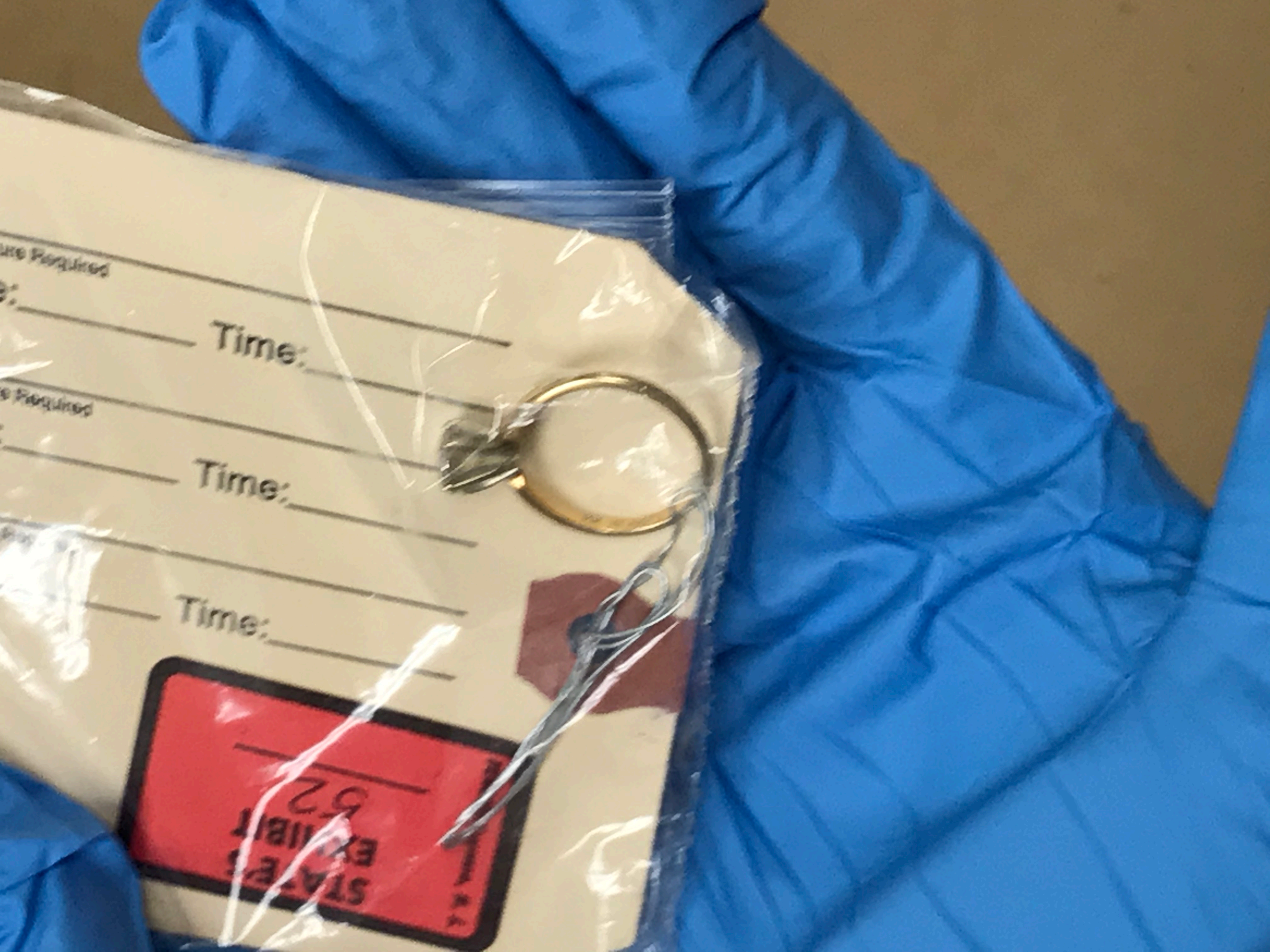
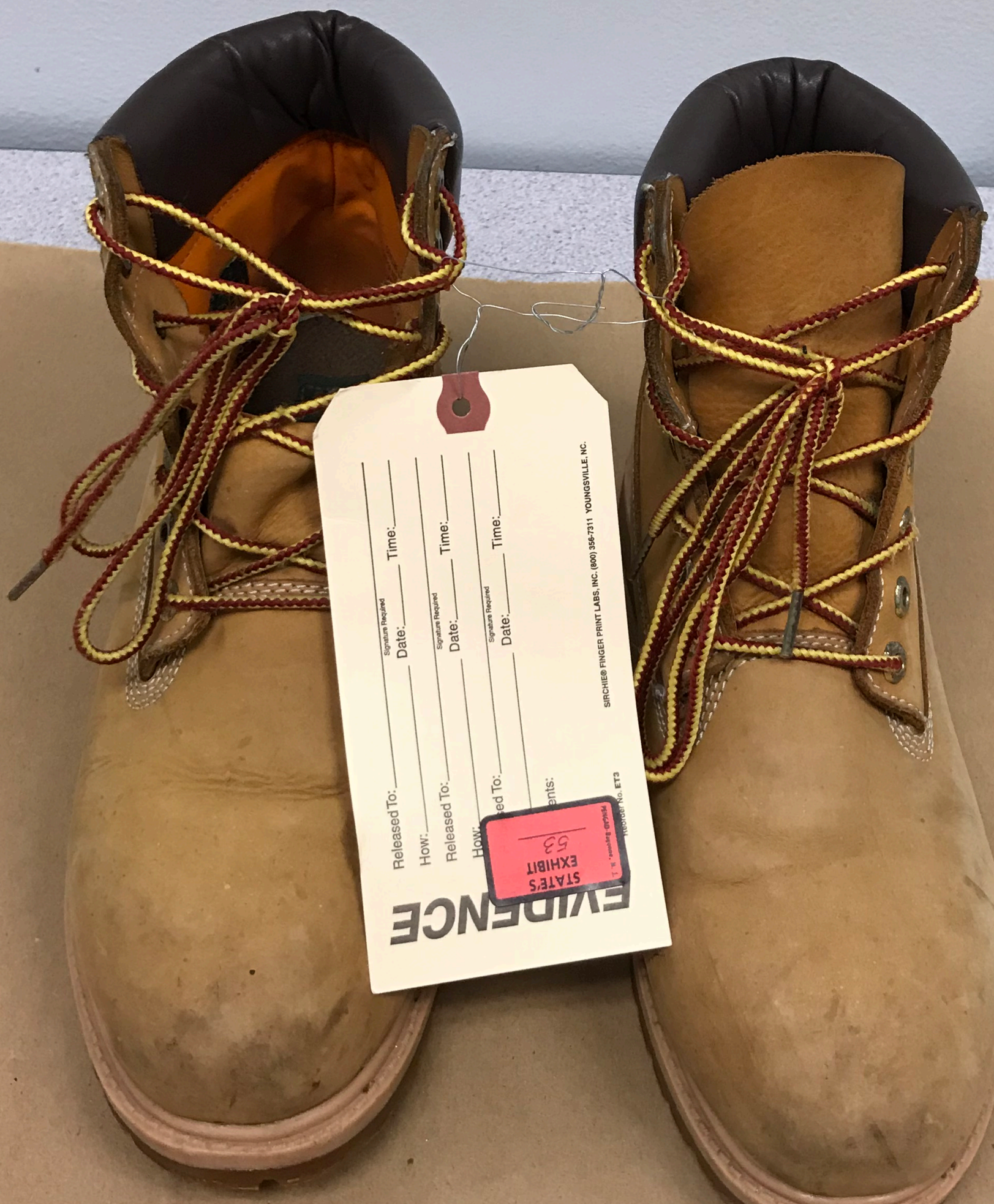
Handout 1


Time:
Time:
Time:
STATES
EXAMINER
52

Handout 2


EVIDENCE
STATE'S EXHIBIT
53
Released To:
Signature Required
Date:
Time:
How:
SIRCHIE® FINGER PRINT LABS, INC. (800) 356-7311 YOUNGSVILLE, NC.
Reorder No. ET3


GENU
LEATHER AN
MAN
MADE IN USA WI
10.5 M 10061
268109


EVIDENCE
CASE
DEPT.
Description
Removed From:
Address:
By: B. Bunette
How Secured
Where: NCSO
Timberland
Timberland

Handout 3


39
THROWBACKS
NFL
Authentic
HUGH McELHENNY
SAN FRANCISCO 49ERS
1955


39
DEFENDANT'S
EXHIBIT

HUGH McELHENNY
SAN FRANCISCO 49ERS
1955


NOSTALGIA CO. MADE IN CHINA
Mitchell & Ness
PHILADELPHIA, PA.
58

Handout 4

FORENSIC TESTING CHART

Item Tested	Results
NCIIC #42 – Shotgun shell found in Davis bedroom	**2020 Commission Testing** • 3/25/2020: STR DNA Analysis. No DNA profile obtained.
NCIIC #44 – Shotgun shell from next to car tire	**2020 Commission Testing** • 3/25/2020: STR DNA Analysis. No DNA profile obtained.

Handout 5

Russell W. Gilmore, CISSP, CISM, EnCE
WORK ADDRESS:
Protus3
5540 Centerview Drive, Suite 214
Raleigh, North Carolina 27606
Phone 919-834-8584 Fax 919-834-8150

EDUCATION:

Wake Technical Community College
Associate in Applied Science Degree (Criminal Justice)
1988
Campbell University
Bachelor in Information Technology and Security
2014

WORK EXPERIENCE:

2004 present- Consultant – Protus3, formally Risk Management Associates, Inc., a security consulting and investigative firm serving business clients over the United States. Offices are in Raleigh, North Carolina. Protus3 has approximately 20 consultants working for over 400 clients in the United States and offshore. Consultants perform security analysis of business operations, identifying crime and security risks and designing programs and physical plants to reduce and remove those risks. Consultants also perform investigations of business-related crimes and frequently work with law enforcement agencies including local law enforcement, state law enforcement agencies such as the North Carolina SBI and South Carolina SLED, and Federal agencies such as U.S. Customs, ATF, and the FBI. Additional services provided include security system design, security system integration, training, project management, and industrial espionage countermeasures and computer forensics. Duties include:

- Performing all system related activity for the Protus3 computer network. This includes managing firewall, Microsoft Active Directory Servers, Exchange Servers, Remote Access, Users, Policies and Procedures.
- Assisting with all investigations involving computer related issues. These include extortion, theft of data, theft of proprietary and protected data, trade infringement and more.
- Assisting with all physical security projects involving computer and/or IT related issues. This includes assisting in Technical Security Counter Measures (TSCM) of corporate facilities and assisting in selecting technically appropriate network devices for security system designs.
- Performing all computer forensics in cases where it is required. Cases managed include domestic cases, network intrusions, exposure of HIPAA and PCI data, bank cases involving theft of money, death investigations, murder investigations, misuse of company property (data), Federal investigations, extortion, embezzlement, harassment, online impersonation and more.

2001 to 2004 Northrop Grumman (USPS Contract)Network Security Analyst

- Member of the USPS Field Computer Security support staff. Assisted in the design and implementation of a team of network security personnel with the primary goal of assisting all USPS IT managers with IT security in each of the 85 USPS districts.
- Assisted with the test and pilot of a network security tool designed to monitor security related events on the USPS network.
- Designed, created procedures, and implemented “wardialing” for the USPS environment. Managed all activities regarding testing of phone lines used by the USPS for possible vulnerable modem connections to sensitive equipment. Located and initiated the securing of all vulnerable modems.

Provided documentation to USPS management on a regular base regarding the number of modems located and the number of modems secured. Responsible for identifying over 200,000 phone lines and 2000 modem lines and securing all discovered vulnerable modems.

- Assisted with network vulnerability testing within the USPS network infrastructure. This included using tools such as ISS System Scanner, NMAP, Nessus, NetStumbler, Kismet, MiniStumbler and many other vulnerability assessment tools.
- Conducted wireless network vulnerability testing for the USPS at multiple locations.
- Assisted with writing policy for applications and operating systems.
- Assisted with writing policy for network security.

2000 – 2001 Lockheed Martin (EPA Contract) Network Security Analyst

- Member of security team responsible for investigation and resolution of security incidents related to the EPA Enterprise Network. Supported installation, testing, and troubleshooting of security software tools. Served as central point of contact for technical security activities occurring at EPA facilities related to NetWare, NT, UNIX, IRIX, AIX, Solaris, and the PC community. Monitored computer system environment for policy compliance and solicit technical and management recommendations in support of computer security activities per technical direction.
- Assisted with physical security. Installed and monitored a four camera, networked, digital camera system. Assisted with security during employee suspensions and terminations.
- Assisted all regions of the EPA Enterprise Network with security issues relating to workstations, servers, and the internet.
- Tested, installed, and monitor ESM (Enterprise Security Manager) throughout the EPA Enterprise Network. Assisted in the creation and implementation of security policies for Novell, NT, UNIX, Solaris, AIX and IRIX systems. Monitor policy compliance on selected EPA servers using ESM.
- Monitored activity on the EPA firewall using Check Point Log Viewer.
- Monitored network activity using ISS Real Secure and respond to potential violations and intrusions.
- Provided written documentation on procedures, recommendations, and policy violations to EPA management.
- Compiled, analyzed and presented Enterprise Network security data to EPA management
- Actively participated in reviewing, testing, and evaluating security applications for the EPA Enterprise Network.
- Work with system administrators to verify that networked systems are in compliance with current security policy and provide quarterly reports.

1993 – 2000 Owner/Operator –Computer Sales & Service

- Managed, operated and owned a computer company.
- Calculated and developed budget, payroll, work schedule, tax payments, inventories, purchasing, sales, and customer service.
- Directly handled customer complaints and computer hardware and software problems. Provided on-site and phone support.
- Performed LAN/ System Administration on NT and Novell networks at customer's site.
- Designed, and built computers consisting of workstations, Novell Servers, NT Servers, OS/2 Systems, and AutoCAD workstations.
- Proficient with Word Perfect, Novell, NT 3.5, 4.0 and NT BackOffice Server, Lotus Approach, Lotus 123, Microsoft Outlook, Microsoft Exchange, Microsoft Proxy Server, Microsoft Office Products, DOS, Windows 3.1 through Windows 2000, IBM OS/2 Warp.
- Designed and planned the implementation of networks using NT Server and NT BackOffice Server. Determined the layout, installed cable and network management needs for. Setup RAS on multi-user networks. Determined backup needs for both Novell and NT Servers. Installed and setup backup hardware and software. Scheduled optimum backup schedules for multiple servers. Setup hardware and software for internet connectivity for NT Server, NT BackOffice and Microsoft Windows.

- Installed and setup SCSI devices for RAID. Installed software for RAID configuration in NT Servers.
- Installed and configured software firewalls for prevention and detection of intruders on NT Servers.
- Tested for Y2K compliance on DOS, Windows, NT and Novell Systems.
- Repaired Y2K problems in software and hardware in DOS, Windows, NT and Novell Systems.
- Designed and installed hardware for fiber connectivity on Novell and NT Network.

1989-1993 Raleigh Police Department - Drugs and Vice Detective

Supervised drug and vice investigations. Assisted homicide investigators by conducting interviews, surveillance, and providing necessary information on drug-related homicides. Thoroughly documented all investigative and criminal activity for court purposes. Testified in state and federal court.

1987-1989 Raleigh Police Department - Federal Drug Task Force Member (Deputized Federal Agent)

Worked with a team of investigators including local and federal agents in the investigation of a nationwide crime organization of gun and drug dealers. Duties included ground and air surveillance, electronic surveillance, and data management of criminals and crime data on a local and national level. Testified in local and federal courts on crimes and criminal activity. Worked with all enforcement branches of the Federal Government which included the INS, FBI, DEA, Marshals, IRS, and the US Attorney's Office to investigate and prosecute criminal activity on a Federal Level.

1985-1989 Raleigh Police Department - Law Enforcement Officer

Performed general law enforcement duties within the city of Raleigh, NC which included, traffic patrol, surveillance, crime prevention, and numerous other duties.

Have served as an instructor or guest lecturer in computer forensics at the following institutions or organizations:

- (Protus3) Risk Management Associates
- Caldwell County Sheriff's Department
- North Carolina Retail Association
- ASIS Chapter 119
- North Carolina InfraGard Security Conference

AFFILIATIONS:

- InfraGard Eastern Carolina Chapter
- Information Systems Audit and Control Association
- International Information Systems Security Certification Consortium

CERTIFICATIONS:

- CISSP - Certified Information Systems Security Professional – 12/2002
    - International Information Systems Security Certification Consortium
- CISM - Certified Information Security Manager – 05/2004
    - Information Systems Audit and Control Association
- EnCE - Encase Certified Examiner – 10/2007
- Licensed Private Investigator Associate

- License Counterintelligence Trainee

AWARDS:

- Outstanding Young Law Enforcement Officer (Raleigh Jaycees)

Handout 6

Extraction Report

PLAN. PROTECT. PROSPER.

Summary

UFED Physical Analyzer version	7.24.0.209
Report creation time	11/13/2019 2:31:22 PM -05:00
Time zone settings (UTC)	(UTC-05:00) New_York (America)
Report filter used	From: 12/29/2007 To: 12/31/2007
Examiner name	Gilmore/Strickland
Location	Protus3
Case number	NCIF001
Case name	NC Innocence Inquiry Commission
Evidence number	NCIF001-1
Department	Protus3 Forensics

Source Extraction

File System	
Extraction start date/time	11/5/2019 3:34:57 PM(UTC-5)
Extraction end date/time	11/5/2019 3:37:41 PM(UTC-5)
Unit identifier	1525729396
UFED version	7.24.0.1
Internal version	7.24.0.1
Selected manufacturer	Samsung CDMA
Selected device name	SCH-A870
Machine name	THOR
Connection type	Cable No. 41
Extraction type	File System
Extraction ID	F1EAF356-4FD8-4072-8845-CB0D7DD46064

Image Hash Details (1)

Extraction images are verified.

#	Name	Info	
1	**FileDump** Verified	**Path** **Size (bytes)** **SHA256**	Samsung CDMA_SCH-A870.zip 5694686 19FBEC783ED31FBC01361F36365B15011D051044A2096AB4C4F24F17A33B18C0

Plugins

#	Name	Author	Version
1	**Pre Project**		
2	**Garbage Cleaner**		
3	**ContactsCrossReference** Cross references the phone numbers in a device's contacts with the numbers in SMS messages and Calls. Will fill in the Name field of calls and SMS if there's a match.	Cellebrite	2.0
4	**Project Processor Finisher**		
5	**Post Project**		

Contents

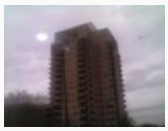
Type	Included in report
Data Files	20
Images	20

Data Files (20)

Images (20)

#	File Info		Additional file info		Thumbnail	Deleted
1	**Name:** **Path:** **MD5:**	122807210057.jpg Samsung CDMA_SCH-A870.zip/brew/shared/mp/122807210057.jpg 0bb8d7388ec3b0fe75e2785197837a52	**Size (bytes):** **Modified:** Meta Data: **Camera Make:** **Camera Model:** **Capture Time:** **Pixel resolution:** **Resolution:** **Orientation:**	21801 12/28/2007 9:01:12 PM(UTC-5) MSM6100 LSI_VGA 12/29/2007 2:01:11 AM 640x480 72x72 (Unit: Inch) Horizontal (normal)		
2	**Name:** **Path:** **MD5:**	122807210247.jpg Samsung CDMA_SCH-A870.zip/brew/shared/mp/122807210247.jpg 7cdac345f784c82670a0c02b1cc43a7b	**Size (bytes):** **Modified:** Meta Data: **Camera Make:** **Camera Model:** **Capture Time:** **Pixel resolution:** **Resolution:** **Orientation:**	31676 12/28/2007 9:03:02 PM(UTC-5) MSM6100 LSI_VGA 12/29/2007 2:03:01 AM 640x480 72x72 (Unit: Inch) Horizontal (normal)		
3	**Name:** **Path:** **MD5:**	122907130455.jpg Samsung CDMA_SCH-A870.zip/brew/shared/mp/122907130455.jpg 1c95054c2e20cb1078c5fff69f3fac08	**Size (bytes):** **Modified:** Meta Data: **Camera Make:** **Camera Model:** **Capture Time:** **Pixel resolution:** **Resolution:** **Orientation:**	26097 12/29/2007 1:05:10 PM(UTC-5) MSM6100 LSI_VGA 12/29/2007 6:05:09 PM 640x480 72x72 (Unit: Inch) Horizontal (normal)		
4	**Name:** **Path:** **MD5:**	122907130608.jpg Samsung CDMA_SCH-A870.zip/brew/shared/mp/122907130608.jpg cb9dbc724012e50f0c45f02e622c5fdd	**Size (bytes):** **Modified:** Meta Data: **Camera Make:** **Camera Model:** **Capture Time:** **Pixel resolution:** **Resolution:** **Orientation:**	26325 12/29/2007 1:06:22 PM(UTC-5) MSM6100 LSI_VGA 12/29/2007 6:06:22 PM 640x480 72x72 (Unit: Inch) Horizontal (normal)		
5	**Name:** **Path:** **MD5:**	122907130709.jpg Samsung CDMA_SCH-A870.zip/brew/shared/mp/122907130709.jpg 1bb3459a6366f9169007b0a65e19f132	**Size (bytes):** **Modified:** Meta Data: **Camera Make:** **Camera Model:** **Capture Time:** **Pixel resolution:** **Resolution:** **Orientation:**	26036 12/29/2007 1:07:23 PM(UTC-5) MSM6100 LSI_VGA 12/29/2007 6:07:23 PM 640x480 72x72 (Unit: Inch) Horizontal (normal)		

6	**Name:** 122907130731.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/122907130731.jpg **MD5:** 554438b8841bd7510a458d82c7d7e5ed	**Size (bytes):** 26423 **Modified:** 12/29/2007 1:07:45 PM(UTC-5) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/29/2007 6:07:45 PM **Pixel resolution:** 640x480 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
7	**Name:** 122907150621.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/122907150621.jpg **MD5:** 8dce15522ea4bcfc484f822a1fe9c36e	**Size (bytes):** 20198 **Modified:** 12/29/2007 3:06:35 PM(UTC-5) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/29/2007 8:06:35 PM **Pixel resolution:** 640x480 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
8	**Name:** 123007124608.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/123007124608.jpg **MD5:** 2ee2b8ab1bc2de77dd5f0bab9136875e	**Size (bytes):** 15694 **Modified:** 12/30/2007 12:46:22 PM(UTC-5) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/30/2007 5:46:22 PM **Pixel resolution:** 640x480 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
9	**Name:** 123007124622.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/123007124622.jpg **MD5:** c04dca1482ac084cdd6bf771f4d737ea	**Size (bytes):** 19239 **Modified:** 12/30/2007 12:46:36 PM(UTC-5) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/30/2007 5:46:36 PM **Pixel resolution:** 640x480 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
10	**Name:** 123007124631.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/123007124631.jpg **MD5:** 95e8695c6d1e6cea431591012209f76f	**Size (bytes):** 18475 **Modified:** 12/30/2007 12:46:46 PM(UTC-5) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/30/2007 5:46:45 PM **Pixel resolution:** 640x480 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		

11	**Name:** **Path:** **MD5:**	123007125333.jpg Samsung CDMA_SCH-A870.zip/brew/shared/mp/123007125333.jpg 96e07f52c9f26ea8a577bdc4d246814b	**Size (bytes):** **Modified:** Meta Data: **Camera Make:** **Camera Model:** **Capture Time:** **Pixel resolution:** **Resolution:** **Orientation:**	15581 12/30/2007 12:53:47 PM(UTC-5) MSM6100 LSI_VGA 12/30/2007 5:53:47 PM 640x480 72x72 (Unit: Inch) Horizontal (normal)		
12	**Name:** **Path:** **MD5:**	123007130251.jpg Samsung CDMA_SCH-A870.zip/brew/shared/mp/123007130251.jpg 758a608a19ad7c9964a4ab5215d8a41b	**Size (bytes):** **Modified:** Meta Data: **Camera Make:** **Camera Model:** **Capture Time:** **Pixel resolution:** **Resolution:** **Orientation:**	21224 12/30/2007 1:03:06 PM(UTC-5) MSM6100 LSI_VGA 12/30/2007 6:03:05 PM 640x480 72x72 (Unit: Inch) Horizontal (normal)		
13	**Name:** **Path:** **MD5:**	123007130259.jpg Samsung CDMA_SCH-A870.zip/brew/shared/mp/123007130259.jpg e0dc2b076fe3352976e37fc87e2f87a7	**Size (bytes):** **Modified:** Meta Data: **Camera Make:** **Camera Model:** **Capture Time:** **Pixel resolution:** **Resolution:** **Orientation:**	16875 12/30/2007 1:03:13 PM(UTC-5) MSM6100 LSI_VGA 12/30/2007 6:03:13 PM 640x480 72x72 (Unit: Inch) Horizontal (normal)		
14	**Name:** **Path:** **MD5:**	123007130353.jpg Samsung CDMA_SCH-A870.zip/brew/shared/mp/123007130353.jpg 0090b22cf5b31947819461bff013a11e	**Size (bytes):** **Modified:** Meta Data: **Camera Make:** **Camera Model:** **Capture Time:** **Pixel resolution:** **Resolution:** **Orientation:**	19468 12/30/2007 1:04:07 PM(UTC-5) MSM6100 LSI_VGA 12/30/2007 6:04:07 PM 640x480 72x72 (Unit: Inch) Horizontal (normal)		
15	**Name:** **Path:** **MD5:**	123007130403.jpg Samsung CDMA_SCH-A870.zip/brew/shared/mp/123007130403.jpg 8376b46de0168dfe0fa9f4fede65649b	**Size (bytes):** **Modified:** Meta Data: **Camera Make:** **Camera Model:** **Capture Time:** **Pixel resolution:** **Resolution:** **Orientation:**	16264 12/30/2007 1:04:18 PM(UTC-5) MSM6100 LSI_VGA 12/30/2007 6:04:17 PM 640x480 72x72 (Unit: Inch) Horizontal (normal)		

16	**Name:** **Path:** **MD5:**	123007130441.jpg Samsung CDMA_SCH-A870.zip/brew/shared/mp/123007130441.jpg a990dd4343833cef4bb2c275033adc24	**Size (bytes):** **Modified:** Meta Data: **Camera Make:** **Camera Model:** **Capture Time:** **Pixel resolution:** **Resolution:** **Orientation:**	15400 12/30/2007 1:04:55 PM(UTC-5) MSM6100 LSI_VGA 12/30/2007 6:04:55 PM 640x480 72x72 (Unit: Inch) Horizontal (normal)		
17	**Name:** **Path:** **MD5:**	123007134511.jpg Samsung CDMA_SCH-A870.zip/brew/shared/mp/123007134511.jpg f6b9c6fccebf1df98115f1e5a155ffd2	**Size (bytes):** **Modified:** Meta Data: **Camera Make:** **Camera Model:** **Capture Time:** **Pixel resolution:** **Resolution:** **Orientation:**	13197 12/30/2007 1:45:26 PM(UTC-5) MSM6100 LSI_VGA 12/30/2007 6:45:25 PM 640x480 72x72 (Unit: Inch) Horizontal (normal)		
18	**Name:** **Path:** **MD5:**	123007134534.jpg Samsung CDMA_SCH-A870.zip/brew/shared/mp/123007134534.jpg 233e96a13275228bf54dfe7cf38e27e0	**Size (bytes):** **Modified:** Meta Data: **Camera Make:** **Camera Model:** **Capture Time:** **Pixel resolution:** **Resolution:** **Orientation:**	12764 12/30/2007 1:45:48 PM(UTC-5) MSM6100 LSI_VGA 12/30/2007 6:45:48 PM 640x480 72x72 (Unit: Inch) Horizontal (normal)		
19	**Name:** **Path:** **MD5:**	123007142130.jpg Samsung CDMA_SCH-A870.zip/brew/shared/mp/123007142130.jpg 75fc419e9dcfea7832a5ee91aaf3bd65	**Size (bytes):** **Modified:** Meta Data: **Camera Make:** **Camera Model:** **Capture Time:** **Pixel resolution:** **Resolution:** **Orientation:**	14527 12/30/2007 2:21:45 PM(UTC-5) MSM6100 LSI_VGA 12/30/2007 7:21:44 PM 640x480 72x72 (Unit: Inch) Horizontal (normal)		
20	**Name:** **Path:** **MD5:**	123007142143.jpg Samsung CDMA_SCH-A870.zip/brew/shared/mp/123007142143.jpg 80efe7f74370b9cc475c7d97c193793b	**Size (bytes):** **Modified:** Meta Data: **Camera Make:** **Camera Model:** **Capture Time:** **Pixel resolution:** **Resolution:** **Orientation:**	13732 12/30/2007 2:21:58 PM(UTC-5) MSM6100 LSI_VGA 12/30/2007 7:21:57 PM 640x480 72x72 (Unit: Inch) Horizontal (normal)		

Handout 7

Extraction Report

Cellebrite
www.cellebrite.com

Summary

Cellebrite Physical Analyzer version	7.37.0.40
Report creation time	9/11/2020 2:07:55 PM -04:00
Time zone settings (UTC)	Original UTC value
Examiner name	Gilmore
Location	Protus3
Case number	NCIF001
Case name	NC Innocence Inquiry Commission
Evidence number	NCIFC001-1
Department	Protus3 Forensics

Source Extraction

File System	
Extraction start date/time	11/5/2019 3:34:57 PM(UTC-5)
Extraction end date/time	11/5/2019 3:37:41 PM(UTC-5)
Unit identifier	1525729396
UFED version	7.24.0.1
Internal version	7.24.0.1
Selected manufacturer	Samsung CDMA
Selected device name	SCH-A870
Machine name	THOR
Connection type	Cable No. 41
Extraction type	File System
Extraction ID	F1EAF356-4FD8-4072-8845-CB0D7DD46064
Extraction (UFD) file data integrity	Not available

Image Hash Details (1)

Hash data is available for this project.

#	Name	Info	
1	FileDump	Path	Samsung CDMA_SCH-A870.zip
		Size (bytes)	5694686
		SHA256	19FBEC783ED31FBC01361F36365B15011D051044A2096AB4C4F24F17A33B18C0

Plugins

#	Name	Author	Version
1	Pre Project		
2	ContactsCrossReference Cross references the phone numbers in a device's contacts with the numbers in SMS messages and Calls. Will fill in the Name field of calls and SMS if there's a match.	Cellebrite	2.0
3	Project Processor Finisher		
4	Post Project		

Contents

Type	Included in report	Total
Data Files	126	126
Audio	23	23
Databases	3	3
Images	96	96
Text	1	1
Videos	3	3

Data Files (126)

Audio (23)

#	File Info		Additional file info		Deleted
1	Name: Path: MD5:	1107070127.qcp Samsung CDMA_SCH-A870.zip/brew/shared/ms/1107070127.qcp 698c8f838449e6798374f92188b4d986	Size (bytes): Modified:	103950 11/7/2007 6:27:35 AM(UTC+0)	
2	Name: Path: MD5:	1107070150.qcp Samsung CDMA_SCH-A870.zip/brew/shared/ms/1107070150.qcp a73e49abcee76cf22d72e20ff42ebde5	Size (bytes): Modified:	104487 11/7/2007 6:50:59 AM(UTC+0)	
3	Name: Path: MD5:	1107070152.qcp Samsung CDMA_SCH-A870.zip/brew/shared/ms/1107070152.qcp fc4a9ab78deeae14b50822a75853ee63	Size (bytes): Modified:	105150 11/7/2007 6:52:15 AM(UTC+0)	
4	Name: Path: MD5:	1107070153.qcp Samsung CDMA_SCH-A870.zip/brew/shared/ms/1107070153.qcp 63d0a0578b166c1d678931d90b28c50b	Size (bytes): Modified:	103315 11/7/2007 6:53:32 AM(UTC+0)	
5	Name: Path: MD5:	1107070204.qcp Samsung CDMA_SCH-A870.zip/brew/shared/ms/1107070204.qcp f7b4ea167f5495ceec3695e1ccf1d8d7	Size (bytes): Modified:	105248 11/7/2007 7:04:28 AM(UTC+0)	
6	Name: Path: MD5:	1107070205a.qcp Samsung CDMA_SCH-A870.zip/brew/shared/ms/1107070205a.qcp af017a41156782b6af13649922d48a92	Size (bytes): Modified:	105137 11/7/2007 7:05:38 AM(UTC+0)	
7	Name: Path: MD5:	1108071510a.qcp Samsung CDMA_SCH-A870.zip/brew/shared/ms/1108071510a.qcp aa98b5b576aad3d35b8e4fc0323742f0	Size (bytes): Modified:	100528 11/8/2007 8:10:56 PM(UTC+0)	
8	Name: Path: MD5:	1108071516.qcp Samsung CDMA_SCH-A870.zip/brew/shared/ms/1108071516.qcp 9a2cd4452ae8cdb20af32f8f5de56a3e	Size (bytes): Modified:	21436 11/8/2007 8:16:21 PM(UTC+0)	
9	Name: Path: MD5:	1110070720.qcp Samsung CDMA_SCH-A870.zip/brew/shared/ms/1110070720.qcp 4d367b4f4ae62de32c7721dc676b227e	Size (bytes): Modified:	97684 11/10/2007 12:20:17 PM(UTC+0)	
10	Name: Path: MD5:	1110070724.qcp Samsung CDMA_SCH-A870.zip/brew/shared/ms/1110070724.qcp 7d6593fd6db0009e1074ff0559bc8d97	Size (bytes): Modified:	102371 11/10/2007 12:25:02 PM(UTC+0)	
11	Name: Path: MD5:	1110070729.qcp Samsung CDMA_SCH-A870.zip/brew/shared/ms/1110070729.qcp a030cb999ccb00888cc086e3625eede7	Size (bytes): Modified:	104393 11/10/2007 12:29:18 PM(UTC+0)	
12	Name: Path: MD5:	1110070836.qcp Samsung CDMA_SCH-A870.zip/brew/shared/ms/1110070836.qcp efd3ccc9370147609997c245fafc39f0	Size (bytes): Modified:	105096 11/10/2007 1:36:30 PM(UTC+0)	
13	Name: Path: MD5:	1201071134.qcp Samsung CDMA_SCH-A870.zip/brew/shared/ms/1201071134.qcp 9b7823fc54ab0bef0345c053d108af51	Size (bytes): Modified:	105073 12/1/2007 4:34:42 PM(UTC+0)	
14	Name: Path: MD5:	2525387996_1201072051.qcp Samsung CDMA_SCH-A870.zip/brew/shared/ms/2525387996_1201072051.qcp 024608c68652c95ce69670c04660df0e	Size (bytes): Modified:	11064 12/2/2007 1:51:55 AM(UTC+0)	

15	**Name:** **Path:** **MD5:**	2525387996_1201072052.qcp Samsung CDMA_SCH-A870.zip/brew/shared/ms/2525387996_1201072052.qcp 45be3abef8c0fb037fbde525a4e97b0c	**Size (bytes):** **Modified:**	1513 12/2/2007 1:52:29 AM(UTC+0)	
16	**Name:** **Path:** **MD5:**	50 i get money.qcp Samsung CDMA_SCH-A870.zip/brew/shared/ms/50 i get money.qcp 2d8c669aa26085e0e77d3bb0df39e61e	**Size (bytes):** **Modified:**	104442 11/7/2007 6:13:57 AM(UTC+0)	
17	**Name:** **Path:** **MD5:**	crankthat_.mid Samsung CDMA_SCH-A870.zip/brew/shared/lk/mr/crankthat_.mid f241487316a6382b450afcc2e060b9f9	**Size (bytes):** **Modified:**	90279 11/6/2007 11:01:05 PM(UTC+0)	
18	**Name:** **Path:** **MD5:**	KB.qcp Samsung CDMA_SCH-A870.zip/brew/shared/ms/KB.qcp 5a3656c05d34ee758f1333997374def8	**Size (bytes):** **Modified:**	103849 11/7/2007 6:09:13 AM(UTC+0)	
19	**Name:** **Path:** **MD5:**	Lil wayne um in the hood.qcp Samsung CDMA_SCH-A870.zip/brew/shared/ms/Lil wayne um in the hood.qcp a203088078cdaf0fae4334b3d4eb2724	**Size (bytes):** **Modified:**	100655 11/7/2007 6:16:59 AM(UTC+0)	
20	**Name:** **Path:** **MD5:**	splash.mid Samsung CDMA_SCH-A870.zip/brew/31743/splash.mid 46f5f6da45814d3e6a354b5c1f442d5f	**Size (bytes):** **Modified:**	12936 11/6/2007 11:15:16 PM(UTC+0)	
21	**Name:** **Path:** **MD5:**	W girl remix.qcp Samsung CDMA_SCH-A870.zip/brew/shared/ms/W girl remix.qcp 90c63526e84f05f1a1a4496f47344cf2	**Size (bytes):** **Modified:**	103660 11/7/2007 6:23:11 AM(UTC+0)	
22	**Name:** **Path:** **MD5:**	Wayne.qcp Samsung CDMA_SCH-A870.zip/brew/shared/ms/Wayne.qcp e35ad6bc6ccdb4f4aea21007336a534e	**Size (bytes):** **Modified:**	105106 11/8/2007 6:17:18 AM(UTC+0)	
23	**Name:** **Path:** **MD5:**	Wayne3.qcp Samsung CDMA_SCH-A870.zip/brew/shared/ms/Wayne3.qcp a02224c485409f2055f81f058be21879	**Size (bytes):** **Modified:**	104778 11/10/2007 1:39:50 PM(UTC+0)	

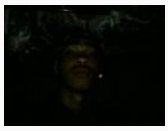
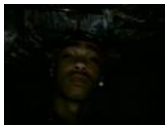
Databases (3)

#	File Info		Additional file info		Deleted
1	**Name:** **Path:** **MD5:**	bt_reg_db.db Samsung CDMA_SCH-A870.zip/bt_reg_db.db 74c03521bf6d8635c6ea248184354eeb	**Size (bytes):** **Modified:** **Decoded by:** **Application:**	5000 1/6/1980 12:00:00 AM(UTC+0)	
2	**Name:** **Path:** **MD5:**	MrInfo.db Samsung CDMA_SCH-A870.zip/brew/shared/mr/MrInfo.db 70b8060c4f97a4b2182f4452ac69be9a	**Size (bytes):** **Modified:** **Decoded by:** **Application:**	38 11/6/2007 11:01:05 PM(UTC+0)	
3	**Name:** **Path:** **MD5:**	MsInfo.db Samsung CDMA_SCH-A870.zip/brew/shared/ms/MsInfo.db 427c560744802095476866d63373109f	**Size (bytes):** **Modified:** **Decoded by:** **Application:**	692 11/7/2007 6:09:04 AM(UTC+0)	

Images (96)

#	File Info	Additional file info	Thumbnail	Deleted
1	**Name:** 010108123713.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/010108123713.jpg **MD5:** 0e6529603b768d15a4a026c2b6099b09	**Size (bytes):** 28817 **Modified:** 1/1/2008 5:37:27 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 1/1/2008 5:37:26 PM **Pixel resolution:** 640x480 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
2	**Name:** 010108123920.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/010108123920.jpg **MD5:** 93a2eaf766dd42b882e0251f10cdf4cd	**Size (bytes):** 23105 **Modified:** 1/1/2008 5:39:34 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 1/1/2008 5:39:33 PM **Pixel resolution:** 640x480 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
3	**Name:** 010210150824.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/010210150824.jpg **MD5:** 29980431b917f2ae982640fa1ccbb971	**Size (bytes):** 22045 **Modified:** 1/2/2010 8:08:38 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 1/2/2010 8:08:37 PM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
4	**Name:** 010210151003.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/010210151003.jpg **MD5:** 4599238d60112528ac8023b8ab1227ee	**Size (bytes):** 17885 **Modified:** 1/2/2010 8:10:17 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 1/2/2010 8:10:16 PM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
5	**Name:** 010210151007.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/010210151007.jpg **MD5:** e14f0f1f54a59261e3111cabd6e7b534	**Size (bytes):** 17409 **Modified:** 1/2/2010 8:10:21 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 1/2/2010 8:10:20 PM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		

6	**Name:** 010210151011.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/010210151011.jpg **MD5:** ca6103cdaa7aa3d68bb6e0bae71d7ce9	**Size (bytes):** 18426 **Modified:** 1/2/2010 8:10:25 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 1/2/2010 8:10:24 PM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
7	**Name:** 010210151015.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/010210151015.jpg **MD5:** a37c2b422bc31c974ececb4cfa447fe3	**Size (bytes):** 19293 **Modified:** 1/2/2010 8:10:29 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 1/2/2010 8:10:28 PM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
8	**Name:** 010510230629.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/010510230629.jpg **MD5:** b4db4f7774752746a6256004ea5c2878	**Size (bytes):** 22077 **Modified:** 1/6/2010 4:06:43 AM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 1/6/2010 4:06:42 AM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
9	**Name:** 010708170524.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/010708170524.jpg **MD5:** 48a48e55b169b99fda1c9c2f4377841f	**Size (bytes):** 17954 **Modified:** 1/7/2008 10:05:37 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 1/7/2008 10:05:37 PM **Pixel resolution:** 640x480 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
10	**Name:** 012308110528.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/012308110528.jpg **MD5:** c0e8c5d98e1066b95858dbedd68cb620	**Size (bytes):** 44439 **Modified:** 1/23/2008 4:05:42 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 1/23/2008 4:05:41 PM **Pixel resolution:** 640x480 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		

11	**Name:** **Path:** **MD5:**	012509095013.jpg Samsung CDMA_SCH-A870.zip/brew/shared/mp/012509095013.jpg 03326878c9b9b483fcb4ba51fd422829	**Size (bytes):** **Modified:** Meta Data: **Camera Make:** **Camera Model:** **Capture Time:** **Pixel resolution:** **Resolution:** **Orientation:**	19613 1/25/2009 2:50:26 PM(UTC+0) MSM6100 LSI_VGA 1/25/2009 2:50:26 PM 320x240 72x72 (Unit: Inch) Horizontal (normal)		
12	**Name:** **Path:** **MD5:**	012609175932.jpg Samsung CDMA_SCH-A870.zip/brew/shared/mp/012609175932.jpg 8b4a01344d5a159a891d53e9d67fa1ce	**Size (bytes):** **Modified:** Meta Data: **Camera Make:** **Camera Model:** **Capture Time:** **Pixel resolution:** **Resolution:** **Orientation:**	11288 1/26/2009 10:59:47 PM(UTC+0) MSM6100 LSI_VGA 1/26/2009 10:59:45 PM 320x240 72x72 (Unit: Inch) Horizontal (normal)		
13	**Name:** **Path:** **MD5:**	020208013124.jpg Samsung CDMA_SCH-A870.zip/brew/shared/mp/020208013124.jpg e1144a9a926d7524a3f34ac927edab5a	**Size (bytes):** **Modified:** Meta Data: **Camera Make:** **Camera Model:** **Capture Time:** **Pixel resolution:** **Resolution:** **Orientation:**	7854 2/2/2008 6:31:38 AM(UTC+0) MSM6100 LSI_VGA 2/2/2008 6:31:37 AM 320x240 72x72 (Unit: Inch) Horizontal (normal)		
14	**Name:** **Path:** **MD5:**	020208013133.jpg Samsung CDMA_SCH-A870.zip/brew/shared/mp/020208013133.jpg 979ad606b139eaaa4f10439fc1f5944c	**Size (bytes):** **Modified:** Meta Data: **Camera Make:** **Camera Model:** **Capture Time:** **Pixel resolution:** **Resolution:** **Orientation:**	8615 2/2/2008 6:31:48 AM(UTC+0) MSM6100 LSI_VGA 2/2/2008 6:31:46 AM 320x240 72x72 (Unit: Inch) Horizontal (normal)		
15	**Name:** **Path:** **MD5:**	021308095025.jpg Samsung CDMA_SCH-A870.zip/brew/shared/mp/021308095025.jpg 054f1d94c8b44a0ee4754415c116e369	**Size (bytes):** **Modified:** Meta Data: **Camera Make:** **Camera Model:** **Capture Time:** **Pixel resolution:** **Resolution:** **Orientation:**	18566 2/13/2008 2:50:38 PM(UTC+0) MSM6100 LSI_VGA 2/13/2008 2:50:38 PM 320x240 72x72 (Unit: Inch) Horizontal (normal)		

16	**Name:** 021409155211.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/021409155211.jpg **MD5:** 5c9ba694f4256fa0566bab3e1387bd63	**Size (bytes):** 15731 **Modified:** 2/14/2009 8:52:24 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 2/14/2009 8:52:24 PM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
17	**Name:** 021409155225.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/021409155225.jpg **MD5:** c237cfe1382a42edea3c88c8a7762e86	**Size (bytes):** 15782 **Modified:** 2/14/2009 8:52:37 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 2/14/2009 8:52:38 PM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
18	**Name:** 033009135257.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/033009135257.jpg **MD5:** 759ea3c408bf744f74f63eb02868d9f0	**Size (bytes):** 6507 **Modified:** 3/30/2009 5:53:11 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 3/30/2009 5:53:10 PM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
19	**Name:** 033009170338.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/033009170338.jpg **MD5:** f8d7fe153f318499c117c7df5b1d7c6b	**Size (bytes):** 2285 **Modified:** 3/30/2009 9:03:52 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 3/30/2009 9:03:51 PM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
20	**Name:** 061309235020.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/061309235020.jpg **MD5:** 2693d567b7619e39e0004b82014b2815	**Size (bytes):** 19586 **Modified:** 6/14/2009 3:50:34 AM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 6/14/2009 3:50:33 AM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		

21	**Name:** 061309235033.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/061309235033.jpg **MD5:** f22050733c0fac5e8cc7bfc6e184f295	**Size (bytes):** 20013 **Modified:** 6/14/2009 3:50:46 AM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 6/14/2009 3:50:46 AM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
22	**Name:** 062309034537.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/062309034537.jpg **MD5:** 1d39e6c174da1c5128fd69e48e979d40	**Size (bytes):** 15989 **Modified:** 6/23/2009 7:45:50 AM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 6/23/2009 7:45:50 AM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
23	**Name:** 062309034544.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/062309034544.jpg **MD5:** e97487e8ac9a61a44609f9dbbdd8b9a4	**Size (bytes):** 11406 **Modified:** 6/23/2009 7:45:57 AM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 6/23/2009 7:45:57 AM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
24	**Name:** 062309034552.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/062309034552.jpg **MD5:** 0191f178aa433768a183b4b219e56664	**Size (bytes):** 3145 **Modified:** 6/23/2009 7:46:06 AM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 6/23/2009 7:46:06 AM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
25	**Name:** 062309034619.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/062309034619.jpg **MD5:** fb65335532a59cb72b9f79039928a29e	**Size (bytes):** 13970 **Modified:** 6/23/2009 7:46:32 AM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 6/23/2009 7:46:32 AM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		

26	**Name:** 082108120228.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/082108120228.jpg **MD5:** a4af052c3404fc1e3e682ed7b7e2b334	**Size (bytes):** 22050 **Modified:** 8/21/2008 4:02:41 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 8/21/2008 4:02:41 PM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
27	**Name:** 082108120405.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/082108120405.jpg **MD5:** 6af7694933ec28a169543b90a0270abc	**Size (bytes):** 20434 **Modified:** 8/21/2008 4:04:19 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 8/21/2008 4:04:18 PM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
28	**Name:** 082108120558.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/082108120558.jpg **MD5:** 16c44edf1c504ae5a6ad10a8b612d9d0	**Size (bytes):** 20549 **Modified:** 8/21/2008 4:06:11 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 8/21/2008 4:06:11 PM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
29	**Name:** 092708195444.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/092708195444.jpg **MD5:** d47a21b704c44dada059d6480c2a08c7	**Size (bytes):** 18868 **Modified:** 9/27/2008 11:54:57 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 9/27/2008 11:54:57 PM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
30	**Name:** 092708195546.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/092708195546.jpg **MD5:** 88203e06de65810470d14979f56598eb	**Size (bytes):** 19665 **Modified:** 9/27/2008 11:55:59 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 9/27/2008 11:55:59 PM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		

31	**Name:** 092708195601.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/092708195601.jpg **MD5:** 866b769c78dc17d9eb7c490b17713642	**Size (bytes):** 20317 **Modified:** 9/27/2008 11:56:15 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 9/27/2008 11:56:14 PM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
32	**Name:** 092708195626.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/092708195626.jpg **MD5:** 58e43c6e08ace7e03faf9a7f0dd2f0b4	**Size (bytes):** 19359 **Modified:** 9/27/2008 11:56:40 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 9/27/2008 11:56:39 PM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
33	**Name:** 101909145804.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/101909145804.jpg **MD5:** 0c11e4846b8fb6c1fec64653ac6ae398	**Size (bytes):** 20279 **Modified:** 10/19/2009 6:58:18 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 10/19/2009 6:58:17 PM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
34	**Name:** 110607164254.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/110607164254.jpg **MD5:** 9e6e505136e4ce887111528b5694f4fb	**Size (bytes):** 14925 **Modified:** 11/6/2007 9:43:07 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 11/6/2007 9:43:07 PM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
35	**Name:** 110607202217.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/110607202217.jpg **MD5:** 4575ace614262c130328b1d5506171f8 **Duplicates(1)**	**Size (bytes):** 22356 **Modified:** 11/7/2007 1:22:33 AM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 11/7/2007 1:22:30 AM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		

36	**Name:** **Path:** **MD5:**	110707013316.jpg Samsung CDMA_SCH-A870.zip/brew/shared/mp/110707013316.jpg e4fa5e233b84812f9ff7e454b0a9bdee	**Size (bytes):** **Modified:** Meta Data: **Camera Make:** **Camera Model:** **Capture Time:** **Pixel resolution:** **Resolution:** **Orientation:**	17900 11/7/2007 6:33:29 AM(UTC+0) MSM6100 LSI_VGA 11/7/2007 6:33:29 AM 320x240 72x72 (Unit: Inch) Horizontal (normal)		
37	**Name:** **Path:** **MD5:**	110707173612.jpg Samsung CDMA_SCH-A870.zip/brew/shared/mp/110707173612.jpg 2b4020a5e7a3e867497768fdd3658899	**Size (bytes):** **Modified:** Meta Data: **Camera Make:** **Camera Model:** **Capture Time:** **Pixel resolution:** **Resolution:** **Orientation:**	26933 11/7/2007 10:36:26 PM(UTC+0) MSM6100 LSI_VGA 11/7/2007 10:36:25 PM 320x240 72x72 (Unit: Inch) Horizontal (normal)		
38	**Name:** **Path:** **MD5:**	111407002825.jpg Samsung CDMA_SCH-A870.zip/brew/shared/mp/111407002825.jpg 770a6a57eac2165e59e89d4b4bb52a62	**Size (bytes):** **Modified:** Meta Data: **Camera Make:** **Camera Model:** **Capture Time:** **Pixel resolution:** **Resolution:** **Orientation:**	5260 11/14/2007 5:28:38 AM(UTC+0) MSM6100 LSI_VGA 11/14/2007 5:28:38 AM 320x240 72x72 (Unit: Inch) Horizontal (normal)		
39	**Name:** **Path:** **MD5:**	111407002845.jpg Samsung CDMA_SCH-A870.zip/brew/shared/mp/111407002845.jpg fcaf992584aac5889e5b8c26c01ceadb	**Size (bytes):** **Modified:** Meta Data: **Camera Make:** **Camera Model:** **Capture Time:** **Pixel resolution:** **Resolution:** **Orientation:**	4807 11/14/2007 5:28:58 AM(UTC+0) MSM6100 LSI_VGA 11/14/2007 5:28:58 AM 320x240 72x72 (Unit: Inch) Horizontal (normal)		
40	**Name:** **Path:** **MD5:**	112407012729.jpg Samsung CDMA_SCH-A870.zip/brew/shared/mp/112407012729.jpg f42e5fad6db2dcfa92e35a17e47582a5	**Size (bytes):** **Modified:** Meta Data: **Camera Make:** **Camera Model:** **Capture Time:** **Pixel resolution:** **Resolution:** **Orientation:**	9119 11/24/2007 6:27:42 AM(UTC+0) MSM6100 LSI_VGA 11/24/2007 6:27:42 AM 320x240 72x72 (Unit: Inch) Horizontal (normal)		

41	**Name:** 112407155129.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/112407155129.jpg **MD5:** 75fd2c2c3b0a804b2d2fa67c4d9519b5	**Size (bytes):** 8047 **Modified:** 11/24/2007 8:51:43 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 11/24/2007 8:51:42 PM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
42	**Name:** 112807173318.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/112807173318.jpg **MD5:** 8a975ef54b8d90e5dde9badc86c82fa1	**Size (bytes):** 5681 **Modified:** 11/28/2007 10:33:32 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 11/28/2007 10:33:31 PM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
43	**Name:** 112807201530.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/112807201530.jpg **MD5:** 0ea4896f247ffc3413e8093f8d29398a	**Size (bytes):** 6633 **Modified:** 11/29/2007 1:15:43 AM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 11/29/2007 1:15:43 AM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
44	**Name:** 112807201544.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/112807201544.jpg **MD5:** 820568c6ecd92e264d3b0a23780ce233	**Size (bytes):** 5338 **Modified:** 11/29/2007 1:15:57 AM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 11/29/2007 1:15:57 AM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
45	**Name:** 112807201613.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/112807201613.jpg **MD5:** e484e4802d6fab6b74d3d38d53c6325b	**Size (bytes):** 8022 **Modified:** 11/29/2007 1:16:26 AM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 11/29/2007 1:16:26 AM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		

46	**Name:** 112807201626.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/112807201626.jpg **MD5:** 9be9e446f910e766fbcf74f25f421591	**Size (bytes):** 6492 **Modified:** 11/29/2007 1:16:39 AM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 11/29/2007 1:16:39 AM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
47	**Name:** 120107111230.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/120107111230.jpg **MD5:** c5ad89dc15c0b746be76294349bb67db	**Size (bytes):** 4955 **Modified:** 12/1/2007 4:12:43 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/1/2007 4:12:43 PM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
48	**Name:** 120307151250.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/120307151250.jpg **MD5:** edcc9c72b8c55f0502d7519519b962a4	**Size (bytes):** 6259 **Modified:** 12/3/2007 8:13:03 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/3/2007 8:13:03 PM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
49	**Name:** 120307151302.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/120307151302.jpg **MD5:** dbf44e150e3348f444b3a7ce71bf15fe	**Size (bytes):** 6888 **Modified:** 12/3/2007 8:13:15 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/3/2007 8:13:15 PM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
50	**Name:** 120307151316.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/120307151316.jpg **MD5:** bed0326fe22580c4abf3e7cfdbf4d67b	**Size (bytes):** 7894 **Modified:** 12/3/2007 8:13:29 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/3/2007 8:13:29 PM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		

51	**Name:** 120307151327.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/120307151327.jpg **MD5:** fed0d84ee7bd79e667359fadb8efaaff	**Size (bytes):** 5471 **Modified:** 12/3/2007 8:13:40 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/3/2007 8:13:40 PM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
52	**Name:** 120507222411.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/120507222411.jpg **MD5:** 058071b66f99bbcf7b9e607b514219a4	**Size (bytes):** 5566 **Modified:** 12/6/2007 3:24:25 AM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/6/2007 3:24:24 AM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
53	**Name:** 121007215650.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/121007215650.jpg **MD5:** cc317a8eb23a5f14290d184363680061	**Size (bytes):** 7676 **Modified:** 12/11/2007 2:57:04 AM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/11/2007 2:57:03 AM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
54	**Name:** 121407113710.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/121407113710.jpg **MD5:** 64fdb635f49f556e7446c6553232585a	**Size (bytes):** 10595 **Modified:** 12/14/2007 4:37:24 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/14/2007 4:37:23 PM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
55	**Name:** 121707171646.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/121707171646.jpg **MD5:** c4358eb8874027278634418370a3f9d0	**Size (bytes):** 7659 **Modified:** 12/17/2007 10:17:00 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/17/2007 10:16:59 PM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		

56	**Name:** 121707171710.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/121707171710.jpg **MD5:** 3b02372e82409862a2f94620478de829	**Size (bytes):** 6825 **Modified:** 12/17/2007 10:17:24 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/17/2007 10:17:23 PM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
57	**Name:** 121707171738.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/121707171738.jpg **MD5:** bf3d5f3986ba9c8f64e385ab37de066e	**Size (bytes):** 6548 **Modified:** 12/17/2007 10:17:52 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/17/2007 10:17:51 PM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
58	**Name:** 121707172151.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/121707172151.jpg **MD5:** 5e60c88ccecf4b553b7d67d1e4bd7c17	**Size (bytes):** 4986 **Modified:** 12/17/2007 10:22:04 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/17/2007 10:22:04 PM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
59	**Name:** 121707180810.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/121707180810.jpg **MD5:** edba70ecf504f331167c0755f6f78693	**Size (bytes):** 4432 **Modified:** 12/17/2007 11:08:23 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/17/2007 11:08:23 PM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
60	**Name:** 121707180828.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/121707180828.jpg **MD5:** f077fe4f57c61fa878ebbd09fc79f6ec	**Size (bytes):** 5172 **Modified:** 12/17/2007 11:08:40 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/17/2007 11:08:41 PM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		

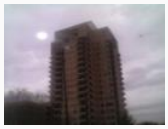
61	**Name:** 121707184623.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/121707184623.jpg **MD5:** a39bf35e92ce11b8af3ad6a035a12d50	**Size (bytes):** 5365 **Modified:** 12/17/2007 11:46:36 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/17/2007 11:46:36 PM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
62	**Name:** 121707212131.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/121707212131.jpg **MD5:** 30ab362bcaa34d14baaddfd1f5de6e1d	**Size (bytes):** 8742 **Modified:** 12/18/2007 2:21:44 AM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/18/2007 2:21:44 AM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
63	**Name:** 122207005249.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/122207005249.jpg **MD5:** af93ddca0c3acd8ed3df86d522223de8	**Size (bytes):** 5500 **Modified:** 12/22/2007 5:53:03 AM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/22/2007 5:53:02 AM **Pixel resolution:** 320x240 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
64	**Name:** 122607003201.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/122607003201.jpg **MD5:** d4ac0144989bbed13a9f6ea8e51fc480	**Size (bytes):** 18845 **Modified:** 12/26/2007 5:32:16 AM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/26/2007 5:32:14 AM **Pixel resolution:** 640x480 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
65	**Name:** 122607170826.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/122607170826.jpg **MD5:** 4ce5f5d26152f040e320dba3888bfb8a	**Size (bytes):** 29335 **Modified:** 12/26/2007 10:08:40 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/26/2007 10:08:39 PM **Pixel resolution:** 640x480 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		

66	**Name:** **Path:** **MD5:**	122607170906.jpg Samsung CDMA_SCH-A870.zip/brew/shared/mp/122607170906.jpg 0524d02895d332ed7a701954b9c15554	**Size (bytes):** **Modified:** Meta Data: **Camera Make:** **Camera Model:** **Capture Time:** **Pixel resolution:** **Resolution:** **Orientation:**	30821 12/26/2007 10:09:19 PM(UTC+0) MSM6100 LSI_VGA 12/26/2007 10:09:19 PM 640x480 72x72 (Unit: Inch) Horizontal (normal)		
67	**Name:** **Path:** **MD5:**	122707171021.jpg Samsung CDMA_SCH-A870.zip/brew/shared/mp/122707171021.jpg 4512f45ba3e2e85b19786d15ad71b7e6	**Size (bytes):** **Modified:** Meta Data: **Camera Make:** **Camera Model:** **Capture Time:** **Pixel resolution:** **Resolution:** **Orientation:**	17872 12/27/2007 10:10:35 PM(UTC+0) MSM6100 LSI_VGA 12/27/2007 10:10:35 PM 640x480 72x72 (Unit: Inch) Horizontal (normal)		
68	**Name:** **Path:** **MD5:**	122707171034.jpg Samsung CDMA_SCH-A870.zip/brew/shared/mp/122707171034.jpg e126baecff01be4183b1fefec9880fdf	**Size (bytes):** **Modified:** Meta Data: **Camera Make:** **Camera Model:** **Capture Time:** **Pixel resolution:** **Resolution:** **Orientation:**	15361 12/27/2007 10:10:48 PM(UTC+0) MSM6100 LSI_VGA 12/27/2007 10:10:48 PM 640x480 72x72 (Unit: Inch) Horizontal (normal)		
69	**Name:** **Path:** **MD5:**	122707192613.jpg Samsung CDMA_SCH-A870.zip/brew/shared/mp/122707192613.jpg 9ccc26898762cc0effdd772f27f3cf06	**Size (bytes):** **Modified:** Meta Data: **Camera Make:** **Camera Model:** **Capture Time:** **Pixel resolution:** **Resolution:** **Orientation:**	31228 12/28/2007 12:26:27 AM(UTC+0) MSM6100 LSI_VGA 12/28/2007 12:26:27 AM 640x480 72x72 (Unit: Inch) Horizontal (normal)		
70	**Name:** **Path:** **MD5:**	122707192825.jpg Samsung CDMA_SCH-A870.zip/brew/shared/mp/122707192825.jpg c1c3d756cad940ae8dfee4e5dd27c066	**Size (bytes):** **Modified:** Meta Data: **Camera Make:** **Camera Model:** **Capture Time:** **Pixel resolution:** **Resolution:** **Orientation:**	25623 12/28/2007 12:28:39 AM(UTC+0) MSM6100 LSI_VGA 12/28/2007 12:28:39 AM 640x480 72x72 (Unit: Inch) Horizontal (normal)		

71	**Name:** **Path:** **MD5:**	122707192921.jpg Samsung CDMA_SCH-A870.zip/brew/shared/mp/122707192921.jpg 849e06d0837601b2eac0730009683e11	**Size (bytes):** **Modified:** Meta Data: **Camera Make:** **Camera Model:** **Capture Time:** **Pixel resolution:** **Resolution:** **Orientation:**	25667 12/28/2007 12:29:35 AM(UTC+0) MSM6100 LSI_VGA 12/28/2007 12:29:35 AM 640x480 72x72 (Unit: Inch) Horizontal (normal)		
72	**Name:** **Path:** **MD5:**	122707230634.jpg Samsung CDMA_SCH-A870.zip/brew/shared/mp/122707230634.jpg a3d509e4df4f9c62de2b595df1c36783	**Size (bytes):** **Modified:** Meta Data: **Camera Make:** **Camera Model:** **Capture Time:** **Pixel resolution:** **Resolution:** **Orientation:**	28688 12/28/2007 4:06:48 AM(UTC+0) MSM6100 LSI_VGA 12/28/2007 4:06:48 AM 640x480 72x72 (Unit: Inch) Horizontal (normal)		
73	**Name:** **Path:** **MD5:**	122707231326.jpg Samsung CDMA_SCH-A870.zip/brew/shared/mp/122707231326.jpg 500e5f5cbe3d3d596fb6083f4422ede7	**Size (bytes):** **Modified:** Meta Data: **Camera Make:** **Camera Model:** **Capture Time:** **Pixel resolution:** **Resolution:** **Orientation:**	22581 12/28/2007 4:13:40 AM(UTC+0) MSM6100 LSI_VGA 12/28/2007 4:13:40 AM 640x480 72x72 (Unit: Inch) Horizontal (normal)		
74	**Name:** **Path:** **MD5:**	122707231429.jpg Samsung CDMA_SCH-A870.zip/brew/shared/mp/122707231429.jpg 00644c4bb18aaa7b1506288c267e7b46	**Size (bytes):** **Modified:** Meta Data: **Camera Make:** **Camera Model:** **Capture Time:** **Pixel resolution:** **Resolution:** **Orientation:**	21899 12/28/2007 4:14:43 AM(UTC+0) MSM6100 LSI_VGA 12/28/2007 4:14:43 AM 640x480 72x72 (Unit: Inch) Horizontal (normal)		
75	**Name:** **Path:** **MD5:**	122707231439.jpg Samsung CDMA_SCH-A870.zip/brew/shared/mp/122707231439.jpg 8901c2226b4f876793c44eac8ed334ef	**Size (bytes):** **Modified:** Meta Data: **Camera Make:** **Camera Model:** **Capture Time:** **Pixel resolution:** **Resolution:** **Orientation:**	27503 12/28/2007 4:14:53 AM(UTC+0) MSM6100 LSI_VGA 12/28/2007 4:14:53 AM 640x480 72x72 (Unit: Inch) Horizontal (normal)		

76	**Name:** 122807125630.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/122807125630.jpg **MD5:** c6777cc386398e28c9a3f453e55fe022	**Size (bytes):** 19659 **Modified:** 12/28/2007 5:56:44 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/28/2007 5:56:44 PM **Pixel resolution:** 640x480 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
77	**Name:** 122807210057.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/122807210057.jpg **MD5:** 0bb8d7388ec3b0fe75e2785197837a52	**Size (bytes):** 21801 **Modified:** 12/29/2007 2:01:12 AM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/29/2007 2:01:11 AM **Pixel resolution:** 640x480 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
78	**Name:** 122807210247.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/122807210247.jpg **MD5:** 7cdac345f784c82670a0c02b1cc43a7b	**Size (bytes):** 31676 **Modified:** 12/29/2007 2:03:02 AM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/29/2007 2:03:01 AM **Pixel resolution:** 640x480 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
79	**Name:** 122907130455.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/122907130455.jpg **MD5:** 1c95054c2e20cb1078c5fff69f3fac08	**Size (bytes):** 26097 **Modified:** 12/29/2007 6:05:10 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/29/2007 6:05:09 PM **Pixel resolution:** 640x480 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
80	**Name:** 122907130608.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/122907130608.jpg **MD5:** cb9dbc724012e50f0c45f02e622c5fdd	**Size (bytes):** 26325 **Modified:** 12/29/2007 6:06:22 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/29/2007 6:06:22 PM **Pixel resolution:** 640x480 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		

81	**Name:** 122907130709.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/122907130709.jpg **MD5:** 1bb3459a6366f9169007b0a65e19f132	**Size (bytes):** 26036 **Modified:** 12/29/2007 6:07:23 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/29/2007 6:07:23 PM **Pixel resolution:** 640x480 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
82	**Name:** 122907130731.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/122907130731.jpg **MD5:** 554438b8841bd7510a458d82c7d7e5ed	**Size (bytes):** 26423 **Modified:** 12/29/2007 6:07:45 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/29/2007 6:07:45 PM **Pixel resolution:** 640x480 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
83	**Name:** 122907150621.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/122907150621.jpg **MD5:** 8dce15522ea4bcfc484f822a1fe9c36e	**Size (bytes):** 20198 **Modified:** 12/29/2007 8:06:35 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/29/2007 8:06:35 PM **Pixel resolution:** 640x480 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
84	**Name:** 123007124608.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/123007124608.jpg **MD5:** 2ee2b8ab1bc2de77dd5f0bab9136875e	**Size (bytes):** 15694 **Modified:** 12/30/2007 5:46:22 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/30/2007 5:46:22 PM **Pixel resolution:** 640x480 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
85	**Name:** 123007124622.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/123007124622.jpg **MD5:** c04dca1482ac084cdd6bf771f4d737ea	**Size (bytes):** 19239 **Modified:** 12/30/2007 5:46:36 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/30/2007 5:46:36 PM **Pixel resolution:** 640x480 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		

86	**Name:** 123007124631.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/123007124631.jpg **MD5:** 95e8695c6d1e6cea431591012209f76f	**Size (bytes):** 18475 **Modified:** 12/30/2007 5:46:46 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/30/2007 5:46:45 PM **Pixel resolution:** 640x480 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
87	**Name:** 123007125333.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/123007125333.jpg **MD5:** 96e07f52c9f26ea8a577bdc4d246814b	**Size (bytes):** 15581 **Modified:** 12/30/2007 5:53:47 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/30/2007 5:53:47 PM **Pixel resolution:** 640x480 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
88	**Name:** 123007130251.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/123007130251.jpg **MD5:** 758a608a19ad7c9964a4ab5215d8a41b	**Size (bytes):** 21224 **Modified:** 12/30/2007 6:03:06 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/30/2007 6:03:05 PM **Pixel resolution:** 640x480 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
89	**Name:** 123007130259.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/123007130259.jpg **MD5:** e0dc2b076fe3352976e37fc87e2f87a7	**Size (bytes):** 16875 **Modified:** 12/30/2007 6:03:13 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/30/2007 6:03:13 PM **Pixel resolution:** 640x480 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
90	**Name:** 123007130353.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/123007130353.jpg **MD5:** 0090b22cf5b31947819461bff013a11e	**Size (bytes):** 19468 **Modified:** 12/30/2007 6:04:07 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/30/2007 6:04:07 PM **Pixel resolution:** 640x480 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		

91	**Name:** 123007130403.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/123007130403.jpg **MD5:** 8376b46de0168dfe0fa9f4fede65649b	**Size (bytes):** 16264 **Modified:** 12/30/2007 6:04:18 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/30/2007 6:04:17 PM **Pixel resolution:** 640x480 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
92	**Name:** 123007130441.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/123007130441.jpg **MD5:** a990dd4343833cef4bb2c275033adc24	**Size (bytes):** 15400 **Modified:** 12/30/2007 6:04:55 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/30/2007 6:04:55 PM **Pixel resolution:** 640x480 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
93	**Name:** 123007134511.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/123007134511.jpg **MD5:** f6b9c6fccebf1df98115f1e5a155ffd2	**Size (bytes):** 13197 **Modified:** 12/30/2007 6:45:26 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/30/2007 6:45:25 PM **Pixel resolution:** 640x480 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
94	**Name:** 123007134534.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/123007134534.jpg **MD5:** 233e96a13275228bf54dfe7cf38e27e0	**Size (bytes):** 12764 **Modified:** 12/30/2007 6:45:48 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/30/2007 6:45:48 PM **Pixel resolution:** 640x480 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		
95	**Name:** 123007142130.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/123007142130.jpg **MD5:** 75fc419e9dcfea7832a5ee91aaf3bd65	**Size (bytes):** 14527 **Modified:** 12/30/2007 7:21:45 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/30/2007 7:21:44 PM **Pixel resolution:** 640x480 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		

96	**Name:** 123007142143.jpg **Path:** Samsung CDMA_SCH-A870.zip/brew/shared/mp/123007142143.jpg **MD5:** 80efe7f74370b9cc475c7d97c193793b	**Size (bytes):** 13732 **Modified:** 12/30/2007 7:21:58 PM(UTC+0) Meta Data: **Camera Make:** MSM6100 **Camera Model:** LSI_VGA **Capture Time:** 12/30/2007 7:21:57 PM **Pixel resolution:** 640x480 **Resolution:** 72x72 (Unit: Inch) **Orientation:** Horizontal (normal)		

Text (1)

#	File Info	Additional file info	Deleted
1	**Name:** config.txt **Path:** Samsung CDMA_SCH-A870.zip/brew/config.txt **MD5:** 1ab2cc5b9d7f4d566c4c65471388af06	**Size (bytes):** 150 **Modified:** 11/6/2007 8:14:41 PM(UTC+0)	

Videos (3)

#	File Info	Additional file info	Thumbnail	Deleted
1	**Name:** asphalt3.mod **Path:** Samsung CDMA_SCH-A870.zip/brew/35699/asphalt3.mod **MD5:** b4dc49992617072d074b21b155093ce5	**Size (bytes):** 109828 **Modified:** 11/26/2007 11:53:33 PM(UTC+0)		
2	**Name:** trans.mod **Path:** Samsung CDMA_SCH-A870.zip/brew/39314/trans.mod **MD5:** 060b564118b1d94ccc5ee8d652968826	**Size (bytes):** 161684 **Modified:** 11/9/2007 6:34:38 AM(UTC+0)		
3	**Name:** wp5universe.mod **Path:** Samsung CDMA_SCH-A870.zip/brew/31743/wp5universe.mod **MD5:** 0cc2656a566a5d83ede1b3207b098bf2	**Size (bytes):** 216276 **Modified:** 11/6/2007 11:15:23 PM(UTC+0)		

Handout 8

3	**Name:** **Path:** **MD5:**	122907130455.jpg Samsung CDMA_SCH-A870.zip/brew/shared/mp/122907130455.jpg 1c95054c2e20cb1078c5fff69f3fac08	**Size (bytes):** **Modified:** Meta Data: **Camera Make:** **Camera Model:** **Capture Time:** **Pixel resolution:** **Resolution:** **Orientation:**	26097 12/29/2007 1:05:10 PM(UTC-5) MSM6100 LSI_VGA 12/29/2007 6:05:09 PM 640x480 72x72 (Unit: Inch) Horizontal (normal)	

79	Name: Path: MD5:	122907130455.jpg Samsung CDMA_SCH-A870.zip/brew/shared/mp/122907130455.jpg 1c95054c2e20cb1078c5fff69f3fac08	Size (bytes): Modified: Meta Data: Camera Make: Camera Model: Capture Time: Pixel resolution: Resolution: Orientation:	26097 12/29/2007 6:05:10 PM(UTC+0) MSM6100 LSI_VGA 12/29/2007 6:05:09 PM 640x480 72x72 (Unit: Inch) Horizontal (normal)	

Handout 9

STATE OF NORTH CAROLINA

COUNTY OF NORTHAMPTON

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
08 CRS 1057; 08 CRS 1059; 08 CRS 1065-1066; 09 CRS 83; 09 CRS 85

STATE OF NORTH CAROLINA,

v.

COATNEY WILLIAMS

AFFIDAVIT OF ATTORNEY JIMMIE "SAM" BARNES

NOW COMES Jimmie "Sam" Barnes, being first been duly sworn, who deposes and says the following:

1. I am an attorney, duly licensed to practice law in North Carolina. I have been practicing law since 1987.

2. I represented Coatney Williams in the above-captioned case.

3. I was contacted by the North Carolina Innocence Inquiry Commission in 2017 and provided my case file at that time.

4. Mr. Williams never admitted guilt to me. He explicitly claimed that he was innocent and testified to his innocence at trial.

FURTHER THE AFFIANT SAYETH NOT.

This the 10th day of July, 2020.

Jimmie "Sam" Barnes

STATE OF NORTH CAROLINA
COUNTY OF Halifax

Sworn to and subscribed before me,

this 19th day of August, ~~2018~~ 2020.

Notary Public (Seal)

My Commission Expires: 3-21-2021

Handout 10

Duncan Brittain McCormick
Attorney at Law

Mailing Address:
PO Box 1629
Lillington, NC 27546

Telephone: 910-893-5191
Facsimile: 910-401-1637
dmccormi@infionline.net

25 January 2011

Mr. Coatney Williams
Inmate Number 796060
Central Prison
1300 Western Blvd.
Raleigh, NC 27606

Re: *State v. Coatney Williams*, 08 CrS 51057-58, 51065-66; 09 CrS 83, 85 (Northampton)

Dear Mr. Williams:

Enclosed please find the proposed record on appeal; correspondence with Sam Barnes, the District Attorney, the trial court judge, and the Clerk of Court; and your copy of the transcript. Please retain for your records.

You asked me to conduct some investigative work with respect to records and videotapes that may confirm your alibi. You also asked about the "appeal hearing." My appointment is limited to your direct appeal. On direct appeal, the Court of Appeals reviews the briefs, the transcript of the trial, and the evidence admitted (or excluded) at trial to determine if the trial judge made an error. The Court of Appeals does not consider new evidence, and the Court of Appeals does not conduct an evidentiary hearing. In most cases, the Court of Appeals decides the case based on its review of the written briefs, without any actual "hearing" or any oral argument.

Because my appointment is limited to the direct appeal, the Appellate Defender does not permit me to conduct a factual investigation, interview witnesses, or seek out evidence. This type of work is related to post-conviction, post-appeal, motions for appropriate relief in the trial division and proceedings before the Actual Innocence Commission. While I am not permitted to conduct an investigation, I can gather information relating to potential claims and forward that information to the Appellate Defender. The Appellate Defender could authorize an attorney to begin work now, forward the case to Prisoner Legal Services, or offer suggestions.

The public records/freedom of information act type statutes in most states require governmental entities to give the public access to certain records. These statutes do not require the government to do any work or to review their records to see if the government has something helpful to us. I do not know whether any toll booths in the Philadelphia area retain video from 2007, whether those toll booths are run by a governmental agency, or whether the video is subject to the relevant public records act. Assuming video is available, your investigator will have to ask to view all the video from a certain period of time and a specific location. For that reason, it is very important to narrow the time, date, and place as much as possible. Similarly,

provide me with detailed information with respect to any possible alibi information from private sources (such as store video). If possible, tell me the name, location, and time. In addition, provide with with the name and, if you know, the address, phone number, and other contact information of any person who might assist in gathering evidence to confirm your alibi defense. **If you write me with respect to the facts of the case, please address the letter or memorandum to Duncan B. McCormick, Attorney at Law, and write my name and "confidential attorney-client communication" on each page.**

Again, I am not appointed to conduct an investigation (and I don't typically handle post-conviction work). The Appellate Defender permits me to gather and organize information relating to a potential post-conviction claim for the purpose of forwarding that information to the Appellate Defender, Prisoner Legal Services, or the post-conviction lawyer of your choice. My primary job is to spot a mistake by the trial judge and convince the Court of Appeals to award you a new trial, to award you a new sentencing hearing, or to give your some other relief.

Please contact me if you have any questions.

Regards,

Duncan B. McCormick

Cc: Jimmie R. "Sam" Barnes, Counselor at Law
Post Office Drawer 2090
Roanoke Rapids, NC 27870

Handout 11

STATE OF NORTH CAROLINA COUNTY OF NORTHAMPTON	IN THE GENERAL COURT OF JUSTICE SUPERIOR COURT DIVISION 08 CRS 1057; 08 CRS 1059; 08 CRS 1065-1066; 09 CRS 83; 09 CRS 85
STATE OF NORTH CAROLINA, v. COATNEY WILLIAMS	**AFFIDAVIT OF ATTORNEY DUNCAN MCCORMICK**

NOW COMES Duncan B. McCormick, being first been duly sworn, who deposes and says the following:

1. I am an attorney, duly licensed to practice law in North Carolina. I have been practicing law since 1995.

2. I represented Coatney Williams on his appeal in the above-captioned case.

3. I was contacted by the North Carolina Innocence Inquiry Commission in April 2020 regarding my file.

4. It was my practice to scan documents to preserve them electronically. When I received the request from the Innocence Inquiry Commission, I provided all of the electronic documents related to this case in my possession. I do not believe that I scanned everything that would have been in my file. For example, I did not find any scans of letters from Mr. Williams.

5. I have since checked the location I use to store hard copies of old case files. I did not retain a hard copy of Mr. Williams' file. I did not find any additional documents related to this case that I had not already provided to the Innocence Inquiry Commission.

6. During the course of my representation, Mr. Williams never admitted guilt to me. I proceeded on the assumption that he was claiming actual innocence based on the trial record,

but I do not recall if he explicitly stated that to me. I wrote at least one letter explaining the scope of my representation on direct appeal. While I often wrote similar letters to clients about the scope of my representation, this letter suggests he had asked me about looking for evidence to support his alibi. I do not have a scanned copy of any letter or notes on any phone call. I do not recall the letter or any conversation, but is apparent that he asked me to find evidence to show he could not have committed the crime. I never met Mr. Williams in person. I generally did not discuss the client's version of what happened or initiate conversations about actual innocence with appellate clients.

FURTHER THE AFFIANT SAYETH NOT.

This the 19th day of August 2020.

Duncan B. McCormick
PO Box 2494
Lillington, NC 27546
910-814-6555 (work)

STATE OF NORTH CAROLINA
COUNTY OF HARNETT

Sworn to and subscribed before me,

this 19th day of August, 2020.

(Seal)
Notary Public

My Commission Expires: 3-8-2025

JUDY A. WHEELER
NOTARY PUBLIC
HARNETT COUNTY, NC

Handout 12

STATE OF NORTH CAROLINA
COUNTY OF NORTHAMPTON

GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
FILE NOS. :
08 CRS 51057 - 51058
08 CRS 51067 - 51066
09 CRS 83, 09 CRS 85

STATE OF NORTH CAROLINA,

vs.

COATNEY WILLIAMS,

Defendant.

T R A N S C R I P T

Telephonic Interview

Jim Antinore

This is the transcript of the recorded telephone interview taken of Jim Antinore which was conducted by Julie Bridenstine, Staff Attorney, with the North Carolina Innocence Inquiry Commission. The interview took place on July 23, 2020.

APPEARANCES:

Julie Bridenstine, Staff Attorney
North Carolina Innocence Inquiry Commission
P.O. Box 2448
Raleigh, NC 27602

Also Present: Jim Antinore, via telephone

1 P R O C E E D I N G S
2 MR. ANTINORE: Hello. This is Jim Antinore.
3 MS. BRIDENSTINE: Hi, Mr. Antinore. This is Julie
4 Bridenstine. How are you doing?
5 MR. ANTINORE: Hey. Very good. Thank you.
6 MS. BRIDENSTINE: Good. Thank you for taking some
7 time to talk to me about this case.
8 And I know we've talked about this before, but I
9 just wanted to remind you that our agency is neutral. We
10 don't represent Mr. Williams. And we -- if this case
11 proceeds to a hearing -- which we're in the last stage,
12 which is formal inquiry. And likely that's what we're
13 looking at -- we present everything that we learn to our
14 commissioners.
15 I had some questions for you about the case. And
16 it's our practice to go back and talk to all the attorneys
17 who worked on the case and just ask some follow-up questions
18 and basically just to try to see what you remember about the
19 case.
20 MR. ANTINORE: Sure.
21 MS. BRIDENSTINE: We've had a chance to review
22 your file and Mr. Wiggs, your PI's file, so I have some
23 questions about that. But I thought I'd start off in
24 general and ask how did you come to be appointed in this
25 case?

1 MR. ANTINORE: I got a call from, I believe,
2 Prisoner Legal Services. And what I think is they -- one of
3 his -- one of his codefendants, somebody there already
4 represented him. And so I got it through IDS, I guess.
5 But -- and I can't think of the woman's name. She -- but
6 she -- she called me and said would I do an MAR.
7 And -- and I could -- if I go back, I'd probably
8 still have the emails and -- like I got a package. And my
9 under -- the way I remember it was -- and it might have been
10 Mr. Moses, but there was somebody that had already -- that
11 they had already opened a file for.
12 MS. BRIDENSTINE: Uh-huh.
13 MR. ANTINORE: And so that's the way I remember
14 it. And I hadn't done one before and I just -- they just
15 said, you know, Do you want to take Mr. Williams' case? And
16 then I mean -- and so that's how I did it. You know, that's
17 the way I remember it. And then I filed the MAR.
18 MS. BRIDENSTINE: Oh, all right. So PLS had a
19 conflict because they represented one of the codefendants?
20 MR. ANTINORE: I believe so.
21 MS. BRIDENSTINE: Okay. Do you remember which
22 codefendant?
23 MR. ANTINORE: I thought -- I think it's
24 Mr. Moses.
25 MS. BRIDENSTINE: Mr. Moses. All right.

1 What do you remember about this case in general?
2 MR. ANTINORE: Well, Coatney always, you know,
3 professed his innocence. When I -- the first thing they did
4 was send me the transcript. And I saw on the transcript
5 that the defense had a timestamped photograph of Coatney in
6 Philadelphia on the night of the offense. That's the first
7 thing that I remember reading, you know, that hit me.
8 It was like -- and the judge refused to let it in.
9 More or less the way I took it from reading the transcript,
10 she was saying that it was a discovery sanction, to not
11 allow the timestamp in. And she only allowed the picture of
12 Coatney throwing gang signs, but not -- the jury was never
13 allowed to hear of or see the timestamp. Which to me, that
14 was the most important part of the whole picture would be
15 the timestamp.
16 I mean they hadn't necessarily laid down a great
17 foundation for showing that was Philadelphia and not the
18 victim's basement, but -- you know what I'm saying? In
19 general, it was -- not even -- the timestamp wasn't allowed
20 and that was -- you know, that's what I remember most just
21 that -- the other thing, I -- you know, as far as -- that
22 surprised me about reading the transcript is when she threw
23 him off the stand and told the jury not to -- not to
24 consider his testimony.
25 But, you know, that -- but as far as, you know,

1 his innocence, what I remember most is having this picture
2 of him in a different state on the night of the offense.
3 Now, part of what my hopes was -- I hired an
4 expert named Derek Ellington. I was hoping to get him to
5 download the contents of the phone and then to -- what he
6 told me, he could tell if they tried to take a picture from
7 out of sequence and stick it in that old phone. And that --
8 and that he -- he said between the tower usage and the order
9 of the pictures, the way they were saved -- and the phone
10 was older. I mean, in terms of -- I don't know that he
11 would have gone as far as to say nobody could ever tamper
12 with the phone and take pictures and take them out of order
13 and stick them in. But he said that he thought he'd be able
14 to tell and that they would be, you know -- I mean these
15 guys weren't phone engineers or anything, you know. So I
16 think it would have been very good evidence.
17 Because what happened, the way I remember it, his
18 brother -- I think his last name is Branch -- he took
19 pictures going up to Philadelphia.
20 MS. BRIDENSTINE: Uh-huh.
21 MR. ANTINORE: And I'm not positive about the --
22 about the bridge tunnel in Virginia, but I almost think that
23 that came up. But anyhow, I know that there -- he claimed
24 he took pictures and he took pictures at Coatney's aunt's
25 house. And they made phone calls to their girlfriends. And

1 so that's the part that, you know, I feel like if an
2 injustice has been done, that should have been fleshed out
3 because I get my cases that I get now are filled with
4 client's cell phone records, statements, pictures.
5 MS. BRIDENSTINE: Yeah.
6 MR. ANTINORE: You know, so -- I mean and it would
7 be more -- you know, it would be more telling than the
8 testimony, if you ask me, you know, in terms of -- it
9 would -- you know, and it would -- it's a third-party's
10 record really if it wasn't -- if it wasn't messed with. The
11 cell company's phone records would show where the phone was.
12 And I don't think the State ever said there wasn't
13 a trip to Philadelphia. It's just they didn't believe
14 Coatney.
15 And the other thing I -- that was -- you know, of
16 the two codefendants that spoke to me --
17 MS. BRIDENSTINE: Uh-huh.
18 MR. ANTINORE: You know, I was a public defender
19 for eight years and now I do mostly homicide cases. And
20 it's like they struck me as truthful I mean --
21 MS. BRIDENSTINE: As what?
22 MR. ANTINORE: -- in terms of -- truthful.
23 MS. BRIDENSTINE: Oh, truthful.
24 MR. ANTINORE: You know. I mean, I know just
25 people changing their testimony doesn't get everyone a new

1 trial. Maybe it's -- but -- and so I -- you know, in -- in
2 terms of for them both -- Mr. Moses refused to speak to me.
3 But the other two it wasn't a matter of me pulling anything
4 out of them or, you know. Se, you know, the only -- the
5 only person that has -- says Coatney had anything to do with
6 this crime was, you know -- was the two codefendants. Only
7 one was called to testify. And of course he says that --
8 gave me affidavit saying it wasn't true. But -- and so
9 that's...
10 And then kind of a lesser thing, but it always
11 stuck with me is -- and it's not a case breaker, but
12 Coatney's mom went to Virginia --
13 MS. BRIDENSTINE: Uh-huh.
14 MR. ANTINORE: -- in an effort to get video of --
15 I think there's like an outlet mall or something. I can't
16 remember what it's called. But, you know, it always kind of
17 struck me that she went there trying to get the video.
18 Because I have clients who put it on me, tell me to do
19 stuff. And if it's not true, they're not -- but for her to
20 go, it just always kind of struck me as being a truth to me
21 because -- you know, of course I didn't go with her. Maybe
22 she made it up, but I always thought why would she go to
23 Virginia and try to get a video of them at one of the outlet
24 stores. And I want to say that might have even been in the
25 transcript.

1 MS. BRIDENSTINE: Okay.
2 MR. ANTINORE: And I just always -- it just always
3 struck me that if I knew that Coatney didn't go with me, I
4 can put it on the lawyers, tell the PIs why. But I'm
5 probably not going to go to Virginia and ask for
6 surveillance video from the stores. So, I mean he --
7 MS. BRIDENSTINE: Is that -- is that something she
8 also told you or is that just something you remember from
9 the transcript?
10 MR. ANTINORE: I can't tell you honestly. I
11 remember it. I want to say it was in the transcript just
12 because I'm not sure if I've ever even talked to her.
13 MS. BRIDENSTINE: Okay.
14 MR. ANTINORE: But other than checking on it --
15 you know, or maybe she told -- you know, it's long ago. I'm
16 sure -- I guess I wouldn't have talked to her, you know,
17 during that because -- but I just don't remember for sure.
18 I remember that communication somehow getting in my ears,
19 but I don't remember who told me.
20 MS. BRIDENSTINE: It looked like based on the
21 review of Mr. Wiggs' file he went out and interviewed some
22 people. Do remember specifically which interviews you went
23 on with him or who you talked to in this case?
24 MR. ANTINORE: I -- I think the two codefendants I
25 remember for sure that we went together. Other than that,

1 I'm not -- I don't remember being with him. It's not to say
2 I wasn't with him, but I don't remember any other than
3 the -- and -- and probably Moses, too, but we didn't get the
4 interview.
5 MS. BRIDENSTINE: And what Mr. Wiggs' file
6 actually says about Moses -- and give me a second. I'll
7 quote it for you. He just has one sentence that says, "On
8 November 6, 2012, Attorney Antinore and I went to the
9 Foothills Correctional Institute to interview Karon Moses.
10 He refused to talk to us."
11 Did you actually see him or did you get
12 information that he was refusing to come out and visit with
13 you guys?
14 MR. ANTINORE: He -- I actually -- he came into
15 the room with us and said he had nothing to say to us. You
16 know, not -- don't quote me word for word, but he did -- it
17 wasn't just the -- with some of my current clients, I find
18 out they won't come out, but -- no, but he actually did come
19 in the room with -- with Jerry and I.
20 MS. BRIDENSTINE: Do you know why he refused to
21 talk to you?
22 MR. ANTINORE: As far as knowing a way about
23 something I can testify about, no. But what I believe is
24 two things. He -- you know, the -- one -- during this
25 investigation -- you know, he ended up getting whatever, 50,

1 60 years -- Coatney made a statement at one time. And I
2 think Moses was mad at him. Because, you know, I mean, I
3 don't remember exactly how the investigation unfolded. But
4 I do remember that there was some statement of Coatney's
5 that got... So, I mean, I don't know if it's like, well,
6 you know, he got -- he helped get me arrested, so I'm not
7 helping.
8 He never said I'm not going to testify because
9 it's not true or -- he just -- we didn't get that far. He
10 just wouldn't talk to me. But I -- I speculated that he
11 was -- and it could just be, you know, kind of a hard core
12 don't talk to lawyers, don't talk to cops type of thing,
13 too.
14 MS. BRIDENSTINE: Okay.
15 MR. ANTINORE: But I've wondered if he was upset
16 with Coatney. Because I thought in the early part of the
17 investigation he may have said something that -- that
18 identified the codefendants or something. But there again,
19 it's been so long I can't say for sure, but...
20 MS. BRIDENSTINE: And so you -- according to
21 Mr. Wiggs' notes, you went and spoke to Jamal Thomas. He
22 has handwritten notes of an interview with the other
23 codefendant, Antonio Freeman. But it sounds like from your
24 recollection you remember going with him to the interview
25 for Antonio Freeman as well.

1 MR. ANTINORE: Yes.
2 MS. BRIDENSTINE: Okay.
3 MR. ANTINORE: Both of those affidavits, I was
4 present, you know, for the -- to talk to them and helped
5 draft the -- you know, we didn't -- not saying they were
6 drafted on the spot, but what I'm saying is I -- I spoke to
7 Freeman and Thomas. And I thought Thomas first but, you
8 know, that was probably just the scheduling thing. I want
9 to say he was near New Bern or he was -- but -- and I don't
10 really remember interviewing any other witnesses. I know I
11 didn't talk to the victims.
12 But they never identified anybody, at least never
13 identified Coatney as being involved. So I don't know that
14 I would have talked to them to see if they still didn't
15 think Coatney was involved. But not that they didn't think
16 it, but no, in fact, I recognized him. He was there, other
17 than Freeman.
18 MS. BRIDENSTINE: Did you speak to any of the
19 codefendants more than once?
20 MR. ANTINORE: I want -- you know, I don't
21 necessarily remember that. But I would -- if I had to
22 guess, not even guess, but like, I wouldn't have gone there
23 with an affidavit. Okay. So I -- I want to say we had to
24 meet with them twice. I mean -- and, you know, in -- in
25 terms of I didn't to go there and say will you signed this.

1 I know that. So I -- I may have done a repeat visit for
2 each of them because I didn't have like a way to print in
3 the car or anything at that time that I remember. So
4 without an exact memory of it, what I would guess is we
5 went, then I did an affidavit, and then we went back.
6 I don't know if Mr. Wiggs went the second time or
7 not or if he would have any notes about it. But I don't
8 remember mailing them anything and asking them to get it
9 notarized, but it's -- it's possible. But the most likely
10 thing, I would think, is a second trip with the affidavit
11 completed from -- and then we would have had to get a notary
12 at the prison, which I mean there was somebody there. It
13 wasn't like we had to bring someone in, but...
14 MS. BRIDENSTINE: And this might actually clear
15 this up a little bit. It looks like you were doing a
16 concurrent investigation of the innocence claim at the same
17 time the North Carolina Center on Actual Innocence was
18 looking at the case. And it looks like you actually got the
19 file from the Center at some point because your file that
20 you provided to us has a lot of the Center's documents.
21 And what I see is that -- and this -- I don't know
22 if this is how it happened or not, so let me know if this
23 sounds familiar or rings any bells for you. But it looks
24 like that Antonio Freeman and Jamal Thomas both wrote back
25 to the Center and said that Coatney was innocent and

1 answered some of their questions.
2 And so my thought was maybe you had seen that
3 before you went to meet with them. Does that ring a bell?
4 Is that -- is that how that happened?
5 MR. ANTINORE: No. No. And -- and the one thing
6 about that, I -- I remember that I did go to the Center, now
7 that you mention it. And I -- I don't remember if I met
8 with Ms. Mumma. That was who was there?
9 MS. BRIDENSTINE: Yeah.
10 MR. ANTINORE: I do remember going to the Center
11 once.
12 But what happened was, they got word that somebody
13 had been talking to one -- you know -- because I remember
14 they -- I didn't know about them. All I knew was I was
15 asked to take that case. And believe me, I would have much
16 rather have them do it, you know, in terms of they've got a
17 lot more experience in it than I do. And I remember going
18 there after we found out. And they said, Well if you're
19 going to do it, we'll -- and then there was an investigator.
20 And I just -- now that I mentioned that, I
21 remember something about her getting -- not nervous. I
22 don't mean it that way, but, oh, what's going on here, you
23 know.
24 And -- and I don't remember how I found out that
25 they had an open investigation, but -- or maybe I -- maybe

1 they had a card from me. I don't remember how. But I do --
2 and I had forgotten about that until just now. But I do
3 remember going there one day, and on the way hoping they
4 would take it over. But I ended up keeping it, I think.
5 And I did meet with somebody and they probably
6 had -- you know, whatever they had, they turned over on that
7 visit, I believe.
8 But at one point, it was two of us independently
9 working on it not aware that -- I only knew from the
10 appointment people and I started doing the case. And I
11 guess he had maybe opened the file with them also. And so
12 there was -- now that you mention it, I do remember finding
13 out about them and making the trip. So they probably gave
14 me their file or -- on -- on CDs or whatever.
15 MS. BRIDENSTINE: Okay.
16 MR. ANTINORE: But they...
17 MS. BRIDENSTINE: The interview that you went to
18 with Mr. Wiggs for Jamal Thomas, that was dated October 23,
19 2012. The affidavit that was attached to your MAR is dated
20 March 27, 2014. And that happened at Vanceboro. So it
21 sounds like you probably went to see Mr. Thomas twice; is
22 that fair?
23 MR. ANTINORE: That's how -- I wouldn't -- I
24 wouldn't -- like I don't -- that's the way I -- like I
25 cannot -- I want to -- like I'll be clear. When I

1 absolutely remember something, I remember it.
2 MS. BRIDENSTINE: Uh-huh.
3 MR. ANTINORE: I can't put my hand in fire, but
4 that's the only way I can remember it happening. You know,
5 like I would have -- I didn't go there with a prepared
6 affidavit to get his signature because I didn't know what he
7 was going to say.
8 And then that long thing you probably -- just not
9 working -- you know, I had that knowledge and worked on the
10 MAR. But I'm surprised it took me that long to get the
11 affidavit. But the -- you know, the dates were saying when
12 I did it, so -- so that would be one trip. And then a
13 follow-up trip is what -- you know, if someone said, without
14 me remembering an exact day of going there, that's the way I
15 would have expected it to go just because we wouldn't know
16 what to put in there the first time we met with them. They
17 could have said, oh, yeah, use some of it. But --
18 MS. BRIDENSTINE: Okay.
19 MR. ANTINORE: -- you know, they told me they're
20 saying that. And then I did the affidavit. And then we got
21 back out there to get him to sign it.
22 MS. BRIDENSTINE: From Mr. Wiggs' notes regarding
23 your interview with Jamal Thomas, there's one part in the
24 beginning -- and I'm just going to quote it for you. It
25 says: "When we walked over to him and Attorney Antinore

1 told him who we were and what we were doing, he said he had
2 been waiting for us."
3 Do you know what that's referencing, the phrase
4 that Jamal Thomas had been waiting for you guys?
5 MR. ANTINORE: My guess, I mean, he was -- my
6 feeling it was because he thought somebody would be coming
7 about Coatney, you know, because Coatney wasn't involved.
8 That's the way I took it.
9 You know, he's -- he was like -- I mean they're
10 friends. So, I mean, I could see a prosecutor saying, oh,
11 he's covering for his friend and blah, blah. But, I mean,
12 he wasn't maybe, iffy, are you sure. Neither of them were.
13 But I'm just saying, I mean, like as far as what you guys
14 do, has -- do you guys send someone to go interview him or
15 do you just go with what's been done already?
16 MS. BRIDENSTINE: I'm sorry?
17 MR. ANTINORE: Like would someone from your
18 organization go talk to him --
19 MS. BRIDENSTINE: Well, right now --
20 MR. ANTINORE: -- or you don't really do that?
21 MS. BRIDENSTINE: -- our investigation is
22 confidential by statute, so I can't share exactly --
23 MR. ANTINORE: Gotcha.
24 MS. BRIDENSTINE: -- what we're doing. But I'll
25 let you know that --

1 MR. ANTINORE: All right.
2 MS. BRIDENSTINE: -- in all cases we -- we are as
3 thorough as we possibly can be.
4 MR. ANTINORE: Gotcha. Gotcha.
5 MS. BRIDENSTINE: And again, it kind of goes back
6 to this. I was just wondering if maybe you were aware of
7 some of the stuff that the Center had found out through
8 their correspondence with these two codefendants. But it --
9 it sounds like from what you're saying you weren't aware
10 that they were going --
11 MR. ANTINORE: No. No, I mean in terms --
12 absolutely not. And they were running -- like I don't
13 know -- I want to say she had been out to see them. I want
14 to say it was a female investigator. I don't remember her
15 name. But -- and maybe they had told her someone came. I
16 don't know. But I do -- and it's not like, there was no
17 hostility or anything. But I do remember her -- it was
18 either in their notes that I read. I don't know that she
19 told me, but I mean -- and I could even be wrong about being
20 a female, but that's the way I remember it.
21 And there was some -- we were both working on the
22 same case and didn't even know about the other one until
23 some point. And -- and I don't know if they have anything
24 in their things about turning the case over. Because it's
25 not like I was asking them to. Because I mean they do it

1 more than I do. So I would have preferred if they had --
2 like if I knew they were doing it, unless they were just
3 overwhelmed and it wouldn't have gotten done, I would have
4 rather that they did the whole thing other than me trying to
5 figure it out as I go along.
6 But I just treated it like a new case more or less
7 and read the transcript and tried to think of what -- you
8 know, to talk with Coatney and then talk to his
9 codefendants.
10 MS. BRIDENSTINE: Earlier you said something about
11 how you felt like, you know, they were truthful when they
12 spoke to you, the two codefendants, Antonio Freeman and
13 Jamal Thomas. And I think you had said something about
14 how -- I can't remember the exact phrase that you said. But
15 I guess going back to that, what made you feel like they
16 were being truthful to you in their statements that Coatney
17 Williams wasn't involved in this crime?
18 MR. ANTINORE: You know, between the two of them,
19 Jamal I remember being kind of more adamant. And -- but
20 they were both straightforward and forthcoming. I mean, it
21 wasn't like they -- you know, I mean, I know even when I get
22 a new case and I meet my client, we've gotta meet several
23 times before I get the story usually, you know.
24 MS. BRIDENSTINE: Uh-huh.
25 MR. ANTINORE: And I think Jamal felt bad that

1 Coatney had gotten all that time and -- and it wasn't -- you
2 know, stupid Coatney had a chance to get some other stuff
3 dismissed. And, you know, he just should have taken the
4 plea whether he did it or not. But he just was adamant he
5 didn't do it, and so he got 60 years.
6 But, you know, they -- I've talked to a lot of
7 defendants and, you know -- and I don't think -- you know, I
8 don't remember if I put it in the motion because I'm not --
9 I don't -- don't know that I thought I could, but I -- I
10 want to say Jamal said that he was with Coatney when the
11 family picked up Coatney. I mean, and -- and, so, you know,
12 that -- and I don't know that it was at Coatney's house. I
13 don't remember where they would have met to leave for
14 Philadelphia, but he had details.
15 MS. BRIDENSTINE: Uh-huh.
16 MR. ANTINORE: And -- and, you know, it's -- he
17 just seemed like, you know, truthful in the way he presented
18 it. I didn't have to prod him or get him.
19 And then, you know, with Antonio Freeman, I mean
20 he's kind of, you know, admitting to perjury. And, you
21 know, like I said, there's all sorts of reasons to try to
22 help a buddy out, but, you know.
23 And I might have gotten some of that gist of them
24 being mad at Coatney about his statement to the police from
25 Antonio. But I mean I hate to muddy things with things I'm

1 not sure about, but, you know I think Antonio seemed
2 remorseful about what happened, you know, what he did. And
3 I mean he was not -- the same thing. I expected when I went
4 there for him to say, you know, it's just what I said.
5 But, you know, and -- and it's kind of -- you
6 know, I don't know -- I am not sure what communications
7 occurred between the DA and Jamal.
8 MS. BRIDENSTINE: Uh-huh.
9 MR. ANTINORE: But if you've got two codefendants
10 in the building, why not have them both tell it?
11 You know, it always bothered me that they didn't
12 even call Jamal as a witness, you know. And maybe -- maybe
13 he didn't say what they wanted or maybe he wasn't willing to
14 say it.
15 And -- and then flipping around a little bit, but
16 I looked at the -- at the MAR this morning just to kind of
17 refresh some things about it and -- and I had made a motion
18 and I mentioned in the MAR about Mosley's (sic) original
19 statement and I want to say it did not have Coatney present.
20 And even though he wouldn't talk to us -- and it doesn't
21 matter, people lie to the police all the time. But I always
22 thought -- you know, when that -- when I read that today, I
23 go, oh, yeah, you know, and it's like, you know.
24 MS. BRIDENSTINE: Okay.
25 MR. ANTINORE: You know, that does -- the thing --

1 the -- the revised -- well, what Jamal Thomas told me and
2 what Antonio Freeman changed to when he recanted, they both
3 match what Mosley's first (sic) statement was, the way I
4 remember it.
5 MS. BRIDENSTINE: Okay.
6 MR. ANTINORE: But anyhow, it's -- you know, for
7 me personally, if the phone hasn't been destroyed by the
8 State, all we really need to complete the investigation.
9 And if that phone -- the pictures aren't in there or it's
10 full of beans, then whether he did or not, he might not get
11 any relief. But that bothers me, you know, to this day
12 about that it's never been hashed out and -- and developed.
13 I mean -- you know, I mean the phone records
14 probably are -- I mean, I gave a package of materials to the
15 DA. And I want to say the summer of '15. I don't really --
16 I'd have to look. I don't know the dates exactly.
17 But like when I filed that, I kept calling there
18 to find out when we would have the hearing. And I called --
19 and I want to say I called before the holidays, so -- but
20 that was like '14. And it wasn't scheduled, it wasn't
21 scheduled. And then I got a letter from Coatney that our
22 MAR had been denied. And I never even got notice of it
23 being on the calendar or anything.
24 MS. BRIDENSTINE: Uh-huh.
25 MR. ANTINORE: And I always felt that was kind of

1 dirty pool.
2 And, you know, I'm not -- I've known Judge Grant a
3 long time. I'm not trying to badmouth him, but I just feel
4 like it wasn't given a complete fair reading. If it had,
5 then they might have sent me a copy of the denial. And why
6 send it straight to the client in prison if he knew that an
7 attorney filed it?
8 And they know me. I mean I'm not saying that
9 county knows me that well, but Judge Grant could pick me out
10 of a lineup. He knows who I am. So just maybe the clerk
11 made a mistake. But it just bothered me that the attorney
12 of record never got even noticed that it was on the
13 calendar. And it probably never was on the calendar. It
14 was denied without a hearing. And that always was -- stung
15 with me because I just felt that I had enough to have a
16 hearing.
17 If you don't believe the affidavit, fine. If you
18 don't think the phone pictures mean anything, fine. But I
19 think I raised enough of an issue to have a hearing.
20 But -- so anyway, I'm going back to say, after it
21 got summarily denied without a hearing, I got the judge and
22 the DA to meet with me. And I want to say it was sometime
23 the next summer. I know they were just in the new building
24 in their courthouse. And I tried to -- we had a
25 conversation and she took my material. Said she would have

1 it checked out. But nothing ever came of it. And -- and I
2 wasn't given --
3 MS. BRIDENSTINE: What materials did she take?
4 MR. ANTINORE: -- access -- we had the phone
5 records. And if I don't have them now, Jerry's got them.
6 But we had phone records that showed how -- you know --
7 MS. BRIDENSTINE: Uh-huh.
8 MR. ANTINORE: -- that showed originations of
9 phone usage. Not the picture. We couldn't get that part
10 nailed down, but just -- you know, whether the phone went
11 to -- you know, and the State never really said the phone
12 didn't go. But the thing is, if the phone went to
13 Philadelphia, and then if the pictures on the phone, that
14 would have, to me, have been a -- you know, gone a long way
15 to prove his alibi if you have a phone picture that was
16 taken in Philadelphia on the day of the crime.
17 MS. BRIDENSTINE: So you gave her -- and I -- I've
18 seen the phone records that you're referencing. So you gave
19 her the phone records. Did you give her anything else?
20 MR. ANTINORE: I -- I don't -- I don't remember
21 exactly. We didn't have the -- the -- when we went to
22 the -- oh, one thing, it was dismissed out of the gate. But
23 -- and that could be my fault, but I thought I was going to
24 have a hearing and get access to the phone.
25 But at one point before I knew that they had

1 control of it, I think -- and the way I remember it is Jerry
2 and I went to the clerk in -- is it Northampton County? I
3 think that's where it is.
4 MS. BRIDENSTINE: Yeah, that's it.
5 MR. ANTINORE: But anyhow -- and they did not --
6 they said I needed the DA's permission to get access to the
7 phone, which I kind of get. People can't just show up and,
8 you know, get evidence and everything. But that permission
9 was not -- was not provided.
10 And even after, when I got Judge Grant and the DA
11 to be meet with me, you know -- you know, it could have
12 been, and it was not, allowed. Well, why don't you just
13 download -- let him download the phone and let him run his
14 little silly game and get him out of here. But they --
15 MS. BRIDENSTINE: Was that --
16 MR. ANTINORE: -- didn't let me do that.
17 MS. BRIDENSTINE: Was that what the judge was
18 saying?
19 MR. ANTINORE: Honestly, the judge at one point
20 said to Valerie, she said, Valerie, if the defendant wasn't
21 even in North Carolina on the date of the offense, don't you
22 think that's something we should look into?
23 And, you know, I don't know if it would get me in
24 trouble, but I would have to swear under oath that she said,
25 Judge, I have victims to worry about.

