)

Signature of Issuing Judge

Judge Code: 8031

Judge's Address: 2500 City Hall Lane

North Charleston, SC 29406

Judge's Telephone: (843)740-2601

Issuing Court: Magistrate Municipality Circuit

ORIGINAL

RECEIVED OCT 07 2019 SC Court of Appeals ORIGINAL

BAIL set by

WITNESSES

Judge _____
on _____
Type and Amount: NO BOND
Name of Surety _____

Name: _____
Address: _____
Telephone: _____
Name: _____
Address: _____
Telephone: _____

PRELIMINARY HEARING held by

Judge _____
on _____
Defendant Attorney: _____
Decision: _____

Name: _____
Address: _____
Telephone: _____
Name: _____
Address: _____
Telephone: _____

DISPOSITION before

Judge _____
on _____
by _____
(indicate jury trial, bench trial, plea, nol. pros., etc.)
Disposition: _____
Sentence: _____

Name: _____
Address: _____
Telephone: _____
Name: _____
Address: _____
Telephone: _____

JURORS

Name: _____
Address: _____
Telephone: _____
Name: _____
Address: _____
Telephone: _____

CODEFENDANTS

BY PH
CLERK OF COURT

2017 JAN -6 PM 12:53

FILED

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STATE OF SOUTH CAROLINA
COUNTY OF CHARLESTON
CITY OF NORTH CHARLESTON

SC Court of Appeals

AFFIDAVIT
OCA# 2016038002

Personally appeared before me, a magistrate of this County, one J Butler who first being duly sworn, deposes and says that:

Maulique A. Heyward

did within this County and State on 19 December, 2016 violate the criminal laws of the State of South Carolina in the following particulars:

DESCRIPTION OF OFFENSE
Murder
Violation Section 16-3-10

ORIGINAL

The affiant states 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 December 19, 2016 while in the front yard of 4625 Lowell Dr, which is located in the City of North Charleston, County and State aforesaid the above named defendant, **Maulique A. Heyward** did violate section **16-3-10** of the South Carolina State Code of Laws of 1976 as amended; **Murder** in that he did willfully, unlawfully, and feloniously, while armed with a deadly weapon, shoot and mortally wound one Garrett Mitchell.

That on December 19, 2016 at approximately 12:12 A.M. members of the North Charleston Police Department responded to the aforementioned address in reference to a shooting. Upon arrival the victim, Garrett Mitchell, was discovered in the front yard suffering from several gunshot wounds. He was subsequently transported to Trident Medical Center for treatment where he was declared clinically deceased as result of his injuries.

During the investigation a witness stated they saw subjects run into 4625 Lowell Drive Apartment 1704 shortly after the shots were fired. Surveillance video was recovered from the area which captured shooting. The surveillance video also shows the victim in a physical altercation with two parties prior to shots being fired and the victim collapsing in the front yard. The other two parties are seen running towards Dorchester Rd, on Lowell Dr. The defendant was located on the porch of apartment 4625 Lowell Drive apartment 1707 by police the night of the incident.

On December 20, 2016 the defendant was brought to North Charleston City hall for a formal interview. During the interview with the defendant, post Miranda, confessed to shooting the victim after the physical altercation on the night in question.

This information was gained through the investigation of Detective D. Pritchard, S. Andrews, and J. Butler of the North Charleston Police Department and they are witnesses to prove the same in such case which is made and provided against the peace and dignity of the State of South Carolina.

Sworn to and Subscribed before me
this 21 day of December
2016.

[Signature]
Signature of Judge

[Signature] 191
AFFIANT
Address: 2500 CITY HALL LANE
N.CHAS S.C. 29406
Phone: 843-554-5700

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF CHARLESTON

STATE VS.

MAULIQUE ALEXANDER HEYWARD

AKA:
Race:
DOB:
Address:
City, State, Zip:
DL#
SID#

INDICTMENT/CASE#: 2017-GS-10-02910
A/W: 2016A1021001111
Date of Offense: 12/21/2016
S.C. Code #: 16-23-0490
CDR Code #: 0549

SENTENCE SHEET

*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

The charge is: As indicted, Lesser Included Offense, Defendant Waives Presentation to Grand Jury, Negotiated Sentence, Recommendation by the State.

