

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

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Feb 26 2021

S.C. SUPREME COURT

Appeal from Greenville County
Honorable G. Thomas Cooper, Jr., Circuit Court Judge
Appellate Case No. 2019-001815

THE STATE,

Respondent,

vs.

WILLIAM D. LEWIS,

Appellant.

SUPPLEMENTAL RECORD ON APPEAL

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1 THE COURT: And, again, all the facts are
2 not in.

3 MR. BRACKETT: That's correct. But I
4 believe under the facts that are in now, I think
5 there's enough --

6 THE COURT: Tell me why you think that.

7 MR. BRACKETT: Okay. First of all, I
8 would like to point out that Greene does overrule
9 Easler. It merely says that under the one
10 homicide, one punishment, Easler is overruled to
11 the extent that it violates one homicide one
12 punishment. The key language in Greene is going
13 to be under headnote -- for our purposes, headnote
14 5. It's in the paragraph that starts --

15 THE COURT: What page?

16 MR. BRACKETT: This would be page 9.

17 THE COURT: That's what I was just
18 reading from.

19 MR. BRACKETT: Section B, about the flaws
20 in the State's argument, in that paragraph?

21 THE COURT: Yup.

22 MR. BRACKETT: Under that, the second
23 sentence full sentence: "The State ultimately
24 elected to pursue a single theory of liability."
25 In Greene, the allegation was that the defendant

1 about any problems with my wife until that first
2 conversation in the driveway, the one with the
3 crickets or, like I've been told now, they're tree
4 frogs. But the ones with the noise in the
5 background when they're standing out on the
6 driveway, that's the first time I talked to
7 Savannah about my wife. He's telling her, don't
8 tell my wife. He admits that he said that. He
9 admits he didn't tell his wife.

10 On the way there, he goes to the house.
11 She thought it was unusual, he walks straight into
12 her bedroom and said, I need to use the bathroom.
13 But instead of using the guest bathroom, like most
14 people would, he went in her bedroom and into her
15 master bathroom which she thought was odd and made
16 her a little uncomfortable. On the way in, he's
17 talking about, I just want to get there, put a
18 ball cap on, you know, kick back and drink a few
19 beers.

20 In Charlotte, the liquor bottle, I
21 couldn't do a better job than my Deputy, Solicitor
22 Willie Thompson, had highlighted about how
23 ridiculous it is that he felt the need to send the
24 liquor up to Savannah's room, and how transparent
25 his true motive was by putting that liquor bottle

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CERTIFICATE OF COUNSEL

S.C. SUPREME COURT

Counsel for Respondent certifies this Supplemental Record on Appeal contains all the supplemental material proposed to be included by any of the parties and not any other material and 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."

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February 26, 2021