1 And that was a chilling day in my legal career.
2 But that conversation actually occurred. And, you know,
3 it's -- anyhow.
4 Because I mean to me, people get convicted of
5 stuff they didn't do or should have done or did do. But
6 here, it's not a mystery. That phone will either have a his
7 damn picture in there or it won't. And I feel, you know,
8 bad that we never got that far 'cause --
9 MS. BRIDENSTINE: Do you --
10 MR. ANTINORE: -- it might not -- he might have
11 been there, he might not of. But that picture would have
12 gone a long way in establishing his whereabouts. And for it
13 to be on that date supposedly.
14 But anyhow, that's -- and I -- I -- that's why,
15 even though my work was done with the denial, I did try to
16 get them to let me download the phone and she said she had
17 the SBI look at what I did give her, but then nothing ever
18 came up after that.
19 MS. BRIDENSTINE: Did you ever follow up with her
20 after you gave her the phone records?
21 MR. ANTINORE: I -- I would have to pull them. I
22 believe I sent some emails, but I never met with her again
23 and I never spoke with her again. I don't think.
24 MS. BRIDENSTINE: Do you know if Ms. Asbell had
25 any investigation done into the phone records or anything

1 like that?
2 MR. ANTINORE: No. I don't know. I would have
3 thought if it did, they would have said, look, Jim, they
4 looked at this and you're full of crap. And so if it was
5 done, it would surprise me if she wouldn't have taken the
6 pro State conclusions and send them to me. Or she got busy
7 and never did it or I don't know.
8 MS. BRIDENSTINE: And I -- I know she didn't
9 sign -- or excuse me. I know she didn't file anything after
10 you filed your MAR, but did she ever talk to you about her
11 position on the MAR before you had that meeting with the
12 judge after it was denied?
13 MR. ANTINORE: No. No.
14 MS. BRIDENSTINE: Was that the only time you met
15 with the district attorney in this case?
16 MR. ANTINORE: Yes. And I mean in this -- in this
17 case, yes. I've had other cases, but the only -- you know,
18 I -- I've -- that day I went up there in the summer after it
19 was denied. And it was probably months after. You know, it
20 wasn't like the next day or anything. And I remember it
21 being summertime. And I remember that whenever they got the
22 new courthouse it was a brand spanking new when we went
23 there is the way I remember it. I don't know if that's true
24 or not, but that's what I remember.
25 MS. BRIDENSTINE: So this was a meeting you had

1 in person with the judge and the district attorney to try to
2 get the judge --
3 MR. ANTINORE: And Mr. Wiggs was there.
4 MS. BRIDENSTINE: Oh, with Mr. Wiggs -- to try to
5 get the judge to reconsider his -- her denial?
6 MR. ANTINORE: Yeah, his denial. Judge Grant.
7 MS. BRIDENSTINE: Okay. And what -- I know you
8 said a little bit about the judge asking the DA, well, if we
9 have information that we -- might suggest --
10 MR. ANTINORE: He wasn't in the state on the date
11 of the offense.
12 MS. BRIDENSTINE: Did the judge --
13 MR. ANTINORE: He did --
14 MS. BRIDENSTINE: -- say anything else?
15 MR. ANTINORE: -- ask her that.
16 Uh-uh. I mean, it was -- I don't know. I kinda
17 felt like I had to tell her. I don't know. I mean he's
18 always -- he's come to Greenville a lot. I started
19 practicing back here in '93. And then he might not have
20 been a judge then, but shortly after. He came -- you know,
21 he knows me from being at the public defender's office. He
22 probably wouldn't have taken the meeting -- I'm not saying
23 he wouldn't have, but, you know, that was probably done as a
24 courtesy to me, but nothing came of it.
25 I didn't ask him, you know, anything like did you

1 read my brief or anything like that. But I would have
2 thought I would have got notice of the outcome myself since
3 I was the attorney of record and signed the brief. But I
4 found out from Coatney what the result was.
5 MS. BRIDENSTINE: Okay. Going back to your
6 interviews with the codefendants. Mr. Wiggs has some
7 handwritten notes and -- there isn't a report by him, but we
8 do have his notes. And it says -- and I'm going to quote
9 this -- there's one part where it just says, quote: "Asked
10 if this would affect his sentence reduction."
11 Do you know what that is referring -- that's in
12 reference to?
13 MR. ANTINORE: I don't know for sure. I noticed
14 when I was reading the -- looking at my brief again today,
15 he got some kind of half-assed relief -- relief from the
16 Court of Appeals. The issues I'm concerned with were never
17 raised. But I want to say that he was going to get -- it
18 was either something vacated or he thought that -- you know,
19 that's one possibility referred to, but I don't remember --
20 the other case there would probably show if he had to be
21 resentenced in something. The bulk of his sentence wasn't
22 affected.
23 But when I -- when I looked at the brief today, it
24 said that -- affirmed in part, reversed in part, and
25 remanded. So I seem to remember that maybe she gave him two

1 sentences and something that had to be abated or something.
2 I -- I -- it wasn't -- it didn't amount to any substantial
3 relief off of the -- bulk of his sentence.
4 It could have been that. One other possibility,
5 and I don't have memory of this, but it's possible that --
6 the public defender, down and dirty, and he might have tried
7 to say, Coatney, if we could get them to give you something.
8 You know, I mean you guys are going to be either all guilty
9 or -- you know, either innocent or not.
10 But, you know, like I -- I may have tried to --
11 may have talked to him about something like that, if we
12 could get the judge to get them to agree to do something
13 even if it wasn't a complete help, and then try to get that
14 50 years off of him.
15 But I think sentence reduction had to do with
16 sentencing, being resentenced and him thinking it was going
17 to help. But, you know, just in terms of the Court of
18 Appeals did give him some kind of relief. And it might --
19 if it was before he got resentenced, which like I say, it
20 didn't amount to a whole lot, but I -- I remember reading
21 that today. And I quite honestly -- whatever it was, I
22 don't remember, but -- or, you know, like if I -- you know,
23 in terms of -- of unjust justice, if I could have gotten the
24 judge to say, well, he's done this long, let's give him
25 relief in that one even though it probably wouldn't have

1 been completely fair to him. If I could have done something
2 like that, I would have tried to just because doing 10 years
3 you don't deserve is better than doing 50 years you don't
4 deserve. But I don't remember that specifically, but --
5 MS. BRIDENSTINE: Okay. I just to want clear
6 up --
7 MR. ANTINORE: -- if there was --
8 MS. BRIDENSTINE: -- just to make sure I'm clear,
9 you're saying it might have been something about Coatney's
10 sentence not Freeman's sentence. So like when you're saying
11 doing time --
12 MR. ANTINORE: Oh, I thought you told me Coatney
13 said that, but that was a --
14 MS. BRIDENSTINE: No, no, no.
15 MR. ANTINORE: -- discussion you had with Coatney.
16 MS. BRIDENSTINE: Antonio Freeman during that
17 interview something about -- asked if this would affect his
18 sentence reduction.
19 MR. ANTINORE: That I -- without a clear memory of
20 that, I would probably think he was probably asking in terms
21 of whatever relief the State gave him for testifying.
22 That's what I would have thought that would have referred
23 to. You know is telling the truth going to cost him, going
24 to get in trouble with the State. I don't remember that
25 conversation.

1 But I was going to say, with Coatney, I would have
2 had conversations of anything I can do for him, I would have
3 done. So, you know, any relief would have been -- I mean he
4 had probably, you know, a number of years before we even got
5 to the point of me trying to meet with the judge. So that's
6 why I don't remember those conversations per se, but if
7 there was something about that...
8 With Freeman, if he said that, I'm guessing that
9 probably had to do with whether he would get -- whether it
10 could cost him time to do this or whether the DA could do
11 something to -- for the reduction he got from the State.
12 That's what I would think it had to do with.
13 But he did it anyhow. I don't remember, you know,
14 giving him any legal advice. And I may have told him that I
15 can't. But -- or I may have told him it's up to the State.
16 I don't remember. But he -- if he asked that question, then
17 I would say it had to do with what they could do to him
18 for -- for this, for, you know, recanting.
19 MS. BRIDENSTINE: For recanting. Okay.
20 Were you aware of any of these codefendants,
21 including Coatney Williams, so any of the four, talking to
22 each other after they went to prison in this case?
23 MR. ANTINORE: I am not. I know before they went
24 to prison they were -- you know, in terms of -- they were
25 all at the courthouse, I want to say, during Coatney's

1 trial. I seem to remember that. But as far as -- I don't
2 remember Coatney saying, hey, Mr. Antinore is coming to talk
3 to you. But I mean, I don't remember that happening. But
4 at the same time, I -- you know, they were -- I do seem to
5 remember them saying that -- about Jamal telling me that he
6 was there at the jail, you know, courthouse jail or
7 whatever. I don't know if he was there in case he testified
8 or what. But I want to say they were -- had access to each
9 other up and to and maybe through Coatney's trial. But I
10 don't -- I'm not familiar with them saying, oh, I told --
11 you know, told Coatney to hang in there or anything. But
12 they were friends. I wouldn't -- you know, I wouldn't be
13 shocked if they had any communications, but I don't remember
14 anything like that.
15 MS. BRIDENSTINE: Did you ever do any
16 investigation or have Mr. Wiggs try to track down anything
17 other than the phone records, things like any surveillance
18 or just anything like that? I know there was some
19 discussion about maybe there was some surveillance from --
20 MR. ANTINORE: Yeah. At the --
21 MS. BRIDENSTINE: The mall or --
22 MR. ANTINORE: Isn't that -- is that thing called
23 something Mills or is that --
24 MS. BRIDENSTINE: Yeah.
25 MR. ANTINORE: -- an outlet place there?

1 MS. BRIDENSTINE: Yeah. I think it was --
2 MR. ANTINORE: That's what I --
3 MS. BRIDENSTINE: -- Forman Mills, I think.
4 MR. ANTINORE: Okay. No. I think that, you know,
5 I wouldn't -- probably with that being however many years
6 later that I just -- I never tried to go there and get --
7 and I don't know if Mr. -- you know, I wouldn't -- not --
8 you know, it would have been some time passed. So I don't
9 remember investigating anything about where surveillance or
10 -- on the bridge tunnel or anything or trying to find, you
11 know, someone to get the video from.
12 MS. BRIDENSTINE: Did you ever talk to the
13 previous attorneys who represented him, Sam Barnes and
14 Duncan McCormick?
15 MR. ANTINORE: I talked to Mr. Barnes. And I
16 don't remember if I got a file from him or if Jerry and I
17 just went and talked to him.
18 And -- and I don't remember talking to the
19 appellate attorney. I'm not saying we didn't. I just don't
20 -- I don't -- I know that I took a trip to -- I want to say
21 I met with Mr. Barnes. I don't remember meeting with the
22 other attorney.
23 MS. BRIDENSTINE: Anything stick out at you about
24 what you remember talking about with either of them?
25 MR. ANTINORE: There was -- I think Coatney's

1 version of when the phone would have been available to
2 Mr. Barnes, and Mr. Barnes I think in quotes said he just
3 got it or something. And I seem to think that the brothers
4 had it or that they had told him about it at some point
5 earlier. That's one kind of difference. Which the reason I
6 remember that is because anything come into evidence for not
7 being disclosed soon enough. But whether that's something
8 the brother came up with later, I don't know.
9 But, no. I -- you know, I didn't -- I didn't
10 really, anything distinct about it. It's like -- go ahead.
11 MS. BRIDENSTINE: Did you ever talk to any law
12 enforcement that was involved originally in this case?
13 MR. ANTINORE: I don't remember that. I want to
14 say that one -- like that -- that one of the officers
15 involved had gotten in trouble and wasn't an officer
16 anymore. But I don't -- but, you know, in terms of I don't
17 remember interviewing any officers or asking any officers
18 about it.
19 MS. BRIDENSTINE: Which officer was that?
20 MR. ANTINORE: I'd have to -- I -- I don't
21 remember. I don't remember, but --
22 MS. BRIDENSTINE: Do you know what (inaudible)?
23 MR. ANTINORE: -- Coatney might remember because
24 he knows them.
25 No, I don't. But I remember at some point Coatney

1 saying that that guy is not even a cop anymore. One of
2 them. I don't remember which it was.
3 MS. BRIDENSTINE: All right. I just have a few
4 more things to touch base with you about.
5 Did Coatney Williams ever tell you that he knew
6 anything about this crime?
7 MR. ANTINORE: I don't -- you know, I don't
8 remember him saying he knew they were setting it up or that
9 he knew it was going to occur. I think that they had -- may
10 have talked to him about it afterwards. Like I'm not saying
11 that it was a secret to him that the crime occurred. But as
12 far as before it happened, it's not even that -- you know,
13 if they could say, well, he set it up and went to
14 Philadelphia, I don't remember anything like that.
15 Now, that whether Jamal or Antonio or Moses talked
16 to him afterwards about that they did that lick or that
17 happened, you know, I -- I can't say not. They were
18 friends. It wouldn't have shocked me if it got discussed.
19 But they were probably -- it sounds like this wasn't, you
20 know, like the only time anything like that ever happened.
21 So -- you know, because I don't -- he never told me anything
22 about I told him not to do it or I thought it was a bad idea
23 or anything like that.
24 MS. BRIDENSTINE: Did Coatney Williams ever admit
25 to you that he was involved in any of the crimes?

1 MR. ANTINORE: No. He's always, you know, been
2 adamant that he was not involved.
3 MS. BRIDENSTINE: And I know you just talked about
4 this, but I just want to clarify. So when you say you don't
5 remember if he told you anything about knowing about it
6 ahead of time or the planning of it, it's your recollection
7 that you don't remember him ever saying he knew that the
8 crime was (inaudible)?
9 MR. ANTINORE: That they were gonna do it?
10 MS. BRIDENSTINE: Yeah.
11 MR. ANTINORE: I don't remember that. And I can't
12 -- and I can't say that he didn't know it afterwards. And I
13 -- and the one thing that is -- is a different question, but
14 I thought Jamal -- I don't know if I put it in the affidavit
15 or not, but I thought Jamal gave Coatney a pair of boots or
16 something. But whether it was established where those boots
17 came from or that they were involved in the crime, I don't
18 -- I don't know that anything was said after the fact. But
19 -- but I -- I think that there was something that I remember
20 about Jamal giving him something from that robbery.
21 MS. BRIDENSTINE: Uh-huh.
22 MR. ANTINORE: And I thought it was a pair of
23 Timberland boots. But that, too, is like there's nothing in
24 the files about that. I could be wrong about that, but --
25 but I -- you know, like whether Jamal told him where he got

1 them or just gave them to him, I don't know.
2 MS. BRIDENSTINE: So you don't know --
3 MR. ANTINORE: And I -- I know --
4 MS. BRIDENSTINE: -- if you knew that that was the
5 product of a larceny, a burglary, all that?
6 MR. ANTINORE: No. I mean I would -- I would
7 think that a reasonable person might know. You know, just
8 in general. I don't know. You know, he never said I never
9 should have taken those boots or I never should have let
10 Jamal give me -- you know. So if Jamal -- like I say, I
11 found him to be very open. If he said, yeah, I told Coatney
12 these were boots I stole and I gave it to him, he'd probably
13 tell you.
14 MS. BRIDENSTINE: Okay.
15 MR. ANTINORE: But I just don't remember. And I'm
16 not exactly positive, but I thought that he gave Coatney
17 some Timberland boots.
18 MS. BRIDENSTINE: There was also a shotgun that
19 was used in this crime. Did you ever learn anything about
20 where that shotgun might have come from?
21 MR. ANTINORE: You know, in -- I don't have any
22 independent memory of that. In looking at Jerry's notes,
23 there was something saying that Jamal did some robbery and
24 got a shotgun and that's the gun they used.
25 It's -- if you guys don't have anything about

1 that, I might have notes that you did not, but I thought I
2 turned everything over.
3 MS. BRIDENSTINE: Oh, I do remember seeing that --
4 MR. ANTINORE: But I've seen --
5 MS. BRIDENSTINE: Yeah.
6 MR. ANTINORE: Okay. And today when I was looking
7 at stuff, that's the first -- like I don't have a memory of
8 him saying anything about what Jamal used or didn't use, but
9 I -- I saw that today and so -- but I -- you know, in terms
10 of the -- knowing it before he went to Philadelphia, I don't
11 remember anything about him saying (inaudible) trip or I was
12 supposed to be there or anything like that.
13 MS. BRIDENSTINE: All right. So when I look at
14 these typed notes, it looks like it comes from a meeting
15 with Coatney Williams on January 4, 2013. And looking at
16 the second page of that, it's talking about how Jamal Thomas
17 was talking about breaking into a woman named Angela
18 Williams' house stealing some guns. And then he did do that
19 and that was the shotgun used in the crime I guess came from
20 that woman's house. Is that what you're referencing?
21 MR. ANTINORE: Yes.
22 MS. BRIDENSTINE: Okay.
23 MR. ANTINORE: It would be the same notes.
24 MS. BRIDENSTINE: All right. Has Coatney Williams
25 always maintained his complete innocence to you?

1 MR. ANTINORE: Yes.
2 MS. BRIDENSTINE: Did you ever learn any
3 information about other crimes that Coatney Williams was
4 either being investigated for or was charged with at the
5 time that this case was pending?
6 MR. ANTINORE: I know Coatney was known there as a
7 troublemaker, I guess. So I don't -- I don't remember like
8 a specific case that they were trying to pin on him or
9 anything. But I knew -- I mean in terms of being in trouble
10 or being known for doing things around there, I believe he
11 was, but I don't know of the individual offenses that they
12 thought -- they tried to do or I don't -- I don't remember.
13 I don't think this is his first time in prison, but I don't
14 even remember what his record was when he got convicted.
15 But he was a -- known to the police, I would say.
16 Whether they were a gang, I don't remember, or
17 just local guys that did stuff. But that's the way I
18 remember it. I can't tell you though he did this crime or I
19 heard they wanted him for that crime.
20 MS. BRIDENSTINE: Okay. And you just brought this
21 up, but did Coatney Williams have any gang ties with these
22 codefendants, so Antonio Freeman, Jamal Thomas, and Karon
23 Moses?
24 MR. ANTINORE: I don't think so, but I don't
25 really know. I mean in terms of -- you know, it's -- and

1 when I do my other cases, what I think is a gang, they say,
2 oh, that's not a gang. But these guys ran together. I
3 would say that. But I don't know what -- if they were --
4 and if he ever told me I was a Blood or a Crip or anything,
5 I don't -- you know, I could check and see if I have any
6 notes about it. But, you know, it wasn't --
7 MS. BRIDENSTINE: You don't remember any specific
8 gangs being mentioned; is that fair?
9 MR. ANTINORE: Uh-uh, I don't.
10 MS. BRIDENSTINE: Okay.
11 MR. ANTINORE: Not sure.
12 MS. BRIDENSTINE: All right. I think that's about
13 it. Is there anything significant that you think that I
14 should know that we haven't gone over yet?
15 MR. ANTINORE: I don't think so. I just hope that
16 phone is available and that they will give it to you in the
17 way they didn't give it to me.
18 MS. BRIDENSTINE: Well, the way that our statute
19 is written, we do have access to evidence, and we're able to
20 do a very thorough investigation in our cases.
21 MR. ANTINORE: (Inaudible.)
22 MS. BRIDENSTINE: The last thing I'll say is that
23 we -- when we anticipate that a case is likely going to go
24 to a hearing, we get affidavits usually from the attorneys
25 who represented the people who are claiming innocence.

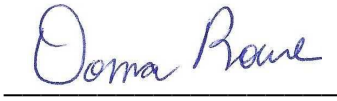
1 MR. ANTINORE: Uh-huh.
2 MS. BRIDENSTINE: If I send you a sample
3 affidavit, could you take a look at it and obviously --
4 MR. ANTINORE: Sure.
5 MS. BRIDENSTINE: -- do it how you see fit and get
6 it back to us? It's something that we would present to the
7 commissioners. And it usually just touches on things like
8 if -- if he always maintained innocence to you, that type of
9 thing.
10 MR. ANTINORE: Yes. I'd be glad to do that.
11 MS. BRIDENSTINE: All right. Well, I will get one
12 drawn up and I will send you an email. And if I ever have
13 any follow-up questions, can I give you a call?
14 MR. ANTINORE: Yes.
15 MS. BRIDENSTINE: All right. All right. Thank
16 you so much, Mr. Antinore, I appreciate it.
17 MR. ANTINORE: All right. Take care. Bye-bye.
18 MS. BRIDENSTINE: You, too. Bye.
19 (The recording ended.)
20
21
22
23
24
25

CERTIFICATE OF TRANSCRIPT

This is to certify that the foregoing 42 consecutively numbered pages are an accurate transcript of the proceedings recorded by Julie Bridenstine with the Innocence Inquiry Commission on July 23, 2020, were provided to me via email by Julie Bridenstine, were transcribed by me to the best of my ability due to the recording quality.

I further certify that I am not related to any party or attorney, nor do I have any interest whatsoever in the outcome of this action.

This the 18th day of August 2020.



DONNA ROWE
1040 Lake Shore Drive
Wendell, NC 27591
919.649.1656
ddrsteno@gmail.com

Handout 13

STATE OF NORTH CAROLINA

COUNTY OF NORTHAMPTON

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
08 CRS 1057; 08 CRS 1059; 08 CRS 1065-1066; 09 CRS 83; 09 CRS 85

STATE OF NORTH CAROLINA,

v.

COATNEY WILLIAMS

AFFIDAVIT OF ATTORNEY JAMES ANTINORE

NOW COMES James Antinore, being first been duly sworn, who deposes and says the following:

1. I am an attorney, duly licensed to practice law in North Carolina. I have been practicing law since 1992.

2. I represented Coatney Williams in the above-captioned case for a Motion for Appropriate Relief.

3. I was contacted by the North Carolina Innocence Inquiry Commission in 2017 and provided my case file at that time.

4. Mr. Williams never admitted guilt to me. He explicitly claimed that he was innocent and always maintained his innocence.

FURTHER THE AFFIANT SAYETH NOT.

This the 21 day of August, 2020.

James Antinore

James Antinore

STATE OF NORTH CAROLINA
COUNTY OF Nash

Sworn to and subscribed before me,

this 21 day of August, 2020.

DONNA V BRASWELL NOTARY PUBLIC NASH COUNTY, NC

(Seal)

Donna V. Braswell

Notary Public Donna V. Braswell

My Commission Expires: 05/16/2025

Handout 14

① Call D attorney
② Interview Williams
② After speaking with Williams, call Antinore

Reviewer: Cheryl Sullivan
Date: 11/7/2012
Re: Williams, Coatney #0796060

Interview of Karon Moses

Our office had sent Karon three letters over the past six months and he had not responded to any of them. I scheduled an interview with him at Foothills Correctional.

Karon was very polite (ma'am was after every phrase he said), but clearly wanted no part of our review. He repeatedly told me he did not want to get involved. He would not discuss the case in any level of detail.

I told him I had driven four hours to see him and asked whether he sure there was no information he could give me. He said he apologized for me driving that far to speak with him, but he still had nothing to say.

I told Karon it was my understanding that he was prepared to testify for Williams, but that never happened. He said that was correct. At one point he was willing to testify for him, but Karon changed his mind before trial. He would not tell me what made him change his mind.

I asked him whether he had any contact with his co-defendants since he took the plea. He said he has not. He said there has been no contact at all.

I asked him what he thought the other co-defendants would say if I went to see them. He said he did not know. I asked if he thought they would say Williams was innocent. He smirked and said he did not know what they would say.

I told him that the Court made it appear like Williams was in charge of their group. I asked him if that was the right impression. He smiled and said no. The question clearly amused him.

I asked him if any of the co-defendants would be scared of Williams. He smiled again and said no.

I asked him why it took three years for them to resolve the case. He said that they were not even charged for over a year. I asked him how they became suspects. He said he was told someone else (not a co-defendant) was arrested on unrelated charges and told police they had information on this case.

I explained to Karon that our office has limited resources and we have to make sure we are allocating those resources to the cases where people are actually innocent. He replied, "I can tell you this. I think you should save your money." That was the only information he would give beyond telling me he did not want to get involved.

I assured him that Williams did not know I was speaking with him and that I would not tell him. He still would not give me more information.

I asked Karon if he had any questions for me. He said he did not.

On my way out of the prison I noticed Karon had been seen by James Antinore and Jeremy Wiggs the day before. Antinore listed Pitt County as his address and Wiggs listed Rocky Mount, NC. A Google search revealed that Antinore is an attorney in Greenville, NC. It seems unlikely that the visit the day before was a coincidence, but Karon never mentioned it to me.

Antonio Freeman is the only co-defendant who testified against Williams. He has recanted in a letter to the Center. He is currently at Alexander CI. He has had 46 infractions in the two years since he was incarcerated.

Jamal Thomas did not testify at Williams' trial, but has also said Williams is innocent in a letter to the Center. He is currently at Craven CI. He has had 0 infractions in the two years since he was incarcerated.

Recommendation: I believe Williams is likely guilty, but the coincidental visit from Antinore to Karon concerns me. It may be worth interviewing Jamal Thomas at Craven CI to see if we believe he was truthful in his letter.

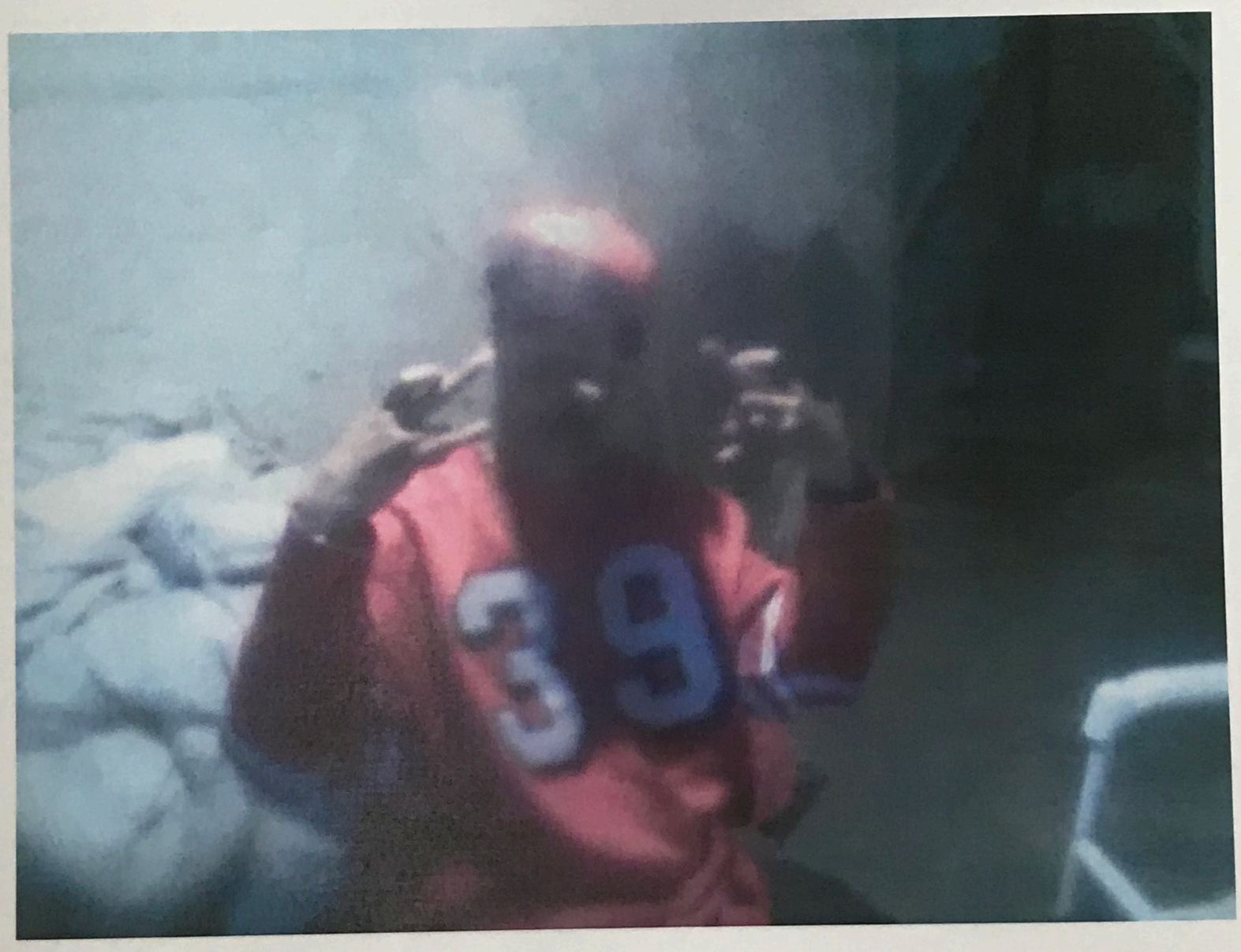
Craven is several hours from the Center. Williams is at Polk CI, only 15-20 minutes away. We may want to interview Williams first. I am curious what his response would be to questions about his alibi—an alibi that never seemed to be fully proven.

Handout 15

EXHIBIT

4

PENGAD 800-631-6989



Handout 16

EXHIBIT

5

PENGAD 800-631-6989

Handout 17

State of North Carolina
General Court of Justice
Prosecutorial District 7
BERTIE, HALIFAX, HERTFORD, NORTHAMPTON COUNTIES

VALERIE MITCHELL ASBELL – DISTRICT ATTORNEY

119 JUSTICE DRIVE
Suite 11
Winton, NC 27986
Phone: (252)-358-7150
Fax (252)-358-7151

P.O. Box 126
357 Ferrell Lane
Halifax, NC 27839
Phone: (252) 593-3010
Fax: (252) 593-3011

20 August 2020

Dear Mrs. Smith,

I am writing to address the ongoing North Carolina Innocence Commission (NCIC) case of Coatney Williams from Northampton County and NCIC's intent to subpoena me in my capacity as the Elected District Attorney in Prosecutorial District 7 and the prosecutor who prosecuted the case. In December 2017, I provided NCIC my entire case file, including all of my handwritten notes. Since my initial full disclosure, I have continued to cooperate with requests made of me regarding this case. At a later date, your office contacted me with additional questions about other cases in which Coatney Williams was charged and involved. I provided all the information I possessed to NCIC after that inquiry. Again, in an effort to fully cooperate, I responded to staff attorney, Julie Birdenstein's August 10, 2020 request that I participate in a recorded phone interview. In my August 11, 2020 response, I requested Ms. Bridenstine forward me the questions she intended to ask during the interview. Instead of providing me the questions she intended to ask, on August 14, 2020, Ms. Bridenstine provided a list of topic areas she planned to address. These topic areas, among other things, included my impression of defense witness credibility, conversations that did not occur in my presence, circumstances surrounding evidence that was recovered, investigatory and trial strategy decisions, and decisions made by others during the postconviction phase of the trial.

Pursuant to NCGS 15A-1466 (2), the duty of the NCIC is to conduct inquiries into claims of factual innocence. A factual claim of innocence is defined in NCGS 15A-1460 as an "assertion of complete innocence . . . for which there is some credible, verifiable evidence of innocence that has not previously been presented at trial or considered at a hearing granted through postconviction relief." Many of the areas Ms. Bridenstine indicated she planned to discuss while interviewing me, including my trial strategy, are not indicative of new, credible verifiable evidence of factual innocence. Other areas she intended to

discuss are outside my knowledge and the remaining areas are all addressed in the materials I previously provided to the NCIC. Therefore, on August 19, 2020, I emailed Ms. Bridenstine in response:

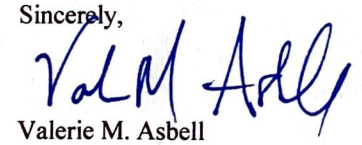
"At this time, I am declining the request for an interview. I have provided my complete file in this matter to include all of my trial notes. Should the matter proceed to a hearing, it would be my responsibility to represent the State of North Carolina."

I continued to cooperate with the NCIC's inquiry by returning the call of Beth Tanner on August 20, 2020. After some discussion about my decision to decline the interview, Ms. Tanner indicated her intent to subpoena me and force me to address issues that do not pertain to new, credible and verifiable evidence of innocence. While I do not dispute the NCIC's authority to subpoena witnesses with information that pertains to new, credible, verifiable evidence of factual innocence that has not previously been presented at trial or considered at a hearing granted through postconviction relief or the authority to compel a witness's testimony that will likely be material to the investigation and necessary to reach a correct factual determination in the case at hand, I am not a witness that possess that type of information. As the District Attorney and the prosecutor who represented the State in this case, I am not a fact witness as to whether Coatney Williams is actually innocent, nor can I offer any first-hand knowledge that would be credible, verifiable evidence relevant to Coatney Williams' actual innocence. The only information I could provide in an interview or deposition is merely an overview of what is contained in the trial transcript and my case file, which I have already provided.

Further, it would inappropriate to attempt to force the prosecutor who handled the case to discuss matters, such as trial strategy, that do not advance a factual innocence claim. To that end, interviewing me regarding questions that do not pertain to factual innocence of Coatney Williams, would likely create a conflict whereby I could not represent the State of North Carolina should this case go into a three-judge panel. Therefore, as Ms. Tanner suggested, if a is subpoena issued, I will seek to quash it. Since Ms. Tanner indicated her intention to discuss our conversation with Superior Court Judge and Commission Chair Anna Mills Wagoner immediately after the call concluded, my position is the matter should be heard, as NCGS 15A-1467 (d) allows, in either the Superior Court of Wake County or in Northampton County, the original jurisdiction of the case.

Thanking you, I remain

Sincerely,



Valerie M. Asbell
District Attorney

Handout 18

STATE OF NORTH CAROLINA		IN THE GENERAL COURT OF JUSTICE SUPERIOR COURT DIVISION
NORTHHAMPTON COUNTY		08CRS 1057, 1059, 1065-6, 09CRS 83, 85
STATE OF NORTH CAROLINA, Plaintiff, COATNEY WILLIAMS, Defendants.	))))))))	**AFFIDAVIT**

NOW COMES DISTRICT ATTORENY VALERIE ASBELL, having been duly sworn or affirmed, makes the following statements of fact from Affiant's personal knowledge, except as to statements specifically identified below as made upon information and belief, which Affiant believes to be true for which the source of information and the basis for belief are stated.

1. Have you gone through all the records that you provided to the Commission? Would you agree that these are all your records in this case?
   - Yes.
   - Yes.
2. Did the investigation ever uncover a motive for why the Davis residence was targeted? If so, what?
   - I have no personal knowledge of a motive.
3. Were you aware of or did the investigation uncover any gang links to this case?
   - I have no personal knowledge as to gang links in this case. Upon information and belief, Coatney Williams was in a gang and was a high-ranking member of the Bloods. This information was provided by law enforcement officers. Coatney Williams also testified to his gang affiliation at trial (See answer to #21)
4. Were you ever aware of a robbery at the Cupboard store in Seaboard before this crime? If so, what were the circumstances and what do you remember?
   - No.
5. Was Coatney Williams a known gang member before this case? Were any of the other co-defendants—Jamal Thomas, Antonio Freeman, and Karon Moses—known gang members?

- Upon information and belief, Coatney Williams was in a gang and was a high-ranking member of the Bloods. This information was provided by law enforcement officers.
- I have no personal knowledge of whether Jamal Thomas, Antonio Freeman, and Karon Moses were known gang members.

6. Who was present during Karon Moses' interview with ATF Agent McCluney about this case? When and where did this interview occur? When were you first made aware of it? Why did Agent McCluney interview him about this case?
    - I have no personal knowledge. Question could be answered by Agent McCluney.
    - I have no personal knowledge. Question could be answered by Agent McCluney.
    - I was first made aware of this interview while preparing for the trial involving the four co-defendants and the victim Mary Davis. A law enforcement officer asked one of my staff members why Karon Moses was pleading not guilty when he gave a statement implicating himself to a federal ATF agent. Based on that information, my staff asked the officer to contact the federal officer who took the statement from Karon Moses and forward that information to our office. Agent McCluney emailed his report to my office and my office turned over the report to all four defendants. That report included Agent McCluney's report, Karon Moses' statement, Jamal Thomas' statement, a statement from an Insurance company agent regarding church proceeds taken from Ms. Davis' house which is contained in my prosecutorial file that has been forwarded to the NCIIC.
    - I have no personal knowledge. Question could be answered by Agent McCluney.
7. Why was ATF Agent McCluney investigating this case?
    - I have no personal knowledge. Question could be answered by Agent McCluney.
8. When did Mary Davis first identify the ring? What were the circumstances?
    - I have no personal knowledge. This question could be answered by the investigating officer Detective Brenda Burnette and/or Mary Davis.
9. When did Mary Davis first identify the Timberland boots? What were the circumstances?
    - I have no personal knowledge. This question could be answered by the investigating officer Detective Brenda Burnette and/or Mary Davis.

10. What were the circumstances surrounding Jamal Thomas' interviews with your office? What were the circumstances surrounding Jamal Thomas' plea? How were his interviews with your office and plea arranged?

    - Jamal Thomas gave a statement to Detective Brenda Burnette during the investigation regarding his involvement in the case along with the involvement of Coatney Williams, Antonio Freeman and Karon Moses. Jamal Thomas' attorney Jamal Summey approached my office stating that his client wanted to cooperate with the State and testify for the State of North Carolina in exchange for a plea offer.
    - After giving an interview with his attorney present, Mr. Thomas went into court and pled guilty.
    - In preparation of the plea, my office scheduled a conference with Attorney Summey and Mr. Thomas. Mr. Thomas gave a complete statement with his attorney present. Mr. Thomas agreed, through his attorney, to testify truthfully if called to testify at trial.

11. What were the circumstances surrounding Antonio Freeman's interview with your office? What were the circumstances surrounding Antonio Freeman's plea? What came first?

    - Antonio Freeman's attorney, Jack Warmack, approached my office stating that his client wanted to cooperate with the State and testify for the State of North Carolina in exchange for a plea offer. Attorney Warmack arranged a time and Mr. Freeman was interviewed with Attorney Warmack present.
    - Antonio Freeman's attorney, Jack Warmack, approached my office stating that his client wanted to cooperate with the State and testify for the State of North Carolina in exchange for a plea offer. After Mr. Freeman gave an interview with Attorney Warmack present, Mr. Freeman went into court and pled guilty.
    - Antonio Freeman gave an interview with my office with Attorney Warmack present and then Mr. Freeman went into court and pled guilty with his Attorney present.

12. What were the circumstances surrounding Karon Moses' plea? Based on a review of your file, it appears he was not interviewed by your office. Why is that?

    - Karon Moses' attorney, Ronnie Reeves, filled out a plea transcript and delivered it to my office stating his client was going to plead guilty.
    - Ronnie Reeves did not indicate that his client was willing to testify. The State of North Carolina cannot interview a represented defendant without the consent of the Defendant and his attorney.

13. Why did you call Antonio Freeman as a witness at trial? (*Judge Wagoner ruled answer protected by work product privilege*)
14. Why did you not call Jamal Thomas as a witness at trial? *(Judge Wagoner ruled answer protected by work product privilege*)
15. Why did you not call Karon Moses as a witness at trial? (*Judge Wagoner ruled answer protected by work product privilege*) Did Karon Moses ever indicate that Coatney Williams participated in this crime?
    - I have no personal knowledge regarding Karon Moses indicating Coatney Williams participated in this crime.
16. Are you aware of Regina Knight, Coatney Williams' mother, ever asking anyone in law enforcement to go get video footage in this case? Are you aware of anyone else in Coatney Williams' family ever asking anyone in law enforcement to obtain video footage in this case? Are you aware of Regina Knight or anyone else ever asking anyone in law enforcement to investigate anything in this case?
    - I have no personal knowledge.
    - I have no personal knowledge.
    - I have no personal knowledge.
17. Why weren't any items submitted to Crime Lab for analysis in this case?
    - I have no personal knowledge. That question would be best answered by Detective Brenda Burnette.
18. What happened to the .38 handgun that was stolen from Mary Davis?
    - I have no personal knowledge.
19. Are you aware of a .38 handgun being recovered? What were the circumstances? Did Mary Davis identify this handgun? What were the circumstances?
    - Yes.
    - I have no personal knowledge.
    - I have no personal knowledge other than what Detective Burnette testified to at trial.
    - I have no personal knowledge.
20. Was a shotgun ever recovered that was possibly linked to this case? Did you ever have any information that the shotgun used in this case was connected to any other case or person?
    - I do not recall a shotgun being recovered.
    - No.

21. When were you first made aware of Robert Branch's cell phone? What information was on it?

- I was first made aware of the cell phone that belonged to Robert Branch after the State rested its case and when the Defendant Williams started to put on evidence in the trial. Robert Branch testified that he possessed and used a cell phone that belonged to his step-father Robert Knight.
- During the trial, Coatney Williams' attorney introduced the phone into evidence as Defense Exhibit Number 1 which was a picture contained in the phone. Attorney Sam Barnes specifically asked Mr. Coatney Willliams about the picture that was purportedly taken of him and several others in a basement in Philadelphia on 12/29/2007. During cross-examination upon questioning by District Attorney Valerie Asbell, when asked what he was doing in the picture, Coatney Williams admitted and described that he was "throwing up gang signs" with his hands in the picture that was introduced by his attorney as Defendant's Exhibit Number 1. (Pp. 376 of the trial transcript). During the cross examination, Coatney Williams also stated that he was throwing gang signs in the picture that show his status as 103 and his set as Bloodstone Villain. Coatney Williams also stated that he was a member of the Bloods gang and his set is the Bloodstone Villain, and he had been a member for about 10 years. Mr. Williams testified to other matters regarding his gang affiliation and his entire testimony regarding his gang affiliation is contained in the trial transcript during his cross-examination.

22. What was your objection to the cell phone evidence at trial? What were you disputing about the cell phone? (*Judge Wagoner ruled answer protected by work product privilege as to any reason that was not stated at trial*)

- My objection was that the introduction of the phone did not comply with the rules of evidence and it was not properly authenticated.
- My objection was that the introduction of the phone did not comply with the rules of evidence and it was not properly authenticated.

23. What was your assessment of the alibi that was presented by the defense? (*Judge Wagoner ruled answer protected by work product privilege*)

24. Did you have information that Mr. Williams' gang affiliation was related to the crime? If yes, what was that information?

- No, I do not have any personal knowledge other than what was said by law enforcement officers about Mr. Williams gang affiliation in general and Mr. Williams' own testimony.

25. Did you ever see Coatney Williams communicate in any way with any witness? Did Coatney Williams ever threaten any witnesses? In general, or at trial?

- No.
- According to law enforcement officers present in the courtroom during the trial, officers observed Coatney Williams displaying or throwing threatening gang signs at Antonio Freeman while he was testifying at trial. The officers interpreted the gang gestures as threats toward Antonio Freeman. I personally did not observe Mr. Williams' actions as I was asking questions of a witness and was not looking at Coatney Williams.

26. What other cases of Coatney Williams were dismissed by your office and why?

    - Coatney Williams' remaining pending cases were dismissed because he received a substantial amount of active time upon conviction of these charges.

27. What was your position on the MAR that was filed for Coatney Williams by Jim Antinore?

    - I did not have a position on the MAR.

    We reviewed the court file and did not see a response from the DA's office on the MAR. Did you file a response to the MAR? If not, why not?

    - No, I did not file a response.
    - I am not required to file a response unless the Judge requests one.

28. Did you receive any documents and/or cell phone records from Jim Antinore? If so, what happened to them? If so, what was your conversation surrounding the receipt of those documents and/or records? (*Judge Wagoner ruled answer protected by work product privilege*)

    - Yes. I received an email from Attorney Jim Antinore that was sent to Judge Grant and I after the meeting with Judge Grant with documents attached to email. Mr. Antinore noted in the email that he was having problems sending the attachments. I could not open the attachments.
    - I could not open the attachments sent to me by Mr. Antinore,

29. What do you remember about meeting with Judge Grant and Jim Antinore? What concerns, if any, did you have about releasing the cell phone for analysis? (*Judge Wagoner ruled answer protected by work product privilege*)

    - To the best of my recollection, Judge Cy Grant set up a meeting with my office and Attorney Antinore because Attorney Antinore was asking Judge Grant to reconsider the Motion for Appropriate Relief in the case of Coatney Williams that Judge Grant had previously denied. Judge Grant asked about the facts of the case and Attorney Antinore talked about the issues in the MAR regarding the cell phone and the co-defendants' recanted testimony. To the best of my recollection, Judge Grant told Attorney Antinore he was not going to grant a

new trial as it related to recanted statements of co-defendants because he did not believe there was sufficient showing that co-defendants had a motivation to lie at the time that the statements were given. To the best of my recollection, as it related to the cell phone, Judge Grant did not classify the phone as new evidence as described and defined in the North Carolina General Statutes. Judge Grant said that he would possibly consider the phone evidence if Attorney Antinore could establish that the photo had not been edited and that the photo would have to specifically show the location, date, and time of the Defendant's location which would not have allowed the Defendant to be in Northampton County at the date and time of the crime. I believe Judge Grant said that this matter could not be left for interpretation at all; and any interpretation of the evidence would nullify the defendant's claim. On August 4, 2015, I received an email from Attorney Antinore with documents attached that I was personally unable to open. There was no further communication from Attorney Antinore until January 7, 2016 when Attorney Antinore sent an email to Judge Grant and myself to request a follow-up meeting regarding the MAR. I am not aware of any meetings that Judge Grant scheduled following the January 2016 email, nor did he reopen the case.

This, the 16th day of September, 2020.

Valerie Asbell

Valerie Asbell
District Attorney, Prosecutorial District 7

STATE OF NORTH CAROLINA
COUNTY OF Hertford
Sworn to and subscribed before me this 16 day of September, 2020.

PEGGY B. NICHOLS NOTARY PUBLIC HERTFORD COUNTY, N.C.

_____ (Official Seal)

Peggy B. Nichols, Notary Public

My commission expires: Oct. 8, 2021

Handout 19

CELL PHONE PHOTOS FROM 12/28/07 - 12/29/2007

	Exhibit 2 – 12/28/2007 9:01:12 p.m. 	Exhibit 3 – 12/28/2007 9:03:02 p.m. 	Exhibit 4 – 12/29/2007 1:05:10 p.m. 	Exhibit 5 – 12/29/2007 1:06:22 p.m. 	Exhibit 6 – 12/29/2008 1:07:23 p.m. 
Coatney Williams	Thinks it is his little brother Robert Branch, but he can't actually tell. Photo came from his Aunt Angela's basement in Philadelphia on 12/29/2007 (later stated it was Aunt Penny's basement). Hat is a New York fitty cap. Williams took this photo.	This is Robert Branch. Photo is clearer. He is wearing a NY fitty cap. He is 100% confident. Williams took this photo. *He thinks this photo was taken on 12/29/2007.	This is Williams. It shows his San Francisco 49ers 1983 Hugh McElhenny throwback jersey. He is displaying his set "Blood Stone Villain" gang signs. He is wearing a Boston Fitty cap and a do-rag. There is a walker in the photo. Branch took this photo. *He thinks this photo was taken on 12/29/2007.	This is Robert Branch. He thinks Branch is displaying gang signs. It was taken on 12/29/2007. Williams took this photo.	This is Robert Branch. It looks like he is smoking. Williams took this photo on 12/29/2007 in Philadelphia, PA in his Aunt Penny's basement.
Robert Branch	This is Robert Branch in Aunt Penny's basement in Philadelphia.	This is Branch in Aunt Penny's basement in Philadelphia.	This is Williams in a throwback Chicago Bulls jersey in Aunt Penny's basement in Philadelphia. He is throwing gang signs and smoking a blunt.	This is Branch throwing up an "East Side" sign, wearing a New York cap and an all Jordans shirt in Aunt Penny's basement in Philadelphia.	This is Branch smoking a blunt in Aunt Penny's basement in Philadelphia.
Jamal Thomas	Not shown.	Photo is not too clear. Wants to say it is Little Robert, but he is not sure because the picture is not clear enough.	Can't see the face so he can't say yes or no on who it is. The clothing looks like a jersey Williams used to wear, but he can't see his face.	"Yeah, that look like Little Robert right there. Robert Branch." He is not 100% sure because he has not seen him in over 10 years.	Not shown.

CELL PHONE PHOTOS FROM 12/28/07 - 12/29/2007

	Exhibit 2 – 12/28/2007 9:01:12 p.m. 	Exhibit 3 – 12/28/2007 9:03:02 p.m. 	Exhibit 4 – 12/29/2007 1:05:10 p.m. 	Exhibit 5 – 12/29/2007 1:06:22 p.m. 	Exhibit 6 – 12/29/2008 1:07:23 p.m. 
Antonio Freeman	Not shown.	Does not recognize the person or anything about the photo.	Photo is very blurry. It is kind of familiar. The shape of the person's head and the hand signs. It's a Blood sign.	Believes it is Coatney Williams.	Not shown.
Karon Moses	Not shown.	Does not recognize anything about the photo. Cannot tell who the person is.	Does not recognize anything about the photo. The photo is blurry. The 39 on the jersey does not mean anything to him. Cannot tell who the person is.	Does not recognize anything about the photo. Cannot tell who the person is.	Not shown.
Stephanie Wheeler	Not shown.	Not shown.	This is Coatney Williams. 100% confident. Remembers the jersey that Coatney Williams is wearing. Thinks she has seen this photo before.	Not shown.	This is Robert Branch. 100% confident. This is a good picture of him. Thinks she has seen this photo before.

CELL PHONE PHOTOS FROM 12/28/07 - 12/29/2007

	Exhibit 2 – 12/28/2007 9:01:12 p.m. 	Exhibit 3 – 12/28/2007 9:03:02 p.m. 	Exhibit 4 – 12/29/2007 1:05:10 p.m. 	Exhibit 5 – 12/29/2007 1:06:22 p.m. 	Exhibit 6 – 12/29/2008 1:07:23 p.m. 
Tiffany Brown	This is Robert Branch. Photo was taken in Philadelphia. Saw photo on Robert Branch's cell phone when they got back from Philadelphia.	This is Robert Branch. Photo was taken in Philadelphia. Saw photo on Robert Branch's cell phone when they got back from Philadelphia.	This is Coatney Williams. Recognizes shirt and hat. He is making hand signs in the photo and she does not know what they meant. Photo was taken in Philadelphia. Saw photo on Robert Branch's cell phone when they got back from Philadelphia.	This is Robert Branch making hand signs. Looks like a "W." Photo was taken in Philadelphia. Saw photo on Robert Branch's cell phone when they got back from Philadelphia.	This is Robert Branch. Photo was taken in Philadelphia. Saw photo on Robert Branch's cell phone when they got back from Philadelphia.
Lacey Claxton	Not shown.	Not shown.	This looks like Coatney Williams but cannot see the face in the picture clearly.	Not shown.	This is Robert Branch.
Penny Taylor	Does not recognize anything about the photo.	Does not recognize anything about the photo.	Did not recognize anything about the photo.	Does not recognize anything about the photo.	Does not recognize anything about the photo.
Jero Taylor	This is Coatney Williams.	This is Coatney Williams.	Does not recognize anything about the photo.	This is Robert Branch.	This is Robert Branch. It looks like Aunt Penny's basement, but Aunt Angela's basement also looked like this—the ceiling and the walls.
William Taylor	Does not recognize anything about the photo.	This looks like William Taylor. Does not know where it was taken.	Does not recognize anything about the photo, but the guy with hat on looks like William Taylor.	Does not recognize anything about the photo.	Does not recognize anything about the photo. Sees a red hat.

CELL PHONE PHOTOS FROM 12/28/07 - 12/29/2007

	Exhibit 2 – 12/28/2007 9:01:12 p.m. 	Exhibit 3 – 12/28/2007 9:03:02 p.m. 	Exhibit 4 – 12/29/2007 1:05:10 p.m. 	Exhibit 5 – 12/29/2007 1:06:22 p.m. 	Exhibit 6 – 12/29/2008 1:07:23 p.m. 
Rasheed Alston	Not shown.	Not shown.	This is Coatney Williams. He has seen this photo before. He saw photos on Robert Branch's cell phone when they returned from Philadelphia.	Not shown.	This is Robert Branch. He has seen this photo before. He saw photos on Robert Branch's cell phone when they returned from Philadelphia.
Det. Brenda Burnette	Not shown.	Not shown.	She said that it was not a good photo and it was the first time she had ever seen it. "It kind of favor Coatney a little bit, but I don't – I'm not sure."	She did not recognize the person. "I don't know if that's Little Robert." Explained Little Robert is Robert Branch.	Not shown.
George Reed	Not shown.	Not shown.	It is either Coatney Williams or Robert Branch. He cannot make out the person.	He could not make out the person, but he resembles Robert Branch.	Not shown.
Milton Drew	Not shown.	Not shown.	Does not recognize anything about the photo.	Not shown.	Does not recognize anything about the photo.

Handout 20

RASHEED ALSTON

CRIMINAL RECORD

Conviction	Jurisdiction	DOO	Date of Conviction
DWLR – NOT IMPAIRED REVOCATION (M)	HALIFAX	07/31/2015	08/10/2016
DWLR – NOT IMPAIRED REVOCATION (M)	HALIFAX	07/27/2014	08/19/2015
DWLR – NOT IMPAIRED REVOCATION (M)	NORTHAMPTON	06/28/2013	11/07/2013
POSSESSION OF MARIJUANA UP TO ½ OZ (M)	NORTHAMPTON	03/04/2011	02/20/2012
POSSESSION DRUG PARAPHERNALIA (M)	NORTHAMPTON	03/04/2011	02/20/2012
SECOND DEGREE TRESPASS (M)	NORTHAMPTON	08/04/2011	10/20/2011
PWIMSD MARIJUANA (F)	NORTHAMPTON	02/25/2007	04/23/2007
POSSESSION OF MARIJUANA UP TO ½ OZ (M)	HALIFAX	03/02/2005	08/01/2005
COMMUNICATING THREATS (M)	NORTHAMPTON	09/24/2003	10/03/2003
ASSAULT ON A FEMALE (M)	NORTHAMPTON	09/24/2003	10/02/2003

Handout 21

APRIL SMITH

CRIMINAL RECORD

Conviction	Jurisdiction	DOO	Date of Conviction
LARCENY (M)	HALIFAX	02/16/2015	06/12/2015
ASSAULT AND BATTERY (M)	NORTHAMPTON	02/09/2008	03/10/2008

Handout 22

CINITA LONG

CRIMINAL RECORD

Conviction	Jurisdiction	DOO	Date of Conviction
SIMPLE ASSAULT (M)	NORTHAMPTON	08/17/2008	01/29/2009
ASSAULT AND BATTERY (M)	NORTHAMPTON	08/17/2008	01/29/2009
SIMPLE ASSAULT (M)	NORTHAMPTON	05/23/2007	08/09/2007
SIMPLE ASSAULT (M)	NORTHAMPTON	12/08/2006	03/08/2007
SECOND DEGREE TRESPASS (M)	NORTHAMPTON	06/13/2006	10/26/2006
COMMUNICATING THREATS (M)	NORTHAMPTON	05/24/2006	06/08/2006
SIMPLE AFFRAY (M)	NORTHAMPTON	04/28/2005	02/02/2006
SIMPLE AFFRAY (M)	NORTHAMPTON	09/06/2005	10/25/2005

Handout 23

Detail of Local Usage - NATIONAL FAMILY 1400 (continued)
ROBERT LEE KNIGHT

ROBERT KNIGHT - 252-678-4206

Line	Date	Time	Calls To		Number Called	Feature	Period	Min	Airtime Charge	Toll Charge	Add'l Charge	Amount
137	12/25	6:26PM	MOBILE	CL	252-678-4207		OP	2.00	0.00			0.00
138	12/25	8:36PM	INCOMING	CL	252-678-4206		OP	2.00	0.00			0.00
139	12/26	9:00AM	CAPRON	VA	434-658-3808		PK	5.00	0.00			0.00
140	12/27	11:23AM	MOBILE	CL	252-678-4207		PK	1.00	0.00			0.00
141	12/27	12:22PM	MOBILE	CL	252-678-4208		PK	2.00	0.00			0.00
142	12/27	12:24PM	MOBILE	CL	252-678-4207		PK	2.00	0.00			0.00
143	12/27	1:46PM	INCOMING	CL	252-678-4206		PK	1.00	0.00			0.00
144	12/27	1:56PM	EMPORIA	VA	434-632-1539		PK	1.00	0.00			0.00
145	12/27	1:57PM	MOBILE	CL	252-578-9202		PK	1.00	0.00			0.00
146	12/27	1:58PM	MOBILE	CL	252-578-9202		PK	1.00	0.00			0.00
147	12/27	1:58PM	MOBILE	CL	252-578-9202		PK	1.00	0.00			0.00
148	12/27	2:01PM	FRANKLIN	VA	757-517-5058		PK	2.00	0.00			0.00
149	12/27	2:06PM	MOBILE	CL	252-578-9202		PK	17.00	0.00			0.00
150	12/27	2:25PM	INCOMING	CL	252-678-4206		PK	1.00	0.00			0.00
151	12/27	2:27PM	MOBILE	CL	252-642-4955		PK	1.00	0.00			0.00
152	12/27	2:47PM	MOBILE	CL	252-642-4955		PK	4.00	0.00			0.00
153	12/27	2:54PM	PHILA	PA	215-471-0330		PK	1.00	0.00			0.00
154	12/27	2:55PM	PHILA	PA	215-471-0330		PK	3.00	0.00			0.00
155	12/30	8:07PM	PHILA	PA	215-471-0330		OP	11.00	0.00			0.00
156	1/01	4:12PM	MOBILE	CL	252-678-4207		OP	1.00	0.00			0.00

Detail of Local Usage - NATIONAL FAMILY 1400 (continued)
ROBERT LEE KNIGHT

REGINA KNIGHT - 252-678-4207

Line	Date	Time	Calls To		Number Called	Feature	Period	Min	Airtime Charge	Toll Charge	Add'l Charge	Amount
193	12/26	11:49AM	MOBILE	CL	252-678-4208		PK	1.00	0.00			0.00
194	12/26	12:22PM	INCOMING	CL	252-678-4207		PK	2.00	0.00			0.00
195	12/26	12:28PM	INCOMING	CL	252-678-4207		PK	2.00	0.00			0.00
196	12/26	12:31PM	MOBILE	CL	252-678-4208		PK	1.00	0.00			0.00
197	12/26	12:38PM	INCOMING	CL	252-678-4207		PK	1.00	0.00			0.00
198	12/26	12:56PM	INCOMING	CL	252-678-4207		PK	1.00	0.00			0.00
199	12/26	5:38PM	MOBILE	CL	252-678-4208		PK	2.00	0.00			0.00
200	12/26	5:52PM	MOBILE	CL	252-678-4208		PK	1.00	0.00			0.00
201	12/27	9:03AM	MOBILE	CL	252-678-4206		PK	1.00	0.00			0.00
202	12/27	9:41AM	INCOMING	CL	252-678-4207		PK	1.00	0.00			0.00
203	12/27	9:43AM	SEABOARD	NC	252-589-2261		PK	2.00	0.00			0.00
204	12/27	9:47AM	MOBILE	CL	252-678-4206		PK	2.00	0.00			0.00
205	12/27	10:15AM	MOBILE	CL	252-678-4206		PK	1.00	0.00			0.00
206	12/27	10:40AM	MOBILE	CL	252-678-4206		PK	2.00	0.00			0.00
207	12/27	10:55AM	MOBILE	CL	252-678-4206		PK	1.00	0.00			0.00
208	12/27	11:01AM	SEABOARD	NC	252-589-2261		PK	7.00	0.00			0.00
209	12/27	11:24AM	INCOMING	CL	252-678-4207		PK	1.00	0.00			0.00
210	12/27	12:25PM	INCOMING	CL	252-678-4207		PK	2.00	0.00			0.00
211	12/27	12:27PM	MOBILE	CL	252-678-4208		PK	2.00	0.00			0.00
212	12/27	1:25PM	INCOMING	CL	252-678-4207		PK	2.00	0.00			0.00
213	12/27	1:44PM	SEABOARD	NC	252-589-2261		PK	2.00	0.00			0.00
214	12/27	1:53PM	INCOMING	CL	252-678-4207		PK	1.00	0.00			0.00
215	12/27	2:24PM	MOBILE	CL	252-678-4206		PK	1.00	0.00			0.00
216	12/30	8:40PM	SEABOARD	NC	252-589-9923		OP	1.00	0.00			0.00
217	12/30	8:53PM	SEABOARD	NC	252-589-2261		OP	1.00	0.00			0.00

Detail of Local Usage - NATIONAL FAMILY 1400 (continued)
ROBERT LEE KNIGHT

ROBERT BRANCH - 252-678-4208

Line	Date	Time	Calls To		Number Called	Feature	Period	Min	Airtime Charge	Toll Charge	Add'l Charge	Amount
1205	12/27	2:35PM	INCOMING	CL	252-678-4208		PK	2.00	0.00			0.00
1206	12/27	2:36PM	ROANKERPDS	NC	252-535-5532		PK	1.00	0.00			0.00
1207	12/27	2:53PM	MOBILE	CL	252-396-1308		PK	6.00	0.00			0.00
1208	12/30	8:19PM	MOBILE	CL	252-538-1531		OP	2.00	0.00			0.00
1209	12/30	8:24PM	INCOMING	CL	252-678-4208		OP	11.00	0.00			0.00
1210	12/30	8:37PM	ROANKERPDS	NC	252-532-3269		OP	2.00	0.00			0.00

Handout 24

ROAMING CALLS FROM ROBERT BRANCH'S CELLPHONE
FROM BILLING PERIOD ENDING 1/12/08

Calls with Tiffany Brown
Calls with Lacey Claxton
Calls with Regina Knight, Robert Knight, Grandmother

Account Number: 824331857
Bill Date: 1/12/08
Invoice Number: 824331857-003
Bill Reprint

Cellular Telephone Number Summary (continued)
ROBERT LEE KNIGHT 252-678-4208

	CHARGES	TOTAL
Other Charges & Credits (continued)		
Total Other Charges & Credits		13.11
Taxes		
NC Utility Sales Tax	2.10	
Total Taxes		2.10
CURRENT CHARGES FOR 252-678-4208		$47.70

Detail of Extended Home Service Area Charges - NATIONAL FAMILY 1400
ROBERT LEE KNIGHT 252-678-4208

Line	Date	Time	Calls To		Number Called	Period	Min	Airtime Charge	Toll Charge	Add'l Charge	Int'l Roam Taxes	Amount
WASHINGTON DC - B (00018)												
1	12/27	7:06PM	INCOMING	CL	252-678-4208	OP	1.00	0.00			0.00	0.00
2	12/27	7:19PM	INCOMING	CL	252-678-4208	OP	4.00	0.00			0.00	0.00
3	12/27	7:46PM	WELDON	NC	252-538-7996	OP	1.00	0.00			0.00	0.00
4	12/27	8:19PM	INCOMING	CL	252-678-4208	OP	3.00	0.00			0.00	0.00
5	12/27	8:51PM	ROANOKERPD	NC	252-673-8818	OP	27.00	0.00			0.00	0.00
6	12/27	9:17PM	CALL WAIT		252-678-4208	OP	8.00	0.00			0.00	0.00
7	12/27	9:19PM	CALL WAIT		252-678-4208	OP	3.00	0.00			0.00	0.00
8	12/30	4:00PM	INCOMING	CL	252-678-4208	OP	7.00	0.00			0.00	0.00
9	12/30	4:12PM	INCOMING	CL	252-678-4208	OP	8.00	0.00			0.00	0.00
10	12/30	4:56PM	WELDON	NC	252-538-7996	OP	9.00	0.00			0.00	0.00
11	12/30	5:02PM	CALL WAIT		252-678-4208	OP	3.00	0.00			0.00	0.00
12	12/30	5:05PM	WELDON	NC	252-538-7996	OP	82.00	0.00			0.00	0.00
										Subtotal		$0.00
BALTIMORE MD - B (30354)												
1	12/27	9:31PM	WELDON	NC	252-678-2780	OP	2.00	0.00			0.00	0.00
2	12/27	9:32PM	CALL WAIT		252-678-4208	OP	18.00	0.00			0.00	0.00
3	12/30	1:47PM	WELDON	NC	252-678-3340	OP	1.00	0.00			0.00	0.00
4	12/30	1:52PM	WELDON	NC	252-678-3340	OP	1.00	0.00			0.00	0.00
5	12/30	1:53PM	SCOTLDNECK	NC	252-826-5234	OP	1.00	0.00			0.00	0.00
6	12/30	1:53PM	SCOTLDNECK	NC	252-826-5234	OP	3.00	0.00			0.00	0.00
7	12/30	1:56PM	WELDON	NC	252-678-3340	OP	1.00	0.00			0.00	0.00
8	12/30	1:57PM	WELDON	NC	252-678-3340	OP	4.00	0.00			0.00	0.00
9	12/30	2:38PM	INCOMING	CL	252-678-4208	OP	9.00	0.00			0.00	0.00
10	12/30	2:47PM	WELDON	NC	252-538-7996	OP	1.00	0.00			0.00	0.00
										Subtotal		$0.00
CECIL COUNTY MD - B (30364)												
1	12/27	10:16PM	INCOMING	CL	252-678-4208	OP	4.00	0.00			0.00	0.00
2	12/27	10:34PM	NORFOLK	VA	757-567-2925	OP	2.00	0.00			0.00	0.00
3	12/30	1:15PM	INCOMING	CL	252-678-4208	OP	14.00	0.00			0.00	0.00
										Subtotal		$0.00
PHILADELPHIA PA - B (00008)												
1	12/27	10:55PM	MAIL	CL	252-678-4208	OP	2.00	0.00			0.00	0.00
2	12/27	10:59PM	WELDON	NC	252-538-7996	OP	8.00	0.00			0.00	0.00
3	12/27	11:07PM	WELDON	NC	252-538-7996	OP	4.00	0.00			0.00	0.00
4	12/27	11:21PM	INCOMING	CL	252-678-4208	OP	3.00	0.00			0.00	0.00
5	12/27	11:26PM	SEABOARD	NC	252-589-2261	OP	2.00	0.00			0.00	0.00
6	12/28	1:37AM	WELDON	NC	252-538-7996	OP	1.00	0.00			0.00	0.00
7	12/28	2:08AM	AHOSKIE	NC	252-642-4955	OP	1.00	0.00			0.00	0.00
8	12/28	2:08AM	AHOSKIE	NC	252-642-4955	OP	1.00	0.00			0.00	0.00
9	12/28	2:15AM	WELDON	NC	252-538-7996	OP	1.00	0.00			0.00	0.00
10	12/28	2:16AM	ROANOKERPD	NC	252-673-8818	OP	2.00	0.00			0.00	0.00
11	12/28	3:56AM	WELDON	NC	252-538-7996	OP	1.00	0.00			0.00	0.00
12	12/28	10:55AM	INCOMING	CL	252-678-4208	PK	5.00	0.00			0.00	0.00
13	12/28	11:00AM	CALL WAIT		252-678-4208	PK	10.00	0.00			0.00	0.00
14	12/28	11:23AM	INCOMING	CL	252-678-4208	PK	3.00	0.00			0.00	0.00
15	12/28	12:20PM	WELDON	NC	252-538-7996	PK	8.00	0.00			0.00	0.00
16	12/28	12:31PM	INCOMING	CL	252-678-4208	PK	13.00	0.00			0.00	0.00
17	12/28	12:43PM	WELDON	NC	252-538-7996	PK	9.00	0.00			0.00	0.00
18	12/28	12:52PM	WELDON	NC	252-678-3340	PK	1.00	0.00			0.00	0.00
19	12/28	12:52PM	WELDON	NC	252-678-3340	PK	1.00	0.00			0.00	0.00

Detail of Extended Home Service Area Charges - NATIONAL FAMILY 1400 (continued)
ROBERT LEE KNIGHT 252-678-4208

PHILADELPHIA PA - B (00008)(continued)

Line	Date	Time	Calls To		Number Called	Period	Min	Airtime Charge	Toll Charge	Add'l Charge	Int'l Roam Taxes	Amount
20	12/28	12:56PM	WELDON	NC	252-538-7996	PK	1.00	0.00			0.00	0.00
21	12/28	12:57PM	INCOMING	CL	252-678-4208	PK	2.00	0.00			0.00	0.00
22	12/28	1:01PM	ROANOKERPD	NC	252-673-8818	PK	1.00	0.00			0.00	0.00
23	12/28	1:23PM	INCOMING	CL	252-678-4208	PK	1.00	0.00			0.00	0.00
24	12/28	1:24PM	NORFOLK	VA	757-567-2925	PK	14.00	0.00			0.00	0.00
25	12/28	1:45PM	INCOMING	CL	252-678-4208	PK	2.00	0.00			0.00	0.00
26	12/28	2:00PM	INCOMING	CL	252-678-4208	PK	13.00	0.00			0.00	0.00
27	12/28	2:01PM	CALL WAIT		252-678-4208	PK	2.00	0.00			0.00	0.00
28	12/28	2:13PM	WELDON	NC	252-538-7996	PK	25.00	0.00			0.00	0.00
29	12/28	2:41PM	INCOMING	CL	252-678-4208	PK	1.00	0.00			0.00	0.00
30	12/28	2:42PM	INCOMING	CL	252-678-4208	PK	27.00	0.00			0.00	0.00
31	12/28	3:09PM	WELDON	NC	252-538-7996	PK	26.00	0.00			0.00	0.00
32	12/28	3:24PM	CALL WAIT		252-678-4208	PK	1.00	0.00			0.00	0.00
33	12/28	3:35PM	WELDON	NC	252-538-7996	PK	1.00	0.00			0.00	0.00
34	12/28	3:36PM	INCOMING	CL	252-678-4208	PK	8.00	0.00			0.00	0.00
35	12/28	3:47PM	MAIL	CL	252-678-4208	PK	3.00	0.00			0.00	0.00
36	12/28	3:50PM	MAIL	CL	252-678-4208	PK	1.00	0.00			0.00	0.00
37	12/28	3:50PM	CALL WAIT		252-678-4208	PK	11.00	0.00			0.00	0.00
38	12/28	4:26PM	INCOMING	CL	252-678-4208	PK	1.00	0.00			0.00	0.00
39	12/28	4:35PM	INCOMING	CL	252-678-4208	PK	2.00	0.00			0.00	0.00
40	12/28	4:56PM	INCOMING	CL	252-678-4208	PK	5.00	0.00			0.00	0.00
41	12/28	5:26PM	INCOMING	CL	252-678-4208	PK	1.00	0.00			0.00	0.00
42	12/28	5:43PM	INCOMING	CL	252-678-4208	PK	2.00	0.00			0.00	0.00
43	12/28	5:49PM	PHILA	PA	215-471-0330	PK	2.00	0.00			0.00	0.00
44	12/28	5:51PM	INCOMING	CL	252-678-4208	PK	2.00	0.00			0.00	0.00
45	12/28	5:59PM	INCOMING	CL	252-678-4208	PK	1.00	0.00			0.00	0.00
46	12/28	6:31PM	INCOMING	CL	252-678-4208	PK	1.00	0.00			0.00	0.00
47	12/28	6:47PM	INCOMING	CL	252-678-4208	PK	2.00	0.00			0.00	0.00
48	12/28	7:02PM	INCOMING	CL	252-678-4208	OP	2.00	0.00			0.00	0.00
49	12/28	7:16PM	ROANOKERPD	NC	252-673-8818	OP	7.00	0.00			0.00	0.00
50	12/28	7:22PM	CALL WAIT		252-678-4208	OP	1.00	0.00			0.00	0.00
51	12/28	7:22PM	WELDON	NC	252-678-4207	OP	1.00	0.00			0.00	0.00
52	12/28	7:36PM	INCOMING	CL	252-678-4208	OP	12.00	0.00			0.00	0.00
53	12/28	7:48PM	INCOMING	CL	252-678-4208	OP	38.00	0.00			0.00	0.00
54	12/28	8:26PM	MAIL	CL	252-678-4208	OP	1.00	0.00			0.00	0.00
55	12/28	8:53PM	INCOMING	CL	252-678-4208	OP	4.00	0.00			0.00	0.00
56	12/28	9:01PM	INCOMING	CL	252-678-4208	OP	1.00	0.00			0.00	0.00
57	12/28	9:08PM	INCOMING	CL	252-678-4208	OP	1.00	0.00			0.00	0.00
58	12/28	9:09PM	INCOMING	CL	252-678-4208	OP	1.00	0.00			0.00	0.00
59	12/28	9:13PM	INCOMING	CL	252-678-4208	OP	1.00	0.00			0.00	0.00
60	12/28	9:14PM	INCOMING	CL	252-678-4208	OP	2.00	0.00			0.00	0.00
61	12/28	9:33PM	INCOMING	CL	252-678-4208	OP	4.00	0.00			0.00	0.00
62	12/28	10:08PM	AHOSKIE	NC	252-642-4955	OP	1.00	0.00			0.00	0.00
63	12/28	10:48PM	WELDON	NC	252-678-4206	OP	1.00	0.00			0.00	0.00
64	12/28	10:49PM	INCOMING	CL	252-678-4208	OP	91.00	0.00			0.00	0.00
65	12/28	11:26PM	CALL WAIT		252-678-4208	OP	1.00	0.00			0.00	0.00
66	12/29	12:20AM	WELDON	NC	252-538-7996	OP	5.00	0.00			0.00	0.00
67	12/29	12:49AM	INCOMING	CL	252-678-4208	OP	70.00	0.00			0.00	0.00
68	12/29	1:53AM	CALL WAIT		252-678-4208	OP	2.00	0.00			0.00	0.00
69	12/29	10:43AM	MAIL	CL	252-678-4208	OP	2.00	0.00			0.00	0.00
70	12/29	11:13AM	AHOSKIE	NC	252-642-4955	OP	1.00	0.00			0.00	0.00
71	12/29	11:13AM	WELDON	NC	252-538-7996	OP	1.00	0.00			0.00	0.00
72	12/29	11:18AM	WELDON	NC	252-538-7996	OP	3.00	0.00			0.00	0.00
73	12/29	11:24AM	WELDON	NC	252-538-1531	OP	6.00	0.00			0.00	0.00
74	12/29	11:32AM	INCOMING	CL	252-678-4208	OP	1.00	0.00			0.00	0.00
75	12/29	11:44AM	WELDON	NC	252-678-4207	OP	1.00	0.00			0.00	0.00
76	12/29	11:53AM	WELDON	NC	252-678-4207	OP	1.00	0.00			0.00	0.00
77	12/29	12:59PM	AHOSKIE	NC	252-642-4955	OP	1.00	0.00			0.00	0.00
78	12/29	1:15PM	WELDON	NC	252-678-4207	OP	1.00	0.00			0.00	0.00
79	12/29	1:17PM	WELDON	NC	252-538-1531	OP	3.00	0.00			0.00	0.00
80	12/29	1:48PM	ROANOKERPD	NC	252-673-8818	OP	2.00	0.00			0.00	0.00
81	12/29	1:51PM	WELDON	NC	252-538-2810	OP	1.00	0.00			0.00	0.00
82	12/29	1:51PM	WELDON	NC	252-536-2810	OP	1.00	0.00			0.00	0.00
83	12/29	2:51PM	INCOMING	CL	252-678-4208	OP	2.00	0.00			0.00	0.00
84	12/29	3:26PM	WELDON	NC	252-578-8672	OP	3.00	0.00			0.00	0.00
85	12/29	3:49PM	INCOMING	CL	252-678-4208	OP	11.00	0.00			0.00	0.00
86	12/29	4:01PM	INCOMING	CL	252-678-4208	OP	11.00	0.00			0.00	0.00

Detail of Extended Home Service Area Charges - NATIONAL FAMILY 1400 (continued)
ROBERT LEE KNIGHT 252-678-4208

Line	Date	Time	Calls To		Number Called	Period	Min	Airtime Charge	Toll Charge	Add'l Charge	Int'l Taxes	Roam	Amount
PHILADELPHIA PA - B (00008)(continued)													
87	12/29	4:18PM	ROANOKERPD	NC	252-532-3269	OP	2.00	0.00			0.00		0.00
88	12/29	4:32PM	INCOMING	CL	252-678-4208	OP	2.00	0.00			0.00		0.00
89	12/29	5:13PM	WELDON	NC	252-538-7996	OP	1.00	0.00			0.00		0.00
90	12/29	5:14PM	INCOMING	CL	252-678-4208	OP	1.00	0.00			0.00		0.00
91	12/29	5:36PM	INCOMING	CL	252-678-4208	OP	22.00	0.00			0.00		0.00
92	12/29	6:16PM	INCOMING	CL	252-678-4208	OP	17.00	0.00			0.00		0.00
93	12/29	7:10PM	INCOMING	CL	252-678-4208	OP	2.00	0.00			0.00		0.00
94	12/29	7:14PM	INCOMING	CL	252-678-4208	OP	6.00	0.00			0.00		0.00
95	12/29	7:18PM	CALL WAIT		252-678-4208	OP	67.00	0.00			0.00		0.00
96	12/29	7:38PM	CALL WAIT		252-678-4208	OP	36.00	0.00			0.00		0.00
97	12/29	10:32PM	MAIL	CL	252-678-4208	OP	1.00	0.00			0.00		0.00
98	12/29	10:34PM	WELDON	NC	252-538-7996	OP	37.00	0.00			0.00		0.00
99	12/29	10:39PM	CALL WAIT		252-678-4208	OP	4.00	0.00			0.00		0.00
100	12/30	12:10AM	INCOMING	CL	252-678-4208	OP	1.00	0.00			0.00		0.00
101	12/30	12:12AM	INCOMING	CL	252-678-4208	OP	1.00	0.00			0.00		0.00
102	12/30	10:29AM	MAIL	CL	252-678-4208	OP	3.00	0.00			0.00		0.00
103	12/30	11:00AM	WELDON	NC	252-578-8672	OP	5.00	0.00			0.00		0.00
104	12/30	11:06AM	INCOMING	CL	252-678-4208	OP	14.00	0.00			0.00		0.00
105	12/30	11:23AM	WELDON	NC	252-678-3340	OP	1.00	0.00			0.00		0.00
106	12/30	12:10PM	INCOMING	CL	252-678-4208	OP	4.00	0.00			0.00		0.00
107	12/30	12:14PM	WELDON	NC	252-678-3340	OP	1.00	0.00			0.00		0.00
108	12/30	12:15PM	SCOTLDNECK	NC	252-826-5234	OP	1.00	0.00			0.00		0.00
109	12/30	12:16PM	WELDON	NC	252-678-3340	OP	1.00	0.00			0.00		0.00
110	12/30	12:17PM	WELDON	NC	252-538-1531	OP	2.00	0.00			0.00		0.00
111	12/30	12:19PM	WELDON	NC	252-578-8672	OP	18.00	0.00			0.00		0.00
112	12/30	12:36PM	CALL WAIT		252-678-4208	OP	1.00	0.00			0.00		0.00
113	12/30	12:37PM	EMPORIA	VA	434-632-1539	OP	2.00	0.00			0.00		0.00
114	12/30	12:39PM	WELDON	NC	252-578-8672	OP	5.00	0.00			0.00		0.00
										Subtotal			$0.00
AMELIA VA - B (01764)													
1	12/12	9:53AM	WELDON	NC	252-678-2780	PK	1.00	0.00			0.00		0.00
2	12/12	10:10AM	WELDON	NC	252-678-2780	PK	1.00	0.00			0.00		0.00
3	12/12	10:11AM	HALIFAX	NC	252-583-2999	PK	1.00	0.00			0.00		0.00
										Subtotal			$0.00
EMPORIA VA - A (01765)													
1	12/27	3:45PM	WELDON	NC	252-538-7996	PK	30.00	0.00			0.00		0.00
										Subtotal			$0.00
RICHMOND/PETERSBURG VA - B (00170)													
1	12/12	10:10AM	WELDON	NC	252-678-2780	PK	1.00	0.00			0.00		0.00
2	12/27	4:21PM	INCOMING	CL	252-678-4208	PK	1.00	0.00			0.00		0.00
3	12/27	4:58PM	INCOMING	CL	252-678-4208	PK	3.00	0.00			0.00		0.00
4	12/27	5:01PM	WELDON	NC	252-678-3340	PK	1.00	0.00			0.00		0.00
5	12/27	5:10PM	INCOMING	CL	252-678-4208	PK	28.00	0.00			0.00		0.00
6	12/27	5:12PM	CALL WAIT		252-678-4208	PK	1.00	0.00			0.00		0.00
7	12/27	5:38PM	WELDON	NC	252-578-8672	PK	1.00	0.00			0.00		0.00
8	12/27	5:43PM	INCOMING	CL	252-678-4208	PK	2.00	0.00			0.00		0.00
9	12/27	5:47PM	INCOMING	CL	252-678-4208	PK	2.00	0.00			0.00		0.00
10	12/30	6:27PM	INCOMING	CL	252-678-4208	OP	23.00	0.00			0.00		0.00
11	12/30	6:52PM	WELDON	NC	252-538-7996	OP	2.00	0.00			0.00		0.00
12	12/30	7:00PM	INCOMING	CL	252-678-4208	OP	1.00	0.00			0.00		0.00
13	12/30	7:01PM	INCOMING	CL	252-678-4208	OP	1.00	0.00			0.00		0.00
										Subtotal			$0.00
STAFFORD VA - B (30090)													
1	12/30	5:27PM	CALL WAIT		252-678-4208	OP	3.00	0.00			0.00		0.00
										Subtotal			$0.00
Total Extended Home Service Area Charges							**1112.00**	**0.00**	**0.00**	**0.00**	**0.00**		**0.00**

PK=PEAK OP=OFFPEAK

Handout 25

ROAMING CALLS FROM REGINA KNIGHT'S CELLPHONE FROM BILLING PERIOD ENDING 1/12/08

Calls with her mother
Calls with Robert Branch
Calls with Robert Knight
Calls with Lacey Claxton

Account Number: 824331857
Bill Date: 1/12/08
Invoice Number: 824331857-003
Bill Reprint

Cellular Telephone Number Summary (continued)
ROBERT LEE KNIGHT 252-678-4207

	CHARGES	TOTAL
Taxes		
Total Taxes		0.00
CURRENT CHARGES FOR 252-678-4207		$0.00

Detail of Extended Home Service Area Charges - NATIONAL FAMILY 1400
ROBERT LEE KNIGHT 252-678-4207

Line	Date	Time	Calls To		Number Called	Period	Min	Airtime Charge	Toll Charge	Add'l Charge	Int'l Roam Taxes	Amount
BALTIMORE MD - B (30354)												
1	12/30	2:33PM	SEABOARD	NC	252-589-2261	OP	2.00	0.00			0.00	0.00
										Subtotal		$0.00
GREENVILLE / OUTERBKS NC - A (30639)												
1	12/15	7:10AM	SEABOARD	NC	252-589-7691	OP	1.00	0.00			0.00	0.00
2	12/15	10:51AM	MOBILE	CL	252-678-4208	OP	1.00	0.00			0.00	0.00
										Subtotal		$0.00
PHILADELPHIA PA - B (00008)												
1	12/28	3:17AM	WELDON	NC	252-578-8672	OP	1.00	0.00			0.00	0.00
2	12/28	3:17AM	WELDON	NC	252-678-4208	OP	1.00	0.00			0.00	0.00
3	12/28	3:39AM	WELDON	NC	252-678-4206	OP	1.00	0.00			0.00	0.00
4	12/28	3:40AM	WELDON	NC	252-678-4206	OP	1.00	0.00			0.00	0.00
5	12/28	10:26AM	SEABOARD	NC	252-589-2261	PK	6.00	0.00			0.00	0.00
6	12/28	12:10PM	SEABOARD	NC	252-589-9923	PK	1.00	0.00			0.00	0.00
7	12/28	12:11PM	SEABOARD	NC	252-589-9923	PK	1.00	0.00			0.00	0.00
8	12/28	12:12PM	WELDON	NC	252-678-4206	PK	1.00	0.00			0.00	0.00
9	12/28	12:21PM	SEABOARD	NC	252-589-9923	PK	4.00	0.00			0.00	0.00
10	12/28	12:56PM	ROANOKERPD	NC	252-529-8732	PK	5.00	0.00			0.00	0.00
11	12/28	2:04PM	SEABOARD	NC	252-589-9923	PK	1.00	0.00			0.00	0.00
12	12/28	3:25PM	WELDON	NC	252-678-4206	PK	1.00	0.00			0.00	0.00
13	12/28	4:22PM	WELDON	NC	252-678-4206	PK	1.00	0.00			0.00	0.00
14	12/28	4:24PM	WELDON	NC	252-678-4208	PK	1.00	0.00			0.00	0.00
15	12/28	4:25PM	WELDON	NC	252-678-4206	PK	2.00	0.00			0.00	0.00
16	12/28	6:35PM	WELDON	NC	252-678-4206	PK	2.00	0.00			0.00	0.00
17	12/28	6:47PM	WELDON	NC	252-678-4208	PK	2.00	0.00			0.00	0.00
18	12/28	7:22PM	WELDON	NC	252-678-4208	OP	1.00	0.00			0.00	0.00
19	12/28	7:22PM	INCOMING	CL	252-678-4207	OP	1.00	0.00			0.00	0.00
20	12/28	7:56PM	AHOSKIE	NC	252-642-4955	OP	1.00	0.00			0.00	0.00
21	12/28	7:59PM	AHOSKIE	NC	252-642-4955	OP	1.00	0.00			0.00	0.00
22	12/29	10:11AM	SEABOARD	NC	252-589-4771	OP	2.00	0.00			0.00	0.00
23	12/29	11:44AM	INCOMING	CL	252-678-4207	OP	1.00	0.00			0.00	0.00
24	12/29	11:53AM	INCOMING	CL	252-678-4207	OP	1.00	0.00			0.00	0.00
25	12/29	1:16PM	INCOMING	CL	252-678-4207	OP	1.00	0.00			0.00	0.00
26	12/29	2:59PM	SEABOARD	NC	252-589-9923	OP	2.00	0.00			0.00	0.00
27	12/29	3:05PM	AHOSKIE	NC	252-642-4955	OP	1.00	0.00			0.00	0.00
28	12/29	3:06PM	ROANOKERPD	NC	252-529-8732	OP	2.00	0.00			0.00	0.00
29	12/29	3:09PM	INCOMING	CL	252-678-4207	OP	3.00	0.00			0.00	0.00
30	12/29	3:20PM	WELDON	NC	252-678-4206	OP	1.00	0.00			0.00	0.00
31	12/29	3:35PM	AHOSKIE	NC	252-642-4955	OP	1.00	0.00			0.00	0.00
32	12/29	3:36PM	AHOSKIE	NC	252-642-4955	OP	1.00	0.00			0.00	0.00
33	12/29	3:56PM	INCOMING	CL	252-678-4207	OP	2.00	0.00			0.00	0.00
34	12/29	3:59PM	INCOMING	CL	252-678-4207	OP	8.00	0.00			0.00	0.00
35	12/29	4:23PM	WELDON	NC	252-678-4208	OP	1.00	0.00			0.00	0.00
36	12/29	4:24PM	WELDON	NC	252-678-4206	OP	1.00	0.00			0.00	0.00
37	12/29	4:25PM	WELDON	NC	252-678-4206	OP	1.00	0.00			0.00	0.00
38	12/29	4:27PM	INCOMING	CL	252-678-4207	OP	2.00	0.00			0.00	0.00
39	12/29	4:30PM	PHILA	PA	215-747-1073	OP	1.00	0.00			0.00	0.00
40	12/29	4:32PM	WELDON	NC	252-678-4208	OP	2.00	0.00			0.00	0.00
41	12/29	4:38PM	INCOMING	CL	252-678-4207	OP	3.00	0.00			0.00	0.00
42	12/29	4:41PM	INCOMING	CL	252-678-4207	OP	4.00	0.00			0.00	0.00
										Subtotal		$0.00

Detail of Extended Home Service Area Charges - NATIONAL FAMILY 1400 (continued)
ROBERT LEE KNIGHT 252-678-4207

Line	Date	Time	Calls To	Number Called	Period	Min	Airtime Charge	Toll Charge	Add'l Charge	Int'l Taxes	Roam	Amount
RICHMOND/PETERSBURG VA - B (00170)												
1	12/27	5:00PM	SEABOARD	NC 252-589-9923	PK	1.00	0.00				0.00	0.00
									Subtotal			$0.00
			Total Extended Home Service Area Charges			**82.00**	**0.00**	**0.00**	**0.00**		**0.00**	**0.00**

PK=PEAK OP=OFFPEAK

Handout 26

ROAMING CALLS FROM ROBERT BRANCH'S CELLPHONE
FROM BILLING PERIOD ENDING 1/12/08
Calls with Regina Knight
Calls with Lacey Claxton

Account Number: 824331857
Bill Date: 1/12/08
Invoice Number: 824331857-003
Bill Reprint

Detail of Extended Home Service Area Charges - NATIONAL FAMILY 1400
ROBERT LEE KNIGHT 252-678-4206

Line	Date	Time	Calls To		Number Called	Period	Min	Airtime Charge	Toll Charge	Add'l Charge	Int'l Roam Taxes	Amount
ELIZ CITY / AHOSKIE NC - A (30561)												
1	12/15	12:20PM	INCOMING	CL	252-678-4206	OP	3.00	0.00			0.00	0.00
										Subtotal		$0.00
GREENVILLE / OUTERBKS NC - A (30639)												
1	12/15	8:24AM	CAPRON	VA	434-658-3808	OP	1.00	0.00			0.00	0.00
2	12/15	8:25AM	VIRGINABCH	VA	757-328-3014	OP	1.00	0.00			0.00	0.00
3	12/15	8:26AM	CAPRON	VA	434-658-3808	OP	1.00	0.00			0.00	0.00
4	12/15	8:31AM	COURTLAND	VA	757-653-1654	OP	1.00	0.00			0.00	0.00
5	12/15	8:40AM	NORFOLK	VA	757-235-5398	OP	7.00	0.00			0.00	0.00
6	12/15	9:03AM	INCOMING	CL	252-678-4206	OP	1.00	0.00			0.00	0.00
										Subtotal		$0.00
KINSTON / NEWBN / MHCTY NC - A (01541)												
1	12/15	8:02AM	INCOMING	CL	252-678-4206	OP	2.00	0.00			0.00	0.00
2	12/15	8:27AM	CAPRON	VA	434-658-3808	OP	3.00	0.00			0.00	0.00
3	12/15	8:35AM	INCOMING	CL	252-678-4206	OP	5.00	0.00			0.00	0.00
										Subtotal		$0.00
PHILADELPHIA PA - B (00008)												
1	12/27	11:16PM	PHILA	PA	215-471-0330	OP	18.00	0.00			0.00	0.00
2	12/28	12:14AM	INCOMING	CL	252-678-4206	OP	14.00	0.00			0.00	0.00
3	12/28	12:32AM	INCOMING	CL	252-678-4206	OP	3.00	0.00			0.00	0.00
4	12/28	12:47AM	PHILA	PA	215-471-0330	OP	71.00	0.00			0.00	0.00
5	12/28	2:56AM	INCOMING	CL	252-678-4206	OP	1.00	0.00			0.00	0.00
6	12/28	3:34AM	PHILA	PA	215-471-8338	OP	1.00	0.00			0.00	0.00
7	12/28	3:35AM	PHILA	PA	215-471-0330	OP	13.00	0.00			0.00	0.00
8	12/28	3:48AM	INCOMING	CL	252-678-4206	OP	4.00	0.00			0.00	0.00
9	12/28	11:22AM	AHOSKIE	NC	252-642-4955	PK	1.00	0.00			0.00	0.00
10	12/28	11:24AM	MURFREESBO	NC	252-396-5203	PK	1.00	0.00			0.00	0.00
11	12/28	11:31AM	FRANKLIN	VA	757-517-5058	PK	4.00	0.00			0.00	0.00
12	12/28	12:12PM	INCOMING	CL	252-678-4206	PK	1.00	0.00			0.00	0.00
13	12/28	3:23PM	CAPRON	VA	434-658-3808	PK	7.00	0.00			0.00	0.00
14	12/28	3:30PM	COURTLAND	VA	757-653-1654	PK	1.00	0.00			0.00	0.00
15	12/28	3:31PM	COURTLAND	VA	757-653-1654	PK	1.00	0.00			0.00	0.00
16	12/28	4:10PM	PHILA	PA	215-471-0330	PK	2.00	0.00			0.00	0.00
17	12/28	4:16PM	PHILA	PA	215-471-0330	PK	10.00	0.00			0.00	0.00
18	12/28	4:26PM	CALL WAIT		252-678-4206	PK	1.00	0.00			0.00	0.00
19	12/28	4:45PM	PHILA	PA	610-864-7794	PK	2.00	0.00			0.00	0.00
20	12/28	4:51PM	INCOMING	CL	252-678-4206	PK	1.00	0.00			0.00	0.00
21	12/28	4:53PM	PHILA	PA	610-864-7794	PK	3.00	0.00			0.00	0.00
22	12/28	6:35PM	INCOMING	CL	252-678-4206	PK	2.00	0.00			0.00	0.00
23	12/28	7:52PM	INCOMING	CL	252-678-4206	OP	1.00	0.00			0.00	0.00
24	12/28	10:48PM	INCOMING	CL	252-678-4206	OP	1.00	0.00			0.00	0.00
25	12/29	12:03PM	AHOSKIE	NC	252-642-4955	OP	1.00	0.00			0.00	0.00
26	12/29	12:03PM	ROANOKERPD	NC	252-537-2224	OP	1.00	0.00			0.00	0.00
27	12/29	12:05PM	ROANOKERPD	NC	252-532-3269	OP	5.00	0.00			0.00	0.00
28	12/29	12:44PM	PHILA	PA	215-471-0330	OP	2.00	0.00			0.00	0.00
29	12/29	2:55PM	AHOSKIE	NC	252-642-4955	OP	1.00	0.00			0.00	0.00
30	12/29	2:55PM	AHOSKIE	NC	252-642-4955	OP	1.00	0.00			0.00	0.00
31	12/29	3:20PM	INCOMING	CL	252-678-4206	OP	1.00	0.00			0.00	0.00
32	12/29	3:51PM	RICHMOND	VA	804-398-1254	OP	4.00	0.00			0.00	0.00
33	12/29	3:56PM	WELDON	NC	252-678-4207	OP	2.00	0.00			0.00	0.00
34	12/29	4:12PM	AHOSKIE	NC	252-642-4955	OP	1.00	0.00			0.00	0.00
35	12/29	4:27PM	WELDON	NC	252-678-4207	OP	2.00	0.00			0.00	0.00
										Subtotal		$0.00
NEWPORT NEWS VA - B (26136)												
1	12/27	9:49AM	INCOMING	CL	252-678-4206	PK	2.00	0.00			0.00	0.00
										Subtotal		$0.00
NORFORK/NEWPORT NEW VA - B (00168)												
1	12/24	10:27AM	INCOMING	CL	252-678-4206	PK	7.00	0.00			0.00	0.00
2	12/27	9:34AM	SEABOARD	NC	252-589-2261	PK	2.00	0.00			0.00	0.00
3	12/27	9:42AM	WELDON	NC	252-678-4207	PK	2.00	0.00			0.00	0.00
4	12/27	10:56AM	INCOMING	CL	252-678-4206	PK	1.00	0.00			0.00	0.00
										Subtotal		$0.00
RICHMOND/PETERSBURG VA - B (00170)												
1	12/13	11:02AM	INCOMING	CL	252-678-4206	PK	2.00	0.00			0.00	0.00
2	12/24	8:36AM	INCOMING	CL	252-678-4206	PK	1.00	0.00			0.00	0.00
3	12/24	12:39PM	FRANKLIN	VA	757-517-5058	PK	3.00	0.00			0.00	0.00
4	12/27	10:41AM	INCOMING	CL	252-678-4206	PK	2.00	0.00			0.00	0.00
										Subtotal		$0.00