ATTEST:

T. Richard Waring, Assistant Solicitor SC Bar # 100465 Defendant

W. J. [Signature] 70744 Attorney for Defendant SC Bar #

WHEREFORE, the Defendant is committed to the State Department of Corrections for a determinate term of 5 days/months/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: 2017-GS-10-2906

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 (Domestic Violence) to ship, transport, possess, or receive a firearm or ammunition.

SPECIAL CONDITIONS:

RESTITUTION: Deferred Def. Waives Hearing Ordered PTUP days/hours Public Service Employment

Payment Terms: Obtain GED Attend Voc. Rehab. Or Job Corp. May serve W/E beginning

Recipient:

Table with 3 columns: Description, Amount, Total. Includes items like §14-1-206 (Assessments 107.5%), §14-1-211 (A)(1)(Conv. Surcharge) \$100, §14-1-211 (A)(2)(DUI Surcharge) \$100, §56-5-2995 (DUI Assessment) \$12, §56-1-286 (DUI Breath Test) \$25, Proviso (Public Def/Probation) \$500, §14-1-212 (Law Enforce. Funding) \$25, §14-1-213 (Drug Court Surcharge) \$150, §50-21-114 (BUI Breath Test Fee) \$50, §56-5-2942(J) (Vehicle Assessment) \$40/ca, 3% to County (if paid in installments) \$ 3.75, TOTAL \$ 128.75

Substance Abuse Counseling Random Drug/Alcohol Testing Fine may be pd. in equal consecutive weekly/monthly pmts. of \$ Beginning \$ Paid to Public Defender Fund

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SC Court of Appeals

Clerk of Court/Deputy Clerk: Yvestre Torres

Presiding Judge: Judge Code: Sentence Date:

TRW/0324687
WITNESSES

North Charleston Police Department

AGENCY CASE NUMBER

2016-038002

ARREST WARRANT NUMBER

2016A1021001111

DATE OF ARREST

12/21/2016

ACTION OF GRAND JURY

TRUE BILL

MAY 09 2017

Foreperson of Grand Jury

Date:

VERDICT

GUILTY

Andrew Eluder

8-15-19

Foreperson of Petit Jury

Date:

DOCKET NO. 2017-GS-10-02910

The State of South Carolina

County of Charleston

COURT OF GENERAL SESSIONS

MAY TERM 2017

THE STATE

VS.

MAULIQUE ALEXANDER
HEYWARD

Indictment for

**POSSESSION OF A WEAPON DURING
THE COMMISSION OF A VIOLENT
CRIME**

SC Code: § 16-23-0490

CDR Code: 0549

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SC Court of Appeals

STATE OF SOUTH CAROLINA

INDICTMENT

COUNTY OF CHARLESTON

At a Court of General Sessions, convened May 2017, the Grand Jurors of Charleston County present upon their oath:

POSSESSION OF A WEAPON DURING THE COMMISSION OF A VIOLENT CRIME

That in Charleston County, South Carolina, on or about December 19, 2016, the Defendant, Maulique Alexander Heyward, did possess a firearm or did visibly display what appeared to be a firearm or did visibly display a knife during the commission of or attempted commission of a violent crime, to wit: Murder; in violation of Section 16-23-490, Code of Laws of South Carolina, (1976, as amended).