Detail of Extended Home Service Area Charges - NATIONAL FAMILY 1400 (continued)
ROBERT LEE KNIGHT 252-678-4206

Line	Date	Time	Calls To	Number Called	Period	Min	Airtime Charge	Toll Charge	Add'l Charge	Int'l Roam Taxes	Amount
STAFFORD VA - B (30090)											
1	12/27	6:38PM	AHOSKIE	NC 252-642-4955	PK	2.00	0.00			0.00	0.00
									Subtotal		$0.00
			Total Extended Home Service Area Charges			**234.00**	**0.00**	**0.00**	**0.00**	**0.00**	**0.00**

PK=PEAK OP=OFFPEAK

Handout 27

Handout 27 – Cellphone Locations by Date

	Robert Branch 252-678-4208	Regina Knight 252-678-4207	Robert Knight 252-678-4206
Wednesday December 26, 2007	• Northampton Co., NC (local) – 72 calls between 12:22 a.m. and 11:39 p.m.	• Northampton Co., NC (local) – 10 calls between 8:45 a.m. and 5:52 p.m.	• Northampton Co., NC (local) – 1 call at 9:00 a.m.
Thursday December 27, 2007	• Northampton Co., NC (local) – 16 calls between 1:49 a.m. and 2:53 p.m. • Emporia, VA – 1 call at 3:45 p.m. • Richmond, VA – 8 calls between 4:21 p.m. and 5:47 p.m. • Washington, DC – 7 calls between 7:06 p.m. and 9:19 p.m. • Baltimore, MD – 2 calls between 9:31 p.m. and 9:32 p.m. • Cecil County, MD – 2 calls between 10:16 p.m. and 10:34 p.m. • Philadelphia, PA – 5 calls between 10:55 p.m. and 11:26 p.m.	• Northampton Co., NC (local) – 15 calls between 9:03 a.m. and 2:24 p.m. • Richmond, VA – 1 call at 5:00 p.m.	• Norfolk, VA – 3 calls between 9:34 a.m. and 10:56 a.m. • Newport News, VA – 1 call at 9:49 a.m. • Richmond, VA – 1 call at 10:41 p.m. • Northampton Co., NC (local) – 15 calls between 11:23 a.m. and 2:55 p.m. • Stafford, VA – 1 call at 6:38 p.m. • Philadelphia, PA – 1 call at 11:16 p.m.
Friday December 28, 2007	• Philadelphia, PA – 60 calls between 1:37 a.m. and 11:26 p.m.	• Philadelphia, PA – 21 calls between 3:17 a.m. and 7:59 p.m.	• Philadelphia, PA – 23 calls between 12:14 a.m. and 10:48 p.m.
Saturday December 29, 2007	• Philadelphia, PA – 34 calls between 12:20 a.m. and 10:39 p.m.	• Philadelphia, PA – 21 calls between 10:11 a.m. and 4:41 p.m.	• Philadelphia, PA – 11 calls between 12:03 p.m. and 4:27 p.m.
Sunday December 30, 2007	• Philadelphia, PA – 15 calls between 12:10 a.m. and 12:39 p.m. • Cecil County, MD – 1 call at 1:15 p.m. • Baltimore, MD – 8 calls between 1:47 p.m. and 2:47 p.m. • Washington, DC – 5 calls between 4:00 p.m. and 5:05 p.m. • Stafford, VA – 1 call at 5:27 p.m. • Richmond, VA – 4 calls between 6:27 p.m. and 7:01 p.m. • Northampton Co., NC (local) – 18 calls between 8:19 p.m. and 11:58 p.m.	• Baltimore, MD – 1 call at 2:33 p.m. • Northampton Co., NC (local) – 3 calls between 8:40 p.m. and 10:51 p.m.	• Northampton Co., NC (local) – 1 call at 8:07 p.m.
Monday December 31, 2007	• Northampton Co., NC (local) – 27 calls between 12:11 a.m. and 10:32 p.m.	• Northampton Co., NC (local) – 33 calls between 9:05 a.m. and 9:47 p.m.	• No calls

Handout 28

ROBERT BRANCH, III

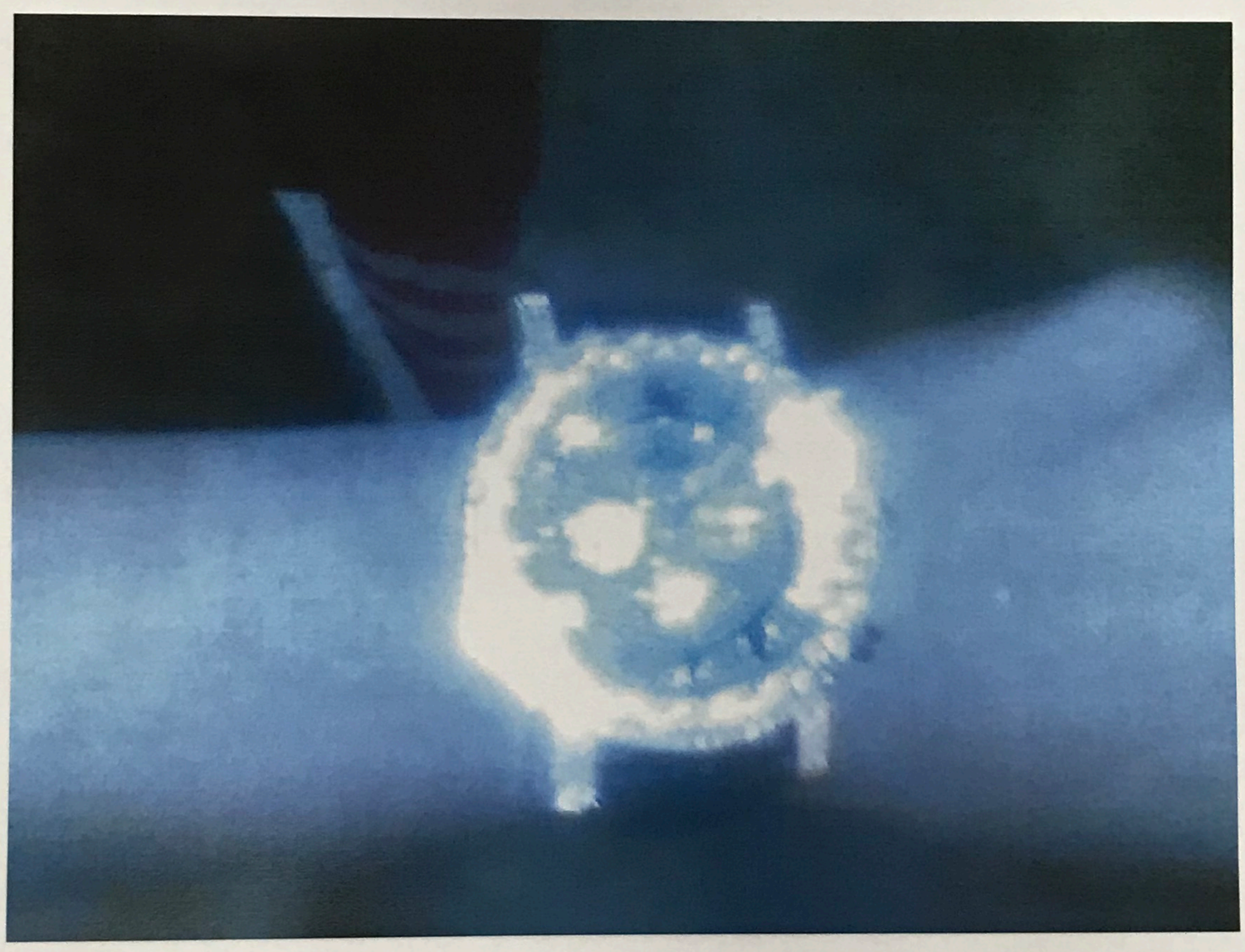
CRIMINAL RECORD

Conviction	Jurisdiction	DOO	Date of Conviction
PWIMSD MARIJUANA (F)	NORTHAMPTON	03/04/2011	01/04/2012
POSSESSION DRUG PARAPHERNLIA (M)	NORTHAMPTON	03/04/2011	01/04/2012
SECOND DEGREE TRESPASS (M)	NORTHAMPTON	04/29/2011	08/25/2011
POSSESSION STOLEN GOODS/PROPERTY (M)	NORTHAMPTON	09/05/2005	04/28/2008
POSSESSION OF MARIJUANA UP TO ½ OZ (M)	HALIFAX	12/21/2006	03/21/2007
POSSESSION DRUG PARAPHERNALIA (M)	HALIFAX	12/21/2006	03/21/2007

Handout 29

EXHIBIT
7

PENGAD 800-631-6989



EXHIBIT

8

PENGAD 800-631-6989

EXHIBIT
9

PENGAD 800-631-6989

PENGAD 800-631-6989

EXHIBIT

10

EXHIBIT

11

PENGAD 800-631-6989

PENGAD 800-631-6989

EXHIBIT

12

EXHIBIT
13

PENGAD 800-631-6989

EXHIBIT

15

PENGAD 800-631-6989

EXHIBIT

16

PENGAD 800-631-6989

EXHIBIT

17

PENGAD 800-631-6989

EXHIBIT

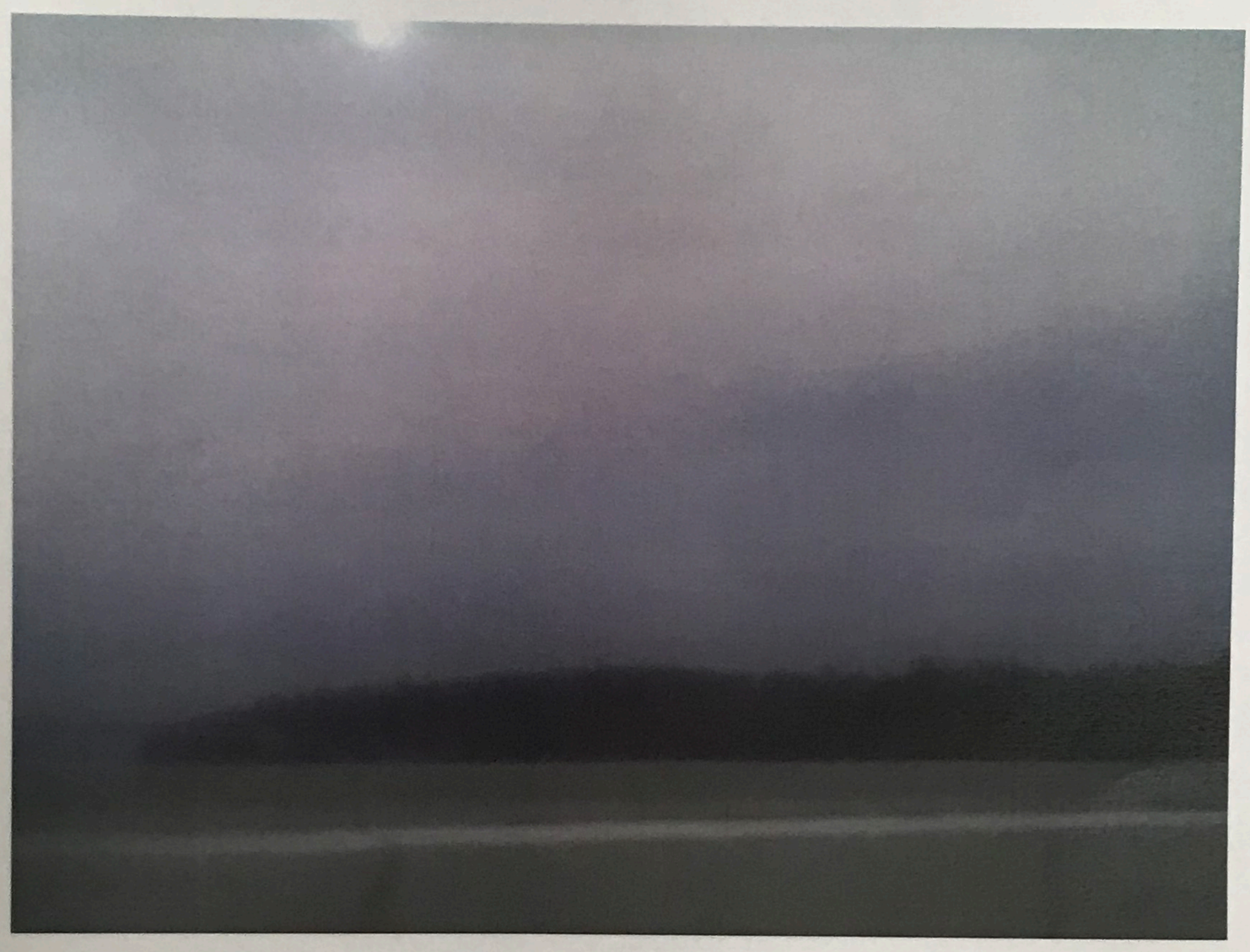
18

PENGAD 800-631-6989

PENGAD 800-631-6989

EXHIBIT

19



EXHIBIT

20

PENGAD 800-631-6989

EXHIBIT

21

PENGAD 800-631-6989

Handout 30

REGINA KNIGHT

CRIMINAL RECORD

Conviction	Jurisdiction	DOO	Date of Conviction
DWI – LEVEL 4 (M)	NORTHAMPTON	03/21/2016	05/18/2017
ASSAULT SERIOUS BODILY INJURY (F)	NORTHAMPTON	05/10/2003	11/17/2003
SIMPLE ASSAULT (M)	NORTHAMPTON	06/08/1996	07/29/1996
DWI – LEVEL 5 (M)	NORTHAMPTON	07/18/1992	09/17/1992

Handout 31

TIFFANY BROWN

CRIMINAL RECORD

Conviction	Jurisdiction	DOO	Date of Conviction
POSSESSION OF MARIJUANA UP TO ½ OZ (M)	NORTHAMPTON	03/04/2011	02/27/2012

Handout 32

MS. BRIDENSTINE: Do you think it's possible that, you know, that they were there, they saw people in your family, and you just don't remember it?

MS. TAYLOR: There you go. How is that? Yeah, that's it. I don't remember none of that stuff. I don't know.

MS. BRIDENSTINE: But you think it's possible they were there, in Philadelphia?

MS. TAYLOR: They might have been. They might have been. I don't know.

MS. BRIDENSTINE: And do you recall Ann coming down to North Carolina and testifying?

MS. TAYLOR: No, I don't recall none of that.

Handout 33

DEFENDANTS' STATEMENTS BY TOPIC

JAMAL THOMAS' STATEMENTS ABOUT CRIME

Jamal Thomas - Date of Statement	9/3/08 Statement to NCSO	2/25/09 Interview by DA	7/7/10 Interview by DA	7/9/12 Letter to Center on Actual Innocence	10/23/12 Interview by Antinore	8/4/2020 Commission Deposition
Whose idea to commit the crime?	Moses and Freeman	Moses	Moses and Freeman	N/A	Moses and Freeman	Moses or Freeman. Knew Tacoma Davis and family were out of town.
Where did the shotgun come from?	Williams brought it	Williams brought it	Williams brought it	N/A	It was Jamal's gun that he got from his aunt. He gave it to Freeman a week earlier.	Gun belonged to Thomas, who bought it in Summer of 2007 from a cocaine user. On night of crime, Freeman retrieved gun from Freeman's house. Freeman had stored it at his house before the crime.
Who was in the car?	Thomas, Freeman, Moses; Williams joined them at the Cupboard	Thomas, Freeman, Moses; Williams joined them at the Cupboard	Thomas, Freeman, Moses; Williams joined them at the Cupboard	Thomas, Freeman, Moses	Thomas, Freeman, Moses	Thomas, Freeman, Moses
Who cut phone lines?	N/A	N/A	N/A	N/A	N/A	N/A
Who shot the door?	N/A	N/A	N/A	N/A	N/A	Freeman
Who went in the house?	Freeman, Moses, Williams	Moses said he and Freeman	Freeman, Moses, Williams	Freeman, Moses	N/A	Freeman, Moses, Thomas.
Who sexually assaulted Ms. Davis?	Moses said Freeman did	Moses said Freeman did	Moses said Freeman did	N/A	Freeman	Saw Freeman on top of the victim

DEFENDANTS' STATEMENTS BY TOPIC

Jamal Thomas - Date of Statement	9/3/08 Statement to NCSO	2/25/09 Interview by DA	7/7/10 Interview by DA	7/9/12 Letter to Center on Actual Innocence	10/23/12 Interview by Antinore	8/4/2020 Commission Deposition
Who stole what?	Moses: X-Box, PSP, Timberlands, Jordans, hats, cell phone; Williams: Athletic Bag, Timberlands, Jordans; Freeman: money, revolver; Thomas: nothing	Moses: video games, money; Williams: shopping bag, Tims box, Tims, jewelry; Freeman: pistol; Thomas: nothing	Jordan, Tims, 2 PSPs, an X-Box, a gun, a bag of jewelry, money (unclear who took what) Thomas: nothing	N/A	He mentions boots and jewelry, but it is unclear who took what.	Freeman: .38 handgun, money, videogames; Moses: money, videogames; Thomas: money, videogames, Timberland boots, sneakers, pearls, ring (different from one recovered from Cinita Long); Williams: nothing. Freeman, Moses, and Thomas threw one cell phone from the car & burned a second cell phone.
Who shot Erel Jordan?	Moses said Williams did	N/A	"Coatney had the shotgun going out and coming back."	Freeman	N/A	Freeman
Who shot at Jennifer Williams?	Freeman	N/A	Freeman	N/A	Freeman	Freeman. Freeman first shot with shotgun and then with handgun from the Davis' house.
Who last had the shotgun?	Moses, Freeman	Freeman (unclear which gun)	N/A	N/A	N/A	Freeman kept it after the crime.
Who last had the .38?	Moses, Freeman	Freeman (unclear which gun)	N/A		N/A	Freeman kept it after the crime.
Who was present for the conversation about the crime at Rasheed's house?	N/A	Thomas, Moses, Freeman, Williams (unclear if anyone else or where they were)	N/A	N/A	Thomas denied being present for this conversation.	Thomas, Freeman, Alston. April Smith was in a different room.

DEFENDANTS' STATEMENTS BY TOPIC

ANTONIO FREEMAN'S STATEMENTS ABOUT CRIME

Antonio Freeman - Date of Statement	9/4/08 Statement to NCSO	7/12/10 Interview by DA	7/13/10 Testimony	10/15/12 Letter to Center on Actual Innocence	6/17/14 Interview by PI Wiggs	8/4/2020 Commission Deposition
Whose idea to commit the crime?	N/A	Moses	Moses	N/A	N/A	Does not know; not his idea. Believes Thomas, Moses, and Williams were talking about it in car, but is not sure. After Williams was dropped off, he was told which house they were going to break into.
Where did the shotgun come from?	N/A	Williams brought it	Williams brought it	N/A	N/A	Does not know. Shotgun was in Thomas' car or trunk.
Who was in the car?	N/A	Thomas, Freeman, Moses; Williams joined them at the Cupboard	Thomas, Freeman, Moses; Williams joined them at the Cupboard	Thomas, Freeman, Moses	N/A	Thomas, Freeman, Moses, and Williams. Williams was dropped off at home 15-20 minutes before crime.
Who cut phone lines?	N/A	Thomas	Thomas	N/A	N/A	Thomas
Who shot the door?	N/A	Williams	Williams	N/A	N/A	Either Thomas or Moses
Who went in the house?	N/A	Freeman, Moses, Thomas, and Williams	Freeman, Moses, Thomas, and Williams	N/A	N/A	Freeman, Moses, and Thomas
Who sexually assaulted Ms. Davis?	N/A	Freeman, but he "didn't mean to"	Freeman	"We told her to strip."	N/A	Freeman told her to strip. Denies touching her or sexually assaulting her. Either Thomas or Moses put a gun between her legs but will not say who.

DEFENDANTS' STATEMENTS BY TOPIC

Antonio Freeman - Date of Statement	9/4/08 Statement to NCSO	7/12/10 Interview by DA	7/13/10 Testimony	10/15/12 Letter to Center on Actual Innocence	6/17/14 Interview by PI Wiggs	8/4/2020 Commission Deposition
Who stole what?	N/A	Freeman: money; Moses: two PSPs; (unclear who took what else)	Freeman: .38 pistol, money; Moses: X-box and shoes (They all checked different areas, unclear who took what.)	N/A	N/A	Freeman: money and the .38 handgun; Thomas: money; Moses: money. Thomas and Moses took items from the house, but Freeman does not know what they took. Cinita Long got some of the jewelry.
Who shot Erel Jordan?	N/A	N/A	Williams (implied)	"Me and Karon both were shooting at him."	N/A	Moses
Who shot at Jennifer Williams?	N/A	Freeman	Freeman, but he said he was trying to scare her	N/A	N/A	Freeman did with the .38 handgun.
Who last had the shotgun?	N/A	N/A	N/A	N/A	N/A	Thinks Moses last had shotgun as they were running away. Does not know what happened to it.
Who last had the .38?	N/A	N/A	N/A	N/A	N/A	Freeman. He lost it. The police took it, but he does not know how they got it.
Who was present for the conversation about the crime at Rasheed's house?	N/A	Moses, Freeman, Thomas, Williams, Robert Branch – this conversation was "amongst ourselves" at Rasheed's house and it is unclear if anyone else was around.	Williams, Thomas, and Moses; Freeman and Thomas did most of the talking. Also present were Robert Branch, April Smith, and Rasheed Alston.	N/A	N/A	Freeman, Moses, Thomas, Alston, and Robert Branch. Does not think Williams was present. Conversation occurred outside Alston's house.

DEFENDANTS' STATEMENTS BY TOPIC

KARON MOSES' STATEMENTS ABOUT CRIME

Karon Moses - Date of Statement	9/4/08 Statement to NCSO	Unknown (Statement to ATF)	11/6/12 Interview Attempt by Antinore	11/7/12 Interview by Center on Actual Innocence	8/6/2020 Commission Deposition
Whose idea to commit the crime?	N/A	Freeman and Thomas	N/A	N/A	Thomas
Where did the shotgun come from?	N/A	Thomas	N/A	N/A	Thomas
Who was in the car?	N/A	Freeman, Moses, Thomas	N/A	N/A	Moses, Freeman, and Thomas
Who cut phone lines?	N/A	Moses	N/A	N/A	Moses
Who shot the door?	N/A	Freeman	N/A	N/A	Moses
Who went in the house?	N/A	Freeman, Moses, Thomas	N/A	N/A	Moses, Freeman, and Thomas
Who sexually assaulted Ms. Davis?	N/A	Freeman "watched" her	N/A	N/A	Freeman made her take her clothes off and got on top of her.
Who stole what?	N/A	Moses: X-box, money; Thomas: jewelry; (Shoes, Jordans, and boots also mentioned, but unclear who took them)	N/A	N/A	Moses: money, one videogame; Freeman: money, cell phone; Thomas: money, hats, shoes. Moses threw a phone out the car window. Thomas burned some items, including a pocketbook.
Who shot Erel Jordan?	N/A	Freeman	N/A	N/A	Moses
Who shot at Jennifer Williams?	N/A	Freeman	N/A	N/A	Freeman with the .38 handgun.
Who last had the shotgun?	N/A	Thomas kept it	N/A	N/A	Moses had the gun when they left the Davis' house. He put it in Thomas' car after the crime and last saw it there. He is certain that Thomas kept it. He is not sure what happened to it.
Who last had the .38?	N/A	Freeman told Moses he threw it in a field	N/A	N/A	Freeman had it last. He thinks the police found the gun in a lady's backyard.
Who was present for the conversation about the crime at Rasheed's house?	N/A	N/A	N/A	N/A	Moses denies ever being present at Alston's house during a conversation about this crime.

DEFENDANTS' STATEMENTS BY TOPIC

Note: Coatney Williams has never provided any details about the crime. He has never admitted to being present at the victims' house and has maintained that he had an alibi. On 7/29/08, he told Det. Burnette that Jamal Thomas gave him a pair of boots that were stolen from the Davis house. He also told Det. Burnette that Jamal Thomas gave Cinita jewelry that was stolen from the house. At his deposition with Commission Staff on 8/7/2020, he testified that he was not present during this crime and did not participate in the crime. He learned about the crime after it happened and received a pair of Timberland boots from Jamal Thomas that he believed came from this crime. He thought he might have stored the shotgun that was used in this crime for Jamal Thomas before the crime. He gave this shotgun back to Jamal Thomas two days before this crime. He assumed Jamal Thomas was going to do a "lick" with the shotgun. He did not know anything about the planning of this crime and never heard anything about it beforehand.

Handout 34

ANTONIO FREEMAN

CRIMINAL RECORD

Conviction	Jurisdiction	DOO	Date of Conviction
FIRST DEGREE BURGLARY (F)	NORTHAMPTON	12/29/2007	07/16/2010
SECOND DEGREE SEXUAL OFFENSE (F)	NORTHAMPTON	12/29/2007	07/16/2010
ROBBERY WITH A DANGEROUS WEAPON (F)	NORTHAMPTON	12/29/2007	07/16/2010
SECOND DEGREE TRESPASS (M)	NORTHAMPTON	02/19/2008	05/15/2008
SECOND DEGREE TRESPASS (M)	NORTHAMPTON	03/06/2008	04/14/2008
SECOND DEGREE TRESPASS (M)	NORTHAMPTON	02/26/2008	04/14/2008
COMMUNICATING THREATS (M)	NORTHAMPTON	02/26/2008	04/14/2008
CRIMINAL CONTEMPT (M)	NORTHAMPTON	04/14/2008	04/14/2008
COMMUNICATING THREATS (M)	NORTHAMPTON	10/21/2007	01/28/2008
FICTITIOUS INFO. TO OFFICER (TRAFFIC)	HALIFAX	08/25/2005	10/05/2005
LARCENY (M)	HALIFAX	08/30/2005	10/05/2005

Handout 35

Antonio Freeman DPS
Record Summary

Sealed by Order of the Court

Handout 36

Antonio Freeman's Testimony During NCIIC Deposition

Note: This deposition took place on August 4, 2020 by Staff Attorney Julie Bridenstine (JB). Antonio Freeman goes by the nickname "YaYo" and often refers to Jamal Thomas as "Mal" and "Mally". Coatney Williams is sometimes referred to as "Tek". For ease of understanding, we have changed their nicknames to their real names in this digest.

Page #	Description of Freeman's Testimony
1-2	• Cover Page and Exhibit List.
3	• Introduction and Covid-19 Statement.
4-9	• Deposition ground rules and process. • Freeman states he think some of what he might say in the deposition might be considered perjury.
10-14	• Freeman says he is currently on medications that make him slower to respond and that the medications also make him dizzy. • Doesn't know if the medications will interfere with his ability to recall things. • Currently taking Tegretol, Effexor, Risperdol, and Ibuprofen. Freeman takes the Ibuprofen for a stabbing he endured the year before the other medications for PTSD, anxiety, and depression. • Freeman did nothing to prepare for the deposition and did not talk to anyone about it.
15	• Clarification that the Commission is a different organization than the people who spoke to Freeman in 2014-2015.
16-19	• Freeman is currently incarcerated at Warren Correctional Institute. • **Exhibit 3 –** doesn't recognize anything about the photograph. • **Exhibit 4 –** says the shape of the person's head looks kind of familiar. • **Exhibit 5 –** says he believes this is a photograph of Coatney Williams (Williams.) • **Exhibit 4 –** Freeman looks at this exhibit again and says the person in the photograph is "throwing up" with their hands, and that it's a gang sign that represents a set of the Bloods. • Had a cell phone in December of 2007 but doesn't remember the number.
20-22	• Knew Williams from the neighborhood and met him around 2006 and says they were associates. • Williams went by the nickname "Tek". • Williams was in the Bloods in December 2007, but doesn't know which particular set he was in. • Says he didn't deal that closely with Williams, but Williams dealt with his best friend, Karon Moses (Moses), more. • Would see Williams 3-4 times a week. • Lived in the projects in Seaboard in December 2007; believes Williams lived in a trailer with his mother in Seaboard.

22-23	• Knew Williams's younger brother, Robert, as "Little Robert" and knew his older brother only by his nickname "Mook" • Closer with Robert than he was with Williams, but says they were associates. • Hasn't had contact with Williams since they've been sentenced on this case.
24-26	• Had contact with Williams in 2009 to 2010 prior to any of the pleas or trials and says that Williams cut his hair a couple of times. • Doesn't know who Williams's girlfriend was in December 2007. • Freeman laughs and says he is not afraid of Williams. • Knew Moses because they both lived in the same projects; says they were like "brothers". • Moses did not have a nickname and was not in a gang in December 2007 and is not in a gang now.
26-28	• He has heard that Moses joined a gang while in prison, but isn't sure. • Heard he had joined the Bloods, but didn't ask what set he was in because he didn't care. • The last time he spoke with Moses was the day they took their pleas. • Met Jamal Thomas (Thomas) around the end of 2005 and beginning of 2006. • Says he and Thomas were close associates who had a good relationship and dealt with one another on a weekly basis. • Saw Thomas almost every day in 2007 and occasionally hung out with him. • Thomas went by the nickname "Mal" and has never known him to be in a gang. • Says Thomas lived in Murfreesboro in December of 2007. • Last had contact with Thomas sometime in 2009 in the county jail.
29-31	• Freeman says he was in the Nine Trey sect of the Bloods in December 2007 and that Williams was not in this sect. • Says he is not in a gang right now, but admits the prison made a determination that he was in possession of gang materials because of the way someone signed a letter to him. • Freeman said it was not United Blood Nation material, though. • Says he left the gang last year. • Doesn't believe Williams is in a gang because Williams told on him by giving the detective information about everything that happened. • Freeman says that if Williams wanted to stay safe, he wouldn't still be in a gang, and he was told information that he wasn't in a gang. • The last time he heard Williams wasn't in a gang was in early 2019. • Hasn't had contact with Williams since they've been in prison.

31-35	• **Exhibit 28** – Freeman says the signature on this affidavit looks like his signature. • Remembers signing the affidavit and says that nothing is inaccurate in it. • Knew Tacoma Davis (Davis) from the neighborhood and calls him an associate. • Met Davis around the same time he met Thomas in 2005-2006. • Says Davis was a Blood or tried to be a Blood, but says he was a Blood at the time of the crime; he got this information from Davis. • Doesn't remember if they were in the same sect. • Davis didn't have a rank in the Bloods.
35-36	• Freeman says he didn't have a rank either. • Doesn't know Davis's mom, Mary Davis. • Knows Erel Jordan (Jordan) from the neighborhood and met him around 2006; describes him as an occasional associate. • Freeman would hang out with Jordan if they were with the same people, but did not see him often. • Jordan didn't have a nickname. • Doesn't know Jennifer Williams. • Williams knew who Davis and Jordan were, but doesn't know what their relationships were like.
37-41	• Doesn't know if Williams knew Mary Davis or Jennifer Williams. • Didn't know where Mary and Tacoma Davis lived in December 2007 and had never been to their home prior to the crime. • Says Moses knew Davis and Jordan and that they were occasional associates. • Thomas knew both Tacoma and Mary Davis and Jordan; Thomas was associates with Tacoma Davis and Jordan and knew Mary Davis through Tacoma. • Freeman says that an associate means that they would associate with Davis and Jordan when they were around in the same spots or with the same people they were chilling with. • Didn't have issues with Tacoma Davis or Jordan. • Moses didn't have issues with Tacoma Davis or with Jordan. • Doesn't know if Thomas had issues with Tacoma Davis, but says Thomas did not have issues with Jordan. • Doesn't know if Williams had issues with Davis or Jordan. • Says that Antwanna Lee (Lee) was an occasional girlfriend of Williams.
41-42	• Says he thinks Lee was dating Williams before he had met him, but that they still chilled together. • Knows that Lee was also dating Davis and believes they were dating in December of 2007.

	• Freeman says he was dating Lee's sister, Lakita Odom, but doesn't know if he was dating her in December 2007.
42-43	• Freeman says that on 12/29/07, Thomas and Moses went to his house and picked him up; they drove to a store and stopped there. Williams got in the car and they dropped Williams off at his house. After dropping Williams off, Freeman, Thomas, and Moses then committed the crime. • Says the store they went to was the Cupboard. • Doesn't know whose idea it was to commit the crime, but that it wasn't his.
44	• Says he didn't know of the plan to commit this break-in prior to being picked up by Thomas and Moses. • Thomas was driving a vehicle he believed belonged to one of Thomas' family members.
45-46	• When they got to the crime scene, they kicked the door in; says he can't remember that part. • Began to rob the house once they were inside. • Asked where her (Mary Davis) son was at and continued to rob the house until he (Tacoma Davis) got there. • Once her son (Tacoma Davis) got there, they ran outside, shot at him (Tacoma Davis), and ran back to the car and got in. • First learned they were going to do a break-in halfway to the crime scene. • Freeman then says he heard them talking about this while Williams was still in the car, but wasn't really paying attention to anything because he was only concerned with smoking his blunt and getting high. • Believes that Thomas, Moses, and Williams were talking about it. • Got to the Davis's home about 15-20 minutes after dropping Williams off
47	• Says he believes Thomas asked Williams to grab something because Williams came back out of the house, but didn't get in the car. • Doesn't know what Williams came back out with, but says Williams and Thomas were at the back of the car. • Wasn't paying attention to see what was going on at the back of the car.
48-50	• On the way to the Davis's house, Freeman says he was added to the conversation and was told they were going to break into someone's house. • Thinks Thomas told him what house they were going to. • Thinks Thomas and Williams were only at the back of the vehicle for a minute. • Doesn't remember what he had on. • Doesn't remember what Thomas was wearing. • Remembers Moses wearing a red bandana around his neck and says that's how they always wore their bandanas.

	• They all wore something to cover their faces during the robbery, but doesn't remember what it was. • Thinks he was wearing a red bandana.
51-52	• Cinita Long (Long) was the girlfriend of Thomas; doesn't know if she was aware of the crime, but knows she gave the detectives some jewelry. • DeAngelo Mason (Mason) was someone from the neighborhood that Williams, Thomas, and Moses all knew. • Doesn't know why someone would have thought Mason and Thomas committed this crime. • Wasn't aware that Thomas called Jordan or Davis the day of the crime. • Doesn't know where the shotgun used in this case came from; says he doesn't use shotguns. • First saw the shotgun when they got out of the car at the crime scene. • Thinks it was in the trunk and that either Thomas or Moses took it out. • Moses had the shotgun while the crime was going on.
53-55	• Says he was handed the shotgun as they walked up to the house and then handed it off to someone else. • Says the door was shot, but doesn't know which one of them shot the door. • Freeman says he wasn't paying attention to those details because he was looking around to make sure no one walked up on them. • Doesn't know how the shotgun got into Thomas's trunk, but guesses Thomas put it there, but he didn't see him put it there. • Doesn't know who owned the shotgun or where it came from. • Knows who Angela Williams is because they used to go over to her house and smoke weed with her. • Says he was never aware of a plan involving Thomas robbing Angela Williams prior to this case, but knew the day it happened because the police tried to make it seem like he did it. • Freeman says he was questioned about that crime as a suspect and says that he gets blamed for anything that happens in Seaboard and surrounding areas. • Since he was questioned about that case by the police, that's how he found out about it. • Doesn't know if anything was taken from Angela Williams's house. • Doesn't remember if he was questioned about this crime before or after the crime that occurred at the Davis's house because he used to get high a lot and his days are mixed up.
55-57	• Freeman laughs and says that Rasheed Alston (Alston) is someone that stayed down the street from him. • Doesn't like Alston, but knows they were cool prior to 2007.

	• Says Alston found out that his wife was messing around with him (Freeman) and other people, and was also told that Freeman broke into his car. • Doesn't know his wife's last name, but her first name is April. • Doesn't know if Alston ever had a shotgun. • Says the only reason he knows Alston's government name was because it was in his discovery; knew him as "Sheed".
57-58	• Says that they all had guns at that time, but doesn't know the type of gun that Williams had. • Saw Williams with a handgun and says that's what most of them carried. • He has never had a shotgun in his life. • Doesn't know if Thomas had a shotgun and has never heard of him having one. • Has only seen Thomas with handguns. • Knows that Moses did not have a shotgun. • Doesn't know whether Williams has ever had a shotgun.
59-61	• Says he doesn't do the "government name thing", meaning the names on their birth certificates, and doesn't want people to know his, because that's how people tell on you. • Doesn't know where the shotgun in this case ended up, but thinks the last person he saw with it was Moses. • Doesn't remember hearing about the Seaboard Police Department getting broken into in 2007. • Says people in Seaboard didn't like him. • Think he saw Williams's little brother, Robert, the day before this crime, but can't give an exact place as to where they met up. • Knows Robert was nowhere around when this crime occurred.
61-63	• Remembers that Little Robert's name was Robert Branch, III (Branch). • Doesn't know where Branch was at that time. • The last time he saw Williams was 15-20 minutes before they reached the Davis's home. • Think he saw Williams the next day and says he saw Branch the next day in front of Alston's house. • He would get in touch with Williams by just ending up in the same place. • Williams didn't have a cell phone. • Says he used to hang out with Williams's older brother a lot who lived in Roanoke Rapids, and he would see Williams there a lot. • He would see Williams's younger brother Branch when he would go to his (Freeman) house. • They also would walk to each other's houses. • They didn't do a lot of calling or texting until after 7pm when the minutes were free.

64-67	• Would call Branch on a cell phone. • The first time Williams became aware of the crime was when they were driving in the car; doesn't know if Williams knew about it before this. • Doesn't know if Williams was talking to Thomas and Moses about the crime, but knows Thomas and Moses talked about the crime in front of Williams before they dropped him off. • Believes Branch heard about the crime from Thomas the day after it happened when he was outside of Alston's house. • Moses was also there and says they were about to smoke some weed. • Doesn't think Williams was there at the time. • Isn't aware of anyone calling Williams or Branch and telling them about the crime. • Doesn't know who Lacey Clanton is.
67-68	• Parked down the street from the crime scene and Thomas and Moses got out first; he was still sitting in the back seat smoking a cigarette. • They walked up the street and then walked up a pathway. • When they got close to the house, he began looking into the windows because the lights were on. • Saw Mary Davis on the phone; he had the shotgun at the time and a pistol on his hip. • Told Thomas about Mary Davis being on the phone and Thomas said he could clip the wire. • Thomas clipped the wire to cut the phone off and when they walked back around, they noticed Mary Davis was no longer on the phone. • They walked up the steps to the back door. • Freeman says the door was too heavy for one of them to kick in, so he gave the shotgun to one of them to shoot the door. • Tacoma Davis wasn't home when they got inside. • They began robbing the house. • Doesn't remember who had the shotgun, but while they were walking down the hallway, he was handed the shotgun. • Freeman says he got to the room Mary Davis was in and she had a gun; he told her to drop her gun and she did. • He then walked over and picked up her gun and asked her where the money was and where her son was; she began crying and said they had no money. • He then told her to strip and she did. • He gave the shotgun to someone else and they searched another room.
69-70	• He held onto Mary Davis's gun. • Tacoma Davis came home when they were searching the other rooms. • Guesses Jordan was with Tacoma Davis, but didn't see him until they approached Tacoma Davis in the house.

	• When Tacoma Davis saw them in the house, he took off running and they went behind him. • Moses began shooting and he (Freeman) went back in the house to grab the money they found. • Guesses Moses shot Jordan because he (Freeman) didn't start shooting until later. • He put the money in a bag and left and went back to the projects in Seaboard. • While they were in Thomas' car, they were chased. • He told Thomas to stop the car and he then got out of the car and started shooting at the people who were chasing them with the handgun that he took from the home. • Thomas stopped the car in someone's driveway.
71-72	• They went back to his side of the projects, but doesn't know exactly where Thomas parked. • They stopped at Thomas's house for 5 minutes; Thomas got out of the car and went in the house, but doesn't know what he did. • Says the police took the handgun, but doesn't know how they got it. • Doesn't know what was taken from the Davis's home because he didn't care about that.
72-73	• He had some of the money that was taken from the home, and the gun until it got lost. • Doesn't know how the gun got lost, but just knows the police ended up with it; he was told this by someone that gets information from the police in 2008. • Doesn't know if anyone burned any of the items taken from the home, but knows he didn't. • Saw in his discovery what was taken from the home. • Thomas and Moses also took items from the home, but doesn't remember seeing those items in the car.
74-75	• Hoped that Thomas and Moses were going to sell the items, but Long got some of the jewelry. • Says the money was split between them, but he kept some extra money while they were in the car. • When they left the Davis's home, he sat in the back seat. • Thinks Moses was in the front seat, but thinks he was in the back seat when they were waiting for Thomas to come out of the house. • Would occasionally see Williams at house in Roanoke Rapids where they had mutual friends named CJ and Q. • Didn't know Williams got anything from the robbery until he read about him getting the Timberlands in his discovery.
76-78	• Saw Long in the projects after the crime happened, but doesn't remember if he saw her the day it happened.

	• Not sure if he was present when the crime was discussed after it happened, but read in his discovery that he was there when Thomas told Branch. Freeman doesn't remember this happening. • Knows they were in front of Alston's house because that's where Thomas parked the car, but doesn't remember being inside his house when a conversation about the crime occurred. • Says there was only one person he has ever told about this crime and that he isn't going to name this person. • Says this person's name hasn't come up in the deposition and this person has no connection to the crime. • Doesn't want this person to be in any trouble.
79-80	• Says he never had any discussions with his co-defendants about the crime after it happened, and if they had, they wouldn't be locked up. • Has never talked to Williams or Thomas about it. • He had a conversation with Moses where they said it was a waste of time. • Not aware of his co-defendants talking to each other about the crime after it happened. • Doesn't remember hearing Thomas saying anything about the crime around him. • Remembers some of what Thomas told the DA's office and law enforcement about the crime. • Was able to read the discovery in his case and showed it to Moses and Williams while they were at the Northampton County Jail; thinks he might have shown them both this in 2009.
81-82	• Showed Williams the discovery because he wanted Williams to recant his statement. • Told Williams that he's not the one that said Williams was there and that it was Thomas that said that. • Showed this to Williams when he came to the block to cut his hair. • Showed it to Moses because that was his "little brother." • Says Williams asked him to write a statement saying he wasn't there, but Freeman wouldn't do it because Williams told on him. • Says Williams asked him to write a statement 2 or 3 times in 2009 and that he asked Freeman to do this prior to Williams's trial.
83-85	• Not aware of Williams or Moses saying anything to anyone about the crime prior to them giving their statements. • Heard some people saying that Williams told them he wasn't there, but can't say who they are because he doesn't know their names or their nicknames because he doesn't like people, especially men. • **Exhibit 29 –** says this is his signature at the bottom and recognizes this as the statement he gave to Detective Burnette when he was first charged with the crime.

	• Freeman writes in the statement that he doesn't know anything about the crime and says that he was being charged with a crime that carries a lot of time, and that there was no evidence and that only way the State could convict him is through his co-defendants.
86	• Didn't know anything about his co-defendants telling, but was told that that Thomas and Williams had told. • Moses said something along the lines of what he (Freeman) said. • He had been arrested for another case and thinks it was for a probation violation when Detective Burnette talked to him about this case. • Thinks he talked to Detective Burnette for 10-15 minutes and told her it was pointless for her to talk to him. • Says she hinted at his co-defendants and other people telling her about the crime.
87-88	• He was aware that Thomas and Moses were being investigated for this case because they were locked up in Northampton County on other charges. • First became aware that Williams gave a statement in this case when he wrote a letter to Moses and Moses showed him the letter. • He also saw this letter in his discovery. • **Exhibit 30 –** says this is the letter Williams sent to Moses and can tell from the handwriting.
89-93	• No one else was present when he met with Detective Burnette on 9/4/08. • Says she told him that the other co-defendants were helping themselves and he told her he watches "First 48" and that she wasn't going to get him like that. • Remembers talking to the DA's office on 7/12/10 after he found out how much time he was going to get. • Met with the DA's office because he felt like this was Williams's fault. • **Exhibit 32 –** says this is the Transcript of Plea that he signed on 7/12/10 and says this occurred before he met with the DA's. • Says he took the plea because his attorney said that Moses and Thomas were willing to testify against him and that he had a low chance of winning at trial. • Wasn't really his understanding that he would be testifying at Williams's trial; thought all he had to do was make a statement. • His attorney was Jackson Warmack and he was present during the meeting with the DA's.
93	• Remembers telling the DA's what Thomas had said and what was in the discovery. • Says that most of what he told the DA's wasn't true. • Says the parts of his statement that weren't true were about Williams being there and participating and the parts about him (Freeman) and Mary Davis.

	• Says he lied to the DA's Office because that's what was expected of him.
94-96	• Says he was told the expectation was that they didn't care about the truth and all they wanted was to get a conviction of both him and Williams. • Says his attorney basically told him that. • Doesn't remember ever hearing Moses and Williams talk about getting a gun from Williams in the car. • Says his statement about seeing Williams come out of his house with a gun isn't accurate and that he doesn't remember seeing Williams come out with a gun, and can't say that he saw Williams with a gun in his pants.
97-101	• Says that it's not true that Williams was with them when they went to the Davis' home. • Continues to say that Williams wasn't there during the crime. • Doesn't remember whether Thomas took a bag and burned the contents of it in a barrel the night of the crime. • Says he remembers telling the DA's about a conversation the day after the crime at Alston's house where he, Thomas, Williams, and Branch were present and that it was mostly him (Freeman) and Moses talking about the crime. Freeman says this isn't true and said he got this out of Williams's statement. • Says he asked Mary Davis to strip but that he never touched her. Remembers saying in his statement that he put the shotgun between her legs and didn't mean to touch her vagina, but says that's not true. • Says he doesn't want to say who was in the room with the gun, but it wasn't him and it wasn't Williams. • Says that one of his co-defendants did put a shotgun between Mary Davis's legs, but that he doesn't want to say who it was. • **Exhibit 33** – says he remembers testifying at Williams's trial and that some of his testimony was truthful, but that generally the part that wasn't true was about Williams being there.
102-105	• Says it's accurate that he saw Williams at the Cupboard and that Williams got into Thomas's car with them. • Says that it's not true that Williams changed clothes and came out with a shotgun. • Doesn't know if Williams ever had a 12-gauge shotgun. • Did see Thomas and Moses load the shotgun from the trunk once they arrived at the Davis's house. • Continues saying that Williams was not present at the crime. • Admits to shooting at the car that was following them 2 to 3 times with the .38 that was taken from the Davis's house. • Doesn't know if anyone shot at the car following them with the shotgun. • Says Alston lived in the set of houses next to the set of houses that was beside his and that they lived on the same street.

106-109	• Says Williams wasn't with them when they were in front of Alston's house. • Doesn't remember ever being inside Alston's house, but remembers being outside and hearing Thomas saying something about the crime. • Doesn't remember if he saw Thomas with a shotgun a couple months prior to the crime and doesn't remember if Thomas ever stashed guns at a house. • Says he testified at Williams's trial because he was mad at him for giving a statement about what he (Freeman) did. • Says he is telling the truth now and that he was mad at Williams. • Doesn't remember getting a letter from the NC Center on Actual Innocence, but remembers 2 people coming to talk to him in prison. • **Exhibit 34 –** says he doesn't remember receiving this letter that's dated 10/15/12 to him while he was incarcerated at Alexander Correctional. • The letter has instructions to return the answers to the questions; he says the handwriting resembles his handwriting, but he doesn't remember it.
110-113	• After hearing the answers to the questions read aloud, Freeman says he remembers writing it. • Says he wrote in his answers that Williams wasn't in NC at the time of the crime because he got that from Williams's statement. • Says he remembers Williams being in NC the night of the crime and that he was at the store and remembers this because he (Freeman) got into a fight with his mother and left with Moses and Thomas. • Doesn't remember Branch saying anything to him about going to Pennsylvania and knows he chilled with him (Branch) on Christmas and New Year's that year.
114-118	• Knows he saw Branch the day after the crime early in the day at the projects, and knows he saw Williams later on that day, but not in the projects. • Doesn't know why people are saying Williams and Branch were in Pennsylvania, but thinks Williams' family is saying this because they don't want him to be in trouble. • Says he wrote in his answers about Thomas telling Williams it was good that they were in PA because it was in his discovery, but says he was never present when Thomas said this to Williams. • Isn't sure if Thomas broke into a house earlier that day and tried to make it look like Williams did it because he was gone, but knows Thomas got charged with it. • Remembers speaking to Williams's attorney and private investigator on 6/17/14. • Remembers telling them that Williams wasn't there and that the meeting lasted between 30 to 45 minutes.

	• **Exhibit 28 –** says this is an affidavit that was prepared beforehand and brought to him on 6/17/14 and believes that Williams's lawyer wrote the affidavit. • Says he was told that the affidavit wouldn't affect his sentence reduction.
118-119	• **Exhibit 35 –** when asked about if he remembers saying he told his attorney that what he signed about Williams being there wasn't true but that he had to testify to it to get his time cut, Freemans says he doesn't remember saying it like that, but that his lawyer was aware that it wasn't true. • Says it felt like revenge to testify at Williams's trial.
120-121	• Says his grandmother's phone number is (410) 664-6143 and that no one currently lives with his grandmother. • Talks to his grandmother occasionally. • Doesn't remember speaking to someone on 7/3/14 on his grandmother's number about Williams being innocent, but does remember speaking to someone about it. • Says he felt like Williams and Thomas were the reason he got locked up and he was mad. • Says Williams threw up some Blood signs to him in court saying that he was "going to get got".
122-125	• Says the number (443) 413-5546 sounds like his mother's old phone number. • His mother's name is Latanya Alston and his step-father's name is Larry Alston. • Says he doesn't find Williams to be a threat. • Has never committed a crime with Williams. • Has committed crimes with Moses, but has never committed a crime with Thomas prior to that night. • Says he and Moses committed one other break-in together.
126-128	• Williams never told him that he was in Pennsylvania the night of the crime. • Says that when Williams was cutting his hair, Williams told him that what he wrote was going away because it can't be used in court. • Can't give a number for how many times he talked to Williams about this case, but says it wasn't that many times. • Saw Thomas and Moses when they got to Polk Correctional, but they went straight to segregation and they didn't say anything to one another. • Says he talked to Moses about it when they were locked up, and when he talked to Thomas about it, Thomas acted like he didn't say anything. • Knows that Moses said Williams wasn't there in his statement and he (Freeman) didn't like that because Williams is part of the reason they all got locked up.

	• Didn't know Williams got anything from the crime until he read in the discovery that he got the Timberland boots.
129-132	• Has no knowledge of Thomas or Moses speaking to Williams since they've been in prison. • Says Williams was not at Mary Davis's house. • Doesn't know if Williams provided the shotgun used in this crime. • Says Williams knew about the crime, but that he didn't help plan it. • Has had no contact with Williams after Williams's trial. • Someone that he looks at as a brother read the transcript and said that Williams was trying to get that person to stop dealing with him (Freeman); told this person that Williams was not involved in this crime.
133-134	• Says there's no one else the Commission should talk to other than Thomas and Moses. • Says no one told him what to say in the deposition and no one has made him any promises or threatened him about his testimony. • Says he was completely truthful to his understanding.
135	• End of record.
136	• Certification.

STATE OF NORTH CAROLINA IN THE GENERAL COURT OF JUSTICE SUPERIOR COURT DIVISION

COUNTY OF NORTHAMPTON

NORTH CAROLINA,	) Case No. 08 CRS 1057, 08 CRS 1059, 08 CRS 1065-1066
vs.	)
COATNEY WILLIAMS	)
Defendant	)

DEPOSITION OF ANTONIO FREEMAN

TUESDAY, AUGUST 4, 2020

EXHIBIT LIST

EXHIBIT 3 .....Page 16
EXHIBIT 4 .....Page 17
EXHIBIT 5 .....Page 17
EXHIBIT 28 .....Page 30
EXHIBIT 29 .....Page 81
EXHIBIT 30 .....Page 85
EXHIBIT 32 .....Page 87
EXHIBIT 33 .....Page 98
EXHIBIT 34 .....Page 105
EXHIBIT 35 .....Page 115

APPEARANCES:

Julie Bridenstine, Staff Attorney
North Carolina innocence Inquiry Commission
Post Office Box 2248
Raleigh, North Carolina 27602

ALSO PRESENT:

Brian Ziegler, Staff Attorney, North Carolina Innocence Inquiry Commission

COVID STATEMENT: Today's date is August 4, 2020. The time is approximately 1:15 p.m. This deposition is being taken remotely, and the witness will be affirmed remotely pursuant to recent COVID-19 legislation including Session Law 2020-3, Section 4.1(c) and extended by, um, Session Law 2020, uhm 74, Section 27(b). Present in, uh, the Randall Billing -- Building in Raleigh are myself, Julie Bridenstine, and Brian Ziegler. We're with the North Carolina Innocence Inquiry Commission. The witness, Antonio Freeman, is located at Maury Correctional Institute.

ANTONIO FREEMAN, being first duly sworn by STAFF ATTORNEY, BRIAN ZIEGLER, testified as follows during EXAMINATION by MS. BRIDENSTINE:

Q. All right. Mr. Freeman, could you please

state your full name and spell it for the record?

A. Antonio Toryando Freeman, A-n-t-o-n-i-o, first name. T-o-r-y-a-n-d-o, middle name. Last name is F-r-e-e-m-a-n.

Q. Mr. Freeman, my name is Julie Bridenstine, and I'm the attorney who will be taking your deposition. I am a staff attorney for the North Carolina Innocence Inquiry Commission, a neutral state agency that investigates post-conviction innocence claims. You've been subpoenaed here today in the matters of State versus Coatney Williams. This case involved the attempted first-degree murder, burglary, robbery, larceny, sexual assault, and other assaults that all occurred on December 29, 2007 in Northampton County, North Carolina. You were one of the codefendants in this case. The victims in this case were Mary Davis, Tacoma Davis, Erel Jordan, and Jennifer Williams. The North Carolina Innocence Inquiry Commission is a neutral and truth-seeking commission. We are not prosecutors, and we do not represent the defendants who make innocence claims with our agency. I'm only looking for the truth in this case.

A. Okay.

Q. Have you ever been deposed before?

A. Uh, that's -- that mean like giving a, uh, basically talking and letting them know what happened or anything like that?

Q. Uh, a deposition is more like an interview,

1 but it is under oath as we are also under oath today. Have you
2 ever done anything like that before?
3 A. Uh, I guess it -- I would be -- it would be
4 to have something to that matter, but it wasn't actually a
5 deposition and, um, I just had some people come and ask me, uh,
6 about the innocence, but they didn't ask me to get, uh, it
7 wasn't like an interview. They didn't ask too many questions.
8 Q. And this was an interview that took place in
9 prison?
10 A. Yes.
11 Q. And, uh, you have testified before at trial,
12 correct?
13 A. Yes. Yes.
14 Q. All right. Well, this, uh, deposition is
15 very similar to at trial you are testifying in oath just as you
16 would be at, um, a person's trial. I just have a few things to
17 go over with to begin with including some ground rules so that
18 we all have the same understanding, okay?
19 A. Uh-huh.
20 Q. Uh, first, you understand that you are
21 testifying under oath or affirmation today?
22 A. Yes, ma'am.
23 Q. Do you understand that your answers today
24 are subject to the penalty of perjury?
25 A. Yes, ma'am. Well, I didn't know that. I

was gonna ask that.

Q. Okay.

A. But I understand that now. Yes, ma'am.

Q. Do you have any questions about that?

A. Uh, well, being that it’s under perjury, you know, uh, I -- I have nothing I really want to say.

Q. So today you’re -- you are under the penalty of perjury, which just means that because you are under oath you are required to tell the truth. Do you understand that?

A. I understand with, uh, that I -- I’m required to tell the truth, uh, with have it and all of that, but I feel that some of what I might say might be again -- might be against up with what was said, so I feel that it might be considered perjury.

Q. Okay. I understand what you’re saying. Um, and you are talking about previous testimony. Is that right?

A. Yes, ma'am.

Q. Do you understand that the oath that you took today or the affirmation that you took today to tell the truth, that that is the same oath that you would make if you were testifying at trial?

A. Yes, ma'am.

Q. So, you are under oath, and are expected to answer completely and truthfully. Do you understand that?

A. Yes, ma'am. That’s -- that was the reason I

said everything I feel I don't want to answer.

Q. Do you understand that at today's deposition, I will ask questions, you will answer and everything that I say and that you say will be taken down verbatim and later transcribed?

A. Uh, now I do. Yes, ma'am.

Q. Do you understand that you'll have the right to request to review the transcript and make corrections before the deposition is completed?

A. Um, can you, uh, explain more? I didn't --

Q. Sure.

A. Can you explain that?

Q. Sure. So your -- your deposition is being recorded right now and once we are done, we will send that recording to a court transcriptionist, a court reporter, who will, um, make a transcript from what was said today. You have the right to look at that transcript and make any changes, um, and review it before the deposition or the transcript is finalized.

A. Okay. Okay. Yes, ma'am.

Q. All right.

A. I understand.

Q. Do you understand that when you review this transcript, you can make any changes of form or substance so that your testimony in this transcript is true, accurate, and

complete?

A. Yes, ma'am.

Q. Do you also understand that we want to find out everything you know about the facts and events in this case and so we want your answers to be as full, accurate, and complete as possible?

A. Yes, ma'am.

Q. Now, I understand you may want to answer questions before I have completed them. However, please wait until you hear my entire question before you answer. Can you do that?

A. Yes, ma'am.

Q. All right. Thank you. Also because inaudible responses are sometimes difficult to record, can you please provide audible responses to my questions?

A. Yes, ma'am.

Q. And what we mean by that is that we can’t record shaking your head one way or the other. So, we’re just asking you to say all your answers out loud.

A. Okay. Yes, ma'am. It got you.

Q. If you do not understand a question that’s okay. Please just inform me that you do not understand a question and ask me to clarify. Um, will you agree to ask me to clarify any question that you do not understand?

A. Yes, ma'am.

Q. If you do not ask me to clarify a question, I will assume that you understood the question and that you gave a complete response. Do you understand that?

A. Yes, ma'am.

Q. After you have given an answer, you may remember more information later on in the deposition that responds to an earlier question. If this is the case, please stop me, tell me you remember more information that is responsive to an earlier question and provide that information. Will you do this?

A. Yes, ma'am.

Q. If I believe that I have a document that will help you respond to a question, I will label it as an exhibit and ask you to review the document. Um, and I know since we are doing this remote, I'll either read out loud from it or I will get close to the camera and show it to you. Um, if you believe that I have a document that will refresh your memory and help you respond to a question, please ask to see it and I will provide it to you if I have it. Okay?

A. Absolutely.

Q. Do you understand that I want you to review records that might help refresh your memory?

A. Yes, ma'am.

Q. Will you ask me for these records if you believe them to be available?

A. Yes, ma'am.

Q. And if for some reason, you need to take a short break let me know.

A. Understood.

Q. Okay. Is there any reason you can't give full and complete responses today?

A. Uh, well, that you said that you have the documents to help refresh my memory on somethings, no.

Q. Okay. Are you taking any medication or drugs of any kind that might interfere with your ability either to recall past events accurately or testify about them fully and completely today?

A. Yes, ma'am. I'm on my medication and I am a little -- that's why it's taking me a little time to respond, uh, to some things because my medication makes me a little dizzy or whatnot and things like that make me a little slower, uh, move slower and talk slower and things like that.

Q. So you said this medication makes you dizzy and move slower and talk slower, um --

A. Yes, ma'am.

Q. -- does the medication have any other, um, influence or interference with your ability to recall things?

A. Well, if -- I've never been in a, uh, situation where I had to recall things from that long ago like that because this is a long time that we're talking about, um,

so I can't say. Like I can't say that it had -- like that it will, but, uh, does it mess with memory, I don't know.

Q. Okay.

A. I've never been put in the position to have to recall like old past things.

Q. What medications are you taking?

A. Um, Tegretol and Effexor right now that, uh, the Tegretol is what messes with my, uh, my movement and things.

Q. Any other medications?

A. I take, uh, Risperdal, but that's at night and I take, um, ibuprofen. That's three times a day, uh, in the -- in the morning, afternoon, and, uh, again at suppertime.

Q. Do you have any condition that might interfere with your ability to testify fully and completely today?

A. Uh, I wouldn't say so.

Q. Do you have any condition that might interfere with your ability to recall past events accurately?

A. I wouldn't say so.

Q. Is there any reason why you're ability to recall past events accurately and testify about them fully and completely is not as good today as it normally is?

A. Uh, like due to the medication I would say or, um, and, uh, due to the time of how long ago things were.

Q. Other than the fact that your -- your memory

may not be as good today as it would have been, you know, in years past, and you said that you had some medications that caused some current symptoms of dizziness and, uh, moving and speaking slower. Is there anything or any other reason other than that why you think you would have trouble testifying today?

A. No, ma'am.

Q. Are you feeling okay today?

A. Yes, ma'am.

Q. Are you currently under the influence of alcohol or drugs, either illegal or prescription?

A. No, ma'am. I was under the, uh, hold on, other -- I'm -- yes, ma'am. The medication I take -- the medication I take.

Q. That's - so that was the te -- teg -- Tegretol?

A. Yes, ma'am.

Q. The -- and Effexor, the Risperdal, and the ibuprofen?

A. Well, at the moment, I'm just on, uh, Tegretol and Effexor and the ibuprofen. I don't take the Risperdal until tonight.

Q. Okay. Do you currently have a medical condition that requires ongoing treatment by a physician?

A. No, ma'am.

Q. What are you taking those medications for,

Mr. Freeman?

A. Um, I take the ibuprofen for pain due to an assault that happened, uh, rec -- uh, recently last year. Um, a stabbing. Uh, I take the Tegretol, Effexor, Risperdal for, um, for mental -- for mental conditions.

Q. And what are you, uh, mental conditions?

A. Um, PTSD, uh, PTSD, uh, um, anxiety, high anxiety, uh, oh, and depression.

Q. Um, and Mr. Freeman, when did you first start, uh, experiencing those conditions? Uh, let's start with the PTSD?

A. Uh, well, I don't know when it started. I was, p -- uh, I was diagnosed, uh, around -- I don't know exactly when, but around 2012-2013.

Q. All right. What about the anxiety?

A. I was diagnosed with all three of these things around the same time. When was the experience? I would say earlier on before I was, uh, locked up, but I got diagnosed in 2012-2013.

Q. And I'm sorry, I missed the first part of what you said. Could you repeat that?

A. I said, um, I experienced these things around -- before I was arrested, uh, like throughout my teenage years, but I was diagnosed in 2012-2013.

Q. Do you believe that you had these

conditions, um, at the time of this crime, which occurred in December 2007?

A. Yes, ma'am.

Q. Do any of the conditions that you have discussed, the PTSD, the anxiety, or the depression, do any of these conditions prevent you from giving truthful, accurate, and complete testimony today?

A. No, ma'am. I don’t believe so.

Q. Are there any other circumstances or issues preventing you in any way from giving truthful, accurate, and complete testimony today?

A. No, ma'am. I don’t believe so.

Q. And, Mr. Freeman, I’m not trying to, uh, pry too much into your personal life, but could you just briefly tell me what the PTSD relates to?

A. Um, it com -- it stems from, uh, things that happened in my childhood and things that happened in the street like, uh, my street life.

Q. Have you done anything to prepare for this deposition today?

A. No, ma'am.

Q. Did you examine or review anything in preparation for the deposition today?

A. No, ma'am. I have nothing to look at. Uh, the staff threw all my st -- my things away years ago.

Q. What year did the staff throw your things away?

A. Uh, 2016.

Q. Have you been asked by anyone to withhold information or misrepresent any facts during the deposition?

A. No, ma'am. No -- no one -- I talked to no one about it.

Q. When did you first learn that the North Carolina Innocence Inquiry Commission was investigating this case?

A. I would say about 2014-2015, somewhere around there.

Q. And what happened then?

A. Um, two lawyers, uh, came to talk to me, um, and, uh, that was about it. They came to talk to me about, uh, the case. That was about it.

Q. And I -- I -- I will represent to you that we work for the North Carolina Innocence Inquiry Commission and that was not, um, our agency, but there are other people, attorneys, and agencies, who work for different innocence organizations or pursue innocence claims, so.

A. Oh, okay. Well, um, I got a letter from you guys in, uh, last month -- in June or Jul -- I mean in July. I got a letter from you guys in July that say you were, uh, um, com -- a -- give me a depo -- uh, deposition, um, that was it.

Q. When did you first learn that the North Carolina Innocence Inquiry Commission wanted to take your deposition in this case?

A. Uh, July of 2020.

Q. And it was with that letter you just mentioned?

A. Yes, ma'am.

Q. From the time that you received that letter from the Commission until today, have you communicated with anyone about the facts of this case or about your deposition?

A. No, ma'am.

Q. Mr. Freeman, what is your date of birth?

A. 5/3/1989.

Q. Where are you currently housed?

A. Warren Correctional Institution.

Q. I'm gonna get close to the camera and show you what has been previously marked as Exhibit 3. It's a photo, um, and see if I can show it to you via the camera. Can you see Exhibit 3?

A. Yes.

Q. Do you recognize this person?

A. No.

Q. Do you recognize anything about this photo?

A. Not from right there. No.

Q. Can you see the entire exhibit? If I move

it up or down?

A. Yes, I can see the whole -- the entire, uh, photo. It's -- I wear glasses, so my vision is not -- is -- what it used to be. Um, no, I don't really notice anything from that picture.

Q. Okay. I'm gonna show you another photograph that has been previously marked as Exhibit 3 -- or sorry, I just showed you three. I'm gonna show you four. All right. This is Exhibit 4. Do you recognize the person in this photo?

A. Now that's -- that's -- that's a -- that photo is very blurry. The photo is very blurry, um, like the shape of the person if that -- if that makes.

Q. Yeah.

A. Um is kind of familiar but the -- the photo is very blurry, but -- I want to say that first, but it look -- the person look kind of familiar. If that makes sense.

Q. Uh, familiar how? What do you mean by that?

A. Like -- like the shape of their head.

Q. Can you tell me anything else about the photo? Do you recognize anything else in the photo?

A. Uh, nah. That's about it.

Q. All right. I have one more photo to show you. I'm gonna show you what has previously been marked as Exhibit Number 5. Do you -- can you see Exhibit 5?

A. Um, it's blurry, but I can see way -- a lot

more --

Q. Do you recog --

A. -- than I can --

Q. Sorry. Do you recognize this person?

A. Yeah. They look very familiar. I mean I believe I know who it is.

Q. Who do you believe it is?

A. I believe it is Coatney. Coatney Williams.

Q. What makes you say that?

A. From the -- the -- like the -- the -- the shape of -- I told you the shape of the person's face and from what they have on.

Q. The previous photo that I showed you, Exhibit 4, you said that that photo looked familiar.

A. Yes.

Q. And, um, what was familiar about Exhibit 4?

A. The shape of that person's s -- head.

Q. Did you recognize anything else from that exhibit?

A. W -- let me b -- uh --

Q. Would you like to take a look at it again?

A. Yeah. Oh yeah. Uh, what they're throwing up with their hands.

Q. Okay. What is that?

A. That's a, uh -- uh, I don't know exactly

which one, but it is one that, uh, one of the sets of, uh, Blood.

Q. Is that a gang sign?

A. Yes.

Q. Do you know what it means?

A. Do I know what it means?

Q. Yes.

A. No, ma'am.

Q. Mr. Freeman, what was your phone number at, um, the time of this crime in December of 2007?

A. I cannot remember.

Q. Did you have a cellphone?

A. When this happened? Yes, ma'am, but I can't remember the number.

Q. Going back to Exhibit Number 5, when you said that the individual in the photo was showing -- I think you said a set of Bloods?

A. Uh, picture, was that five?

Q. Yes.

A. Yes, ma'am.

Q. What set of Bloods?

A. I told you I can't -- I don't, uh, know what set that is. Like there's a lot of them, so I don't know.

Q. But you did recognize it as some sort of a gang sign?

A. Yes, ma'am.

Q. How did you know Coatney Williams?

A. From the neighborhood.

Q. When did you first meet, Mr. Williams?

A. Uh, around 2006.

Q. What was your relationship to Mr. Williams?

A. Associates.

Q. Did Mr. Williams have a nickname at the time?

A. Uh, Tek. Tek.

Q. Was Mr. Williams in a gang in December 2007?

A. Uh, yes.

Q. What gang was he in?

A. Uh, Bloods.

Q. Was he in a particular sect of the Bloods?

A. Uh, yes, which one, I have no idea. It wasn’t -- we wasn’t in the same thing.

Q. What was, um, what was Mr. Williams’s rank in the gang?

A. I haven’t the slightest idea. We didn’t deal that closely where I knew that much about him like he dealt more with one of my best friends.

Q. And who was that?

A. One of my -- my best friends?

Q. Yes.

A. (Laughing)

Q. Which friend?

A. Uh, uh, Karon. One of the -- one of my codefendants. Karon Moses.

Q. Okay. How often would you see Mr. Williams?

A. Um, I'd say a couple -- a few times a week. About three, four times a week.

Q. Would you hang out with him?

A. Not every time that I saw him. No. No. No, ma'am.

Q. Where were you living in December of 2007?

A. Uh, in Seaboard. I don't remember the, uh, particular street.

Q. And that's, um, were you living in the projects in Seaboard?

A. Yes, ma'am.

Q. Where was Mr. Williams living at the time?

A. Um, a trailer, uh, that I believe. I know his mother stayed in the trailer. I don't know if he was living with her or not.

Q. Was he also living in Seaboard?

A. Yeah from my understanding.

Q. Was he also living in the -- the same projects that you were living in?

A. No, ma'am. He was -- his mother lived in a

trailer and I believe that's where he was staying too.

Q. Back then, did you know anyone else in Mr. Williams's family?

A. Yes, ma'am. I knew his, uh, both of his brothers.

Q. What were their names?

A. Um, I know -- I only know one of their family names. Uh, Robert, um, what was his last -- his last name? I can't think of the last name right now.

Q. Was Robert --

A. I didn't -- yes. I can't think of his last name right now.

Q. Did Robert have a nickname?

A. Um, no, ma'am. The only --

Q. Did he go by any name other than Robert?

A. No, ma'am. Little Robert.

Q. And was this Mr. Williams's, uh, younger brother, older brother?

A. Yes. Baby Brother.

Q. You said Mr. --

A. He was the baby.

Q. -- Mr. Williams had another brother?

A. Yes, ma'am. An older brother?

Q. Do you know his name?

A. I only know his nickname, but he passed

away.

Q. What was his nickname?

A. Uh, Mook (phonetic).

Q. Did -- what was your relationship like, uh, with Mr. Williams's brothers? Let's start with Robert.

A. Me and Robert were closer than me and, uh, me and Coatney was.

Q. How would you describe your relationship?

A. Um, we were associates. I wouldn't say he was a friend, but we were -- we were more -- we dealt -- we dealt with each other more than me and Coatney.

Q. And what about with Mr. Williams's older brother? What was your relationship --

A. I had no -- oh, I'm sorry.

Q. No, that's okay. Go ahead.

A. I had no relationship with him. Uh, I knew him. We associated, uh, only at a minimum a few times, but we really had no relationship.

Q. When is the last time that you had contact with Mr. Williams?

A. Uh, I honestly cannot say.

Q. Have you had any contact with him in prison?

A. No, ma'am.

Q. Did you have any contact with him in jail before you all were sentenced to prison?

A. Yes, ma'am.

Q. What kind of contact did you have with Mr. Williams?

A. Um, he came to the block I was in to -- the cellblock I was. He came over there to cut my hair a couple times.

Q. And, um, at what point did this happen when you were at the county jail? Was this, um, prior to trials and pleas or was this --

A. Uh, prior to trials and pleas. It was about, um, in the 2008 to 2009 to 2010. Well, actually I s -- I'm sorry. It wasn't in 2008. He wasn't over there, but in 2009 -- it was 2009 to 2010.

Q. When is the last time you had any contact with anyone in Mr. Williams's family?

A. Uh, other than him, that was it around those times that I just told you.

Q. Is it fair to say it would have been prior the time -- prior to the time you were incarcerated for this case?

A. Yes, ma'am.

Q. Who was Mr. Williams's girlfriend at the time of this case? So, December 2007.

A. I didn't know. I --

Q. Are you afraid of Coatney Williams?

A. (Laughing) No, ma'am.

Q. I want to move on to, um, your other codefendants. Um, you mentioned Karon Moses. How did you know Mr. Moses?

A. Um, we lived in the same projects.

Q. And how long, uh, when did you meet Mr. Moses?

A. Uh, I would say it was about, I think, 2006.

Q. How would you describe your relationship to, um --

A. Like --

Q. -- Karon Moses?

A. -- like brothers.

Q. You were very close to him?

A. Yes, ma'am.

Q. Did, uh, Karon Moses go by a nickname?

A. Uh, no, ma'am. We just called him Karon.

Q. Was Karon Moses in a gang?

A. At that time, no.

Q. So when you say at that time, in December 2007, Karon Moses was not in a gang?

A. No, ma'am.

Q. Is he in a gang now?

A. Uh, from my understanding, no.

Q. Was he ever in a gang?

A. Um, from my understanding, yes, but I'm not sure.

Q. What is your understanding?

A. Uh, my understanding is that he joined a gang being -- since he been locked up, but I don't -- I'm not sure.

Q. Where did you learn this information?

A. Uh, just about people talking.

Q. And what gang did you hear that he had joined?

A. Uh, Bloods.

Q. Any particular sect of the Bloods?

A. Uh, yes. I'm not sure though. I didn't ask because I didn't care.

Q. When is the last time you had contact with Karon Moses?

A. Um, the day that we was taking -- the day we took pleas. The day that, uh, pleas was taken.

Q. How did you know Jamal Thomas?

A. Uh, from the neighborhood.

Q. When did you meet Mr. Thomas?

A. Uh, around the end of '05, beginning of '06.

Q. How would you describe your relationship to Mr. Thomas?

A. Uh, we were, uh, I would say close associates. Not friends. Associates that dealt with each other on a weekly basis. Um, we had a good relationship, but I wouldn't call him a friend or a brother.

Q. Did you hang out with Mr. Thomas?

A. Occasionally. Yes.

Q. Approximately how often would you see Mr. Thomas back in 2007?

A. I would see him almost every day.

Q. So is it fair to say that out of, um, your codefendants, the only one you would describe as a personal friend would be Karon Moses?

A. Yes, ma'am.

Q. Did Jamal Thomas go by a nickname?

A. Um, Mal.

Q. Was Jamal Thomas in a gang?

A. No.

Q. Have you ever known him to be in a gang?

A. No.

Q. Back in December of 2007, where did, uh, Mr. Thomas live?

A. Uh, Murfe -- Murfreesboro, North Carolina.

Q. When is the last time you had contact with Mr. Thomas?

A. Um, sometime in 2009.

Q. And where was that?

A. Uh, county jail.

Q. All right. So back in December 2007, you were living in the projects in, uh, Seaboard?

A. Yes.

Q. And Karon Moses was also living in those projects?

A. Yes.

Q. And then Coatney Williams and Jamal Thomas lived outside?

A. Yes.

Q. Um, were you --

A. Oh, no. No, no, no, no. Coatney Williams lived in -- oh, yes, in the housing projects that's yes. That's yes. Yes. Ev -- everybody else lived outside the projects.

Q. But, uh, I think you said Coatney Williams lived in a trailer in Seaboard?

A. Yes. Yeah. In Seaboard. Yes.

Q. Back in December of 2007, were you in a gang?

A. Yes.

Q. And what gang was that?

A. Blood.

Q. Was that a -- were you in a certain sect of the Bloods?

A. Yes, I was Nine Trey.

Q. Nine Trey?

A. Yes.

Q. Um, was Coatney Williams in the same sect as you were?

A. No, ma'am.

Q. So, I just want to summarize. You were in a -- in the Nine Trey sect of the Bloods. Coatney Williams was also a Blood. Jamal Thomas was not in a gang and Karon Moses was not a -- in a gang back in December of 2007?

A. No. No, Karon was not in a gang in 2007.

Q. Okay. So Karon Moses was not. Jamal Thomas was not, but you and Coatney Williams were?

A. Yes.

Q. Are you in a gang right now?

A. No, ma'am.

Q. Have you ever been caught with, um, United Blood Nation materials in prison?

A. Uh, they called it that. Yes. It wasn’t. But, no, so no.

Q. But it is fair to say the prison made a determination that you were in possession of gang material?

A. Yes, the way somebody signed a letter. Uh, so that’s what they -- they hit me with.

Q. When did you, um, leave the gang?

A. Uh, all the way, last year.

Q. Uh, do you know if Coatney Williams is still in a gang?

A. Um, I don't believe so.

Q. And why don't you believe so?

A. Because he told on me.

Q. What do you mean?

A. He gave the -- he gave the police and detective -- he gave the detective the information about what happened. He told her everything that happened. So that was, yeah, he told on me. He told the detective everything that happened.

Q. What about that would make you believe that Coatney Williams would no longer be in a gang?

A. Because people know about that. So, if he wanted to stay safe he would have -- would not be still in a gang, but I heard from my information, he -- he is not -- from the information I was told, he's not in a gang no more.

Q. And, uh, where did you learn this information?

A. Word of mouth.

Q. When did you hear this?

A. Um, I not sure the exact year that I hear -- I heard it, uh, two or three times.

Q. Is this something you recently heard?

A. The last time it was recent. The last time it was about 2018-2019, early -- early 2019.

Q. Was this information that was coming from C -- Coatney Williams or was this just information you heard about Coatney Williams?

A. Information I heard about Coatney.

Q. Did you ever hear information from Coatney Williams, um, while you've been in prison?

A. No. We had -- we had no contact.

Q. Have you ever had any contact with any of the family members of your codefendants? So Jamal Thomas, Karon Moses and Coatney Williams, um, since you were arrested in this case?

A. No, ma'am.

Q. I am going to show you what I am marking as Exhibit 28 and, um, the title is "Affidavit of Antonio Freeman," and I'm gonna bring it up to you and show it to you, but then I'll read it out loud. All right. Can you see Exhibit 28?

A. Yeah. I can see what it is. Well, I can see what it is about, but it is blurry.

Q. If I put it closer, does that help?

A. Yes, that helps, but it is -- it was helping. It got blurry. Every time it gets still, it gets blurry.

Q. Is it still blurry?

A. Uh, no, but the information is kind of, uh, old.

Q. Do you see a signature at the bottom?

A. Yes.

Q. And if I point to the signature there, there is a signature above the name Antonio Freeman, is that your signature?

A. Yes, that's a -- yes, that looks like my signature.

Q. Exhibit 28, Affidavit of Antonio Freeman reads as follows. "I, Antonio Freeman, being duly sworn, dispose, and declare the following. Number one, my name is Antonio Freeman. Number two, I'm currently serving a prison sentence at Alexander Correctional in Taylorsville, North Carolina for convictions arising out of guilty pleas that I entered related to a burglary, armed robbery, and assault that occurred at the home of Mary Davis, 1885 Vaughan Creek Road, Pendleton, North Carolina, on or about December 29, 2007. Number three, Coatney Williams was charged as one of my codefendants and was tried by a jury and convicted of numerous crimes related to the above referenced December 29, 2007 offenses. Number four, Coatney Williams was not present during the commission of any of the above-referenced crimes and did not participate in any of the offenses that I was convicted of. Number five, Coatney Williams is innocent of the Northampton

1 County charges that he was convicted of on July 15, 2010,
2 charges that he is currently incarcerated for." It is signed
3 Antonio Freeman and it is notarized with a date of June 17,
4 2014, um, in Taylorsville, Al -- Alexander County. Uh, Mr.
5 Freeman, you said that you recognized that to be your signature
6 on this document?
7 A. Yes, ma'am.
8 Q. Uh, do you remember signing this affidavit?
9 A. Yes, ma'am.
10 Q. Um, I just read you the entire affidavit.
11 Is there anything that is inaccurate in the affidavit?
12 A. No, ma'am.
13 Q. Is the entire affidavit the truth?
14 A. From my knowledge.
15 Q. We will talk about this a little bit later.
16 So we'll come back to that. Mr. Freeman, did you know Tacoma
17 Davis?
18 A. Yes.
19 Q. How did you --
20 A. Yes, ma'am.
21 Q. How did you know Tacoma?
22 A. I knew him from coming around the
23 neighborhood.
24 Q. Uh, what was your relationship like with Mr.
25 Davis?

A. I would call him a -- an associate.

Q. Uh, now, you said you met him in the neighborhood. When did you meet him?

A. Uh, around the same time I moved to Seaboard. Around the same I met, uh, Jamal. So around 2000, um, 6, 2000 -- around 2005, 2006.

Q. Did Tacoma Davis go by a nickname?

A. Um, I can't remember if he did.

Q. Was Tacoma Davis in a gang?

A. Yes, he -- he was Blood or tried to be Blood.

Q. Was he a Blood at the time of this crime in December 2007?

A. Um, to my knowledge, yes.

Q. And what was your knowledge?

A. That he was Blood.

Q. Where did you get this information?

A. From him.

Q. Was he in the same, um, sect that you were? Nine Trey?

A. I'm not sure. I'm not sure. Well, honestly, I can't remember. I'm n -- so, I can't remember what he was. I know he was Blood, but -- well, he said he was Blood though.

Q. What kind of a rank did he have?

A. None.

Q. Uh, what was your rank in the Bloods?

A. None.

Q. When somebody joins a gang, do they have a rank when they first join or a position? Involvement? Name?

A. Nah, uh, no, it’s none. They -- they don’t have a name.

Q. Did you know Tacoma Davis’s mother, Mary Davis?

A. No, ma'am.

Q. Did you know Erel Jordan?

A. Yes, ma'am.

Q. How did you know Erel Jordan?

A. From the neighborhood.

Q. And when did you meet Erel Jordan?

A. Around 2006.

Q. How would you describe your relationship to Mr. Jordan?

A. An a -- uh, um, uh, uh, an occasional -- an occasional associate.

Q. How often would you hang out with Tacoma Davis back then?

A. Uh, occasionally when he came through and we were chilling with the same -- if we were chilling with -- if he came through to chill with the same people I was chilling with.

Q. What about Erel Jordan, how often would you see him?

A. Uh, not often.

Q. Did Erel Jordan go by a nickname?

A. No.

Q. Was Erel Jordan in a gang?

A. No.

Q. Did you know Jennifer Williams?

A. No, ma'am.

Q. Did Coatney Williams know who Tacoma Davis was?

A. Yes, ma'am.

Q. How would you describe Coatney Williams's relationship to Tacoma Davis?

A. Uh, I don't know how it was.

Q. Would you ever see them hang out together?

A. Not -- no, ma'am.

Q. Did Coatney Williams know Erel Jordan?

A. Yes, ma'am.

Q. And what was Coatney Williams's relationship to Mr. Jordan?

A. I have -- I do not know ma'am.

Q. How do you know that Coatney Williams knew Tacoma Davis and Erel Jordan?

A. Because they come -- ta -- Tacoma and Erel

1 come to the neighborhood and like anybody in -- that come
2 through, it's a small area. Everybody that comes around,
3 everybody knows from somehow.
4 Q. Did Coatney Williams know Mary Davis?
5 A. I have the slightest idea.
6 Q. You cut out a little bit. Did you say I --
7 I do not know or I do not have the slightest idea?
8 A. Yeah. I had the slightest idea if he knew
9 her.
10 Q. Oh, what about Jennifer Williams? Did
11 Coatney Williams know Jennifer Williams?
12 A. I do not know.
13 Q. Were you aware in December 2007 of where
14 Mary and Tacoma Davis lived?
15 A. No, ma'am.
16 Q. Prior to this crime, had you ever been to
17 the Davis's home?
18 A. No, ma'am.
19 Q. We talked a little bit about Coatney
20 Williams and his relationship to any of the victims in this
21 case, but did either of your other codefendants, Jamal Toliver
22 (sic) or Karon Moses know any of the victims in this case?
23 A. Yes, ma'am.
24 Q. All right. Let's start with Karon Moses.
25 Who did Karon Moses know?

A. Uh, Tacoma Davis and Erel Jordan.

Q. What was, um, Mr. Moses's relationship to Tacoma Davis?

A. Uh, it -- occasional associate. Basically the same as mine.

Q. And what was Karon Moses's relationship to Erel Jordan?

A. Um, I'm not sure how deep their relationship went, um, prior to me meeting Karon, but once I met Karon, it really was not relationship. It was an occasional associate.

Q. What about Jamal Thomas? Uh, which of the victims did he know?

A. Um, Tacoma Davis, Erel Jordan, and from what, uh, I was -- from what he said, uh, Mary Davis.

Q. What was, uh, Jamal Thomas's relationship to Tacoma Davis?

A. An associate.

Q. And what was his -- what was Jamal Thomas's relationship to Erel Jordan?

A. Associate.

Q. And what was Jamal Thomas's relationship to Mary Davis?

A. That he knew her through Tacoma.

Q. Did you ever see either Karon Moses or, um, Jamal Thomas ever hang out with Tacoma Davis and Erel Jordan?

A. Uh, like can you, um, expand that more on what you mean by hang out?

Q. Well, you said that they were basically assoc -- he was associates with him. Is that accurate?

A. Yes.

Q. Um, I guess I'm just trying to understand what does that mean? Is it a relationship where they would occasionally hang out or they just might see each other and say hi?

A. Um, it's more that they, Tacoma or Erel, would come to the neighborhood and they, uh, they are in the spots that we're in and they chill with the people that we chill with, so it would be -- it's not any, you know, bad relationship, you know, so it's like okay, I associate with that person while he's around and when he is not around, it's I don't think about him.

Q. Did you have any, um, issues with Tacoma Davis?

A. No, ma'am.

Q. Did you have any issues with Erel Jordan?

A. No, ma'am.

Q. Did Karon Moses have any issues with Tacoma Davis?

A. No, ma'am. Not to my understanding.

Q. Did Karon -

A. So, no.

Q. Sorry. You said, so no?

A. I said, yes, so, no.

Q. Did Karon Moses have any issues with Erel Jordan?

A. No, ma'am.

Q. Did Jamal Thomas have any issues with Tacoma Davis?

A. I cannot tell you.

Q. And when you say you can’t tell me, does that mean you don’t know?

A. Yes, ma'am. I don’t know.

Q. Did Jamal Thomas have any issues with Erel Jordan?

A. No, ma'am.

Q. Uh, did Coatney Williams have any issues with Tacoma Davis?

A. I am not sure. No, so, I’m -- I am not sure. I do not know.

Q. Did Coatney Williams have any issues with Erel Jordan?

A. I do not know.

Q. Who is Antwanna Lee?

A. Uh, an occasional girlfriend of Coatney’s.

Q. When was Miss Lee dating Coatney Williams?

A. Um, I -- from my knowledge, it was before I met Coatney. Uh, I know he -- he still chilled with her sometimes, uh, once I met him, um, but I ca -- I don't know if they were still dating at that time, uh, because she was also going with Tacoma at that time. Um, so I don't know if he was dating her when I met him, but I know throughout our time of knowing each other, he had been with her.

Q. So, correct me if --

A. So I don't know -- I --

Q. Go ahead.

A. I don't know that. I was just saying, I don't know the exact date.

Q. So, correct me if I am wrong. Um, you don't know if Coatney Williams was dating Antwanna Lee in December of 2007?

A. Yeah, I'm not sure.

Q. But you do know he, Coatney Williams, was dating Antwanna Lee sometime prior to that?

A. Yes.

Q. And Antwanna Lee was dating Tacoma Davis in December 2007?

A. To my knowledge, yes.

Q. Was Antwanna Lee dating anyone else?

A. Uh, um, I'm -- I'm not sure. I don't know.

Q. Was she dating, uh, Karon Moses at the time?

A. No, ma'am.

Q. Was she dating Jamal Thomas at the time?

A. No, ma'am.

Q. Were you dating her at the time?

A. No, ma'am. I was going with her sister, uh, at that time.

Q. And when I say at that time, we're referring to December 2007.

A. Well, on that -- at the exact date, I'm not sure if me and her sister were still going together.

Q. Okay.

A. But I never went with Twa -- uh, me and Antwanna never dated.

Q. What's Antwanna's sister's name?

A. Um, Lakita Odom (phonetic).

Q. Do you know how Coatney Williams's relationship ended with Antwanna Lee?

A. Uh, no, ma'am.

Q. Mr. Freeman, could you briefly describe what happened in this case on December 29, 2007.

A. Uh, basically, um, Jamal and Karon came to my house, uh, got me. Um, we st -- we drove and got to store, stopped at the store. Uh, Jamal got out and talked to somebody. Um, got back in the car. Uh, Coatney got in the car. We went and dropped him off at his house and then we left and went to

the, uh, where the crime happened and, you know, uh, me, Karon and Jamal, we went and did the crime like exactly how things that -- the order of events, I can't remember, but it was me, Jamal, and Karon.

Q. Earlier when you mentioned going to a store, what was the name of the store?

A. Uh, I can't remember the name of the store. That was -- I just used to call it the store.

Q. I have seen sometimes a store being referenced, and I don't know if this is the same store, but there was a store named the Cupboard Store.

A. Say that again?

Q. Cupboard or Cupboard?

A. Okay. Yes. The Cupboard. That is the store. That is the store. The Cupboard.

Q. Will get into some of the -- the details from that night, um, a little bit better, but I just have some questions to go over with you first. Um, whose idea was it for this break in that happened on December 29, 2007?

A. I do not know.

Q. Was it your idea?

A. No.

Q. When did you first, um, learn or hear anything about this plan to go commit this crime at the Davis's house? This break in.

A. I was never told which house it was. Um, I don’t know even what time I was picked up, uh, so I can’t give you an accurate time.

Q. Did you know anything about it before you were picked up?

A. No, ma'am. I didn’t even know when I was picked up.

Q. And who picked you up?

A. Uh, Jamal and Karon.

Q. Who was, uh, driving?

A. Jamal.

Q. And whose car was it?

A. I think one of his family members?

Q. Jamal Thomas’s family members?

A. Yes, one of Jamal’s, uh, family members. So if -- if it wasn’t -- it was either his or one of his family members.

Q. So, tell me about how this, uh, crime happened when you were -- get into the car?

A. I told you. From the car, we drove to the store. We drove to the Cupboard. Uh, at the Cupboard we stopped. Jamal got out, talked to somebody and Coatney got in the car. We took Coatney to the house and dropped him off at his house. He wasn’t in the car. He didn’t get back in the car. We dropped him off at his house and we left and went to

commit the crime and, uh, at the crime scene, um, we -- I -- was it -- we kicked the door in or something. Like I can't remember that part. We kicked the door in or something, but once we got inside the house we went -- we -- we, uh, started to rob the house. We asked where her son was at and, you know, from there we robbed the house until her son got there. And he -- once he came, ran outside, shot at him, and then we ran back and got in the car.

Q. When did you first understand that you were going to the -- to a house to break in?

A. About halfway there.

Q. Now was this, uh, before or after you dropped off Coatney Williams?

A. Um, well, I'm not gonna say, uh, it was before or af -- all right. Well -- all right. I heard something while we were going to his house, but I wasn't really, you know, aware of everything that was going on. So, like I wasn't paying it no mind. My attention was on really my blunt to get high. So, I wasn't really paying everything attention to their conversation. To me, that was their conversation. Whatever we was going to do, I -- like I didn't care what was going on. Whatever happens tonight, happens tonight. The whole conversation they all had, I didn't -- I didn't care what conversation they was having. So, I wasn't aware of everything that was going on, but later on as we was going, then I was

aware of the conversation that was being had after we dropped him off.

Q. Who was having the conversation on the way to Coatney Williams's house?

A. I believe all three of the guys, Jamal and Karon. I'm not sure. I think it was all three of them having a conversation about it. Um --

Q. That would include Coatney Williams?

A. Yes, ma'am.

Q. And what was the conversation about?

A. Uh, a break in. I'm not sure what else was being talked about. Like how deep in the conversation they went. Like I said, I was focused on rolling my blunt. So, when they was talking about the home invasion and -- I didn't -- I mean pay too much attention to their conversation until later on once I was added into the conversation.

Q. How soon after you dropped off Coatney Williams at his house, um, were you at the Davis's home?

A. I say it was about 15-20 minutes, 15 to 20 minutes.

Q. Did you drive directly from Coatney Williams's house to the Davis's house?

A. Yes, ma'am.

Q. And where did you drop off Coatney Williams?

A. At his house, at that trailer.

Q. And that was --

A. At his mother’s house.

Q. Do you remember anything else about the conversation that was going on in the car before Coatney Williams was dropped off at his house?

A. Um, I want to say Jamal -- I want to say Jamal asked him to grab something because he did come back out, but he didn’t get back in the car, but -- so I don’t -- I don’t know, uh, I can’t tell you.

Q. Who came back out but didn’t get back in the car?

A. Coatney.

Q. And do you know why Coatney Williams came back out but didn’t get back in the car?

A. No, ma'am. He came back to the car but didn’t get in the car. He was at the back of the car with Jamal. I - - so I don’t know.

Q. Did you see Mr. Williams with anything?

A. I wasn’t paying attention. So, I can’t say if he did or not.

Q. Did Coatney Williams give anything to Jamal Thomas?

A. I wasn’t paying attention to what was going on at the back of the car, so I don’t know.

Q. When you left Coatney Williams’s house, um,

I think you indicated that the conversation continued, but you started to hear more of it. Is that accurate?

A. Yes. I -- I was then was added into the conversation and that's when I paid attention to what was being said.

Q. What, um, what was being said?

A. They were talking about that we was going to -- to a house. It was not said what house until we was almost there, but they was ta -- I was told that, yeah, we was going to break in somebody's house, uh, and then once we were close, I was told who house it was and, you know, it was okay, all right.

Q. Who told you you were gonna break in a house?

A. I don't -- I can't remember which one of them said it.

Q. And, uh, who told you which house it was going to be?

A. I want to say that it was Jamal. I want to say that Jamal said something about who -- exactly who it was once we were almost there.

Q. I want to back up a little bit back to when Coatney Williams was dropped out. Um, why did Jamal Thomas get out of the car and go back to his trunk?

A. Well, I never said he went to the trunk. I said he went to the back of the car, but --

Q. Oh, and I'm sorry. Please correct me. Where did you see him go?

A. Yeah. I never said he went to the trunk. I said they -- they stopped at -- they went at the back of the car, him and Coatney. I guess they were talking or whatever. If they did go to the trunk, I'm not sure. My focus was on rolling my weed.

Q. How long were they back there for?

A. Uh, not long. I don't believe it was a minute.

Q. What were you wearing when you went to do the break in?

A. Uh, I'm not sure, uh, because I was just picked up out of my house. Uh, it was around Christmas time. I was in the house on the phone with my girlfriend or, uh, well one of my girlfriends. So I'm not sure exactly what happen -- or I mean as far as what I had on. I'm not sure exactly what I had on because I wasn't told what was going on at the moment. So, it's not like I prepared for it. Uh, I'm not sure what I had on.

Q. What was Jamal Thomas wearing?

A. I can't remember what he had on.

Q. What was Karon Moses wearing?

A. Other than a bandana, I'm not sure.

Q. Where was he wearing the bandana?

A. Around his n -- around his neck.

Q. And, uh, what color was --

A. That's --

Q. Do you know the color of the bandana?

A. It was red. That's how we always wore our bandanas though.

Q. Uh --

A. We wear them around our necks all the time.

Q. Was anyone else wearing anything that covered their face?

A. No, ma'am. Nobody had their face covered at the time.

Q. Did anyone ever have their face covered?

A. Of course during the robbery.

Q. Okay. And who -- who was wearing a face covering then?

A. All three of us wore a face, uh, something to cover our face. What it was, I'm not sure. I just remember Karon had a -- a red bandana because we always had -- me and him always had bandanas around our -- our necks.

Q. What were you wearing?

A. I believe a red bandana.

Q. Who is Sanita Long?

A. Who?

Q. Sani -- Sanita Long?

A. Oh, that's Jamal's -- Jamal girlfriend or well, it was his girlfriend.

Q. Do you know if Sanita Long was aware of this crime?

A. Um, I'm not sure. I know she's the one who gave the detective a ring. Uh, um, some jewelry from the -- from it, but I'm not sure she was aware of it at that time. I'm not sure.

Q. Who is DeAngelo Mason?

A. Um, he's somebody from around the neighborhood.

Q. Did anyone else know DeAngelo Mason? Any of the other codefendants? Coatney Williams, uh, Jamal Thomas or Karon Moses?

A. All of us know DeAngelo.

Q. Um, can you think of any reason why anyone might have, uh, though that Jamal Thomas committed the crime with DeAngelo Mason?

A. Um, I can't say. I don't know why.

Q. Did DeAngelo Mason know anything about this case?

A. I -- I don't believe so.

Q. Are you aware of Jamal Thomas calling Erel Jordan on the day of the crime?

A. No, I was not.

Q. Are you aware of Jamal Thomas calling Tacoma Davis the day after the crime?

A. No, ma'am. I was not.

Q. Uh, tell me about the shotgun in this case. Where did the shotgun come from?

A. I have no clue. I don’t use shotguns so I don’t know.

Q. When did you first see the shotgun?

A. When we -- once I was at the crime scene. Where the crime at, then I s -- when the crime was taking place, once we got out the car, that’s when I first seen the shotgun when we got out of the car.

Q. Where did you see the shotgun when you got out of the car?

A. Uh, I don’t know if it was in the front seat. No it wasn’t in the front seat. It was, uh, in the trunk of the car and it was taken out.

Q. Who took it out?

A. It was either Jamal or Karon. I’m not sure which one of them took it out, but I know going on the crime, Karon had the gun. He had the shotgun.

Q. Who walked up to the house with the shotgun from the car?

A. I was handed the shotgun as we walked up to the house. Then I handed it off to somebody and as you know --

as you know, the door was shot. Uh, one of them had it. I -- I'm not sure which one of them shot the door. I'm not sure. Like when all this stuff is going on, stuff like that, during that I wasn't paying too much attention to those type of details. Like I'm not paying those type of details too much attention. I'm looking around to make sure nobody is walking up on us as this is going on.

Q. Do you know how the shotgun got into Jamal Thomas's trunk?

A. I guess he put it in there. I'm not sure.

Q. Did you see him put it in there?

A. No, ma'am.

Q. Do you have any information about where the gun came from? The shotgun?

A. No, ma'am.

Q. Do you know who the shotgun belonged to?

A. No, ma'am.

Q. Who is Angela Williams?

A. Angela Williams? I have the slightest idea.

Q. Did you know of, um, a white woman who lived behind the Seaboard projects who might have been named Angela Williams? Lived in a house?

A. Oh, okay. Yes, um, yeah. We used to -- I used to go over there to smoke weed with her.

Q. Were you aware -- ever aware of any sort of

a -- a plan involving Jamal Thomas robbing Angela Williams's house prior to this case?

A. As a pl -- as far as a plan, no. I knew nothing of a plan. I knew that the day it happened, uh, that the police and them tried to make it see as if I did it.

Q. And what do you mean? Tell me more about that.

A. Uh, I was questioned about it as if I was the, uh, I was questioned as a suspect. Um, anything that happens in Seaboard or surrounding areas, I kind of get blamed for it first as far as the police or the detectives are gonna question me kind of early in the -- their investigation. So, when that happened, I was questioned about it. That's how I ended up finding out that her house was broken into. I was questioned about it.

Q. Was anything taken from her house?

A. I'm not sure.

Q. When were you questioned by the police about it?

A. I don't know how long it was aff -- after it happened. So I can't gi -- I can't give you -- it was during the daytime.

Q. Was this something that you were questioned about by police before the crime that happened at the Davis's home on December 29, 2007 or was it something that you were

1 questioned about after the crime on December 29, 2007 at the
2 Davis's home?
3 A. I can't even remember when her house was
4 broken into like which day if it was -- if things was before
5 this and that. I used to be high a lot. I used to be high a
6 lot, so I wasn't -- my days be mixed up.
7 Q. Who is Rasheed Austin?
8 A. (Laughing) Somebody that stayed down the
9 street from me.
10 Q. So he also lived in the Seaboard projects?
11 A. Um, yeah.
12 Q. What is -- what was your relationship to
13 Rasheed Austin?
14 A. I don't like that dude.
15 Q. Wh -- were you friends with him?
16 A. Not, um, not really.
17 Q. In December of 2007, um, did you ever hang
18 out with him?
19 A. Uh, I don't know if it was December because
20 we had starting beefing. That's what I'm saying like I can't
21 remember if we was beefing when this happened or not but me and
22 him had started beefing. Before 2007, I know we were cool. I
23 know we were, uh, cool early on in 2007. Um, prior to me going
24 to Job Corp. Uh, after that like -- I'm not sure when we
25 started beefing.

Q. So you --

A. Like as far as the date like -- as far as dates.

Q. You started off as friends with Ra -- Rasheed Austin and then you had some sort of a disagreement with him. Is that accurate?

A. Yes.

Q. What was your disagreement about?

A. Uh, about his -- about him -- about him telling somebody else something I was supposed to have did because he was mad about me and his wife.

Q. You had a disagreement that involved his wife?

A. It started because of a disagree -- well, me and him personally never had a disagreement about his wife. He found out something about me and his wife messing around and her messing around with other people. He found out about this and the person that told him this, he came up and something -- telling this person that something about I was supposed to have, uh, broke into his car, which was a lie. So, me and him fell out.

Q. Who was Rasheed Austin’s wife?

A. I don’t know her last name. Her first name was April.

Q. Did Rasheed Austin have a shotgun?

A. I'm not sure like I don't know. Like I don't be -- I don't deal with people on that level. Only reason I know his government name is because it was in my motion.

Q. What did you know him as?

A. Sheed.

Q. At the time of this case, did Coatney Williams have a gun?

A. Um, yes. All us -- all of us had guns.

Q. What kind of a gun did Coatney Williams have?

A. I'm not -- I -- I don't know. I never - I seen -- I never seen him with a shotgun, but I seen like, you know, we are out and about. So, like me and him had been in the same car riding around. I told you like we were occasional associates, so, you know, we might chill together two, three days in a row like, I mean, but I was -- I was more of his brother's friend. Uh, so, I'm not sure -- I never seen -- like I said I never seen him with a shotgun though.

Q. Did you ever see him with a handgun?

A. Yeah, that's what we -- that's what all of us mostly carried.

Q. Did you have a shotgun?

A. Never in my life.

Q. Did Jamal Thomas have a shotgun?

A. I'm not sure. I never even been to that guy

house.

Q. Did you ever hear, um, Jamal Thomas talk about having a shotgun?

A. No.

Q. Did you ever hear anyone ever say Jamal Thomas had a shotgun?

A. N -- no. Nah. I never --

Q. What about --

A. -- heard nobody talk about him having a shot -- all I ever seen -- all I ever seen Jamal with is handguns. So, I know -- I don't know who had the shotgun. I know me, Jamal, and Karon didn't -- well, I can't say Jamal. I know me and Karon did not have shotguns. As far as Jamal, I do not know.

Q. Okay. So you know that you and Karon Moses did not have shotguns, but you don't know if Jamal Thomas had one or not?

A. Yes.

Q. Um, did you know if Coatney Williams had a shotgun?

A. I do not know because I never asked. Like I don't ask people things like that. I don't even really know people government names. Only reason I know Coatney and them government is be -- uh, I know Coatney government name because he has been locked up so many times people hear anything. Uh, I

do -- I don't do the government name thing.

Q. What do you mean by the term government name?

A. Uh, a person's real name that's on their birth certificate. I do not be wanting to know people name that they were born with that's on their birth certificate. I do not be wanting to know those names. I don't want people to know mine.

Q. Why not?

A. Because that's how people tell on you.

Q. What happened to the shotgun that was used in this crime?

A. I don't know where it ended up at.

Q. When was the last time you saw the shotgun that was used in this crime?

A. Um, the last time I actually saw it was when, uh, when we was running from the house. That --

Q. And who has --

A. -- that --

Q. Who had it?

A. The last time -- um, I want to say it was Karon.

Q. Have you ever heard anything about the Seaboard Police Department being broken into maybe back in 2007?

A. I can't remember.

Q. Did you ever hear anything about that?

A. I -- I can't remember. I'm, um, searching my memory now. Um, like I can't remember -- people in Seaboard was not that close to me. They didn't like me.

Q. When was the last time that you saw Robert, Coatney Williams's little brother, before this crime? Before you went to the Davis's home?

A. Um, shoot, probably the day before. Like I'm not -- I can't give you an actual date, but more likely the day before.

Q. And where did you see him?

A. Um, I cannot give you an -- an exact place where we were because like we just meet up. Like it's not -- we don't -- it's not a designated place for us to meet. Uh, you know, we might j -- we might up meet up down -- down there at the store because the store from the projects is kind of like the medium place, the middle of, uh, from his house to m -- to the pro -- to the projects. That's pr -- that's probably the middle. So, that's where people usually chill and link up, but I can't give you an exact place where -- where me and him -- me and Robert linked up at. I can't give you an exact place where we linked up.

Q. Where was Robert Branch on the day of the crime?

A. He wasn't nowhere around. I know that. I

can't --

Q. Do you know where he was?

A. No, I do not know, but I know he wasn't around.

Q. And the last time that you saw Coatney Williams before this crime, I don't want to put words in your mouth, but I think -- I think you said it was 30 -- 30 minutes before hand or 20?

A. About 15 to 20 minutes before us reaching the destination he got out of the car.

Q. When was the next time that you spoke to Coatney Williams after the crime at the Davis's home was committed?

A. Uh, I believe it was the next day.

Q. And where -- did you see Coatney Williams in person?

A. Um, I did see him in person. I'm trying to remember where at. I know his little brother, Robert -- I know I saw Robert in the projects. I pro --

Q. When did you see Robert?

A. I saw Robert early -- early in the day in the projects. Um, it was early in the day in front of, uh, Rasheed -- in front of Rasheed house. It was early in that day that I seen him. I can't give you a time -- what time it was.

Q. I just want to clarify. We're talking about

the day after this crime occurred? That's when you saw Robert in front of Rasheed's house?

A. Yes. Coatney -- I seen Coatney sometime later that day, but I don't know -- I can't tell you exactly where at, but I know sometime the next day I seen him.

Q. How would you get in touch with Coatney Williams?

A. Um, it was, uh, like we just link up. We -- me and him -- with me and him, we just end up in the same plot -- the same places.

Q. Would you call him?

A. N -- me, nah.

Q. Did Coatney Williams have a cellphone?

A. I believe so. No, ma'am. Actually, no, ma'am. He didn't. He didn't. He didn't. He didn't.

Q. What makes you, uh, say he didn't have one?

A. Because, um, around that time, uh, I can remember it was cold and I used to chill at, uh, I used to chill at one of his -- like I believe it is his other brother. Um, not his older brother, uh, Mook, that I said. Like this is -- they called each other brothers. Um, we ch -- we both used to pop up there a lot because I was cool, very cool with them, um, and those people -- I used to go to they house a lot. This was in Roanoke Rapids at the time. I used to chill at they house a lot. Uh, and he also would come and chill over there. So --

and then outside of those people, it was other people that we both link up and end up linking up at the same sl -- slot. So, you know, it -- it was a -- he was close with people I was close with.

Q. I know you -- I believe you testified earlier that you had a cellphone back then, but you did not re -- you don't remember the phone number.

A. Yes -- Yes, ma'am.

Q. Um, how would you get in touch with Robert Branch back then? And when I say Robert Branch, that's what I understand Coatney William's brother, Robert, his full name is.

A. Yes. Yes. It's actually Robert Branch, III. Once you said it, I mean it was brought back. His -- he -- Robert Branch, III. Um, I called him before but a lot of times we -- he just -- he probably come to -- he probably come to the projects to my house. Um, or I would walk to their house, um, being that we both stayed within walking distance. Uh, you know back then at that time cellphones, you know, the minutes were counted. So, it would --- it was like call me after 7:00 when minutes are free, so people -- we didn't do a lot of calling or texting until after 7:00. So like we usually met up early in the day and we might chill for the rest of the day or something like that, but it's usually I met him at his house or he met me at my house or we met at that person's house I was saying that I would meet Coatney at.

Q. Did you ever call Robert Branch on a cellphone?

A. Yes, ma'am.

Q. When did Coatney Williams first become aware of this crime?

A. I can't -- um, when we were driving in the car. When he got in the car, I don't know if that's his first time being aware of it, but that's my first time hearing him -- hearing it being said around him. You gotta understand, I wasn't aware of the crime until I got in the car. So, I wasn't chilling with none of them none of that day. I was in the house all day that day. So I don't know what was talked about prior to any of this and who was around prior to any of this being talked about in front of me, but with me, it was Coatney Williams was in the car and he was addressed -- he -- well, he was -- I know he was responding to what was being said when Karon Moses, Jamal, and Coatney were talking. So, I was tr -- I was focused on trying to get high. So I don't know, maybe they -- maybe they talked about it with him before that.

Q. So I don't want to put words in your mouth, but is it fair to say that they -- he was present and discussed it in the car, um, before you dropped him off at his house and then you headed to the Davis's home?

A. Say that again.

Q. Is it fair to say that Coatney Williams was

1 part of the conversation about the crime before he was dropped
2 off at his house?
3 A. Yes, the crime was talked -- the crime was
4 talked about before we dropped him off. Like I don't know if he
5 was talking to them as being a party of the crime. Uh, if he
6 was giving them tips on how to do it or what. I mean like --
7 but they talked about the crime in front of him before we
8 dropped him off. I know he responded. If he said something,
9 directly responded in response to the crime being done, I do not
10 know, but I know I heard him talking with them before we got to
11 the crime scene -- before we dropped him off at his mother's
12 house before we left and went to the crime scene.
13 Q. Are you aware of, uh, when Robert Branch
14 became or learned of this crime?
15 A. Uh, I believe -- like I can't say that it's
16 a fact, but I believe Jamal told him.
17 Q. And what -- what do you mean?
18 A. And this -- this would have been the next
19 day when we was standing in front of, uh, Rasheed house.
20 Q. Are you talking about when you saw Robert
21 Branch in front of Rasheed's house yourself?
22 A. Yes.
23 Q. And Ja --
24 A. Yes, ma'am.
25 Q. So, Jamal Thomas was present?

A. Yes, ma'am.

Q. Was anyone else present?

A. Um, uh, yes, ma'am. Um, Karon Moses. Uh, Karon Moses -- I know we were about to smoke some, uh, weed. They were the only ones that I can think of at the moment that was that -- right there when -- when Jamal would have said something.

Q. Was Coatney Williams present that morning in front of Rasheed's house?

A. I don't think he was.

Q. I think you --

A. I'm not sure, but like I said I -- I'm not sure. I don't think he -- I'm not sure what time I saw Cot -- Coatney that day. Um, like I can't say that he was right there. I don't -- I'm not sure. I don't think so.

Q. Are you aware of anyone calling Coatney Williams and telling him about the crime?

A. Uh, no I am not.

Q. Are you aware of anyone calling Robert Branch and telling him about the crime?

A. No, ma'am.

Q. Who is Lacey Clanton?

A. Who?

Q. Lacey Clanton?

A. I -- I never heard that name.

Q. Where you aware of Coatney Williams dating, um, anyone around the time of this crime, December 2007?

A. Um, we weren't that close for him to be bringing, uh, or taking me around his girlfriends. Like we wasn't that close.

Q. All right. I want to go back to, uh, the night of the crime a little bit and get some more details, and I want to start where, uh, Jamal parked the car and you got out. Can you walk me through that?

A. Um, you talking about during the crime?

Q. Yes.

A. Uh, well, we parked down the street from the crime. Uh, got out first -- they got out first -- Jamal and Karon got out first. Um, I was still in the back seat smoking a cigarette. Then, when I got out, they was at the back of the car. Uh, that -- that's when we walked up the street. Um, once we walked up the street, we got to, uh, a little pathway and we walked on the pathway. Once we got to the, uh, got to the house, I was looking through windows because the lights was on. I was looking through windows. So, I seen that, uh, I seen that Ms. Mary Davis was on the phone. Uh, at this time, I had the shotgun. Um, I had the shotgun in my hands and I had a, uh, I had a pistol on my hip. Um, I seen -- like I said, I looked through the window and seen Ms. Mary Davis on the phone and as I was telling Jamal that. He said he can clip the wire. We went

1 back around there. He clipped the wire, uh, to cut the phone
2 off, but when we walked back around, we seen she wasn't on the
3 phone. Um, we walked up the ba -- back steps to the back door.
4 Uh, I guess the door was too heavy for one of them to kick in.
5 So I gave one of them the shotgun to kick -- uh, to shoot the
6 door. The door was shot. Um, as we walked through. Tacoma
7 wasn't home. So we was like, all right, we gonna rob the house.
8 Uh, so as we was robbing the house, um -- who had the shotgun?
9 I can't remember which one of them had the shotgun at that time.
10 Um, I know as we was walking down the hallway, uh, I was handed
11 the shotgun because we thought, um -- we didn't think nobody was
12 gonna buck because it was just -- the only person I saw was --
13 was, uh, Mary. Um, go to the room, she had a gun. I told her
14 to drop the gun. She dropped the gun. Uh, I walked over,
15 picked that gun up. Um, asked where the money was at. Asked
16 where her son was at. Uh, she began crying. She was talking
17 about they had no money. So, I told her to strip. She
18 stripped. I gave somebody the gun and left out.
19 Q. And you what?
20 A. Gave somebody the gun and left out. Went
21 and searched another room. Uh, searched the room.
22 Q. Which gun did you give someone?
23 A. The shotgun.
24 Q. Who did you give it to?
25 A. I cannot remember like all three of us was

in the room.

Q. What happened to Ms. Davis's gun?

A. I had it.

Q. Okay. Continue.

A. So, went to search other rooms. Uh, then Tacoma came. I guess Erel was with him, but we didn't see him until we approached Tacoma when he came in the house. So when he came in the house, he wasn't, uh, he didn't say any -- when he seen us come out the room, he took off running when he seen us in the hallway. We went behind him. Uh, Karon started shooting. I went back in the house to grab the money that we found.

Q. Who shot Erel Jordan?

A. Uh, I guess it was -- it was -- it was Karon because I didn't start shooting until later.

Q. What happened after you came back in to get the money?

A. We put the money in a bag and left out.

Q. And where did you go?

A. We went back to Seaboard to the projects. We went back to Seaboard to the projects.

Q. After you left the Davis's home, where did you immediately go when you left the Davis's home? Did you go back to Jamal Thomas's car?

A. Yes. We went back to his car, but, uh, from

his -- in his car we went back to Seaboard. We went back to his car from his car we went to Seaboard.

Q. What happened in the car from the Davis's home on the way back to Seaboard?

A. Uh, oh, uh, we got chased. We got chas -- well I believe they was chasing us.

Q. Why --

A. We got chased. I told him to stop. I told Jamal to stop. Jamal was driving. We got chased. I told Jamal to stop. I got out of the car and started shooting at the people that was chasing us.

Q. What gun --

A. I got back --

Q. What gun did you use?

A. At that moment, I used, uh, the gun I got out of the house.

Q. The handgun?

A. Yeah.

Q. Did you -- did, uh, after -- did you guys stop the car first?

A. Yes. Yes, ma'am. We stopped in somebody's driveway. I don't know who driveway it was. Uh, but we was getting chased. So we stopped in the driveway. I got out and started shooting.

Q. Where did you go after that?

A. To the, uh, the projects.

Q. Where in the projects?

A. I know we was on my side of the projects. I don't know exactly where but -- where he parked at. Whatever parking space was open at that moment, I wasn't paying that no mind.

Q. Did you ever stop at Jamal Thomas's house?

A. Yeah, we did stop at his house for like five minutes.

Q. What did you do there?

A. I don't know. I don't know what he got out of the car and went in the house and did.

Q. I'm sorry?

A. I have no idea what Jamal got out of the car and went inside the house. I don't know what he went in there to do.

Q. What, um, what happened to the handgun from Mrs. Davis's house?

A. The police had it.

Q. When did they get it?

A. Uh, I -- I have no clue exactly when they got it, but they got it.

Q. What items were taken from the Davis's home?

A. I have no clue. That was -- I didn't worry about that. I didn't care about that.

Q. Did you end up with any of the stuff that was taken from the house?

A. Um, I had some of the money. I had the -- I had some of the money. I had the gun at the moment until it was -- until it got lost. Um, that -- that's all I -- that's all I wanted. Everything else I wasn't worried about.

Q. Uh, sorry I just want to clarify. You said you had the gun until it got lost?

A. Yes.

Q. What do you mean by that?

A. The gun was in our possession until it got lost.

Q. Where did you lose it?

A. I ha -- I -- I do not know. I just know the po -- the police ended up with it.

Q. Do you have -- do you know how the police got it?

A. They found it I guess.

Q. How do you know this?

A. Because I was told by somebody that get information from the police.

Q. When were you told this information?

A. In 2008.

Q. Who gave you this information?

A. I can't remember exactly who it -- well, I

can’t remember exactly which one it was, but I know it was somebody that seen -- seen the police and the police told him what it was they found.

Q. Did anyone burn anything that came from the Davis’s home?

A. I’m not sure. I don’t know. I know I didn’t.

Q. Did you see any of the other items that were taken from the house?

A. No, I was, uh, yeah, I seen in my motion, uh, what items was taken from the house, but before that time, no.

Q. I’m sorry. You saw them where?

A. In my motion, I read what was taken from the house. I didn’t see it physically, but I read what was taken from the house in my motion, but prior to that time, other than a bag that had the money and stuff in it, prior to that, no, I didn’t see what was, uh, taken from the house.

Q. Who else took items from the house?

A. Um, Karon and Jamal.

Q. Did you see any of those items in the car?

A. Not that I remember.

Q. Do you know what ha --

A. I’m --

Q. Do you know what happened to the other items

that were taken from the Davis's home?

A. Well, I was hoping they was gonna sell them, but according to Sanita she had got some of the jewelry.

Q. Other than the bag with the money, did you ever see any of the other items that were taken from the home?

A. Like I can't re -- say that I did or didn't. Like -- like being that wasn't my focus, I -- it is hard for me to remember something like that because it wasn't my focus. My focus was on, okay, we get away and like I mean what happened, happened.

Q. Did you, um, split up the money amongst the three of you?

A. I'm saying I kept some extra money, but, uh, some of the money was split up between us, yeah.

Q. Where did that happen?

A. In the car. Uh, that happened in the car before we pulled out of Jamal's parking lot.

Q. After you left the Davis's home and you went back to Jamal Thomas's car, um, where did you get back into the car? Where were you sitting?

A. I was in the back seat.

Q. Where was Karon Moses?

A. I believe he was in the front seat or in the back. Hold on. I believe he was in the front seat at the time. I think he got in -- I know he was in the back seat at one time.

I think he got in the back seat when he was waiting on Jamal to come back out the house.

Q. Do you know, um, any of -- a police officer named Officer Smith?

A. I can't remember an Officer Smith.

Q. Um, I want to quickly go back to something that you mentioned earlier during the deposition. Um, the house of your mutual friends with Coatney Williams where you would occasionally see Coatney Williams. Whose house was that? I think you said Roanoke Rapids?

A. Um, I don't know their, uh, governments. I know CJ and Q. That's all I know them by.

Q. Q?

A. Q, yes, and CJ. That's all I know them by.

Q. Were you aware of Coatney Williams receiving anything that was taken from this burglary?

A. I didn't know that any -- that he had got anything until I read it in my motion and he told the detectives that he got some Timberlands.

Q. So the first time you were aware of that was when you read it?

A. Yes. I didn't know Coatney knew anything, uh, other than we was going there until I read it in the motion.

Q. Do you have any information about that other than what you read in your discovery?

A. About wh -- about what?

Q. Um, how Coatney Williams received boots from this burglary?

A. I'm saying it's -- nah. No, ma'am, other than the, uh, discovery. No, ma'am.

Q. After the crime com -- was -- happened on December 29, 2007, um, did you see Sanita Long afterwards anywhere?

A. Yes, ma'am. Her sister lived in the projects.

Q. Where did you see her?

A. In the projects. Uh, well not only the projects, but mainly, mostly in the projects.

Q. So you saw her on December 29, 2007?

A. I can't rem -- I can't tell you that. I don't know. I would be lying if I said yes or no. I don't know.

Q. I just want to make clear. I am trying to specifically ask you if you saw her that night.

A. Yeah. I don't know.

Q. On the day of the crime, uh, were you ever present when this crime was discussed after this happened?

A. Um, like I'm not sure but I know the discovery said I was right there when Jamal told Robert.

Q. Do you remember that happening?

A. No, I don't.

Q. Were you ever present during a conversation at Rasheed Austin's house where this crime was discussed after it happened?

A. As I said, we were in front of Rasheed's house. Uh, I can't remember exactly what was going on. Why we was in front of Rash -- well, I know that's where Jamal parked at. Jamal parked in front of Rasheed's house. That's why we were in front of Rasheed's house. Uh, I don't -- as far as the conversation inside his house, no. But I don't remember a conversation period, but if -- inside his house, nah. We were st -- we were outside his house like we weren't even on his porch. We were closer to Jamal's car if anything.

Q. Did you ever tell people at Rasheed Austin's house that, uh, you had committed the crime with Karon Moses and Jamal Thomas?

A. No. There was only one person I told about the crime and I'm not gonna say his name. So, uh, but -- no. No. I told nobody at that house. I wasn't close enough with them to say anything about that.

Q. This person that you told about this crime, um, have we met -- has his name been mentioned yet during the deposition?

A. Uh, no, ma'am.

Q. Does this person have any connection to this

case?

A. No, ma'am.

Q. What's the reason why you won't say who this person is?

A. Because I don't want that person to be put in any type of trouble because he pr -- whatever it is he knew or whatever, and he didn't say nothing about it.

Q. Did you tell this person after the crime happened or before?

A. It was after.

Q. Did this person know anything about the crime before it happened?

A. N -- n -- to my knowledge, no. I said nothing to that person until after. I didn't know about the crime until we were on the way to do it.

Q. Um, why did you tell this person about it?

A. Actually, I can't give you an honest answer why I was telling him. Um, obviously I trusted the person, but why, I can't give you an honest reason right now on why I told the person.

Q. Why is that?

A. Because I -- I -- I don't know. At the moment, I don't know. At that time, I probably had a reason, but now I don't know like it been so long ago, I can't remember why I told that person.

Q. Did you ever, um, have any discussions with any of your codefendants after the crime about what you would say about it?

A. No because if we did actually we wouldn't be locked up.

Q. So you never had a conversation with Coatney Williams about it?

A. Me, personally, no.

Q. Did you ever have a conversation with Jamal Thomas about it?

A. Me, personally, no.

Q. And Karon Moses, did you ever have a conversation about -- with him about it?

A. Other than it was -- it was pointless but it was -- I'm not gonna say pointless -- what was the words -- I want to say the words me and him said was it was a waste of time.

Q. Are you aware of any of your other codefendants having a conversations with each other about what they should say about the crime after it happened?

A. No. I'm not aware of them having any conversations about it because to me, I believe they knew what to say. So, I didn't -- I -- I don't know.

Q. Do you know what Jamal Thomas has said about the crime?

A. Um, I mean like after the crime like before the arrest or any time?

Q. At any time?

A. Um, like I -- I -- I don't remember like -- I don't remember ever hearing him say anything around me about the crime. Like I can't remember.

Q. Do you know what Jamal Thomas told law enforcement and the District Attorney's Office about this crime?

A. Yeah. I remember some of what he told them about the crime.

Q. Um, did your -- were you able to read the discovery in your case? The police reports?

A. Yes, ma'am. I'm the one who showed them the discovery. I showed Karon Moses and Coatney Williams the discovery.

Q. Where did you show them the discovery?

A. Inside of, uh, Northampton County Jail.

Q. When did you show them the discovery?

A. Uh, I can't give you a month. Um, Coatney said in 2009, Karon maybe it was 2009 that he is saying also. Yes, actually I -- I'm -- I'm sure it was 2009 that I showed both of them the discovery.

Q. Did you show it to Jamal Thomas?

A. No, ma'am.

Q. Why did you show them the discovery? Karon

Moses and Coatney Williams?

A. Well, at the time, Karon had to say -- Karon said the same thing I had said at the time that we didn't know anything about it. I showed it to Coatney because I wanted him to, what you call it, recant his statement.

Q. Why did you want Mr. Williams to recant his statement?

A. Because I told him, bro, you ain't -- you ain't had nothing to do with it for real. Why did you -- like why did you tell on me? Like I didn't tell on you, why did you tell on me? Like I -- I'm telling him like I'm not the one who said you was there. Jamal said that. Like I'm not the one who said you was there.

Q. When you showed your discovery to Coatney Williams and Karon Moses, um, is this something you gave to them to hold on to?

A. No, I showed Coatney when he came to our block to cut my hair. Uh, I showed -- Karon Moses was in the block with me, but I sent it to Karon Moses before they put him in the block with me and I told him to come to the block with me.

Q. And why did you show it to Karon Moses?

A. That -- that was my little brother. He -- he said the same thing I said, I don't know nothing.

Q. What were your conversations with Coatney

1 Williams, um, in the jail about?
2 A. Uh, I mean other than that, nothing really
3 like just regular conversations. Just nothing really. I know
4 he asked -- he asked for me to, uh, write a statement saying he
5 wasn't there, but I'm like why would I do that when you told on
6 me? If I didn't say nothing about it. If I didn't tell on
7 nobody, why would you tell on me?
8 Q. How many times did Coatney Williams ask you
9 to write a statement that he wasn't there?
10 A. Maybe twice, three times.
11 Q. And when -- when did those requests occur?
12 A. I can't -- uh, 2009.
13 Q. Were all of those requests made prior to
14 Coatney Williams's trial in this case?
15 A. Yes.
16 Q. Did Coatney Williams ever request that you
17 change your statement after you saw him at the jail in 2009?
18 A. Yes. That's when he asked me to say he
19 wasn't there. You gotta understand, m -- m -- prior to trial,
20 my whole -- uh, I never changed my statement from I don't know
21 nothing about it.
22 Q. Let me -- let ask it this way. After you
23 testified at Coatney Williams's trial, did Coatney Williams ever
24 make a request for you to change your statement?
25 A. No, I was s -- I was shipped out, uh, way

before everybody. I wasn't in the county jail that many days after that.

Q. Other than what you read in your discovery, um, do you know what Coatney Williams or Karon Moses have said about the crime?

A. Prior to their statements?

Q. W -- yes, let's start there. First prior to that.

A. Uh, no, I was not aware that they said anything about the crime to anybody.

Q. All right. Now after you read their statements in the discovery, were you aware of them saying anything else about the crime?

A. Um, I can't remember who it was, but somebody told me Karon said this shit is stupid. Uh, I know quite a few people, uh, quite a few different people saying something about, uh, Coatney telling them he wasn't there. Uh, other than that, no.

Q. Who are these people who said Coatney Williams wasn't there?

A. Um, like I said, I don't do government names, so, uh, people biological name -- uh, people names that's on their birth certificate, I don't do that. So, I don't know these people's names. Uh, most of them, I don't know their nicknames because I don't like people, especially males. I

don’t like males.

Q. Were any of the people who told you this, um, did any of those people have personal knowledge of Coatney Williams not being present at the crime or was this just something they had heard?

A. Just something they had heard.

Q. Other than those people and, um, the conversations that you had with your codefendants that you’ve already discussed with us about -- during this deposition, have you talked to anyone else about the crime?

A. No. No, ma'am.

Q. All right. I want to move on to, um, this first statement that you made to law enforcement in this case and I’m gonna mark this statement as Exhibit 29. It is dated September 4, 2008. I’m just gonna show it to you, one page. Mr. Freeman, can you see that?

A. Yes.

Q. Okay. You notice at the bottom, there is a signature?

A. Yes.

Q. Is that your signature?

A. Yes.

Q. Do you recognize this?

A. Yes, ma'am.

Q. And what is Exhibit 29?

A. It was the statement I gave to Detective -- I believe her name is Burgess. Uh, but it was my statement that I gave to the detectives when they first came to me and let me know that I was being charged.

Q. All right. Um, this is, as I stated dated 09/04/2008. It has your name at the top. It is a statement form. It is signed by you. The witness is Brenda Burnette, um, who --

A. Okay. Burnette.

Q. -- and --

A. That's the detective.

Q. -- the -- I'll just read out the statement. It says, "I gave Detective Burnette the following statement. I don't know nothing about it. AF." And then it says, "End of statement." Uh, can you tell me the circumstances of your making this statement?

A. Um, I was being charged with a crime that has -- that carries a lot of time. So, there's no evidence, only people that can -- that can -- that can help the, uh, state convict me is myself and my codefendants. So with no s -- with no evidence to say I was there physically, I knew me saying I know nothing about it, I'm going to the route of beating the case. Well, I didn't know nothing about my codefendants telling, but they told me they did and at that time the only two that had told were Jamal Thomas and Coatney Williams. Karon

said something along the lines that I said because that being like my brother, we already know what to say if you're charged with a crime.

Q. The place where it indicates the statement occurs was the, uh, Northampton County Detention Center. Um, was this after you were arrested for this case?

A. No, I was arrested for another case. I was arrested for, uh, probation violation or something like that.

Q. How long did you talk to Detective Burnette for?

A. Uh, not too long, maybe about 10-15 minutes.

Q. What did you talk about?

A. That she had -- it was pointless talking to me.

Q. Did she give you any information?

A. No. Uh, no. She -- she hinted at, uh, codefendants telling or that other people were told about it that she talked to, but as far as her coming straight out and saying, oh, yeah, you know this person said this and this person said this and showing me any paperwork or person telling, nah, she did none of that.

Q. How did she hint to you about other people?

A. Uh, her exact words were which of your, uh, codefendants was locked up that -- that get locked up all the time? And they, uh -- which one of your codefendants get locked

1 up all the time that they ran their mouth to somebody -- to some
2 people that was locked up?
3 Q. Did she tell you any names?
4 A. Uh, no. She gave me no names or anything
5 like that. All she did was hint at that my codefendants ran
6 they -- one of my codefendants ran they mouth to some people
7 they was locked up with. Uh, she gave me -- other than that she
8 gave me no hints about who that was, uh, you know, because that
9 could have been anyone of us the way she said it. Like, okay,
10 we all get locked up. So, like it could have been anyone of us.
11 Q. Were you aware of who else was being
12 investigated as a codefendant in this case when you spoke to
13 Detective Burnette that first time?
14 A. Um, yes, I was the -- I was like kind of the
15 last person they -- they -- they -- they investigated like that
16 they came and interviewed.
17 Q. So who were you aware of?
18 A. I was aware of -- well, I wasn't aware of
19 Coatney Williams. I was aware of Jamal Thomas and Karon Moses
20 because all three of us was locked up in Northampton County on
21 other charges.
22 Q. When were you first aware that Coatney
23 Williams had given a statement in this case?
24 A. When he wrote a letter to Karon and me and
25 Karon was in the same block -- the same cell block and so he

showed me the letter but when he wrote the letter and basically writing Karon that he better take on -- uh, he better say he got the gun from somebody else. Um, that was basically what it was.

Q. Do you know what happened to the letter that was sent to Karon?

A. I'm saying I know there is a copy of it in my motion.

Q. Was it the same letter that you saw in discovery?

A. Yes, the letter I saw in discovery is the same letter I seen Karon have.

Q. So this letter was actually delivered to Karon Moses?

A. Yes, ma'am.

Q. I'm going to show you what I'm marking as Exhibit Number 30. I'm gonna get close so you can take a look at it.

A. All right.

Q. I'm showing you Exhibit 30.

A. Yes, that's the letter. I can tell already from the handwriting.

Q. Did Coatney Williams, um, send any other letters to either you or the other codefendants in addition to what's in Exhibit 30?

A. Uh, nah. No.

1 Q. When you, uh, met with Detective Burnette on
2 September 4, 2008, was anyone else present?
3 A. No. No, ma'am. It was just me and her in
4 the room.
5 Q. Do you remember anything else about that
6 conversation?
7 A. Uh, other than she told me, uh, that other
8 pe -- other codefendants were helping themselves. Um, it was up
9 to me to help myself, and I said, uh, I watch the First 48,
10 you're not gonna get me like that.
11 Q. Do you remember when you spoke with the
12 District Attorney's Office on July 12, 2010 just prior to
13 Coatney Williams's trial?
14 A. Yeah. That was right after I found out how
15 much time I was about to get.
16 Q. And what did you find out about how much
17 time you were gonna get?
18 A. Basically that I was gonna get, uh, uh, that
19 I was about to get a whole lot.
20 Q. Why did you meet with the district attorneys
21 on July 12, 2010?
22 A. Because I felt everything -- I felt mostly
23 this was Coatney's fault.
24 Q. I'm also labeling as Exhibit 32, uh, a
25 Transcript of Plea, and it's dated July 12, 2010. I'm gonna

1 approach. It's, um, four pages and to just show you it on the
2 camera.
3 A. Mm-hmm.
4 Q. That's the second page.
5 A. Okay.
6 Q. Third page.
7 A. I see it.
8 Q. The fourth page.
9 A. I see it.
10 Q. All right. I'm going back to the third
11 page, which is Bates stamped 251 at the bottom and point out the
12 signature. Do you see that?
13 A. Yes.
14 Q. Is that your signature?
15 A. Yes.
16 Q. Do you recognize Exhibit 32?
17 A. Yes, ma'am.
18 Q. Is this the Transcript of Plea that you
19 executed on July 12, 2010?
20 A. Yes, ma'am.
21 MR. ZIEGLER: What exhibit is that?
22 MS. BRIDENSTINE: Exhibit 32. Now, did this occur
23 before or after your meeting with the District Attorney's
24 Office?
25 A. Uh, that was after.

Q. The plea was after?

A. I mean, no. I'm sorry. I'm sorry. That was before.

Q. Why did you take the plea in this case?

A. Because my attorney said that with Karon and Jamal already, um, willing to testify against me that it was, uh, I had a very low chance of winning at trial. I -- because I wanted to go to trial.

Q. I'm gonna read, uh, the plea arrangement out loud from Exhibit 32, which states, "Upon defendant's plea to these three charges, other listed charges will be dismissed. Defendant agrees to testify truthfully against any and all codefendants in this case. Sentence will be in the discretion of the court. Sentencing will be continued until the rest" -- or excuse me. "Will continue until the last codefendant pleas or is tried." When you entered into this plea, was it your understanding that you would be testifying at Coatney Williams's trial?

A. Uh, not really.

Q. What was your understanding about what your obligations were under the plea agreement?

A. Well, I really was lost to what I really had to do, uh, until they brought me to talk to those people after the -- like all I was really told about it was that, uh, that the DA agreed to, um, the -- what was it? Twelve to fifteen

1 years and they was gonna talk to the judge and hopefully the
2 judge will agree to it also. Um, like I thought all I had to do
3 was make a statement. I didn't know it was gonna be all this,
4 uh, uh, testimonies and all that stuff. I didn't -- I wasn't
5 aware of all that.
6 Q. Who was present at the meeting with the
7 district attorney? It looks like, um, Assistant District
8 Attorney, Kim Geyer, and Investigator, G.B. Lassiter, were
9 present with you, but was anyone else present?
10 A. Um, other than my, uh, the lawyer I was
11 appointed, um, I'm -- I'm not sure if anyone else was in the
12 room. I want to say there was, but, uh, I'm not sure.
13 Q. Was your attorney, Bruce Cunningham?
14 A. Uh, no, I just had -- I just recently had
15 Bruce Cunningham. Um, I can't remember my lawyer name at that
16 time. I just recently had hired Bruce Cunningham due to the --
17 the (inaudible) with my plea.
18 Q. Yes, and I -- I got the wrong attorney. Was
19 your attorney, Jackson Warmack?
20 A. That's -- that's who it was. Yes, ma'am.
21 Q. Okay. Was your attorney present during that
22 interview?
23 A. Yes, ma'am.
24 Q. All right. In general going -- looking back
25 at that interview you gave the District Attorney's Office on

July 12, 2010, um, what do you remember telling them?

A. Basically I told them what Jamal had said. Like I just basically went off of what was in the motion.

Q. Was what you told the DA's Office that day the truth?

A. Uh, mostly not.

Q. Do you remember --

A. Hold up, but --

Q. -- what part --

A. -- most of what Jamal said was a lie.

Q. What parts were not true?

A. Uh, that Coatney was there, uh, that he didn't participate, that he didn't get out of the car. That, uh, part of wit -- part of the parts that he said I participated in as far as, um, the parts with Mary David -- Ms. Mary Davis, uh, um, I can't remember everything he said that I had repeated, but mo -- most of -- most of -- most of that was a lie.

Q. Why did you lie to the District Attorney's Office?

A. Because that's what they were -- was expecting of me.

Q. Wh -- why did you think that that was their expectation?

A. I was basically told that -- that's the wh -- that's what the expectation was. Expectations was they wasn't

caring about the truth of what really happened. They was -- their expectations was -- the only thing they cared about was something that was -- was said to not only get a conviction of me, but to get a conviction of Coatney Williams. Like they wanted me and Coatney very bad.

UNIDENTIFIED VOICE: Excuse me, I need your ID for a second.

MR. FREEMAN: I don't even have it on me, ma'am. It's in my room.

UNIDENTIFIED VOICE: Okay.

Q. And, uh, who gave you that information that that's what their expectations were?

A. Um, uh, my lawyer, uh, Warmack basically like, uh, you know, go in there and like basically give them the information that they already have basically. Uh, from what I understood that the DA wanted me and Coatney the worst from the way they were -- they were pushing for us like everybody else was able to get good pleas. Um, they wouldn't let me -- they wouldn't let me fire Warmack, so -- for me to pay for an attorney because I had a paid attorney on another case, uh, so like they were basically letting me know, me and Coatney was the main two they wanted the worst.

Q. I'm gonna just pick out some of the details from this statement and, um, ask you some questions about it. Um, you told the district attorney that you went to the Cupboard

after you met up with Jamal Thomas and Karon Moses and that's where you met up with Coatney.

A. Yes, ma'am.

Q. Do you remember telling them that?

A. Yes, ma'am.

Q. Is that true?

A. Yes, ma'am.

Q. You told them that prior to meeting up with Coatney that -- that Karon Moses told you that you guys had a lick to do. Is that true?

A. He didn't say lick, but he told me that he needed me. I only said lick then to basically go along with Jamal's -- what Jamal said.

Q. You also told the district attorneys that, um, Karen -- Karon Moses and Coatney Williams were talking, um, at the car about how they were supposed to get a gun from Coatney. Do you remember telling them that?

A. I don't remember telling them that, but, uh, obviously I said it.

Q. Is that true?

A. Uh, to my knowledge, um, I don't remember hearing those words, but I -- they were talking.

Q. Was Coatney talking about a shotgun that he had?

A. I'm not sure. I don't like -- their --

1 their whole conversation I really do not know what they were
2 really talking about.
3 Q. Your statement goes on to say that you went
4 Coatney's house and he came out with a gun. Do you remember
5 telling them that?
6 A. Yeah. I do remember saying that.
7 Q. Is that -- is that true?
8 A. It's not accurate. I don't remember seeing
9 him come out with a gun.
10 Q. Did Coatney change into dark clothes at his
11 house as you told the District Attorney's Office?
12 A. I don't remember him changing clothes.
13 Q. You also told the district attorneys that
14 Coatney had a shotgun in his pants when he came out of his
15 house. Do you remember telling them that?
16 A. I do remember saying that.
17 Q. Is that true?
18 A. It's not accurate because I can't say that I
19 seen him with a shotgun in his pants. Honestly, I can't see
20 through your pants.
21 Q. Did Coatney Williams -- when you saw him
22 come out of the house, did he appear to have anything in his
23 pants?
24 A. I'm -- I'm -- I'm picturing the walk. I
25 didn't see him pull anything out of his pants. Like I didn't

see him pull any guns or anything out of his pants. Um, I can't remember his walk like that was -- that's something that's -- that was, uh, a minor detail. So I -- that's something I can't remember right there. That's a minor details. That's -- we talking like 12 y -- 13 years ago.

Q. You also told the District Attorney's Office that -- and this is a quote, "Jamal said something about Tacoma and that he didn't think anybody was home." Do you remember telling him that?

A. No, I don't remember telling him that.

Q. Is that true?

A. Uh, n -- no. Not really. Like I -- I don't remember that.

Q. You also told them that Coatney Williams was with you when you got to the Davis's home along with Karon and Jamal and, uh, that you all walked to the house where Jamal cut the cords to the telephone?

A. Yes, I -- yes, I said that. That's not true

Q. What's not true about that?

A. Coatney was not walking with us.

Q. You went on to say that you had the shotgun and that Karon Moses, Jamal Thomas, and Coatney Williams tried to kick the door. They couldn't open it, so they shot it. Do you remember saying that?

A. Yes.

Q. And is that true?

A. No, ma'am. No, ma'am.

Q. Okay. What's not true about that?

A. That Coatney wasn't there to kick a door.

Q. When you were describing some of the details that happened in the house, um, you told the DA's Office that when you were in the room with Ms. Davis and Karon Moses came in and said someone is here that Coatney then came in and took the shotgun. That you heard a shot but you did not know who was doing the shooting. Do you remember telling them that?

A. Uh, I said that? I -- I'm not sure. I -- I -- well, I ain't gonna say I'm not sure because they obviously wrote it, but I -- I -- I don't remember saying it.

Q. Is that true?

A. No, ma'am. Coatney wasn't there to bring a gun.

Q. You also, um, said that the four of you left together in Jamal Thomas's car, you, Karon Moses, and Coatney Williams. Do you remember telling them that?

A. No, I don't remember saying it, but I -- more than likely I said it.

Q. And is that true?

A. No, ma'am. Coatney wasn't there to be in the car.

Q. You went on a little bit later to discuss

1 splitting up the money and you told the DA's Office, um, that
2 you split up the money amongst you, Karon Moses, Jamal Thomas
3 and Coatney Williams except for some that you had in your
4 pocket. Do you remember telling the DA -- the District
5 Attorney's Office that?
6 A. I probably did. I don't remember saying it.
7 Q. Is that true?
8 A. Uh, no. Coatney Williams was not there.
9 Q. You also stated that Jamal took a bag and
10 burned what was in it in the -- in a barrel that night. Do you
11 remember telling them that?
12 A. No, ma'am. I don't.
13 Q. Is that true?
14 A. Uh, I'm not sure. I don't remember, ma'am.
15 Q. Were you ever present when any items were
16 burned after this case?
17 A. Not to my knowledge. I'm not like -- I
18 don't remember nothing being, uh, thrown away to be burned.
19 Q. You also went on to talk about, um, how
20 there was a conversation the next day at Rasheed Austin's house
21 where Karon Moses was there, Coatney Williams was there with his
22 brother, um, and that you talked about the crime in front of
23 Coatney's brother and you also said that it was mainly you and
24 Karon Moses talking and that Coatney Williams didn't have much
25 to say. Do you remember telling them that?

A. Uh, yes, ma'am. I do. Um, that was something I had got out of Coatney's statement.

Q. Is it true?

A. Uh, no, ma'am.

Q. What is not true about that?

A. I don't remember being in Rasheed's house and I don't remember seeing Coatney that early in the day. That was something I had got out of Coatney's statement.

Q. You had also testified about asking or demanding that Mary Davis strip. Did you do anything else to Ms. Davis? Did you ever touch her?

A. No, ma'am. Other than making her strip, no, ma'am.

Q. In this statement, you told the police that you tapped Mary Davis's legs with her -- with the shotgun, that you put the gun between her legs, and that you didn't mean for it to touch her vagina. Do you remember telling them that?

A. Uh, something around those lines I remember saying.

Q. And is that true? Did that happen?

A. Uh, no, ma'am. Uh, who was in the room with the gun, it wasn't me. I really don't want to say who it was because I don't want to get anybody in -- I don't want to get nobody in trouble. It wasn't Coatney Williams though. He was not there. I said that because that was part of the plea

arrangement of what the plea I was taking so I had to say what was -- I had to say something to be -- to say something to take the charge.

Q. Did anyone else that night put a shotgun between Mrs. Davis's legs?

A. Obviously, yes, but like I said, I don't want to say that person name. It's one of my codefendants, but I don't want to say their name.

Q. All right. I want to move onto your testimony at Mr. Williams's trial, um, and ask you just a few questions about that. I'm going to label this as Exhibit 33. Um, in general, do you remember testifying at Mr. Williams's trial?

A. Yeah. I remember doing that.

Q. And was your testimony truthful?

A. Bits and pieces don't matter. So, overall, no the -- no, ma'am.

Q. In general what was not true?

A. Coatney Williams was not there.

Q. A lot of these we have gone through with in your statement, um, but you also testified to, um, seeing Coatney Williams at the Cupboard and that's from your testimony on the -- page 155. Is that part of your testimony accurate?

A. Yes, ma'am.

Q. You testified that after the Cupboard, um,

you saw -- that Coatney Williams got in the car with you and that's from page 156 of your testimony. Is that accurate?

A. Um, as far as what I said to you?

Q. No, what you testified to. So you -- you just -- we just talked about how you said you saw Coatney Williams at the Cupboard and then you went on to say that Coatney Williams got in the car -- into Jamal Thomas's car with you guys.

A. Okay. Yes. That's accurate. That's true.

Q. You testified, and I'm referencing pages 157 to 159 of your testimony, that you drove to Coatney Williams's house, that Coatney Williams went inside, he changed, and he came out with a 12-gauge shotgun. Is that part of your testimony accurate?

A. No, ma'am. He didn't change clothes from -- from what I remember, he didn't change clothes. Uh, I didn't never see a gun or anything that looked like a gun until we got to that -- where Jamal parked at before going to -- where Jamal parked at up the street from the crime scene. Uh, as far as, uh, Coatney Williams having a gun or coming out with a gun, I can't say if that is true or not, but me seeing it or me seeing him have anything that looked like it, that was false because I -- I never seen him have anything that looked like a gun.

Q. So that part of your testimony was not true?

A. Yes, ma'am. It was false.

Q. Have you ever known Coatney Williams to have a 12-gauge shotgun?

A. No, ma'am. Not to my knowledge.

Q. You testified on page 166 that Jamal Thomas and Karon Moses loaded the gun with ammunition from the trunk once you got to the house.

A. Yes, ma'am.

Q. Uh, is that part of your testimony accurate?

A. Yes, ma'am. I believe so.

Q. Did you see them do that?

A. Yes, ma -- I'm -- hold on let me. Yes, ma'am. I did see that.

Q. You testified on, and I'm referencing page 164, that you, Coatney Williams, Jamal Thomas, and Kar -- Karon Moses walked to the Davis home. Is that accurate?

A. No, ma'am.

Q. Was that part of your testimony true?

A. No, ma'am. Coatney Williams was nowhere near to be able to walk with us.

Q. I'm referencing page 166 of the trial transcript where you testified that Coatney Williams shot the door at the Davis's home. Is that true?

A. No, ma'am. That's false. He was nowhere, uh, nowhere near with a gun to shoot the -- a door. Um, he was no - he wasn't even in the car with us. So, no, ma'am.

Q. You also went on to testify that at one point, uh, Coatney Williams came back into Mary Davis's bedroom and Coatney Williams took the shotgun from you, and I'm referencing the trial transcript from 172 of 173 of your testimony. Is -- was that part of your testimony the truth?

A. No, ma'am.

Q. What was not true?

A. That Coatney Williams went into a room with, uh, Mary Davis to get a gun to shoot at, um, anybody. Uh, he wasn't in the house. He wasn't there. He wasn't in the car. Uh, he wasn't even in that town to my knowledge.

Q. You also testified that after you left the Davis's home, you met up with Coatney Williams and Karon Moses outside the house, um, and when you went back to the car, Coatney Williams was holding the shotgun and this information comes from the transcript page 174 and 186. Was that part of your trial testimony true?

A. No, ma'am. Coatney Williams was not at a car. Coatney Williams did not have a shotgun that I seen him with at any time.

Q. You testified on page 176 that you shot at the car that followed you two to three times with the .38 that was taken from the Davis's home. Is that the truth?

A. Yes, ma'am.

Q. Did anyone shot at that car that was

following you with the shotgun?

A. Not that I remember.

Q. You testified on page 179 that you went back to Seaboard with Jamal Thomas, Karon Moses and Coatney Williams and that you parked in front of Rasheed Austin's house. Is that true?

A. It seemed like that's probably where we parked at.

Q. Was --

A. Because -- because spots in front of my house was never open except early in the day.

Q. How far did Rasheed Austin live from you? How far down?

A. Um, the next set of houses. Not the very -- it wasn't the next -- the next house next to mine, but it was the house next to that one.

Q. Were you on the same street?

A. Yes, ma'am. We was on the same -- the same -- the same street, lived in the same parking lot area.

Q. And the part that I just referenced where you said that Coatney Williams was pr -- present, is that accurate?

A. Oh, no. I'm sorry. I'm sorry. I'm sorry. Uh, if he was -- you said something about him being present at that moment, um, no, I don't believe he was up there. No,

ma'am. I don't believe he was up there. He wasn't in that car with us when we drove there. I know that.

Q. You also testified that the following day you were at Rasheed Austin's house with Coatney Williams, Jamal Thomas, Karon Moses, Robert Branch, and April Smith and that the crime was discussed there and I am referencing testimony from pages 180 to 182. Um, is that truthful? Is that what happened?

A. N -- n -- I don't remember being in the house. I remember being outside, uh, and like I said, I do remember Jamal saying that. Um, I don't remember Coatney being up there. Uh, I don't remember Coatney being up there. Uh, I said Coat -- I said the part about Coatney being up there because that was something he said in his statement that the detectives took. Uh, I don't remember him being up there though.

Q. You also testified on pages 187 and 209 that you had seen a shotgun in Jamal Thomas's possession a couple of months before the crime at a house where Jamal Thomas stashed guns. Is that accurate?

A. I'm not sure. I can't remember that. Like I can't remember.

Q. Did you know Jamal Thomas to stash guns at a house in Seaboard?

A. I -- I'm trying to remember that like --

Q. And I'm sorry. I don't think you indicated

where. So I don't know if it was in Seaboard or not but did you ever know of Jamal Thomas to stash guns at a house?

A. Like I -- I -- I'm - I don't -- I don't remember. Like I - I can't give you an honest yes or no.

Q. You also testified on page 189 that you had told the truth about what happened at Mary Davis's house on December 29, 2007. When you told the jury that you had told the truth that day, was that testimony accurate?

A. No, ma'am.

Q. Why did you testify that Coatney Williams committed the crime with you?

A. Because I was mad at him. He told them people my name. He gave them people a statement saying I was there. He gave them people a statement telling them I did this. He gave them people statements saying I did this and that. So I was mad.

Q. So you testified one way before that Coatney Williams was involved and now you're testifying that Coatney Williams was not present when the crime was committed. How can anyone know which testimony of yours to believe?

A. I'm saying, a person can't know. Like honestly can't know. It is just go off of what they -- their own -- I guess people go off of their own feelings and beliefs about something. I'm telling you I was mad at the man. So, you know, like I'm letting you know what the truth is now. Like I

1 was mad at him.
2 Q. Are you tell -- are you telling the truth
3 today?
4 A. Yes, ma'am. You just told me that I can --
5 I'm under per -- I can be under -- I can be under perjury like
6 so why would I blatantly, I mean, go against what I said if you
7 said I could be purged?
8 Q. All right. I'm gonna move on to, um, some
9 communication with the North Carolina Center on Actual
10 Innocence. Do you recall receiving a letter from them, um, in
11 October of 2002 about Coatney --
12 A. 2002 --
13 Q. -- Williams's innocence claim?
14 A. You said 2010?
15 Q. I'm sorry I misspoke. 2012.
16 A. I don't remember receiving a letter. I
17 remember, uh, two people coming to talk to me at the prison.
18 Q. I am marking as Exhibit 34 a letter dated
19 October 15, 2012. I'm just going to show it to you. It's three
20 pages, but the middle page is actually just -- it -- it's blank.
21 Here's the first page and I'd like you to take a look at the
22 handwriting.
23 A. Uh, like I still don't remember receiving
24 it, but, um --
25 Q. It's a blank page.

A. -- yeah I really -- I don't remember receiving it.

Q. Here's the last page.

A. I'm trying to read. I don't -- I don't remember receiving it though.

Q. Is this your handwriting?

A. That's what I was trying to, uh, see if it -- it resembles my handwriting but --

Q. Well, the letter is dated October 15, 2012 and it is addressed to you at Alexander Correctional.

A. Yes. I was there at that time.

Q. With instructions to return the answers to the questions. Um, it sounds like what you are saying is you don't remember doing this, but it looks like it is your handwriting?

A. Yeah, I -- it resembles my handwriting, I don't remember it though.

Q. All right. This letter is Exhibit 34, um, and I'm just gonna read the questions and the answers, which question one states, "In your opinion, is Mr. Williams innocent of the crimes for which he was convicted?" The written answer is "Yes, I know Coatney Williams is innocent of the crimes he was convicted of." Two, "Please describe what happened during the burglary that occurred on December 29, 2007 in Northampton County including who was there." Answer, "On 12/29/2007,

1 Coatney Williams was not even in North Carolina. Jamal Thomas,
2 Karon Moses, and I did the burglary. I don't remember what
3 really happened except that we broke to rob Tacoma who wasn't
4 there. So we took what we could find. Mary Davis was there.
5 We told her to strip and lie -- and lay face down on the floor
6 while we searched the house." Number three, question, "Who shot
7 Er -- Erel Jordan?" Answer, "I'm not sure who shot him. Me and
8 Karon both were shooting at him, but Coatney Williams wasn't
9 there at all." Number four, "Please add any information you
10 feel would be helpful to us as we review Mr. Williams's case."
11 Answer, "Coatney Williams was gone to Pennsylvania with his
12 family on 12/29/2007. I know this because we were good friends
13 at the time and he told me he was leaving. Actually, I was at
14 his house prior to them leaving. Jamal broke in someone's house
15 earlier that day to make it look like Coatney did it since he
16 was gone. Jamal called Coatney to ask where he was and I was
17 next to Jamal and heard Jamal say, it's good y'all. In PA.
18 Because they're saying you broke in so and so's house. We told
19 Coatney what happened when he got back. We were arrested in
20 2008" -- and let me just back up real quick. When you had --
21 written next to so and so's house in parentheses is don't know
22 name. "We told Coatney what happened when he got back. When we
23 were arrested in 2008, he wrote a statement to prove his
24 innocence, but he also was telling them who did it. I felt a
25 certain way about that so when -- when the told me to write a

statement against him it wasn't that hard but I was forced into this. I was scared into it that's why I done it. I now feel bad for him being innocent and locked up for things his so called friends done. I hope y'all can help him be released." All right. Does my reading that letter refresh anything for you?

A. Yes it do. I remember writing that.

Q. Okay. Um, I just have a few questions, um, about this. What is this part where you reference that Coatney was not even in North Carolina?

A. That's what he put in his statement.

Q. So that part of your answer came from Coatney Williams's statement?

A. Yes, ma'am. I didn't know nothing about a Pennsylvania. He never even supposed to be going to Pennsylvania. Uh, from memory, Coatney Williams was in North Carolina that night and he was at the store that night. He telling us that we got that memory from somewhere else. He telling us we got that memory from another crime, but the truth is he was down here during that time.

Q. What makes you certain that you saw Coatney Williams that night of December 29, 2007?

A. I had got into an argument with my grandmother that night. She was down here from Baltimore for, you know, visiting. It was around Christmas time. Uh, I had

1 got into an argument with my grandmother that night. I was in
2 my room when Karon and them got me, on the phone with my
3 girlfriend, and I remember getting into an argument with her and
4 -- because she tell me don't leave out the house because I was
5 about to go do something stupid and I was like, nah, I'm just
6 like gonna chill with bro. Let me go chill with bro real quick
7 then I'm gonna come back and we about to smoke this blunt and
8 I'm gonna come back. She kept telling me you lying. Why don't
9 you stay on the phone with me while you all go smoke the blunt?
10 And I told her because I got to holler them. I can't holler at
11 you and holler at them at the same time and I hung -- she told
12 me don't hang up on her because if I do she ain't gonna call
13 back. I mean she told me don't call back if I hang up. I hung
14 up on her. I left, met with them, and when we got to the store,
15 I told you Mal -- Jamal got out to holler at somebody, then
16 Coatney got inside the car. So, like, I remember those events
17 taking place in that order like and it was on that day like
18 these -- because of -- I mean I -- not my grandmother. I got
19 into an argument with my mother. My fault. I'm sorry. I got
20 into an argument with my mother. My grandmother was down here
21 and she was taking my side be -- of with -- during this
22 argument. She was taking my side, and I remember those events
23 taking place all within minutes. Like it wasn't a whole hour
24 went past that me and my mother had got into an argument.
25 Q. What do you think of the fact that your

memory is that Coatney Williams was there and that you saw him just prior to the crime, but others might remember Coatney Williams being outside of North Carolina on the day of the crime?

A. I’m saying, if -- if my family gonna -- of course my family gonna say they remember me being somewhere else outside of North Carolina, right? All right. Because they want to help me, right? Now, if you’re like -- if you’re outside of North Carolina, but you’re here the next day? You’re gone when the crimes happened. You’re not in North Carolina when the crimes happened, but you pop up the very next day. You say you left the day bef -- y -- you left the day of the crimes, I guess, and then come back -- because according to his statement, they were driving, going to Pennsylvania the day of the crimes, but then you just so happen to pop up the very next morning, early in the morning, to talk about it.

Q. Do you remember hearing anything about Robert Branch going up to see family in Pennsylvania around that time of the year? You know, after Christmas and before New Year’s?

A. No, ma'am. Because I know, uh, I was -- I know I chilled with him on Christmas of that year and then New Years. So, I don’t remember him telling me anything about them going to Pennsylvania. I didn’t even know they had family in Pennsylvania until this crime and I still don’t know if that’s

true.

Q. How certain are you that you saw Coatney Williams on December 29, 2007, 15 to 20 minutes before you drove to Mary Davis's home?

A. I'm -- I'm certain because of the -- the argument that I had with my mother, then the argument with my girlfriend is something that stuck out to me and I remember seeing him right after that.

Q. How certain are you that you saw Robert Branch and Coatney Williams the next day, which was December 30, 2007 in -- in the Seaboard projects?

A. Well, I never said I saw Coatney in the Seaboard projects. I said I know I seen Robert in the projects early that morning and then Coatney somewhere else later on, which was probably that -- that, um, at the store, where everybody congregate. Um, I seen Robert for a fact early in the morning in my proj -- the projects where I lived at, um, because he came up here to get something from somebody. Uh, then later on that day, I seen Coatney, later on that day.

Q. So why do you think other people are saying that Coatney Williams and Robert Branch were with their mother and their stepfather visiting family in Pennsylvania on the day that the crime happened?

A. I'm saying I don't know. I know why his family said it.

Q. And why is that?

A. Because that's family. They don't want to see you in trouble.

Q. Is that a -- an assumption that you are making or had they told you that's why they are saying that?

A. I'm saying I don't -- I never talked to them so I can't give you no -- no reason. I don't -- I never talked to them period. Uh, Robert, I haven't talked to Robert since I been locked up. I haven't, you know, so like I wondered why he was telling, uh, and Coatney and me never talked about it in that aspect as far as going into all of, uh, you know, why he told and all of this other stuff. He never -- we never talked about none of that.

Q. All right. Um, the other part I wanted to bring up is the part in this answer to the letter where you were talking about, um, Jamal calling Coatney Williams and saying, "It's good y'all in PA because they say you broke into so and so's house." Um, where does that part come from?

A. The -- the motion. I had my motion at that time and -- but according to -- according to, uh, Coatney they were not in PA yet.

Q. Did that -- is that true though?

A. According to Coatney --

Q. Is that true that --

A. -- they were driving to PA.

Q. I’m sorry Mr. Freeman. I’m sorry to interrupt. Um, my question for you though, is it true that you were present when Jamal called Coatney Williams and he was telling Coatney Williams the story about how the word was that he had broken into so and so’s house?

A. No, ma'am. Uh, I got all of that from the motion.

Q. And is it true that Jamal Thomas did break into someone’s house earlier on the day of this crime, December 29, 2007 to make it look like Coatney Williams’s did it because he was gone?

A. Um, I’m not sure if that’s true that he did it or not. Uh, I believe he at -- he eventually got charged for it. So, but, um, I’m not sure if he did or not.

Q. I’m going to move on to, um, a meeting with Jim Antenori and Jerry Wiggs?

A. Yes, ma'am.

Q. And -- on June 17, 2014?

A. Yes, ma'am.

Q. Um, what do you recall about that?

A. All I remember is them coming to talk to me and I told them he -- he wasn’t there.

Q. When did you find out that Coatney Williams’s attorney wanted to come speak to you about Coatney Williams’s case?

A. The day they came up there to talk to me.

Q. Wh -- about how long do you think you met with them?

A. Uh, it wasn't very long. Um, I would say it was no longer than 30 minutes to 45 minutes.

Q. The affidavit that I showed you towards the beginning of the deposition, which was Exhibit 28, the one that you signed and was notarized?

A. Mm-hmm.

Q. Um, is also dated June 17, 2014. Was this an affidavit that, um, someone else prepared for you? Typed it up?

A. Yes, that's -- that's -- that's what they, uh, brought with them.

Q. Was this day the first -- the date of the affidavit, June 17, 2014, was that the first day you saw the affidavit?

A. Um, yes, the first -- my first day seeing it is the -- the latest date that is on there. The latest date.

Q. Uh, who wrote the affidavit?

A. To my knowledge his lawyers.

Q. When you were meeting with Mr. Antenori and his private investigator, um, did you ask the if the affidavit would affect your sentence reduction?

A. Um, yes I did, and they said no it wouldn't.

Q. What made you think that this affidavit would affect your sentence reduction? What was your concern?

A. Because that it was -- I was saying something different other than what I said, you know, uh, when I got my time.

Q. How did you think it would affect your sentence reduction?

A. Um, um, because I heard about it happening to other people that they said lied on the stand.

Q. That when people said they lied on the stand, they weren't able to obtain a sentence reduction?

A. No, not only a sentence reduction that they were, uh -- that they were liable to get more time or something.

Q. Okay. So you were concerned about an increase in time?

A. Yes, ma'am.

Q. All right. I'm going to label, um, Jerry Wiggs, who was the private investigator with Mr. Antenori's notes, as Exhibit 35. Um, just because I am going to ask you a couple questions about he wrote about your interview. Um, you indicated to them, according to Mr. Wiggs' notes, that you told your attorney that it wasn't true, um, what you were signing to say Coatney was there. That you had to testify to it to get your time cut. Did you tell them that? Do you remember that?

A. I don't remember saying it, uh, like that,

1 but my lawyer was aware.
2 Q. What was your lawyer aware of?
3 A. That I said, uh, that wasn't true.
4 Q. You also told them that you felt bad for
5 doing this and that you did it as revenge because Coatney, um, I
6 actually don't know what this word is, but it says something
7 statement on him.
8 A. It must have been wrote.
9 Q. Wrote. That looks like what it could be.
10 Did you tell them that?
11 A. Um, I -- I -- I'm not sure, but, uh, more
12 than likely I did because, uh, that's -- that was the reason for
13 it.
14 Q. Is that true that you testified at Coatney
15 Williams's trial and said that he was involved because you were
16 getting revenge on him?
17 A. I felt like it was revenge.
18 Q. All right. We are getting pretty close to
19 the end. I just have a few other areas to go into. Um, Mr.
20 Freeman who has the phone number 410-664-6143?
21 A. That's, uh, my grandmother's phone number.
22 Q. Um, does anyone else live with your
23 grandmother?
24 A. Not at the moment.
25 Q. Do you talk to your grandmother from prison?

A. Yes occasionally. Sometimes.

Q. We have some records from a phone call made on July 3, 2014, um, that you spoke to a woman at this phone number, um, and that you talked about Coatney Williams as being innocent. Do you recall a conversation like that?

A. Uh, you s -- I -- I don’t remember it happening on that phone number, but I remember talking to somebody.

Q. Was that person your grandmother because it looks like it came from her phone number?

A. I -- n -- I’m saying, I don’t remember -- that’s what I am saying, I don’t remember talking to her about it, but, uh, I do remember talking to somebody about it.

Q. And it looks like it was about two weeks after you met with Mr. Antenori and executed the affidavit in Exhibit 28. Um, in this conversation, you also went on to tell the woman you were talking to that the reason you originally said Coatney Williams was involved is because Coatney Williams implicated you in the crime. Do you recall saying that?

A. More than likely, yes, ma’am.

Q. Is that true?

A. Yes, ma'am. I told you -- as I told you, since he -- I felt him and Jamal were the ones that got me locked up that, you know, I was made. Like I felt some kind of way about that. Like y’all got me locked up, you know the

rules. Like, you get locked up, you don't say nothing about it.

Q. You also told this woman that you did the right thing. Um, what was the right thing that you were referencing?

A. Uh, you know, that was so many years ago, I -- but, I -- I would think, um, it was me, you know, uh, signing the paper, uh, saying he wasn't there.

Q. There is a part where the woman that you are speaking to states that in court they said it was Coatney Williams giving the signs. What is that referring to? What are the signs?

A. Um, in the court he threw up some Blood signs and told me, uh -- and was saying I was gonna get got.

Q. Oh, that he did that in court?

A. Yeah, he did that in court. He was supposedly had did that in the court room saying that I was going to get got, whatever, whatever, whatever, whatever.

Q. And your reply to this conversation was, "I don't know. I still think it's Karen -- or Karon." What are you referring to there?

A. Um, it was some situations going on at the time and some -- some people were, you know, uh, some people were basically pushing up on me about the whole snitching thing or whatever, whatever, so, you know, and I was -- I was like -- I felt it was Karon saying something about it and not Coatney.

1 Q. I’m gonna move on to another phone call that
2 happened the next day on July 4, 2014. Who has the phone number
3 443-413-5546?
4 A. Uh, that sound like my mother old phone
5 number.
6 Q. Uh, this phone call appeared to take place
7 with a woman and a man. Do you remember --
8 A. Yeah my mo -- yeah my mother and my, uh,
9 stepfather.
10 Q. What is your mother’s name?
11 A. Latonya Austin.
12 Q. And you stepfather?
13 A. Larry Austin.
14 Q. All right. So the man who sounds like it
15 was Larry Austin told you that you knew that Coatney Williams
16 was there so why were you trying to help Coatney Williams? Do
17 you recall that?
18 A. Yeah.
19 Q. Um, is that true? Was Coatney Williams
20 there?
21 A. Nah. No, ma'am.
22 Q. Why was this man telling you that?
23 A. I don’t know.
24 Q. Uh, the woman on this phone call also told
25 you that you should not change your testimony because of any

threats. What was she referring to?

A. The threats I was just talking about. The threats I was just talking about.

Q. The gang signs in court?

A. Not only that, uh, what my grandma said that I think it was Karon.

Q. Okay. So she was referring to threats from Coatney Williams and Karon Moses?

A. No, from Coatney Williams and I said that I thought it was Karon.

Q. Uh, has Coatney Williams ever threatened you?

A. Um, other than what people said that he said and done in court, nah, like, personally he can't do nothing to me even if he saw me. He can't do nothing. He's -- he's not a threat to me. Well, I don't find that man as no threat.

Q. And when I brought up this phone call, it sounds like it happened with your mother and your stepfather. You kind of laughed a little bit. What's funny about this phone call?

A. That Coatney Williams made a threat.

Q. You also laughed when I told you that the man told you that you knew that Coatney Williams was there, so why were you trying to help Coatney Williams?

A. All I can say is Coatney wasn't there.

Q. You mentioned a little bit before about how Coatney Williams -- and correct me if I'm wrong. Coatney Williams said something to you about how you were confused about seeing him before the crime because you were conflating it with another crime that you committed.

A. I remember that being in my motion. He also said in that letter where we got the gun from. So if you know for -- if he knows for a fact that's where we got the gun from, and nothing was said about the gun after the crime, how would he know where the gun came from if he wasn't around?

Q. Did you commit another crime with Coatney Williams?

A. I never committed a crime with Coatney Williams.

Q. Did you commit any other crimes with Karon Moses?

A. Yes, I committed crimes with Karon. I never committed a crime with Jamal or Coatney Williams. Prior to that night, I never committed a crime with Jamal.

Q. So you have committed --

A. And I n --

Q. Sorry go ahead.

A. And I never committed a crime with Coatney Williams.

Q. But you had committed other crimes with

Karon Moses?

A. Yes.

Q. Had you committed other --

A. Karon was like my little brother.

Q. Had you committed other break ins with Karon Moses?

A. No, we -- well, yes. Yes. We committed one break in. Yes.

Q. Um --

A. But Coatney knew nothing about that.

Q. Why do you think that Coatney Williams was telling you that you got it mixed up with something else?

A. That he probably was talking about Jamal and Karon doing something. I don't know. Like I don't know. I don't -- I never committed crime with them dudes. Only crime I comm -- I committed crimes with Karon. That was my little brother. I committed crimes with him. I didn't commit crimes with them other dudes.

Q. Did Coatney Williams tell you himself that he was in Pennsylvania on the day that this crime happened at Mary Davis's house?

A. He never told me that hisself.

Q. What did he tell you?

A. He never told me nothing about him being nowhere else.

Q. When you saw him at the jail and you -- I think you said he cut your hair?

A. Yeah. He was cutting my hair.

Q. What did you guys talk about in terms of this case?

A. Man, uh, man (laughing). Man. (Laughing) He was telling me that the shit that he wrote going away because they can't use it in court.

Q. Anything else?

A. Um, nah that's about it.

Q. How many times did you talk to Coatney Williams in the jail about -- about the case?

A. N -- not -- not too many times, though I can't give you no number. It wasn't too many times. Like -- like we really didn't talk about it. It was kind of like a -- like, okay it is what it is. I mean my whole thing was, I'm going to trial. That was whole thing. So it wasn't nothing to talk about with me. I -- only time I -- I figured out I wasn't going to trial was when Karon finally wrote a statement. That's the only reason I didn't go to trial. Karon wrote that statement.

Q. All right. Um, when is the last time -- let me ask this a different way. Since you have gone to prison, the four of you, all the codefendants. When is the last time you had any sort of contact or communication with any of them?

A. I ain't seen none of them except Jamal and Karon and that's when they first came to Polk Correctional. They went straight to loc -- to segregation. So I don't -- I haven't seen none of them. Both of them went -- I seen them. We was in close quarters. We didn't say nothing to each other. I had nothing to say to them and both of them went to segregation.

Q. Did you ever talk about the case with them?

A. Uh, we -- they never was, uh, close by except for when we was locked up and me and Karon talked about it. Uh, when I did talk about it with Jamal, he acted as if he didn't say nothing. So, after the fact -- like after I got my motion, no I never talked about it with him because he had already made bail.

Q. Do you know what Karon Moses said about Coatney Williams in his statement?

A. Um, after his first statement?

Q. Yes.

A. Yes. He said Coatney Williams wasn't there.

Q. What do you think about that?

A. Oh, I wasn't -- I did not like that.

Q. Why not?

A. Because Coatney Williams was the guy that got us locked up. Well, I'm not gonna say he the one that got us locked up, he's part of the reason we got locked up because

he said something about it before anybody. So I felt he betrayed me when he -- threw everything off on me as if I was the mastermind. He threw everything off on me like -- like I mean they came to get me from the house and they throw everything off on me. Then Coatney Williams, like I said, he was telling on us since the summertime of 2008 or 2007, wh -- no. The summertime of 2008. He been telling on us since the summertime of 2008 when he told where he got the Timberlands from and how he knew where they came from. So I felt if Coatney Williams would have never said nothing about that then we wouldn't even been being -- we wouldn't have even been being investigated for it. Like you let them know who done it. (Inaudible) the investigation on us started.

Q. Do you know where Coatney Williams got the Timberland boots from?

A. Until I read that in the motion, I had no -- I had no knowledge of him getting anything from that crime.

Q. Are you aware of Coatney Williams or anyone associated with Coatney Williams, um, having any sort of contact or communication with any of the other codefendants? Jamal Thomas or Karon Moses since they went to prison?

A. Um, no. I have no -- no knowledge of that.

Q. Was Coatney Williams at the house at the time of the break in at Mary Davis's house?

A. No, ma'am.

Q. Did Coatney Williams provide the shotgun that was used in this crime?

A. To my knowledge, I do not know.

Q. Did Coatney Williams help plan this crime?

A. That for a fact, I know not. I know not.

Q. Did Coatney Williams know about the crime before it happened?

A. Um, yes, but did he help plan it? No. If he -- I don't know if he knew who house it was gonna be or none of that. I don't know none of that, but yeah, he knew about it. He knew that something was going down.

Q. Did Coatney Williams know it was gonna be a break in and a burglary?

A. That I have no knowledge of if he knew exactly what was gonna happen, but I know he knew something was gonna happen. I don't know to the extent that he knew what was going down.

Q. Did Coatney Williams tell you to change your story, to recant your testimony from his trial and claim that he was not there during the crime?

A. Um, you mean after -- after trial?

Q. After trial.

A. I had no contact with him.

Q. So, Mr. Freeman is the answer to that question, no?

A. Oh, yes. No, ma'am. I had no contact with him.

Q. Has anyone told you to change your story that -- from what you testified to originally at Coatney William's trial, to recant that testimony and to claim that Coatney Williams was not present during the crime?

UNIDENTIFIED VOICE: Ready to go?

MR. FREEMAN: Yeah, she said something like a few more questions.

UNIDENTIFIED: Okay. You gotta go.

MS. BRIDENSTINE: Okay. Five more minutes I think.

UNIDENTIFIED VOICE: Okay.

MR. FREEMAN: She said like five more minutes.

UNIDENTIFIED VOICE: Okay.

A. Uh, no. No, ma'am.

Q. Has Coatney Williams or anyone else threatened you about this case?

A. Uh, no, ma'am. I wouldn't say that.

Q. What would you say?

A. I would say that someone brought it up that they knew what happened. They read the transcript. Uh, I -- I would bring -- I would say that, uh, there's people that don't -- that did -- that didn't like it, but there's some people that -- that respected it and like -- like -- like because I'm --

1 people knowing how I am and being that, you know, they looked at
2 the whole thing. There's some people that respected like, all
3 right, bro, I see why you did what you did, but there's other
4 people that don't like it.
5 Q. Who is this person who brought it up to you?
6 A. I have no -- I -- even though I am in
7 prison, I still do not do names.
8 Q. Was it someone connected to Coatney
9 Williams?
10 A. I mean I have no clue if that person --
11 because I know somebody that I look at like a brother has read
12 it because Coatney was trying to get that person to stop dealing
13 with me. Uh, so, these other people I can't say if they have --
14 if they are connected to him.
15 Q. All right. Other than this affidavit, the
16 letter where you answered questions in Exhibit 34, and, um, your
17 visita -- you vis -- your meeting with Jim Antenori and Jerry
18 Wiggs on June 17, 2014, have you told anyone else that Coatney
19 Williams was not involved in this crime?
20 A. Did I tell somebody else that? Yes,
21 somebody I call uncle -- I don't know his name though.
22 Q. So someone in prison?
23 A. Yeah.
24 Q. Is this person -- why --
25 A. I said yes, ma'am.

Q. Oh, sorry. Why did you tell this person about it?

A. You say why?

Q. Mm-hmm.

A. He -- he brought it up. He was one of the people that -- that feels like -- that look at me like family, that Coatney tried to get to stop messing with me.

Q. What do you mean when you say he is one of the people that Coatney is trying to get to mess with you?

A. No, to stop messing with me. He didn't want that -- he didn't want to stop dealing with me on the level that the guy dealt with me on like -- like -- like if I don't look at you like family, I don't deal with you on a day to day basis. I don't be close to them and talking to people and being person with people I don't look at like family. So, being that the person I call uncle look at me like family and he know this, he try to get the guy to stop dealing with me by letting him know what happened and showing him the transcript.

Q. Is there anyone else that you think we should talk to who would have information on this case?

A. N -- n -- there's nobody else other than, uh, me, Karon Moses and, uh, uh, um, um, Jamal Thomas.

Q. Would you be willing to waive attorney/client privilege for us to talk to your attorney, uh, Mr. Warmack, about your conversations in this case about the

case?

A. I'm saying, uh, prior to -- prior to my plean --

Q. Yes.

A. -- I never really talked to him really other than saying I don't know nothing what is going on. Like he wouldn't do none of the stuff I asked him to do like so there was really no -- no conversations with me and him. As I stated earlier, I was trying to fire the guy.

Q. Is there anything significant in this case that we have not gone over that you think we should know?

A. Uh, nah. No, ma'am.

Q. Is there anything else you would like us to know about this case or that you think would be helpful for us in our investigation?

A. No, ma'am. I feel y'all asked all the right questions.

Q. Have you ever written anything down about this case? Like a journal?

A. No, ma'am.

Q. Has anyone told you what to stay today?

A. No, ma'am. I didn't even know I was coming up here.

Q. Has anyone made you any promises or threatened you about your testimony today?

A. No, ma'am.

Q. Has anyone put any pressure on your regarding your testimony today?

A. No, ma'am.

Q. Were you completely truthful in answering my questions today?

A. Yes, ma'am, to my understanding.

Q. Do you remember any additional information about the questions I have asked you?

A. No, ma'am, for the most part I - I just try to forget everything about it.

Q. Is there any other topic we have not explored that you think would be important to my understanding of this case?

A. Um, no, ma'am.

Q. Do you have any additional information to provide to the Commission?

A. No, ma'am.

Q. All right. I am going to conclude and end the deposition at this time. It is 5:03 p.m.

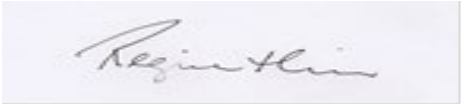
* * *

C E R T I F I C A T I O N

I, Regina Harris, having been assigned to transcribe the above-captioned deposition from August 4, 2020 do hereby certify that said hearing, pages 1 through 134, inclusive, is a true, correct, and verbatim transcript of said proceeding to the best of my ability.

I further certify that I am neither counsel for, related to, nor employed by any of the parties to the action in which this proceeding was heard; and further, that I am not a relative or employee of any attorney or counsel employed by the parties thereto, and am not financially or otherwise interested in the outcome of the action.

This the 30th day of August, 2020.



Regina Harris, Transcriptionist

EXHIBIT

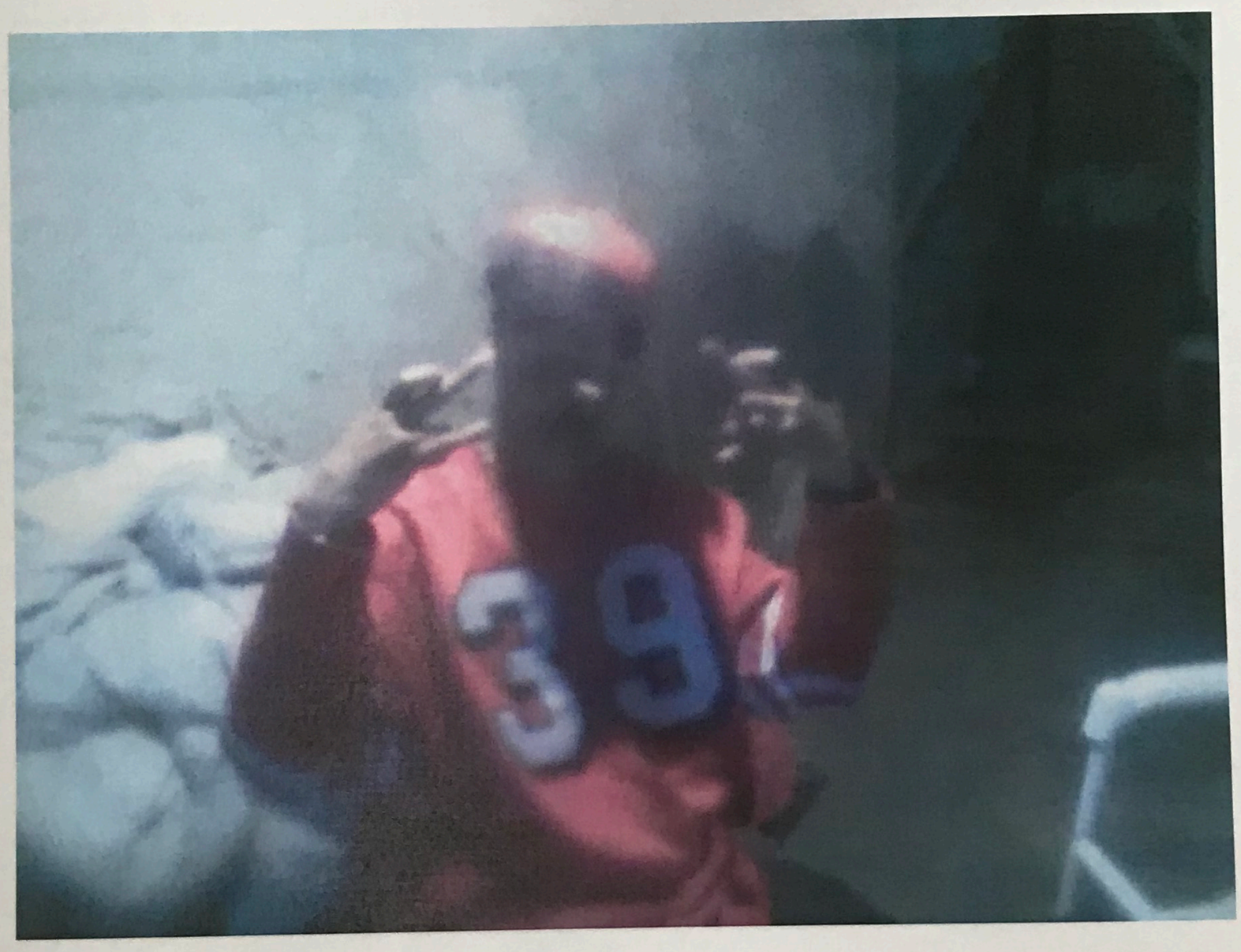
3

PENGAD 800-631-6989

EXHIBIT

4

PENGAD 800-631-6989



EXHIBIT

5

PENGAD 800-631-6989

EXHIBIT
28

PENGAD 800-631-6989

NORTH CAROLINA
COUNTY OF NORTHAMPTON

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
FILE NUMBERS: 08 CRS 5107-08
08 CRS 51065-66
09 CRS 83-85

STATE OF NORTH CAROLINA)
)
v.)
)
COATNEY RANDALL WILLIAMS)

AFFIDAVIT OF ANTONIO FREEMAN

I, Antonio Freeman, being duly sworn, depose and declare the following:

1. My name is Antonio Freeman.

2. I am currently serving a prison sentence at Alexander Correctional in Taylorsville, North Carolina for convictions arising out of guilty pleas that I entered related to a burglary, armed robbery and assault that occurred at the home of Mary Davis, 1885 Vaughn Creek Road, Pendleton, North Carolina on or about December 29, 2007.

3. Coatney Williams was charged as one of my co-defendants and was tried by a jury and convicted of numerous crimes related to the above-referenced December 29, 2007 offenses.

4. Coatney Williams was not present during the commission of any of the above-referenced crimes and did not participate in any of the offenses that I was convicted of.

5. Coatney Williams is innocent of the Northampton County charges that he was convicted of on July 15, 2010, charges that he is currently incarcerated for.

Antonio Freeman
ANTONIO FREEMAN

SWORN TO AND SUBSCRIBED before me, this the 17th day of June, 2014 at Taylorsville, Alexander County North Carolina.

KATHY K. STARNES NOTARY PUBLIC CALDWELL COUNTY, NC

Kathy K. Starnes
Notary Public
Commission Expires: 6/30/16

EXHIBIT
29

PENGAD 800-631-6989

124

OFFICE OF THE SHERIFF
NORTHAMPTON COUNTY

WARDIE P. VINCENT, SR., SHERIFF
P. O. BOX 176
JACKSON, N. C. 27845
Phone: (252) 534-2611
Fax (252) 534-1408

NORTHAMPTON COUNTY SHERIFF'S OFFICE
CRIMINAL INVESTIGATION DIVISION
STATEMENT FORM

****

( )VICTIM ( )WITNESS ( )SUSPECT ( )DEFENDANT
( )WRITTEN ( )ORAL ( )TAPED (THAT HAS BEEN TRANSCRIBED)

****

NAME: Antonio Toryando Freeman DATE OF STATEMENT: 9-4-08
ADDRESS: 900 Henry St. TIME OF STATEMENT: 1420
Roanoke Rapids, NC 27870 GIVEN TO: Det. B. Burnette
PHONE: 252 541-1429 PLACE: NCDC
SOCIAL SECURITY: 218-23-1349 DATE OF BIRTH: 5-3-89

****

AF I give Detective Burnette the following statement
I don't know nothing about it. AF

1427

End of Statement

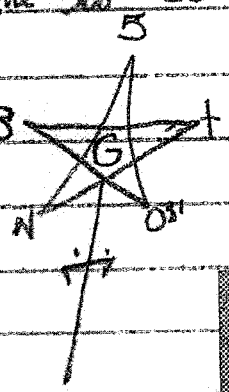
SIGNATURE: Antonio Freeman
WITNESS: B. Burnette

PAGE 1 OF 1

Karon

Whats poppin ☆ yall nigga know yall 13/13 for putten my name in that bullshit talking bout you got a motherfucking 00 Banger around me nigga you know you got that shit from dead but why yall aint put his hard back ass in it I all ready got to much shit on my head to be worrying with some shit yall niggas did. Ima 4 time convicted felon and this charge will send me up the river for at least 10 years and I got any more charges to carry out so if I got to testify against yall be clear my name be it so man I for what you did so I aint got to testify against yall cause I got my witnesses. Ready to come to court.

Bill
Maly His bitch the Reason why Yall locked up now



And All that tough talk gone get you Peter Rolled Nigga

Received on
9-19-08
from Major Drew

EXHIBIT 32

PENGAD 800-631-6989

STATE OF NORTH CAROLINA

File No. 08-CRS-50176; 51055; 08-CRS-139

Northampton County

In The General Court Of Justice
☐ District ☒ Superior Court Division

STATE VERSUS

Name Of Defendant: Antonio T. Freeman

DOB	Age	Highest Level Of Education Completed
5/3/89	21	GED

TRANSCRIPT OF PLEA

G.S. 15A-1022, 15A-1022.1

NOTE: *Use this section ONLY when the Court is rejecting the plea arrangement.*

☐ The plea arrangement set forth within this transcript is hereby rejected and the clerk shall place this form in the case file. *(Applies to plea arrangements disclosed on or after December 1, 2009.)*

Date	Name Of Presiding Judge (Type Or Print)	Signature Of Presiding Judge

The undersigned judge, having addressed the defendant personally in open court, finds that the defendant (1) was duly sworn or affirmed, (2) entered a plea of ☐ guilty ☐ guilty pursuant to *Alford* decision ☐ no contest, and (3) offered the following answers to the questions set out below:

	Answers
1. Are you able to hear and understand me?	(1) Yes
2. Do you understand that you have the right to remain silent and that any statement you make may be used against you?	(2) Yes
3. At what grade level can you read and write?	(3) 10th
4. (a) Are you now under the influence of alcohol, drugs, narcotics, medicines, pills, or any other substances?	(4a) No
(b) When was the last time you used or consumed any such substance?	(4b) Aug 2008
5. Have the charges been explained to you by your lawyer, and do you understand the nature of the charges, and do you understand every element of each charge?	(5) Yes
6. (a) Have you and your lawyer discussed the possible defenses, if any, to the charges?	(6a) Yes
(b) Are you satisfied with your lawyer's legal services?	(6b) Yes
7. (a) Do you understand that you have the right to plead not guilty and be tried by a jury?	(7a) Yes
(b) Do you understand that at such trial you have the right to confront and to cross examine witnesses against you?	(7b) Yes
(c) Do you understand that at a jury trial you have the right to have a jury determine the existence of any aggravating factors that may apply to your case *(and, if applicable, additional sentencing points not related to prior convictions)* beyond a reasonable doubt?	(7c) Yes
(d) Do you understand that by your plea(s) you give up these and other valuable constitutional rights to a jury trial *(and, if applicable, rights related to sentencing)*?	(7d) Yes
8. Do you understand that, if you are not a citizen of the United States of America, your plea(s) of guilty or no contest may result in your deportation from this country, your exclusion from admission to this country, or the denial of your naturalization under federal law?	(8) Yes
☐ 9. Do you understand that upon conviction of a felony you may forfeit any State licensing privileges you have in the event that you refuse probation or that your probation is revoked?	(9) Yes
10. Do you understand that following a plea of guilty or no contest there are limitations on your right to appeal?	(10) Yes
11. Do you understand that your plea of guilty may impact how long biological evidence related to your case (for example, blood, hair, skin tissue) will be preserved?	(11) Yes

(Over)

[redacted]

12. Do you understand that you are pleading [X] guilty [ ] no contest to the charges shown below? (12) Yes
(Describe charges, total maximum punishments, and applicable mandatory minimums for those charges.)

PLEAS

✓	Plea*	File Number	Count No.(s)	Offense(s)	Date Of Offense	G.S. No.	F/M	CL.	‡Pun. CL.	Maximum Punishment
	G	08-CRS-51055	1	2 Degree Sex offense	12/29/07	14-27.4	F	C		261
	G	08-CRS-51055		Burglary	12/29/07	14-51	F	D		229
	G	08-CRS-139	-	Armed Robbery	12/29/07	14-87	F	D		229

[ ] See attached AOC-CR-300A, for additional charges.

*G = Guilty
NC = No Contest

TOTAL MAXIMUM PUNISHMENT 719 mos

MANDATORY MINIMUM FINES & SENTENCES *(if any)*

✓ **NOTE TO CLERK:** If this column is checked this is an added offense or reduced charge.

‡ **NOTE:** *Enter punishment class if different from underlying offense class (punishment class represents a status or enhancement).*

13. Do you now personally plead [X] guilty [ ] no contest to the charges I just described? (13) Yes

14. [X] (a) Are you in fact guilty? (14a) Yes
[ ] (b) *(no contest plea)* Do you understand that, upon your plea of no contest, you will be treated as being guilty whether or not you admit that you are in fact guilty? (14b) _____
[ ] (c) *(Alford guilty plea)*
(1) Do you now consider it to be in your best interest to plead guilty to the charges I just described? (14c1) _____
(2) Do you understand that, upon your "*Alford* guilty plea," you will be treated as being guilty whether or not you admit that you are in fact guilty? (14c2) _____

[ ] 15. *(Use if aggravating factors are listed below)* Have you admitted the existence of the aggravating factors shown below, have you agreed that there is evidence to support these factors beyond a reasonable doubt, have you agreed that the Court may accept your admission to these factors, and do you [ ] understand that you are waiving any notice requirement that the State may have with regard to these aggravating factors [ ] agree that the State has provided you with appropriate notice about these aggravating factors? *(If so, review the aggravating factors with the defendant.)* (15) N/A

[ ] 16. *(Use if sentencing points are listed below)* Have you admitted the existence of the sentencing points not related to prior convictions shown below, have you agreed that there is evidence to support these points beyond a reasonable doubt, have you agreed that the Court may accept your admission to these points, and do you [ ] understand that you are waiving any notice requirement that the State may have with regard to these sentencing points [ ] agree that the State has provided you with appropriate notice about these sentencing points? *(If so, review the sentencing points with the defendant.)* (16) N/A

17. Do you understand that you also have the right during a sentencing hearing to prove to the Court the existence of any mitigating factors that may apply to your case? (17) Yes

18. Do you understand that the courts have approved the practice of plea arrangements and you can discuss your plea arrangement with me without fearing my disapproval? (18) Yes

STATE VERSUS	File No.
Name Of Defendant	

19. Have you agreed to plead ☒ guilty ☐ no contest as part of a plea arrangement? *(If so, review the terms of the plea arrangement as listed in No. 20 below with the defendant.)* (19) yes

20. The prosecutor, your lawyer and you have informed the Court that these are all the terms and conditions of your plea:

PLEA ARRANGEMENT

Upon defendant's plea to these three charges, other listed charges will be dismissed. Defendant agrees to testify truthfully against any and all co-defendants in this case. Sentence will be in the discretion of the Court. Sentencing will be continued until the last co-defendant pleads or is tried.

☐ The State dismisses the charge(s) set out on Page Two, Side Two, of this transcript.

☐ The defendant stipulates to restitution to the party(ies) in the amounts set out on "Restitution Worksheet, Notice And Order (Initial Sentencing)" (AOC-CR-611).

21. Is the plea arrangement as set forth within this transcript and as I have just described it to you correct as being your full plea arrangement? (21) yes

22. Do you now personally accept this arrangement? (22) yes

23. *(Other than the plea arrangement between you and the prosecutor)* has anyone promised you anything or threatened you in any way to cause you to enter this plea against your wishes? (23) No

24. Do you enter this plea of your own free will, fully understanding what you are doing? (24) yes

25. Do you agree that there are facts to support your plea ☐ and admission to aggravating factors ☐ and sentencing points not related to prior convictions, and do you consent to the Court hearing a summary of the evidence? (25) yes

26. Do you have any questions about what has just been said to you or about anything else connected to your case? (26) NO.

ACKNOWLEDGEMENT BY DEFENDANT

I have read or have heard all of these questions and understand them. The answers shown are the ones I gave in open court and they are true and accurate. No one has told me to give false answers in order to have the Court accept my plea in this case. The terms and conditions of the plea as stated within this transcript, if any, are accurate.

SWORN/AFFIRMED AND SUBSCRIBED TO BEFORE ME		Date July 12, 2010
Date 7/12/10	Signature [illegible]	Signature Of Defendant Antonio T Freeman
☒ Deputy CSC ☐ Assistant CSC ☐ Clerk Of Superior Court		Name Of Defendant (Type Or Print) Antonio T. Freeman

CERTIFICATION BY LAWYER FOR DEFENDANT

I hereby certify that the terms and conditions stated within this transcript, if any, upon which the defendant's plea was entered are correct and they are agreed to by the defendant and myself. I further certify that I have fully explained to the defendant the nature and elements of the charges to which the defendant is pleading, and the aggravating and mitigating factors and prior record points for sentencing, if any.

Date	Name Of Lawyer For Defendant (Type Or Print)	Signature Of Lawyer For Defendant
7/12/10	A. Jackson Warmack, Jr.	[illegible]

CERTIFICATION BY PROSECUTOR

As prosecutor for this Prosecutorial District, I hereby certify that the conditions stated within this transcript, if any, are the terms and conditions agreed to by the defendant and his/her lawyer and myself for the entry of the plea by the defendant to the charges in this case.

Date	Name Of Prosecutor (Type Or Print)	Signature Of Prosecutor
7-12-10	Valerie M. Ashe	[illegible]

PLEA ADJUDICATION

Upon consideration of the record proper, evidence or factual presentation offered, answers of the defendant, statements of the lawyer for the defendant, and statements of the prosecutor, the undersigned finds that:

1. There is a factual basis for the entry of the plea *(and for the admission as to aggravating factors and/or sentencing points)*;
2. The defendant is satisfied with his/her lawyer's legal services;
3. The defendant is competent to stand trial;
4. ☐ The State has provided the defendant with appropriate notice as to the aggravating factors and/or points; ☐ The defendant has waived notice as to the aggravating factors and/or points; and
5. The plea *(and admission)* is the informed choice of the defendant and is made freely, voluntarily and understandingly.

The defendant's plea *(and admission)* is hereby accepted by the Court and is ordered recorded.

Date	Name Of Presiding Judge (Type Or Print)	Signature Of Presiding Judge
7/12/10	Alma L. Hinton	

SUPERIOR COURT DISMISSALS PURSUANT TO PLEA ARRANGEMENT

File No.	Count No.(s)	Offense(s)
08-CRS-51153	1	B&E Motor Vehicle
08-CRS-51154	1	Larceny
~~08-CRS-50912~~		
08-CRS-51059	1	Larceny
08-CRS-51064	1	AWDW Intent to Kill
08-CRS-51067	1	Larceny of a Firearm
08-CRS-51074	1	Attempted Murder
08-CRS-51075	1	1st Degree Sex Offense
08-CRS-50076	1	Attpt 1st Degree Rape
09-CRS-140	1	Discharge Weapon into Occupied Property

DISTRICT COURT DISMISSALS PURSUANT TO PLEA ARRANGEMENT

File No.	Count No.(s)	Offense(s)

CERTIFICATION BY PROSECUTOR

The undersigned prosecutor enters a dismissal to the above charges pursuant to a plea arrangement shown on this Transcript Of Plea.

Date	Name Of Prosecutor (Type Or Print)	Signature Of Prosecutor
7-12-10	Van M	

MS. ASBELL: I can release him, if that's okay?

THE COURT: Any objection to him being released, Mr. Barnes?

MR. BARNES: No, ma'am.

THE COURT: Mr. Brooks, you are released from your subpoena, sir. The State may call it's next witness.

MS. ASBELL: The State calls Antonio Freeman.

ANTONIO FREEMAN, called as a witness on behalf of the State, having been duly sworn, was examined and testified as follows:

DIRECT EXAMINATION

BY MS. ASBELL:

Q. Would you state your name for the members of the jury?

A. Antonio Freeman.

Q. And, Mr. Freeman, where do you live?

A. In Halifax.

Q. Where in Halifax?

A. On Saffron Lane.

Q. And if you could speak up so the members of the jury can hear you. And I believe he is cutting that on.

A. On Saffron Lane.

Q. And how long have you lived in Halifax?

A. Well, my family just moved there recently.

1 Q. And where were you living in December of
2 2007?
3 A. In Seaboard on Kimberly Drive.
4 Q. And how long had you lived there?
5 A. For a little over a year.
6 Q. Now, Mr. Freeman, how old are you?
7 A. 21.
8 Q. And how old were you in December 2007?
9 A. I think 18.
10 Q. And during that time were you working?
11 A. I believe so but I'm really not sure.
12 Q. Did you graduate from high school?
13 A. No, I have my GED.
14 Q. When did you get your GED?
15 A. In 2005.
16 Q. When you were living in Seaboard, who did yo
17 live with?
18 A. My mother.
19 Q. Now, Mr. Freeman, have you pled guilty to any
20 offenses involved in this case?
21 A. Yes, ma'am.
22 Q. Tell the members of the jury what you pled
23 guilty to.
24 A. First-degree burglary and second-degree sex
25 offense and armed robbery.

1 Q. Now, when you pled guilty to those three
2 offenses, were some cases dismissed against you?
3 A. Yes, ma'am.
4 Q. And was anything promised to you in exchange
5 for your testimony here in court today?
6 A. No, ma'am.
7 Q. Has anyone from the District Attorney's
8 Office promised you anything other than what is set out in
9 your plea transcript?
10 A. No ma'am.
11 Q. Has anyone from the District Attorney's
12 Office or myself promised you anything in exchange for your
13 testimony?
14 A. No, ma'am.
15 Q. And do you understand that based upon your
16 plea offer that the maximum punishment as laid out in the
17 plea transcript is 719 months and did you understand that?
18 A. Yes, ma'am.
19 Q. And did you understand that when you pled
20 guilty to these offenses?
21 A. Yes, ma'am.
22 MS. ASBELL: May I approach him?
23 THE COURT: Yes, ma'am.
24 BY MS. ASBELL:
25 Q. Mr. Freeman, I show you what's marked as

1 State's Exhibit Number 54. Do you recognize this? And take
2 a look at it. Take a look at all the sheets, if you would.
3 A. Yes.
4 Q. And what is this?
5 A. My plea offer.
6 Q. And is this your signature on page three of
7 this plea transcript right here that was dated 7/12/2010?
8 A. Yes, ma'am.
9 Q. And is this the transcript that you entered
10 into in this courtroom regarding this case?
11 A. Yes, ma'am.
12 Q. And that is your transcript?
13 A. Yes.
14 Q. Did anybody threaten you or promise you or
15 coerce you into taking this plea?
16 A. Can you say that again?
17 Q. Did anyone promise you anything or coerce you
18 or threaten you into taking this plea?
19 A. No, ma'am.
20 Q. And is this, what I just showed you, is that
21 fair and accurately the plea transcript that you entered
22 into to your knowledge?
23 A. Yes.
24 MS. ASBELL: State moves to introduce State's
25 Exhibit Number 54 into evidence.