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


T. RICHARD WARING
ASSISTANT SOLICITOR

ARREST WARRANT

2016A1021001111

STATE OF SOUTH CAROLINA

County/ Municipality of

North Charleston

2016038002

THE STATE

against

Maulique Alexander Heyward

Address:

Phone: SSN: Sex: Race: Height: Weight: DL State: DL #: DOB: Agency ORI #: 184

Prosecuting Agency: North Charleston Police Department Prosecuting Officer: Jennifer Butler #323

Offense: Possession of Firearm during the Commission of a Code/Ordinance Sec: 16-23-490

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 Maulique Heyward on 12/20/16 Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

North Charleston Municipal Court 2500 City Hall Lane North Charleston, SC 29406

STATE OF SOUTH CAROLINA

County/ Municipality of

North Charleston

Personally appeared before me the affiant Jennifer Butler # 191 being duly sworn, deposes and says that defendant Maulique Alexander Heyward did within this county and state on 12/19/2016 violate the criminal laws of the State of South Carolina (or ordinance of County/ Municipality of North Charleston) in the following particulars:

DESCRIPTION OF OFFENSE: Possession of Firearm during the Commission of a Violent Crime 16-23-490

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:

OCA: 2016038002

CHARLESTON COUNTY

SEE ATTACHED AFFIDAVIT

AG

Signature of Affiant

ORIGINAL 3/20/16 191

STATE OF SOUTH CAROLINA

County/ Municipality of

North Charleston

Affiant's Address: 2500 City Hall Lane North Charleston, SC 29405- Affiant's Telephone: (843)554-5700

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 12/19/2016 defendant Maulique Alexander Heyward did violate the criminal laws of the State of South Carolina (or ordinance of County/ Municipality of North Charleston) as set forth below:

DESCRIPTION OF OFFENSE: Possession of Firearm during the Commission of a Violent Crime 16-23-490

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 12/20/16 Signature of Issuing Judge Judge Code: 8031

Judge's Address: 2500 City Hall Lane North Charleston, SC 29406- Judge's Telephone: (843)740-2601 Issuing Court: Magistrate Municipal Circuit

ORIGINAL

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SC Court of Appeals

STATE OF SOUTH CAROLINA
COUNTY OF CHARLESTON
CITY OF NORTH CHARLESTON

AFFIDAVIT
OCA# 2016038002

Personally appeared before me, a magistrate of this County, one J Butler, who first being duly sworn, deposes and says that

Maulique A. Heyward

Did within this City, County, and State on the 19th day of **December, 2016**, violate the criminal laws of the State of South Carolina in the following particulars:

ORIGINAL

DESCRIPTION OF OFFENSE
Possession of a Firearm During the Commission of a violent Crime
16-23-490

The affiant states 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:

On December 19, 2016, while at the 4625 Lowell Dr, which is in the City of North Charleston, County of Charleston, State of South Carolina, the defendant, **Maulique Heyward**, did commit the 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 of 1976, as amended. In that the defendant did willfully, unlawfully and feloniously while armed with a deadly weapon shoot and wound one Garrett Mitchell.

That on December 19, 2016 at approximately 12:12 A.M. members of the North Charleston Police Department responded to the aforementioned address in reference to a shooting. Upon arrival the victim, Garrett Mitchell, was discovered in the front yard suffering from several gunshot wounds. He was subsequently transported to Trident Medical Center for treatment where he was declared clinically deceased as result of his injuries.

During the investigation a witness stated they saw subjects run into 4625 Lowell Drive Apartment 1704 shortly after the shots were fired. Surveillance video was recovered from the area which captured shooting. The surveillance video also shows the victim in a physical altercation with two parties prior to shots being fired and the victim collapsing in the front yard. The other two parties are seen running towards Dorchester Rd, on Lowell Dr. The defendant was located on the porch of apartment 4625 Lowell Drive apartment 1707 by police the night of the incident.

On December 20, 2016 the defendant was brought to North Charleston City hall for a formal interview. During the interview with the defendant, post Miranda, confessed to shooting the victim after the physical altercation on the night in question.

This information was gained through the investigation of Detective D. Pritchard, S. Andrews and J. Butler of the North Charleston Police Department and they are witnesses to prove the same in such case which is made and provided against the peace and dignity of the State of South Carolina.

Sworn to and Subscribed before me
this 21 day of December
2016

J. Butler III
Signature of Judge

3 Butler 191
(AFFIANT)

Address: 2500 City Hall Ln.
N. Charleston, SC 29406
Phone: (843) 554-5700

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SC Court of Appeals