1 THE COURT: Let it be received.
2 (Whereupon, State's Exhibit 54 was admitted
3 into evidence.)
4 BY MS. ASBELL:
5 Q. Now, Mr. Freeman, tell the members of this
6 jury how do you know Coatney Williams?
7 A. I know him from Seaboard.
8 Q. And tell us how do you know him. How long
9 have you known Coatney Williams?
10 A. Well, I met him back in '07 through other
11 people that I knew that he also knew.
12 Q. And where did Mr. Williams live?
13 A. I don't know the exact street. I know he
14 lived in Seaboard.
15 Q. So before December of 2007 how long would you
16 say you knew him, talking about Coatney Williams?
17 A. A few months.
18 Q. And during that time -- what would you say
19 your relationship was with Mr. Williams?
20 A. He was like cool. We were like more of
21 associates. We hung out sometimes.
22 Q. When you say associate, what does that mean?
23 A. Someone that I sit around and talk with.
24 Q. Do you consider yourself friends?
25 A. Yeah, something like that.

1 Q. Did you say you had been friends for a couple
2 months?
3 A. Yes, like close to a year.
4 Q. And do you see Coatney Williams here in this
5 courtroom?
6 A. Yes, ma'am.
7 Q. And where is he seated?
8 A. Right there.
9 Q. And where are you pointing?
10 A. Right here with the white shirt on.
11 Q. Thank you. Now, prior to December 27 --
12 December 29, 2007 had you been places with Coatney Williams?
13 A. Yes, ma'am.
14 Q. Had you been out to Seaboard with Coatney
15 Williams?
16 A. Yes, ma'am.
17 Q. Did you know Karon Moses?
18 A. Yes, ma'am.
19 Q. How did you know him?
20 A. I met him when he came home from training
21 school in Seaboard.
22 Q. And how long would you say you've known Karon
23 Moses?
24 A. I known Karon, like, since the end of '06.
25 Q. And how would you describe your relationship

1 with him?
2 A. As a friend.
3 Q. Had you been places with Karon Moses?
4 A. Yes, ma'am.
5 Q. Had you ridden in his car and he in your car?
6 A. We didn't have cars.
7 Q. Did you go places together?
8 A. Yes, ma'am.
9 Q. Had you been places with Karon Moses and
10 Coatney Williams?
11 A. Inside of Seaboard?
12 Q. Outside of Seaboard?
13 A. No, ma'am.
14 Q. But you had been places with both of them
15 inside of Seaboard?
16 A. Yes.
17 Q. Did you know Jamal Thomas?
18 A. Yes, ma'am.
19 Q. Tell the members of the jury how you know
20 Jamal Thomas.
21 A. I knew Jamal through Karon.
22 Q. How did you meet him?
23 A. I met him at Karon's house.
24 Q. And how long had you known Jamal Thomas
25 before December of '07?

1 A. Since the end of '06.
2 Q. And how would you describe your relationship
3 with him?
4 A. The same as Coatney.
5 Q. Did Coatney Williams go by, to your
6 knowledge, any type of nickname?
7 A. Tech.
8 Q. Tech?
9 A. Yes.
10 Q. And did Antonio Freeman -- no, what is your
11 nickname?
12 A. Yayo.
13 Q. Yayo?
14 A. Yes.
15 Q. And did Jamal Thomas go by any type of
16 nickname?
17 A. Mall.
18 Q. And did Karon Moses go by any type of
19 nickname?
20 A. No, ma'am.
21 Q. Now, did you see the defendant Coatney
22 Wiliams on December 29, 2007?
23 A. Yes, ma'am.
24 Q. Let me back up. Do you know Mary Davis, the
25 victim in this case?

1 A. Well, I know her through the case.
2 Q. You know her what?
3 A. Through this case.
4 Q. Did you know Takoma Davis prior to December
5 of '07?.
6 A. Yes, ma'am.
7 Q. How did you know him?
8 A. I met him through Jamaal.
9 Q. And describe what your relationship was to
10 Takoma Davis.
11 A. We really didn't have too much relationship.
12 I spoke to him before.
13 Q. Did you know where he lived?
14 A. No, ma'am.
15 Q. So you never been to his house?
16 A. Besides the case, no, ma'am.
17 Q. And to your knowledge were Takoma and Jamal
18 Thomas friends?
19 A. Yes, ma'am.
20 Q. Now, how many times would you say you had
21 seen Takoma Davis before December 29, 2007?
22 A. Quite a few.
23 Q. Did you know Erel Jordan?
24 A. Yes, ma'am.
25 Q. Tell the members of the jury how you knew

1 him.
2 A. Through Jamal.
3 Q. And how would you consider it or how would
4 you describe your relationship with him?
5 A. Well, we never really been around each other
6 like that.
7 Q. Now, going back to December 29, 2007, did you
8 have an occasion to see Jamal Thomas, Karon Moses and
9 Coatney Williams on that night?
10 A. Yes, ma'am.
11 Q. Tell the members of the jury, just starting
12 with happened.
13 A. Well, Karon and Jamal came to my house.
14 Q. If you could use their full name.
15 A. Jamal Thomas and Karon Moses came to my house
16 in Seaboard. And Karon came to the door. And I went
17 outside to talk to Karon. And he was telling me that he had
18 a lick, which is a robbery.
19 MR. BARNES: Objection.
20 THE COURT: Sustained.
21 MS. ASBELL: Judge, I'd like to approach.
22 THE COURT: Yes.
23 (Whereupon, there was a conference at the
24 bench out of the hearing of the jury.)
25 THE COURT: Objection is sustained.

1 BY MS. ASBELL:
2 Q. Mr. Freeman, you said Karon Moses and Jamal
3 Thomas came to your house. Did you have a conversation
4 outside with Karon Moses?
5 A. Yes, ma'am.
6 Q. And based on that conversation what did you
7 do with Karon Moses and Antonio Freeman?
8 A. We sat on my porch and talked about --
9 Q. Okay, if you would, don't tell us what you
10 talked about. Based on what you talked about, what did you
11 do?
12 A. Well, I went in the house and changed
13 clothes.
14 Q. Why did you change clothes?
15 A. Because of what he told me that we were going
16 to do.
17 Q. And what were you planning to do at that
18 point when you went in and changed your clothes?
19 MR. BARNES: Objection.
20 THE COURT: Overruled.
21 BY MS. ASBELL:
22 Q. What were you planning to do when you went in
23 and changed your clothes?
24 A. Go do a breaking and entering.
25 Q. And where?

1 A. Pendleton.
2 Q. Whose house?
3 A. Takoma Davis.
4 Q. Now, what did you change into?
5 A. Some black pants, a black shirt and a black
6 hoodie.
7 Q. What did Karon Moses have on?
8 A. I'm really not sure. I know he had on black.
9 Q. What did Jamal Thomas have on?
10 A. Jamal Thomas had on black as well.
11 Q. And black, did they have all black pants,
12 shirt?
13 A. I think one of them had dark blue jeans, but
14 I know it was dark colors.
15 Q. Now after you changed your clothes, what did
16 you and Karon Moses and Jamal Thomas do at that point?
17 A. We went down to the Cutboard. That's the
18 store at Seaboard.
19 Q. And what type of store is that?
20 A. Just a gas station, convenience store.
21 Q. And whose car were you riding?
22 A. Jamal Thomas.
23 Q. And what type of car was that?
24 A. A Honda Accord, I think.
25 Q. And where were you seated in the car?

1 A. In the backseat.
2 Q. At that point when you left your house, did
3 you have any type of weapon?
4 A. No, ma'am.
5 Q. Did you have a gun?
6 A. No, ma'am.
7 Q. Knife?
8 A. No.
9 Q. Any type of weapon?
10 A. No, ma'am.
11 Q. What happened at the Cutboard?
12 A. We saw Coatney Williams.
13 Q. And when you saw Coatney Williams, where was
14 Coatney Williams?
15 A. He was standing at the store.
16 Q. Where at the store?
17 A. I think it's a ice box right there. He was
18 standing next to that.
19 Q. And what happened when you saw Caotney
20 Williams?
21 A. Karon called him over to the car.
22 Q. And now tell what happened when Karon called
23 him over to the car.
24 A. I don't know the conversation he had, but I
25 know when Jamal came out of the store, Coatney got in and we

1 went to Coatney's house.
2 Q. So let's go back. When you pulled up to the
3 store, who was in the car?
4 A. Me, Karon and Jamal but Jamal got out.
5 Q. And where did Jamal Thomas go?
6 A. Inside the store.
7 Q. Who was left in the car?
8 A. Me and Karon.
9 Q. Where was Karon sitting?
10 A. In the front seat.
11 Q. So he called over Caotney Williams?
12 A. Yes.
13 Q. Did they have a conversation?
14 A. Yes.
15 Q. Could you hear that conversation?
16 A. I heard but I don't really remember what was
17 said.
18 Q. And after that conversation what happened?
19 A. Coatney Williams got in the car and then
20 Jamal came back out and got in the car.
21 Q. Where was Coatney Williams sitting?
22 A. Next to me in the backseat.
23 Q. What was Coatney Williams wearing at that
24 point, Mr. Freeman?
25 A. I don't remember what kind of clothes he had

1 on at that time.
2 Q. And what conversation did you or anybody else
3 in the car have with Coatney Williams once he got in the
4 car?
5 MR. BARNES: Objection.
6 A. We really won't talking too much.
7 THE COURT: Overruled.
8 A. We was listening to a CD so we was really
9 just rapping to the music.
10 BY MS. ASBELL:
11 Q. And who was driving?
12 A. Jamal Thomas.
13 Q. And where did you go?
14 A. To Coatney Williams' house.
15 Q. Where does Coatney Williams live in relation
16 to the Cutboard?
17 A. Like about two minutes down the road.
18 Q. And when you got to Coatney Williams' house,
19 where did you park and what happened?
20 A. We parked in front of his house and Coatney
21 Williams got out and went inside.
22 Q. Now, was there any conversation on the way to
23 his house?
24 A. Not that I remember.
25 Q. And what happened when Coatney Williams went

1 to his house?
2 A. He got outside the car and went inside the
3 house.
4 Q. And while Coatney Williams was inside the
5 house did you and Jamal Thomas and Karon Moses have any type
6 of conversation?
7 A. Yeah, we talked about where we were on our
8 way to.
9 Q. And where was that?
10 MR. BARNES: Objection.
11 A. Pendleton.
12 THE COURT: Overruled.
13 BY MS. ASBELL:
14 Q. And where in Pendleton?
15 A. To Takoma Davis' house.
16 Q. Did you again see Coatney Williams at any
17 point?
18 A. Yes, ma'am. He came back outside the house
19 with different clothes on.
20 Q. How long was Coatney Williams in his house?
21 A. No longer than eight to ten minutes.
22 Q. And what did Coatney Williams have on when he
23 came out?
24 A. He came out with all black on.
25 Q. Was he by himself?

A. Yes.

Q. And when Coatney Williams came out did he have anything else?

A. Yes, ma'am, he had a shotgun.

Q. What type of shotgun?

A. I think it's a 12 gauge.

Q. What color was it?

A. Black.

Q. And where did Coatney Williams have that shotgun?

A. In his pants leg.

Q. And could you see it?

A. He was like walking funny so you really couldn't see it, like if it's anything in there. But we knew because the way he was walking.

Q. So did Coatney Williams come to the car?

A. Yes, he got inside the car.

Q. Where did he sit?

A. He sat next to me.

Q. When he got in the car, what, if anything, did he do?

A. He pulled the gun out before he got inside the door -- at the door he took the gun out. He opened the door and took the gun out and sat next to me.

Q. Did anyone say anything to him about the gun?

A. Jamal Thomas did.

Q. What did Jamal Thomas say?

A. He just asked him why did he bring the gun.

Q. And what did Coatney Williams say?

A. Coatney said that the gun wasn't loaded.

Q. Did you check? Did you ever touch the gun at that point?

A. Not at that time.

Q. So do you know whether it was loaded or not?

A. It wasn't at that time.

Q. How do you know that?

A. Because once we got to the designation where we was going they loaded it up -- well, Jamal Thomas and Karon Moses loaded the gun up.

Q. Well, let me go back. When Coatney Williams got in the car with the gun, where did he put the gun?

A. He just had it sitting across his lap.

Q. And what color did you say the gun was?

A. All black.

Q. How far was it from Coatney Williams' house to the address where ya'll were going?

A. I really didn't pay any attention to how far we was going but I didn't know how to get to Pendleton so I can't say.

Q. How long did it take you to get from Coatney

1 Williams' house to Takoma Davis' house?
2 A. No longer than from 20 minutes to a half an
3 our.
4 Q. On the way from Coatney Williams' house to
5 Takoma Davis' house what if anything was said between you
6 and any of the three people in the car?
7 A. We wasn't talking about nothing concerning
8 what we was doing. It was just, you know, friendly talk.
9 Q. Who was driving?
10 A. Jamal Thomas.
11 Q. When you got to as you say, your destination,
12 Takoma Davis' house, tell the members of the jury what
13 happened and where you parked.
14 A. We parked in a little pathway about two
15 minutes walking distance from the house. And we got out and
16 I rolled up some weed and we sat there and smoked while
17 Jamal Thomas and Karon Moses loaded up the gun. Me and
18 Coatney smoked it.
19 Q. Who loaded the gun?
20 A. Jamal Thomas and Karon Moses.
21 Q. How were they loading it?
22 A. They were putting shotgun shells in it.
23 Q. Where did the shotgun shells come from?
24 A. I think they came out of the trunk.
25 Q. Do you know where they came out of?

A. I just know they was in the trunk.

Q. Now the path that you parked on, was it nex to the house?

A. It was up the street from the house.

Q. Was it dark?

A. Yes.

Q. Real, real dark?

A. Yes, the only light we had was the light from the car.

Q. Now, after you say Karon Moses and Jamal Thomas loaded the gun, what were you and Coatney Williams doing at that time?

A. We was just over there smoking and talking about going inside the house.

Q. And what did Coatney Williams say?

A. We was just discussing like we was going in the house and what you get, you keep.

Q. That's the discussion you and Coatney Williams were having?

A. No, that's the discussion all of us was having.

Q. And what was that discussion again?

A. That what we get we keep except money.

Q. Explain that to the members of the jury.

A. Whatever you steal outside the house is yours

1 for you to sell, except the money. The money we split.
2 THE COURT: Are you saying what you get, you
3 keep?
4 A. Yes.
5 BY MS. ASBELL:
6 Q. And if I'm correct, you're saying that the
7 money, now, you would all divide up later?
8 A. Yes, we would divide up the money equally.
9 Q. And that's the paper money?
10 A. Yes.
11 Q. Okay. Now, and all four of you had that
12 conversation before you went in?
13 A. Yes, ma'am.
14 Q. How long did you stay out at the car and the
15 path before you went toward the yard?
16 A. About 15 minutes.
17 Q. And why did you stay out at the car so long?
18 A. Because we were smoking.
19 Q. And have you smoked marijuana before that
20 date?
21 A. Yes, ma'am.
22 Q. And have you ever smoked marijuana with
23 Coatney Williams before that date?
24 A. Yes, ma'am.
25 Q. And what happened next?

1 A. Well, we was walking towards the house and at
2 that time I had the shotgun.
3 Q. How did you get the shotgun?
4 A. I don't remember who handed it to me. I just
5 know somebody handed me the gun though.
6 Q. How far was it from your car to the house?
7 A. About two minutes walking.
8 Q. So tell the members of the jury where
9 everybody was and who was walking and what happened?
10 A. Me, Coatney Williams, Karon Moses and Jamal
11 Thomas was walking towards the house. And Jamal Thomas said
12 he knew a path that we can walk through that we can walk
13 straight through the trees and nobody can see us on the
14 road.
15 Q. At that point, what did you do?
16 A. We followed Jamal.
17 Q. And where did the path bring you?
18 A. It brought us to the back side of the house.
19 Q. What happened at that point?
20 A. We walked around the perimeter of the house
21 and then Jamaal cut the telephone wires.
22 Q. And you said Jamal Thomas cut the telephone
23 wires?
24 A. Yes, Jamal Thomas.
25 Q. How did you know where the telephone wires

1 were?
2 A. Well, we seen the box on the side of the
3 house. And he said the telephone wires was in there and to
4 cut them so just in case anybody was in the house on the
5 phone.
6 Q. And who said that?
7 A. Jamal Thomas.
8 Q. So he said to cut the wires just in case
9 somebody was in the house on the phone?
10 A. Not on the phone but so nobody can use the
11 phone. Just in case somebody is on the phone and they won't
12 say what's going on or anything like that.
13 Q. What did he use to cut the phone wires?
14 A. A pocket knife.
15 Q. Were you there when he did that?
16 A. Yes, ma'am.
17 Q. Was Coatney Williams there?
18 A. Yes, ma'am.
19 Q. Was Karon Moses?
20 A. Yes, ma'am.
21 Q. After that happened what if anything did you
22 do?
23 A. We walked to the back porch and all four of
24 us; me, Coatney Williams, Karon Moses and Jamal Thomas
25 walked on the back porch. They tried to kick in the door,

1 them three tried to kick in the door. As they couldn't kick
2 the door in, Coatney Williams said, shoot the door. I gave
3 the gun and he shot the door.
4 Q. Describe the back porch.
5 A. I really can't remember how the porch really
6 looked, but I know it was like three steps that you walk up
7 and I think it was a ramp there I think.
8 Q. When you say they tried to kick the door, who
9 tried to kick the door?
10 A. Coatney Williams tried. Karon Moses tried.
11 And Jamal Thomas also tried.
12 Q. When they tried, I mean, they didn't succeed,
13 they couldn't kick it in?
14 A. Yes, ma'am.
15 Q. And what did Coatney Williams say?
16 A. He said, he told me to shoot the door. And I
17 gave him the gun and he shot the door.
18 Q. Why did you give him the gun?
19 A. Because I'm scared to shoot shotguns.
20 Q. Now, Mr. Freeman, you are familiar with guns,
21 aren't you?
22 A. Not really.
23 Q. But you know the difference between a pistol
24 and a shotgun?
25 A. Yes, ma'am.

1 Q. You ever shot a handgun before?
2 A. Yes, ma'am.
3 Q. Are you afraid of them?
4 A. No, ma'am.
5 Q. Why are you afraid of shotguns?
6 A. Because the kickback of them.
7 Q. When you handed the shotgun to Coatney
8 Williams, what if anything did he do?
9 A. He shot the door where the doorknob is at.
10 Q. What happened then?
11 A. All four of us, me, Coatney Williams, Jamal
12 Thomas and Karon Moses went inside the house.
13 Q. And if you would, and be descriptive, if you
14 can tell what you did and what everybody else did once
15 inside the house.
16 A. We all -- we walked like towards where the
17 rooms are. I think Ms. Mary Davis room is first. As I got
18 to her room and turned and looked in I seen her with the 38.
19 She was laying on the floor with the 38 pointed towards the
20 door. I told her to drop the gun. And Jamal Thomas and
21 Coatney Williams and Karon Moses was all with me at that
22 time.
23 So we walked inside. I walked inside the
24 room and told her to drop the gun. So she dropped the gun
25 down. And I told her to get up. So she got up. And I told

her to walk towards me. And she walked towards me. And I told her to get down in the middle of the floor and strip. And I went over there and got the gun

Q. Why did you tell her to strip?

A. Because she pulled the gun out so I told her to just take all her clothes off so that way I know I'm safe.

Q. Did Ms. Davis do that?

A. Yes, ma'am.

Q. Who was in the room at that time?

A. Well, Coatney Williams and Karon Moses left outside of the room.

Q. Did Ms. Davis take her clothes off?

A. Yes, when me and Jamaal was there, me and Jamal Thomas was left in the room.

Q. And what happened at that point?

A. Well, I had the shotgun and I had the 38. And I was telling her to tell me where all the money was at, where's the money at. And while she was telling me I was telling Jamal to check.

Q. And were you cursing at her?

A. Yes, ma'am.

Q. What were some of the things you were saying to her?

A. I really don't remember everything that we

1 said. I know I tapped her leg and told her to open her legs
2 up and I put the shotgun in her. And I told her to tell me
3 where the money at, tell me where the money at before I
4 shoot you. But I was using curse words but I was telling
5 her like tell me where the money is before I shoot you.
6 Q. When you told her to open her legs did you
7 basically tell her that you were going to shoot her between
8 the legs if she didn't tell you where the money was?
9 A. I'm really not sure but I remember me cussing
10 at her. I probably did say something like that. I'm not
11 going to say that I didn't.
12 Q. What else did you do with the gun with
13 respect -- what happened next with Ms. Davis?
14 A. I had the gun pointed like in her vagina and
15 it touched her but I didn't do it intentional.
16 Q. Why would you put the gun in her vagina area?
17 A. Well, I figured she would be scared.
18 Q. Did she look scared?
19 A. Yes, ma'am.
20 Q. Was she crying?
21 A. I don't know if she was crying. I know she
22 was saying don't do this, don't do this.
23 Q. Now, once at that point, did she ever say
24 anything about something in between her legs?
25 A. Yes, ma'am. She said that her period was on

1 and she had a tampon in.
2 Q. And what did you do in response to that?
3 A. Well, she pulled a tampon out from what I can
4 remember and I took it and threw it across the room.
5 Q. And why did you do that?
6 A. Because she pulled it out and showed it at
7 me. I just took it and threw it across the room not
8 thinking.
9 Q. When you pointed the gun in between her legs
10 and put the shotgun down in her vaginal area, did you think
11 you would accomplish your goal by scaring her?
12 A. Yes, ma'am.
13 Q. What happened next?
14 A. Well, I was still asking where the money is
15 at. And she was still telling me places where she had
16 purses and money that she had on her dresser and stuff like
17 that. And me and Jamaal were going to those places getting
18 it.
19 Q. Did you ever take the shotgun off Ms. Davis?
20 A. Yes, ma'am.
21 Q. Tell the members of the jury about that.
22 A. Well, I took the shotgun off and I was
23 searching but I also gave the shotgun to Karon when Karon
24 came in the room. He had stuff in his hand. I don't know
25 what it was. But Karon came in the room and I handed him

1 the gun because I had the 38 and I handed him the shotgun.
2 Q. And what happened at that point?
3 A. Well, Karon left back out and me and Jamal
4 were still in the room. Then Jamal left out. And I was
5 still asking where more money and stuff was at. And I was
6 like kind of crouched over her with the gun pointed at her
7 head asking her where the money was at. And she was telling
8 me other places.
9 Q. So everything you demanded of Ms. Davis she
10 did for you?
11 A. Yes.
12 Q. Did she continue to tell you where money was
13 in her house?
14 A. Yes, inside the room.
15 Q. And were you finding that money?
16 A. Yes.
17 Q. What money did you find inside of her room?
18 A. She told me there was some money on her
19 dresser, twenty or thirty dollars on her dresser that I went
20 and got. Then she told me where some money was like in a
21 cabinet or closet that she told me was some money inside of
22 there. And I went inside of there and she told me it was in
23 the purse. And I picked the purse up with the 38 and
24 carried it to her and told her to get the money out of the
25 purse so my fingerprints wouldn't be on the purse.

1 Q. Did she do that for you?
2 A. Yes.
3 Q. And what did you do with the money that you
4 got out of Ms. Davis' room?
5 A. I put it in my back pocket.
6 Q. What else did you take out of her room?
7 A. That's all I took was money.
8 Q. What was Ms. Davis saying to you during this
9 entire time?
10 A. Basically all she was saying was please don't
11 do this.
12 Q. And again, was she upset?
13 A. Yes, she sounded upset.
14 Q. At some point -- what was Coatney Williams
15 doing while you were in the room with Ms. Davis?
16 A. Him, Karon Moses and Jamal Thomas was
17 checking other areas of the house.
18 Q. Did Coatney Williams come back into the room
19 at some point while you were in there with Ms. Davis?
20 A. Close to like he came back when Takoma came
21 home.
22 Q. Tell the members of the jury what happened
23 when Takoma came home.
24 A. Karon came to the room and he had the
25 shotgun. He was like, yo, somebody's here, somebody's out

1 front. So Coatney came back to get the gun from Karon. I
2 don't know if he astually grabbed it, I know he reached for
3 it. Him and Karon left out the room. And they went to the
4 back porch. And I heard shots. That's when I went to go
5 leave out. And that's when Karon ran back in, like, yo, I
6 need a bag, I need a bag, come on we got to go.
7 Q. And how soon was it after you heard the
8 shot -- you said shots? More than one?
9 A. More than one. I heard about two to three
10 shots.
11 Q. Now, the shots that you heard, were they
12 shotgun blasts?
13 A. Yes, ma'am.
14 Q. And how soon after you heard the shot did
15 Karon Moses come back into the room where you were?
16 A. Right after.
17 Q. Did he have the shotgun?
18 A. No, ma'am.
19 Q. So who was left in the house at that point?
20 A. Me and him. And Jamaal had left and took the
21 stuff he had to the car. So me and Karon were left in the
22 house.
23 Q. What did Karon need the bag for?
24 A. To put the things he took out of the house
25 in.

1 Q. So what happened at that point?
2 A. Well, Karon got the bag. I said there is a
3 bag right there, which was the purse she just took the money
4 out of. So we dumped everything on the floor and Karon took
5 the bag. We went outside and he had his things outside that
6 he put his stuff in. He put his stuff inside the bag and
7 me, him and Coatney went to the car that Jamal Thomas was
8 already sitting in.
9 Q. So when Koran -- did you see Coatney again
10 inside the house, Coatney Williams, the defendant?
11 A. No, he never came back inside the house. Me
12 and Koran met him outside the house.
13 Q. Where outside of the house?
14 A. Like, he was going to the path where we
15 walked through the trees. He was going through the little
16 path. And me and Karon was walking behind him going through
17 the path.
18 Q. How did you exit the house?
19 A. Through the same way we entered.
20 Q. Could you tell if there were any cars in the
21 driveway when you left?
22 A. Yes, it was one new car that was out there
23 that wasn't out there when we came.
24 Q. And you say one new car. Were there cars in
25 the driveway when you initially came up?

A. Yes, ma'am.

Q. And do you know whose vehicles they were?

A. I'm assuming it was Mary Davis'.

Q. And when you came up to the house were there lights on in the house?

A. It was one light on. And I think that was the living room light. That's the only light that we saw so we figured there wasn't nobody home because we knocked on the front door first.

Q. You did what?

A. We knocked on the door and ain't nobody answer so we figured it was nobody home.

Q. How long did you stand on the porch once you knocked on it?

A. Not long.

Q. Did anybody come to the door?

A. No, ma'am.

Q. Did Jamal Thomas cut the phone lines before or after you knocked on the door?

A. Before.

Q. Did you or Coatney Williams or Karon Moses or Jamal Thomas talk about what you would do if somebody answered the door?

A. No, ma'am.

Q. Did you discuss any of that prior to going

1 into the house?
2 A. No, ma'am. We thought nobody was home. It's
3 just because we saw the light on to knock.
4 Q. Tell the members of the jury what happened
5 then after you left the house.
6 A. Well, we got in the car. Me, Coatney and
7 Karon got in the car. Jamaal was already sitting in the car
8 waiting. We got inside the car and as we pulled out of the
9 path and started to drive off another car came following us.
10 So Jamal, he sped up. And he drove about another good two
11 minutes. And then he pulled inside of somebody else's
12 driveway. And he said, yo, somebody shoot at it, somebody
13 shoot at it. The car that was following us went past and
14 made a U-turn. And I got out of the car before it made the
15 U-turn. I got out of the car and shot two or three times.
16 And the car just kept on going past us.
17 Q. What were you shooting with?
18 A. The 38.
19 Q. Is that the gun you took from Ms. Davis'
20 house?
21 A. Yes.
22 Q. What direction were you shooting?
23 A. I was shooting towards the open field.
24 Q. And would that also be in the direction of
25 the car that was behind you?

1 A. Well, the car was coming towards that way but
2 I wasn't shooting at the car. I was shooting just to scare
3 them.
4 Q. And after you fired your shots did the car
5 leave?
6 A. Yes, it kept going past.
7 Q. And what happened at that point?
8 A. I got back inside the car and we went back to
9 Jamal house to split everything up.
10 Q. And where does Jamal live?
11 A. In Martinsville.
12 Q. So what time would you say you got to Jamal
13 Thomas'?
14 A. I never really checked the time or looked at
15 any clocks or anything.
16 Q. What conversation was had in the car between
17 anybody, the four of you, between the time you left Ms.
18 Davis' house until the time you got to Jamal Thomas' house?
19 A. Nobody actually said nothing.
20 Q. When you get to Jamal Thomas' house what
21 happened?
22 A. Well, we smoked another blunt.
23 Q. Smoked what?
24 A. Some weed. Got out of the car.
25 Q. Is that marijuana?

1 A. Yes. We got out of the car and we smoked, me
2 Coatney, Karon smoked. And Jamal got out and he took the
3 things he took, which was clothes and stuff like that, into
4 inside his house and he came back out. And he split the
5 money that he had got.
6 Q. Do you remember how much money Jamal Thomas
7 got?
8 A. No, ma'am.
9 Q. But what did he do, just take it out of his
10 pocket?
11 A. He pulled it out of his pocket.
12 Q. At that point what did each of you do?
13 A. He split it up between each of us.
14 Q. Did he give you money?
15 A. Yes.
16 Q. And did he give Karon Moses money?
17 A. Yes.
18 Q. And what happened next?
19 A. After that we were sitting out there talking
20 and one of Jamal's family members came up. That's when we
21 left not too long after that and went back to Seaboard.
22 Q. And who drove back to Seaboard?
23 A. Jamal Thomas.
24 Q. And tell the members of the jury what
25 happened -- who was with you when you went back to Seaboard?

1 A. It was me, Coatney Williams, Karon Moses and
2 Jamal Thomas.
3 Q. Where did you go?
4 A. We went back to the Seaboard projects.
5 Q. And who lived in the Seaboard projects?
6 A. Ma and Karon.
7 Q. And where did you go in the Seaboard
8 projects?
9 A. Parked in front of Rasheed's house.
10 Q. Who is Rasheed?
11 A. A friend of somebody that stays in the
12 neighborhood.
13 Q. What's his full name?
14 A. I think his last name is Austin.
15 Q. And when you parked in front of his house
16 what if anything did Coatney Williams do?
17 A. Well, him and Karon got out and grabbed the
18 stuff that they had and Karon went his way and I went to my
19 house. And I don't know what Coatney and Jamal did.
20 Q. What if anything did you see Karon take?
21 A. I know Karon had, I think it was an Xbox 360
22 and a pair of shoes or something like that.
23 Q. And what did you see Coatney Williams take or
24 have in his possession?
25 A. Well, I didn't pay attention to what he

1 grabbed. I paid attention to Karon since me and him are
2 more like friends so I was like more like are you going to
3 split his stuff.
4 Q. Did anybody else have any money?
5 A. I had money.
6 Q. What did you do with that money?
7 A. I kept it to myself.
8 Q. Why?
9 A. Because I felt like other people held back
10 and since they had things that they grabbed from the house
11 like games and stuff and I didn't get not games and stuff, I
12 figured I'd just keep the money.
13 Q. So you didn't tell Coatney Williams or the
14 other two that you had any money or had taken any money?
15 A. I told Karon.
16 Q. What if anything did Karon say.
17 A. Karon just asked me was I just going to split
18 it with me and him. And I told him no, let me count it
19 first.
20 Q. And how much money did you have?
21 A. It was a little over a hundred dollars.
22 Q. And what happened next?
23 A. The next day we was at Rasheed's house,
24 Rasheed Austin.
25 Q. What happened at that point?

1 A. Me, Coatney Williams and Jamal Thomas were
2 all at that house and Karon Moses was at that house in
3 Rasheed's bathroom sitting back there smoking weed. And we
4 had a discussion about what happened.
5 Q. Who had that discussion?
6 A. It was mainly me and Jamal talking.
7 Q. Who else was present at Rasheed Austin's
8 house at that point?
9 A. Well, Robert Branch was there and April Smith
10 and Rasheed was there, but they wasn't in the room with us
11 except Robert.
12 Q. And who is Robert Branch?
13 A. Coatney Williams' brother.
14 Q. And April who?
15 A. April Smith. That's Rasheed's girlfriend.
16 Q. And who live in that house?
17 A. Rasheed Austin, his girlfriend and their two
18 kids.
19 Q. And what was Robert Branch doing in that
20 house?
21 A. He came up there with Coatney.
22 Q. Is Robert Branch older or younger than
23 Coatney?
24 A. Younger.
25 Q. And when you were at Rasheed Austin's house

1 what if anything was Coatney Williams doing?
2 A. He was sitting back smoking and laughing
3 about what we were talking about.
4 Q. And what were you talking about?
5 A. Well, Jamal was talking about what he grabbed
6 out of the house. Then he asked me why I asked the lady to
7 strip.
8 Q. And what did you say?
9 A. I told him because she had a gun.
10 Q. And what did he say to you at that point?
11 A. I really don't remember too much of the
12 conversation after that, but I just remembered those two
13 points right there.
14 Q. And Coatney Williams was present when that
15 happened?
16 A. Yes, ma'am.
17 Q. Now, Mr. Freeman, just going back a minute.
18 When you were in Ms. Davis' house when you were talking to
19 her, did you talk like you are talking right now?
20 A. Say that again.
21 Q. Were you talking like you are talking right
22 now?
23 A. No, ma'am.
24 Q. Tell the members of the jury what is the
25 difference in how you are talking now and how you were

1 talking then?
2 A. Me and Jamal Thomas was using Jamaican
3 accents.
4 Q. And why were you doing that?
5 A. So she wouldn't be able to say -- recognize
6 our voice because I think she know Jamal Thomas.
7 Q. And how tall are you?
8 A. Six two and a half.
9 Q. And how much do you weigh?
10 A. 184.
11 MS. ASBELL: May I approach the witness?
12 THE COURT: Yes, ma'am.
13 BY MS. ASBELL:
14 Q. Mr. Freeman, I show you what's marked as
15 State's Exhibit Number 4. Do you recognize that?
16 A. No, ma'am.
17 Q. I show you what's marked as State's Exhibit
18 Number 5. Do you recognize that?
19 A. Yes, I know it's the back porch of the home.
20 Q. The back porch of whose home?
21 A. Mary Davis.
22 Q. And other than it being in the daytime does
23 it fairly and accurately portray what that porch looked like
24 when you went up into Ms. Davis' house?
25 A. Well, I thought it had some steps but other

1 than that it looks like it.
2 Q. Could you use this to illustrate your
3 testimony to the members of the jury?
4 A. Yes.
5 Q. I shwo you what has been marked as State's
6 Exhibit Number 46. Do you recognize that?
7 A. Well, I'm guessing, yes.
8 THE COURT: You need to keep your voice up.
9 BY MS. ASBELL:
10 Q. Do you recognize it?
11 A. No, ma'am.
12 Q. I show you what's marked State's Exhibit
13 Number 38. Do you recognize that?
14 A. No, ma'am.
15 MS. ASBELL: If I could ask him to step down
16 for this one exhibit, Judge.
17 THE COURT: Yes, ma'am.
18 BY MS. ASBELL:
19 Q. If you will step down right here,
20 Mr. Freeman.
21 A. (Complies.)
22 Q. I show you what's marked as State's Exhibit
23 Number 5. Just stand right there. What is this?
24 A. That's Mary Davis' house.
25 Q. Speak up because she's typing.

1 A. The back porch to Mary Davis' house.
2 Q. And when you went up on the porch what door
3 were you talking about that the defendant and the other two
4 defendants tried to kick in?
5 A. The door right here.
6 Q. And is that the same door that you said that
7 Coatney Williams shot with a shotgun?
8 A. Yes, ma'am.
9 Q. Is that the door you went into to get into
10 the house?
11 A. Yes, ma'am.
12 Q. Is this the same door that you exited out of
13 the house?
14 A. Yes, ma'am.
15 Q. Did you ever go through any other door in the
16 house?
17 A. No, ma'am.
18 Q. All right, you can have a seat.
19 A. (Complies.)
20 MS. ASBELL: If I could have one moment, Your
21 Honor.
22 BY MS. ASBELL:
23 Q. Mr. Freeman, when you were getting ready to
24 leave Ms. Davis' house, you and Karon Moses were in the
25 house and you left, where did you go?

1 A. We left out the back door.
2 Q. Did you or Karon Moses have the shotgun?
3 A. No, ma'am.
4 Q. When did you see Coatney Williams again?
5 A. On the way going to the pathway.
6 Q. And who had the shotgun?
7 A. Coatney Williams was taking it to the car.
8 Q. Now, when you got to the car what did Coatney
9 Williams do with the shotgun?
10 A. The shotgun was sitting in the backseat with
11 me.
12 Q. What happened to the shotgun?
13 A. I don't happen what happened to it after that
14 night.
15 Q. When was the last time you saw the shotgun
16 that night?
17 A. It was when I was in the car.
18 Q. And when Jamal Thomas dropped you off or at
19 least parked in the Seaboard projects was the gun in the car
20 then?
21 A. Yes, it was in the back seat.
22 Q. And when you left to go home was it in the
23 car?
24 A. Yes, ma'am.
25 Q. Have you seen that shotgun since?

1 A. No, ma'am.
2 Q. Had you ever seen that shotgun before that
3 night?
4 A. I can't say if it was the same gun but I seen
5 a shotgun before in Jamal's possession.
6 Q. And, Mr. Freeman, when you were arrested on
7 this charge, did you give Ms. Burnette a statement?
8 A. No, ma'am.
9 Q. What did you tell her?
10 A. That I didn't know anything.
11 Q. When was the first time that you've given a
12 statement as to what happened in this case?
13 A. July 12.
14 Q. What have you been convicted of in the last
15 ten years for which you could serve 60 or more days?
16 A. I don't remember exactly what the charge was.
17 I know it was something dealing with cutting off a house
18 arrest bracelet.
19 Q. Say that again.
20 A. Cutting off the house arrest bracelet.
21 Q. Have you never been convicted of any
22 felonies?
23 A. None that I know of. From what I remember it
24 was suppose to be dropped to a misdemeanor.
25 MS. ASBELL: Judge, if I can just have one

1 second.
2 BY MS. ASBELL:
3 Q. Mr. Freeman, when you ran out of the house
4 did you see anybody outside?
5 A. Coatney Williams.
6 Q. Did you see anybody outside the house?
7 A. That wasn't with us?
8 Q. Right.
9 A. No, ma'am.
10 Q. Did you see a car outside the house?
11 A. Yes, ma'am.
12 Q. What type of car was it?
13 A. I don't know what kind of car it was. I
14 think it was purple or black or blue.
15 Q. Was that parked in the driveway?
16 A. It's like on the side of the driveway where
17 the other two cars was parked.
18 Q. Now again, Mr. Freeman, when you entered your
19 plea of guilty to these offenses were you promised anything
20 in exchange for your testimony?
21 A. No, ma'am.
22 Q. Then why are you testifying?
23 A. Because I feel that instead of going to
24 trial, I know I'm guilty so I feel it's best for me to come
25 and tell the truth.

1 Q. And have you told the truth about what
2 happened on this date, what happened at Mary Davis' house on
3 December 29, 2007 as to your actions and everybody else's
4 actions that you saw?
5 A. Yes, ma'am.
6 MS. ASBELL: Those are my questions.
7 THE COURT: Mr. Barnes.
8 CROSS-EXAMINATION
9 BY MR. BARNES:
10 Q. When you saw Ms. Burnette back on September
11 the 4th, 2008 and you told her I don't know anything about
12 it, you were telling her the truth then?
13 A. No, sir.
14 Q. So you want these people to believe that what
15 you say is the truth now, even though what you told her
16 wasn't the truth then; is that right?
17 A. Yes, sir.
18 Q. Now you've been in custody ever since
19 September 4, 2008?
20 A. Yes.
21 Q. At the Northampton County jail or have you
22 been elsewhere?
23 A. Just here.
24 Q. Northampton County jail?
25 A. Yes.

1 Q. Coatney Williams has been over there since
2 about the same time, hasn't he, or close to it?
3 A. He wasn't in the Northampton Countyjail. He
4 was in Halifax County at first.
5 Q. Then he came to Northampton County shortly
6 after?
7 A. Yes.
8 Q. He's been over there for over a year?
9 A. Yes.
10 Q. Ya'll see each other on a regular basis?
11 A. No, we was never in the same block, but I
12 have seen him.
13 Q. You were in a position where ya'll can talk,
14 right?
15 A. Yes.
16 Q. Have you and he talked since you been over in
17 the Northampton County jail?
18 A. Yes.
19 Q. Did you tell him you were going to come over
20 here and tell what you told these people today?
21 A. Did I tell him I was coming over here to do
22 this?
23 Q. Have you ever told Coatney Williams I'm going
24 over to the courthouse and tell these jurors what happened
25 back on December 29, 2007?

1 A. No, sir.
2 Q. You never mentioned it to him?
3 A. No, sir.
4 Q. Did you ever tell him you won't going to do
5 it?
6 A. No, sir.
7 Q. Now, you said that you told Detective
8 Burnette back in September 2008 I don't know anything about
9 it, but you told some member of the DA's office, some
10 investigator, yesterday what you just testified to and
11 that's the first time you've ever told anybody what you just
12 testified to?
13 A. Yes, sir.
14 Q. And could you tell us why it is you waited so
15 long to tell anybody?
16 A. Because at first they never really offered me
17 a plea. So they offered me a plea instead of me going to
18 trial. I figured it's better for me to take the plea.
19 Q. And that plea is you pled to some cases and
20 some cases were dismissed?
21 A. Yes, sir.
22 Q. What were you charged with that was
23 dismissed?
24 A. Attempted rape, attempted murder, I believe
25 breaking and entering a motor vehicle. I don't know every

1 last charge but I know those charges.
2 Q. Now when you talked to Detective Burnette
3 back in September of '08 you didn't have a lawyer that day,
4 did you?
5 A. No, sir.
6 Q. She read you the rights and in fact you
7 signed a waiver of rights and the form that she gave you
8 that day. But you did not have a lawyer back in September
9 of 2008?
10 A. No, I didn't.
11 Q. Now, July the 12th, 2010, you had a lawyer?
12 A. Yes, sir.
13 Q. In fact, you got a lawyer shortly after being
14 arrested?
15 A. Yes.
16 Q. Shortly after September. When you told her
17 you didn't know anything about it, you didn't have a lawyer?
18 A. Yes, sir.
19 Q. And you had a lawyer yesterday but somewhere
20 in the process that lawyer told you what your charges were,
21 what the punishments were and went over things like that,
22 didn't he?
23 A. Yes.
24 Q. But then you learned basically what you were
25 charged with and how much time you could possibly get

1 through and by the laywer, right?
2 A. Well, I knew that before yesterday.
3 Q. You did?
4 A. Yes.
5 Q. But you learned it through the lawyer, right?
6 A. Yes.
7 Q. So at some point in time you did learn that
8 attempted murder is a much more serious offense than rape or
9 robbery, didn't you?
10 A. Yes, sir.
11 Q. And that was one of the offenses that was
12 brought against you that was dismissed?
13 A. Yes, sir.
14 Q. So the amount of time that you're exposed to
15 is substantially less than the amount of time that you could
16 have received?
17 A. Yes, sir.
18 Q. And therein lies a reason for you to come
19 over here and tell this jury what you told them today?
20 A. Can you repeat that?
21 Q. Therein lies the reason for you to come over
22 here and tell this jury what you've told them today?
23 A. That's not the reason.
24 Q. That's not the reason. Tell us what the
25 reason is.

A. I feel that it's better for me to come tell the truth about what happened and what role I played in it.

Q. Did that come from your soul and your heart? You just wanted to confess it up?

A. It's better for me than going to trial. I know I'm guilty.

Q. Why is it better for you?

A. It's a plea. I'm looking at a lot of time like fifty-five years or more going to trial and I know I'm guilty for what I've done so why not tell the role I played in it?

Q. So you are looking at less time?

A. Yes, sir.

Q. The bottom line is you are testifying today because you are looking at less time?

A. It's not because of the less time, it's because it's no reason for me to go to trial knowing I'm guilty.

Q. But you never told anybody before yesterday that you would testify, did you?

A. No, sir.

Q. And when Karon came to your house back in December of '07 did you tell the DA that Karon called you outside and said I've got a lick?

A. Yes.

1 Q. So at that time it was you and Karon?
2 A. Well, Jamal Thomas was present at the time
3 but he was sitting in his vehicle.
4 Q. Did you tell him that Karon said I got a
5 lick?
6 MS. ASBELL: Judge, objection. He didn't get
7 to testify to that.
8 THE COURT: Sustained. When he attempted to
9 talk about that you objected previously.
10 MR. BARNES: Okay, all right. I'll go with
11 that.
12 BY MR. BARNES:
13 Q. I'm asking you did you tell the district
14 attorney yesterday that Karon said I had a lick? Not what
15 Karon said back in December. I'm telling you -- I'm asking
16 you, yesterday, at this courthouse, did you tell this lady
17 that Karon called me outside and said I got a lick?
18 A. Yes, sir.
19 Q. So now which is it? Did Karon have a lick or
20 did Jamal have a lick?
21 A. It was he and Jamal came to the house
22 together.
23 Q. I understand that. I'm not asking you what
24 they said at that time.
25 A. By him meaning -- what he meant by I have a

1 lick meaning I have something that we ought to go do.
2 Q. When you saw Coatney that evening, you said
3 it was at the Cut, right?
4 A. Yes, sir.
5 Q. Do you know whether he was on a car or
6 whether his was on foot or do you know how Coatney came to
7 be at the Cut?
8 A. I don't know. He was standing there. I
9 don't know how he got there.
10 Q. He wasn't in a car?
11 A. No, sir.
12 Q. Anybody with him?
13 A. It was people out there that he know but I'm
14 not going to say they was with him.
15 Q. Did he just get in the car?
16 A. No. First he and Karon spoke.
17 Q. Then he got in the car?
18 A. Yes.
19 Q. When Coatney got in the car what if anything
20 did he say?
21 A. We never really discussed it. We was in
22 there listening to music. But I remember something about
23 the house but like we had to go to his house.
24 Q. Okay. When Coatney got in the car did he say
25 anything about a gun?

1 A. Not at that time.
2 Q. When did he first say anything about a gun,
3 if he did?
4 A. When he got back inside the car with the gun.
5 Q. When he got home -- after he got home?
6 A. Yes.
7 Q. Now, yesterday when you talked to the DA,
8 I'll ask you if you didn't tell them that he, talking about
9 Coatney, said that they were supposed to get a gun. Coatney
10 was talking about a shotgun he had. Did you tell the DA
11 yesterday in your statement that Coatney was talking about a
12 shotgun he had?
13 A. I don't remember saying that he was going to
14 get a shotgun that he had.
15 Q. Let me be specific. Yesterday in the
16 interview when you were examined by Ms. Asbell, did you say
17 Coatney was talking about a shotgun he had? Did you say
18 that?
19 A. I know he had a gun.
20 THE COURT: No, no. He's saying what did you
21 say to whoever interviewed you yesterday. Did you say that
22 yesterday?
23 A. I don't recall saying it. I don't recall.
24 BY MR. BARNES:
25 Q. Well, you don't recall. Does that mean you

1 didn't say it or you just don't know what you said?
2 A. No, I know what I said but I don't remember
3 saying that. That's what I'm saying, I don't remember
4 saying that he had a shotgun. That we was on his way to get
5 his shotgun from his house.
6 Q. Now sitting here as you recalled the events
7 of December 29, 2007 do you recall Coatney saying anything
8 to the effect that he had a shotgun before you got to his
9 house?
10 A. Not that I remember.
11 Q. Now, the next paragraph of the interview when
12 they were talking to you, did Ms. Gourrier ask you what
13 happened next and I'll ask you if you didn't say that
14 Antonio says that Coatney goes in the house and he comes out
15 with the gun?
16 A. Yes.
17 Q. Did that happen on the 29th day of December
18 2007?
19 A. Yes.
20 Q. Did you tell the DA that yesterday?
21 A. Yes.
22 Q. But you don't remember telling the DA that
23 Coatney was talking about a shotgun he had before you got to
24 Coatney's house?
25 A. No, I don't remember saying that.

1 MR. BARNES: Judge, I need to be heard.
2 THE COURT: Ladies and gentlemen of the jury,
3 I'm going to ask you to excuse yourself from the courtroom.
4 Remember the instructions I've given you previously that you
5 are not to talk among yourselves about the case; you are not
6 to talk to the parties, witnesses or counsel about anything
7 and you are not to talk to anyone else or allow anyone else
8 to talk about the case in your presence. If anyone
9 communicates or attempts to communicate with you about this
10 case you must report that to the Court immediately. Please
11 don't form an opinion about the guilt or innocence of the
12 dependent or express an opinion about the case as it is thus
13 far.
14 Please, you can take a break and be back in
15 the jury room at ten minutes to four. Please be back in the
16 jury room at ten minutes to four and hopefully we'll be
17 ready to proceed at that time.
18 (Whereupon, the jury leaves the courtroom.)
19 THE COURT: Let the record reflect that we
20 are outside the presence of the jury. Yes, sir, I'll hear
21 you.
22 MR. BARNES: Judge, on cross examination,
23 it's a very integral part of our jurisprudence, but I submit
24 to the Court that the impeachment of witnesses is right up
25 there in the category of importance. In the filing of cases

1 it's very difficult to ascertain the truth when you got two
2 or three sides and the truth lies somewhere within. But
3 cross-examination and impeachment, especially impeachment of
4 a witness as crucial as this, with this young man, the Court
5 has learned and knows pretty much all the facts about this
6 case, and at this point in time has come in at the 12th hour
7 and said this man was there and played an integral part in
8 it.
9 And I asked him did he tell the DA that
10 Coatney was talking about a shotgun he had. And I was
11 reading from an e-mail that I received from the DA's office
12 I think it went out last night about 8:30. I read it this
13 morning and went over it. Well, it does say July 12, 2010
14 Investigator T. B. Lassiter signed the interview of Antonio
15 Freeman by Assistant District Attorney Kim Gourrier took the
16 following notes during the interview. Then -- and the
17 reason I asked him those questions, it says in quote,
18 Coatney was talking about a shotgun he had. And that's in
19 the paragraph preceding or just before the immediate
20 paragraph before it says Ms. Gourrier asked what happened
21 next. Antonio said Coatney went in the house and comes out
22 with a gun.
23 This witness has said I don't remember making
24 that statement. It puts me in a position to call the
25 State's prosecutor to impeach this witness on the statement

1 he made yesterday. And today he can't recall it. And it's
2 on their paper. It's the State's product. It puts me in
3 the position to call the State's prosecutor or assistant
4 prosecutor as a witness in this case for impeachment
5 purposes.
6 THE COURT: I understood him to say -- Ms.
7 Asbell, I'll hear you. Do you want to be heard?
8 MS. ASBELL: Yes. First of all, Judge, he's
9 asking him about a statement that implicates his client.
10 And whether he said it. Maybe I'm confused. I couldn't
11 hardly hear him, I couldn't hear Mr. Barnes a second ago.
12 But he's asking did you say Coatney was talking about a
13 shotgun he had when he didn't testify to that in his direct.
14 Antonio Freeman did not testify to that in
15 his direct. Also, he said that Coatney said he would have
16 to go to his house to get it. He didn't testify to that
17 either on direct. So he's cross-examining him about his
18 statement and asking him did he make a statement that
19 implicates his client. My point is he doesn't have to ask
20 him about that statement implicating his client.
21 And second of all, my investigator was there
22 when this actual statement was taken while we were in here
23 yesterday afternoon myself picking the jury. And I
24 intentionally, because Ms. Burnette was in here with me,
25 with any other cases as you know from being a former

1 prosecutor I had my investigator in there just for that very
2 purpose to take the statement because there is no one else
3 to take it and I chose not to have just Ms. Gourrier in
4 there to take the statement, who possibly, if I had gotten
5 sick, would have to step in and try the case.
6 But if he wants to impeach Mr. Freeman with
7 this statement, he is more than welcome to call the
8 investigator. I don't think he's even suggesting that my
9 investigator would have any bias about what was said at that
10 meeting or what was typed or what was written down. But he
11 was the witness that actually wrote down what happened, the
12 investigator Brian Lassiter with my office, while we were
13 sitting in here yesterday afternoon picking a jury on Mr.
14 Williams' case.
15 THE COURT: And I've not had the benefit of
16 that statement so I don't know whether that statement was
17 adopted -- was it signed or adapted in any way by the
18 witness?
19 MS. ASBELL: No, ma'am.
20 MR. BARNES: This is not one of those that
21 the signature goes on it. I don't know that it has to be a
22 document by the witness to support impeachment of a prior
23 inconsistent statement made outside of the presence of this
24 hearing, which I think I'm entitled to put forth to the jury
25 that he made to somebody whether it was to the investigator

1 or the ADA.

2 And the reason I say it was the ADA because

3 she asked the question. She asked the question -- Ms.

4 Gourrier asked the question. And I think I'm entitled to

5 impeach regardless of whether he adopted it. I didn't ask

6 him did he sign a document. There is no indication that he

7 did. I just asked him did he make a statement.

8 THE COURT: Yes, ma'am.

9 MS. ASBELL: I was just going to say, I mean,

10 he is more than welcome to call my investigator if he wants

11 to impeach this witness about the statement. Judge, I would

12 also say that under the discovery obligations it's my

13 understanding that we're suppose to write down everything

14 that is said and told and said by the defendant and that's

15 what we did in this particular case to make sure there was

16 an accurate account of what Mr. Freeman said to us, while I

17 was sitting in here, with Ms. Gourrier and Mr. Lassiter in

18 that office. And that's what that was. I don't know if it

19 was as much a statement or whether he adopted it. It ended

20 yesterday around 5:00 o'clock. And my investigator went

21 back to the office and typed it up and emailed it to

22 Mr. Barnes as soon as he finished typing it.

23 THE COURT: Mr. Barnes, I am not in a

24 position to tell you that you -- if you want to call Ms.

25 Gourrier, you can do that. If you want to call the

1 investigator, you may do that. I'm not going to tell you
2 that you can't call a witness to impeach this witness if you
3 see fit, if you really want to harp on the fact that your
4 client went to go get the gun and talked about going to get
5 the gun. I mean, if that's what you -- that's how you want
6 to try your case then I'm not going to hender you from doing
7 that.
8 MR. BARNES: I understand that. And it's
9 just the Court's of the impression if I call the State
10 prosecutor to the witness stand that it doesn't have any
11 effect in this case?
12 THE COURT: That it does not have any effect
13 on this case?
14 MR. BARNES: It's not a conflict of interest.
15 I'm just asking.
16 THE COURT: Conflict of interest for whom?
17 MR. BARNES: For the State. It's the State's
18 witness.
19 THE COURT: No, it's not going to be the
20 State's witness. It's going to be your witness because
21 you're calling her to the stand.
22 MR. BARNES: I am seeking to impeach their
23 witness. I didn't call him to the witness stand.
24 THE COURT: In order to impeach, that means
25 you're going to call a witness. And if that witness happens

1 to be a prosecutor, that is your witness.
2 MR. BARNES: I understand that.
3 THE COURT: And if you want to step out on
4 that ledge, then I'm more than happy to have you do it, but
5 I don't see any conflict in doing it. She can be called as
6 anybody else, John Doe of the street or anybody else who
7 knows anything about this case.
8 MR. BARNES: Okay, I'm with you. I'm not
9 going to do so at this time.
10 THE COURT: Well, it's not your turn.
11 MR. BARNES: I understand. I'm not going to
12 do so at this time. I didn't know if you wanted me to
13 continue on where I was.
14 THE COURT: We're going to take a break. And
15 then you're going to continue on examining this witness.
16 And the State's going to continue on with their case and
17 then you're going to have an opportunity to call witnesses.
18 MR. BARNES: Thank you.
19 THE COURT: Thank you. All right, Sheriff,
20 take a recess. We're going to be at ease until ten minutes
21 to four.
22 (Whereupon, a recess was taken.)
23 THE COURT: Ask the jury to come in, please.
24 (Whereupon, the jury enters the courtroom.)
25 THE COURT: Mr. Barnes, you may continue.

1 MR. BARNES: Thank you.
2 ANTONIO FREEMAN, called as a witness on
3 behalf of the State, having been previously duly sworn, was
4 examined and testified as follows:
5 CROSS-EXAMINATION continued
6 BY MR. BARNES:
7 Q. Mr. Freeman, you said something earlier about
8 when you were in the house you may have used an accent while
9 you were in the Davis home on the 29th of December. Did
10 anybody else use a Jamaican accent?
11 A. Jamal Thomas.
12 Q. Where were you and where was Ms. Davis when
13 that occurred?
14 A. All three of us was in the room.
15 Q. In her bedroom?
16 A. Yes, sir.
17 Q. All three of you were in her bedroom?
18 A. Yes, sir.
19 Q. Is that where both of you used the Jamaican
20 accents?
21 A. Yes, sir.
22 Q. So it's your testimony that Jamal and Karon
23 came to your house and ya'll went to the Cut. And you three
24 and Coatney went to the Davis home. And all four of you got
25 out of the car in the path down the road from the home and

1 walked over to the home and Jamal cut the phone line?
2 A. Yes.
3 Q. And ya'll went in?
4 A. Yes, sir.
5 Q. Were you aware that Jamal says he never got
6 out of the car?
7 A. Well, I know he --
8 MS. ASBELL: Objection, Judge.
9 MR. BARNES: I said were you aware of it.
10 MS. ASBELL: Well, objection.
11 THE COURT: Objection is sustained.
12 BY MR. BARNES:
13 Q. Have you had any conversation with Jamal
14 since he was arrested with these charges?
15 THE COURT: Yes or no.
16 A. Yes.
17 BY MR. BARNES:
18 Q. Did Jamal tell you he didn't go inside the
19 house?
20 MS. ASBELL: Objection, objection.
21 THE COURT: Objection is sustained.
22 BY MR. BARNES:
23 Q. It's your testimony that he got out of the
24 car and he was one of the four people that went inside of
25 the house?

A. Yes, sir.

Q. And he's the one that cut the line?

A. Yes, sir.

Q. And he used the Jamaican accent?

A. (No response.)

Q. Now, you testified a few minutes ago that some time ya'll went on the back porch. Coatney took the shotgun -- the three people kicked the door and it didn't open -- knocked on the door and three people kicked on it and it didn't open. Coatney took the shotgun and shot the door and it opened?

A. Yes.

Q. Who went in the door first?

A. I don't remember.

Q. All four of you go in about the same time?

A. Yes.

Q. At what point in time did you take possession of the shotgun?

A. Right after the door was shot.

Q. On the outside of the house or the inside of the house?

A. I grabbed the gun right after we shot on the porch.

Q. Why did you grab the gun?

A. Because I was the one who was holding the

1 gun. But I gave the gun to Coatney for him to shoot the
2 door. Then after he shot the door I grabbed the gun back.
3 Q. But you're the one who is scared of shotguns?
4 A. I don't like to shoot them.
5 Q. Well, did you intend to go in this house and
6 do whatever you were going to do and never shoot that
7 shotgun?
8 A. Yes, sir.
9 Q. Just take it with you?
10 A. Yes, sir.
11 Q. Did you tell us that at some point in time
12 you had seen Jamal with the gun before?
13 A. Yes, I seen him. I'm not saying it was that
14 gun. I seen him with a shotgun before.
15 Q. Prior to December 29, 2007?
16 A. Yes, sir.
17 Q. About how long prior? About when prior?
18 A. I seen him with like probably like a couple
19 months before.
20 Q. A couple months before. Where was he and how
21 did you come about to see him?
22 A. I don't know exactly where we was at. I know
23 we was in Seaboard and I seen the gun because it's a house
24 where he stashes guns at.
25 Q. It's not at Coatney Williams' house?

A. Huh?

Q. Not at Coatney Williams' house?

A. No, sir.

Q. A house where they stash guns, you saw that gun before?

A. Yes, sir.

Q. And you haven't seen it since December 29th, 2007?

A. No, sir.

Q. Can you describe that shotgun?

A. It's a black 12 gauge shotgun pump.

Q. How long would you say the overall gun is?

A. (Indicating) About that long.

Q. Did it have a wooden stock or a plastic stock?

A. I'm not sure. I don't know too much about them.

Q. Does it have a wooden handle where you pump it with or a plastic handle?

A. I'm really not sure. I never really paid too much attention to the gun.

Q. But you had it that night?

A. I held it, yes, sir.

Q. And you seen it before that night.

A. No, sir. I'm saying that I seen -- I'm not

1 testified about have on any gloves?
2 A. Not that I remember.
3 Q. Did you see any gloves on anybody?
4 A. Not from what I remember seeing no gloves.
5 Q. You pretty well know whether you did or did
6 not?
7 A. Yes, I know I didn't.
8 Q. But you did not have on any gloves?
9 A. Yes.
10 Q. You also testified that when Mrs. Davis made
11 reference to her being on her period and had a tampon that
12 she removed it and not you?
13 A. Yes, sir.
14 Q. And that's the truth, right.
15 A. Yes, sir.
16 Q. Even if she said it was different, it's still
17 the truth what you're saying, right?
18 A. That's what I remember happened.
19 Q. I believe you stated that once ya'll were in
20 the car and you were going back toward Severn, another car
21 came up that Jamal told somebody to shoot at that car?
22 A. He said to shoot at the car. He never said
23 to shoot the car.
24 Q. Then you went to Jamal's house after leaving
25 the Davis home and that's where you split everything?

1 saying that I seen that gun. I seen a shotgun before that
2 night.
3 Q. Like that one?
4 A. I'm saying it's similar to it.
5 Q. You also testified at some point in time that
6 Ms. Davis made some reference to some money being in a
7 pocketbook and directed to where her pocketbook was at. And
8 you took the pocketbook or somehow or another gave it to her
9 to keep from getting your prints on it?
10 A. Yes.
11 Q. So at that point in time you knew that a
12 fingerprint was important in a crime scene investigation,
13 right?
14 A. I do think.
15 Q. Sir?
16 A. I do know that I think.
17 Q. I understand. So on that evening did you
18 have on gloves or not have on gloves?
19 A. Huh?
20 Q. On that night, December 29, 2007, did you
21 have on any gloves?
22 A. No, sir.
23 Q. You did not. Did Jamal have on any gloves?
24 A. Not that I remember.
25 Q. Did any one of the four people that you

A. Yes, sir.

Q. At any time on that evening did you see Sonita Long?

A. No, sir, I didn't see Sonita Long at any time that evening.

Q. Did you see Rasheed Austin?

A. Yes, I had.

Q. When was that?

A. When we parked outside his house.

Q. What time was that?

A. I don't know.

Q. Who was on the car when you parked outside his house?

A. It was me, Coatney, Karon Moses and Jamal Thomas.

Q. What happened there?

A. That's when Karon took his stuff, Coatney Williams took his stuff and I went to my house.

Q. Now, when you talked to Officer Burnette back on September 4, 2008 and you said I don't know nothing about it, that was not the truth, was it?

A. No, sir.

Q. But today you want these people to believe that everything you say is the truth?

A. Yes, sir.

1 MR. BARNES: I don't have any further
2 questions.
3 THE COURT: Anything further?
4 MS. ASBELL: No, ma'am.
5 THE COURT: You may step down. You may call
6 your next witness.
7 MS. ASBELL: Jennifer Williams. And they're
8 going to get her.
9 JENNIFER WILLIAMS, called as a witness on
10 behalf of the State, having been duly sworn, was examined
11 and testified as follows:
12 DIRECT EXAMINATION
13 BY MS. ASBELL:
14 Q. Will you state your name for the Court?
15 A. Jennifer Williams.
16 Q. And, Ms. Williams, where do you live?
17 A. In Como, North Carolina.
18 Q. And do you work at this time?
19 A. No, ma'am.
20 Q. And are you married?
21 A. No, ma'am.
22 Q. Now, where were you living in December 27,
23 2007 -- December 29th, 2007, I'm sorry.
24 A. 1901 Vaughan Creek Road in Pendleton.
25 Q. Do you know Ms. Davis, Mary Davis?

nccai North Carolina Center on Actual Innocence
Identify, Investigate, and Advance Toward Justice

P.O. Box 52446 Shannon Plaza Station, Durham, NC 27717-2446
admin@nccai.org (919) 489-3268 (Phone) (919) 489-3285 (Fax)

October 15, 2012

Mr. Antonio Freeman, #0917667
Alexander Correctional
633 Old Landfill Rd
Taylorsville, NC 28681

Dear Mr. Freeman:

Our Center, which reviews claims by inmates who maintain their innocence, is reviewing Mr. Coatney Williams' innocence claim for the crimes of Attempted First-Degree Murder, First-Degree Burglary, RWDW, Larceny of a Firearm, and Assault with a Deadly Weapon with Intent to Kill. As you were one of Mr. Williams' co-defendants, discussing his case with you is an important step in our review.

Please answer the following questions about Mr. Williams' case. Your written answers will be kept confidential.

1. In your opinion, is Mr. Williams innocent of the crimes for which he was convicted?
Yes I Know Coatney Williams is innocent of The crimes he was Convicted of

2. Please describe what happened during the burglary that occurred on December 29, 2007 in Northampton County, including who was there. on 12-29-07, 2007 Coatney Williams was not even in North Carolina. Jamal Thompson, Karon Moses and I did The burglary I don't Remember what Really happened except that we broke To Rob Tacoma who wasn't there so we took what we could Find. Mary Davis was there we told her to strip and lay face down on the Floor while we searched The house.

NOTE: The North Carolina Center on Actual Innocence (including all its affiliated Innocence projects® and individuals) reviews cases for the sole purpose of investigating claims of actual innocence. The Center does not act as legal counsel to any person whose case is being investigated, until and unless the Center, through its legal counsel or her designees, specifically agrees in writing to take on such representation.

3. **Who shot Erel Jordan?** I'm not sure who shot him me and Karon both were shooting at him but Coatney Williams wasn't there at all.

4. **Please add any information you feel would be helpful to us as we review Mr. Williams' case.** Coatney Williams was gone to Pensylvania with his family on 12-29-2007. I know this because we were good friends at the time and he told me he was leaving, Actually I was at his house prior to them leaving. Jamal broke in someone's house earlier that day to make it look like Coatney did it since he was gone. Jamal called Coatney to ask where he was and I was next to Jamal and heard Jamal say "it's good ya'll in P.A because they saying you broke in so and so's (don't know name) house. We told Coatney what happened when he got back. When we were arrested in 2008 he wrote a statement to prove his innocence but he also was telling them who did it. I felt a certain way about that so when the told me to write a statement against him it wasn't that hard but I was forced into this, I was scared into it that's why I done it. I now feel bad for him being innocent and locked up for things his so called friends done. I hope yall can help him be released

Please return the answers to these questions using the envelope provided. We thank you in advance for any help you can provide our organization.

Sincerely,

The North Carolina Center on Actual Innocence

1330 Hours. - 14 within

6-17-14 Visit @ Alexander Allison / Antonio Freeman
ID # 0917607

EXHIBIT 35
PENGAD 800-631-6989

SAID HE WASNT THERE (COATNEY)

HE READ AFFIDAVIT AND SAID IT WAS TRUE - HE SIGNED AFFIDAVIT & SWORE TO IT IN FRONT OF NOTARY.

ASKED if this would affect his sentence REDUCTION

SAID they JUST wanted to get Coatney -

PLEA WENT DOWN JUST B/4 TRIAL

HE DID TELL HIS LAWYER IT WASNT TRUE - what he was signing To say Coatney was there. He HAD to testify to it to get his TIME CUT

SAID HE felt BAD for DOING THIS -

DID IT AS REVENGE B/C Coatney [illegible]te statement ON HIM

BARRE CUNNINGHAM -
His Attorney on his motion To reduce sentence.

He WAS SENTENCED IN ASSGRAV. RANGE INSTEAD OF PRESUMPTIVE

SAID HE WOULD TESTIFY IN COURT AS to COATNEY NOT BEING There

Handout 37

PLACE HOLDER – ANTONIO FREEMAN DEPOSITION VIDEOS

Handout 38

KARON MOSES

CRIMINAL RECORD

Conviction	Jurisdiction	DOO	Date of Conviction
ROBBERY WITH A DANGEROUS WEAPON (F)	NORTHAMPTON	12/29/2007	07/16/2010
ASSAULT WITH A DEADLY WEAPON WITH INTENT TO KILL (F)	NORTHAMPTON	12/29/2007	07/16/2010
FIRST DEGREE BURGLARY (F)	NORTHAMPTON	12/29/2007	07/16/2010
SECOND DEGREE TRESPASS (M)	NORTHAMPTON	08/16/2008	09/08/2008
CRIMINAL CONTEMPT (M)	NORTHAMPTON	09/05/2008	09/05/2008
RESISTING PUBLIC OFFICER (M)	NORTHAMPTON	07/08/2008	09/04/2008
SECOND DEGREE TRESPASS (M)	NORTHAMPTON	02/26/2008	04/17/2008
RESISTING PUBLIC OFFICER (M)	NORTHAMPTON	02/26/2008	04/17/2008
CRIMINAL CONTEMPT (M) x2	NORTHAMPTON	04/14/2008	04/14/2008
SECOND DEGREE TRESPASS (M)	NORTHAMPTON	10/09/2007	01/07/2008
LARCENY (M)	NORTHAMPTON	10/21/2007	01/07/2008
ASSAULT AND BATTERY (M)	NORTHAMPTON	10/21/2007	01/07/2008
COMMUNICATING THREATS (M)	NORTHAMPTON	10/21/2007	01/07/2008
RESISTING PUBLIC OFFICER (M)	NORTHAMPTON	11/24/2007	12/20/2007

Handout 39

Karon Moses DPS
Record Summary

Sealed by Order of the Court

Handout 40

Karon Moses 8/6/2020 Deposition Testimony

Page #	Description of Testimony
1-2	• Cover Page and Exhibit List
3-4	• Introduction and Covid-19 Statement
3-7	• Deposition ground rules and process.
8	• Moses is currently taking Haldol. It does not affect his ability to remember things, know the truth, or answer questions.
8-9	• Moses has been diagnosed with paranoid schizophrenia. He does not feel this is an accurate diagnosis. Not experiencing any symptoms right now.
9	• Moses has not done anything to prepare for this deposition.
10	• Moses was friends with Coatney Williams (Williams) from the neighborhood in Seaboard, NC. Williams went by the nickname "Tek."
11	• Williams was a King BSV (Blood Stone Villain) Blood. Moses doesn't know Williams' rank. BTZ asks if Williams had people who would do what he said and Moses says he is not sure.
11	• Moses says he and Williams weren't friends but would see each other and speak in the neighborhood. Never planned to hang out together.
11-12	• Moses and Williams did not commit any crimes together or do any break-ins together.
12	• Moses and Williams would usually see each other at the pool hall, Cupboard. Both lived within walking distance.
12-13	• Moses has heard of Williams' girlfriend but doesn't really know her. He thinks her name is Lacey. She's white. Moses can't remember much about her physical appearance or where she lived.
13-14	• Moses would just see Williams around the neighborhood. He wouldn't have a way to get in contact with him.
14	• Moses last saw Williams in county jail in 2010 before Williams' trial.
14	• Moses and Williams would talk off and on in jail. They didn't talk about the case.
14-15	• Moses had not taken his plea yet. Williams did not know Moses was going to take a plea. Moses did not know Williams was going to go to trial.
15	• At the time they were in the county jail, Williams did not know what Moses said to law enforcement. Moses had his discovery and knew what Williams said.
15	• By the time they were in jail, Moses had already spoken to law enforcement. Moses' contact with Williams in the jail did not affect anything that he said to law enforcement.
15	• Moses knew what Williams told law enforcement because of discovery.
15	• Moses has not had any contact with Williams' family. He knows some of them but wasn't friends with them or Williams.

16	• BTZ says it sounds like Moses and Williams were cool but only if they bumped into each other and Moses agrees.
16	• Moses is not scared of Williams and has never been scared of Williams.
16	• Moses identifies Jamal Thomas (Thomas) as a co-defendant. They met in school and were friends. They would hang out sometimes and drive around.
17	• BTZ reads out the phone number 252-589-9967. Moses doesn't recognize it.
17	• Thomas went by the nickname "Mal." BTZ asks about Thomas going by "Mally" and Moses says sometimes.
17	• Thomas was not in a gang.
17	• If Moses wanted to see Thomas, he would call him or see him around the neighborhood. Moses can't remember Thomas' cell phone number.
17-18	• Moses had a cell phone. His phone number was 252-578-7754.
18	• Moses last had contact with Thomas when they were shipped out to prison together. They slept in the same block for a few days at Pope. They didn't talk much.
18	• Moses and Thomas did not talk about Williams.
18	• Moses still isn't sure what time Williams' got. He just knows he had a trial.
18-19	• Antonio Freeman (Freeman) stayed in Moses' neighborhood in Seaboard.
19	• BTZ clarifies Moses' "neighborhood" was the Seaboard projects.
19	• Freeman went by the nickname "Yayo." When BTZ asks if Moses and Freeman were friends, Moses says "You could say so." They would hang out and go places.
19	• BTZ asks if Freeman was friends with Williams and Moses says Williams didn't get around like that. They were on speaking terms.
20	• Moses did not know Williams and Freeman to do any break-ins together.
20	• BTZ asks if Williams and Thomas were friends and Moses says they were on speaking terms. He never saw them hanging out. He didn't know them to do any crimes together.
20	• Williams did not live in the Seaboard projects. He lived if you were going in the direction out of town. There are no sidewalks. Williams could hang out at Sheed's house in the projects sometimes.
21	• Sheed is Rasheed Alston (Alston) and stayed in the neighborhood. They weren't friends, but Moses had been over to Alston's house before.
21	• Moses has not been to Williams' house since Moses was a kid. He thinks it was Blue Trail or Blue Jay Trail.
21-22	• If Moses wanted to get in touch with Freeman, he would call his cell phone, go over to his house, or see him in the neighborhood. Moses can't remember the number.
22	• Moses last talked to Freeman in county jail in 2010 before each took their pleas. They would talk about everyday things.

22-23	• BTZ asks if they talked about going to trial or taking pleas and Moses says "not really." They didn't talk about whether they were going to testify against other co-defendants. They didn't talk about Williams.
23	• Moses thinks Williams and Freeman were always separated in the jail. He thinks they could see each other through the door. He isn't aware of them talking throughout the trial.
23	• Last had contact with Thomas when they shipped out to prison together.
23	• No contact with Thomas' or Freeman's families.
23	• Moses went by Karon.
24	• Moses and Freeman were not in gangs in 2007. Moses is not in a gang now.
24-25	• Moses was previously a Blood. He was in the G-Shine set in June 2014. He got out of that set in December 2015 because he got tired of it. He got into it because it was something he wanted to do. He was in the Nine Trey set in December 2010 while in Foothills Prison. He got out in 2012.
25	• UBN stands for United Blood Nation. This is the same thing as being a Blood.
25-26	• Moses is not sure if BSV was cool with Nine Trey or G-Shine. The sets were not related to certain neighborhoods. There wasn't a certain set in the Seaboard projects.
26	• BTZ clarifies with Moses that he has only been a Blood since he has been to prison. Williams was a Blood out in the world.
26	• If someone wanted to get in contact with Moses in 2007, they would call his cell phone or stop by his house.
26-27	• Moses thinks he went to school with Tacoma Davis. He thinks Tacoma Davis was a year young than them. Moses thinks his nickname was Comy or Tacom but he's not sure.
27-28	• Moses thinks Tacoma Davis was a Blood. Davis may have just been "repping," throwing hand signs. Tacoma Davis wasn't BSV.
28	• Moses isn't sure if Williams knew Tacoma Davis. Moses did not know Mary Davis (Mary).
28	• Moses went to school with Erel Jordan (Jordan). He just went by Erel. Moses doesn't think Jordan was in a gang.
28	• Moses did not know Jennifer Williams (Jennifer) at the time. He knows who she is now because of discovery.
28-29	• Moses knows Antwanna Lee (Lee) as Twann. That was Tacoma Davis' old girlfriend. He's not sure if Lee and Tacoma Davis were dating at the time of the crime.
29	• Moses doesn't know if Lee dated or messed around with anyone else involved in this case. He didn't hear any talk about her messing around with anyone else involved.
29	• Moses never talked to Tacoma Davis about Lee.

29	• BTZ asks about 12/29/2007. Moses, Thomas, and Freeman were in Thomas' car. Thomas drove to a house and asked if the other wanted to go in. They all went in the house. It was Thomas' idea to go into the house.
30	• Moses doesn't know why Thomas wanted to go into the house. Thomas was already into doing B&Es. BTZ asks if Thomas did that a lot and Moses says "I guess you can say so."
30	• Moses had done B&Es before, but not with Thomas, Freeman or Williams.
30-31	• Moses isn't sure why Thomas wanted to go to that house. It wasn't because it was Tacoma Davis'. He knew where Tacoma Davis lived because of Thomas.
31	• Breaking into the house didn't have anything to do with membership in a gang. There wasn't any beef with Tacoma Davis or fight with him about a girl.
31-32	• **Exhibit 23 -** Thomas' statement to law enforcement. BTZ reads several lines indicating that targeting Tacoma Davis for a B&E was Moses' idea because he "tried to shine on" Moses. Moses says everything BTZ read was a lie. They never hung out in the projects, they would meet up at the store.
32	• Moses says they weren't even talking about the B&E. It came "out of the blue."
32	• Moses doesn't know what "tried to shine on me" means. He guesses it would mean someone trying to show you up.
32-33	• They were in Thomas' car parked at the Cupboard. No one else was in the car.
33	• Moses did not see Williams at the Cupboard.
33	• Moses denies ever having someone hit Tacoma Davis at school. He doesn't know a reason someone would say he had a beef with Tacoma Davis and had somebody hit him.
33	• Moses says they drove to Tacoma Davis' house before they talked about what they might do.
33-34	• Moses says he was just wearing normal clothes. He doesn't remember specifically what he or Thomas were wearing.
34	• Moses knew Thomas to ride 4-wheelers. He isn't sure if Thomas had special clothes for riding.
34	• Moses isn't sure what Freeman was wearing.
34	• When they got to the house, they saw that "she" was home and Thomas asked if they wanted to go in anyway.
34-35	• BTZ asks if there was some kind of conversation that he is missing and Moses says there was no conversation. He didn't really know what they were going out there for.
35	• Moses says that when Thomas asked if they wanted to go anyways, he and Freeman said yeah. "We didn't care." All three went inside.
35	• Moses was not afraid she would recognize him because he was wearing one of Thomas' masks. He thinks Thomas and Freeman also had masks on. He isn't sure where Freeman got his masks.
35-36	• BTZ asks if Thomas had the masks in the car and Moses says he guesses so.

36	• Moses was not afraid she would recognize their voice. He didn't know her. He didn't do anything to disguise his voice.
36	• Moses says it seems like Freeman was trying to disguise his voice.
36	• BTZ asks why Moses thought there would be money at the house and Moses says he was just going along. He isn't sure why the others would have thought there was money there. He didn't know Tacoma Davis to be somebody that had a lot of money.
36-37	• Moses says he first heard about breaking into Tacoma Davis' house when they got to the house. He isn't sure if Thomas or Freeman talked about it before they got there.
37	• BTZ asks if Freeman seemed surprised when Thomas suggested breaking into the house and Moses says he is not sure and not really.
37	• Moses says he's not sure if anyone talked to Williams about this crime before it happened.
37	• Deangelo Mason (Mason) is a person from the neighborhood. He was 2-3 years older. They would see each other.
37-38	• Moses isn't sure if Thomas or Freeman were friends with Mason.
38	• Moses doesn't know of a reason why someone would think Thomas and Mason committed the crime.
38	• Moses is not aware of any of his co-defendants calling Tacoma Davis or Jordan before or after the crime.
38	• BTZ asks if any of the co-defendants were friends with Tacoma Davis or Jordan and Moses says they would speak to each other.
38	• Moses says he was not really cool with Jordan or Tacoma Davis. They never hung out, but would speak when they saw each other nicely.
38-40	• BTZ asks why Moses would want to do that to Tacoma Davis' home and Moses says he doesn't know. He didn't know it was Tacoma Davis' home when he got there. He found out in there or after the fact. He isn't sure if Freeman, Thomas, or Williams knew that was Tacoma Davis' house.
40	• Moses isn't sure if Williams knew the others were going to the house.
40	• Moses doesn't know who Angela Williams is. BTZ asks about a white lady that lived behind Seaboard projects. Moses thinks he knows who BTZ is talking about but doesn't know her name. He thinks he went to that lady's house once or twice. Alston was staying there. He thinks other people were there.
41	• Moses isn't sure if Alston was dating that lady. She was older, 30-40.
41-42	• Moses recalls reading about Thomas breaking into her house in discovery. He doesn't know whether that is true. He never heard about that break-in other than in his discovery. Moses never heard about anything being stolen from her or guns going missing from her home.
42	• Moses isn't sure if he's ever heard about Thomas doing a break-in and trying to make it look like Williams did it. He doesn't know if Thomas would have a reason to do that and doesn't know why anyone would say that. He's not sure if Freeman knew about Thomas doing that.

42	• Moses never heard about a plan to steal guns from a white lady behind the projects. He doesn't know of a reason Williams would say Thomas wanted to steal guns from her.
43	• Moses describes Alston as tall, dark-skinned, with dreads. He was in his 20s. He lived two houses down from Freeman. He never heard about Alston having a shotgun.
44	• BTZ asks if Alston had anything to do with the shotgun used in this case and Moses says not that he knows of. He doesn't know why someone would think Alston gave them the shotgun. He doesn't know why Williams would think that.
44	• Thomas kept his gun in the car so it was already in there.
44	• Moses isn't sure was "double 0 banger" means but thinks it is a gun.
45	• The gun used in this crime was single barrel, all black. Moses thinks he first saw it in the trunk parked across from Tacoma Davis' house. It was the first time he had seen that gun. He guesses he knew Thomas had a shotgun but doesn't know where and when Thomas got it.
45-46	• Moses wasn't surprised that Thomas suggested they break into the house. He wasn't scared, he doesn't know why. He was not surprised or scared when Thomas pulled out the shotgun.
46	• BTZ asks why Moses is smiling and Moses says he guesses he was trying to be tough.
46-47	• Moses isn't sure who would know where the shotgun came from. Thomas never talked about getting one or wanting one.
47	• Moses says he and Freeman didn't have guns in general.
47	• Moses says he had never seen any of his co-defendants with a gun before.
48	• Moses says he saw Thomas with a .40 cal gun after the crime.
48	• After the crime, he never saw Thomas or Freeman with a shotgun or talking about a shotgun.
48-49	• Moses didn't hear anything about Thomas getting a gun from his aunt or grandma's house. Moses didn't know where Thomas kept his guns. He knew Thomas to have more than one gun but never saw them.
49	• Moses isn't sure what happened to the shotgun after the
49	• Moses was carrying the shotgun during the robbery. Freeman carried the gun out of the houses. Moses guesses he put it in the back of the car.
49	• Moses doesn't remember seeing the gun in the car after the robbery.
49-50	• Moses never heard about the Seaboard Police Department being broken into in 2007.
50-51	• Moses says he just remembered that he carried the gun out of the house that night. He had it in the front passenger seat with him. He thinks he left the gun with Thomas in his car.
51	• Moses says he did not have a conversation about what would happen with the gun.

52	• Moses wasn't concerned about the gun having his fingerprints or DNA on it. Nobody said anything about what should happen with the gun. He isn't sure where the gun is now.
52-54	• Moses thinks he heard about the SPD being broken into. He doesn't remember who told him or any details. He isn't sure if Williams had anything to do with it. He never heard Williams talk about it. Williams' name never came up when other people talked about it.
54	• Moses isn't sure when he last saw Williams before the crime.
54	• Moses says it was dark when he saw Thomas and Freeman at the Cupboard. He's not sure what he did earlier that day. He didn't see Williams that day or the day before.
54-55	• Moses didn't see Williams every or every week. Maybe once a month, if that.
55-56	• Moses doesn't know where Williams was during the crime. He saw something about Williams being in Philadelphia during discovery. He's not sure if Williams actually was in Philadelphia.
56	• Moses is not aware of the any of the co-defendants calling Williams after the crime. He never heard about his co-defendants telling Williams what happened.
56-57	• Moses thinks the Cupboard is when he first met with Thomas and Freeman that night. They were just hanging together. The gun was already in the car. No one else had other guns. He's not sure if anyone had a knife.
57	• Thomas was driving a black Honda. He drove that car regularly.
57	• When they first got to Tacoma Davis' home they saw that she was home. Thomas parked across the street and asked if they still wanted to go in.
57-58	• Moses isn't sure if Freeman had ever done any B&Es. He thinks he had a record already. They never did any together before this crime.
58-59	• Moses shot the door and kicked it in. Moses cut the phone line. Thomas and Freeman were right with him. Moses gave the shotgun to Freeman because he didn't want to hold her down with it and went outside to wait. Thomas was standing in the same room. Identifies the woman as Mary Davis.
60	• Mary Davis saw all of them.
60	• Moses said he would go in and then go back outside to wait. Thomas was looking for stuff in Mary Davis' room. Mary Davis was on the floor. Freeman had the shotgun over her.
61	• Freeman made Mary Davis take her clothes off and got on top of her.
61	• Moses went back outside and a car pulled up. Moses went to get the shotgun and told them it was time to go because someone was outside. Moses can't remember where Thomas was at the time. Freeman was still on top of Mary Davis.
61	• They went outside and left.

62	• Moses shot the shotgun at Jordan from the porch. He didn't know it was Jordan. Freeman was still coming out of the house. Thomas was pulling the car up. They rant to the car and left.
62	• Moses didn't have anything else with him. He isn't sure what Thomas or Freeman took to the car.
62-63	• As they were leaving, a car pulled up behind them. Thomas pulled into a driveway and Freeman got out and shot the back window out.
63	• BTZ asks why Freeman shot at the car and Moses says he guesses it was because the car was following them. When they pulled into the driveway, the car turned around and came back.
63	• Freeman used the .38 they took from Mary Davis. She had it in her hand when they came into the house.
64	• After that, they went to Thomas' house in Margarettesville to take the stuff they took from the Davis' house out. He isn't sure what Thomas took out of the car. They didn't talk about it.
64-65	• Moses thinks Thomas burned some of it in a trash barrel. Moses thinks he burned a pocketbook. Freeman and Thomas had already taken stuff out of it and burned it. He doesn't know why Thomas burned it.
65	• After that they went back to the Seaboard projects and all went their separate ways.
66	• They split up the money back in Thomas' yard. Thomas tried to give him a video game, but Moses threw it away.
66-67	• BTZ asks what else was taken and Moses says he think Thomas took some hats and shoes and stuff. He thinks Freeman took a cell phone. Moses threw it out the window so he wouldn't be tracked.
67-68	• Moses read in the discovery that Thomas took jewelry. He doesn't know what happened to it. He guesses Thomas kept the hats. Moses read in the discovery that Thomas gave Williams and pair of Timbs. Moses says Thomas was also wearing a pair of Jordans. They got close to $600 total and split it equally.
68	• When they got back to the Cupboard, they got out of the car and went to the trunk. Thomas tried to give him a game and Moses threw it away in the trash can.
69	• Moses can't remember where any of them went after that.
69	• Moses isn't sure when he next saw Williams after the crime. He doesn't know when Williams learned about the crime.
69-70	• BTZ asks if Williams got anything that was taken from the house. Moses says he read about Williams getting shoes from Thomas in his discovery. He wasn't there when Williams was given the shoes. He doesn't know it to be true. He isn't sure why Thomas would give Williams shoes.
70	• Williams did not have any influence over Moses at the time.
70	• Moses says Timbs cost $110-120.

71	• BTZ asks about Thomas giving away expensive boots and Moses says he guesses Williams liked them. It didn't surprise Moses that Thomas gave Williams the boots.
71-72	• Moses doesn't know what happened to the .38 from the house. Freeman had it the last time he saw it. He thinks the police found the gun in an old lady's backyard. He's not sure if that's true. He doesn't know how the gun would've gotten there.
72	• They never discussed what to say if the crime ever came up.
72-73	• Moses saw what his co-defendants said in his discovery. He doesn't know what they said other than that.
73	• Moses has never talked to anyone about the case.
73-74	• **Exhibit 36 –** Robert Branch's (Branch) statement to the Northampton County Sheriff. Moses knows Branch is Williams' brother.
74	• Moses doesn't think he told Branch the robbery was a waste or time or talked to Branch or others about the case. He was not at Alston's while other people were talking about the case. He doesn't know why Branch would say that.
75-76	• Moses says he was already in jail for resisting arrest involving an incident with Officer Perry when the warrant was served on him for this case. He told her he didn't know what she was talking about.
76	• Moses denies saying "Someone is going to die for this" when he was arrested in this case.
76	• Moses was upset about his bond in this case. He thought it was too high.
76	• Moses wasn't mad when they served the arrest warrant.
77	• Cinita Long (Long) was Thomas' girlfriend. Moses doesn't have any relationship with her other than through Thomas. He's not sure what she knows about this case. He saw her statement in his discovery.
77-78	• **Exhibit 37 –** Cinita Long's statement from 7/29/2008. BTZ reads from the third page.
78-79	• Moses says Long was not with them when they got the items of the trunk. He didn't see Long when they got back to Seaboard that night. He doesn't know why she would say that or how she knew about those items.
79	• Moses never saw Long while he was in jail. He denies telling Long that Williams snitched.
79	• Based on what he read in his discovery, he thinks Williams snitched. He doesn't know how Williams knew about the case. Moses never told him.
79-80	• BTZ asks if what Williams said about the case was accurate and Moses says somewhat, yes. He doesn't know how Williams knew about it.
80	• **Exhibit 38 –** Williams' statement from 9/8/2008. BTZ reads from the statement.
81	• Moses denies being at Alston's house. BTZ asks if it was possible Moses was high and doesn't remember and Moses maintains he was not there. He never heard a conversation like the one Williams' described.

81-82	• BTZ asks if Thomas and Freeman would be comfortable enough to talk about this in front of April Smith, Tiffany Brown, Alston, Branch, and Williams and Moses says they probably were. Moses wouldn't have been comfortable having that conversation in front of them.
82-83	• BTZ continues to read from **Exhibit 38** and asks if what Williams said was accurate and Moses says somewhat. BTZ asks what is inaccurate and Moses says Freeman got out of the car and shot. They pulled into someone's yard.
83	• Moses says he told Detective Burnette he didn't know what she was talking about when she came to him about this case.
83	• **Exhibit 39 –** Moses' statement to Burnette from 9/4/2008.
84-85	• Burnette came to talk to him in the visitation room at the jail. No one else was there. He told her he didn't know what she was talking about because he didn't want to tell on himself. He stuck with that. At that point, he didn't know if anyone else had talked. It probably wouldn't have changed his statement if he knew the others had talked.
85	• Moses got a letter from Williams while in jail. He doesn't know when.
85	• **Exhibit 30 –** letter from Williams to Moses. Moses recognizes the letter.
86	• Moses doesn't know what the star symbol means, but recognizes it to be related to the Bloods.
86-87	• The backwards "e" in one of the lines of the letter doesn't mean anything to him. It isn't something UBN does.
87-89	• BTZ reads the letter. Moses doesn't know what "you're 13 for 13" means. Regarding the "double 0 banger," Moses and Freeman didn't get a gun from Williams. He doesn't know of Thomas getting a gun from Williams. As far as Moses knows, they didn't get the gun from Alston. He doesn't know what "hardback" means.
89	• Moses doesn't know how it made him feel when Williams said he would testify against them. He wasn't worried about Williams testifying.
89-90	• Moses doesn't know what "peter-rolled" means. Moses interprets it to be a threat. He doesn't know why Williams threatened him but he didn't feel threatened. Moses doesn't know what Williams meant by "tough talk."
90	• Moses doesn't know what Williams meant by "Tell Mally his bitch the reason why y'all locked up now." He doesn't know who "Mally's bitch" is.
90-91	• Moses didn't care about getting the letter. BTZ asks if Moses was cool with Williams after getting this letter and Moses says they're all right and that he doesn't care about Williams now and didn't really care about him back then.
91	• At the time Williams sent Moses the letter, Moses wasn't a Blood. Moses didn't feel like Williams was threatening to break a code by saying he would testify. He wasn't mad Williams said he would testify against him.
92	• Moses thinks he was served with the warrant on September 9th. He's not sure how long after that he got the letter from Williams. He was in jail for 23 months. The letter came early on.

93-94	• Moses remembers speaking to the ATF agent while in jail. He was big, brown skinned, and baldheaded. Agent McCluney doesn't sound familiar to him. No one else was there. He doesn't know when he talked to him, but thinks it was towards the beginning or middle of his time in jail. He talked to him after he got the letter from Williams.
95	• Williams threatening to "peter-roll" Moses didn't affect what he told the ATF agent. He wasn't scared of Williams.
95	• Moses knows who George Reed is but never talked to him.
95-96	• Moses doesn't think he told the ATF agent anything. It wouldn't surprise him to know that the agent has six pages of notes from the conversation.
96	• **Exhibit 40 –** Notes from McCluney's conversation with Moses
96	• Moses isn't sure if Thomas and Freeman were talking about robbing the house. He isn't sure about Mary Davis getting Tacoma Davis' shoes back from Thomas.
97	• Moses isn't sure if Thomas and Tacoma Davis had some kind of beef over shoes. It could have happened, but he's not sure.
97-98	• Moses isn't sure if he told McCluney that Freeman shot the door. As of today, Moses remembers shooting the door.
98	• BTZ asks if Thomas had more than one gun and Moses says he guesses so.
98	• Moses isn't sure if he told McCluney that Williams wasn't present.
98	• Moses says Williams wasn't present during the home invasion.
98	• Moses isn't sure if Freeman held the gun the entire time.
99	• BTZ asks why Mary Davis was taking her clothes off and Moses says he guesses because Freeman told her to. Freeman and Thomas were in the room. Moses was walking back and forth.
100	• Moses doesn't think he saw the shotgun before that night. He had never shot it before that night. He doesn't have any reason to think McCluney made up what he wrote down.
100-101	• The description of the gun Moses gave McCluney is consistent with the gun Moses saw that night.
101	• Moses is certain that Thomas kept the shotgun. He last saw the shotgun that night in Thomas' car.
102	• Moses doesn't know if Thomas would be throwing away the shotgun or the .38. He thinks this might be in reference to finding the .38 in someone's backyard.
102	• Moses also interprets the line "Just the three of them" to refer to him, Thomas, and Freeman committing the crime. He isn't sure if that's what he told McCluney.
103	• Moses isn't sure if he told McCluney that Thomas gave his girlfriend the jewelry. There wouldn't be a reason for him to tell McCluney that if it wasn't true.

103-104	• Moses doesn't remember Thomas being on the phone that night. He wasn't present when Thomas met up with his girlfriend and gave her jewelry.
104	• Moses didn't know Thomas to give his girlfriend jewelry he purchased or give Williams shoes he had purchased.
104	• Moses isn't sure if he told McCluney Williams wasn't there, but that is true.
104-105	• Moses isn't sure when Williams learned about the crime and isn't sure if he knew about it before it happened. He didn't learn about it from Moses before it happened.
105	• Moses doesn't know if he was around Williams after this crime happened.
105	• BTZ says Moses was arrested 8-9 months after the crime. Moses thinks he saw Williams once or twice in that span. The robbery did not come up.
105	• Moses has never talked to Williams about this case.
105	• Moses doesn't know what Thomas told law enforcement about the crime.
105-106	• BTZ says that Thomas gave a similar description to what Moses told McCluney but says Williams was there with them. Moses says Thomas would've said that to get himself out of trouble by saying he didn't go into the house.
106	• Moses thinks he heard about Freeman testifying at Williams' trial, but doesn't know what he said.
106	• BTZ tells Moses that Freeman testified against Coatney Williams and said he was present during the crime. BTZ asks why Freeman would do that and Moses says to get a reduced plea.
106-107	• Williams didn't come up when they were discussing Moses' plea. There was no discussion about Moses testifying.
107	• Moses isn't sure why he talked to McCluney. He isn't sure if he knew at that point that his co-defendants had talked. It wouldn't have affected his decision. He's not sure if he thought talking to McCluney would help him. He doesn't think it did help him.
108	• BTZ asks if Moses remembers getting a letter from NC Center on Actual Innocence (NCCAI). Moses doesn't think he got a letter but thinks they came to see him.
108-109	• Moses thinks he did know at some point that his co-defendants had talked. He thinks his lawyer showed him parts of the discovery. BTZ asks him how he felt about that and Moses says he didn't care. He knew it could affect his case, but he wasn't mad. He never threatened his co-defendants.
109-110	• Moses isn't aware of Williams ever threatening his co-defendants. He didn't really think Williams' letter was a threat. He guesses Williams was upset about getting locked up. Moses didn't think he could do anything about Williams being set up. It would bother Moses if someone put his name in a crime and he wasn't there.
111	• It didn't bother Moses that an innocence agency was looking into Williams' case. He doesn't think it's the right thing to do but doesn't know why. Williams is innocent.

111	• Moses didn't talk to the people that came to see him. It was two men the first time and a woman the second time.
112	• Moses didn't talk to those people for Williams. He doesn't know why he didn't want to help Williams. He doesn't want Williams to be in prison but doesn't feel like he could have an impact on that.
112-113	• The two visits were one day apart. Moses thought they were part of the same organization. Moses' understanding is that BTZ is part of the same organization. BTZ clarifies that he is separate.
113-114	• **Exhibit 41 –** NCCAI Sullivan memo from 11/7/2012. BTZ reads it.
114-115	• Moses says he was never prepared to testify for Williams. Nobody ever asked him. He doesn't know if he would've testified if he had been asked. He would have told the truth, that Williams wasn't there. He never thought about testifying.
115-116	• Moses doesn't think he told Sullivan to save NCCAI's money.
116	• BTZ asks if this is case where somebody is locked up who is actually innocent and Moses says yes. He doesn't know why he didn't tell that to Sullivan or the two men. He didn't testify about that because nobody asked.
116-117	• BTZ asks if it bothers Moses that someone in prison is innocent and Moses says somewhat, not really. He never reached out to anyone. He doesn't know if he could have.
117	• Moses doesn't care that Freeman testified that he was involved in this crime. He doesn't think they had any loyalty not to snitch on each other.
118	• Moses read that Williams was supposed to be in Philadelphia, but he's not sure if that's true. He's not sure if he heard anything else about that other than in discovery.
118	• **Exhibit 4 –** photograph.
119	• Moses doesn't recognize the person in **Exhibit 4.** He doesn't recognize the clothing or the background. He's never seen it before. He can't tell who it is because of the quality. The red jersey doesn't mean anything to him.
119	• **Exhibit 3** – photograph
119-120	• Moses doesn't recognize anything about the picture. He doesn't recognize the hat or background. He can't tell who is in the picture.
120	• **Exhibit 5** – photograph.
120-121	• Moses doesn't recognize the person, the hat, the clothing, or the background in the picture.
121	• **Exhibit 4** is blurry. He can't say who the person is. That's true for **Exhibit 3 and 5** as well.
121-123	• Williams was not in the Davis house on the night of the crime, he didn't provide the shotgun used, he didn't help plan, he didn't know about the crime before it happened. Moses didn't see Williams at the Cupboard that day. Moses didn't ride in a car to take Williams home that day. Thomas and

	Freeman didn't take Williams home that day that Moses knows of. Thomas and Freeman didn't see Williams at the Cupboard that day that Moses knows of.
123	• Moses and Freeman were somewhat friends. Moses has gone over to Freeman's house before. He's not sure if he went there that day. He doesn't recall Freeman having a fight with his family or his girlfriend before they met up.
123-124	• Moses thinks they were smoking weed in the car. Moses rolled the blunt.
124	• Moses says Thomas put Williams in it to get himself out of the situation. Freeman testified to get a lesser plea.
124-125	• Moses doesn't know anything about Williams' relationship with the cops. Williams doesn't have a reputation.
125	• Moses has never written anything down about the case. No one talked to him about what he would say today. He found out about the deposition from the letter in the mail.
125-126	• No one told Moses what to say today. No one has made him any promises or threatened or pressured him. He was truthful today.
126	• There's nothing Moses would like to add.
127	• Moses was high that night but remembers everything that happened. He doesn't remember dropping Williams off anywhere that night. If someone said they met up with Williams at the Cupboard and gave him a ride home, that's a lie.
127-128	• Moses wasn't upset with Williams at the time this case went to court. He doesn't know if Thomas or Freeman were upset. Moses guesses they all felt like Williams was snitching on them. Moses didn't really care. He's not sure if Thomas or Freeman were upset. He never heard them talking about being mad at Williams.
129	• Moses waives right to review the transcript.

STATE OF NORTH CAROLINA
COUNTY OF NORTHAMPTION

GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
FILE NOS: 08 CRS 1057
08 CRS 1059; 08 CRS1065-1066
09 CRS 83; 09 CRS 85

STATE OF NORTH CAROLINA,

vs.

COATNEY WILLIAMS,

Defendant.

DEPOSITION
of

Karon Moses

Central Prison
1300 Western Blvd
Raleigh, NC 27606

August 6, 2020

Pages 1 - 130

APPEARANCES:

Brian Ziegler, Staff Attorney
Julie Bridenstine, Staff Attorney
North Carolina Innocence Inquiry Commission
P.O. Box 2448
Raleigh, NC 27602

Also Present: Karon Moses

1 E X H I B I T S

2 Exhibits marked in previous interviews and referenced in

3 this Deposition.

4 Number Page

5 1 - George Reed's notes 96
3 - Photograph 119
6 4 - Photograph 118
5 - Photograph 120
7 23 - Statement by Jamal Thomas 31
30 - Letter from Coatney Williams to 85
8 Karon Moses

9

10 Exhibits marked in this deposition.

11 Number Page

12 36 - Statement by Robert Branch 73
37 - Statement by Cinita Long 77
13 38 - Statement by Coatney Williams 80
39 - Statement by Karon Moses 83
14 40 - Agent McCluney's Handwritten Notes 96
41 - Center on Actual Innocence notes from 113
15 Interview of Karon Moses

16

17

18

19

20

21

22

23

24

25

1 P R O C E E D I N G S
2 MR. ZIEGLER: -- with us while we get the
3 technology set up.
4 Mr. Moses, can you hear me okay?
5 MR. MOSES: Yes.
6 MR. ZIEGLER: Okay. And, sir, what is your name,
7 McKenna?
8 OFFICER McKENNA: (Inaudible.)
9 MR. ZIEGLER: Officer McKenna. Is it a rule that
10 you be in there with him?
11 OFFICER McKENNA: I am not fully aware. I'll find
12 out in a second.
13 MR. ZIEGLER: It will be our preference to just
14 speak to Mr. Moses if you are able to step outside. But if
15 it's a rule for you to be there, I understand and that's
16 okay.
17 OFFICER McKENNA: Okay. Let me talk to the
18 captain. She told me to be in here.
19 MR. ZIEGLER: Okay.
20 (Pause.)
21 OFFICER McKENNA: (Inaudible) in here.
22 MR. ZIEGLER: Okay. Well, we -- we understand.
23 That's okay.
24 OFFICER McKENNA: Okay. I'll sit outside the
25 door.

1 MR. ZIEGLER: Okay. Perfect. All right.
2 All right, Mr. Moses. We'll go ahead and get
3 started. Try not to take up too much of your time today.
4 This is the deposition of Karon Moses of the North
5 Carolina Innocence Inquiry Commission. Today's date is
6 August 6, 2020. It is now 9:07 a.m.
7 This deposition is being taken remotely and the
8 witness will be affirmed or sworn remotely pursuant to
9 recent COVID-19 legislation, Session Law 2020-3, Sections
10 4.1(c), which was extended by Session Law 2020-74, Section
11 27(b).
12 Present at the Randall Building in Raleigh are
13 Brian Ziegler, which is me, and Julie Bridenstine of the
14 Innocence Inquiry Commission, and the witness, Mr. Moses, is
15 located in Central Prison along with Officer McKenna
16 standing just outside that door.
17 Mr. Moses, it looks like there's a Bible on the
18 table. Would you prefer to swear on the Bible or affirm
19 your testimony?
20 MR. MOSES: I'll swear on the Bible.
21 MR. ZIEGLER: All right. Can you grab that Bible?
22 And Ms. Bridenstine will put you under oath.
23 MS. BRIDENSTINE: All right. Mr. Moses, will you
24 please put your left hand on the Bible and raise your right
25 hand.

1 Whereupon, Karon Moses was sworn under oath and
2 testified as follows:
3 MR. ZIEGLER: All right. Thank you, Mr Moses.
4 You are now under oath.
5 Examination by Mr. Ziegler:
6 Q. My name is Brian Ziegler. I'll be taking the
7 deposition. I'm an attorney with the North Carolina
8 Innocence Inquiry Commission. We are a neutral state agency
9 that investigates post-conviction innocence claims.
10 You're here today regarding State versus Coatney
11 Williams, which involved the attempted murder, burglary, and
12 robbery, and larceny, sexual assault, and assaults that
13 occurred on December 29, 2007, in Northampton County.
14 The victims in this case were Mary Davis, Tacoma
15 Davis, Erel Jordan, and Jennifer Williams.
16 The Innocence Inquiry Commission is a neutral and
17 truth-seeking commission. We are not prosecutors. We do
18 not represent defendants who make innocence claims with our
19 agency. We are only looking for the truth.
20 Mr. Moses, have you ever been deposed before?
21 A. Say it again.
22 Q. Have you ever been deposed before in a situation
23 like this, like an interview under oath?
24 A. No.
25 Q. Okay. Have ever testified in court before?

1 A. No.
2 Q. Okay. That -- that's good for us to know.
3 As we get started, I have a few things to go over,
4 some ground rules, so that you and I have the same
5 understanding of this process. I do want to know that this
6 deposition is similar to testimony in court. You're under
7 oath and expected to answer completely and truthfully
8 subject to the penalty of perjury. Do you understand that?
9 A. Yes.
10 Q. Do you understand that I will ask questions and
11 you will answer, and everything that both of us say is being
12 recorded and will be later transcribed?
13 A. Yes.
14 Q. Do you understand that we want to find out
15 everything you know about the facts and events of this case,
16 so we want your answers to be full, complete, and accurate?
17 A. Yes.
18 Q. You might want to answer a question before I have
19 completely finished asking it. Please wait until you hear
20 my entire question before you answer it. Do understand that
21 request?
22 A. Yes.
23 Q. It's okay if I ask a question that you don't
24 understand. Just let me know that you need me to clarify it
25 and I'll do my best to clarify. Will you let me know if you

1 don't understand a question?
2 A. Yes.
3 Q. After you've given an answer, you might remember
4 some more information later on that responds to an earlier
5 question. That's okay if that happens. Just let me know
6 and we'll stop and go back and talk about that earlier
7 question. Will you do that?
8 A. Yes.
9 Q. If I think I have a document that will help you
10 answer, I will either read it to you or do my best to show
11 it on the camera. And if you think I have a document that
12 might help you refresh your memory or answer a question, ask
13 me about it and if I have it, I'll show you. Do you
14 understand?
15 A. Yes.
16 Q. And will you ask me if you think I might have
17 something that would help you answer?
18 A. Yes.
19 Q. If for some reason you need a short break during
20 the deposition, just let me know, okay?
21 A. All right.
22 Q. Is there any reason that you can't give full and
23 complete responses today?
24 A. No.
25 Q. Are you currently under the influence of alcohol

1 or drugs, either illegal or prescription?
2 A. No.
3 Q. Can you list any medications that you're currently
4 taking?
5 A. Haldol.
6 Q. Is Haldol the only medication you're taking right
7 now?
8 A. Yes.
9 Q. And what is that for?
10 A. I just have an issue.
11 Q. Does the Haldol affect your ability to remember
12 things?
13 A. No.
14 Q. Does it affect your ability to know the truth?
15 A. No.
16 Q. Does it affect your ability to give complete and
17 accurate answers?
18 A. No.
19 Q. Do you have any mental conditions that require
20 ongoing treatment by a doctor?
21 A. No.
22 Q. And, Mr. Moses, I'm not trying to get too much
23 into your business, but I understand that you might have a
24 mental health diagnosis; is that right?
25 A. Yes.

1 Q. What did they diagnose you with?
2 A. They say, I guess, paranoid schizophrenia, I
3 guess.
4 Q. Do you feel like that's an accurate diagnosis?
5 A. No.
6 Q. Are you experiencing any symptoms of paranoid
7 schizophrenia right now?
8 A. No.
9 Q. Are there any other circumstances or issues that
10 would prevent you from giving truthful and complete accurate
11 testimony today?
12 A. No.
13 Q. Okay. Are you feeling all right?
14 A. Yes.
15 Q. Okay. Have you done anything to prepare for your
16 deposition?
17 A. No.
18 Q. Have you looked over your discovery or any other
19 documents?
20 A. No.
21 Q. Have you talked to anyone about your deposition
22 coming up?
23 A. No.
24 Q. And have you been asked by anyone to withhold any
25 information or misrepresent anything?

1 A. No.
2 Q. All right. Let's go ahead and get started in
3 earnest now.
4 Would you state your full name for the record?
5 A. Karon Rashawn Moses.
6 Q. And what is your date of birth?
7 A. 8/25/90.
8 Q. And is it right that you're currently at Central
9 Prison?
10 A. Yes.
11 Q. What's your release date?
12 A. I think it's '23. January '23 right now.
13 Q. January of 2023?
14 A. Yeah.
15 Q. How did you know Coatney Williams?
16 A. We were friends in the neighborhood.
17 Q. Where did you meet him?
18 A. Just out in the neighborhood. No place in
19 particular.
20 Q. And when you say "the neighborhood," what
21 neighborhood are you talking about?
22 A. Seaboard, North Carolina.
23 Q. Did you know Coatney to go by a nickname?
24 A. Tek.
25 Q. Tek. Did you know him to be in a gang?

A. Blood.
Q. Was he in any certain set of Bloods?
A. King VSV.
Q. VSV?
A. BSV.
Q. BSV. What does that stand for?
A. Blood Stone Villain.
Q. What type of involvement did Mr. Williams have with BSV?
A. I don't know. I can't get that far.
Q. Was he a leader?
A. I don't know his rank.
Q. Did he have some rank?
A. I'm not sure.
Q. Did he have people that would do what he said?
A. Not sure.
Q. Okay. What kind of stuff -- you said that you and Mr. Williams were friends. What kind of stuff would you guys do together?
A. We'd just see each other and speak in the neighborhood. You can't even really say we were friends like that.
Q. Did you ever plan to hang out together?
A. No, not really.
Q. Did you guys ever do any crimes together?

1 A. No.
2 Q. Did you ever break in anywhere together?
3 A. No.
4 Q. Where did Mr. Williams live?
5 A. I know the address from the motion of discovery,
6 Blue Trail or something, Blue Jay Trail or something.
7 Q. Is that in Seaboard?
8 A. Yeah.
9 Q. Okay. Where was that in relation to where you
10 lived?
11 A. We normally see each other at the store.
12 Q. Okay. Did you also live in Seaboard?
13 A. Yeah.
14 Q. And when you say "the store," what store is that?
15 A. The pool hall, Cupboard.
16 Q. Were the pool -- were the pool hall and the
17 Cupboard close to each other?
18 A. They're right next to each other.
19 Q. Right next to each other. Were they close to
20 where Coatney lived?
21 A. I guess he can walk there.
22 Q. Okay. Were they close to where you lived?
23 A. I can walk there.
24 Q. Did you know Coatney's girlfriend?
25 A. I heard of her. I don't really know her though.

1 Q. What's her name?
2 A. I think it's Lacey.
3 Q. Do you know what Lacey's last name was? Is?
4 A. No, I met her -- I only seen her like one time.
5 Q. What does she look like?
6 A. She a white -- white girl.
7 Q. What color hair?
8 A. I can't really remember.
9 Q. Was she tall or short?
10 A. I can't really remember.
11 Q. Skinny? Fat?
12 A. She not that skinny. She not that fat.
13 Q. Do you know of any family members that Lacey had?
14 A. No.
15 Q. Do you know where she lived?
16 A. No.
17 Q. Do you know the car that she drove?
18 A. No.
19 Q. Back in 2007, if you wanted to get in contact with
20 Coatney Williams, how would you do that?
21 A. See him around the neighborhood.
22 Q. You would just see him around?
23 A. Yeah.
24 Q. So if there was a reason where you were like, oh,
25 man, I really gotta get up with Coatney, what would you do?

1 A. There's no telling. I guess you just gotta bump
2 into him.
3 Q. Did you ever call him?
4 A. No.
5 Q. Did he have a phone?
6 A. Not sure.
7 Q. When is the last time you had any contact with
8 Coatney Williams?
9 A. County jail 2010.
10 Q. Was that before his trial?
11 A. Yeah.
12 Q. What kind of contact did you have in the jail?
13 A. None really. We slept in the same block before.
14 Q. Did you talk to him while you were there?
15 A. Off and on.
16 Q. What did you talk about?
17 A. I'm not sure. Just everyday things, I guess.
18 Q. Did you talk about the case?
19 A. No.
20 Q. When you saw him in the jail had you already taken
21 your plea?
22 A. No.
23 Q. Did he know you were going to take a plea?
24 A. No.
25 Q. Did you know he was going to go to trial?

1 A. No.
2 Q. Did he know what you had said about the case to
3 law enforcement at that point?
4 A. No.
5 Q. Did you know what he had said about the case to
6 law enforcement?
7 A. Yeah. I think we both had our motion discoveries.
8 Q. Okay. When you saw Coatney in the jail is that
9 after you already had done your talking?
10 A. Yes.
11 Q. Did any contact that you had with Coatney affect
12 what you said to law enforcement?
13 A. No.
14 Q. When is the last time you had any contact with his
15 family?
16 A. None.
17 Q. Do you know his family?
18 A. I know of them. I know some of them.
19 Q. Who do you know?
20 A. Brother, mother, something like that. We're not
21 close, I just know them.
22 Q. You said you were friends with Coatney. Were you
23 friends with anyone else in his family?
24 A. Not really. I wasn't really friends with Coatney
25 like that either, though. We just -- I just know of him.

1 It ain't like I got a thing like that.
2 Q. All right. So it sounds like you guys were cool
3 but only if you bumped into each other?
4 A. Yeah.
5 Q. Okay. Is that -- is that a fair description? I
6 don't want to put words in your mouth.
7 A. Yeah.
8 Q. Okay. Are you afraid of him?
9 A. No.
10 Q. Have you ever been afraid of him?
11 A. No.
12 Q. How do you know Jamal Thomas?
13 A. A codefendant.
14 Q. How did you first meet him?
15 A. School.
16 Q. Were you friends?
17 A. Yeah.
18 Q. Would you and Jamal hang out?
19 A. Sometimes.
20 Q. What kind of stuff would you guys do?
21 A. Drive around. Drive around, just hanging out.
22 Talk.
23 Q. All right. I'm going to tell you a phone number
24 and see if you recognize it, okay?
25 A. Yeah.

1 Q. It's area code (252) 589-9967. (252) 589-9967.
2 A. Was that one of my numbers?
3 Q. I'm asking you --
4 A. I don't know.
5 Q. -- if you recognize it.
6 A. I can't remember. I'm unsure.
7 Q. Okay. Did you know Jamal to go by a nickname?
8 A. Just Mal.
9 Q. Mal. What about Molly?
10 A. Sometimes.
11 Q. Okay. Was Jamal in a gang?
12 A. No.
13 Q. If you wanted to get in contact with Jamal back in
14 2007, what would you do?
15 A. Call him or see him, see him around the
16 neighborhood.
17 Q. What number would you call him on?
18 A. I can't remember.
19 Q. Was it a house phone or cell phone?
20 A. Cell phone.
21 Q. Jamal had a cell phone?
22 A. I think he did.
23 Q. Okay. Did you have a cell phone?
24 A. Yeah.
25 Q. What was your number?

1 A. (252) 578-7754.
2 Q. That was your cell phone back in 2007?
3 A. Yeah.
4 Q. When is the last time you had contact with Jamal?
5 A. We shipped -- we shipped and came to prison
6 together. We (inaudible) in the ship traveling to prison
7 together.
8 Q. Was that in 2010?
9 A. Yeah. When we caught our time.
10 Q. What kind of contact did you have when you were
11 shipped out together?
12 A. We slept in the same block for maybe two days at
13 Pope.
14 Q. What did you guys talk about?
15 A. We didn't really talk that much.
16 Q. No? I mean you just got your time and you weren't
17 talking about it?
18 A. Not really.
19 Q. Did you talk about Coatney at all?
20 A. No.
21 Q. Did you know about the time Coatney got when you
22 and Jamal -- when you and Jamal -- I'm sorry, go ahead.
23 A. So I'm still not sure the time he got. I just
24 know he (inaudible) trial.
25 Q. How do you know Antonio Freeman?

1 A. He stayed in my neighborhood.
2 Q. Is that in Seaboard?
3 A. Yeah.
4 Q. So throughout our time of investigating this case,
5 I've heard people refer to the Seaboard projects. Is that
6 the --
7 A. Yeah.
8 Q. -- is that the neighborhood?
9 A. Yeah.
10 Q. And you and -- or you and Antonio both stayed
11 there?
12 A. Yeah.
13 Q. Okay. Did he go by a nickname?
14 A. YaYo.
15 Q. YaYo. Were you and YaYo friends?
16 A. Yeah. You could say so.
17 Q. What kind of stuff did you do together?
18 A. Just hang out. Go places.
19 Q. Did you know him to be friends with Coatney?
20 A. Say everybody is feeding Coatney, but Coatney
21 don't get around like that.
22 Q. Would you say --
23 A. I'd speak to him.
24 Q. Would you say Antonio was friends with Coatney?
25 A. I guess they was on speaking -- speaking terms.

1 Q. Did you ever know them to do any break-ins
2 together?
3 A. Not that I know of.
4 Q. What about Jamal and Coatney, were they friends?
5 A. I guess they was on speaking terms.
6 Q. Did you ever see them hanging out?
7 A. No.
8 Q. Did you ever know them to do any crimes together?
9 A. No.
10 Q. Did Coatney Williams live in the Seaboard
11 projects, too?
12 A. No.
13 Q. As best as you can, can you describe where he
14 lived in relation to the projects?
15 A. You leave like you going out of town, like you
16 leaving out of town.
17 Q. I mean you don't need to give me turn for turn
18 directions, but like was he close? Could you walk there?
19 A. There's really no sidewalks. Really it a chance
20 you can walk there, but not really though.
21 Q. Did he hang --
22 A. No sidewalks.
23 Q. Okay. Did he hang out at the projects?
24 A. I guess so. He hung at Sheed house sometime.
25 Q. Coatney would hang out at Sheed's house?

A. Yeah.
Q. Who is Sheed?
A. A guy that stayed in the neighborhood.
Q. What's his full name, do you know?
A. Rasheed Alston, I think.
Q. Okay. Were you friends with him, too?
A. Not really. I've been over to his house before.
Q. Okay. Have you ever been to Coatney Williams' house?
A. Not since I was a kid.
Q. You were there when you were a kid?
A. Yeah.
Q. Was it the house on Bluebird -- what did you tell me the street was called?
A. I think it's Blue -- Blue Trail, Blue Jay Trail or something. Blue Trail.
Q. Blue Jay Trail. Is that the house that you went to?
A. No.
Q. Okay. Was that a trailer out there --
A. Yeah.
Q. -- on Blue Jay Trail? Okay. Okay.
Back to Mr. Freeman, Antonio Freeman. How would you get in contact with him if you needed you?
A. Call his phone. Go over to his house. See him in

1 the neighborhood.
2 Q. Would you call him on a cell phone or a house
3 phone?
4 A. Cell phone.
5 Q. What was his number?
6 A. I can't remember.
7 Q. When is the last time you had any contact with
8 Antonio Freeman?
9 A. County jail.
10 Q. Was that in 2010?
11 A. Yeah.
12 Q. What kind of contact did you have in the jail?
13 A. We used to talk to each other. I was in the block
14 with him before.
15 Q. What did you talk about?
16 A. Everyday things. Not really the case, just --
17 just -- just talking in general.
18 Q. Was that before you took your plea?
19 A. Yeah.
20 Q. Was it before he took his plea?
21 A. Yeah.
22 Q. Did you guys talk about whether or not you were
23 going to go to trial or take a deal?
24 A. Not really.
25 Q. Did you guys talk about whether or not you would

1 testify against some of the codefendants?
2 A. No.
3 Q. Did you guys talk about Coatney?
4 A. No.
5 Q. Did Antonio Freeman see Coatney in the jail?
6 A. I think they was always separated. I think he --
7 they could see each other at the door though, talk through
8 the trial.
9 Q. Are you aware them ever doing that?
10 A. Not really.
11 Q. When you say "not really," what does that mean?
12 A. I didn't really see them do it, like actually talk
13 to each other like that.
14 Q. Okay. When was the last time you had contact with
15 Jamal Thomas?
16 A. When we shipped to prison together.
17 Q. That's right. Okay. Have you had any contact
18 with Jamal Thomas's family?
19 A. No.
20 Q. How about Antonio Freeman's family?
21 A. No.
22 Q. Did those guys know you by a nickname?
23 A. Not really just my first name.
24 Q. They just called you Karon?
25 A. Yeah.

1 Q. Back in 2007, at the time of this case, were you
2 in a gang?
3 A. No.
4 Q. Was Antonio Freeman in a gang?
5 A. No.
6 Q. Are you in a gang now?
7 A. No.
8 Q. Have you ever been?
9 A. Yes.
10 Q. What gang were you in?
11 A. Blood.
12 Q. What set?
13 A. G-Shine and Nine Trey.
14 Q. Are G-Shine and Nine Trey two different sets?
15 A. Yes.
16 Q. You were in both of them?
17 A. Yes.
18 Q. At different times or the same time?
19 A. Different times.
20 Q. When did you get in G-Shine?
21 A. In June 2014.
22 Q. So that's while you've been in prison?
23 A. Yeah.
24 Q. And when did you get out of G-Shine?
25 A. I did maybe 2000- -- December 2015.

1 Q. Why did you get out?
2 A. I got tired of it, I guess.
3 Q. Okay. Why did you get in?
4 A. I don't know. I guess something I wanted to do.
5 Q. What about Nine Trey, when did you become Nine
6 Trey?
7 A. Maybe October -- no, maybe December 2010, I mean
8 -- yeah, 2010.
9 Q. Were you in jail when you started Nine Trey?
10 A. No. In prison.
11 Q. You were in prison. Which prison?
12 A. Yeah. Foothills.
13 Q. Okay. And when did you get out of Nine Trey?
14 A. Sometime in 2012.
15 Q. If I say -- if I say UBN, what does that stand
16 for?
17 A. United Blood Nation.
18 Q. Is that the same as being Blood, it's just a
19 shorter way of saying it?
20 A. Yeah.
21 Q. Okay. Now, was BSV, was Coatney set -- cool with
22 Nine Trey?
23 A. Not really sure.
24 Q. Was BSV cool with G-Shine?
25 A. Not sure.

1 Q. Where those sets related to any certain
2 neighborhoods or anything like that?
3 A. No.
4 Q. Was there a certain set that kind of was at the
5 Seaboard projects?
6 A. No.
7 Q. Okay. I'm going to try and summarize. If I get
8 this wrong, I need you to correct me, okay? But it sounds
9 like you have only been Blood since you have been in prison;
10 is that correct?
11 A. Yes.
12 Q. But Coatney was Blood back out in the world?
13 A. Yes.
14 Q. Okay. I just want to make sure that I understood
15 that.
16 If someone wanted to get in contact with you back
17 in 2007, how would they do it?
18 A. Call my phone and stop by my house.
19 Q. Is that that phone, the number you told me a few
20 minutes ago?
21 A. Yeah.
22 Q. Okay. Did you know Tacoma Davis?
23 A. I think I went to school with him. I'm not really
24 sure. He's a grade under us, I think. I never really seen
25 him in school. I know he around my age, though.

1 Q. Did he go by a nickname?
2 A. I think Comy or something. Tacom. I'm not really
3 sure about it.
4 Q. Did you know him to be in a gang?
5 A. I think he Blood or something. I'm not sure.
6 Q. What makes you think that?
7 A. I think he was.
8 Q. What -- what makes you think he was?
9 A. I'm not sure he's like really in or was he just
10 repping or not.
11 Q. Okay. He would just hang out with those guys?
12 A. I guess he was just repping. I'm not sure he
13 really official or not.
14 Q. All right. When you say "repping," does that mean
15 he's got colors?
16 A. You know like how he's throwing it up or something
17 like that.
18 Q. Okay. I'm sorry, I'm going to have to ask you to
19 explain what storming (sic) up means.
20 A. Like throwing -- like throwing up -- he'd be like
21 throwing up Blood in general.
22 Q. Like hand signs?
23 A. Yeah.
24 Q. Okay. Got you. Okay.
25 Was he BSV?

A. Nah, no.
Q. Did Tacoma know Coatney?
A. Not sure.
Q. Did you know Tacoma's mom, Mary Davis?
A. No.
Q. Did you know Erel Jordan?
A. I went to school with him.
Q. Did he have a nickname?
A. No. Just Erel.
Q. Was Erel in a gang?
A. I don't think so.
Q. Did you know Jennifer Williams?
A. No.
Q. Do you know who that is now?
A. I -- I -- yeah. I know from the motion, I guess.
Q. Who is Antwanna Lee?
A. Who?
Q. Antwanna Lee. A girl. She might have also gone by Twanna.
A. Oh, you talking about Twann. Yeah, I know who you're talking about.
Q. Who is that?
A. Tacoma girlfriend. Old girlfriend.
Q. As she Tacoma's girlfriend at the time this all went down?

A. Not really sure.

Q. Did she ever date anyone else who was involved in this case?

A. Not sure.

Q. Did she ever mess around with anybody else who was involved in this case?

A. Not sure.

Q. Was there ever any talk about her messing around with anybody else who was involved in this case?

A. Not that I heard of.

Q. Did you ever talk to Tacoma -- to Tacoma about Antwanna Lee?

A. No.

Q. All right. I want to take you back to December 29, 2007. That's the date this all went down. Can you just briefly tell me what happened that day?

A. Me, Mal, and YaYo sitting in Mal car. Mal started the car up and drove off. When he got to the house, he asked if we wanted to go in. We were like, Yeah. We don't care. So we went in the house.

Q. When you were sitting in Jamal's car, whose idea was it?

A. Jamal.

Q. Jamal. It was Jamal's idea to go to Tacoma's house?

1 A. Yeah. He was driving.
2 Q. Who first brought it up?
3 A. He did.
4 Q. Why?
5 A. I don't know. I guess he like breaking and stuff,
6 breaking B&Es and stuff.
7 Q. He used to --
8 A. He was already into that type of thing.
9 Q. He used to do that a lot?
10 A. I guess you can say so.
11 Q. Okay. Had you done any -- have you done any B&Es
12 before?
13 A. Not really.
14 Q. I'm not asking you to get into any details about
15 it, but that's a yes or no question. Have you done B&Es
16 before?
17 A. Yes.
18 Q. With these guys?
19 A. No.
20 Q. With Coatney?
21 A. No.
22 Q. Okay. Why that particular house?
23 A. Not sure.
24 Q. Was it because it was Tacoma's house?
25 A. No.

1 Q. How did you all know where Tacoma lived?
2 A. Through Jamal.
3 Q. Did breaking into Tacoma's house have anything to
4 do with membership in a gang?
5 A. No.
6 Q. Was there some kind of beef with Tacoma?
7 A. No.
8 Q. Was there any deal with Tacoma about fighting over
9 a girl?
10 A. No.
11 Q. I'm going to read to you just one sentence, or
12 maybe a couple of sentences, but I'm going to read to you a
13 short part of what has already been marked as Exhibit 23.
14 This is a statement that Jamal Thomas gave to law
15 enforcement. Okay. So I'm going to read you just a
16 sentence of it or a couple sentences.
17 "Me, YaYo" -- this is -- this is on page 1 of 8 of
18 Exhibit 23, Jamal's statement. It says, "Me, YaYo, Karon
19 Moses was in Seaboard project around 8 or 9:00 p.m. YaYo
20 and Karon said they had a lick. Karon asked me if I knew
21 Tacoma. YaYo said, 'Who, the one that hang with Erel?'.
22 YaYo said to Karon, 'What the hell he do to you?' And Karon
23 said, 'He tried to shine on me.' Karon said, 'And I know
24 where he stay at.'"
25 So that's part of what Jamal told law enforcement.

1 Is that true?
2 A. That's a lie.
3 Q. What about it is a lie?
4 A. The whole thing. We didn't never chill in the
5 projects anyway. We met up at the store.
6 Q. So when you -- when you were sitting in the car
7 talking about this, you were in at the store?
8 A. We wasn't even talking about it really. It just
9 happened out of the blue.
10 Q. All right. I'm going to come back to that in just
11 a minute. I want to ask you just a little bit more about
12 this statement from Jamal.
13 What does that mean where it says "Karon said he
14 tried to shine on me"? What does that mean shine on you?
15 A. I don't know.
16 Q. So I -- I understand you're telling me that this
17 is not true, but just -- just in general what would it mean
18 if you were like that dude is trying to shine on me?
19 A. I guess it mean trying to show you up, I guess.
20 Q. Show you up. Okay.
21 So -- so that night you're sitting in Jamal's car.
22 Where is Jamal's car?
23 A. Parked at the Cupboard.
24 Q. Parked at the Cupboard?
25 A. Yeah.

1 Q. And who all was in the car?
2 A. Me and (inaudible).
3 Q. Anybody else?
4 A. No.
5 Q. Was there anybody else outside the car that you
6 knew?
7 A. Probably was, but not really. Not in the room.
8 Q. Did you see Coatney at the Cupboard?
9 A. No.
10 Q. Did you ever have somebody hit Tacoma at school?
11 A. No.
12 Q. Is there a reason why anybody would say that you
13 had some kind of beef with Tacoma and had somebody hit him?
14 A. No.
15 Q. All right. So I want -- I want to go back to the
16 three of y'all sitting in that car. How did the
17 conversation first come up about doing this break-in?
18 A. We drove to the location first.
19 Q. You drove out there before you ever talked about
20 what you might do?
21 A. Yeah.
22 Q. What were you wearing?
23 A. Just normal clothes.
24 Q. What do you mean by that?
25 A. Whatever I had on that day.

1 Q. Do you remember what you were wearing? Do you
2 remember what you were wearing?
3 A. Not really.
4 Q. What was Jamal wearing?
5 A. Can't really remember.
6 Q. Did you know Jamal to ride four-wheelers a lot?
7 A. Yeah.
8 Q. Did he have special clothes for riding
9 four-wheelers?
10 A. Not sure.
11 Q. What was Antonio wearing?
12 A. I'm not sure.
13 Q. So what happened then when you drive out there,
14 then what?
15 A. We seen she was home. Then he was like, Do y'all
16 want to go in anyway?
17 Q. Who said that?
18 A. Jamal.
19 Q. Well, I feel like I'm missing a piece here. I
20 don't want to put words in your mouth, but I feel like I'm
21 missing something. You just drive out there and you see
22 somebody is home, and he says, Do you want to go in anyway?
23 It -- it feels like there had to be some conversation to
24 lead up to that. Do you know what I'm saying?
25 A. No. There really wasn't no conversation.

1 Q. Did you know, like even if nobody said anything,
2 did you kind of just know what you were going out there for?
3 A. Not really.
4 Q. So what happened when Jamal said, Do you want to
5 go in anyway?
6 A. We was like, Yeah. We didn't care.
7 Q. Who went in?
8 A. Me, Mal, YaYo.
9 Q. All three of you went in?
10 A. Yeah.
11 Q. Well, what would you do if someone saw -- like you
12 saw somebody was home. Were you afraid that she would
13 recognize you?
14 A. No. I used one of Jamal's masks.
15 Q. You had a mask on?
16 A. I got it from Jamal.
17 Q. Did Jamal have a mask on?
18 A. I think he did.
19 Q. What about Antonio?
20 A. I think he did, too.
21 Q. Well, what -- where did Antonio get his mask?
22 A. I'm not sure.
23 Q. What about Jamal, where did he get his mask?
24 A. I'm not sure. Somewhere in the car, I guess.
25 Q. So Jamal just had these masks in his car?

A. I guess so, yes.
Q. So when the three of you went inside the house, were you afraid that she might recognize your voices?
A. No.
Q. Why not?
A. I didn't know her.
Q. Did you do anything to disguise your voice?
A. No. I didn't.
Q. Did anybody try to disguise their voice?
A. YaYo seemed like it to me.
Q. YaYo was doing that?
A. Yeah.
Q. And that's Antonio Freeman?
A. Yeah.
Q. Okay. Why did you think there would be money at that house?
A. I was just going along.
Q. Why did anybody else think there would be money there?
A. Not really sure.
Q. Did you know Tacoma to be somebody that had a lot of money?
A. Not really.
Q. When was the first time you heard about the idea of breaking into Tacoma's house?

1 A. When we got there.
2 Q. When was the first time you heard about the idea
3 about breaking into Tacoma's house?
4 A. When we got there.
5 Q. You never heard about it until you were actually
6 at the house?
7 A. No.
8 Q. Did Jamal and Antonio talk about it before you got
9 there?
10 A. Not sure.
11 Q. Did Antonio seem surprised when you got to the
12 house and Jamal was like, okay, let's break in?
13 A. Not sure. Not really.
14 Q. Did anybody ever talk to Coatney about this crime
15 before it happened?
16 A. No. I'm not sure.
17 Q. Who is DeAngelo (phonetic) Mason?
18 A. A person in our neighborhood. Well, he stayed in
19 Margarettsville.
20 Q. Was he about your age?
21 A. I think about two, three years older than me.
22 Q. Okay. Were you friends with him?
23 A. I mean we'd see each other.
24 Q. Was Jamal friends with him?
25 A. I'm not really sure. I guess they'd speak -- you

1 know, speak to each other.
2 Q. Was -- was Antonio friends with him?
3 A. I'm not really sure.
4 Q. Did DeAngelo Mason know anything about this
5 break-in?
6 A. No, not that I know of.
7 Q. Is there a reason why someone would think that
8 Jamal Thomas and DeAngelo Mason did it?
9 A. Not that I know of.
10 Q. Are you aware of any of your codefendants calling
11 Tacoma sometime close to the crime either before or after?
12 A. No.
13 Q. Are you aware of any of your codefendants calling
14 Erel sometime before or after or close to the crime?
15 A. No.
16 Q. Were any of your codefendants friends with Tacoma?
17 A. I guess we all speak to each other, I guess.
18 Q. Were any of your friends -- were any of your
19 codefendants friends with Erel?
20 A. I guess they'd speak to him.
21 Q. All right. Again, I don't want to put words in
22 your mouth, but it sounds like you were cool with those
23 guys, Erel and Tacoma?
24 A. No, not really. We never hung out or nothing, but
25 if I see him, I speak to him, though. But we never hung

1 out. We never did anything together.
2 Q. What --
3 A. We'd talk to each other on the phone.
4 Q. And what does it mean you would speak to them?
5 Like --
6 A. It was --
7 Q. -- were they nice words or were they fighting
8 words? Like what kind of things were you speaking?
9 A. Nice words.
10 Q. Okay. Then why would you do that to Tacoma's
11 house?
12 A. I don't know.
13 Q. Did you know it was Tacoma's house when you were
14 there?
15 A. Not really.
16 Q. Well, that's a yes or no question.
17 A. No.
18 Q. At what point did you find out that was Tacoma's
19 house?
20 A. It was like, I guess, when I was in there or after
21 the fact.
22 Q. Did Antonio Freeman know that was Tacoma's house?
23 A. Not sure.
24 Q. Did Jamal Thomas know that was Tacoma's house?
25 A. Not sure.

1 Q. Did Coatney Williams know that was Tacoma's house?
2 A. Not sure.
3 Q. Did Coatney Williams know you guys were going
4 there?
5 A. Not sure. Not that I know.
6 Q. I'm sorry, could you say that one more time?
7 A. No. Not sure.
8 Q. Who is Angela Williams?
9 A. I don't know who that is.
10 Q. Did you know a white lady that lived somewhere
11 behind the Seaboard projects?
12 A. I think I know who you're talking about.
13 Q. Was her name Angela Williams?
14 A. Not sure. I don't know.
15 Q. Did you ever go to her house?
16 A. Yes. I think maybe once or twice.
17 Q. What did you do there?
18 A. Sheed was staying over there.
19 Q. Who was staying there?
20 A. Sheed.
21 Q. Is that Rasheed Alston you told me about earlier?
22 A. Yeah.
23 Q. Okay. So you went to Angela Williams' house to
24 see Rasheed Alston?
25 A. Yeah. I was with some more people, I think.

1 Q. Okay. Did -- why was -- why was he staying there?
2 A. Not sure.
3 Q. Was that his girlfriend?
4 A. Not sure. I don't think so.
5 Q. How old was she?
6 A. I think she was an older lady.
7 Q. Older than you?
8 A. Yeah.
9 Q. When you -- when you say "older," can you put a
10 number on that, a ballpark number?
11 A. Maybe 30 something, 40.
12 Q. Okay. Did you ever hear about anybody ever
13 breaking into her house?
14 A. I seen it in my motion of discovery.
15 Q. What did you see?
16 A. About Jamal breaking in the house.
17 Q. Do you know if that's true, if Jamal --
18 A. No.
19 Q. -- if Jamal broke in her house?
20 A. Don't know if it's true or not.
21 Q. Other than seeing it in your discovery, had you
22 ever heard about anybody breaking in her house?
23 A. No.
24 Q. Have you ever heard about anything being stolen
25 from her?

1 A. No.
2 Q. Any guns going missing from her house?
3 A. No.
4 Q. Did you ever hear about Jamal Thomas doing a
5 break-in where he tried to make it look like Coatney
6 Williams did it?
7 A. I'm not sure.
8 Q. Would Jamal Thomas have a reason to try and do
9 that and make it look like Coatney did a break-in?
10 A. I'm not really sure.
11 Q. Why would someone say that?
12 A. I don't know.
13 Q. Did you ever hear about Antonio knowing about
14 Jamal doing a break-in and trying to make it look like it
15 was Coatney?
16 A. Not -- no, I'm really not sure.
17 Q. Would Antonio have a reason to say that?
18 A. Not that I know of.
19 Q. Did you ever hear about a plan to steal guns from
20 that white lady behind the projects?
21 A. No.
22 Q. Is there a reason Coatney would say Jamal wanted
23 to steal guns from her?
24 A. No.
25 Q. All right. I'd like to know a little bit more

1 about Rasheed Alston. I know -- you already told me that he
2 lived in the neighborhood, but who is he?
3 A. I don't know.
4 Q. Can you describe him?
5 A. Tall, dark-skinned, with dreads.
6 Q. How old is he?
7 A. 20. He was in his 20 something then.
8 Q. A little bit older than you?
9 A. Yeah.
10 Q. Did he live on the same street as you?
11 A. No. He lived in the back.
12 Q. Did he live on the same street as Antonio?
13 A. Yes.
14 Q. How close to Antonio did he live?
15 A. Two houses down.
16 Q. Did you know Rasheed Alston to have a shotgun?
17 A. No.
18 Q. Have you ever heard about Rasheed Alston having a
19 shotgun?
20 A. Never seen one.
21 Q. Okay. I know you just said you've never seen one.
22 Never seeing one and never hearing about one are different.
23 Did you ever hear --
24 A. Never heard about it.
25 Q. -- did you ever hear about him having a shotgun?

1 A. No.
2 Q. Did he have anything to do with the shotgun that
3 was used in this case?
4 A. Not that I know of.
5 Q. Is there a reason someone might think that Rasheed
6 Alston provided the shotgun to you guys?
7 A. No.
8 Q. Is there a reason Coatney Williams would think
9 that Rasheed Alston gave you the shotgun?
10 A. I don't know.
11 Q. Is there reason Coatney Williams would say that
12 Rasheed Alston gave you the shotgun?
13 A. Not that I know of.
14 Q. Was bringing a shotgun always going to be part of
15 the plan to break in the house?
16 A. I guess you could say Mal keep his gun in the car,
17 so it was already there.
18 Q. What does "double O banger" mean?
19 A. Not sure. I take it for a gun.
20 Q. Have you ever heard of that term before?
21 A. I guess he was talking about a gun.
22 Q. What I see the term "double O banger," I think of
23 a double barrel shotgun; is that right?
24 A. Yeah. I'm thinking of a gun, too.
25 Q. Would you describe the gun that was used in this

1 case as a double O banger?
2 A. No. It wasn't a double barrel.
3 Q. It was a single barrel?
4 A. Yeah.
5 Q. What color was it?
6 A. It was all black.
7 Q. When did you first see that gun?
8 A. When I popped the trunk. I think it was in the
9 trunk. He pulled it out.
10 Q. Where were you when that happened?
11 A. Parked across the street from Tacoma house.
12 Q. Had you ever seen that gun before?
13 A. No.
14 Q. That was the first time you ever saw it?
15 A. Yeah.
16 Q. Did you know Jamal had a shotgun?
17 A. I guess so. I'm not really sure.
18 Q. Where did it come from?
19 A. Not sure.
20 Q. Where did Jamal get it?
21 A. Not sure.
22 Q. When did Jamal get it?
23 A. Not sure.
24 Q. So when you showed up and you parked across the
25 street were you surprised when you got there and it was

1 suggested that you break in?
2 A. Not really.
3 Q. Were you scared?
4 A. No.
5 Q. Why not?
6 A. I don't know.
7 Q. Were you surprised when Jamal pulls out a shotgun?
8 A. No.
9 Q. Were you scared?
10 A. No.
11 Q. Why not?
12 A. Not really sure.
13 Q. I mean to go from driving around to breaking in a
14 house to pulling out a shotgun, shit's getting serious real
15 fast there it sounds like.
16 A. Yeah, it is.
17 Q. That didn't surprise you at all?
18 A. Not really.
19 Q. Now, you're smiling a little bit. Why are you
20 smiling?
21 A. I guess I was trying to be tough, I guess.
22 Q. Okay. Who would know where that shotgun came
23 from?
24 A. Not sure.
25 Q. Did Jamal ever talk about getting a shotgun?

1 A. Not really.
2 Q. Did he ever tell you he wanted to get a gun?
3 A. Not really.
4 Q. Did you have a gun?
5 A. No.
6 Q. Did Antonio have a gun?
7 A. No.
8 Q. And I'm not -- I'm not talking about this night,
9 I'm just talking about in general. Did you have a gun?
10 A. No.
11 Q. Did -- did Antonio?
12 A. No.
13 Q. Have you ever seen any of these guys with a gun
14 before?
15 A. No.
16 Q. So you never -- you had never seen Jamal with a
17 gun and you had never heard Jamal talk about a gun; is that
18 right?
19 A. After the date, yeah.
20 Q. After. Okay. What did you hear after the date?
21 A. I just saw -- I seen him with a gun after that.
22 Q. What kind of gun?
23 A. I think it was a .40 or something.
24 Q. What's a .40?
25 A. .40 caliber.

1 Q. Is that a pistol or a long gun?
2 A. Pistol.
3 Q. Had you ever seen Jamal with a shotgun again after
4 this day?
5 A. No.
6 Q. Did you ever see Antonio with a shotgun after this
7 day?
8 A. No.
9 Q. Did you ever hear Jamal talk about having a
10 shotgun after this day?
11 A. No.
12 Q. Did you ever hear Antonio talk about a shotgun
13 after this day?
14 A. No.
15 Q. Did you ever hear anything about Jamal getting a
16 gun from his aunt?
17 A. No.
18 Q. Did you ever hear anything about Jamal having a
19 gun at his grandma's house?
20 A. Not really.
21 Q. What do you mean by "not really"?
22 A. I don't know where he keep them at.
23 Q. Did he have a house where he kept a stash of guns?
24 A. Not sure.
25 Q. Did you know him to have more than one gun?

A. I guess so.
Q. What other gun --
A. I never seen them.
Q. What other guns did you know him to have?
A. I never see them.
Q. Then why do you -- what makes you think he had more than one gun?
A. The way he used to talk.
Q. What did he say that made you think that?
A. That he had different guns.
Q. Did he tell you what kind of guns?
A. No.
Q. Did you have those conversations before this crime?
A. Not -- not really sure.
Q. What happened to the shotgun when you all left the house when you left --
A. Not sure.
Q. -- Tacoma Davis's house?
A. Not sure.
Q. Who was carrying it?
A. During the robbery?
Q. During the robbery.
A. I was.
Q. Anybody else?

1 A. Antonio Freeman.
2 Q. Anybody else?
3 A. No.
4 Q. Who carried the gun out of the house?
5 A. Antonio Freeman.
6 Q. What did he do with it?
7 A. I guess he put it back in the car, I guess.
8 Q. Where is the last place you saw that gun?
9 A. At the robbery that night.
10 Q. Okay. I'm going to need you to be a little more
11 specific than that. You said you saw -- did you see Antonio
12 carry it out of the house to the car?
13 A. I'm not really sure.
14 Q. Did you see the gun in the car after the robbery?
15 A. Not really. Not really sure.
16 Q. All right. I'm sorry, but -- when you say "not
17 really," I'm going to need a yes or no because that's a yes
18 or no question. Did you see the gun in the car that night
19 after the robbery?
20 A. I don't think so.
21 Q. Okay. When -- when you say you don't think so, do
22 you remember whether you saw it or not?
23 A. No.
24 Q. Okay. Did you ever hear anything about the
25 Seaboard Police Department getting broken into?

1 A. No.
2 Q. In 2007?
3 A. I carried the gun out of the house that night.
4 Q. You carried the gun out of the house that night?
5 A. Yeah.
6 Q. Did you just remember that?
7 A. Yeah.
8 Q. Okay. What did you do when you carried the gun
9 out of the house?
10 A. I put it in the car.
11 Q. Where did you put it in the car?
12 A. In the front seat with me.
13 Q. Were you in the passenger's side?
14 A. Yes.
15 Q. When is the last time you saw that gun?
16 A. I think when I left it with Mal.
17 Q. You left it with Jamal?
18 A. Yeah.
19 Q. In his car or somewhere else?
20 A. In his car.
21 Q. Is the last time you saw that gun that night?
22 A. Yeah.
23 Q. Did you ever have any conversations about what
24 would happen with that gun?
25 A. No.

1 Q. You never talked about it?
2 A. No.
3 Q. This gun that was shot during a crime that you've
4 been handling all -- you know, you at least were holding at
5 some point, were you concerned at all about a gun that was
6 used in a crime that might have your fingerprints or DNA on
7 it?
8 A. No.
9 Q. You didn't talk about anything that should happen
10 with that gun?
11 A. No.
12 Q. Did Jamal talk about anything that should happen
13 with that gun?
14 A. No.
15 Q. Did anybody -- did you ever hear anybody have any
16 conversation about what should happen with that gun?
17 A. No.
18 Q. Did you ever hear anybody have any conversation
19 about what did happen with that gun?
20 A. No.
21 Q. Where is that gun right now?
22 A. Not sure.
23 Q. What do you know about the Seaboard Police
24 Department getting broken into?
25 A. I'm not sure.

1 Q. Have you ever heard about that happening?
2 A. I think so.
3 Q. Where did you hear about it?
4 A. I can't really remember.
5 Q. Were people talking?
6 A. Not really.
7 Q. What did you hear?
8 A. It just got broke into.
9 Q. Who told you that?
10 A. I can't really remember.
11 Q. What did you think when you heard it got broken
12 into?
13 A. I didn't really care.
14 Q. You didn't care?
15 A. No, not really.
16 Q. Was anybody bragging about that?
17 A. No.
18 Q. Did anybody think it was funny?
19 A. No. I guess not.
20 Q. What was taken from the police department?
21 A. Not sure.
22 Q. Did you ever hear anything about what got stolen
23 from there?
24 A. No.
25 Q. Did Coatney Williams have anything to do with that

1 break-in?
2 A. Not sure.
3 Q. Did you ever hear him talk about it?
4 A. No.
5 Q. Did you ever hear his name come up when anybody
6 else talked about it?
7 A. No.
8 Q. When is the last time you saw Coatney Williams
9 before this crime?
10 A. Not sure.
11 Q. If you go back to that day, December 29, 2007,
12 what time was it when you saw Jamal and Antonio at the
13 Cupboard?
14 A. I'm not sure. I know it was dark.
15 Q. It was dark?
16 A. Yeah.
17 Q. So if you go back earlier that day, what did you
18 do that day before then?
19 A. I'm not sure.
20 Q. Did you see Coatney that day?
21 A. No.
22 Q. Did you see Coatney the day before?
23 A. No.
24 Q. How often would you see Coatney?
25 A. I don't know. It'd be a while. I don't know. I

1 don't see him every day, I guess.
2 Q. You don't see him every day?
3 A. No.
4 Q. Did you see him every week?
5 A. Not really every week neither.
6 Q. You saw him less than once a week?
7 A. Maybe a month.
8 Q. Once a month?
9 A. If that.
10 Q. Okay. So it sounds like you didn't see him very
11 often?
12 A. No.
13 Q. Where was the last time you saw Coatney Williams
14 before this crime?
15 A. Maybe at the pool hall, I guess. I can't
16 remember.
17 Q. Okay. Where was he during this crime?
18 A. Don't know.
19 Q. Have you ever heard him talk about where he was
20 during this crime?
21 A. I think he was in Philly. I saw it in my motion
22 is all or something.
23 Q. Is that just what you saw in your discovery?
24 A. I think so.
25 Q. Do you know if he was in Philly?

1 A. Not sure.
2 Q. After the robbery, are you aware of any of your
3 codefendants calling Coatney Williams?
4 A. No.
5 Q. Did you ever hear about either of your
6 codefendants calling him?
7 A. No.
8 Q. Did you ever hear about either of your
9 codefendants telling him about what went down?
10 A. No.
11 Q. All right. So that night when you were at the
12 Cupboard, is that where you first met him up with Jamal and
13 Antonio or were you hanging out with them earlier?
14 A. I think it was when we first met up.
15 Q. Was there a reason you met up with them that
16 night?
17 A. No. We were just hanging together.
18 Q. Who else was around?
19 A. Nobody really.
20 Q. Who had the gun?
21 A. Huh?
22 Q. Who had the shotgun?
23 A. It was already in the car.
24 Q. Did anybody have any other guns?
25 A. No.

1 Q. Did anybody have a knife?
2 A. Not sure.
3 Q. Who was driving?
4 A. Jamal.
5 Q. What car?
6 A. A black Honda.
7 Q. Was that Jamal's car?
8 A. He drive it. I think it's his.
9 Q. Okay. It's a car that he would regularly drive?
10 A. Yeah.
11 Q. Gotcha. Okay.
12 What happened when you first got there to Tacoma
13 Davis's house?
14 A. Seen she was home. And Mal went and parked his --
15 parked across the street. And he asked us if we still want
16 to go in.
17 Q. Why would he think that you guys would be cool
18 with that?
19 A. I don't know.
20 Q. You told me earlier that Jamal had done a lot of
21 B&Es or had done some B&Es before. You told me that you had
22 done some B&Es before. Had Antonio ever done any B&Es?
23 A. I'm not sure.
24 Q. I can appreciate that you don't want to get
25 anybody in trouble and I'm not asking for details, but do

1 you know whether or not Antonio had ever done any B&Es
2 before this night?
3 A. I think he had a record already.
4 Q. Okay. Had you guys ever done anything like that
5 together?
6 A. No.
7 Q. All right. So you get there. You see Mrs. Davis
8 is in the house. Jamal says do you still want to go in.
9 What happens next?
10 A. We get out the car and go to the house.
11 Q. Then what?
12 A. I go to the door, kick the door.
13 Q. Then what?
14 A. We go inside.
15 Q. Did you kick the door open?
16 A. I shot it then kicked it.
17 Q. What happened to the phone line?
18 A. I cut it.
19 Q. You did all that?
20 A. Yeah.
21 Q. What were Jamal and Antonio doing while you were
22 doing all that?
23 A. Right there with me.
24 Q. All right. So what happened when you kicked the
25 door in?

1 A. We go inside and find them.
2 Q. Then what?
3 A. Then I gave the shotgun YaYo.
4 Q. Then what?
5 A. I come and go back outside.
6 Q. Why did you give the gun to YaYo?
7 A. I guess I didn't want to hold her down with it, I
8 guess.
9 Q. You said you didn't want to hold her down with it?
10 A. Yeah. I guess so. I just gave it to him.
11 Q. Why did you go back outside?
12 A. To wait.
13 Q. Why didn't you want to be inside?
14 A. I really didn't want anyone that was in there like
15 that.
16 Q. Were you scared when you got in there and saw her?
17 A. Not really.
18 Q. What was Jamal doing when you gave the shotgun to
19 Antonio?
20 A. Standing around.
21 Q. Standing around where?
22 A. In the room, the same room with us.
23 Q. Were you in the same room with Ms. Davis?
24 A. With who?
25 Q. Mary Davis, Tacoma's mom.

A. Yeah.
Q. Were all three of you in the room with her at one time?
A. Yeah. When we first went in.
Q. Did she see -- did she see you?
A. Yes.
Q. Did she see Antonio?
A. Yes.
Q. Did she see Jamal?
A. Yes.
Q. All right. So what happened, when you gave the shotgun to Antonio and you went outside to wait, what happened next?
A. I kind of go back in, go back in the house, just stood around to see what was going on. I'd leave back out again.
Q. What was going on?
A. Mal was looking for stuff in the house in Mary room.
Q. Jamal was looking for stuff in her room?
A. Yeah.
Q. What was she doing?
A. She was laying on the floor.
Q. What was Antonio doing?
A. He had the shotgun over her.

1 Q. What happened next?
2 A. I leave out, go back outside. Then I go back in
3 again. Antonio made her take her clothes off.
4 Q. Then what?
5 A. He got on top of her.
6 Q. Antonio got on top of her?
7 A. Yeah.
8 Q. What happened next?
9 A. I go back outside and a car pulled up. So I go
10 back in through the front door. And I go back and I get the
11 shotgun from -- from YaYo and I tell them it's time to go.
12 Somebody outside. So we leave out.
13 Q. Where was Jamal at that time?
14 A. Can't really remember.
15 Q. Where was Antonio when you went and told him it
16 was time to go?
17 A. On top of Ms. Davis.
18 Q. So you go in and you say it's time to go. Then
19 what happens next?
20 A. I get the shotgun and we go outside.
21 Q. When you say "we," is that all three of you?
22 A. I think Mal was already out there by that time.
23 Q. Okay. Then what?
24 A. Then we left.
25 Q. Did anybody shoot the shotgun when you were

1 outside?
2 A. I shot it. I shot it.
3 Q. You shot it?
4 A. On the porch.
5 Q. Did you shoot it at Erel Jordan?
6 A. Yeah.
7 Q. Did you know it was Erel Jordan?
8 A. No.
9 Q. Where was Antonio when you shot?
10 A. Still in the house coming out.
11 Q. Where was Jamal when you shot?
12 A. Pulling the car up.
13 Q. What happened after that, after the shot?
14 A. I run to the car. We get in the car and leave.
15 Q. Did you have anything else with you when you ran
16 to the car?
17 A. No.
18 Q. What did Jamal take out to the car when he came
19 out?
20 A. Not really sure.
21 Q. What did Antonio take out?
22 A. Not sure.
23 Q. Okay. All right. So you all get into the car and
24 you start to leave. What happened next?
25 A. A car -- a car pulled up behind us.

1 Q. Then what?
2 A. Mal pulled in somebody driveway. Antonio get out
3 and shoot the back window out.
4 Q. Why did he shoot at that car?
5 A. I guess because they were following us.
6 Q. How do you know it was following you and not just
7 somebody driving down the road?
8 A. I guess 'cause Jamal pulled in the driveway, I
9 guess.
10 Q. What did the car do when Jamal pulled in the
11 driveway?
12 A. It go past, turned around and come back.
13 Q. What did Antonio use when he shot at the car?
14 A. .38 we got from Ms. Davis.
15 Q. Did you see where that gun came from?
16 A. She had it when we came in.
17 Q. She had it in her hand?
18 A. Yeah.
19 Q. How did you get it from her?
20 A. Took it from her.
21 Q. Were you afraid she was going to shoot you?
22 A. No.
23 Q. Why not?
24 A. I won't thinking.
25 Q. So after Antonio gets out and shoots at that car,

1 what happens next?
2 A. We go back to Seaboard. No, we go to
3 Margarettsville.
4 Q. Why did you go to Margarettsville?
5 A. I think it's where Jamal took stuff out of the car
6 at.
7 Q. Where did you go in Margarettsville?
8 A. To Jamal house.
9 Q. And what did he take out of the car?
10 A. Not really sure.
11 Q. What were you doing while he was taking stuff out
12 of the car?
13 A. Standing beside the car.
14 Q. What was Antonio doing?
15 A. Standing beside the car.
16 Q. Did you talk about what he was taking out of the
17 car?
18 A. No.
19 Q. Was it stuff that came from the Davis house?
20 A. Yes.
21 Q. And you were just letting him take what he wanted,
22 you weren't like, hey, some of that's for me?
23 A. I think he put some in the -- in the trash barrel
24 to burn it.
25 Q. He burned some in the trash barrel?

A. Yeah.
Q. Did you talk about what he was going to burn in the trash barrel?
A. No.
Q. What did he burn in the trash barrel?
A. I think a pocketbook or something.
Q. A pocketbook?
A. Yeah.
Q. Did y'all -- did you guys already go through the pocketbook?
A. They did, yes.
Q. Already took stuff out of it?
A. Yeah.
Q. Why would Jamal burn that?
A. I don't know. I guess he was getting rid of it, I guess.
Q. Did he take the shotgun out at that time?
A. I'm not really sure. I can't remember.
Q. So after Jamal threw something in the barrel and burned it, what happened next?
A. We went back to Seaboard.
Q. Where did you go in Seaboard?
A. I think we went to the projects.
Q. Then what?
A. Then we all went our separate way.

1 Q. When you got back to the projects did you guys
2 split anything up that came from the house?
3 A. Huh?
4 Q. Did you guys split anything up that you got from
5 the house?
6 A. We split the money up in Jamal yard.
7 Q. Was that back in Margarettsville?
8 A. Yeah.
9 Q. Okay. Besides money, what else did -- and the
10 .38, what else did you guys get from that house?
11 A. He tried to give me a game, but I threw it away.
12 Q. Like a video game?
13 A. Yeah.
14 Q. Why did you throw it away?
15 A. I didn't want it.
16 Q. Who tried to give you a game?
17 A. Mal.
18 Q. What else did you get from the house? And by
19 "you," I don't just mean you. Like there's three of you.
20 What other stuff did you get from the house?
21 A. I think he took hats and -- and shoes and stuff, I
22 guess.
23 Q. Who took hats and shoes?
24 A. Jamal.
25 Q. Anybody take a cell phone?

A. I think so.
Q. Who took a cell phone?
A. I think YaYo -- I think YaYo did.
Q. What did he do with it?
A. He -- he pulled it out in the car and I threw it out the window.
Q. Why did you do that?
A. So I wouldn't be tracked.
Q. Did anybody take any jewelry?
A. I guess Mal did.
Q. What do you mean you guess he did?
A. I didn't -- I didn't -- I never seen it. It was in the motion.
Q. Okay. Do you know what happened to the jewelry?
A. No.
Q. Do you know what happened to the hats?
A. I guess he kept them.
Q. Do you know what happened to the shoes?
A. I seen in the motion he gave Coatney a pair of Tims or something.
Q. Were there any other shoes?
A. Some Jordan's.
Q. What happened to the Jordan's?
A. He was wearing them.
Q. Who was wearing them?

A. Jamal.
Q. How much money did you get?
A. Close to $600.
Q. Just for you or a total?
A. Total.
Q. So how much of that did you get?
A. 200.
Q. You split it up equal?
A. Yeah.
Q. When you got back to the projects in Seaboard, what happened? Like as soon as Jamal parks the car, what happens next?
A. We get out of the car.
Q. Then what?
A. We go around to the trunk, open up the trunk.
Q. Keep going.
A. I think he tried to give me a game. I threw it away.
Q. He tried to give you the game right then in the parking lot?
A. Yeah.
Q. Where did you throw it away?
A. In the Cupboard trash can.
Q. So after the -- after you're standing there by the truck, as the trunk is popped open, what happens next?

A. That's it.
Q. Well, what -- I mean what happened after that? Where did you go?
A. I can't remember where I went to.
Q. Did you go by yourself?
A. Yeah.
Q. Where did Antonio go?
A. I can't remember.
Q. Where did Jamal go?
A. I can't remember.
Q. After that night, when is the next time you saw Coatney Williams?
A. I don't know.
Q. Was it soon after?
A. I can't remember.
Q. When did Coatney Williams learn that this break-in happened?
A. I'm not sure.
Q. Did Coatney get any of the items that came out of the house?
A. I read in the motion he got a pair of shoes.
Q. Other than seeing --
A. I wasn't there when he give them to him.
Q. I'm sorry, please say that last part again.
A. I said I read it in the motion he got a pair of

1 shoes, but I wasn't around when he gave it to him.
2 Q. Other than reading that in your discovery, do you
3 know that to be true?
4 A. No.
5 Q. Who did Coatney get the shoes from?
6 A. The motion said Jamal Thomas.
7 Q. Is there a reason Jamal Thomas would give Coatney
8 Williams a pair of shoes?
9 A. Not sure.
10 Q. Did Coatney Williams have any influence over you
11 back then?
12 A. No.
13 Q. Did Coatney Williams have any influence over
14 Antonio Freeman?
15 A. No.
16 Q. Did Coatney Williams have any influence over Jamal
17 Thomas?
18 A. No.
19 Q. Now, when we're talking about these shoes, is it
20 your understanding that we're talking about a pair of
21 Timberland boots?
22 A. Yeah.
23 Q. How much does a pair of Tims cost?
24 A. Maybe 110. 120, 110.
25 Q. Okay. So they're not cheap? Is it --

A. Not cheap.

Q. Is it weird for somebody to just give away these expensive boots?

A. I guess he liked them, I guess. I don't know.

Q. Did it surprise you to learn that Jamal gave a pair of boots to Coatney?

A. No.

Q. What happened with that .38, that handgun that came from the house?

A. Not sure.

Q. When is the last time you saw it?

A. YaYo had it.

Q. The last time you saw it Antonio Freeman had the gun?

A. Yeah.

Q. Did you ever hear anything about it after that?

A. The police had got it.

Q. How did the police get it?

A. I thought -- I thought they found it in somebody backyard or something. I'm not sure.

Q. How did it get into somebody's backyard?

A. I heard it was in an old lady backyard and she called the police and they came and got it or something. That's just what I heard. I'm not sure if it was true or not.

1 Q. Do you know how the gun would have gotten into
2 that old lady's backyard?
3 A. No.
4 Q. What happened to the jewelry that was taken from
5 the house?
6 A. Not sure.
7 Q. After you guys did this, did you and your
8 codefendants ever talk about what to say if it ever came up?
9 A. No.
10 Q. Do you know -- as you sit here today, do you know
11 what Antonio has said about that night?
12 A. No.
13 Q. Do you know what Antonio told to law enforcement?
14 A. I seen it in motion discovery.
15 Q. Other than what you saw in your discovery, do you
16 know what he has said?
17 A. No.
18 Q. Did you ever have any conversations with him about
19 what he has said?
20 A. No.
21 Q. As you sit here today, do you know what Jamal has
22 said?
23 A. I read the motion.
24 Q. Other than what you read in the motion of
25 discovery, do you know what Jamal has said?

1 A. No.
2 Q. Did you ever -- did you ever talk to him about
3 what he said?
4 A. No.
5 Q. Other than what you have seen in your discovery,
6 do you know what Coatney Williams has said about this case?
7 A. No.
8 Q. Who have you talked to about the case?
9 A. Nobody.
10 Q. You've never talked to anybody?
11 A. No.
12 Q. Sorry. Give me one second here, Mr. Moses.
13 Did you ever have any conversations at Rasheed
14 Alston's house about what happened?
15 A. No.
16 Q. Okay. I'm going to mark this as Exhibit 36.
17 (Exhibit No. 36 was marked.)
18 Q. I'll show you this document that I'm talking about
19 here. It's on letterhead from the Northampton County
20 Sheriff and it's labeled as "Statement of Robert Branch."
21 Can you see that?
22 A. Yes.
23 Q. Okay. So I just want to show you what I'm talking
24 about. I will read to you the part that I'm talking about.
25 This is a statement from Robert Branch. Do you know who

1 that is?
2 A. Yes.
3 Q. Who is that?
4 A. Coatney's brother.
5 Q. So on Exhibit 36 -- I'm going to turn over to the
6 bottom of the second page. This is a three-page
7 statement -- and I'm just going to read to you from the
8 bottom of the second page to the end of his statement.
9 And he says, "Karon came to Sheed's house and I
10 asked Karon what they get from Erel. And Karon said
11 'Nothing. It was a waste of time.' I think Karon and Tacoma
12 had a problem because Karon had someone to hit Tacoma in his
13 mouth at school."
14 Did you ever tell Robert Branch that the robbery
15 was a waste of time?
16 A. Not sure. I don't think so.
17 Q. Did you ever talk to Robert Branch or others about
18 that case?
19 A. I don't think so, no.
20 Q. Were you ever around at Rasheed Alston's house
21 where other people were talking about the case?
22 A. Not while I was there.
23 Q. Is there a reason why Robert Branch would say
24 that?
25 A. Not sure.

1 Q. Do you remember when you got arrested on this
2 case?
3 A. Yes.
4 Q. Tell me about that.
5 A. I was already in jail on misdemeanor charges and
6 Ms. Burnette served me my warrant for this case.
7 Q. What was the misdemeanor you were in for?
8 A. Resisting arrest.
9 Q. What were they trying to arrest you for that you
10 resisted?
11 A. Well, I wasn't being -- I ain't had no warrants or
12 nothing -- and he wanted to talk to me and I didn't want to
13 talk to him. I tried to walk away. He shot me with a
14 Taser. I took off running. He gave me a warrant for
15 resisting arrest.
16 Q. Do you know what -- when you say "he" are you
17 talking about an officer?
18 A. Officer Perry.
19 Q. Okay. Did Officer Perry -- do you know what he
20 wanted to talk to you about?
21 A. No.
22 Q. Was it about this case?
23 A. No.
24 Q. Okay. So you're already in jail on that
25 misdemeanor and she comes and serves you a warrant on this

1 case. What did she tell you when she served you the
2 warrant?
3 A. Not really sure.
4 Q. Do you remember what you said?
5 A. I told her I didn't know what she was talking
6 about.
7 Q. Do you -- did you ever say, when you got arrested
8 on this case, "Someone is going to die for this?"
9 A. No.
10 Q. Do you know what that would be referencing?
11 A. I read it in the motion, but I didn't say it.
12 Q. Were you upset when you got arrested on this?
13 A. A little bit.
14 Q. Why?
15 A. I was more upset about my bond.
16 Q. Well, you wouldn't have had bond -- well, why were
17 you upset about your bond?
18 A. They made it 300,000.
19 Q. You thought it was too high?
20 A. Yeah.
21 Q. But at the time when you were first getting served
22 the arrest warrant, you wouldn't have had bond?
23 A. I wasn't mad then.
24 Q. You were not mad?
25 A. No.

1 Q. Okay. Who is Cinita Long?
2 A. Jamal girlfriend.
3 Q. Do you have any relationship to her other than
4 knowing her to be Jamal's girlfriend?
5 A. No.
6 Q. Does she know anything about this case?
7 A. Not really sure.
8 Q. Do you know whether she ever said anything about
9 this case?
10 A. No.
11 Q. Did you see a statement from Cinita Long in your
12 discovery?
13 A. Yeah. I read it in discovery, my motion of
14 discovery page.
15 Q. You did see it in your motion for discovery?
16 A. Yeah.
17 Q. I'm going to mark this as Exhibit 37.
18 (Exhibit No. 37 was marked.)
19 Q. Again, I'll show you this front page. It's going
20 to look very similar to the last thing I showed you. Can
21 you see that?
22 A. Yes.
23 Q. Okay. This is Cinita Long's statement to
24 Detective Burnette. It is dated 7/29/2008. It's a
25 four-page statement labeled one of four, two of four, three

1 of four, four of four. And it's Bates stamped 108 to 111.
2 I'm looking now at the third page of that
3 statement. And I'm just going to read you a part of what
4 Cinita Long had told to Detective Burnette.
5 "YaYo and Karon came to Jamal's car where me and
6 Jamal were. Jamal opened his car trunk and I saw some
7 brown, black, and white Jordan's; saw green and blue Fitty
8 hats. They looked new; wheat Timberland boots. And then
9 Jamal took a bag out of the trunk and opened it and I saw
10 some bracelets, pearl necklace, and earring set, and a lot
11 of other African jewelry. I asked Jamal where he got it
12 from. He didn't say nothing. Karon and YaYo went inside
13 Jamal's car in the back seat and got something and took it
14 into YaYo's house."
15 Did that happen?
16 A. No.
17 Q. Was Cinita Long around when you guys were getting
18 stuff out of the car?
19 A. No.
20 Q. Did you ever see Cinita Long that night when you
21 got back to Seaboard?
22 A. No.
23 Q. Why would she say that?
24 A. I don't know.
25 Q. How would she have known about Fitty hats and

1 Jordan's and Timberland's?
2 A. Not sure.
3 Q. Did you ever see Cinita while you were in jail?
4 A. No.
5 Q. Did you ever -- while you were in jail, did you
6 ever tell Cinita that Coatney snitched?
7 A. No.
8 Q. While you were in jail, did you think Coatney
9 snitched?
10 A. I read the motion.
11 Q. Based on what you have read in the motion, do you
12 feel like Coatney snitched?
13 A. I guess so.
14 Q. How could Coatney snitch if he didn't know
15 anything about the case?
16 A. I don't know how he found out about the case. I
17 never told him.
18 Q. What did you read in your discovery that made you
19 feel like he snitched?
20 A. He told the crime.
21 Q. Because he told about the crime?
22 A. Yeah.
23 Q. How did he know about it?
24 A. I'm not sure.
25 Q. Is what he told accurate?

1 A. Somewhat, yes.
2 Q. Did you know how he knew about it?
3 A. No.
4 Q. And I'm sorry, I may have already asked you this.
5 Did you ever see Cinita while you were in jail?
6 A. No.
7 Q. Sorry, Mr. Moses. Bear with me for one second.
8 (Pause.)
9 Q. I'm going to mark this as Exhibit 38.
10 (Exhibit No. 38 was marked.)
11 Q. This is dated 9/8/2008. It's a three-page
12 statement on Bates-stamped 134, 130- -- excuse me, 133, 134,
13 135. And it's labeled "Coatney Randall Williams'
14 Statement." Can you see what I'm showing?
15 A. Yeah.
16 Q. This is the statement that Coatney Williams gave
17 to Detective Burnette. I'm going to ask -- I'm going to
18 read a part of it to you. This is on the second page of
19 that three-page document.
20 And it says, "I came back to Seaboard on
21 January 3, 2008, from Philadelphia. When I get back, me,
22 Jamal, YaYo, and Karon, my own little brother Robert, April
23 Smith, Tiffany Brown was at Rasheed's house in the projects
24 smoking weed when the conversation of the licks that YaYo,
25 Karon, and Jamal did over Christmas/New Year holiday. YaYo

1 was gloating about sodomizing Tacoma's mom with a gun.
2 Jamal, YaYo, and Karon was laughing and having a good old
3 time sharing the story with me, Robert, Tiffany, April and
4 Rasheed".
5 Did that happen?
6 A. I wasn't over there.
7 Q. So in this -- in here, what Coatney says, it
8 sounds like y'all were smoking weed.
9 A. I wasn't over there.
10 Q. Is it possible that you were smoking weed and you
11 just were high and don't remember that conversation?
12 A. I wasn't over there.
13 Q. Have you heard about any other conversation like
14 that if we just remove the name Karon from that statement?
15 A. No.
16 Q. Do -- do you know if that's true? If we just take
17 your name out of it, did this conversation happen at
18 Rasheed's without you?
19 A. It probably did. I wasn't over there.
20 Q. Did you ever hear about that?
21 A. No.
22 Q. Were Jamal and Antonio comfortable enough to talk
23 about this in front of April Smith, Tiffany Brown, Rasheed,
24 Robert, Coatney, all these other folks?
25 A. They probably was.

1 Q. You think they were?
2 A. Yes.
3 Q. Would you have been comfortable in that
4 conversation?
5 A. No.
6 Q. All right. I'm going to -- I'm going to actually
7 read you the rest of this statement. I'm just going to pick
8 up right where I left off.
9 "Jamal, YaYo, and Karon spoke about the shooting
10 of somebody that chased them the night of December 29th.
11 YaYo said when the dude that was chasing them when they
12 pulled behind a barn and YaYo rolled the window down and
13 shot the guy. Jamal had the jewelry, Jordan and Timberland
14 shoes, some fitted caps. Jamal had some PSPs. Jamal traded
15 the Xbox for cash and bought a PS3. Jamal gave me the wheat
16 Timberland's to me that came out of Tacoma's house at my
17 Aunt Susie Tyson's house. The reason why I know, because
18 Jamal said, 'They ain't my size. No way. They came from a
19 lick we did in Severn.' I ain't have anything to do with
20 the burglary. I was told by Jamal and YaYo what happened.
21 Karon just sit back while they talk."
22 Is that description of what happened accurate?
23 A. I wasn't over there. They must have came later
24 that day.
25 Q. Okay. Not -- I understand you're saying you were

1 not there for this conversation. But I'm just talking about
2 when Coatney is describing what happened that night. A dude
3 chasing them. They pull behind a barn. YaYo rolled the
4 window down and shot the guy. Jamal had jewelry, Jordan,
5 Timberland's, PSPs, Xbox. Is that all accurate?
6 A. Somewhat. Not really. Some of it is.
7 Q. What is inaccurate about that?
8 A. YaYo got out the car and shot. We pulled into
9 somebody yard.
10 Q. Okay. Thank you.
11 Do you remember what you first told Detective
12 Burnette when she went in to talk to you about this case?
13 A. I didn't know what she was talking -- talking
14 about.
15 Q. You told her you did not know what she was talking
16 about?
17 A. Yeah.
18 Q. I'll just -- for the sake of the record, I will
19 label this as Exhibit 39.
20 (Exhibit No. 39 was marked.)
21 Q. This is your statement to Detective Burnette.
22 It's one page. It is dated 9/4/2008. Can you see what I'm
23 holding up?
24 A. Yes.
25 Q. And it says, "I give Detective Burnette the

following statement: 'I don't know what you are talking about.'"

It sounds like you remember that part pretty clearly.

Do you know why she wanted to talk to you in the first place?

A. I can't remember.

Q. Where were you when she came and talked to you?

A. In the visitation room in the county jail.

Q. Was anybody else there?

A. No.

Q. Why did you tell her you didn't know what she was talking about?

A. I didn't want to tell on myself.

Q. Did you stick with that?

A. Yes.

Q. And at that point, did you know if anyone else had already talked?

A. No.

Q. If you had known that other people had already talked, would that have changed your statement?

A. Probably wouldn't.

Q. How would it have changed?

A. I probably wouldn't have changed it.

Q. Probably would not have changed, is that what you

1 said?
2 A. Yeah.
3 Q. You would have still stuck with I don't know what
4 you're talking about?
5 A. Yeah.
6 Q. Okay. At some point in the jail, did you get a
7 letter from Coatney Williams?
8 A. Yeah.
9 Q. When?
10 A. I can't really remember.
11 Q. Were you in the jail when you received it?
12 A. Yeah.
13 Q. I'm going to mark this as Exhibit -- this has been
14 previously marked as Exhibit 30. This is a letter that
15 appears to be a letter to you from Coatney Williams. I'm
16 going to hold it up so you can see. I don't know if you're
17 -- am I on a big screen over there?
18 A. Yes.
19 Q. Yeah. Okay. Can you see this pretty well?
20 A. Yes.
21 Q. Do you recognize it?
22 A. Yes.
23 Q. Is this the letter that you got from Coatney
24 Williams?
25 A. Yes.

Q. Do you see on the bottom that star symbol?
A. Yes.
Q. What is that?
A. I don't know what it mean.
Q. You don't know what it means?
A. No.
Q. Do you recognize it to be related to the Bloods?
A. Yes.
Q. Is it UBN?
A. Not really sure.
Q. Is it part of a specific set?
A. Not really sure.
Q. Is it G-Shine?
A. Not really sure.
Q. There's this part at the bottom. Can you -- can you see this well enough to read the words or no?
A. Not really.
Q. I'm just looking at the bottom right here. I'm pointing to it with my thumb. It says, "Tell Mally his bitch the reason y'all locked up now."
Do you see what I'm talking about right here?
A. Yeah.
Q. And where it -- the word "tell" instead of an E, it's like a backwards. Does that mean anything to you?
A. No, just a three.

1 Q. A three. What does that mean? What's the
2 significance of a three?
3 A. Just some write for E.
4 Q. Is there a reason for that?
5 A. No.
6 Q. Is it UB -- is it something UBN does?
7 A. Not really.
8 Q. Okay. So I'm going to read this letter and ask
9 you about it. I will say there's a few times in here where
10 Coatney says N-I-G-G-A. I'm not comfortable saying that
11 word, so I'm just going to spell it out, but I think you can
12 still understand the flow of the letters. Does that make
13 sense?
14 A. Yes.
15 Q. Okay. So this letter says, "Karon, what's
16 popping? Y'all N-I-G-G-A. Know y'all 13 for 13 for putting
17 my name in that bullshit. Talking about you got a mother
18 fuckin' double O banger from me N-I-G-G-A. You know you got
19 that shit from Sheed, but why you all ain't put his hardback
20 ass in it and I all really got too much shit on my head to
21 be worrying with some shit y'all N-I-G-G-A-S did. I'm a
22 four-time convicted felon and this charge will send me up
23 the road for at least ten years and I got my own charges to
24 worry about. So if I got to testify against y'all to clear
25 my name, so be it. So man up for what you did so I ain't

1 got to testify against y'all because I got my witnesses
2 ready to come to court. Tell Mally his bitch the reason why
3 y'all locked up. And all that tough talk gonna get you
4 peter-rolled N-I-G-G-A."
5 As I read that letter, does that sound familiar to
6 you? Do you remember receiving it?
7 A. Yes.
8 Q. What does it mean that you're 13 for 13 for
9 putting Coatney's name in that bullshit?
10 A. I don't know.
11 Q. What does it mean where he says, "You're talking
12 about getting a mother fuckin' double O banger from him"?
13 A. I don't know.
14 Q. What does "double O banger" mean to you?
15 A. I guess he's talking about a gun.
16 Q. Did you get a gun from him?
17 A. No.
18 Q. Did Antonio get a gun from him?
19 A. No.
20 Q. Did Jamal get a gun from him?
21 A. Not that I know of.
22 Q. Why would anyone say they got a gun from him?
23 A. I don't know.
24 Q. What does it mean when he says, "You know you got
25 that from Sheed"?

A. I guess he's talking about the gun.
Q. Did the gun come from Sheed?
A. Not that I know of.
Q. Is there a reason that Coatney would think it came from Sheed?
A. Not that I know of.
Q. Coatney said in the letter, "Why y'all ain't put his hardback ass in it."
What does that mean?
A. I don't know.
Q. Do you know what "hardback" means?
A. No.
Q. When he said he would come and testify against you all, how did that make you feel?
A. I don't know.
Q. Did you think anything of it?
A. No.
Q. Were you -- were you worried about him testifying against you?
A. No.
Q. Why not?
A. I just wasn't thinking about it.
Q. What does it mean when he said, "All that tough talk going to get you peter-rolled"?
A. I don't know.

1 Q. What does "peter-rolled" mean?
2 A. I don't know.
3 Q. I don't know what peter-rolled means, but I read
4 that and it sounds like a threat. Did you interpret that to
5 be a threat?
6 A. Yeah.
7 Q. What "tough talk" was he talking about?
8 A. I don't know.
9 Q. Why would he threaten you?
10 A. I don't know.
11 Q. Did you feel threatened?
12 A. No.
13 Q. What does it mean when he says, "Tell Mally his
14 bitch the reason why y'all locked up now"?
15 A. I don't know.
16 Q. Who is -- who does that reference? Who's Mally's
17 bitch?
18 A. I don't know.
19 Q. What did receiving this letter make you feel?
20 A. I didn't care about the letter.
21 Q. You didn't care about it?
22 A. No.
23 Q. It didn't make you mad?
24 A. No.
25 Q. Did it make you happy?

A. No.
Q. Up until the point you got this letter, so before you got this letter, were you cool with Coatney?
A. He was all right.
Q. Were you cool with Coatney after you got this letter?
A. We're all right.
Q. What does that mean?
A. I don't know. He not in my everyday service. I don't even care about him.
Q. Did you care about him back then when you guys had these charges pending, hanging over your head?
A. Not really.
Q. At the time you got that letter from Coatney, were you a Blood?
A. No.
Q. Did you feel like he was breaking some kind of code by saying he would testify against you?
A. No.
Q. Were you mad that he was willing to testify against you?
A. No.
Q. Do you remember when you got that letter?
A. No.
Q. Do you remember when you got arrested?

1 A. Yeah.
2 Q. When did you get arrested?
3 A. I think she warranted me September 9th, I think.
4 Q. I'll represent to you I think it was September
5 4th of 2008. Does that sound correct?
6 A. Yeah.
7 Q. Either way, it was sometime in early September. I
8 think we can agree on that, right, in 2008.
9 How long after that did you get this letter from
10 Coatney Williams?
11 A. I'm not really sure.
12 Q. You were in jail for a while, right?
13 A. Yes.
14 Q. Like a couple years even?
15 A. Two.
16 Q. Two years.
17 A. Like 23 months.
18 Q. 23 months. Okay.
19 Did you get that letter in your 23rd month in
20 jail, in your first month in jail? I understand you might
21 not remember exactly, but ballpark. Did you get it early on
22 or late on in your time in jail?
23 A. Early on.
24 Q. Early on. Okay.
25 The envelope that was attached to this letter, the

1 stamp is photocopied. It's very hazy. The date appears to
2 be stamped that it was mailed on September 26, 2008. So
3 that would be about three weeks after you were arrested.
4 Does that sound about right?
5 A. Yeah.
6 Q. Okay. Do you remember at some point talking to an
7 ATF agent?
8 A. Yes.
9 Q. Do you remember that agent's name?
10 A. No.
11 Q. Could you describe what that agent looked like?
12 A. Big, brown skin, baldheaded.
13 Q. If I say the name Agent McCluney, does that sound
14 familiar to you?
15 A. No.
16 Q. Okay. Well, I'll represent to you his name was
17 Agent McCluney, so if you hear me say that, I'm talking
18 about the ATF guy.
19 Where were you when you talked to him?
20 A. In the jail.
21 Q. In the jail?
22 A. Yeah.
23 Q. In Northampton County?
24 A. Yeah.
25 Q. Who else was there?

A. Just us two.
Q. Just you and Agent McCluney?
A. Yeah.
Q. No Detective Burnette?
A. No.
Q. No George Reed?
A. No.
Q. No officers from the jail?
A. No.
Q. Was there anybody else in the room other than you and Agent McCluney?
A. No.
Q. Okay. When was -- when was it that you talked to him?
A. Not really sure.
Q. How long after you were in jail? Again, I understand you're just going to be estimating. Was it close to the end of your time in jail or close to the beginning of your time in jail?
A. I think it was closer to the beginning like middle.
Q. Okay. When you talked to the ATF agent, McCluney was that before or after you received this letter from Coatney Williams?
A. After.

1 Q. Did Coatney Williams telling you you were going to
2 get peter-rolled affect what you decided to say when you
3 talked to the ATF agent?
4 A. No.
5 Q. Were you scared of getting peter-rolled?
6 A. No.
7 Q. Were you scared of Coatney?
8 A. No.
9 Q. When you talked to the ATF agent is that the first
10 time you talked law enforcement since you told Detective
11 Burnette you didn't know anything?
12 A. Yes.
13 Q. Do you know who George Reed is?
14 A. Yes.
15 Q. Did you ever talk to him?
16 A. No.
17 Q. When you talked to the ATF agent, what did you
18 say?
19 A. I don't think I said nothing.
20 Q. Did you say you don't think you said anything?
21 A. Yes.
22 Q. If I told you that he has -- one, two, three,
23 four, five, six -- if I told you that he had six pages of
24 notes from this conversation with you would that surprise
25 you?

1 A. No.
2 Q. I want to talk a little bit about his notes.
3 These are part of Exhibit 1. I'm going to make these a
4 separate exhibit. This is going to be No. 40.
5 (Exhibit No. 40 was marked.)
6 Q. And these are handwritten notes that are
7 unlabeled, but Agent McCluney has previously identified
8 these as his own handwritten notes from an interview with
9 you.
10 I'll hold this up to you just so you can see what
11 I'm looking at, but this is not necessarily a document that
12 you would have seen before.
13 So from -- from Exhibit 40, Agent McCluney's
14 notes, I'm just going to ask you about some of the things he
15 has written.
16 On his first page -- this is Bates-stamped
17 page 20 -- it says, "Thomas and Freeman were talking about
18 robbing the house."
19 Is that true?
20 A. I don't know. Not sure.
21 Q. And just a little bit farther down on the same
22 page, it said, "Thomas had a pair of shoes that Tacoma
23 bought from him. And then Tacoma told his mother that he
24 took them and she came and got the shoes from Jamal Thomas."
25 Do you remember that?

1 A. I'm not sure.
2 Q. Did Jamal and Tacoma have some kind of beef over a
3 pair of shoes?
4 A. Not sure.
5 Q. As I read that, does it surprise you or does that
6 sound like something that could have happened?
7 A. It probably could have happened. I'm not sure.
8 Q. Okay. I'm turning the page now. This is Bates
9 stamped 21. About halfway down -- sorry. I'm just pausing
10 for the outside noise on your end to settle down a little
11 bit.
12 About halfway down on Bates stamped 21, it says,
13 "Freeman shot the door and then everybody went into the
14 house."
15 Is that what you told Agent McCluney?
16 A. Not sure.
17 Q. You might have told him that?
18 A. Not sure.
19 Q. If he wrote it down, do you think that's what you
20 told him?
21 A. Maybe.
22 Q. Is that how you remember it today?
23 A. Not sure. I can't remember what was said from me.
24 Q. As you sit here right now, what is your memory of
25 who shot the door?

A. I shot the door.

Q. Okay. The last line on that page 21, it says, "One of Jamal Thomas' guns."

Did you know Jamal Thomas to have more than one gun.

A. Sometime. I guess so.

Q. And the top of page 22, it says, "Defendant states that Coatney was not present during the home invasion."

Is that true?

A. I think so.

Q. You think so?

A. I'm not sure if I told him that or not.

Q. Okay. At this point I'm not asking about what you told Agent McCluney. I'm just asking what is the actual truth. Was Coatney present during the home invasion?

A. No.

Q. A little bit farther down on the same page, 22, it says, "Thomas' gun but Antonio held the gun the whole time."

Is that true?

A. I'm not sure.

Q. From what you told me today, it sounds like y'all were passing the gun back and forth?

A. Oh, yeah. Yeah.

Q. Is there a reason you would have told Agent McCluney that Antonio Freeman had it the whole time?

1 A. Not sure.
2 Q. I'm skipping ahead in these notes now. On
3 page 23, it says, "Walk in the room and she had her top off,
4 in the process of getting naked. Left back out."
5 When I read that, I interpret the "she" to mean
6 Mrs. Mary Davis. Is that how you interpret it?
7 A. Yes.
8 Q. Why was Mrs. Mary Davis in the process of getting
9 naked?
10 A. I guess it was -- I guess YaYo told her to do it.
11 Q. What who told her to do?
12 A. Antonio Freeman.
13 Q. Was Antonio Freeman in the room with her?
14 A. Yes.
15 Q. Was anyone else in the room with her?
16 A. I think Mal was sitting in the room with her,
17 so...
18 Q. You think he was in the room or he was in the
19 room?
20 A. I think he was in the room.
21 Q. Were all three of you ever in the same room with
22 her at the same time?
23 A. Between me walking back and forth, but not really.
24 Q. Okay. I'm skipping ahead now to page --
25 Bates-stamped page 24 of these notes from Agent McCluney and

1 it says, "Seen and shotgun before."
2 Had you ever see that shotgun before that night?
3 A. I don't think so.
4 Q. Had you ever --
5 A. (Inaudible.)
6 Q. Had you ever shot that shotgun before that night?
7 A. No.
8 Q. Had you ever seen any shotgun with Jamal Thomas
9 before that night?
10 A. No.
11 Q. Had you ever shot any shotgun that you thought was
12 Jamal Thomas's before that night?
13 A. No.
14 Q. Have you ever seen a shotgun that looked like the
15 one you used that night?
16 A. No.
17 Q. Did you tell that to Agent McCluney?
18 A. I'm not sure.
19 Q. If he wrote it down, do you have any reason to
20 believe that he just made that up?
21 A. Not really.
22 Q. Is there a reason you would have told him that you
23 had seen and shot that gun before?
24 A. No.
25 Q. These notes describe it as a black pistol grip

1 12-gauge auto. Would you describe the gun that you all had
2 that night as a black pistol grip 12-gauge auto?
3 A. Yeah.
4 Q. And these notes say, "Thomas kept the shotgun."
5 Did you tell Agent McCluney that Jamal Thomas kept
6 the shotgun?
7 A. Not sure.
8 Q. Did Jamal Thomas keep the shotgun?
9 A. Yeah.
10 Q. How certain are you?
11 A. Certain.
12 Q. When is the last time you saw that gun?
13 A. That night.
14 Q. And where was that gun?
15 A. In the car.
16 Q. And whose car was it?
17 A. Jamal.
18 Q. These notes go on to say, "Antonio Freeman threw
19 gun away in January or February when police was chasing him.
20 Threw gun by trash can this lady's backyard."
21 I'm going to read that again because I was trying
22 to interpret the handwriting for a second.
23 It says, "Antonio Freeman threw gun away in
24 January or February when police was chasing him. Threw gun
25 by trash can in this lady's backyard."

1 What does that mean to you?
2 A. I don't know.
3 Q. Would Antonio be throwing away the shotgun?
4 A. Not sure.
5 Q. Would Antonio be throwing away the .38 from the
6 Davis house?
7 A. Not sure.
8 Q. Is this a reference to what you were telling me
9 earlier about police finding the .38 in somebody's backyard?
10 A. I think so. I don't know for sure or not.
11 Q. Okay. Do you remember telling that to Agent
12 McCluney?
13 A. I'm not sure.
14 Q. These notes go on and they say, "Just the three of
15 them."
16 I interpret that to mean you, Jamal Thomas, and
17 Antonio Freeman were the only ones who did this crime. Is
18 that how you interpret this?
19 A. Yes.
20 Q. Is that accurate?
21 A. I guess so. Yes.
22 Q. Is that -- is that what you told Agent McCluney?
23 A. I'm not sure.
24 Q. This goes on to say, "Thomas gave his girlfriend
25 the jewelry from the house."

1 Did you tell Agent McCluney that Jamal Thomas gave
2 his girlfriend the jewelry?
3 A. Not sure.
4 Q. Is it possible that's what you told him?
5 A. Not sure.
6 Q. Did Jamal Thomas give his girlfriend the jewelry
7 from the house?
8 A. I'm not sure.
9 Q. Did you ever hear about that?
10 A. No.
11 Q. Do you have any reason to believe that happened?
12 A. It's possible. I'm not sure, though.
13 Q. Okay. Is there a reason why you would have told
14 Agent McCluney if you didn't think that was true?
15 A. No.
16 Q. These notes go on to say -- I'm now on page 25,
17 which is the last page of these notes. It says, "Thomas was
18 on the phone when they left the house. He was talking to
19 his girlfriend. He met up with her in the projects. He
20 gave her the jewelry. Defendant and Freeman get out of the
21 car and went home."
22 Do you remember Jamal Thomas being on the phone
23 that night?
24 A. No.
25 Q. Is it possible that he was on the phone and you

1 just don't remember?
2 A. Could have been.
3 Q. Were you present when Jamal Thomas met up with his
4 girlfriend that night and gave her jewelry?
5 A. No.
6 Q. Is it possible that happened and you just don't
7 remember?
8 A. No.
9 Q. Did you know Jamal Thomas to ever give his
10 girlfriend any jewelry that he had purchased?
11 A. No.
12 Q. Did you ever know Jamal Thomas to give Coatney
13 Williams a pair of boots that he had purchased?
14 A. No.
15 Q. These notes go on and it's almost the bottom
16 of page 25. It says, "Coatney was not present during the
17 robbery."
18 Is that what you told Agent McCluney?
19 A. I'm not sure.
20 Q. Is that true?
21 A. Yes.
22 Q. When did Coatney learn about the crime?
23 A. I'm not sure.
24 Q. Did he know about it before it happened?
25 A. Not sure.

1 Q. Did he learn about it from you before happened?
2 A. No.
3 Q. Have you ever been around Coatney Williams after
4 this crime happened?
5 A. I don't really know.
6 Q. Okay. Just to -- to give you a frame of
7 reference, you were arrested about nine months, eight or
8 nine months after the crime. So in that span of eight or
9 nine months when you were out in the world did you see
10 Coatney anywhere?
11 A. I think so.
12 Q. Did --
13 A. I think I seen him once or twice.
14 Q. You saw him once or twice?
15 A. Yeah.
16 Q. Did the topic of this robbery at the Davis house
17 ever come up when you were around?
18 A. No.
19 Q. Did you -- have you ever talked to Coatney
20 Williams about this case?
21 A. No.
22 Q. Do you know what Jamal Thomas told law enforcement
23 about the crime?
24 A. No.
25 Q. I'll represent to you that he gave a pretty

1 similar account as to what you told Agent McCluney with the
2 difference being that he puts Coatney Williams as being
3 there with you guys. Why would Jamal Thomas tell that to
4 law enforcement if Coatney was not there?
5 A. I guess to get himself out of trouble.
6 Q. Why would that get him out of trouble?
7 A. By saying he didn't go in the house, he sat in the
8 car. Putting him in the house.
9 Q. Are you aware that Antonio Freeman testified at
10 Coatney Williams' trial?
11 A. I think I heard about it.
12 Q. Are you aware about what he testified to?
13 A. No.
14 Q. So I'll represent to you that Antonio Freeman
15 testified against Coatney Williams. Again, fairly similar
16 account except saying that Coatney Williams was with you
17 guys. Why would he testify to that under oath if that's not
18 true?
19 A. To get a reduced plea.
20 Q. Did the topic of Coatney Williams ever come up
21 when you were discussing a plea?
22 A. No.
23 Q. You took a plea, right?
24 A. Yes.
25 Q. Was there ever any discussion about you

1 testifying?
2 A. No.
3 Q. Why did you talk with Agent McCluney but not with
4 Detective Burnette?
5 A. I'm not sure.
6 Q. When you talked with Agent McCluney did you know
7 that your codefendants had already talked?
8 A. I'm not sure. I can't remember.
9 Q. Would that have affected your decision?
10 A. No.
11 Q. When you talked with Agent McCluney were you
12 thinking about that letter you got from Coatney Williams?
13 A. No.
14 Q. Did that affect your decision?
15 A. No.
16 Q. Did you feel like talking to Agent McCluney would
17 help you on your own case?
18 A. Not sure.
19 Q. Did it help you on your own case?
20 A. I don't think so. I'm not sure.
21 Q. And that conversation happened while you were in
22 jail before going to court; is that right?
23 A. Yes.
24 Q. Okay. I want to take your attention away from
25 that. I want to fast forward to you in prison some years

later.

Do you remember receiving a letter from the Center on Actual Innocence?

A. Yes.

Q. What did you think when you got that letter?

A. I don't think I got it. I think they came to see me.

Q. Did you respond to the letter?

A. I don't think I got a letter. I think they came to see me.

Q. Okay. So you don't remember getting a letter?

A. Not that I can remember.

Q. Okay. I'm sorry. I know I just took your attention away from being in jail and talking to law enforcement. I actually have another question about that.

I had asked you if when you talked to Agent McCluney if you knew that your codefendants had already talked. And I believe your answer was that you don't know. At some point, you learned that your codefendants had talked to law enforcement; is that right?

A. I think I did know. I think -- I think I did. I had my whole motion up. I think my lawyer showed me parts of my motion.

Q. Okay. So at some point you found out that they were talking?

1 A. Yeah.
2 Q. How did you feel about that?
3 A. I didn't care.
4 Q. You didn't care that you were keeping your mouth
5 shut and they were letting it go?
6 A. No.
7 Q. Why didn't you care?
8 A. I don't know. I was young, I guess.
9 Q. But you knew that could affect your case, right?
10 A. Yeah.
11 Q. Were you mad?
12 A. Not really.
13 Q. You weren't mad that your friends were snitching
14 and you were trying to keep your mouth shut?
15 A. Not really.
16 Q. Did you ever threaten any of your codefendants for
17 snitching?
18 A. No.
19 Q. Is there a reason why any of them would feel like
20 you threatened them for snitching?
21 A. No.
22 Q. Are you aware of Coatney Williams ever threatening
23 any of your codefendants for snitching?
24 A. No.
25 Q. Did Coatney Williams ever threaten you for

1 snitching?
2 A. No.
3 Q. Of course you didn't put Coatney's name in it, I
4 suppose. When you got that letter from Coatney, did you
5 feel like that was a threat?
6 A. Not really.
7 Q. "That tough talk gonna get you peter-rolled," what
8 does that mean?
9 A. I guess he was upset.
10 Q. What was he upset about?
11 A. I guess getting locked up.
12 Q. What did he want you to do about it?
13 A. I don't know.
14 Q. Did you feel like there was anything you could do
15 about it?
16 A. No.
17 Q. Did it bother you if your codefendants were
18 putting in somebody's name that wasn't there?
19 A. Not really.
20 Q. Would it bother you if they put in your name and
21 you weren't there?
22 A. Yeah.
23 Q. All right. I want to go back then -- well, I
24 should say forward -- forward in time back to when you were
25 contacted by the Center on Actual Innocence in prison.

1 I know you said that you don't remember getting a
2 letter. I will represent to you that they did send you a
3 letter asking you to write back. I do not know whether you
4 wrote back or not, but I have no evidence of that.
5 Do you -- how did you feel when you knew there was
6 an innocence agency looking into Coatney Williams' case?
7 A. It didn't bother me.
8 Q. Did you think it was the right thing to do?
9 A. Not really.
10 Q. Why not?
11 A. I don't know.
12 Q. Is Coatney Williams innocent?
13 A. Yeah.
14 Q. You said a few minutes ago that you did not
15 remember the letter but you remembered someone coming to see
16 you. What do you remember about that?
17 A. I didn't talk to them.
18 Q. You did not talk to them?
19 A. No.
20 Q. Who came to see you?
21 A. Two men the first time and a woman the second
22 time.
23 Q. When those two men came what is your understanding
24 of who they were?
25 A. Actual Innocence.

1 Q. And why didn't you talk to them?
2 A. For Coatney (inaudible) for Coatney.
3 Q. I'm sorry, say that again.
4 A. For Coatney.
5 Q. You did not talk to that for Coatney?
6 A. Yeah.
7 Q. Why?
8 A. I don't know.
9 Q. Was it your understanding that they were trying to
10 help Coatney?
11 A. Yes.
12 Q. Why didn't you want to help Coatney?
13 A. I don't know.
14 Q. Did you want Coatney to be in prison?
15 A. Not really.
16 Q. Did you feel like you could have an impact on
17 that?
18 A. Not really.
19 Q. Why not?
20 A. I don't know.
21 Q. Why did you not want Coatney to be in prison?
22 A. I don't know.
23 Q. So you said you were talked to by two men the
24 first time and a woman the second time. How close in time
25 did those two interactions happen?

1 A. One day after the next.
2 Q. All right. I'd like to talk about the time when
3 the woman came.
4 What was your understanding of who that was?
5 A. Actual Innocence.
6 Q. Did you understand her and the men to be from the
7 same organization?
8 A. Yes.
9 Q. What's your understanding of those people and me?
10 A. Helping innocent people get out of prison.
11 Q. Is it your understanding that I am with the same
12 organization as those people who talked to you those years
13 ago?
14 A. Yes.
15 Q. Okay. I'll just clarify it for you, though,
16 that -- that we are not.
17 What is your recollection of when you talked to
18 the woman?
19 A. I didn't say nothing to her. I told her I didn't
20 know what she was talking about (inaudible).
21 Q. Okay. I'm going to mark as Exhibit 41, I guess
22 I'll call it a memo.
23 (Exhibit No. 41 was marked.)
24 Q. This is a typed document from the Center on Actual
25 Innocence. It says at the top, "Reviewer: Cheryl Sullivan.

1 Date: 11/7/2012." And it's called, "Interview of Karon
2 Moses."
3 This is not a document that you would have seen
4 before, Mr. Moses, but I'll just hold it up so you can see
5 what I'm looking at.
6 And this is a typed document that Ms. Sullivan
7 wrote after she came to see you that day. And I'm just
8 going to ask you about a couple parts from it.
9 Maybe about a third -- this is a two-page
10 document. It's Bates-stamped 2 and 3. And I'm on the front
11 page, which is Bates stamped 2 of the -- one, two, three --
12 fourth paragraph down, I'm going to read it and ask you
13 about this.
14 It says, "I told Karon it's my understanding that
15 he was prepared to testify for Williams but that never
16 happened. He said that was correct. At one point he was
17 willing to testify for him, but Karon changed his mind
18 before trial. He would not tell me what made him change his
19 mind."
20 Were you ever prepared to testify for Coatney
21 Williams?
22 A. No.
23 Q. Why not?
24 A. Nobody never asked.
25 Q. If somebody asked, would you have testified?

A. I don't know.
Q. What would you have said?
A. I don't know.
Q. Would you tell the truth?
A. Yeah.
Q. What's the true then?
A. He wasn't there.
Q. If somebody asked you to testify, would you have said that?
A. Yes.
Q. Did you ever think about testifying or consider that that was something that possibly might happen?
A. Never even thought about it like that.
Q. I'm skipping down on this memo to the -- one, two, three, four, five, six, seven, eight, nine -- the tenth paragraph. I'm still on the first page Bates-stamped number 2.

And this paragraph says, "I explained to Karon that our office has limited resources and we have to make sure we are allocating those resources to the cases where people are actually innocent. He replied, quote, 'I can tell you this: I think you should save your money.' End quote. That was the only information he would give me beyond telling me he did not want to get involved."

Did you tell her that?

A. I don't think so.
Q. Did she tell you they needed to save their resources for cases where people are actually innocent?
A. Not sure.
Q. If she said that to you, what would you have said?
A. Not sure.
Q. Is this a case where there is somebody locked up who is actually innocent?
A. Yes.
Q. Then why didn't you tell that to Cheryl Sullivan when she came and talked to you?
A. I don't know.
Q. Why didn't you tell that to the two men that talked to you the day before?
A. I don't know.
Q. Why didn't you testify to that?
A. Nobody asked.
Q. You're telling me that this is a case where someone is locked up who is actually innocent, right?
A. Yes.
Q. Does that bother you?
A. Somewhat. Not really.
Q. Did you ever reach out to anyone to say there has been a miscarriage of justice, an innocent man is in prison and I need to tell the truth?

A. No.
Q. But you could have reached out to someone; is that right?
A. I don't know.
Q. Okay. We talked a little bit a little while ago -- and Karon, I appreciate you hanging with me. We're almost done. I do want to go back to something that we talked about a little bit ago. That was Mr. Freeman testifying in Coatney Williams' trial. So that's in open court under oath. And he testified that you were involved in this crime. How did you feel about that?
A. I don't care.
Q. Did it bother you that one of your codefendants was getting up on the stand and saying like, look, here's who was involved and saying you were a part of it?
A. No.
Q. Did you feel like as friends you had any loyalty not to snitch on each other?
A. No.
Q. There was some brief reference earlier in this deposition, you told me something about Coatney Williams in Philadelphia. Do you remember that?
A. Yes.
Q. What is your understanding of Coatney Williams in Philadelphia?

A. I think I read he's supposed to have been in Philadelphia or something at the time. Not sure --

Q. You said you read that?

A. I'm not sure if it's true or not, though.

Q. Okay. But you said you read that?

A. I think so.

Q. Was that in your discovery?

A. I think so.

Q. And you say you're not sure if it was true or not?

A. No.

Q. Other than your discovery, did you ever hear anything about Coatney going to Philadelphia?

A. I'm not sure.

Q. Did you ever hear anything about Robert Branch going to Philadelphia?

A. I'm not sure.

Q. Are you -- have you ever heard anything about them having family out there?

A. I think so. I'm not sure.

Q. I'm going to show you a picture that has been previously marked as Exhibit 4. If you need me to move this for you to see it better, let me know, but can you see that okay?

A. Yeah. I can see it.

Q. Do you recognize anything about that picture?

A. No.
Q. Do you recognize the person who is in that picture?
A. No.
Q. Do you recognize the clothing that that person is wearing?
A. No.
Q. Do you recognize the background or the surroundings in that picture?
A. No.
Q. Have you ever seen this picture before?
A. No.
Q. Have you ever seen this person before?
A. I can't tell who it is.
Q. If you can tell. I'm sorry, say that again.
A. I can't tell who it is.
Q. Is that because of the quality of the picture?
A. Yes.
Q. Okay. Does that clothing in that picture, that 39 red jersey mean anything to you?
A. No.
Q. I'm going to show you what has previously been marked as Exhibit 3. Can you see that okay?
A. I can't see who it is.
Q. But can you see the picture?

1 A. Yeah.
2 Q. Do you recognize anything about that picture?
3 A. No.
4 Q. Do you recognize the hat that that person is
5 wearing?
6 A. No.
7 Q. Do you recognize the background, as much as there
8 is any background?
9 A. No.
10 Q. Can you tell who that person is?
11 A. Say it again.
12 Q. Can you tell who this is in this picture?
13 A. No.
14 Q. I'm going to show you one more picture. This has
15 been previously marked as Exhibit 5. All right. Do you
16 recognize anything about this picture?
17 A. No.
18 Q. Do you recognize that person?
19 A. No.
20 Q. Do you recognize the hat that person is wearing?
21 A. No.
22 Q. Do you recognize any of the other clothing that
23 person is wearing?
24 A. No.
25 Q. Do you recognize the background of this picture?

1 A. No.
2 Q. Can you tell who that person is?
3 A. No.
4 Q. And I just want to clarify that picture. And I'll
5 actually go back. I'll show them in the same order that I
6 showed them before.
7 This is Exhibit 4. And my questions are about the
8 individual whose picture is in Exhibit 4. Do you know that
9 person?
10 A. I can't say who the person is. The picture is
11 kind of blurry.
12 Q. Okay. That's what I wanted to clarify. You might
13 know that person, you might not, you just can't tell because
14 the picture is not good enough; is that correct? I don't
15 want to put words in your mouth.
16 A. Yeah.
17 Q. Okay. Is that true for all of the pictures? Were
18 you telling me that you did not know these people or that
19 you just cannot tell?
20 A. I can't tell.
21 Q. Okay. Thank you.
22 All right. Mr. Moses, was Coatney Williams at the
23 Davis house at the time of the break-in?
24 A. No.
25 Q. Did Coatney Williams provide the shotgun that was

1 used that night?
2 A. No.
3 Q. Did Coatney Williams help plan this crime?
4 A. No.
5 Q. Did Coatney Williams know about this crime before
6 it happened?
7 A. No.
8 Q. Did you see Coatney Williams at the Cupboard that
9 day?
10 A. No.
11 Q. Did you ride in a car and take Coatney Williams
12 home that day?
13 A. No.
14 Q. And did anyone else take Coatney Williams home
15 that day?
16 Let me clarify --
17 A. No.
18 Q. -- my question. Did Jamal Thomas take Coatney
19 Williams home that day?
20 A. No, not that I know of.
21 Q. Did Antonio Freeman take Coatney Williams home
22 that day?
23 A. No, not that I know of.
24 Q. Did Jamal Thomas see Coatney Williams at the
25 Cupboard that day?

1 A. Not that I know of, no.
2 Q. Did Antonio Freeman see Coatney Williams at the
3 Cupboard that day?
4 A. No.
5 Q. Were you and Antonio Freeman friends?
6 A. Somewhat. Not really. Somewhat.
7 Q. Did you ever go to his house?
8 A. Yes.
9 Q. Did you go to his house this day?
10 A. I can't remember.
11 Q. Do you recall his grandma staying with him
12 visiting for the holidays?
13 A. Not that I know of.
14 Q. Do you recall Antonio Freeman having a fight with
15 his family before y'all met up?
16 A. No.
17 Q. Did he say anything about that?
18 A. No.
19 Q. Do you recall him having a fight with his
20 girlfriend?
21 A. No.
22 Q. Who was his girlfriend?
23 A. I'm not sure.
24 Q. Were you guys smoking when you were in the car?
25 A. I think so.

1 Q. Weed?
2 A. Yeah.
3 Q. Was it a blunt?
4 A. Yeah.
5 Q. Who was rolling the blunt?
6 A. I did, I think.
7 Q. Did anybody else roll the blunt?
8 A. No.
9 Q. Is there anything that you can think of that would
10 help us to understand this case that I have not asked you
11 about?
12 A. No, not really except for Jamal just put Coatney
13 in to take hisself out of the situation. Antonio Freeman
14 testified to get a lesser plea.
15 Q. Why did Coatney Williams' name come up in the
16 first place?
17 A. I guess 'cause Jamal put him in there to take
18 hisself out of the situation.
19 Q. Why would he think that would help him, though?
20 Why would Jamal think bringing up Coatney would help him?
21 A. I guess he was saying he was there. I guess he
22 was saying he was there then he could say he wasn't involved
23 in the crime.
24 Q. Do you know anything about the cops' relationship
25 with Coatney Williams or Coatney Williams' relationship with

1 the cops?
2 A. No.
3 Q. Did they know him?
4 A. I don't know. I'm not sure.
5 Q. Okay. Did Coatney Williams have a reputation?
6 A. Not really.
7 Q. Have you ever written anything down about this
8 case?
9 A. No.
10 Q. Anything like a journal?
11 A. No.
12 Q. Has anyone talked to you about what you would say
13 at this deposition today?
14 A. No.
15 Q. When did you first learn that we wanted to depose
16 you?
17 A. I got a letter in the mail.
18 Q. A letter from us?
19 A. Yeah.
20 Q. When did you get that?
21 A. I think July 29th of -- I forgot.
22 Q. Just a couple weeks ago?
23 A. Yeah.
24 Q. Have you talked to anyone in the meantime since
25 you got that letter that we wanted to do this?

1 A. No.
2 Q. Has anyone told you what to say?
3 A. No.
4 Q. Has anyone made you any promises about your
5 testimony?
6 A. No.
7 Q. Has anyone made you any threats about your
8 testimony?
9 A. No.
10 Q. Has anyone put any pressure on you about what you
11 would say today?
12 A. No.
13 Q. Were you completely truthful in answering my
14 questions?
15 A. Yes.
16 Q. Is there anything extra that you remember now
17 about something I asked you that you did not tell me when
18 you were first answering the questions?
19 A. No.
20 Q. Is there any other topic that we have not explored
21 that you think would be important for our understanding of
22 this case?
23 A. No.
24 Q. Do you have any additional information related to
25 this case that has not already been mentioned?

A. No.
Q. When you were in the car that night smoking the blunt were you high?
A. I guess so.
Q. Do you still remember everything that happened?
A. Yes.
Q. Do you have any memory of dropping Coatney Williams off anywhere that night?
A. No.
Q. Why would someone say now that y'all met up with Coatney at the Cupboard and gave him a ride home before you went to the Davis house?
A. It was a lie.
Q. What was a lie?
A. We never took Coatney home.
Q. Why would someone say that?
A. I don't know.
Q. At the time that this case was going to court, were you upset with Coatney Williams?
A. No, not really.
Q. At the time this case was going to court, was Jamal Thomas upset with Coatney Williams?
A. I don't know.
Q. Would he have any reason to be upset?
A. No.

1 Q. At the time this case was going to court was
2 Antonio Freeman upset with Coatney Williams?
3 A. No.
4 Q. None of y'all felt like Coatney was snitching on
5 you?
6 A. Yeah.
7 Q. Who felt like that?
8 A. I guess everybody did.
9 Q. Did that make you upset?
10 A. Not really. I really didn't care about it.
11 Q. Did that --
12 A. I just didn't care.
13 Q. Did that make Jamal upset?
14 A. Not sure.
15 Q. Did that make Antonio upset?
16 A. Not sure.
17 Q. Did you ever hear either of them talking about
18 being mad at Coatney for snitching?
19 A. No.
20 Q. All right, Mr. Thomas. We're just about to end.
21 Do you still have that letter that we sent you about doing
22 this today?
23 A. Yes.
24 Q. On top of that letter is our address. My name is
25 Brian Ziegler. This is Julie Bridenstine. We're working on

1 this case. Will you write a letter to one of us if you
2 remember anything else?
3 A. Yes.
4 Q. Okay.
5 MR. ZIEGLER: All right. With that, we will close
6 the deposition. The time is 11:57.
7 MS. BRIDENSTINE: Mr. Moses, you have a right by
8 statute to receive a copy of the transcript that will be
9 prepared of this deposition. You have the right to review
10 it and make any changes to your testimony as you see fit or
11 you could waive that right and the transcriptionist will
12 just finalize the transcript. Do you want to receive the
13 transcript or do you want to waive that right?
14 MR. MOSES: I'll waive that right.
15 MR. ZIEGLER: Okay. All right, Mr. Moses. We
16 appreciate your time. I know this took a little while.
17 Take care.
18 MR. MOSES: All right.
19 (The deposition in the above-captioned case
20 concluded. The witness waived reading and signing.)
21
22
23
24
25

CERTIFICATE OF TRANSCRIPT

This is to certify that the foregoing 130 consecutively numbered pages are an accurate transcript of the deposition proceedings recorded by Brian Ziegler with the Innocence Inquiry Commission held on 8/6/2020. The recording was provided to me via email by Mackenzie Myers with the Innocence Inquiry Commission. The recorded deposition was transcribed by me to the best of my ability due to the recording quality.

I further certify that I am not related to any party or attorney, nor do I have any interest whatsoever in the outcome of this action.

This the 29th day of August 2020.

DONNA ROWE
1040 Lake Shore Drive
Wendell, NC 27591
919.649.1656
ddrsteno@gmail.com

EXHIBIT

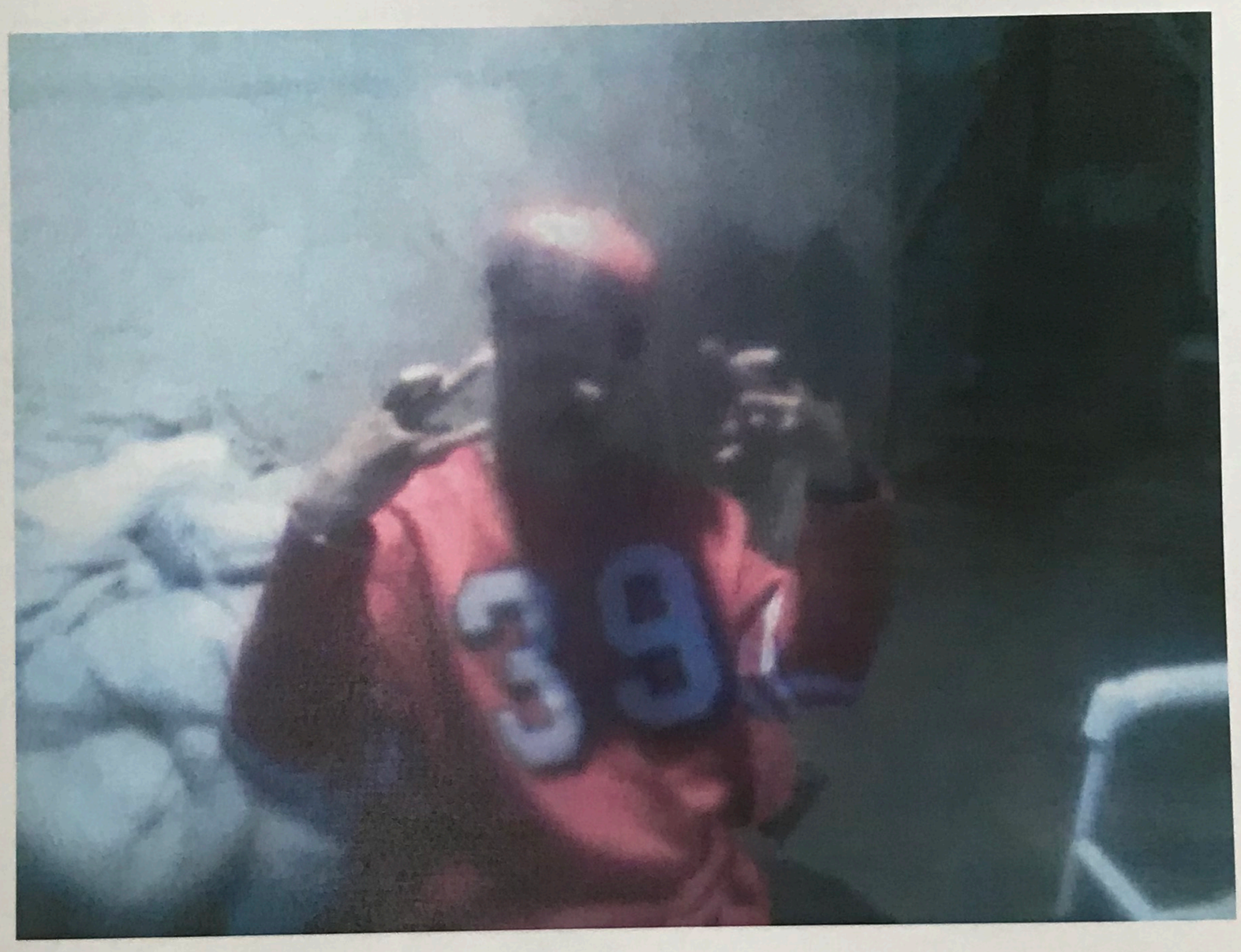
3

PENGAD 800-631-6989

EXHIBIT

4

PENGAD 800-631-6989



EXHIBIT

5

PENGAD 800-631-6989

EXHIBIT
23

113

OFFICE OF THE SHERIFF
NORTHAMPTON COUNTY

WARDIE P. VINCENT, SR., SHERIFF
P. O. BOX 176
JACKSON, N. C. 27845
Phone: (252) 534-2611
Fax (252) 534-1408

NORTHAMPTON COUNTY SHERIFF'S OFFICE
CRIMINAL INVESTIGATION DIVISION
STATEMENT FORM

( )VICTIM ( )WITNESS ( )SUSPECT ( )DEFENDANT
( )WRITTEN ( )ORAL ( )TAPED (THAT HAS BEEN TRANSCRIBED)

NAME: Jamal Andre Thomas
DATE OF STATEMENT: 9-3-08
ADDRESS: 2246 Tower Rd.
Margarettsville, NC 27853
TIME OF STATEMENT: 1926
GIVEN TO: Det. B. Burnette
PHONE: 252 589-1218
PLACE: NCSO
SOCIAL SECURITY: 218-23-2795
DATE OF BIRTH: 5-18-89

ST I give Detective Burnette the following statement
The end of last year me, ya yo, Karon Moses
was in Seaboard project around 8 or 9 pm. Ya Yo
and Karon said they had a lick. Karon ask me if
I Knew Tacoma. Ya Yo said who the one that hang
with Erel. Ya Yo said to Karon what the hell he
do to you. and Karon said he tried to shine on me.
Karon said and I Know where he stay at. Ya Yo
told me come on Mal and I said I'm not
fucking with yall. Karon said all you got to do
is drive. Me, Karon and Ya Yo got in my car

SIGNATURE: Jamal A Thomas
WITNESS: B. Burnette

PAGE 1 OF 8

OFFICE OF THE SHERIFF
NORTHAMPTON COUNTY
WARDIE P. VINCENT, SR., SHERIFF
P. O. BOX 176
JACKSON, N. C. 27845
Phone: (252) 534-2611
Fax (252) 534-1608

NORTHAMPTON COUNTY SHERIFF'S OFFICE
CRIMINAL INVESTIGATION DIVISION
STATEMENT CONTINUATION PAGE

NAME: Jamal Andre Thomas DATE OF STATEMENT: 9-3-08

and we went down town to the cupboard. We saw Coatney Williams at the Cupboard. I also saw my girlfriend Cinita Long and she asked me where was I going. I got out the car and went where she was and told hern the boys got a lick. I was talking about Ya Ya and Karon. Karon and Ya Ya was telling Coatney what we were going to do. When I got back to my car Coatney was in back seat on the passenger side behind Karon. Coatney told me to go to his house to get a black shirt. After we got to Coatney house he went inside and came out with a black turtle neck and walken stiff like he had something in his pants. Coatney got in the car and we left. Once Coatney was inside the car he pulled the gun out of his pants. I asked Coatney what the fuck he was doing with that man. Coatney said chill out it ain

SIGNATURE: Jamal Thomas

WITNESS: B. Burnette

OFFICE OF THE SHERIFF
NORTHAMPTON COUNTY
WARDIE P. VINCENT, SR., SHERIFF
P. O. BOX 176
JACKSON, N. C. 27845
Phone: (252) 534-2611
Fax (252) 534-1608

NORTHAMPTON COUNTY SHERIFF'S OFFICE
CRIMINAL INVESTIGATION DIVISION
STATEMENT CONTINUATION PAGE

NAME: Jamal Andre Thomas DATE OF STATEMENT: 9-3-08

Two bullets in it. We were still going down the road. We got to the path right down from Tacoma's house with the yellow gate. I backed in the path. I told Coatney if I hear shots I'm gone. Coatney said man I told you it wont no bullets in it. Karon, Ya Yo and Coatney got out my car the honda accord 92 model 4-dr and walked to Tacoma's house. They went to the path near the house and walked across to the house. Coatney had a shotgun in his hand. Coatney, Karon and Ya Yo [illegible] all black. Karon had a black hoodie, Coatney a black [illegible] with a black skee mask. Karon also had on a [illegible] across his face and pulled his hoodie [illegible] his head. Ya Yo had a black wool hat on his head, black long sleeve shirt with [illegible] over his face. They stayed gone about 5 or 8

SIGNATURE: Jamal Thomas

WITNESS: B. Burnette

PAGE 3 OF 8

OFFICE OF THE SHERIFF
NORTHAMPTON COUNTY
WARDIE P. VINCENT, SR., SHERIFF
P. O. BOX 176
JACKSON, N. C. 27845
Phone: (252) 534-2611
Fax (252) 534-1608

NORTHAMPTON COUNTY SHERIFF'S OFFICE
CRIMINAL INVESTIGATION DIVISION
STATEMENT CONTINUATION PAGE

NAME: Jamal Andre Thomas DATE OF STATEMENT: 9-3-08

minutes. I then heard about 3 or 4 gunshots and I took off in my car and drove about quarter mile and then I said to myself I can't leave them so I turned around and went back towards Taeoma's house. I went back to where I was parked at first and turned around and then I saw Tony, Karon and Ya Ya jump out the woods. I turned and Courtney got in the car behind me with the shotgun in his hand, Karon got in front passenger seat, I had the X-box under his arm and the wires and controllers in the other hand. Courtney also had a cellular phone in his hand. It was yellow with blue writing, Ya Ya got in the back seat behind Karone. Ya Ya had my [illegible] and was pulling it out after he got in the car. Ya Ya then [illegible] stomped Karone as in the car. Ya Ya then [illegible] PJT.

SIGNATURE: Jamal A Thomas

WITNESS: B. Burnette

OFFICE OF THE SHERIFF
NORTHAMPTON COUNTY
WARDIE P. VINCENT, SR., SHERIFF
P. O. BOX 176
JACKSON, N. C. 27845
Phone: (252) 534-2611
Fax (252) 534-1408

NORTHAMPTON COUNTY SHERIFF'S OFFICE
CRIMINAL INVESTIGATION DIVISION
STATEMENT CONTINUATION PAGE

NAME: Jamal Andre Thomas DATE OF STATEMENT: 9-3-08

JT revolver gun (black). I saw the gun. We going back to Seaboard when a car came up behind us fast. Ya Ya shot the revolver at the car two times. We pulled in a drive way the car went pass and came back and Ya Ya shot the revolver three more times and said shit I'm out of bullets. I then backed out the driveway and we went back to Seaboard I parked my car in the Seaboard project in front of Rasheed Alston's house. [illegible] Ya Ya [illegible] Coatney got out the car. Coatney told me to pop the trunk I did. Coatney put his key in my trunk Karon and Ya Ya took the x-box and gun to their house after Karone, Ya Ya and Coatney split the money I then locked my car up and walked to the Elks home to a party. When I got to the Elks home I saw Cinita outside and Shamika. It was a

SIGNATURE: Jamal Thomas

WITNESS: B. Burnette

OFFICE OF THE SHERIFF
NORTHAMPTON COUNTY
WARDIE P. VINCENT, SR., SHERIFF
P. O. BOX 176
JACKSON, N. C. 27845
Phone: (252) 534-2611
Fax (252) 534-1408

NORTHAMPTON COUNTY SHERIFF'S OFFICE
CRIMINAL INVESTIGATION DIVISION
STATEMENT CONTINUATION PAGE

NAME: Jamal Andre Thomas DATE OF STATEMENT: 9-3-08

30 and over party [illegible] they wouldn't let us in. We talked about 20 minutes [illegible] they came up on a mustang and told me he wanted his stuff. I got in the mustang and we went back to the projects. Cinta got the [illegible] boots, The jerkins and I got in the mustang. I [illegible] they car back to the Elks club. I talked to Cinita and she said she was [illegible] so I drove back. I waited with [illegible] waited and Cinita never came. So I walked back to the Elks club and I saw Cinita and Shameka walking. The next day I saw Karon in the Seaboard [illegible]. I asked him [illegible] what happen what the fuck yall just shooting for. Kane said yall don't just mess with Kane. Then Cinta saw Eric pull out and he started shooting. Kane said so they got out [illegible]

SIGNATURE: [illegible]

WITNESS: B. Burnette

PAGE 6 OF 8

OFFICE OF THE SHERIFF
NORTHAMPTON COUNTY
WARDIE P. VINCENT, SR., SHERIFF
P. O. BOX 176
JACKSON, N. C. 27845
Phone: (252) 534-2611
Fax (252) 534-1408

NORTHAMPTON COUNTY SHERIFF'S OFFICE
CRIMINAL INVESTIGATION DIVISION
STATEMENT CONTINUATION PAGE

NAME: Jamal Andre Thomas DATE OF STATEMENT: 9-3-08

the car and Coatney started shooting [illegible] the
st[illegible]ing [illegible] said Coatney kicked [illegible]
and Karone and YaYa went in [illegible]
said he was [illegible] and picked up the [illegible]
and the [illegible] and [illegible] them in a athletic bag
Karone also said he stuffed some hats in the
[illegible] and the [illegible]. Karone said he [illegible]
[illegible] a
[illegible] shotgun. Karone said YaYa hit [illegible]
[illegible] if [illegible]
[illegible] YaYa was [illegible]
[illegible] Karone said YaYa
[illegible] stuff was. Karone said YaYa
[illegible] athletic bag and
was [illegible] jewelry in [illegible]
[illegible] told [illegible] Karone was
[illegible] Karone was
asking the lady where the Rucker money was

SIGNATURE: Jamal Thomas PAGE 7 OF 8

WITNESS: B. Burnette

OFFICE OF THE SHERIFF
NORTHAMPTON COUNTY
WARDIE P. VINCENT, SR., SHERIFF
P. O. BOX 176
JACKSON, N. C. 27845
Phone: (252) 534-2611
Fax (252) 534-1608

NORTHAMPTON COUNTY SHERIFF'S OFFICE
CRIMINAL INVESTIGATION DIVISION
STATEMENT CONTINUATION PAGE

NAME: Jamal Andre Thomas DATE OF STATEMENT: 9-3-08

JT She told him and all Karone open the drawer he saw a gun in there. Karone gave Ya Yo the gun that was found in the house, and Ya Yo gave the shot gun to Karone and he took the shot gun to Courtney. Also Karone threw the cell phone out the window on 186 before we got to Seaboard JT

2153

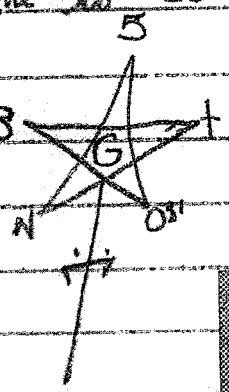
SIGNATURE: Jamal Thomas

WITNESS: B. Burnette

Karon

Whats poppin ☆ yall nigga know yall 13/13 for putten my name in that bullshit talking bout you got a motherfucking 00 Banger around me nigga you know you got that shit from dead but why yall aint put his hard back ass in it I all ready got to much shit on my head to be worrying with some shit yall niggas did. Ima 4 time convicted felon and this charge will send me up the river for at least 10 years and I got any more charges to carry out so if I got to testify against yall be clear my name be it so man I for what you did so I aint got to testify against yall cause I got my witnesses. Ready to come to court.

Bill
Maly His bitch the Reason why Yall locked up now



And All that tough talk gone get you Peter Rolled Nigga

Received on
9-19-08
from Major Drew

EXHIBIT 36

PENGAD 800-631-6989

OFFICE OF THE SHERIFF
NORTHAMPTON COUNTY

WARDIE P. VINCENT, SR., SHERIFF
P. O. BOX 176
JACKSON, N. C. 27845
Phone: (252) 534-2611
Fax (252) 534-1408

NORTHAMPTON COUNTY SHERIFF'S OFFICE
CRIMINAL INVESTIGATION DIVISION
STATEMENT FORM

****

( )VICTIM ( )WITNESS ( )SUSPECT ( )DEFENDANT
( )WRITTEN ( )ORAL ( )TAPED (THAT HAS BEEN TRANSCRIBED)

****

NAME: Robert Branch III
DATE OF STATEMENT: 10-1-08
ADDRESS: 161 Blue Jay Trail
Seaboard, NC 27876
TIME OF STATEMENT: 1440
GIVEN TO: Detective Burnette
PHONE: 252 589-7691
PLACE: NCSO
SOCIAL SECURITY: 243-63-8006
DATE OF BIRTH: 6-8-89

****

RB I give Detective Burnette the following statement.
RB Me, Coatney my mom and my mom boyfriend Robert Knight left on December 26, 2007 and went to Philadelphia, Pa. We came back home on December 29, 2007 and got back around 7pm. On December 26 around 4:00pm I received a call on my cell phone (578-4208) from Jamal Thomas. Jamal asked me was I in Seaboard and I told him I was in Philadephia. Jamal said then it was good that yall (me + Coatney) had already left because RB

SIGNATURE: Robert Branch III

WITNESS: B. Burnette

OFFICE OF THE SHERIFF
NORTHAMPTON COUNTY
WARDIE P. VINCENT, SR., SHERIFF
P. O. BOX 176
JACKSON, N. C. 27845
Phone: (252) 534-2611
Fax (252) 534-1608

NORTHAMPTON COUNTY SHERIFF'S OFFICE
CRIMINAL INVESTIGATION DIVISION
STATEMENT CONTINUATION PAGE

****

NAME: Robert Branch III DATE OF STATEMENT: 10-1-08

****

he said the police was hot and was looking for somebody and he said somebody just got robbed. Jamal said he just wanted to let us know. I hung up the phone. When we got back on 29th of December a couple of days later I was sitting at my friend Sheed house in the projects in Seaboard. Me, my girlfriend Tiffany Brown, Sheed and Sheed wife April was in their living room RB smoking weed and watching tv when Antonio Freeman walked in the front door. Antonio told me that Erel Jordan got shot. Antonio told me that it was him, Karon and Mally that robbed Erel. A couple minutes later Mally came to Sheed house and he started telling me that Ya Yo and Karon was crazy. I told Mally that Ya Yo had already told him. About 3 or 4 hours later Karon came to Sheed's house and I asked Karon

SIGNATURE: Robert Branch III

WITNESS: B. Burnette

OFFICE OF THE SHERIFF
NORTHAMPTON COUNTY
WARDIE P. VINCENT, SR., SHERIFF
P. O. BOX 176
JACKSON, N. C. 27845
Phone: (252) 534-2611
Fax (252) 534-1408

NORTHAMPTON COUNTY SHERIFF'S OFFICE
CRIMINAL INVESTIGATION DIVISION
STATEMENT CONTINUATION PAGE

****

NAME: Robert Branch III DATE OF STATEMENT: 10-1-08

****

What they get from Erel and Karon said nothing it was a waste of time. I think Karon and Tacoma had a problem because ~~Tacoma~~ Karon RB had someone to hit ~~Karon~~ Tacoma RB in his mouth at school. RB

End of Statement

SIGNATURE: Robert Branch III

WITNESS: B. Burnette

161

EXHIBIT 37

PENGAD 800-631-6989

OFFICE OF THE SHERIFF
NORTHAMPTON COUNTY

WARDIE P. VINCENT, SR., SHERIFF
P. O. BOX 176
JACKSON, N. C. 27845
Phone: (252) 534-2611
Fax (252) 534-1408

NORTHAMPTON COUNTY SHERIFF'S OFFICE
CRIMINAL INVESTIGATION DIVISION
STATEMENT FORM

****

( )VICTIM ( )WITNESS ( )SUSPECT ( )DEFENDANT
( )WRITTEN ( )ORAL ( )TAPED (THAT HAS BEEN TRANSCRIBED)

****

NAME: Cinita Lynell Long
DATE OF STATEMENT: 7-29-08
ADDRESS: 173 Julian Morgan Rd. Seaboard, NC 27876
TIME OF STATEMENT: 4:06 pm
GIVEN TO: Det. B. Burnette
PHONE: 252 589-9671
PLACE: Seaboard PD PVA
SOCIAL SECURITY: 245-59-7280
DATE OF BIRTH: 7-16-88

****

CL I give Detective Burnette the following statement. The day that Tacoma house was broken into I was at a party at the Elks Home in Seaboard. Me and my cousins had left and walked to the Cupboard and we saw officer Smith. We all were just talking when officer Smith got a call that a house was broken into in Severn. Officer Smith left us real fast. We then walked back to the Elks club, and their was a fight and officer Smith came back to that. Earlier that day Jamal Thomas told me him, Karon and Ya Yo had a lit to do tonight. Later I CL

SIGNATURE: Cinita Long

WITNESS: B. Burnette

OFFICE OF THE SHERIFF
NORTHAMPTON COUNTY
WARDIE P. VINCENT, SR., SHERIFF
P. O. BOX 176
JACKSON, N. C. 27845
Phone: (252) 534-2611
Fax (252) 534-1608

NORTHAMPTON COUNTY SHERIFF'S OFFICE
CRIMINAL INVESTIGATION DIVISION
STATEMENT CONTINUATION PAGE

****

NAME: Cinita Lynell Long DATE OF STATEMENT: 7-29-08

****

saw Jamal at the Elks Club so me, Jamal and Shameka left walking. We walked up by the town hall in Seaboard and this is when officer Smith pulled up beside us while we were walking. He asked us where we were going. We told him up to my cousin house. Me and Shamika asked officer Smith what was going on and he said somebody had broke into somebody's house and somebody had got shot and it was 3 boys on a black honda. I then cut my eyes at Jamal and he looked at me and I just walked away from the car. Jamal walked over where I was and I asked Jamal ~~the~~ did they do that and he said no. I told Jamal he was lying and he said they didn't go to Severn they went to Roanoke Rapids. I don't know how Jamal knew it was Severn because he wasn't with us when officer Smith told us where

SIGNATURE: Cinita Long

WITNESS: B. Burnette

OFFICE OF THE SHERIFF
NORTHAMPTON COUNTY
WARDIE P. VINCENT, SR., SHERIFF
P. O. BOX 176
JACKSON, N. C. 27845
Phone: (252) 534-2611
Fax (252) 534-1608

NORTHAMPTON COUNTY SHERIFF'S OFFICE
CRIMINAL INVESTIGATION DIVISION
STATEMENT CONTINUATION PAGE

****

NAME: Cinita Lynell Long DATE OF STATEMENT: 7-29-08

****

Officer Smith told us earlier where the house was broken into. I told Jamal just drop it. After the party was over me, Jamal walked to the Seaboard projects. I saw Jamal honda parked in front of Rashid's house. When we got to the car, Ya Yo and Karon was on Ya Yo's porch. Ya Yo and Karon came to Jamal's car where me and Jamal were. Jamal open his car trunk and I saw some brown, black and white jordan saw a green and blue fittie hats they looked new, wheat timberland boots, and then Jamal took a bag out the trunk and open it and I saw some braclets, pearl necklace and earring set and a lot of other african jewelry. I asked Jamal where he got it from and he didn't say nothing. Karon and Ya Yo went inside Jamal's car in the back seat and got something and took it in Ya Yo's house. I couldn't c

SIGNATURE: Cinita Long

WITNESS: B. Burnette

OFFICE OF THE SHERIFF
NORTHAMPTON COUNTY
WARDIE P. VINCENT, SR., SHERIFF
P. O. BOX 176
JACKSON, N. C. 27845
Phone: (252) 534-2611
Fax (252) 534-1408

NORTHAMPTON COUNTY SHERIFF'S OFFICE
CRIMINAL INVESTIGATION DIVISION
STATEMENT CONTINUATION PAGE

****

NAME: Cinita Lynell Long DATE OF STATEMENT: 7-29-08

****

"I see what it was. Jamal then took me home."

End of Statement

SIGNATURE: Cinita Long

WITNESS: B. Burnette

128

EXHIBIT 38

PENGAD 800-631-6989

OFFICE OF THE SHERIFF
NORTHAMPTON COUNTY

WARDIE P. VINCENT, SR., SHERIFF
P. O. BOX 176
JACKSON, N. C. 27845
Phone: (252) 534-2611
Fax (252) 534-1408

NORTHAMPTON COUNTY SHERIFF'S OFFICE
CRIMINAL INVESTIGATION DIVISION
STATEMENT FORM

****

( )VICTIM ( )WITNESS ( )SUSPECT ( )DEFENDANT
( )WRITTEN ( )ORAL ( )TAPED (THAT HAS BEEN TRANSCRIBED)

****

NAME: Coatney Randell Williams
DATE OF STATEMENT: 9-8-08
ADDRESS: 161 Blue Jay Trail
Seaboard, NC 27876
TIME OF STATEMENT: 9:42am
GIVEN TO: Det. B. Burnette
PHONE: 252 589-7691
PLACE: Northampton Court house
SOCIAL SECURITY: 244-47-1846
DATE OF BIRTH: 1-24-85

****

CW I give Detective Burnette the following statement On December 29, 2007 me, my little brother Robert, my mom Regina and my mom husband Robert Knight was on our way to Philadephia. I was in Alexandia Virginia when I got a phone call on ~~my~~ my brother's cell phone from Jamal Thomas saying that the CW word in Seaboard was I brought into Angela I don't know her last ~~name~~ CW name, but she stay behind the Seaboard project a white lady. Jamal told me The word was I broke into her house and stole her 38. CW

SIGNATURE: Coatney [illegible]

WITNESS: B. Burnette

PAGE 1 OF 3

OFFICE OF THE SHERIFF
NORTHAMPTON COUNTY
WARDIE P. VINCENT, SR., SHERIFF
P. O. BOX 176
JACKSON, N. C. 27845
Phone: (252) 534-2611
Fax (252) 534-1408

NORTHAMPTON COUNTY SHERIFF'S OFFICE
CRIMINAL INVESTIGATION DIVISION
STATEMENT CONTINUATION PAGE

****

NAME: Coatney Randell Williams DATE OF STATEMENT: 9-8-08

****

I kick back to Seaboard on Janvary 3, 2008 from Philadephia. When I get back me, Jamal, Ya Ya and Karon my little brother Robert, [redacted] April Smith, Tiffany Brown was at Rasheed's house in the projects smoking weed, when the conversation of the licks that Ya Ya, Karon and Jamal did over the Christmas/New Year holiday. Ya Ya was gloating about sodomizing Tacoma's mom with the gun. Jamal, Ya Ya and Karon was laughing and having a good old time sharing the story with me, Robert, Tiffany, April and Rasheed. Jamal, Ya Ya and Karon spoke about the shooting of somebody that chase them the night of December 29. Ya Ya said when the dude that was chasing them when they pulled behind a barn and Ya Ya rolled the window down and shot the guy. Jamal

SIGNATURE: Coatney

WITNESS: B. Burnette

OFFICE OF THE SHERIFF
NORTHAMPTON COUNTY
WARDIE P. VINCENT, SR., SHERIFF
P. O. BOX 176
JACKSON, N. C. 27845
Phone: (252) 534-2611
Fax (252) 534-1608

NORTHAMPTON COUNTY SHERIFF'S OFFICE
CRIMINAL INVESTIGATION DIVISION
STATEMENT CONTINUATION PAGE

NAME: Coatney Randell Williams DATE OF STATEMENT: 9-8-08

had the jewelry, jordan and timberland shoes and some fitted caps. Jamal had some PSP's. Jamal traded the X-box for cash and bought a PS 3. Jamal gave me the wheat timberlands to me that came out of Tacoma's house at my aunt Susie Tyson's house. The reason why I know because Jamal said they ain't my size no way they came from the lick we did in Severn. I didn't have anything to do with the burgulary. I was told by Jamal and Ya Yo what happen. Karon just sit back while they talk.

SIGNATURE: Coatney Williams

WITNESS: B. Burnette

121

OFFICE OF THE SHERIFF
NORTHAMPTON COUNTY

WARDIE P. VINCENT, SR., SHERIFF
P. O. BOX 176
JACKSON, N. C. 27845
Phone: (252) 534-2611
Fax (252) 534-1408

EXHIBIT 39
PENGAD 800-631-6989

NORTHAMPTON COUNTY SHERIFF'S OFFICE
CRIMINAL INVESTIGATION DIVISION
STATEMENT FORM

****
( )VICTIM ( )WITNESS ( )SUSPECT ( )DEFENDANT
( )WRITTEN ( )ORAL ( )TAPED (THAT HAS BEEN TRANSCRIBED)
****

NAME: Karon Rashawn Moses
DATE OF STATEMENT: 9-4-08
ADDRESS: 408 King Circle
Seaboard, NC 27876
TIME OF STATEMENT: 1440
GIVEN TO: Det. Burnette
PHONE: 252 589-1102
PLACE: NCSO
SOCIAL SECURITY: 237-69-3338
DATE OF BIRTH: 8-25-90

****

KM I give Detective Burnette the following statement.
I don't Know what you are talking about. KM

1447

End of Statement

SIGNATURE: Karon Moses
WITNESS: B. Burnette

PAGE 1 OF 1

EXHIBIT 40

PENGAD 800-631-6989

Karon Rashawn Moses
DOB 8/25/90
SS# 227-69-3338
18 yrs old.

408 King Circle
Seaboard NC
27876

- chillin with Jamal Thomas
Antonio Freeman

- Thomas and Freeman were ~~discussing~~ talking about robbing the house.

- Thomas and Freeman new there would be money there.

- Thomas had a pair of shoes that Tocoma took from him and then Tocoma told his brother that he took them and that he came and get the shoes from Jamel Thomas

Thomas came back later while they were down town and picked them up.

- drove to the house.
- did not think anyone was in the house
- park on the other side of the street

000020
NCIIC

- all got out
- one gun a shotgun at that time
- all three were walking towards the house
- Thomas told D to cut the phone line at the house
- Gen D had a knife he asked for it to cut the phoneline cut phone line
- Freeman told you to lock the door he could not get to open. Thomas kicked the door and he could not get it open
- Freeman shot the door and they had everybody went into the house
- Lady in one of the rooms
- Freemen watched the victim and he and Thomas looked around the house
- D took XBOX 360 and $300 when they split up the money
- One of Jamal Thomas guns.

Shot the door

Louis Fisher

Louis Fisher

Thomas Jack

000021
NCIC

Was not Present

- D. states that Courtney was not present during the home invasion

Thomas gun but ~~[illegible]~~ Antonio held the gun the whole time.

- appr 10-15 minutes after arriving. To Coman and a friend came up

- One way out to the car saw car slow down to turn into there second drive way ran back to the house told the ~~[illegible]~~ dark car

- Thomas and ~~[illegible]~~ was in the car when they heard gun shots. Freeman made it to the car and we pulled off

- Pulled off and there was a car following them. Thomas pulled off and cut the lights off.

- Car could pass and turned around and came back then Freeman get out of the car and started shooting at the car

000022
NCIC

DA 22

- Freeman used a .38 that was taken from the house.
- car kept going and we went back to seaboard.
- Everybody just split up and went their own way.
- took Xbox to pack house into storage room.
- Sold two day later for 150 dollars.
- walked in room and she had her top off in the process of getting naked. left back out.
- Thomas went into the room to get a bag for the jewelry. Grabbed the purse into the big green bag = Xbox, shoes air jordan dad boots.
- talked
Freeman stated that he shot at some one

but he did not say he shot them
we talked about a week or two late
- seen and shot gun before
- black pistol grip 12 gauge auto
- Thomas kept the shotgun Thomas shotgun
- Antonio Freeman throw gun away in ~~Dec~~ Jan / Feb when police was chasing him in through gun by trash can in this lady back yard.
- told me this while we both were in jail.
- really was suppose to wait but jump into it
- just the three of them 3 of them
- Thomas gave his girlfriend the gun from the house

000024
NCIIC

DA 24

Thomas was on the phone when they left the house he usually to his girlfriend, he met up with her at the projects, he gave her the jewelry. And Freeman got out of the car an went home

Thinks he went home
Freeman went to his house

- Freeman told him that someone had gotshot that night.
- Started getting paranoid.

Courtney was not present during the robbery

Was not present

- no threats
- he and courtney are somewhat friends

DA 25

Reviewer: Cheryl Sullivan
Date: 11/7/2012
Re: Williams, Coatney #0796060

Interview of Karon Moses

Our office had sent Karon three letters over the past six months and he had not responded to any of them. I scheduled an interview with him at Foothills Correctional.

Karon was very polite (ma'am was after every phrase he said), but clearly wanted no part of our review. He repeatedly told me he did not want to get involved. He would not discuss the case in any level of detail.

I told him I had driven four hours to see him and asked whether he sure there was no information he could give me. He said he apologized for me driving that far to speak with him, but he still had nothing to say.

I told Karon it was my understanding that he was prepared to testify for Williams, but that never happened. He said that was correct. At one point he was willing to testify for him, but Karon changed his mind before trial. He would not tell me what made him change his mind.

I asked him whether he had any contact with his co-defendants since he took the plea. He said he has not. He said there has been no contact at all.

I asked him what he thought the other co-defendants would say if I went to see them. He said he did not know. I asked if he thought they would say Williams was innocent. He smirked and said he did not know what they would say.

I told him that the Court made it appear like Williams was in charge of their group. I asked him if that was the right impression. He smiled and said no. The question clearly amused him.

I asked him if any of the co-defendants would be scared of Williams. He smiled again and said no.

I asked him why it took three years for them to resolve the case. He said that they were not even charged for over a year. I asked him how they became suspects. He said he was told someone else (not a co-defendant) was arrested on unrelated charges and told police they had information on this case.

I explained to Karon that our office has limited resources and we have to make sure we are allocating those resources to the cases where people are actually innocent. He replied, "I can tell you this. I think you should save your money." That was the only information he would give beyond telling me he did not want to get involved.

I assured him that Williams did not know I was speaking with him and that I would not tell him. He still would not give me more information.

I asked Karon if he had any questions for me. He said he did not.

On my way out of the prison I noticed Karon had been seen by James Antinore and Jeremy Wiggs the day before. Antinore listed Pitt County as his address and Wiggs listed Rocky Mount, NC. A Google search revealed that Antinore is an attorney in Greenville, NC. It seems unlikely that the visit the day before was a coincidence, but Karon never mentioned it to me.

Antonio Freeman is the only co-defendant who testified against Williams. He has recanted in a letter to the Center. He is currently at Alexander CI. He has had 46 infractions in the two years since he was incarcerated.

Jamal Thomas did not testify at Williams' trial, but has also said Williams is innocent in a letter to the Center. He is currently at Craven CI. He has had 0 infractions in the two years since he was incarcerated.

Recommendation: I believe Williams is likely guilty, but the coincidental visit from Antinore to Karon concerns me. It may be worth interviewing Jamal Thomas at Craven CI to see if we believe he was truthful in his letter.

Craven is several hours from the Center. Williams is at Polk CI, only 15-20 minutes away. We may want to interview Williams first. I am curious what his response would be to questions about his alibi—an alibi that never seemed to be fully proven.

Handout 41

PLACE HOLDER – KARON MOSES DEPOSITION VIDEOS

Handout 42

JAMAL THOMAS

CRIMINAL RECORD

Conviction	Jurisdiction	DOO	Date of Conviction
POSSESSION OF CONTROLLED SUBSTANCE PRISON/JAIL PREMISES (F)	CRAVEN	06/20/2013	04/07/2014
ROBBERY WITH A DANGEROUS WEAPON (F)	NORTHAMPTON	12/29/2007	07/16/2010
FIRST DEGREE BURGLARY (F)	NORTHAMPTON	12/29/2007	07/16/2010
ASSAULT AND BATTERY (M)	NORTHAMPTON	02/28/2007	04/05/2007
SIMPLE ASSAULT (M)	NORTHAMPTON	01/05/2007	03/08/2007

Handout 43

Jamal Thomas DPS
Record Summary

Sealed by Order of the Court

Handout 44

Jamal Thomas 8/4/2020 Deposition Testimony

Page #	Description of Testimony
1-2	• Cover Page and Exhibit List
3	• Introduction and Covid-19 Statement
4-7	• Deposition ground rules and process
8	• Thomas did nothing to prepare for the deposition and did not talk to anyone about it.
9	• Clarification that the Commission is a different organization than the people who spoke to Thomas at Craven CI in 2012 or 2014.
10	• Thomas' release date is 10/23/2020. **Exhibit 4** – the jersey looks like one Williams used to wear, but Thomas cannot see the face in the photo.
11	• **Exhibit 3** – this looks like Williams' brother "Little Robert" but it is not clear so Thomas is not sure. • **Exhibit 5** – looks like Little Robert, but not 100% confident because Thomas has not "been out there" in ten years**.**
12	• Exhibit 5 looks like Little Robert, who is Robert Branch. Exhibit 3 is too dark to tell.
13	• In December 2007, Hamal lived at his grandmother's house. The phone number there was 252-589-1218. He would call from this number if he was home, but out in the streets he would borrow cell phones because he did not have one of his own.
14-16	• **Exhibit 22** - Affidavit of Jamal Thomas – Thomas confirms he executed this affidavit and that it is true.
16	• Thomas knew Williams because he was best friends with Robert Branch ("Little Robert") who was Williams' brother.
17	• Thomas did not know Williams to go by a nickname in the streets, but after being in prison learned he went by "Tek." Another inmate told Thomas that Tek was "on some bullshit" about Thomas putting Williams in this case.
18	• Williams is innocent and Thomas takes "full responsibility for putting him there." People around town said Williams was a Blood and Thomas saw Williams with gang members, but he never heard Williams say he was in a gang.
19	• Thomas has never been involved in a gang and doesn't know if Williams had a rank. Williams lived in Seaboard with his mother and stepfather. Thomas lived a few minutes outside of town and would sometimes spend the night at Williams' house.
20	• Thomas last had contact with Williams on July 16, 2010, the day of sentencing. He has not had contact with Robert Branch since being in prison.
21	• Thomas saw Williams' older brother Ernest in the county jail in 2008. Ernest is now deceased. Thomas did not know Williams' girlfriend, but knew he was

	"talking to" a Caucasian woman who drove a car that might have been a yellow Neon.
22	• Thomas does not know the woman's name, but Robert Branch should know. Thomas does not know Lacey Clanton. He is not and has never been afraid of Williams.
23	• Thomas knew Moses from school and around Seaboard. He did not have a nickname and was not in a gang. Thomas last saw Moses in jail.
24	• Thomas and Moses were cellmates in jail but did not talk much about the case. Thomas told Moses he would take a plea. Thomas thought if he pled it would help his codefendants.
24-25	• After Thomas gave his statement to law enforcement, it "really hit me what I did. And I know it was messed up[.]" Detective Reed kept asking it Williams was there and Thomas said no three times. Detective Reed asked if Thomas was sure and Thomas asked "what if he was there? Could it help my situation?" Reed told Thomas he would get a good deal if Williams was there. That is how Williams came to be in this case. Reed was talking about things Williams may have done that did not pertain to this case. Reed was the first one to bring up Williams' name.
26	• Thomas has never had contact with Moses' family. 252-589-9967 was Cinita Long's number. She was Thomas' ex-girlfriend. That might be her sister's number.
27	• Thomas knew Freeman through Moses. Moses knew Freeman from the Seaboard projects. The projects were about a four-minute care ride or 15-20 minute walk from where Williams lived.
28	• Freeman went by the nickname "Yayo." Thomas did not know him to be in a gang. Thomas last saw Freeman in jail prior to court. They talked through a vent, but not about the case. Thomas has never had contact with Freeman's family.
29	• Williams did not have power over Thomas, Moses, and Freeman. He could not tell them what to do. Thomas went by the nicknames "Mal" or "Mally."
30	• Thomas lived in Margarettesville, about ten minutes from Seaboard. He has never been in a gang but would sometimes hang out with individuals he knew from school or town who were gang members.
31	• Bloods and Crips would hang out together. Thomas never did anything with those guys that was related to participation in a gang. Thomas knew Tacoma Davis through Erel Jordan. Davis talked to a girl, Twanna, who Thomas knew.
32-33	• Twanna is Antwanna Lee. She dated Tacoma Davis. Thomas did not know of her ever dating Williams. Davis was "not really" in a gang but hung out with Bloods. Thomas did not know Mary Davis.
34	• Thomas was middle school friends with Erel Jordan. Tacoma Davis stayed over at Thomas' house one night. Jordan did not have a nickname.
35	• Erel Jordan was never in a gang. Thomas did not know who Jennifer Williams was until court. He now knows she was a neighbor of the Davises.

35-36	• On 12/29/07, Thomas was in the projects with Moses and Freeman. One of them said he had a lick on Tacoma Davis because Davis and his mother would be out of town and they had money. Thomas was talked into driving and the trio left Seaboard for the Davis house. Thomas parked his car on a path and all three went to the house and tried (and failed) to kick the door in. Freeman shot the door and Thomas ran back to the car. After waiting, he went back to the house to tell Moses and Freeman to hurry up. He saw Freeman "on top of the lady." Moses and Thomas ran back to the car as another car approached. Freeman ran out of the house and shot at Tacoma Davis and Erel Jordan.
37	• A car followed them (Thomas now knows this was Jennifer Williams but did not know at the time who it was). They went to Thomas' house and burned something in a barrel before returning to Seaboard. The crime was either Moses or Freeman's idea. They both approached Thomas about it. They may have targeted Tacoma Davis out of envy. Thomas does not know why they thought no one would be home. Davis wore expensive clothes, so they thought there would be money at the home.
38-39	• Either Moses or Freeman had words with Tacoma Davis about Antwanna Lee. Thomas thinks she was not loyal to Davis and either Freeman or Moses had a sexual encounter with her. Lee lived across the street from the Seaboard projects.
41	• The crime had nothing to do with gang membership. Thomas doubts it had to do with a conflict over Lee. Thomas thinks people did not like Tacoma Davis because he would come from his neighborhood to the projects in nice clothes.
42	• The crime was about getting money. Thomas first heard about the idea 20-30 minutes before the crime.
43-44	• Thomas is not aware of whether Moses and Freeman had planned it earlier. No one else was around when they approached Thomas about it. The conversation took place in Thomas' car outside of Freeman's house. As far as Thomas knows, no one talked to Williams about the crime before it happened. When Thomas was involved, there was no talk about anyone else joining in the crime.
44-45	• Cinita Long was Thomas' girlfriend at the time. She did not know about the crime because Thomas did not talk to her about it. The ring the detective said came from the crime did not come from the crime – Thomas bought it from someone else and gave it to Long sometime before the crime. Thomas told Long that he had a lick to do with Freeman and Moses but did not go into detail. He told her the night of the crime at a party after they had already done the crime.
46	• Thomas went to school with Deangelo Mason. Thomas does not believe Mason had any knowledge of the crime and does not know why anyone would think he was involved. Thomas called Tacoma Davis sometime shortly before the crime about a car radio Davis was selling.

47-48	• Thomas called Erel Jordan to get Davis' number regarding the radio. Thomas did not call either of them after the crime. Bringing a shotgun was always part of the plan. The gun belonged to Thomas but was in Seaboard at Freeman's home. Freeman was not carrying the gun when they talked about the crime; he went back inside to get it. Moses and Freeman were holding Thomas' gun because they had a beef with another town. Thomas bought the gun from a crack user but cannot remember where.
49-50	• Thomas bought the gun in the Summer of 2007. No one else knew where the gun came from. Thomas did not buy it from Williams. Thomas cannot recall ever saying he got the gun from his aunt. He kept it at his grandma's house until she told him to get it out. His aunt Tiffany also lived there. His grandma's name is Alicia Thomas. Thomas did not have any other guns and did not keep a stash of guns at a house.
51	• Freeman kept the shotgun after the crime. Thomas does not know an Angela Williams or know about a white woman who lived behind the projects whose home was broken into.
52	• The town talked about an old man's house who was broken into and guns stolen. Thomas thinks this was before this crime.
53	• Thomas denied ever doing a break-in and making it look like Williams did it and does not know why anyone would say that. He denied ever doing any break-ins other than the one at the Davis house. Thomas did not know of any plan to steal guns from Angela Williams – he does not know who that is – and denied ever wanting Williams to help with that.
53-54	• Rasheed Alston is a "friend or associate" who stayed in the Seaboard projects. Thomas did not know him to have a shotgun, although he did have a pistol. Alston was not involved in providing the shotgun used in this case and Thomas doesn't know why anyone would think that.
55-56	• Thomas heard about the Seaboard Police Department being broken into – Thomas was at the pool hall when an officer came in and asked everyone to lift up their shoes so he could check the prints. Thomas never heard anyone talk about who did the break-in or what was stolen.
56-57	• Thomas last saw Williams in Roanoke Rapids at Wally Tyson's apartment in 2008. Prior to the crime, he last saw Williams a few days before the crime. Williams was going to Philadelphia with family and had to call so he didn't get left behind. Thomas was with Williams at Rasheed Alston's house. Thomas is not sure whose phone Williams called from.
58	• If Thomas wanted to get in touch with Williams, he would call the house phone. Thomas denied ever calling Williams or Robert Branch while they were gone to Philadelphia. He does not know why Branch would say that.
59	• The night of the crime, Thomas came to the projects and Freeman and Moses were standing outside. They got into Thomas' car and started talking. Thomas was their transportation.

60	• Thomas was just riding through the projects to see who was out and what was going on. He does not recall where he was coming from. His car was a 1992 Accord.
61	• The car was primed black, a spray-painted look. Thomas parked on a path across and up the street from the Davis house. Thomas, Moses, and Freeman all got out of the car and tried to kick the door. Freeman shot the door and Thomas ran back to the car to wait.
62	• Thomas went back to the house and saw Freeman laying on top of Mary Davis. He did not go into the room. He told Freeman to get off of her. Moses was in another room. They disguised their voices "like Jamaicans."
63	• Ms. Davis saw Thomas. Thomas, Moses, and Freeman all wore all black and covered their faces.
64	• Thomas and Moses ran and got in the car. Thomas heard a shot and then Freeman got in the backseat. Thomas pulled off and a car followed them. Freeman started shooting at the car from out the backseat driver's side window. He first shot with the shotgun, then with a gun that he said Ms. Davis pulled on him.
65	• Thomas did not see who drove the car that followed, but assumed it was Erel Jordan or Tacoma Davis, who pulled up earlier in a purple Honda. When the car stopped following, they went to Thomas' house and burned a cellphone.
66	• The cellphone they burned came from the robbery. The ski mask Thomas wore came from his car. He kept it there for riding dirt bikes and four-wheelers. The black clothes were also kept in the car for four-wheeling.
67	• Freeman and Moses were already dressed in black when Thomas arrived. Thomas had all black clothes in his car for four-wheeling.
68	• They burned more than just the cellphone, but Thomas can't recall what. They split up the other items. Thomas got sneakers, they all got videogames and all split the money.
69-70	• Freeman kept both guns. Thomas kept the Timberland boots. They split up the items in the car while driving. The burn barrel was at Thomas' grandmother's house in Margarettesville. Then they went back to Seaboard, where Thomas dropped Freeman and Moses off in the projects and went to a party at the Elks Lodge.
71-72	• Thomas parked his car and walked with Long and her cousin Shameka from the party to Shameka's house. Long was talking to a sheriff who pulled up until he got a call about the crime Thomas had just committed. When the call came up, Long looked at Thomas and he shook his head to indicate it wasn't him. He had just told her he did a lick.
73-74	• Thomas did not tell Long any details about the crime. Shameka did not hear him tell Long he did a lick. Thomas left because he did not want to argue with Long. He went back to his car.
75-76	• Thomas is not sure who the officer was. He was African American and in a Sheriff's car. Thomas did not see Williams that night. The next time he saw

	Williams was in Roanoke Rapids at the Georgia Ave. Apartments at the apartment of Wally Tyson's mother.
77-79	• Thomas does not know when Williams learned about the crime. He didn't have time to talk in Roanoke Rapids because he ran to the apartment after stealing money from a veterinarian he thought did not adequately help his dog.
79-80	• Williams did not get any of the items from the Davis house. Thomas still had the Timberland boots. Thomas saw the boots the night before he came to prison in the trunk of his car. Thomas never gave Williams any pair of boots. Thomas does not know why anyone would think Williams had boots from the Davis house.
81	• Thomas is the one who told Williams about the crime. It was after the incident with the veterinarian. Thomas is not sure if this was in Seaboard or Roanoke Rapids and does not recall anyone else being around. Thomas never talked with codefendants about what to say if they were questioned. He does not know what Freeman has said and has not seen his discovery. Thomas was the first one to cooperate. Freeman and Moses did not cooperate and Williams "ain't have no reason to because he wasn't there."
82	• Freeman started to cooperate after he saw what Thomas said and tried to get out of the sexual assault charge. Thomas doesn't know what anyone has said except himself. Thomas got a lawyer after he had already spoken to law enforcement. When he talked to his lawyer, he "kept the story the same, hoping it was going to help me out[.]"
83	• Between December 2007 and August 2008, Thomas did not talk to anyone about the crime. He told Williams because he thought one of the other guys said something about it. Williams asked him about it. Thomas was never present when other people were talking about the crime. Moses and Freeman were not his "everyday crowd."
84	• Thomas was at Rasheed Alston's house for a conversation about the crime, but he did not say anything. Freeman and Alston were smoking and talking about it. Rasheed's baby mother April was there too, but in another room.
85	• Robert Branch, Tiffany Brown, Coatney Williams were not at Alston's house during this conversation.
86-87	• The conversation at Alston's house was somewhere from three to seven days after the crime. Alston's young kids might have been there in another room. Alston and Freeman were high on marijuana, but Thomas was not. Thomas does not remember the conversation clearly.
88	• Freeman was talking about "how we sounded" inside the house and about the shooting. He never put Williams' name in it during this conversation. Thomas believes this was the first time Alston heard about the crime. Thomas believes Detective Burnette came to talk to him after talking to Cinita Long.
89	• Thomas does not know why Det. Burnette talked to Long. He thinks his name came up so law enforcement went to his girlfriend. Long did not know

	Thomas, Moses, and Freeman were involved in the crime. Thomas does not think Long ever heard Williams was involved.
90-91	• Thomas talked to Det. Burnette at the jail after his arrest. He first thought it was breaking and entering and got scared when he heard about more serious charges. Det. Burnette and Officer Reed interviewed him.
92	• Thomas was interviewed again by Det. Burnette and an ATF agent at the jail. They asked about things unrelated to this crime that Thomas did not know about.
93	• When he was interviewed by Det. Brunette and Officer Reed, they told him about the charges and that another witness told them Thomas did the crime and he could come forward and help himself and if not, he would face life in prison. He started with the details of what happened and did not name Williams. After Reed asked about Williams, Thomas said no three times. After the third time, Thomas asked if Williams was there, would it help him (Thomas) and Reed said he would make sure Thomas got helped out. Reed was the first one to mention Williams' name.
94	• Det. Burnette never mentioned Williams. Thomas does not know why Officer Reed mentioned Williams. He was asking about other incidents in which Williams was suspected – something about a post office and stashing guns behind his house. It was only Thomas, Burnette, and Reed that were present. Thomas signed a statement that Det. Burnette wrote.
95	• Thomas talked and Det. Burnette wrote. He signed it at the end but did not read it. She started writing when Thomas gave details of what happened. Officer Reed did not write anything. Det. Burnette started asking the questions, then Reed interjected to ask if Williams was there.
96	• Officer Reed asked questions about Williams and other incidents until Det. Burnette refocused the interview on this crime. **Exhibit 23** – Thomas' statement to Det. Burnette
97	• In **Exhibit 23**, when Thomas said he was not going to fuck with them, he meant that breaking in houses was not his MO. When Moses said Tacoma Davis tried to shine on him, it meant that Davis was showing off with money.
98-99	• In **Exhibit 23** when Thomas talked about Williams getting in the car at the Cupboard and getting a shotgun, he was lying. He signed it because he thought saying that would help him out. None of that was true: he did not see Long at the Cupboard and did not go there with Moses and Freeman. He did not see Williams there that day.
100-101	• Any mention of Williams in Exhibit 23 is untrue. It is true that Thomas heard shots while he and Moses were running. Thomas made the story up as he told it to Det. Burnette. It is not true that he started driving away by himself and the returned to pick up the others.
102	• Thomas never admitted to going in the house to Det. Burnette. Thomas knows the revolver that Freeman shot came from the Davis house because

	Freeman and Moses did not have it before going in and said that Mary Davis was holding a gun when they entered.
103	• Thomas did not know the motivation for shooting at the car that came up behind them. "I'm driving, it's 3:00 in the morning. You got a car that's coming up real fast." The last time Thomas saw the revolver was in the car. It is true that Thomas saw Cinita and Shameka Long outside a party at the Elk's Lodge. He thinks he has seen Williams in a Mustang before, but not that night.
104	• Det. Burnette had a pair of boots in the interrogation room. Thomas knew they were not the boots stolen from the Davis house because he still had those in the trunk of his car.
105	• Det. Burnette told Thomas that Williams told her he got the boots from Thomas. Thomas denied giving the boots to Williams. When Det. Burnette started reading from a piece of paper facts that Thomas knew to be true about the crime, he broke down and told her. That is when Officer Reed started asking if Thomas was sure Williams was not there. Det. Burnette was the first one to say Williams' name when she said he told her about getting boots from Thomas, but she did not make it seem like he was involved in the crime.
106	• Thomas has never given boots to Williams and does not know why Williams would say he did. Asked again if he ever gave Williams a pair of Timberland boots, he stated that he did give Williams boots, but not the ones stolen from Tacoma Davis. Thomas bought the expensive boots from someone for a low price and gave them to Williams because they did not fit him.
107	• The Timberlands that Thomas gave to Williams were purchased from "a smoker." He gave Williams the boots at Susie Tyson's house. Wally Tyson was there and maybe Robert Branch too. Thomas said the boots were too big and gave them to Williams. Thomas did not say where they came from, but Williams knew Thomas had stolen things from the Davis house.
108	• Thomas doesn't know how Williams learned about the crime, because when Thomas talked to him about it, Williams already knew. He told Williams what they stole. Williams may have assumed the boots Thomas gave him were the ones from the crime. Thomas can't recall what he told law enforcement about what happened to the guns. He recalls one cell phone being thrown from the car window and burning the other one.
109	• When asked who handled the shotgun, Thomas stated that Freeman had it for sure. Freeman had to have been the one to shoot Erel Jordan because at the time, Moses was on the way to the car with Thomas. Thomas does not know who loaded the shotgun. Thomas talked to the DA after he talked to his own lawyer.
110	• While out on bond, Thomas only gave his story to his attorney and the DA. He tried to keep the story the same as what he told Det. Burnette.
111-113	• **Exhibit 24** – report of Thomas meeting with DA on 2/25/09; Jamal Summey was Thomas' lawyer. When Thomas said Williams wanted Thomas to take him

	home to get a “double O banger” he was referring to a gun or weapon. That is a gang term. Thomas doesn’t talk like that. Thomas said that Williams, Moses, and Freeman are all Bloods during this meeting. The DA asked if they were in a gang and Thomas though she wanted him to say yes. He denied personally being in a gang.
114	• Thomas recalls stealing pearls and a ring. Thomas told the DA that Williams gave him the ring and it came from the robbery. He said this because he was afraid of an additional charge if he said he bought a ring from a drug user that was likely stolen. Thomas gave a ring to his girlfriend, but it was not the ring stolen from the Davis house.
115	• Thomas does not know what happened to the ring from the crime. Thomas took the pearls and sold them. Thomas never talked to Moses about the case and he is unsure about Freeman claiming to take the attempted murder charge for Moses.
116	• Thomas told the DA that Moses is the one who shot Erel Jordan. That is what he heard. He was trying to reduce his sentence because they asked is Moses did it and he said yes.
117-118	• An old guy in jail named Reggie is the one who told Thomas that Freeman said he was taking the charge for Moses. Thomas recalls a second meeting with his attorney and the DA’s office. **Exhibit 25** – report of second meeting of Thomas and DA.
119-120	• Thomas knew Tacoma Davis through Erel Jordan. He thought they were cool but agreed to the crime because he did not think Jordan was going to get hurt. When Thomas told the DA that Tacoma Davis had pulled out money to disrespect them in front of girls, it refers to the previously described “shining” and the conflict over Antwanna Lee. Thomas heard about this from Freeman or Moses.
121	• When Thomas told the DA’s office about Freeman saying he was carrying a charge for Moses, it was likely referring to the shooting of Erel Jordan. Freeman is the one who had to have shot Jordan.
122-124	• It was a lie when Thomas said in the meeting that Williams did not go to Philadelphia. Thomas heard from Moses that Rasheed Alston would testify. Alston knew about Freeman sexually assaulting Ms. Davis because Freeman talked about it at Alston’s house. Seaboard is small and word spreads fast. Thomas lied to put Williams in the crime because Officer Reed said he would get less time or maybe even go home.
125	• Thomas had no bad feelings against Williams; he was just trying to help himself. Williams was his friend. Thomas no wishes he would have just told law enforcement about his own involvement and pled guilty instead of “giving somebody all that time for something they did not do.” He has nightmares about it.
126	• No one ever asked Thomas to testify. His attorney told him that he might be required to testify. Thomas cried when he was sentenced. Williams asked

	why he didn't testify. He apologized to Williams. Thomas said he would have told the truth if called to testify because it is a different scenario to look at someone while lying on them. He would not have put Williams in it from the witness stand.
127	• After Thomas was sentenced, he thought that if he could help Williams he would, since he put Williams into the situation "that is no reason to continue to lie and not help out."
128-129	• Thomas is not sure if he recalls getting a letter from the Center on Actual Innocence. He remembers being interviewed while he was at Craven. **Exhibit 26** – Letter to Thomas from the Center on Actual Innocence. Thomas recognized the letter and his handwriting in response to its questions. He does not recall what he said but would have said Williams was not involved.
130-131	• When Thomas wrote asking for verification that the Judge and Victim were sorority sisters because he was trying to get back in court, his attempt to get back in court did not affect the content of his answers to the Center's questions. Thomas recalls talking to an attorney for Williams around the time of the letter. He thought he would "finally tell the truth and help him out."
132-133	• **Exhibit 27** – report labeled "Jamal Thomas Interview" = Thomas said the detectives disliked Williams and wants him sent to prison. Thomas thought that because he told Det. Burnette who was present and what happened, but "he kept pushing for Coatney Williams from another angle and he had nothing to do with it." Thomas talked to Williams when "we first got our time" and Thomas kept saying he was sorry.
134	• Williams knew Thomas put him in the crime through discovery. Thomas was truthful in **Exhibit 27** when he said he was at Rasheed Alston's house when Williams got picked up in an F150 truck to go to Philadelphia. That was a day or two before the crime.
135	• Thomas is not sure whether Williams called his mom or whether she called him, but he remembers Williams was about to be left behind. It is not accurate when Thomas said in **Exhibit 27** that the shotgun was a 20-gauge pump action gun that his aunt gave him. The gun was Thomas' but he got it from a cocaine user.
136-138	• Thomas was trying to stick to the original statement. He said his aunt gave him the gun because they asked. Thomas gave boots to Williams in Roanoke Rapids, but they were not the boots from this crime and Cinita Long was not present (contrary to what he said in **Exhibit 27**). Prior to the letter from the Center on Actual Innocence, Thomas had never told anyone Williams was not involved. He did not know who to tell. He beat himself up and wanted to make it right, but also wanted to forget about the situation.
138	• Thomas thought that the attorney and PI who came to interview him were part of the same group that sent the letter. He recalls the affidavit, but not whether it was mailed or brought to him in person.

139	• The first time Thomas has been under oath about this case was when he executed the affidavit. Williams was not at the Davis house on the night of the crime. Williams did not provide the shotgun. Williams did not help plan the crime and did not know about it before it happened.
140	• Williams is innocent. Thomas has not written anything down about the case. No one has talked to him about his deposition or made him any promises, threats, or pressured him about his testimony.
141	• Thomas suggested looking into phone records because he thinks no one put effort into doing so before. He agreed to write if he recalled any additional information.
142	• End of deposition
143	• Certification

STATE OF NORTH CAROLINA

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION

COUNTY OF NORTHAMPTON

STATE OF NORTH CAROLINA vs. COATNEY WILLIAMS Defendant	Case No. 08 CRS 1057, 08 CRS 1059, 08 CRS 1065-1066 09 CRS 85

DEPOSITION OF JAMAL THOMAS

TUESDAY, AUGUST 4, 2020

1 EXHIBIT LIST

2 EXHIBIT 4 .....Page 10
3 EXHIBIT 3 .....Pages 11, 12
4 EXHIBIT 5 .....Pages 11, 12
5 EXHIBIT 22 .....Page 14
6 EXHIBIT 23 .....Pages 96, 100, 103
7 EXHIBIT 24 .....Pages 110 - 115
8 EXHIBIT 25 .....Pages 118, 119, 121
9 EXHIBIT 26 .....Pages 128, 129, 137
10 EXHIBIT 27 .....Pages 132, 134, 135

11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

APPEARANCES:

Brian Ziegler, Staff Attorney
North Carolina Innocence Inquiry Commission
Post Office Box 2248
Raleigh, North Carolina 27602

ALSO PRESENT:

Julie Bridenstine, Staff Attorney, North Carolina Innocence Inquiry Commission

Ms. Collier, Program Coordinator II, Warren Correctional Institute

COVID STATEMENT: The time is now 9:28. This is the deposition of Jamal Thomas by the North Carolina Innocence Inquiry Commission. Today's date is August 4, 2020. This deposition is being taken remotely. The witness will be affirmed remotely pursuant to a recent COVID-19 legislation, Session Law 2020-3, Section 4.1(c), which was extended by Session Law 2020-74, Section 27(b). Here in Raleigh are myself, who is Brian Ziegler, and Julie Bridenstine of the Innocence Inquiry Commission, and the witness, Mr. Thomas, is located at Warren Correctional with Ms. Collier, Program Coordinator, II.

_____

JAMAL THOMAS, being first duly sworn by STAFF ATTORNEY, JULIE BRIDENSTINE, testified as follows during EXAMINATION by MR. ZIEGLER:

Q. The witness is now under oath. Uh, Mr. Thomas, my name is Brian Ziegler. I'll be taking your deposition. I'm an attorney for the North Carolina Innocence Inquiry Commission, a neutral state agency that investigates post-conviction claims of actual innocence. You are here today regarding State versus Coatney Williams. This case involved the attempted murder, burglary, robbery, larceny, sexual assault, and assaults that occurred on December 29, 2007. The victims in this case were Mary Davis, Tacoma Davis, Erel Jordan, and Jennifer Williams. The Innocence Inquiry Commission is a neutral and truth-seeking commission. We are not prosecutors. We do not represent defendants. We are only looking for the truth. All that being said, have you ever been deposed before?

A. Deposed is?

Q. Um, a deposition like this. Like an interview under oath.

A. Oh, yes. I had, um, an interview. I want to say it was it was like an oath. I want to say back in like 2013 or '14 from like the same kind of project, trying to help him out.

Q. Okay. Uh, have you ever testified in court before?

A. Um, no, sir.

Q. No, sir. Okay. So, it sounds like maybe you have never been under oath. Is that an accurate understanding?

A. Yeah.

Q. Okay. Well, as we get started today, I have a few things to go over including just some ground rules so that we have the same understanding of the process. Uh, I want you to know that a deposition is similar to testimony in court. You're under oath now or you've been affirmed rather, and you are expected to answer completely and truthfully and that's subject to the penalty of perjury. Do you understand that?

A. Yeah.

Q. Do you understand that at today's deposition, I will ask questions, you will answer them, and everything that both of us say will be taken down and transcribed?

A. I understand fully.

Q. Okay. You have the right to review the transcript and make corrections to either the form or substance before that transcript becomes finalized. Do you understand?

A. Yeah.

Q. Do you also understand that we want to find out everything you know about the facts and the events in this case, so that we want your answers to be full, accurate, and complete as possible?

A. Yes, sir.

Q. Okay. There may be a question that I'm asking

and you want to start to answer before I'm finished asking. I'm just gonna request that you would wait until I ask the whole question before you start to answer. Do you understand?

A. Yes, sir.

Q. Okay. And because inaudible answers are hard to record, I would ask that you would give a verbal response to every question. Do you understand?

A. Yes, sir.

Q. Um, s -- give an answer, uh, with words instead of shaking your head yes or no.

A. Yes. Okay.

Q. Y -- you understand? Okay. Um, if you don't understand a question, that's okay. Just let me know and I will try to clarify. Will you ask me to clarify if you don't understand any of my questions?

A. Yes.

Q. Okay. After you've given an answer, there might be a point later on that you remember a little bit more to an earlier question. If that happens, stop me, and we'll go back and get what -- what else you remember for the earlier question. Will you do that?

A. Yes.

Q. If I think I have a document that will help you respond to a question, I will label it as an exhibit, and I will do my best to show it to you or at least I will read it to you.

Uh, if you think I might have a document that will help, will you ask me to show you or read it?

A. Yes, sir.

Q. Okay. And if for some reason you need to take a short break during the course of this, just, uh, let me know.

A. Yes, sir.

Q. Is there any reason that you cannot give full and complete responses today?

A. No, there's nothing -- no reason.

Q. Okay. Are you currently under the influence of alcohol or drugs either illegal or prescription?

A. No, sir.

Q. Are you taking any medications right now?

A. No, sir.

Q. Do you have a medical condition that requires ongoing treatment by a doctor?

A. No, sir.

Q. Are there any other circumstances or issues that would prevent you in any way from giving truthful, accurate and complete testimony?

A. No, sir.

Q. Okay. You feeling all right?

A. Yes, I'm good.

Q. All right.

A. Just trying to (inaudible).

Q. All right. Uh, have you done anything to prepare for today since you got notice that you would be doing the deposition?

A. No, sir. That -- I mean I ain't -- no, sir.

Q. Okay. Uh, and what I mean by that is like have you looked at your discovery or any other documents that you have?

A. Nah. The funny thing about that, I asked for my, um, discovery from my lawyer like right after they came and spoke to me in 2000. I was at Craven Facility.

Q. Okay.

A. He never responded back to me.

Q. Have you talked to anyone since you -- since you found out that we were going to take your deposition?

A. Nah, I haven't talked to anyone.

Q. And have you been asked by anyone to withhold any information or misrepresent any facts?

A. Oh, no, sir.

Q. Okay. When did you first learn that the North Carolina Innocence Inquiry Commission was investigating this case?

A. Um, I can't recall what year it actually was, but I want to say it was between 2012 and 2014 when I was at Craven Correctional.

Q. Okay. Is that when someone else came and talked

to you?

A. Yes, sir.

Q. Okay. Um, is it your understanding that that person and us are part of the same organization?

A. That's -- yeah, that's what I believed, man.

Q. Okay. Well, I'll clarify for you that we're different.

A. Okay.

Q. Uh, when did you first learn that we wanted to take your deposition to do what we're doing right now?

A. Um, I want to say about -- about a week ago when y'all sent me a letter, saying that y'all are interested in taking on this matter.

Q. Okay.

A. Um, that's what I got.

Q. O -- okay. And from that time when you got that notice in the mail, have you talked to anyone about the deposition?

A. No, sir.

Q. Okay. And just for the record, would you state your full name please?

A. Jamal Andre Thomas.

Q. And your date of birth?

A. 5/18/89.

Q. And is it correct that you are currently housed

at Warren Correctional?

A. Yes, sir.

Q. Okay. What's your release date?

A. Um, 10/23/2020.

Q. Coming up. Um, I'm gonna show you a picture. Bear with me. This picture has previously been labeled as Exhibit Number 4 and when I get this up on the camera, can -- can you see that?

A. No, not really.

Q. We don't have a picture of what you can see. Would it help if I moved closer or farther away? If I come closer, does that help?

A. Yeah. I -- I still can't see the face though. All I can see is -- was -- I can't see the face.

Q. Okay. Do you recognize who that person is?

A. I can't say yes, I can't say no because I can't see the face.

Q. Do you recognize anything about this picture? The location that it was taken? Anything in the background? Clothing? Do you recognize anything in that picture?

A. It look -- the clothing look like a jersey, um, Williams used to wear, but at the same time, I can't -- I don't see his face.

Q. Okay. That was Exhibit 4. I'm going to show you another picture that has previously been labeled as Exhibit 3.

Do you recognize this person?

A. The photo ain't too clear. I can't -- it's real -- I want to say that's -- I don't know. I want to say that's Little Robert, his brother, but I'm not sure though because the fa -- it co -- the picture ain't clear enough.

Q. Okay. I understand. Is there anything else about this picture that you recognize?

A. No, sir.

Q. That was Exhibit 3. I'm gonna show you one last photo, which has previously been labeled as Exhibit 5. Do you recognize this person?

A. Yeah, that look like Little Robert right there. Robert Branch.

Q. How confident are you that that's Robert Branch?

A. Huh?

Q. How confident -- are you sure that's him?

A. No, I'm not 100 percent sure because due over the times, I -- I ain't been out there 10 years, so I c -- I ca -- I'm not gonna say I'm real confident.

Q. Okay.

A. It -- it -- it can go for him a little bit, but I can't say I'm real confident about that, sir.

Q. Okay. Do you recognize anything else about this photo?

A. No, sir.

Q. Okay. And when you say Little Robert or you say Robert Branch, is that the same person that was in the last picture I showed you?

A. No, uh-uh.

Q. That's different people?

A. Yeah, I want to believe so. It doesn't look like the same person to me.

Q. I'm gonna show you the other exhibit again. This was Exhibit 5 that I was just showing you and can you tell me again who you think that is? If -- if you can tell.

A. No, I ju -- I'm g -- it look more like Little Robert though as far as the little bitty hands and all that though, Robert Branch.

Q. Okay. And I'm gonna show you Exhibit 3 again. Do you recognize this person in Exhibit 3?

A. No, uh-uh. The photo is -- is -- it's -- it's too -- it's too -- it's too dark to me. I can't really see it.

Q. I -- I understand. This is the best quality photo we have unfortunately. You had said that that was a picture of Little Robert?

A. Yeah.

Q. Who is Little Robert?

A. That's Robert -- that's Coatney Williams's younger brother.

Q. Is that Robert Branch?

A. Yes, sir.

Q. Okay. I'm gonna shift gears a little bit away from those pictures for a minute. Back in 2007, in December of 2007, what was your phone number?

A. Shit. All I can do is give you a house number because that's been the same for years, and that's been 252-589-1218.

Q. Okay. I'm gonna ask you to say that number one more time a little bit slower.

A. 252-589-1218.

Q. And you said that was a house number?

A. Yes.

Q. Whose house?

A. Uh, my grandmother's house. The house I was living at.

Q. Your grandmother's house where you lived?

A. Yeah.

Q. Is that where you lived in 2007?

A. Yeah.

Q. If you were -- if you had to call someone back then, is that the number that you would have used?

A. If I was at home, yes, but if I was in the -- if I was out in the streets, I didn't have a cellphone back then. So I could have been using any -- let me use your phone, let me use your phone. It could have come from any number, but if I

was at home, that would have been the number I would have -- I would have used.

Q. Okay. I just want to make sure I understand you. Did you say you did not have a cellphone back then?

A. Yeah. I didn't have a cellphone back then.

Q. Okay. Uh, I'm going to mark a document as Exhibit Number 22. This is a document that is labeled, Affidavit of Jamal Thomas. Uh, I'll hold it up to the camera for you for a minute, but I'm gonna read this in its entirety for you. Do you see that document?

A. Yes, sir.

Q. Okay. Does that look familiar to you?

A. Yeah.

Q. Why does that look familiar?

A. The only thing I can recognize is my signature. I know my signature.

Q. So you did recognize your signature on that?

A. Yeah.

Q. Okay. I'm gonna read this to you. It's called Affidavit of Jamal Thomas. "I, Jamal Thomas, being duly sworn, dispose and declare the following. Number one, my name is Jamal Thomas. Number two, I'm currently serving a prison sentence at Craven Correctional in Vanceboro, North Carolina for convictions arising out of a guilty plea that I entered related to burglary, armed robbery, and assault that occurred at the home of Mary

Davis, 1885 Vaughan Creek Road, Pendleton, North Carolina on or about December 29, 2007. Number three, Coatney Williams was charged as one of my codefendants and was tried by a jury and convicted of numerous crimes related to the above-referenced December 29, 2007 offenses. Number four, Coatney Williams was not present during the commission of any of the above-referenced crimes, and I did not -- and -- and did not participate in any of the offenses that I was convicted of." I'm gonna read that one again since I stumbled a little bit. This is number four. "Coatney Williams was not present during the commission of any of the above-referenced crimes and did not participate in any of the offenses that I was convicted of. Number five, Coatney Williams is innocent of the Northampton County charges that he was convicted of on July 15, 2010, charges that he is currently incarcerated for." And there is a signature that appears to read Jamal Thomas. That is a notarized document. When I showed you this, you already told me that you recognized that to be your signature. Is that correct?

A. Yes, sir.

Q. Do you remember signing this document?

A. I don't remember signing it, but I remember so -- not just that paper precisely, but yes, I remember signing a piece of paper though.

Q. Is that document that I just read to you accurate?

A. Yes, sir. It is.

Q. Was the entire document true?

A. Yes, sir.

Q. Okay. We're gonna come back and talk about that a little bit more a little bit later. How do you know Coatney Williams?

A. Um, me and his brother was best friends. We used to all live in Virginia right there -- y ever heard of a small town called Branchville, Virginia right across the line? Because we lived in Northampton County in North Carolina, but right across the line is a small county called Southampton, Virginia. But before all of them moved to North Carolina, we knew each other in Virginia and me and his brother went to school together with Robert Branch, Little Robert. So, we went to school together and we grew up real close and by us being real close, he knew my family and I knew his family.

Q. Okay. Uh, just to -- just to clarify, I heard you say Little Robert, Robert Branch, and I heard you also say Coatney's brother. Is R -- Little Robert, Robert Branch, is Coatney's brother?

A. Yeah.

Q. And is that who you're talking about that you said was your friend?

A. Yes.

Q. Okay. So you were friends with Robert Branch?

A. Yeah.

Q. Did Coatney go by a nickname?

A. In the st -- not in the streets. All I knew was Coatney. Then after we even got locked up, I heard, um, the name, Tek.

Q. And you said you only heard that nickname after you both had been locked up?

A. Yeah.

Q. Okay. How did you hear that?

A. Um, I'm gonna say back in like 2015 or '16 when I was at Pasquotank. There was an inmate that went to, um, I'm not for sure -- was it Lanesboro or Alexander? It was one of the close-custody facilities he was at. He was like, man, your homeboy, Tek said he's on some bullshit. I said Tek? Who the hell is Tek? And he explained him to me. I'm like Coatney Williams and that's how I found that out.

Q. What did he mean when he said, he's on some bullshit?

A. As far as the case and all this, said I put him in it and all that.

Q. Can you say a little bit more about that?

A. It is more like, um, he said that -- I -- I'm trying to figure out word -- not word for word, but how did he exactly put it. He was like he's on some bullshit. I know damn well he wasn't there. Why did I put him in it?

Q. Okay. I guess that's what --

A. Basically that -- basically that what it boiled down to.

Q. All right. That's what I was asking. When you said he's on some bullshit, does that mean he's innocent?

A. Yeah. He innocent. No doubt. He's innocent. And I take full responsibility for putting him there.

Q. Did you know Coatney to be in a gang?

A. I, uh, know of him being in a gang, but the area that we live in, you could say anything. It's up to the next person to believe it's true or not.

Q. Did he say he was in a gang?

A. I never heard it from him.

Q. Who'd you hear it from?

A. Sm -- around the town small talk. People around the town.

Q. What gang?

A. They said he was Blood.

Q. And you said it's up the next person about whether they believe it. Did you believe it?

A. No, because at the end of the day, it really didn't matter to me if he was or wasn't because I grew up with him.

Q. Did you see him involved with people in a gang?

A. Yeah. I'm gonna have to say yes on that.

Q. Was he -- did he have some kind of rank?

A. See that I wouldn't be able to know because I'm not part of one.

Q. Okay. When you say you're not part of one, does that mean you're not in a gang?

A. I'm not in a gang at all.

Q. Okay. Were you back then?

A. No, sir.

Q. Okay. Did you live with Coatney at one point?

A. Nah. We -- I would probably spend the night with his little brother on the weekend. That's vice versa. I might spend the night at, um, they house for the weekend. Robert Branch might spend the night at my house for the weekend.

Q. Did you ever stay with them for any more of an extended time?

A. Oh, no, sir.

Q. Okay. Where did he live? That's Coatney. Where did Coatney live?

A. Um, he was living -- I couldn't tell you the exact address, but he was living in, um, Seaboard with his mother and his stepfather.

Q. And where was that in relation to where you lived?

A. That's probably like a five to ten minute drive outside of Seaboard in a, um, in a small town called

Margarettsville.

Q. Okay. When is the last time you had contact with Coatney Williams?

A. I want to say July 16, 2010. The -- the date that we all got all our time.

Q. Was that in court?

A. Nah, it wasn't in court. It was, um, when we came back from court. He was in the cell up front and they was about to take me back in the back and that's as close as we all got.

Q. Did you talk to each other at that time?

A. No, uh-uh. I was too -- I was too -- I was too out of shape.

Q. What do you mean?

A. Uh, emotional wise. Emotionally as far as the time and all that.

Q. Does that mean you were upset?

A. Nah, it wasn't being all upset, it was just more I was sad. I guess you could say I was upset.

Q. When's the last time you had contact with Little Robert?

A. Um, it's been years. It's been years.

Q. Have you had contact with him since you've been in prison?

A. No, sir.

Q. When's the last time you had contact with any other member of Coatney's family?

A. Um, his older brother, Ernest Williams, we was in the County together right before he got out. I want to say this was around -- this was around about 2008. I want to say when he made bond. He was in a bad car accident. That's his older brother that died.

Q. I just want to make sure I'm understanding what you're telling me. The last time you talked to anybody that was in Coatney's family was Ernest Williams?

A. Mm-hmm.

Q. That was while you were in county jail?

A. Yes.

Q. And Ernest Williams is now deceased from a car accident?

A. Yes.

Q. Okay. I just want to make sure I understood what you're telling me. Did you know Coatney's girlfriend?

A. He was talking to a Caucasian woman but I never -- all I know is the car that she drive. I really couldn't even tell you how she looked because she's never really been around.

Q. What car did she drive?

A. Uh, it's been years, man. I want to say the last -- the last -- it might have a little yellow Neon or something. I'm not sure. It been years. This was way before -- this was

way -- this was around about 2006-2007 and she wouldn't be around where we from like that anyway.

Q. And you said this was a Caucasian girl?

A. Yes, sir.

Q. What was her name?

A. I couldn't tell you that. I don't -- I sw -- I actually don't know that.

Q. Um, what did she look like?

A. Um, slim and if I could of -- if I would have guessed height -- really I can't even guess height because I've never seen her outside the car. I always seen her coming through Seaboard so I couldn't tell you.

Q. Okay. Is there somebody else who would know who that is?

A. His little brother should know.

Q. Okay. Did you ever know anybody named Lacey Clanton?

A. Lacey Clanton? No, sir.

Q. Are you afraid of Coatney?

A. No.

Q. Were you afraid of him back then?

A. No, sir.

Q. Were you afraid of him right after court?

A. No.

Q. Have you ever been afraid of Cour -- or Coatney

Williams?

A. No.

Q. I want to talk about one of your other codefendants, um, Karon Moses.

A. Mm-hmm.

Q. Am I pronouncing his name right? Is it Karon?

A. Yes.

Q. Okay. How do you know Karon Moses?

A. We went to school together and he's from Seaboard as well.

Q. Are you guys related at all?

A. Nah, I'm not related to anyone in this case.

Q. Uh, did Karon have a nickname?

A. Nah, not that I know of.

Q. Did you know Karon to be in a gang?

A. No, sir.

Q. Have you ever heard anybody talk about Karon being in a gang?

A. No, sir.

Q. And when is the last time you had contact with him?

A. In the County.

Q. County jail?

A. Yeah.

Q. Was that right after court?

A. Nah, that was -- I'm gonna say that was before court because we was down there on bond. That was before court.

Q. Did you talk to him at that time?

A. Yeah. We were cellmates.

Q. Did you talk about the case?

A. No, we stayed away from it.

Q. You didn't talk about what you were gonna do with a plea or a trial or anything like that?

A. Yeah. I told him I was gonna take a plea.

Q. Did you talk about what you were gonna say happened or what you already did say happened?

A. Nah, I was like -- this is what I told him, I was like shit, you know, I'm the one that messed up. I was like, but shit, I'll take a plea. I said and I'll go to c -- because I wasn't familiar about -- I'm still not familiar with the law. I wasn't familiar with the law. My thing is okay, if I go ahead and take a plea, and they said I done it, they'd get off, but it didn't work like that.

Q. Were you trying to help him get off?

A. Yeah.

Q. Why?

A. It's like -- it wasn't no me or him. It was more -- it was more Williams because I just -- it's like after I gave my -- my statement, it really hit me what I did. And I know it was messed up but it's like the police -- the officer -- it was

d -- Detective Burnette and Officer Reed in there when they gave my s -- when they were in there getting my interview on what happened. Detective Reed kept asking, was Coatney Williams there? Was Coatney Williams there? Was Coatney Williams there? I said nah he wasn't there. I said it three times. He said are you sure? I said I told you Coatney Williams was not there. Then I asked him, I said what if he was there? Could it help my situation? He said, yeah, I'll make sure you get a real good deal if Coatney Williams was there. So that's how Coatney Williams came to this pla -- in all this case.

Q. We're gonna come back and talk about that more in a little bit, but right now is there a reason that you know of why anybody would want you to say Coatney Williams was there?

A. See I don't -- I don't -- I don't know what kind of relationship that him and Officer Reed had because he was asking about some things that Coatney Williams was supposed to have done that didn't even pertain to the case that I was in there for.

Q. You're talking about different cases?

A. Yeah.

Q. Okay. Who is the first person that brought up Coatney Williams's name?

A. Um, Officer Reed. He was the town bl -- when they picked me up on this warrant 2000 -- I want to say it was 2008 around about August, the beginning of August, he was the,

1 um, the chief of police at the time.
2 Q. Okay. Like I said, we're gonna circle back to
3 that in a few minutes. I have a couple more questions about
4 Karon. When is the last time you've had any contact with his
5 family?
6 A. None that I know of.
7 Q. Okay. I'm going to tell you a phone number and I
8 want you to tell me if you know whose phone number this is.
9 Okay?
10 A. Okay.
11 Q. It -- it's area code 252-589-9967.
12 A. 9967?
13 Q. Yeah.
14 A. I want to say that w -- I want to say that's my
15 old -- my ex-girlfriend old number if I ain't mistaken. 9967.
16 If it weren't her -- if it weren't her mother number, it was her
17 -- it was her sister number.
18 Q. Okay. And when you say your ex-girlfriend, who's
19 that?
20 A. Cinita Long.
21 Q. So you think that phone number was Cinita --
22 Cinita Long's phone number?
23 A. Yeah.
24 Q. And you said something about her mother or her
25 sister?

A. See I -- yeah, I couldn't remember which one it was because that number was familiar. Her mother number and her, um, sister number because she lived with her mother and I had called her on both phones before.

Q. Okay. Did Cinita have any other phone numbers?

A. Not that I can recall.

Q. Okay. Is Cinita related to Karon?

A. Not to my knowledge she isn't.

Q. Okay. Okay. How did you know Antonio Freeman?

A. Through Karon.

Q. How did Karon know him?

A. I want to say because, um, Karon been staying, um, in the projects in Seaboard and Antonio Freeman moved to the projects in Seaboard.

Q. So Antonio and Karon both lived in the projects in Seaboard?

A. Yes, sir.

Q. How close was that to where Coatney lived?

A. Uh, probably in a car, you can get there about -- about three to four minutes if that.

Q. Can you walk it?

A. Yeah. It gonna take a while.

Q. Okay.

A. You -- you will probably get there in about 15 or 20 minutes if you walked.

1 Q. Did Antonio go by a nickname?
2 A. YaYo.
3 Q. Did you know him to be in a gang?
4 A. No, not -- not off hand.
5 Q. Did you ever hear him say anything about it?
6 A. No, not -- not around me.
7 Q. Have you ever heard anyone else say Antonio was
8 in a gang?
9 A. No.
10 Q. When's the last time you had contact with Antonio
11 Freeman?
12 A. Uh, in the County, 2008.
13 Q. Is that before court or after court?
14 A. Before.
15 Q. Did you talk about your case with him?
16 A. Uh-uh. He got -- he was in a whole other block.
17 Q. Did you talk with him at all when you were in
18 county?
19 A. Yeah, we talked through the vent or through the
20 little trap, but it wasn't nothing.
21 Q. What'd you talk about through the vent?
22 A. Stuff that was going on out there in the town and
23 stuff like that.
24 Q. When's the last time you had contact with Antonio
25 Freeman's family?

A. Never.

Q. I'm sorry. Did you say never?

A. Yeah, never.

Q. Okay.

A. I've never had contact.

Q. Would Antonio or Karon do what Coatney said?

A. No. No.

Q. He's a little older than y'all, right?

A. Huh?

Q. Coatney's a little older than you guys?

A. Yeah. He's older than us, but Coatney ain't got no -- no power, not gonna be telling nobody what to do.

Q. Did those guys know you by a nickname?

A. Mal.

Q. Like the last part of Jamal?

A. Yes, sir.

Q. Okay. They ever call you Mally?

A. Coatney called me Mally because that's more of a family name.

Q. Why would he call you by a family name?

A. Because that's -- before I moved to North Carolina and got in the school over here, that's the only nickname I had, Mally. That's what my family gave me. So when I moved to North Carolina, that was a nickname I got in school, Mal. So if I'm in North Carolina, that's what the people here

call me, Mal. The second part of Jamal.

Q. Okay. Did Coatney know you earlier than that when you went by Mally?

A. Yeah.

Q. Okay. And I think you already told me that you lived outside of Seaboard back then in December 2007?

A. Yes, sir.

Q. In what town did you live in?

A. Margarettsville.

Q. And how far away was that from these other guys in Seaboard?

A. Um, from Seaboard -- from Margarettsville to Seaboard, it's probably like -- I -- I give it like about eight- to ten-minute drive, about ten miles out.

Q. Have you ever been in a gang?

A. No, sir.

Q. Did you ever -- did you ever hang with a gang?

A. Not hanging with a gang, I called it just hanging with individuals I knew. Homeboys I went to school with, friends I done met when I've been hanging in Seaboard. That's who I'm hanging with because I knew them before they were even part of the gang.

Q. And what gang were those guys in?

A. You got some Blood, some Crips.

Q. Would those guys hang out together?

A. Yeah.

Q. Guys that were Bloods would hang out with guys that were Crips?

A. Yeah.

Q. When you were hanging out with those guys, did you ever do anything that was related to them being in a gang?

A. Oh, no. Uh-uh.

Q. Did you know Tacoma Davis?

A. Yeah. I know him through Erel because Tacoma went to Northampton East for like one year. Then after he went to, um, East for one year, he started -- he was talking to a female from Seaboard.

Q. Who was that?

A. Um, Twanna.

Q. Did you know her?

A. Yeah. I knew her.

Q. How did you know her?

A. Um, she is, um, my little bro -- my little cousin and them brother -- sister I mean.

Q. Say that again.

A. My little cousins is related to her. Those are her little brothers. So Twanna's little brothers are my two little cousins.

Q. Okay. Did you know her to date anybody that was involved in this case?

A. Um, Tacoma as far as going up the other end, but nobody on this side.

Q. If I say the name Antwanna Lee, is that the same person?

A. Yes.

Q. Okay.

A. That's -- yeah. That's the same person.

Q. Okay. And you knew her to date Tacoma?

A. Yeah.

Q. Did she ever date Coatney?

A. Not that I know of.

Q. Okay. Did Tacoma go by a nickname?

A. Conehead.

Q. Conehead?

A. Yeah.

Q. What does that mean?

A. You got to see his head, man.

Q. Okay. Uh, I take it he did not like that nickname?

A. Nah, he didn't like that at all.

Q. Did you know Tacoma to be in a gang?

A. Um, not really. Not really.

Q. What do you mean by not really?

A. 'Cause it's like -- what's the best way to, um, how can I put this? It's like I -- I -- I -- I can't -- I'm not

in a gang but for -- I'm not in a ga -- for instance, y'all are lawyers. I'm not a lawyer, but every w -- every time your friends see me with y'all, they gonna assume that I'm a lawyer with y'all if they don't ever sit down and have a conversation with me to find out that I'm not a lawyer. They just want to take it up to assumption that we (inaudible). So that -- that's a big part -- that's how it is around Seaboard. I can be hanging with a gang but not in a gang, but if you really don't know a person or whatnot, you're gonna assume that's what they are apart of.

Q. Okay. So, what I understand you to mean is that you have seen Tacoma hang out with gang members?

A. Yes.

Q. But you have never heard Tacoma say I am in a gang?

A. Yes, I --

Q. Okay.

A. -- I've never heard him say that.

Q. Okay. Which gang was he hanging out with?

A. Bloods.

Q. Tacoma was hanging out with Bloods?

A. Yes.

Q. Did you know Tacoma's mom?

A. No, ma -- no, sir.

Q. And you said you knew Tacoma through Erel Jordan?

A. Yes.

Q. How did you know Erel Jordan?

A. Um, me and Erel was in the same class through middle school all the way up to high school and we were close friends. I went to his house and stayed a few times.

Q. Have you ever stayed at Tacoma's house?

A. No, sir.

Q. Have -- did Tacoma ever stay at Erel's house while you were there?

A. No, sir. The craziest thing about that, not trying to jump off subject, Tacoma had stayed at my house.

Q. Okay. Why? Just because you were friends hanging out?

A. Hell nah, because, um, it was a Sunday night. He's -- it was a school day the next day. This happened -- I done dropped out of school. So school day the next day. He didn't have nowhere to stay in Seaboard. So he was like look man, let me stay with you tonight. So, boom, I let him stay in my house and the next day we came back to Seaboard. That's when he was dating Twanna -- Antwanna.

Q. Was he trying to get to school the next day?

A. Nah. He -- no he's not trying to get to no school.

Q. Okay. Did Erel go by a nickname?

A. Not that I know of. I always called him Erel.

1 Q. Did you know him to be in a gang?
2 A. No, he was never in no gang.
3 Q. You sound pretty confident of that?
4 A. Yeah. Everybody know how Erel's mother is. So,
5 Erel ain't in none.
6 Q. Why do you say that?
7 A. Because his mother wasn't going for it. Like I
8 didn't spend time around them, they were church-going people.
9 Q. He had a strict mom?
10 A. Yes, sir.
11 Q. Did you know Jennifer Williams?
12 A. The only -- I never knew who Jennifer Williams
13 was until I went to court and they -- and they read her name and
14 asked was she present. I -- I never knew her.
15 Q. When I say that name right now, do you know who
16 that is?
17 A. All I know is that was the person that was -- I
18 want to say that was neighbor of Tacoma Davis and Mary Davis.
19 Q. Okay. Can you -- I want to take you back to the
20 day when this all went down. December 29, 2007. Can you just
21 describe what happened that day?
22 A. Oh, boy. Um, I remember me, Karon, and YaYo.
23 Hold on. Me, Jamal Thomas, Karon, Antonio Freeman, we was all
24 in the projects that night and then, um, I can't recall which
25 one of them it was, but they was like yo, I got a lick. I said

1 what the hell you talking about you got a lick? He was like I
2 got a lick. Conehead. I said Conehead? Why you messing with
3 Cone? Tacoma Davis. I said what the hell you messing with him
4 for? No, man, Tacoma and his momma gonna be out of town, man.
5 They got some money. I was like I ain't fucking with that.
6 Man, come on, all we need is a ride. All we need is a ride.
7 You ain't got to go in. All we need is a ride. So, talked me
8 into it. We left Seaboard, went to Tacoma house. Um, there's a
9 path right up the street from Tacoma house. It sits on --
10 Tacoma house sits -- if you coming -- if you going towards
11 Tacoma house from -- from center of Margarettsville area, Tacoma
12 house sits on the -- on the left. The path sits on -- on the
13 right. So I backed my car up. We goes and try to kick the door
14 in. The door don't kick in. Boom. YaYo shoots with a gun.
15 YaYo shoots it with a gun. I haul ass back to the car. So
16 boom. I'm sitting in the car, waiting, and waiting and waiting
17 and waiting. I want to know what the hell was taking them so
18 long. I go -- I run back in there, tell them to come on. So
19 when I go in there, I see YaYo on top of the lady. I talk shit
20 to him, snatch him up, come on let's go. Let's go. Let's go.
21 Let's go. So in the midst of us -- me -- me and Karon, YaYo
22 he's still in there fumbling around and stuff. In the midst of
23 me and Karon jumping -- running out to the car, I saw a car
24 coming. YaYo running out and that's when the shooting occurred
25 with Erel and Tacoma. When he shoots at them. When he shoots

at them, me and Karon's getting in the car. That's when they following us. I -- I -- I w -- I didn't know who it was at the time until the court was like Jennifer Williams they -- they read out the charges and all that. When we go -- go to my house, burn something in the -- the, um, barrel we got -- I got behind my house -- my house and we go back to Seaboard.

Q. Whose idea was it for that break in?

A. I don't know if it was Karon or YaYo. I don't know where the idea come from, but they were both -- but they both approached me and said they had a lick.

Q. Why? Not why did they approach you, but why did they want to break into Tacoma's house?

A. I don't know if it was jealousy or envy. I -- I -- I couldn't tell you.

Q. Why did they think his mom was going to be gone?

A. It was the holidays and where they got their information from, I couldn't tell you, but they said his mother was gonna be gone for the weekend.

Q. Why did they think there was gonna be money?

A. I couldn't tell you. I don't know if it's like a -- assumption again. Y -- you see Tacoma with a three, four hundred dollar pair of Jordans. He always have high-dollar clothes, so I guess it was the assumption that his house has money.

Q. Did anybody have any problems with Tacoma?

A. Um, YaYo -- I can't remember if YaYo or Karon, but one of them had some words with him.

Q. What were the words about?

A. If I ain't mistaken, it was over the girl.

Q. Which girl?

A. Um, Twanna. Antwanna.

Q. And was she dating Tacoma at that time?

A. Yes, sir.

Q. Do you know why -- why Karon or YaYo would have words about her if she was dating Tacoma?

A. Um, how can I put that? It's like -- it's like I'm trying to put it in a nice way, but there ain't no nice way about -- about this. It's like that's his girl, but at the end of the day it's not his girl if she's not loyal and trying to just be with that one person. When he's not around, she's everybody's girl.

Q. Is that what was happening?

A. I couldn't tell you because I wasn't there. I heard they had -- they had some words over her so that's the only thing I can assume it was.

Q. Did you know either Karon or Antonio to be messing around with her?

A. It was like, I don't know for a fact but that's -- I -- I can't tell you for a fact, but you know we -- we young. Man you hit that, too? Come on man. Everybody putting their

business out there, but it -- on a scale fro -- from -- from 1 to 10, I give it a good high 7 or 8 there's a possibility they had been messing around.

Q. Okay. So I just want to make sure I understand you. They at least talked about it, whether or not it is true?

A. Yeah, at least talked about it.

Q. Okay. And I imagine Tacoma did not like that talk?

A. Yeah.

Q. Okay. Okay. I understand that. Um, and you're calling her Twanna, I called her Antwanna Lee. Was that her last name? Was Lee her last name?

A. Yeah. Lee her last name. Twanna is a nickname.

Q. Does she have any -- did you know any of her family members?

A. Sh -- yeah. Her mother, her father, um --

Q. Where w --

A. -- brother and sister.

Q. Where did they say? Where did Twanna stay?

A. Um, at -- at this time, ri -- at this time when I was out there they was staying right across the street from the projects.

Q. In Seaboard?

A. Seaboard.

Q. Do you know what street that was on?

A. Uh, I couldn't tell you what street it was on. All I can -- I can explain to you where it's at, but I can't tell you what street it's on.

Q. Do you know the names of her parents? You said you knew her mom and dad.

A. Um, Sandra Odom, and I want to say her fath -- I don't -- I -- her father would go by An -- Hamp, but he's also Lee because that's her last name.

Q. Okay. Who would know how to get in touch with her today?

A. Um, I couldn't --

Q. I -- I guess let -- let me back up. Let me ask you a more direct question first. Do you know how to get in touch with her today?

A. I probably -- yeah, I probably could. Yeah. I -- I can get in touch with her.

Q. I'm not asking you to do that. I'm just asking you how would you get in touch with her?

A. Shit, I'd probably just call my aunt and ask my aunt to ask her nephew, which is my little cousin, to get in touch with her.

Q. Okay. And who is your aunt?

A. Um, Tiffany Thomas.

Q. And what's her number?

A. Um, 252-370-2564.

Q. Did you get that? Can you say that number one more time a little slower?

A. 252, um, 370-2564.

Q. All right. Thank you. I got us a little off track there. I want -- I want to talk more, um, about why this incident happened at Tacoma's house. Did it have anything to do with membership in a gang?

A. Nah. Uh-uh.

Q. Did it have to do with targeting Tacoma because of this beef about Antwanna?

A. I can't -- nah I doubt that. No. I can't -- I seriously doubt that.

Q. Okay. What do you think it was about?

A. The, um -- I'm gonna say more than likely him. It's like you come to a whole other neighborhood that you are not from to the projects and they call -- we call the hood, three, four hundred dollar shoes on, jerseys -- throwback jerseys, that's a hundred, two hundred dollars and y -- and you was lookin' at -- upon as a prey.

Q. Okay. So I just want to make sure I understand you. So if I'm not right, correct me, okay? It sounds like people did not like Tacoma because he would come into your neighborhood with flashy clothes. Is that an accurate -- is that accurate about what you're trying to tell me?

A. You c -- you could say that. I agree with you on

that. You could say that. Yeah.

Q. Okay. Okay. I -- I'm not trying to say anything. I'm just trying to understand what you're saying. Uh, so, was this break in about getting money or doing something bad to Tacoma?

A. About getting money.

Q. It was about getting money?

A. Yeah.

Q. When was the first time you heard about the idea to break into Tacoma's house?

A. Shit, the fir -- the first -- the night that we did it.

Q. You first heard about it that night?

A. Yeah.

Q. How far in advance was that first conversation to y'all actually going there?

A. Sh -- man. I want to say about -- probably ab -- about 15, 20, 30 minutes.

Q. Okay. So -- so again, I am going to state something and if this is wrong, I need you to correct me, okay?

A. Yeah.

Q. It sounds like it was just like a conversation like hey man, we got this lick. Let's go do it right now, and then you all went and did it right then.

A. Yeah that's the conversation to me.

Q. Okay.

A. Now, if they already talked about it, I wasn't aware of it.

Q. Okay.

A. Because I'm coming to -- I'm -- I'm coming through the projects, they stop me. Hey, I got a lick. I sa -- I said what the hell you talking about? That's when they doing back and forth on why and all this.

Q. Who else was around during that conversation about we got a lick?

A. No one because it was around about -- it was around about -- it was -- it was around on D -- it was in December so the time went back. So it was cold. When I come through there, they was sit -- they was standing out there in front of, um, Antonio Freeman's mother's house. So when I pulled up, they jump in and that's when I went down there and parked and they was t -- we was all talking about it.

Q. You were in your car when you had this conversation?

A. Yeah.

Q. And it was just the three of you?

A. Yeah.

Q. Did anybody talk to Coatney about this before it happened?

A. No, sir. Not -- no. I didn't know anything

about it until that night in the projects. So they -- if they did have any conversation, I didn't know anything about it.

Q. Okay. Do you know -- was there any -- ever any conversation about anybody else joining in other than the three of you?

A. Nah.

Q. Who is Cinita Long?

A. An ex -- an ex, um, friend of mine -- ex-girlfriend.

Q. Your ex-girlfriend?

A. Yes.

Q. Okay. Was she your girlfriend at this time?

A. Yes.

Q. When did she learn about this crime?

A. That's the thing about it. She -- she don't know anything about it.

Q. Why do you say that?

A. Because I ain't tell her nothing about it. I doubt that them two guys told her anything about it. I ain't tell her anything about it. The crazy thing about it is that the ring that the detective lied and said came from that house, it didn't come from that house. I bought that from someone else. The detective scared her up by saying that was a -- that was the jewelry that came out of the house and she went -- that -- she ain't know nothing about this crime because I didn't tell

her about it.

Q. When did you give her a ring?

A. I been here so long, I couldn't even tell you, sir, but --

Q. Was it af --

A. -- you --

Q. -- was it after this happened?

A. No. It was before. That was before this happened. That was before.

Q. Did you ever tell Cinita that you, Karon, and YaYo had a lick to do?

A. Yeah, I told her but she -- and I -- I didn't go into detail.

Q. Did you tell her that before you did it?

A. Nah. She -- she asked where was I at, and I said we had a lick to do and we left it as that.

Q. When was that conversation with Cinita?

A. Um, I want to say it was at a party because I came back and went to a party they had in Seaboard that same night.

Q. It was the same night?

A. Yeah.

Q. Okay. Who is DeAngelo Mason?

A. That's, um, DeAngelo Mason, when I was out there, he was stay -- he -- he from Margarettsville as well. He was

staying down the street fr -- from me.

Q. Wh -- who --

A. Somebody I went to school with. I want to say DeAngelo, he might be like a year or two grades higher than I am.

Q. Who knew him?

A. If you from Seaboard, everyone knew him.

Q. Is there a reason why anyone would think that it was you and DeAngelo that did this crime?

A. I w -- I don't know.

Q. Did DeAngelo know anything about it?

A. Not to my knowledge.

Q. Did you ever call Tacoma sometime around the day that this all happened?

A. Yeah. I -- I can't recall if I called or texted.

Q. Why?

A. He had a, um, he had an in-dash radio with TV that I was trying to buy from him.

Q. And when did you contact him about that?

A. Pro -- if it wasn't that week, it might have been the week before or something. I'm not sure. It's been years. I'm not sure.

Q. Okay. Wa -- was it before the crime?

A. Yes, it was before the crime.

Q. Now you said you weren't sure if you called or

texted, but earlier you told me that you didn't have a cellphone.

A. Yeah. You're correct. I don't have a cellphone.

Q. Okay. Were you texting on other people's phones?

A. Yes.

Q. Okay. Did you call Erel -- Erel sometime before or after this crime, close to it?

A. Yeah. I want to say I called Erel to get Tacoma number.

Q. Because of that radio he was selling?

A. Yeah.

Q. Did you ever talk to either one of them after the crime?

A. Nah, not after the crime.

Q. All right. I want to talk a little bit about the shotgun. Was bringing a shotgun always part of the plan?

A. Yeah.

Q. Where did the gun come from?

A. Um, the gun was mine. It was a -- it was a 20-gauge shotgun.

Q. Where did you --

A. At the time --

Q. -- get it? I'm sorry. Go ahead.

A. It was mine but it was down in Seaboard because they had some beef with another -- with another town.

Q. Where was it in Seaboard?

A. Um, YaYo, Antonio Freeman.

Q. It was at his house?

A. Yes.

Q. Was he --

A. He kept -- he kept it. Where he kept it, I didn't ask no questions because I don't think he was keeping it inside his house.

Q. Was he carrying that gun when you all first talked about doing this lick?

A. Nah, he went and got it.

Q. Where did he get it from?

A. He said he'd be back. I'm assuming it was around behind his house somewhere.

Q. Okay. And you said it was your gun?

A. Yeah.

Q. But you were letting Antonio hold onto it?

A. Yeah. Both of them. Him and Karon.

Q. Where did you get the gun from?

A. Shit, I don't -- I bought it from somebody, though. A smoker. I couldn't remember where I bought it from, though.

Q. What do you mean when you say a smoker?

A. A, um, person that's on drugs. Person that is on crack cocaine.

Q. Is there anybody -- when did you buy it?

A. Uh, it hadn't been that long. I want to say around about 2000 -- nah, it was the summertime. It -- it was the summertime of '07. It was summertime.

Q. So you had this -- this gun for several months before this --

A. The summer before then.

Q. Who else knows where the gun came from?

A. As far as who I bought it from?

Q. Yeah.

A. No one.

Q. Who else knows where it came from that day?

A. No one. As far as the guy that was with him.

Q. Did you buy it from Coatney?

A. Nah. Hell no.

Q. Do you remember ever telling anybody that you got the gun from your aunt?

A. Huh?

Q. Do you ever -- do you remember ever telling th -- anybody that you got the gun from your aunt?

A. No.

Q. Did you ever keep the gun in your aunt's house?

A. No. I was keeping it at home. My grandma said I had to get it the hell out of there.

Q. You kept it at -- I want to make sure I

1 understand. You were staying with your grandma.
2 A. Yeah.
3 Q. And she knew you had a gun and she said get it
4 out of the house?
5 A. Yeah.
6 Q. Is that -- that's correct? Okay. Did your aunt
7 live there as well?
8 A. Yeah. She stayed there multiple times.
9 Q. Okay. What's her name?
10 A. That's Tiffany.
11 Q. Okay. What's your grandma's name?
12 A. Alicia.
13 Q. Alicia?
14 A. Thomas.
15 Q. Thomas. What's her phone number?
16 A. 12 -- 589-1218.
17 Q. 589-1218?
18 A. Yes, sir.
19 Q. Okay. Did you have any other guns?
20 A. No.
21 Q. Was there a house where you kept a stash of guns?
22 A. No, I didn't have no guns like that.
23 Q. Why would Antonio testify that there was a house
24 you kept guns at?
25 A. I don't know why he would say that.

Q. What happened to the shotgun after y'all left Tacoma's house?

A. I'm trying to figure out. I know that, um, Antonio kept it before I locked -- we got locked up. I couldn't tell you what happened to it.

Q. You said Antonio kept it?

A. Yeah.

Q. So when you guys split up that night, Antonio had the gun?

A. Yeah.

Q. Okay. Who is Angela Williams?

A. Angela Williams? I don't know -- I don't know who that is there. Angela Williams?

Q. Did you ever know a white girl named Angela Williams?

A. No, I don't know her.

Q. Did you know a white girl who lived behind the Seaboard projects?

A. No.

Q. Do you know anything about somebody named Angela Williams having her house broken into?

A. No.

Q. A little bit before this crime?

A. Uh-uh.

Q. Did you ever know anything about a house that was

broken into and guns were stolen?

A. Not right -- not behind Seaboard projects. No.

Q. What about other than behind Seaboard projects?

A. Uh, there was a guy house broken into, um, an old man's house was broken into. That's not -- that's in Seaboard -- that's like going out of Seaboard. A whole bunch of guns got stolen out of it.

Q. Who did that?

A. I don't know who did that.

Q. How do you know about it?

A. It was the talk of the town.

Q. Who was talking?

A. Everybody around the projects in Seaboard.

Q. Everybody who?

A. Um, you had -- I'm trying to recall. You got -- it's been years ago. I can't recall who was out there at the time, though, but it's been years.

Q. When did that break in happen in relation to the break in at Tacoma Jordan -- at Tacoma Davis's house?

A. Oh now that -- I don't even recall that being in relations or during around the time that it happened.

Q. Was it around the same time?

A. Not to my knowledge. No. Uh-uh. No. It was -- that might have been before -- yeah, that might have been before. I'm not sure.

Q. Did you ever do a break in and make it look like Coatney did it because he was out of town?

A. No. Uh-uh.

Q. Why would someone say that?

A. I don't know.

Q. Did you do any break ins around the time of this crime at Tacoma's house?

A. No. The only break in I did was the one I'm in prison for now.

Q. Would you tell me if you did do some others?

A. Yeah, I'd tell ya. It's in the past now. That's how I look at it.

Q. Did you ever hear about a plan to steal any guns from Angela Williams?

A. No, not no plan. Because I -- I don't even know who that is.

Q. Is there a reason someone would say that you had a plan to steal guns from her and you wanted Coatney to help you?

A. No.

Q. Was there anybody that you were gonna take to buy drugs while someone else stole guns from her house?

A. Take to buy drugs? Nah.

Q. Who is Rasheed Alston?

A. Rasheed stayed in the projects.

Q. Who is he?

A. Um, I guess he is -- I guess he was a friend or associate. I done stayed at his -- at his house nights before, too.

Q. Okay. And you said he lived in the projects. Is that in Seaboard?

A. Yeah. Seaboard projects.

Q. How big are those projects?

A. It ain't -- it ain't that big. I prob -- you might have about -- I'm guessing anywhere from 30 to 50 little housing units. One story though. It's not two stories. It is one story.

Q. Okay. Did you know Rasheed to have a shotgun?

A. No, not no shotgun.

Q. When you say not no shotgun, did you know him to have other guns?

A. Yeah. I know him to have a pistol or something.

Q. Did you know him to have any long guns?

A. No. No, sir.

Q. Did he have anything to do with getting the shotgun that was used in this case?

A. No, uh-uh.

Q. Is there a reason someone would think that he provided the gun?

A. I don't know why though. I don't -- I don't know

1 why somebody would think that.
2 Q. Would Coatney Williams have a reason to think
3 Rasheed provided the gun?
4 A. He co -- I -- I'm not sure. I don't want to say
5 yes or no. I don't -- I'm not sure.
6 Q. Okay. Had you ever heard anything about the
7 Seaboard Police Department getting broken into in 2007?
8 A. 2000 -- yeah I heard about it. The po --
9 Q. What did you h --
10 A. -- the po -- oh I'm sorry. You go ahead.
11 Q. No go ahead. Tell me what you know
12 A. Um, no, the police came down there. We was all
13 standing, um, standing at the, um, at the pool hall. That's
14 right beside the store they call the Cupboard. Um, I want to
15 say Officer Pan (phonetic). He was the town -- he was the Chief
16 of Police at that point. He came down there and like the
17 police, um, at the townhall, the police department been check --
18 um, broke into. So he was telling everybody to lift up the
19 bottom of their shoes so they could check the shoe print, but
20 what was -- but what was stolen he never said.
21 Q. Is that the only time you ever heard about it?
22 A. Yeah. That is the only time I heard about it.
23 Q. Did you ever hear anybody talking about who did
24 it?
25 A. Nah. Uh-uh.

1 Q. Did you ever hear about what was stolen?
2 A. Nah. Uh-uh.
3 Q. Did you ever hear if they caught anybody for it?
4 A. No.
5 Q. When was the last time you saw Coatney Williams
6 before this crime happened?
7 A. Um, might have been right before I got locked up
8 in 2008 in Roanoke Rapids.
9 Q. You said you were in Roanoke Rapids when you saw
10 him?
11 A. Yeah.
12 Q. Where were you?
13 A. Um, in Georgia Ave Apartments.
14 Q. You said George Allen's apartment?
15 A. Um, George -- Georgia Ave Apartments.
16 Q. Oh, Georgia Ave. Okay. Whose apartment were you
17 at?
18 A. I was at my homeboy's, Wally.
19 Q. What's Wally's name?
20 A. Oh, um, Wally -- Wally Tyson.
21 Q. Wally Tyson?
22 A. Yeah.
23 Q. Okay. You said that was in 2008. Is that the
24 last time you ever s -- you've -- is that the last time you have
25 seen Coatney Williams like up until today?

A. Mm-hmm.

Q. Okay. When was the last time you saw him before the break in at Tacoma's house?

A. Uh, the last time -- I can't give you exact dates, but I do know if it wasn't the day before -- if it wasn't before -- if it wasn't the day before the break in, it was about two or three days before because he almost got left. Him and a -- it was his brother, his step-pop, and his brother, Little Robert. They was all going to Philadelphia and he had to, um, try to call to get them to come back and pick him up. So they could go to Philadelphia because he almost got left.

Q. Were you with him when he made that call?

A. Yeah, I was -- I was -- I was in, um, we was at Rasheed house.

Q. Okay. Did Coatney have his own phone that he called on?

A. I -- I -- I can -- I don't even -- nah, not -- not that I know of. He -- not that I know of. I can't recall.

Q. Did Rasheed have a phone?

A. Sheed might have had one. I th -- I can't remember how he made the call, but I know he was like goddamn man, he was like, he been left. Talking about Rasheed, but they came back and picked him up.

Q. If you were trying to get in touch with Coatney, how would you call him?

A. Sh -- shit back then I'd probably try to call his -- call the house phone.

Q. Did you know Coatney to have a cellphone?

A. No, not off hand.

Q. You just said that his family came and picked him up to go to Philadelphia. Did you ever talk to him while he was gone?

A. No. Uh-uh.

Q. You never called him when he was in Philly?

A. Uh-uh.

Q. Did you call Robert Branch while he was in Philly?

A. No.

Q. Did you ever call them and tell them about what happened at Tacoma Davis's house?

A. No.

Q. Is there a reason why Robert would say you called them?

A. No, not off hand.

Q. All right. I want to go back to that night when this all happened. You already told me that you were in your car and Karon and Antonio came out to your car. Where were you when that happened?

A. In the projects.

Q. And who all was there?

A. Shit, we the only ones. They was the only two standing out there. When I pulled in, they slowed me down --

Q. Who --

A. -- and got in.

Q. -- who were you with before that happened?

A. What do you mean before it happened?

Q. It sounds like you are telling me that you just pulled right up and they jumped in your car?

A. Yeah. Because, uh, okay. They in the projects. So when I come in the projects, they standing outside of Antonio Freeman mother's house --

Q. Did they --

A. -- they flag --

Q. Okay. Did they know you?

A. -- they flag --

Q. I'm sorry. Go ahead.

A. They flagged me down and they got in and that's when we started talking about it.

Q. Did they know you were coming?

A. Yeah. They had to know I was coming because I was their transportation. They --

Q. Why were you --

A. -- they didn't have a ride.

Q. -- why were you going down there?

A. Oh, no, no, no, no, no. They didn't know I was

coming to the projects.

Q. Why were you going to the projects?

A. Ride through there. That's something everybody do. Ride through there. See who's out. See what's going on.

Q. Okay. Where were you coming from?

A. Shit. I couldn't -- I can't even recall but it's somewhere around there. I'm young, ri -- driving around. I ain't got nothing to do. There's only two spots you really gonna ride through to see what's going on, that's the DM (phonetic) and that's the projects.

Q. What's the first one you said?

A. The DM.

Q. What's that?

A. That's a -- that's a neighborhood across the tracks behind the store where a lot of people might be hanging out and whatnot.

Q. And when you say the store, are you talking about Cupboard?

A. Yes, sir.

Q. Okay. It sounds like you were the one driving?

A. Yes, I was.

Q. It sounds like it was your car?

A. Yes I -- yes, it was.

Q. What kind of car did you have?

A. Um, a '92 Honda Accord.

Q. What color?

A. It was like a primed color. It wasn't black, but it was a like prime color black, like a primer. Spray painted look.

Q. What happened to all the stuff that came from Tacoma Davis's house?

A. Um, I want to say --

Q. Actually -- actually, let me -- let me stop you right there. Let me -- let me back up a little bit farther, earlier in the night. You already told me a little bit about what happened when you got to Tacoma's house, um, and I told you we were gonna come back to that. So, I want you to pick up with what happened as soon as you -- you said that you parked your car on a path across the street from his house. Is that accurate?

A. Yeah, it's not directly right across the street. It was like across the street, up the street.

Q. Okay. Uh, so I want to just take you right there and you put -- you pull your car into that path and then tell me what happened?

A. Um, Karon and YaYo, they got out. Me, Karon, and YaYo got out. Kicked the door. Boom. Boom. This crazy motherfucker shoots the door. YaYo shoots it. I takes off running back to the car. I'm waiting, I'm waiting, I'm waiting, I'm waiting, I'm waiting, I'm waiting. They don't get in.

So, boom. I run back in the house to see what in the world's going on. YaYo is laying on top of the lady. I s -- come on, man, you tripping. Y'all need to head up out of here, man, you bugging. So, boom. Me and Karon --

Q. All right. All right. Let me stop you right there and just ask a couple of questions about that. Did you go in the room where YaYo was on top of the lady?

A. No, but I seen it. I kind of like freaked out. I'm like man, what the fuck are you doing? Get off of her. Get off her. Let's go. Let's go.

Q. Where was Karon at that point?

A. I want to say Karon was in one of the other rooms because I didn't even see Karon when I ran in there.

Q. Were you guys just talking like normal?

A. No. Uh-uh. I don't know how they was sounding when they went in there because I didn't go in. When they shot the door, I took off running.

Q. Right. But when you are telling Antonio to hurry up, are you just talking like normal?

A. Nah. Uh-uh.

Q. So what were you doing?

A. Disguising my voice like Jamaicans.

Q. They were talking like Jamaicans?

A. Yeah. I was just yelling.

Q. Okay. Where were you -- wh -- when you say

Antonio on top of the lady, as you put it, where were you? Were you in that room? Were you looking through a doorway? Where were you located?

A. When I bust -- when I bust up in the room, I see it. So I'm like nah, let's go. Let's go. Let's get the fuck out of here. Let's go.

Q. Did she see you?

A. Yeah, she saw me.

Q. What were you wearing?

A. Shit, I don't know, but it was all black.

Q. Did you cover your face?

A. Yes.

Q. With what?

A. Um, a ski mask.

Q. What was Antonio wearing?

A. All I know he had all on black. I couldn't tell you what the other individuals had on their faces and head and all that stuff.

Q. Okay, and what about Karon?

A. All black.

Q. Do you remember what they covered their faces with if they covered their faces at all?

A. No, I can't recall that.

Q. Did they cover their faces?

A. Yeah.

1 Q. Okay. So, you yell at them to hurry up, then
2 what happens next?
3 A. Me and Karon -- I'm thinking Tonio behind me and
4 Karon, we run out the door. We run out the door. Karon get in
5 the passenger side. That's when I heard the shot going off
6 again. Boom. I said what the f -- YaYo, Antonio Freeman, he
7 come running and gets behind me in the driver's seat. We pull
8 off. We going and that's when the car comes. Antonio Freeman
9 starts shooting out the passenger back window. No. No. The
10 driver's side back window.
11 Q. What's he shooting with?
12 A. He is shooting at the car.
13 Q. I mean what's he --
14 A. Shoot --
15 Q. -- what's he shoot --
16 A. Shoot --
17 Q. -- what is he using to shoot with?
18 A. He was shooting with the shotgun at first. Then,
19 he pulled out another gun saying that -- that's where he -- he
20 got that gun from out of the house.
21 Q. He said he got that gun from out of the house?
22 A. Because he said when he went in there, the lady,
23 she had the gun pulled out on him.
24 Q. Were you still driving while he was shooting out
25 the window?

A. Yeah. I was still driving.

Q. Did you see who was driving that other car?

A. Nah, it was nighttime and the car really ain't -- after like the first one or two shots, I don't think the car really got up too close after that.

Q. Did you see what that car looked like?

A. Uh, I assumed it was Erel or Tacoma. I -- I don't know if it was Erel or Tacoma car, but it was a little purple Honda because I see the car when it shot up in the yard, and that's when I heard the shots ringing out because when we was running, you heard "vrrrr." We saw it when we was running to the car. We get in the car. We heard the shots rang out. So, I'm assuming it was their car. I -- if it wasn't that, I'm not sure.

Q. Okay. So you were driving a black Honda and this other car was a purple Honda?

A. Yeah.

Q. Okay. At some point, did that car stop following you?

A. Yes.

Q. What happened next?

A. Shit, we went on -- we went to my house. The cellphone and all that, we burned it in a bin behind the house, then we left and went on to Seaboard.

Q. You said you burned the cellphone behind the

house?

A. Yeah. The cellphone that he got, um, ou -- out of the house.

Q. What else did you burn behind the house?

A. Uh, I know the sa -- the cellphone was the main -- the main -- the main object. What else, I -- I done forgot because all we were thinking about was the GPS and all that.

Q. Why were you wearing a ski mask?

A. You doing a robbery, you going to do a lick.

Q. Where did it come from?

A. Out of the, um, backseat of my car.

Q. Why'd you have it in the backseat of your car?

A. Because I be riding a dirt bike or something at the house, go and get in the car, when I go to Seaboard, I got other people with dirt bikes or something down there and it -- and it's wintertime. So I get up there. I don't pull it all the way over my face (inaudible) and ride a dirt bike or four wheeler.

Q. Why were you all wearing all black?

A. Doing a lick.

Q. But it sounds like you didn't plan on doing a lick from what you're telling me?

A. No, it wasn't planned. I had the -- I already had the black -- it's -- I call it four-wheeler clothes. Some black sweatpants and a black shirt. That was already in the

backseat of my car. They was already dressed when I pulled in.

Q. What were you wearing when you pulled in?

A. Uh, I want to say -- I can't recall, man. I can't recall.

Q. Were you wearing all black when you pulled in?

A. Nah, I wasn't wearing all black.

Q. You just happen to have all black clothes in your car already?

A. Yeah.

Q. Even though you didn't know about this lick?

A. No, I didn't know about it.

Q. All right. Were you running around in the streets doing some other stuff that you might want to wear all black for?

A. Like I said, I call it four-wheeler clothes.

Q. So the reas -- the reason you had all black clothes was to ride a four wheeler?

A. No, not the reason I had all bla -- I had other clothes in there, but the reason -- some old black sweatpants, black shirt.

Q. That's what you would wear when you go on a four wheeler?

A. Yeah. Four wheeler d -- not all the time, but I always just threw that back there. Some ratty stuff.

Q. Okay. Do -- do you recall, did you burn anything

1 besides the cellphone?
2 A. It was more items, but I couldn't recall which wh
3 -- what they were.
4 Q. What happened to the other stuff that came from
5 that house?
6 A. Um, passed out. We got some sneakers, videogame
7 systems, um, money that was split up.
8 Q. Who got the sneakers?
9 A. I took the sneakers.
10 Q. Who got the -- what kind of sneakers?
11 A. Um, some Jordans -- some brown Jordans A4 or 3.
12 I'm not -- I'm not sure of the numbers.
13 Q. Who got the videogames?
14 A. Um, we split that up between the three of us. It
15 was like some PSP, X-box 360. Things of that nature.
16 Q. You each got some videogames?
17 A. Yeah.
18 Q. Who got the money?
19 A. We split that as well.
20 Q. You got some of it?
21 A. Yes.
22 Q. What happened to the gun that was -- that came
23 from the house?
24 A. They kept that. I didn't want -- I didn't want
25 nothing to do with that damn gun. I'm gonna keep it all honest

with ya.

Q. Who kept it?

A. I'm assuming -- I'm assuming, um, Antonio Freeman kept it because he's the one that had it.

Q. He had both guns?

A. Yeah.

Q. Was there a pair of Timberland's that came from the house?

A. Yeah. I kept them as well.

Q. You kept those?

A. Yeah.

Q. Okay. Where were you all when you split all this stuff up?

A. Um, the majority of it, it was right after we got -- after we left and the car stopped following us. We was doing it in the car. Who fit what size. Who can't fit the size and all that.

Q. Is that while you were driving?

A. Yeah.

Q. Okay.

A. I'm driving and they talking about hey let me get that, let me get that. What size them boots? What size them sneakers? Uh-uh you can't wear them, they too small. I can fit.

Q. All right. You said you burned the cellphone

behind the house. Whose house?

A. It was mine. My grandmother house. It was in a, um, what's them barrels? Like bonfire barrel type sort of.

Q. What was the address of that house?

A. Um, 2246 Tower Road.

Q. Tower Road?

A. Yes, sir.

Q. Is that Margarettsville like you told me earlier?

A. Yes, sir.

Q. Okay. So after you burned -- burned the phone at your grandma's house, what happened next?

A. We left.

Q. Did you already have the other stuff split up?

A. Yeah. Most of it was already --

Q. All right.

A. -- determined.

Q. Where did you go when you left your grandma's house?

A. We went back to Seaboard. All I did was, I dropped them off in the projects and I went to the party they was having at in, um, at the Elks Lodge.

Q. Okay. Tell me about that.

A. What? About the party?

Q. Yeah.

A. Um, well, I park my car and walk -- I parked my

car, got out and I seen my girl and her cousin walking --

Q. Whose -- d -- did you say your partner called you out there?

A. No. I parked my car.

Q. Oh, you parked your car. Okay.

A. Yeah. Um, and I see my girl and her cousin. They walking. I say where y'all going? She like I'm about to walk to Shameka house. I said you want a ride. She's like no. So boom. Walking with them and that's when -- that's when the sheriff pulled up. He was actually talking to Shameka. The sheriff and her having a conversation. That's when the, um, that's when I walked up and the sheriff got a call on his radio about the incident that I just went and done. That was it.

Q. Okay. I'm gonna ask you a couple questions about that. When you say your girl, are you talking about Cinita Long?

A. Yes.

Q. And when you say her cousin, are you talking about Shameka?

A. Yeah.

Q. What's Shameka's last name?

A. Long.

Q. Shameka Long. And you said they were walking?

A. Yeah.

Q. Where were they going?

A. Um, Sh -- to Shameka house.

Q. Where were they coming from?

A. That party.

Q. Okay. Did you talk to Cinita about what you had just done?

A. Nah. It's like once it came on his wa -- once it came on his radio system, she looked at me. I looked at her and shook my head. I never told her what I did or where I went to or none of that. I just told her I came from a lick.

Q. You told her you came from a lick?

A. Yeah. Because she was like where the hell you been at? Blah, blah, blah. I was like I just came from a lick.

Q. Was that before or after this officer was there and it came on the radio?

A. Nah, that was afterwards.

Q. It came on the radio and then later you told Cinita you had a lick?

A. Nah, I told her I came from one.

Q. Were you -- right. You -- but she had already heard it on the radio is what I am trying to understand?

A. Yeah. She already heard it on the radio and she was like where the hell you -- I -- that's -- when he got the call, he hauled ass over to the scene. She was like where the hell you been? Blah, blah. I was like I just came from a lick.

Q. Did she ask any more about that?

A. She asked but I didn't give her no details though or where I came from, what happened or anything like that.

Q. Was it surprising to her that you would tell her that?

A. Nah. It should be, but I -- nah.

Q. Was Shameka there when you told Cinita you came from a lick?

A. She was, but it wasn't directly right there because Shameka when she -- the way we came, it was like we was about to argue. Shameka was like I ain't got time for this shit. I was like I just came from a lick, I ain't got time for this shit.

Q. So Shameka walked away, is that what you're telling me?

A. Yeah. After the police left then, um, we all proceeded to walk. And she like where the hell you been at? Because at first I didn't -- I didn't come right out and tell her where I was. I said man, don't start that craziness, man. Don't start it. Nah, where the hell -- so I yelled out, damn I came from a lick, man. You happy?

Q. What did she say after that?

A. Well, well, what -- I said, no we ain't -- no, we ain't about to do that.

Q. Then what?

A. We left it alone.

Q. When you said you left them alone, what do you mean?

A. No. No. She left it alone. She left the questions alone.

Q. Okay. Were you --

A. From continuing to ask what.

Q. Okay. Were you still walking together?

A. I -- I left them, man. I left because I ain't got time for no argument.

Q. You left.

A. I went and got back in my car.

Q. You went back to your car?

A. Yeah.

Q. And where'd you go?

A. I don't even remember, man, to be honest with you.

Q. Um, wh -- who was the officer that pulled up?

A. I'm not even sure. He was already there. I walked up on their conversation. They was talking to him. Then when I walked up --

Q. They were talking to him and you walked up?

A. Yeah.

Q. Why would you do that if you just came from a lick? You just walk right up to a cop?

A. Nah. Nah. It wasn't walking right up to a cop.

They was already having a conversation with the guy. So I walked up and I heard it come across the radio and that's when he hauled away.

Q. Okay. Do you know th -- do you know what his name was?

A. No, sir.

Q. Was he with the sheriff's department? With Seaboard Police? You know what agency he was with?

A. Uh, he was with -- he was driving the sheriff car.

Q. Sheriff car?

A. So I guess he was some deputy or something.

Q. Okay. Uh, what race was he?

A. Um, African-American.

Q. How old was he?

A. Uh, I don't know. It's been -- that was years ago, man, I don't know.

Q. Okay.

A. That was my first time ever seeing him around there anyway.

Q. If I say Officer Smith does that ring a bell?

A. No, sir.

Q. Did Cinita know -- did Cinita know him?

A. I'm not sure. I don't know.

Q. Okay. Did Shameka?

A. Um, I'm not sure.

Q. Um, can you --

A. I don't remember.

Q. -- can you think of any other description of him, what he looked like?

A. I really can't say because once I walked up, he heard the call. He wasn't even there nothing but a couple -- I say about a -- about a minute, probably not even that.

Q. Okay. After that night, when was the next time you saw Coatney Williams?

A. I didn't see Coatney Williams that night.

Q. I'm talking about after that night. When is the next time you saw him?

A. Um, in Roanoke Rapids, in Georgia Avenue Apartments.

Q. That's what you were telling me about earlier?

A. Yeah.

Q. Georgia Avenue Apartment and you said that was Wally's apartment?

A. Nah, that was his mother's apartment.

Q. Okay, but it was the mother of Wally Tyson?

A. Yes, sir.

Q. Okay. Who all was there?

A. Um, to my knowledge it was just me, Wally -- it might have been -- it might have been Wally little brother, but

I'm not too -- I'm not too -- I'm not too sure.

Q. Okay. When did Coatney Williams first learn about everything that went down at Tacoma Davis's house?

A. Um, I'm not sure. I'm not sure.

Q. Did he know about it when you saw him in Roanoke Rapids?

A. No. Not to my knowledge because when I met -- when I seen him in Roanoke Rapids, he really didn't have much time to talk.

Q. Why not?

A. Um, I want to say, but I don't want to say, because I ain't trying to get him in no more damn trouble. I don't know if got found guilty or still pending. I'm not sure. It was another charge. So I'm not trying to speak on it.

Q. Well wh -- why did he not have time to talk when you saw him in Roanoke Rapids?

A. Because he -- because he was accused of something before he just came running to Georgia Avenue. I'm not -- I don't know if he got found guilty or if it's been -- I'm -- I don't want to speak on it.

Q. Okay. Um --

A. He's supposed to have done something. He run to Georgia Ave because they -- because the truck wouldn't start. The police came out there looking for him.

Q. And you just happen to be there where he -- when

he ran in?

A. Yeah because we all know each other.

Q. Okay. Was that about a break in?

A. Nah, no it wasn't about a break in. This -- no that wasn't about a break in.

Q. What was it about?

A. All -- that's -- like I said, I don't want to speak on it because I don't want to get him in anymore trouble.

Q. I -- I hear what you're saying. Um, do you have any personal knowledge about where he came from before that?

A. Yeah because he told me where he came from.

Q. He told you. Okay. Uh, what did he tell you where he came from? I --

A. The vet.

Q. -- I understand that you don't want to get him in trouble. I -- I get that, but you are under oath in a deposition that we are doing because Coatney Williams has applied to us asking for help.

A. Okay.

Q. We don't represent him. We are not prosecutors, but he came to us asking for us to investigate his case, which is what we're doing and that is why you are here now under oath. Where did he come from when y -- when you saw him?

A. He come -- he came from the vet with his dog.

Q. He ca --

A. He come around from the vet because he took -- he took his dog to the vet. The vet told him he was short. He said he paid $125 and the vet didn't do anything so when he went back in there, he said now he got to do something. When he took the dog back there he went in the cash register. When the veterinarian came out to be calling people, he seen the money on the floor behind the register. That's when he -- that's when he took off running from the vet to Georgia Ave.

Q. So, what you're telling me is he was accused of stealing money from a veterinarian's office?

A. Yes.

Q. Okay. And did that, whether or not it happened, did that have anything to do with the events at Tacoma Davis's house?

A. No, it didn't have nothing to do with that.

Q. Okay. Did Coatney Williams get any of the items from the Davis house?

A. No, uh-uh.

Q. Did he get a pair of Tims -- Timberland boots?

A. Uh-uh.

Q. What happened to the Timberland boots?

A. Shit. I still had them.

Q. Where is the last time you saw them?

A. Shit. Them boots been gone. Nah, that was the last time I seen them, the night before I came to prison.

1 Q. And where were they the last time you saw them?
2 A. In the -- in the trunk of my car.
3 Q. Is there a reason why Coatney would think he had
4 a pair of Timberland boots that came from Tacoma Davis's house?
5 A. He had his own, but they wasn't the ones that
6 came from his -- from Tacoma Davis's house.
7 Q. Did you ever give Coatney Williams any pair of
8 Timberland boots?
9 A. No, sir.
10 Q. Did Cinita Long ever give Coatney Williams a pair
11 of Timberland boots?
12 A. No.
13 Q. Is there a reason why anyone would think Coatney
14 had a pair of Timberland boots that came from Tacoma Davis's
15 house?
16 A. No.
17 Q. Did you w -- did you ever wear those boots that
18 came from Tacoma's house?
19 A. Yeah, I wore them.
20 Q. What size are your feet?
21 A. Um, 9-1/2 -- 10.
22 Q. Do you know how Coatney first learned about the
23 crime that happened at Tacoma Davis's house?
24 A. Yeah.
25 Q. How did he first learn about it?

A. I'm the one that told him about it. I seen him again after that incident with the veterinary -- with the veterinary thing. I s -- I -- I told him about it.

Q. Where were you when you told him about it?

A. I'm not -- I don't know if we was in Seaboard or Roanoke Rapids. I'm not sure, but I -- I know I'm the one who told him about it.

Q. Was anyone else around?

A. Not that I can recall.

Q. Did you ever talk with any of your codefendants after the crime about what you all would say if you were ever questioned?

A. Nah, because to be honest with you, it was like we done this in -- we done this in December. They didn't pick us up until August. We thinking we all got away with the crime so it wasn't no prep talk or what to say or what not to say.

Q. Do you know what Antonio Freeman has said?

A. Nah, like I -- like I said, I tried to get my motion from my lawyer. He never sent it. So I don't know what Antonio Freeman said.

Q. Have you ever seen your discovery?

A. No, sir. It's like firsthand, I was the only one that really went and started cooperating first. Antonio Freeman didn't. Um, Karon Moses didn't. Coatney Williams ain't having -- ain't have no reason to because he wasn't there, but Antonio

Freeman didn't start cooperating until he seen what I said and got his motion and tried to wiggle his way on -- out of that sexual assault on that lady. That's when he wanted to start cooperating.

Q. Do you know what he has said?

A. Nah, I -- I still don't know.

Q. Okay. Do you know what Karon has said?

A. Nah, I don't know what anyone said but myself.

Q. Did you tell your lawyer about what happened?

A. Yeah.

Q. Did you tell your lawyer about who all was there?

A. Where? At the crime?

Q. Yeah.

A. Yeah, but that was afterwards. After -- it -- it was basically like after -- okay, I got picked up and they interviewed me, they interrogated me and I told them what happened and added Mr. Williams. I kept on -- I kept that story the same, hoping it was going to help me out when I got my time.

Q. So even when you talked to your lawyer, you kept Mr. Williams there?

A. Yes, sir.

Q. Was Mr. Williams there?

A. No, sir, he wasn't.

Q. During that time -- you said they didn't pick you up till August.

A. Yeah.

Q. So, that's December to August. That's eight months. During that time, who all did you talk to about what happened?

A. Shit, I didn't ain't -- me personally I didn't talk to nobody. I told Coatney about it because I assumed one of the other guys said something about it.

Q. So Coatney Williams is the only person you talked to about it?

A. Yeah because he asked.

Q. What did he ask?

A. Like -- he's like what in the world are y'all doing? Where you all go and get those (inaudible) And I told him what happened and what we did and all that.

Q. Did he know about it before you had that conversation?

A. No, sir. Not -- like I said, not to my knowledge.

Q. Were you ever present when other people were talking about what happened?

A. Nah, because this -- it's like, Karon and Antonio, that's not an everyday crowd that I be around. May -- those two tight. That's not an everyday crowd I be around. I pull up, we talk, speak, blah, blah, I'm going on about my business.

Q. Were you ever at Rasheed Alston's house when there was a conversation about what happened?

A. Yeah. We were, but I never -- I never spoke about it.

Q. Okay. Tell me about what happened, what was being talked about at Rasheed's house?

A. Um, they in there, they -- they -- they in there smoking. They speaking about the lick and all that shit. I'm just sitting back. I'm not trying to speak on it.

Q. When you say they, who are you talking about?

A. Um, YaYo and Sheed because Karon never came over there to Sheed's house. So we sp -- they speaking on it to make a long story short, I'm not saying anything about it because we ain't got caught. I'm not about to be speaking on something we ain't got caught yet.

Q. Was there anyone else there?

A. Um, his baby momma always be there, but she don't be up there in the front with us. She always be in the back. Rasheed baby mother.

Q. What's her name?

A. All I know is April. I don't know if they married. I don't know if it's April Alston or whatnot, but all I know is April.

Q. Was anyone else there?

A. No, not to my knowledge.

Q. Was Robert Branch there?

A. No, uh-uh.

Q. Did Robert Branch have a nickname?

A. Little Robert.

Q. Little Robert?

A. Yeah.

Q. Was Tiffany Brown there?

A. No.

Q. Was Coatney there?

A. No.

Q. Was there a girl named Stephanie that was there?

A. I don’t even know that person at all. Stephanie. Hey --

Q. So --

A. Hey, excuse me.

Q. Yes.

A. Can you lower that for one second? I got to use the bathroom right quick.

Q. That’s fine. Let’s, um -- the time is now 11:22. We will pause this deposition, uh, let’s say about five minutes, but we’ll -- when you’re back on the screen, we can get it started.

A. Okay.

Q. But we’ll take a break now at 11:22.

A. All right.

*** OFF THE RECORD ***

Q. All right. It is August 4, 2020. The time is 11:30 a.m., and we are now back on the record with the deposition of Jamal Thomas. Um, Mr. Thomas, we were talking about a time that you were at Rasheed Alston's house sometime after this crime. How long after the crime were you there at Rasheed Alston's house?

A. Uh, I want to say between -- between three d -- from like three days to a week afterwards.

Q. And before our break, you said that you were there, Antonio Freeman was there, Rasheed Alston was there and Rasheed Alston's baby momma was there in another room. Is that correct?

A. Yeah.

Q. Was there anyone else who was there in that house?

A. Not that I know of. The kids might have been there if you want to count them because it was ki -- it was nighttime.

Q. How -- what age kids are we talking about?

A. Um, they had little kids back then. I want to say two and -- two and probably around about four or five. I don't even think they was in -- nah, they were probably younger than that. I don't even think the oldest one was in school yet.

Q. Okay. Did you see the kids?

A. Nah, I'm -- like I said I'm assuming. They could have been there. They might not have been there.

Q. Okay. So if they were there, they were in another room?

A. Yeah.

Q. Okay. And you had said that they were smoking. When you say they, who are you talking about?

A. Antonio and Sheed -- Rasheed.

Q. And when you say smoking, what are you talking about?

A. Marijuana.

Q. Were you also smoking marijuana?

A. No, sir.

Q. Was Antonio high?

A. Yeah.

Q. Was Rasheed high?

A. Yeah, I assume they was. They were smoking so.

Q. Wh -- were you -- were you high?

A. No. No, sir.

Q. How clearly do you remember this conversation?

A. I -- I don't even remember it. I just remember that -- I remember the incident that we were there, the time like we was there. I don't remember it clearly.

Q. What was said about this crime while you were there?

A. The only thing that really comes out that -- that -- that is the main -- I ain't gonna say the main focus, but the topic is like how we was sounding when we was inside the house and the shooting things that happened there.

Q. Who was describing how you sounded inside the house?

A. Um, Antonio.

Q. And who was talking about the shooting?

A. Antonio.

Q. During that conversation, did he ever put Coatney Williams' name in it?

A. No, sir.

Q. Is that the first time Rasheed heard about this crime?

A. To my knowledge.

Q. Did Rasheed ever hear about Coatney Williams being there?

A. No, sir.

Q. You had mentioned, uh -- shifting gears a little here. You had mentioned, when we first started, talking to Detective Burnette. How did it come up for her to talk to you?

A. Um, I want to say the, um, the interview she did with Cinita Long. Whatever Cinita Long told her, that's when I guess they issued a warrant for my arrest or whatnot.

Q. How did it come up for Detective Burnette to talk

to Cinita Long?

A. Shit, I don't know. I guess my name popped up. You talk to the person girlfriend, see if you can shake her, what kind of information you can get. That's wh -- that's what I assume.

Q. How did your name pop up?

A. I'm not sure. I still don't know.

Q. Do you know why Detective Burnette would have talked to Cinita Long?

A. No. I want to say the reason for her would be talking to her, asking questions, would have been me due to the fact that I was her boyfriend at the time.

Q. Did Cinita know that you were involved in this crime?

A. No, sir.

Q. Did Cinita know that Karon was involved?

A. Not to my knowledge. No, sir.

Q. Did Cinita know that Antonio Freeman was involved?

A. No, sir, no to my knowledge.

Q. Had Cinita ever heard about Coatney Williams being involved?

A. No, sir, not to my knowledge.

Q. So if Cinita Long told Detective Burnette that you had said you were gonna do a lick with Karon and Antonio,

how would she have gotten that information?

A. I don't know because I know I didn't tell her. I don't know if it came from anyone else, but I know I didn't tell her.

Q. Where were you when you talked to Detective Burnette? Where did that interview take place?

A. Sh -- um, inside Northampton County Jail -- Detention Center.

Q. Were you already under arrest when she talked to you?

A. Yes.

Q. Were you already under arrest for this crime when she talked to you?

A. No, not for this crime.

Q. What were under -- what were you in jail for?

A. See they -- see they -- see they had me for some b -- um, burglaries at first. That's what that warrant was for. Then, for the same -- for the same incident, they had it for burglary, um, B&E, breaking and entering. Then when I get down there, I'm not gonna lie, they scared the hell out of me and forced me into cooperating, and that's when all the other charges came from.

Q. Okay. When you say you were down there for a burglary and a breaking and entering, is that something dif --

A. No --

Q. -- is that something --

A. No, I'm not. It was -- it wasn't a burglary. It was breaking and entering. Then I after I cooperated, that's when the burglary came and, um, the robbery with a dangerous weapon, and things -- that's when all that came. They just had me down there for, um, breaking and entering at first. This --

Q. Was that --

A. -- for this same crime.

Q. Okay. Were you in jail on anything else or only this crime?

A. Nah, I wasn't even in jail. They picked me up for a -- for a warrant -- for a breaking and entering warrant.

Q. They picked you up --

A. And she --

Q. I'm sorry. Go ahead.

A. Um, they picked me up -- okay. The charges that I've been charged with now, they wasn't even in effect. They -- they -- they made a warrant up saying breaking and entering to this house, Mary Davis and Tacoma - Tacoma Davis. They picked me up on that. When they picked me up, that's when they read through and I cooperated.

Q. Okay, and when you say they, who was involved in that interview other than Detective Burnette?

A. Uh, Officer Reed.

Q. Was there anyone else?

A. No, sir.

Q. Were you ever involved in an interview with an ATF agent?

A. Yeah. He -- that was later though.

Q. Who was there for that interview?

A. Detective Burnette as well.

Q. Detective Burnette and the ATF agent?

A. Yeah.

Q. Where did that interview take place?

A. That was at, um, the county jail as well because they pulled me back in there to ask me about some -- some other shit. Some other things and I -- I ain't have no knowledge of or any of that.

Q. Stuff that was not related to this crime?

A. Yeah.

Q. Okay. Do you remember who that agent was?

A. No, sir.

Q. Uh, was it a middle-aged black gentleman?

A. Yeah.

Q. Okay.

A. I know you are as tall as him.

Q. Okay. Uh, does the name Agent McCluney sound familiar to you?

A. No, sir.

Q. Okay. But you said that interview was about

1 something different?
2 A. Yeah.
3 Q. Okay. Okay. I want to go back then to the time
4 you were talking to Detective Burnette and Officer Reed about
5 this case. What -- how did that interview start?
6 A. Um, this is what you're charged with, breaking
7 and entering, we got you. You might want to come forward. We
8 already got a witness, somebody testifying against you saying
9 you were the one that did that to, um, Mary Davis and, um,
10 Tacoma Davis. You might want to come clean and tell us what --
11 help yourself out, tell us -- because you are charged with some
12 serious charges. If you don't, we're gonna make sure you see
13 life in prison.
14 Q. And what did you say?
15 A. So I went -- giving them the details of what
16 happened and who was there. At first, I didn't never say
17 Coatney Williams, but Officer Reed asked, was Coatney Williams
18 with y'all guys? I said no three times. Then after the third
19 time, I said, if -- if he was there, would that help me out any?
20 He said, yeah, I'll make sure you'll get -- you'll get helped
21 out. You don't get a lot of time and I took that and ran with
22 it.
23 Q. Who was the first one to mention Coatney
24 Williams's name?
25 A. Officer Reed. Officer Reed is the one that, um,

mentioned Coatney Williams's name. Detective Burnette never even mentioned Mr. Williams's name.

Q. Why would Mr. Williams's name come up in the first place?

A. See that I don't know. I'm thinking that Mr. Williams might have -- Mr. Reed might have some kind of vendetta against Mr. Williams. I'm not sure because it took Ms. -- um, Detective Burnette off -- off subject for a minute and she was like okay let's get back to this because he kept asking about some other incidents that Mr. Williams might have been involved in that I don't know anything about.

Q. What were the other instances he asked about?

A. Um, something about a post office, something about some guns being stashed behind his house. It was other ones, but those are the ones that really stuck out to me that I can remember.

Q. And for this interview, was it just you and Detective Burnette and Officer Reed?

A. Yes.

Q. Okay. Do you remember signing a written statement?

A. Yes.

Q. Who wrote that statement?

A. Um, I want to say Detective Burnette wrote it.

Q. What did that look like? Were -- were you

talking and she was writing down word for word what you said or how did that happen?

A. Um, I was talking and she was writing and it was like once I was finished, she was like, well sign here and l -- and she scribbled out something. She was like put your initial here.

Q. Did you read it before you signed it?

A. No, I never read it because I was assuming that everything I was -- everything I was saying she was writing down.

Q. Did you have a conversation before she wrote it down or was she just writing as you were talking or how did that look?

A. No, um, she -- when I was talking -- giving them the details about what happened in the case, that's when she started writing.

Q. Was Officer Reed writing anything?

A. No, not -- not that I can recall.

Q. Were they both asking you questions?

A. No, it was like on some -- at first she was asking all the questions, then she got to who was here with me, who was there, and then that's when Officer Reed came and interfering, was like Coatney Williams with you? Was Coatney Williams -- was he -- was he with you all? Was he with you all? That's when he interviewed me and when he started asking about

some other situations, that's when she got back control of it and I'm like no, hold on, hold on, and we finished our interview about this crime here, but after I gave him my -- my testimony of the crime here, that's when he went back to Coatney Williams after she had already written it. He kept asking about other incidents.

Q. Okay. I'm gonna show you what I've just marked as Exhibit 23. This is a handwritten statement with a Jamal Thomas signature on Northampton County Sheriff papers. It is marked page 1 of 8 and it is Bates-stamped page 112 through 119, so it's 1 of 8, 2 of 8, 3 of 8, all the way up to 8 of 8. I'll hold it up for the camera so you can see this. Does that look familiar to you?

A. Yes, sir.

Q. Is that the statement that you signed when you were with Detective Burnette?

A. Yeah.

Q. Okay. I'm gonna ask you about certain parts of this statement, which is now Exhibit 23. Uh, on the first page, one of eight, and I'm not gonna read you the entire eight-page statement, there's just certain parts I'm gonna read out loud. I'm gonna start reading right now. It says, "YaYo and Karon said they had a lick. Karon asked me if I knew Tacoma. YaYo said, 'Who? The one that hang with Erel?' YaYo said to Karon, 'What the hell he do to you?' And Karon said, 'He tried to

shine on me.' Karon said, 'And I know where he stay at.' YaYo told me to "Come on Mal,' and I said, 'I'm not fucking with y'all.'" Is that accurate?

A. Yes.

Q. Why did you say you weren't gonna fuck with them?

A. That ain't my -- that ain't my MO, breaking into people houses and robbing people. That's not my MO. That -- that's not in me.

Q. What does it mean when Karon said, "He tried to shine on me?"

A. Um, from the story I got, it was an incident where him and Twanna -- Tacoma was walking with Twanna. Something slick was said to Tacoma and Twanna, so Twanna, um, Twanna get to cussing at them two. Which one I -- wh -- both of them probably. So, it was more like, she ain't trying to mess with y'all anyway and pulled out a bunch of money. That's the story that got back to me. I was not there. If there is any truth to it, I don't know, but that's the story that got back to me.

Q. So in that story, Tacoma is the one that pulled out the money?

A. Yeah.

Q. So that -- would it be fair to say that's like a way of showing off?

A. Yeah.

Q. Okay.

A. Shine.

Q. Shining. Okay. It -- does shining mean showing off?

A. Yeah. Yeah. You got it. Yeah it means the same thing.

Q. Okay. Okay. All right. I'm now, um, I'm reading on page two of eight of that statement. It says, "We went down to the Cupboard. We saw Coatney Williams at the Cupboard. I also saw my girlfriend, Cinita Long, and she asked me where I was going. I got out of the car and I went where she was and I told her the boys got a lick. I was talking about YaYo and Karon. Karon and Ya -- and YaYo was telling Coatney what we were going to do. When I got back to my car, Coatney was in the backseat on the passenger side behind Karon. Coatney told me to go to this house to get a black shirt. After we got to Coatney house, he went inside and came out with a black turtleneck and walking stiff like he had something in his pants. Coatney got in the car and we left. Once Coatney was inside the car he pulled the gun out of his pants." Is that a true statement?

A. No. It was -- that's a lie right there.

Q. Why did you sign that if that's a lie?

A. I signed it and put that in there because once again, the first time he said it could help me out. I said,

"What if Coatney Williams was with me?" "Well, maybe I can -- maybe I can help you out and you don't get that much time." That's all I am focusing on. What the hell can I say not to get -- get much time or even go to prison?

Q. Okay. So I understand, you just told me that what I read was a lie. Is that what you told Detective Burnette and Officer Reed at the time?

A. At the time, that's what I said, but is it the truth? No, it's not.

Q. Okay. Did you go down to the Cupboard with Karon and YaYo?

A. No, we went -- that -- that whole little scenario, that wasn't true.

Q. None of that was true?

A. None of that is true.

Q. You never saw Cinita at the Cupboard Store?

A. Not at the Cupboard.

Q. Not -- okay. Did you ever see, uh, Coatney Williams there that day?

A. No.

Q. Okay.

A. I --

Q. Did you ever see -- now I'm not talking about this story. I know you just told me this story is a lie. Have you ever seen Coatney Williams with a shotgun?

A. No, sir.

Q. Have you ever seen Coatney Williams with any gun?

A. No, sir.

Q. Okay. I'm moving now to page 3 of 8 on Exhibit 23, and again, I'm not reading the whole thing. I'm just -- there are certain parts I want to ask you about. I'm gonna start reading here. It says, "Karon and YaYo and Coatney got out of my car, the Honda Accord '92 model four-door, and walked to Tacoma's house. They went to the path near the house and walked across the house. Coatney had a shotgun in his hand." Is that a true statement?

A. No, sir.

Q. What about that statement is not true?

A. That -- that Coatney even being there. That's not true. Him getting inside the car. Him going there. That's not true. He wasn't nowhere around.

Q. Okay. I'm moving now on to page 4 of 8 on Exhibit 23, and I'm gonna read a little bit right here. It says, "I then heard about three or four gunshots and I took off in my car, and I drove about a quarter mile, and then I said to myself, I can't leave them so I turned around and I went back towards Tacoma's house. I went back to where I was parked at first and turned around and then I saw Coatney, Karon and YaYo jump out of the woods. I stopped and Coatney got in the car behind me with a shotgun in his hand." Is any part of that

true?

A. No, sir. The only part that it is true is -- first of all, Coatney wasn't there at all, but the only part that -- that was true about the shots, but I'm out there. When me and Karon be running from the incident, that's when I heard the shots, but Coatney wasn't there.

Q. Did you ever start driving away without -- with --

A. Be -- yeah. I got -- I ran from the -- after the -- got, um, I ran from the -- when I get -- when I went in there to get Antonio Freeman, when I went in and I seen him, I said come on. Karon is the only one that listened and came. Antonio Freeman came out behind him -- behind us. Boom. Boom. By the time the shots went off due to delay, we was already in the car. We got to wait on him to get in.

Q. Did you ever start driving away by yourself like as if you were gonna leave them and then go back?

A. Uh-uh. No, sir.

Q. What made you say that to Detective Burnette or did you say that to Detective Burnette?

A. Yes, I said that.

Q. What made you say that?

A. It was more like making it -- making it up as I go along type of story and trying to put Mr. Williams in as much as possible because I'm trying to get out of it.

Q. Did you ever tell Detective Burnette that you went in the house?

A. Nah. I told her I never went in there.

Q. Why didn't you tell her you went in the house too?

A. Huh?

Q. Why didn't you tell her you went in the house?

A. Why didn't I tell her?

Q. Yeah.

A. Because it's -- because I -- I'm trying to get less time as possible.

Q. All right. I'm gonna -- I'm gonna keep reading another little part here that's on the bottom of page four -- four of eight. Uh, it says, "YaYo then showed Karon a revolver gun, black. I saw the gun. We going back to Seaboard when a car came up behind us first. YaYo shot the revolver at the car two times. We pulled in the driveway, the car went past and came back and YaYo shot the revolver three more times and said, 'Shit, I'm out of bullets.'" Where did that revolver come from?

A. Out of the, um, residence house.

Q. How do you know?

A. Because they didn't have that gun at first when we left and plus YaYo and Karon said there was a gun the lady was holding when they entered the house.

Q. Why shoot at that car that came up behind?

A. To tell you the truth, I don't really know. I'm driving, it's 3:00 in the morning. You got a car that's coming up real fast. So, I assume it --

Q. What happened to that gun, that black revolver?

A. I don't know. I told them I didn't want nothing to do with it. I -- I don't know nothing about that.

Q. What's the last time you saw it?

A. Shit, to be honest with ya, when th -- in the car. I can't remember if that was when YaYo passed it to Karon or what, but the last time I seen that gun was in the car.

Q. Okay. I'm gonna -- I'm moving down now to the bottom of page 5 of 8 on this Exhibit 23. I'm gonna read. It says, "I got to the Elks' home. I saw Cinita outside and Shameka. It was a 30 and over party and they wouldn't let us in. We talked about 20 minutes and Coatney came up on a Mustang and told me he wanted his stuff. I got on the Mustang and we went back to the projects. Coatney got the Timberland boots, the Jordans, and he got back in the Mustang." Is any part of that true?

A. The only thing true about that statement is the party.

Q. You saw Cinita and Shameka?

A. That's the only thing true about that statement.

Q. Have you ever seen Coatney in a Mustang?

A. It been years ago. I want to say I have, but I

don’t want to say -- I don’t want to tell you yes and it’s not true.

Q. Who -- who had a Mustang that you knew?

A. I can’t recall about any of it, man, to be honest with you.

Q. Did Coatney ever get the Timberland boots?

A. Uh-uh. The Timberland boots -- it’s like, it came from -- she had some boots going into the interrogation room thing.

Q. Who had boots during the interrogation?

A. Um, Detective Burnette.

Q. Do you know where those boots came from?

A. I have no idea, but I know -

Q. Did she show --

A. -- but I know they wasn’t the ones out of that house because I had them.

Q. Did she show you the boots during the interrogation?

A. Yeah. She put them on the table.

Q. And what you’re telling me now is at the time that Detective Burnette put a pair of boots on the table, you knew the boots from Tacoma’s house were back at your house?

A. Nah, they was in the trunk of my -- they was in the trunk of my car at the time.

Q. Okay.

A. The car I had.

Q. So at the very moment when Detective Burnette is showing you a pair of boots, the boots from Tacoma's house are in your car at that moment? Okay.

A. It's was more like --

Q. I'm sorry. You were -- you were nodding your head. What does that mean when you were just nodding your head?

A. Huh. N -- nodding my head mean I can't recall it at the time. But at the same ti -- but at the same time when she put the boots on the table, that's the first thing she said. I talked to Mr. Williams. He said he got these boots from you.

Q. Is that true?

A. That's what she said. So, I was like, nah, he didn't get those boots from me. So I'm still denying, denying, deny. So she go in there -- so she reading things off a piece of paper, off of a -- that I know is true incidents that really happened at the scene. So when she get to reading and I break down and tell her, that's when Officer Reed come into play and kept asking are you sure Coatney Williams wasn't there? Are you sure Coatney Williams wasn't there?

Q. So who's the first one to bring up Coatney Williams's name?

A. Um, Detective Burnette when she said something about the Timberland boots, but she never put it in there and made it seem like he had involvement with it. She just said

Coatney Williams said you gave him the boots.

Q. Did you ever given Coatney Williams a pair of Timberland boots?

A. No, sir.

Q. Is there a reason why Coatney would tell Detective Burnette that you gave him a pair of wheat Timberlands out of Tacoma's house at his Aunt Susie Tyson's house because you said they weren't your size?

A. Nah. I don't know if he said that to try to get himself out. I don't know. I don't know why he said it.

Q. All right. Not -- not to be too repetitive, but did you ever give Coatney a pair of Timberland boots?

A. Yes, I gave him some, but that wasn't the ones out of that house.

Q. You gave Coatney a pair of Timberland boots?

A. Yes.

Q. Why?

A. I couldn't fit them.

Q. Why did you have a pair of boots that didn't fit you?

A. Trying to look out for somebody. A -- a -- feen. They might come -- hey come over, I know you can fit these. Fifteen or twenty dollars for a hundred and twenty dollar boots. Gonna give it to him.

Q. Are you telling me that's what happened?

A. Yeah.

Q. Who sold you a pair of Tims for $15 or $20 bucks?

A. A smoker.

Q. Is there -- and what happened to those Tims that you bought from the smoker?

A. I ended up giving Mr. Williams those boots.

Q. Where were you --

A. The --

Q. -- where were you when gave him those boots?

A. At m -- at his aunt's house, Susie Tyson.

Q. Who else was around?

A. Um, Wally Tyson was there. I know me, Wally -- Little Robert might have been there, too, his brother.

Q. What did you tell him about why you were giving him a pair of boots?

A. All I rem -- they was too big.

Q. Did you tell him where you got them?

A. Nah, I never told him where I got them.

Q. Is there a reason why he would think they came from Tacoma's house?

A. He can -- probably so, yeah.

Q. Did he know that you stole stuff from Tacoma's house?

A. Yeah.

Q. How did he know?

A. I don't know -- because I told him about it after he had already heard about it. He never told me where he heard it from. So, I told him about it after he had already heard about it. Hey man --

Q. Did he know --

A. -- what y'all get, man? Y'all get a big haul? Y'all get a big haul? And I told him. I said, hell no, we ain't get too much, and I said a pair of boots, some shoes. I said I got -- we steal a little bit of money and the, um, videogames. So when I gave him the boots, he never asked where they come from. He might have assumed those were the boots that was in there, but he never asked where they come from, but those was not -- those were two different pairs of boots.

Q. Do you remember -- when you were talking to Detective Burnette and Officer Reed, do you remember what you told them about what happened to the guns?

A. Nah, uh-uh.

Q. What'd you tell them about what happened to the cellphone?

A. I know it -- the cell -- I want to say the cellphone -- the cellphone it was -- it - I want to say about two phones or something. The first phone we threw out the window on the way back from there. But I was gonna keep one of them and Karon was like nah, you tripping. That was the -- that's why I said I know it was a cellphone that was burned in

that bar -- in the, um, barrel because he was like you can trace for it. So I wasn't trying to take no chances with that.

Q. Who all handled the shotgun that day?

A. I know YaYo had it for sure as far as the shooting and all that shit.

Q. Who shot Er -- who shot Erel?

A. Shit. YaYo is the one that had to do it because me and Karon was on our way to the car.

Q. Did any -- did anybody else that you saw hold the gun that day? The shotgun?

A. No, not that day.

Q. Who loaded the shotgun?

A. I don't know if it was already loaded or not. I'm not sure.

Q. Did you load it when you gave it to Antonio?

A. No. Uh-uh.

Q. Was it empty when you gave it to Antonio?

A. Not -- I'm not sure if it was or wasn't because they been had it for a while before then.

Q. Okay. Uh, after you talked to Detective Burnette and Officer Reed, who did you next talk to about this case?

A. Shit. I was in -- I was in the county jail. I ain't talking to nobody.

Q. Did you ever talk to the district attorney?

A. That was after I talked to my lawyer. That was

after I made bond (inaudible).

Q. Did you ever talk about your case while you were bonded out?

A. The only one I really gave my story to was, um, my lawyer. The district attorney was there as well.

Q. Had you given your story to your lawyer before then?

A. No.

Q. The first time you told your story to your lawyer was when the DA was there?

A. I want to say so. I want to -- I'm not sure. I want to say so.

Q. Okay. But you do remember having a meeting with the district attorney or some people from the district attorney's office and your lawyer?

A. I remember that. Yes, sir.

Q. Okay. Where did that take place?

A. Um, if I ain't mistaken, I want to say it took place in the visitation room.

Q. Is that at the jail?

A. At the county jail.

Q. Okay. What did you tell them in general?

A. I was try -- I can't tell you word-for-word, but I was trying to keep it as much as the same as that, um, as the, um, as what I told Detective Burnette.

1 Q. Okay. I'm gonna mark as Exhibit 24 a document
2 that is a report from this meeting that you had with the
3 district attorneys with your attorney.
4 A. Okay.
5 Q. At the top it says, "State of North Carolina
6 versus Jamal Thomas, meeting with Jamal Thomas at the
7 Northampton County Jail on February 25, 2009. Present at the
8 meeting were Assistant District Attorneys Assata Buffaloe, Kim
9 Gourrier, Victim Witness Advocates Denise Cherry, Tiffany
10 Vaughn, and Jamal Summey." Uh, my understanding is that Jamal
11 Summey was your attorney. Is that correct?
12 A. Yes, sir.
13 Q. Okay. This report, uh, is two pages long. It's
14 Bates-stamped on the bottom page 650 and 651. Uh, I'm just
15 gonna ask you about a few parts of this. Uh, there is a part in
16 this report where you are describing going to the Cupboard and
17 meeting up with Coatney Williams at the Cupboard. Uh, and the
18 only part I want to ask you about is it said, "Coatney told me
19 to carry him to his house to get a double O banger." What does
20 double O banger mean?
21 A. I don't recall ever saying that because I -- I
22 don't even speak like that.
23 Q. What does double --
24 A. That's a -- that's a -- that's a lie though.
25 Q. What does double O banger mean?

A. Hell if I know.

Q. When you say that's a lie, what I -- it sounds like you're saying Coatney never told you to take him to his house to get anything?

A. Yeah.

Q. Okay.

A. He never. No.

Q. Okay. I understand that. I understand you're telling me this is not true. I'm just asking what the term double O banger means?

A. Oh, a gun or weapon or something.

Q. Okay. I interpret that to mean a double-barrel shotgun. Is that accurate?

A. Nah.

Q. What does it mean?

A. A gun or weapon or something.

Q. Any gun or weapon would be referred to as a double O banger?

A. Yeah.

Q. Who all used that term?

A. Um, gang homies.

Q. I'm going down -- further down in this report of that meeting you had with the DAs and your attorney. This is the third paragraph down on Bates-stamped page 248 of Exhibit 24, and there's a portion of it that says, "Coatney, Karon and

Antonio are all Bloods." Did you tell that during that meeting?

A. Yes, I said that.

Q. Did you volunteer that information?

A. Yes.

Q. Why? How did that come up?

A. Nah, it's more like they try -- the lawyer -- the district attorney asked what was this -- was I in a gang, and she asked if they was and I said yes, they was, but it was more to try and make the story more believable. I feel like if you ask me a question -- well, I'm not going to use you for an example. If they asked me a question at that time, and I feel like yes was what they wanted to hear, yes was what they wanted to hear, I'd say that to try to make my story more believable and try to get less time.

Q. Did they specifically ask you were they gang members?

A. Yeah. They asked was -- was we all a -- they said is y'all all in a gang? I said, no, I'm not in a gang. Then they asked, I'm like, yes, they are gang members.

Q. Okay. All right. I'm now moving on to the second page, which is Bates-stamped page 249 of Exhibit 24. About halfway down the first paragraph, and I understand that you are not looking at this. That's why I'm reading it out loud to you, Mr. Thomas. There's a sentence that says, "I saw that they had pearls and African jewelry. I got a ring from Coatney

1 and gave it to my girlfriend." What's this about pearls and
2 African jewelry?
3 A. I don't -- I don't recall ever seeing that.
4 Seeing African jewelry. There was pearls in there and a ring.
5 Q. Were there pearls and a ring that were taken from
6 Tacoma's house?
7 A. Yes there was.
8 Q. And what happened to tho -- to that ring?
9 A. I don't know if YaYo got the ring or Karon got
10 the ring, but the only reason why I lied and say that I got it
11 from Coatney because of the simple fact any time, uh, a -- a
12 drug user come and sell you anything, it's a good chance that it
13 is stolen. So, I didn't want to sit up there and say, hey that
14 ring didn't come from there, that ring came from such and such,
15 then I have this charge plus a whole other charge. So I just
16 coincided with the ring that came out of the -- out of the
17 house.
18 Q. Did you ever get a ring from Coatney?
19 A. No, sir.
20 Q. Did you ever give a ring to your girlfriend?
21 A. Yeah. I gave a ring to her but it wasn't that
22 ring that came out of their house.
23 Q. Did you ever give her a ring that came out of
24 Tacoma's house?
25 A. No, sir.

Q. What happened to the ring that came from Tacoma's house?

A. Uh, I don't know. The only thing out of the jewelry I got -- I had -- I took the pearls out of the jewelry.

Q. Okay. I'm gonna skip down to the bottom paragraph -- well what -- what happened to the pearls that came from their house?

A. Oh, I sold them.

Q. You sold them?

A. Yeah, I sold them.

Q. To who?

A. I sold them.

Q. Did you se -- did you sell them to anyone whose name I have mentioned today?

A. Oh, no. No, sir.

Q. Okay. I'm gonna skip down to the bottom paragraph now on page 249. It says, "Karon told me that he was glad they didn't hit him with that attempted murder charge. Karon shot Erel. YaYo said that he's taking the stupid charge for that motherfucker, Karon, and Karon is talking." Is that paragraph true?

A. It -- I can't say it is. I can't say it is not because it come from a third party. Me and Karon never talked about the case and that one person that came, he was back there in the block with them and came up.

Q. Okay. Did you tell -- at this meeting with the District Attorney's Office and your attorney, did you say that Karon was the one who shot Erel?

A. Yeah, I told them that's what I heard.

Q. But you told me today that Antonio is the one who shot Erel?

A. Yeah. He was.

Q. So why did you tell them it was Karon?

A. Trying to get less time because when they asked me something, it's more like a yes. They asked me did such and such do it? I'm gonna say yes, he's the one that did it and try to make the story to get less time.

Q. Are you telling me that they asked you if Karon did it?

A. Yeah and --

Q. And you -- and you said yes?

A. Yes.

Q. Okay. Did Antonio ever say that he was taking a stupid charge for Karon?

A. I didn't hear it directly from him.

Q. Who did you hear that from?

A. A third party. A guy in jail. Jail talk -- talking.

Q. What charge was Antonio taking for Karon?

A. I'm assuming the, um, the attempted murder he was

talking about.

Q. All right. So this third party, there was somebody in the jail that you were talking to about this case?

A. Yeah.

Q. Who was -- who was that third party?

A. Not really talking about it, but when he came from back there to the block up, that's when they were talking about it.

Q. Who was that person?

A. I want to say -- I want to say it was Reginald. A dude named Reggie.

Q. What's his last name?

A. I don't know his last name. I only know him by Reggie. I don't know if Reggie is his real name to be honest with you.

Q. Is he about your age?

A. No, Reggie an old head.

Q. He's old? What's he look like?

A. Um, older guy, bald head. This -- he ain't got no -- he ain't got no beard.

Q. Okay. What race is he?

A. He's black.

Q. Old -- Reggie is an older, black guy with a goatee on his face? Okay. Was he carrying a message from Antonio to you or how did that come about?

A. Nah, he -- I -- it wasn't really -- wasn't no message. I guess he was around me and heard me because I don't even -- I don't even know him in the streets or before out -- outside the county jail.

Q. Did Antonio know him on the outside?

A. I don't know. I -- I never asked that question. I don't know.

Q. Why did Antonio think Karon was talking?

A. I don't know.

Q. Who would he be talking to?

A. Uh, I p -- po -- the police. I don't know. I'm not sure. I can't say 100% sure who was talking to.

Q. Do you remember having a second meeting with the District Attorney's Office and your attorney?

A. Yes. That's when, um, I want to say when -- it was the Whilden County Jail or something, the parole office, or down near that facility somewhere.

Q. Would that be Hertford County?

A. I'm -- yeah, I'm not -- yeah, I'm not sure if it was Hertford or Bertie, but --

Q. Okay. Okay. Well, I'm gonna ask you about a report from that second meeting with the District Attorney's Office and your attorney. I'm going to mark it as Exhibit 25. Uh, this report is a little bit longer. It starts on Bates-stamped page 331 and goes to Bates-stamped page 335. I'm just

gonna ask you about certain parts of it. I'm not gonna read the whole thing to you. Um, unless you need me to read you more. Uh, so this is on the first page, page 331, of Exhibit 25, and it is talking about Ms. Asbell, who was the District Attorney, asking you a question. It says, "She asked him about knowing Erel. He said that they became tight in middle school. She asked him how he got to know Tacoma. He said he met him through Erel. Mr. Thomas added, 'They were real cool guys.'" Why would you do this crime at Tacoma's house if they were real cool guys?

A. It was more like -- it was -- they was cool, but it was more like Erel ain't -- this ain't Erel house. Erel wasn't getting hurt, but I didn't know Erel was gonna be the one that pulls up that night and gets shot.

Q. Uh, I'm moving on to the next page. This is Bates-stamped 332, and the third paragraph down says, "Mrs. Asbell" -- that's the District Attorney. "Mrs. Asbell asked Mr. Thomas what Tacoma had done to them. He said that Tacoma had pulled out money and tried to disrespect them in front of some girls." Is that what you told me about earlier?

A. Yeah. Shining.

Q. Shining?

A. Yeah.

Q. Okay. And is that what you told me about earlier involving Antwanna Lee?

A. Yeah.

Q. Were there any other girls who were involved in that?

A. Not that I know of. Like I said, that's what I heard. I wasn't there when the physical incident really happened. I wasn't there.

Q. Who told you about it?

A. I can't recall who said it. I'm not sure.

Q. Would that have been --

A. I guess --

Q. Would that have been --

A. Antonio Freeman or Karon might have said something about it.

Q. Okay. That's what I was going to ask. Would it have been Karon or Antonio or did somebody else tell you about it?

A. I had -- it had to come -- it came from one of them, which one I couldn't tell you.

Q. Okay.

A. But I want to say def -- that is the reason why they wanted to do it.

Q. All right. I'm moving on now. This is page 333. This is a different paragraph. I'm m gonna read from it right now. I says, "Mr. Thomas began telling Mrs. Asbell about statements that Karon and Antonio made in jail. He said that Antonio said, quote, Karon is acting stupid and I'm carrying a

1 charge for him, end quote. He said that Karon said, quote, They
2 ain't found out I did it. I'm gonna let him wear that charge,
3 end quote." What -- what is that about? Antonio carrying a
4 charge for something Karon did? Can you explain that to me?
5 A. The only thing I can think of is the shooting
6 charge. YaYo try -- he's trying to get it off him. That's the
7 only thing I can think of.
8 Q. And when you say the shooting charge, is that the
9 shooting charge related to this case?
10 A. Yeah, the Erel situation.
11 Q. Okay.
12 A. He's trying to get it off him.
13 Q. Do you know who shot Erel?
14 A. YaYo -- Antonio Freeman is the one that had to
15 shoot him.
16 Q. Okay. The reason I ask that is because I'm now
17 gonna read from page 334 here, still on Exhibit 25, and it says,
18 "Mrs. Asbell asked him if Karon said who shot Erel. He said,
19 quote, Basically he came out and said he shot him." Is that --
20 is that saying that Karon he himself shot him or Karon said --
21 who's that he talking about when Karon said, he shot him?
22 A. Uh, YaYo. Antonio Freeman.
23 Q. Okay. I'm now looking at the last page of this
24 report, which is page 335, and there is a paragraph that says,
25 "Ms. Asbell asked Mr. Thomas if he knew Robert Branch. He said

he's Coatney's brother. She read a statement that Mr. Branch had given police. Mr. Thomas said that he had not talked to him about this incident. He said that he is lying because Coatney did not go to Philadelphia."

A. That -- that's not true.

Q. Is that what you said in this meeting?

A. Yeah. That's what I said in the meeting, but that's not true, though.

Q. Okay. I'm moving down to the end of this on page 335, and it says, "Mr. Thomas said that he heard Sheed would testify if he was asked because he wouldn't want anyone to do that to his mother." When it says Sheed, is that referring to Rasheed Alston?

A. Yeah.

Q. Had you heard that he would testify if he was asked?

A. Yeah. That's what I heard because I -- I was in the County.

Q. Who did you hear that from?

A. Karon said it. Karon said that Rasheed said that and he heard it from somebody coming in because I was in the back. Karon was in the front where the new guys come in, somebody in booking, overnight, you can get up there. So when you from around the way, you can get up there. So I don't know what kind of communication he had with anybody from around there

or whatnot.

Q. What did Rasheed know that he could testify about?

A. The crazy shit that, um, that Antonio Freeman did to that lady. That would make him say that that I'm assuming.

Q. How did Rasheed know what Antonio Freeman did?

A. Because he -- we were talking about it at his house. He talking about he did that because he think the lady had another gun down there, some old sick ass shit.

Q. Antonio Freeman told Rasheed what he did?

A. Yeah.

Q. Okay. What did he say?

A. Who Rasheed or Antonio?

Q. What -- what did Antonio say about what he did? Like for -- you just said right now, you called it some sick ass shit. He thought she had a gun down there. What does that mean?

A. No, because it came up that he was on top of the woman and he was like, what the hell kind of shit you on? He's like I thought she had a gun down there. I thought she had a gun down there. He had supposedly put the barrel of the gun in the lady's vagina. Some old -- some old sick shit, man.

Q. Okay. But Antonio said all that to Rasheed?

A. Yeah. Saying he thought she had a gun down there. Some old --

1 Q. Okay.
2 A. -- sic -- shit is sick, man.
3 Q. So, wh -- what I am trying to understand is what
4 Rasheed knew, he heard from Antonio? Is that correct?
5 A. Yeah, as far as I know.
6 Q. Okay.
7 A. He like -- its like, Seaboard -- I don't know if
8 you like looked up the population or anything. Seaboard
9 probably got a population anywhere from 500 to 700 people. It
10 is small. So the word of the town get around fast. Some of it
11 all be true. Some of it be lies. But it -- you tell this
12 person this person tells that person. Before you know it, it
13 gets back around to another individual. So somebody gonna -- if
14 you cool with the person, man what the hell y'all have going on?
15 Why you -- why you -- something of that nature.
16 Q. Okay. Okay. Uh, you have been pretty clear
17 today saying that these statements that put Coatney in it are a
18 lie?
19 A. That's -- that's -- that's 100% true. They --
20 they was -- they are lies.
21 Q. Why would you lie to them like that?
22 A. Like I said, um, Officer Reed brought his name up
23 and I said what if he was with me would that -- and he said, he
24 could help me out by not giving me that much time or maybe even
25 going home and I heard maybe go home, that done it, and I wasn't

1 trying to come to prison.
2 Q. What was your relationship with Coatney at that
3 time?
4 A. I'm saying it was -- we was all right. We wasn't
5 beefing. It wasn't nothing for me -- I didn't have no -- no
6 hidden motive against him or anything. It was just, I was
7 trying to stay free, come home.
8 Q. It was worth it to you to -- was Coatney your
9 friend?
10 A. Yeah. I could say, no it wasn't worth it,
11 because it is like --
12 Q. I'm sorry. I'm gonna interrupt you right there
13 because I sort of jumbled up my questions. So my -- my first
14 question is was Coatney your friend?
15 A. Yeah, you could say he was.
16 Q. Okay, and my second question wa -- is, it was
17 worth it to you to maybe give your friend some time if you
18 thought you could cut your own time?
19 A. Now, no it wasn't. I just wish I would have
20 accepted it and went on about my business because at the end of
21 the day, I know what I did and I know what I didn't do. So, all
22 I had to do was tell them what I did and took a plea for that
23 and it probably would have been the same amount of time instead
24 of giving somebody all that time for something they -- they did
25 not do. And it's like, at times I still have nightmares about

1 it because it really hurts.
2 Q. Did anybody ever talk to you about testifying in
3 Coatney Williams's trial?
4 A. No. They never asked me. The only thing -- the
5 only thing my lawyer asked me was, um, you know they might ask
6 you to testify and so would you testify, would you testify? I
7 said yes. That's the only thing my lawyer ever asked me. Then
8 after we all got our time, and I seen Coatney -- Coatney was in
9 there because I was still -- I was still -- I was si -- I was
10 crying when I got my time and he was like man, why they didn't
11 call you up there? Why didn't they call you up there? All I
12 could do -- all I could do was say I'm sorry, man. I'm sorry.
13 I'm sorry. That's all I could say. I'm sorry.
14 Q. If you did get called to testify, what would you
15 have said?
16 A. If I wa -- I would had to tell the truth because
17 it is a different scenario. It's different than looking at
18 someone and lying instead of not looking at them and telling a
19 story to try to help yourself. It's being in a much different
20 situation.
21 Q. So if you got up there on the witness stand,
22 would you put Coatney in it?
23 A. No, I couldn't have. I couldn't have because it
24 would have been I'm looking at him right now.
25 Q. Uh, when we started, one -- the very first thing

I showed you or one of the very first things I showed you was that affidavit that you had signed saying Coatney was not involved. So at some point, you changed your story. When was the first time you started saying Coatney was not there after all?

A. It's like I changed the story and started telling the truth, it was like I got (inaudible) my time and the guy came and talked to me about the situation. It was like well shit I got my time; if I can help this guy out and let him -- that's what I'm gonna do. He ain't asked to get put in that situation. I put him in there so there is no need for me to continue to lie and not help out.

Q. Okay. And I know -- I know you said earlier that you thought, um, that we might be part of the same organization as who talked to you before and things like that, which -- which we are not, uh, but do you recall at some point getting a letter from the North Carolina Center on Actual Innocence?

A. Uh, I want to say I got a letter from them -- it was about two weeks ago -- two or three weeks ago, I want to say I got it.

Q. What -- what letter did you get two or three weeks ago?

A. I want to say it was the ac -- I want to say it was the Actual Innocence about -- it had Coatney Williams and what he was charged with and he read out all this -- this crime

1 and then he came back with a second letter about this, um,
2 conference today.
3 Q. Okay that -- it sounds like what you are
4 describing those letter that came from us.
5 A. Okay.
6 Q. Uh, this letter I'm talking about is from years
7 ago. It is dated July 9, 2012.
8 A. Okay. That was the one --
9 Q. Do y --
10 A. -- that was the one that at Craven then. Yeah.
11 Plus they came and they interviewed me as well.
12 Q. Okay. Do you remember getting that letter?
13 A. I -- I -- not recall. I remember the interview
14 more than the letter, though.
15 Q. Okay. Um, do you remember getting a letter and
16 it had some questions in it asking you to like answer the
17 questions and mail it back to them?
18 A. No, not right off hand.
19 Q. Okay. I'm gonna mark this as Exhibit 26. This
20 is a letter addressed to you from the North Carolina Center on
21 Actual Innocence. Uh, it is dated July 9, 2012 and there are
22 some ques -- it is a typed out letter. There are some questions
23 typed out with some space and some handwritten answers in that
24 space. I'm just gonna show it to you and, um, basically what I
25 want to know is if you recognize this to be your handwriting?

So, uh, this is the first page. It is a three-page letter, Bates-stamped 93 through 95, although page 94 is just a blank. It is like a copy on the back. So it is really only a two-page letter. Uh, so here it is, Exhibit 26. Can you see that?

A. Yes.

Q. Does that look like --

A. I don't know -- yeah, I remember that. Now that you are showing it to me, I remember.

Q. Is that your handwriting?

A. Yeah.

Q. Okay. So you wrote this and you mailed it back to them?

A. Yes. I remember now.

Q. Okay. Do you remember what you told them in general?

A. Nah, it's been years. Nah, not really. I don't remember the questions. Nah, it's been --

Q. Okay. Do you -- I guess in -- to make it as most basic as possible, do you remember whether you told them Coatney was involved or not involved?

A. Nah, if -- if they -- if I would had got anything from -- from an innocence thing, the only thing I would have told them he wasn't because that's the truth.

Q. Okay, and I -- I'll read, um, the first handwritten sentence on Exhibit 26, says "Mr. Williams is

1 innocent and I know that for a fact." Is that something that
2 you wrote on this letter?
3 A. Yeah I -- I -- yes, I wrote that.
4 Q. Okay. Uh, so you say some other things in here,
5 um, similar to what you've told me today, but what I -- what I
6 want to ask you about is, um, at the very bottom of this letter
7 that you sent back, and this is not in response to a question.
8 It's just something that you added. Uh, it says, "If you find
9 out that the Judge, Alma Hinton, and the victim, Mary Davis, are
10 sorority sisters, if that statement is true, I'm asking if you
11 can you please send me that information in black and white.
12 (Meaning paperwork) Because I'm trying to get back in court
13 myself." Um, so what I want to ask you about was you trying to
14 get back in court. What can you tell me about that?
15 A. Nah, I was at the time, but it just fell to deaf
16 ears, man. I just accepted the fact and done the time, man.
17 Because they said -- because my lawyer told me out of his own
18 mouth that Alma Hinton and the victim, Mary Davis, was s --
19 sorority Delta sisters because he was like if I would've known
20 that I would've got you in front of another judge.
21 Q. Well, okay. That's not actually the piece that
22 I'm asking about. I -- I'm just focused on you saying that you
23 were trying to get back into court.
24 A. Yeah.
25 Q. Did you trying to get back into court, um, have

1 any effect on what you told the Center on Actual Innocence when
2 you were responding to their questions?
3 A. Oh, no, sir. Uh-uh. That -- that -- that didn't
4 have anything to do with it. It's more -- it was more like,
5 okay, he's innocent. I lied and made all that up and put him
6 there, but if you do any digging in his case and find out that
7 the judge and the victim were sorority sisters, is there anyway
8 that you can bring that -- that information so I can try to get
9 back in court?
10 Q. And you had mentioned, um, somebody came and
11 interviewed you at some point around that time. What did you
12 think -- do you know who that was that came and talked to you
13 before?
14 A. He said -- they said it was some innocent project
15 people that was trying to help, um, Coatney Williams out.
16 Q. Um, so I have a report of you talking to an
17 attorney that was representing Coatney Williams and a private
18 investigator working on the case at that time. What did you
19 think when you found out that Coatney Williams's attorney wanted
20 to come talk to you?
21 A. I would finally tell the truth and help him out.
22 Q. When did you find out that Coatney Williams's
23 attorney wanted to come talk to you?
24 A. Uh, I'm not sure though because wh -- when they
25 sent me that paper and I sent it back, I never thought anymore

about it until after they called me in dep -- visitation one day.

Q. Okay. So I'm gonna mark as Exhibit 27 a report that's labeled Jamal Thomas interview.

A. Yeah.

Q. Th -- this is a report written by the private investigator that came and talked to you with, uh, the attorney, and I'm just gonna ask you about certain parts of it. So, this is in a paragraph that says, "He explained the detective disliked Williams and wanted him sent to prison and they pressured him into saying Courtney was there. Uh, he stated" -- And I'll say that throughout this report it says Courtney. I understand that to actually mean Coatney.

A. Yeah. Coatney.

Q. Okay. So, "He explained that the detective disliked Williams and they wanted to send him to prison and pressured him into saying Courtney was there. He stated the detective made a deal with him that if he would say Courtney was there, they would look out for him and give him a plea deal. It's stated it was Detective Burnette and Chief of Seaboard. Thomas stated he told Detective Burnette several times Courtney wasn't there." Is there anything that you can remember about that conversation that you have not already told me?

A. Not off hand. No.

Q. Do you know why you thought the detectives

disliked Mr. Williams?

A. I believe -- from my point of view, it was like I was telling her who was with me and -- and what happened, but he kept pushing for Coatney Williams from another angle and he had nothing to do with it. So he didn't have -- can you hear me?

Q. Yeah, we can hear you. Sorry. There's some noise outside the window over here.

A. Okay, um, so when he kept angling from -- from that point of view, kept asking about you sure Coatney Williams wasn't there? You sure Coatney Williams wasn't there and asking about a case that Co -- asking things about Coatney Williams that didn't have anything to do with that case, I felt like he had something against the man because she -- she is interviewing me for a crime that I did and other individuals and Coatney Williams did not have anything to do about it. So where is he coming at with this? Why you still shooting at him?

Q. Okay. Um, there's a point in this report that says you talked to Coatney Williams while you were in jail together. Do you remember talking to Coatney while you were in jail together?

A. When we first got our time.

Q. Tell me --

A. He said man, why didn't they call you up there? I said I don't know. He's like I know you would have told the truth and like I said -- I kept saying I'm sorry. I'm sorry.

I'm sorry.

Q. Was there any more to that conversation?

A. That I can recall, that was the main of it right there.

Q. Did he know you put him in it?

A. Yeah. He knew I put him in it due to the fact that I'm pretty sure his lawyer told him due to the, um, the em -- the emotion. Not the emotion, but the motion of discovery.

Q. Okay. Uh, I'm just moving down. I'm gonna read. It says, "He knows Williams was in Philadelphia when the crime was done because Thomas was at Rasheed's house with Courtney and Courtney got a phone call from his mother who told him they were about to leave and asked her not to leave him. He said she came and got him on an F150 truck." Is that true?

A. Yes.

Q. When did that happen in relation to when the crime happened?

A. Shh -- like I said if it wasn't the day before, it was like two days before.

Q. Okay.

A. Because he didn't come back into town till after we'd done already committed that crime.

Q. So you would say that was one or two days before?

A. Yes.

Q. Okay. Do you know how Coatney got a call from

his mother?

A. I -- I'm not sure because I thought -- I figured he called her. I'm not sure but I know his ass about to get left. That's what I do remember. He about to be left.

Q. Okay. You don't know whose phone he used?

A. No, I'm not --

Q. Okay. Um, I'm moving on now and on Bates-stamped page 21, this is Exhibit 27. I'm gonna read part of this. It says, "The shotgun actually belonged to him," that meaning you. "It was a 20-gauge pump shotgun and he had gotten it from his aunt. Mr. Freeman -- he gave Freeman the shotgun a week before the robbery because his aunt didn't want the gun in her house." Is that accurate?

A. No. No, my grandma didn't want it at the house.

Q. Where did the gun come from?

A. A smoker. A cocaine user.

Q. Did your aunt give it to you?

A. No. Uh-uh. She ain't give it to me.

Q. Did you tell them your aunt gave it to you?

A. Yes, I told them that.

Q. Why?

A. Because I wanted to make -- I wanted to stick -- that's -- to the, um, to the original statement as possible.

Q. Well, the original statement was that Coatney brought the gun, right?

A. Yeah.

Q. So why did you tell them your aunt gave you the gun?

A. Because they asked. I just said, yeah, my aunt gave me the gun. They said did you say that or did you not say that? I said, yes, that's what I said. So it was -- it was more on reciting the question and that statement.

Q. Okay. I'm gonna read you the next paragraph. It says, "I asked him if he gave the Timberland boots to Williams, and he said he did. Thomas stated Freeman nor Karon wanted the boots, so they gave the boots in his car -- so they left the boots in his car and he gave them to Williams. He also gave his girlfriend, Cinita Long, some earrings and two rings that came out of the house. She talked to police and she was the one who told them Williams had the boots because she was with him when she gave -- when he gave them to Williams."

A. I gave Williams the boots in Roanoke Rapids. She wasn't with me then.

Q. Did you give Williams the boots that came from this house?

A. No. The boots that came from the house, I still have.

Q. Was Cinita with you when you gave Williams any boots?

A. No.

Q. Did you tell them Cinita was with you when you gave him boots?

A. Nah. When they gr -- when they asked that, it was more from what they already heard.

Q. That's what they ask -- but did you -- what did you tell them about -- about that?

A. It was more like is it true that, um, that you gave Coatney Williams some boots and your girlfriend, Cinita -- and I said yes. I did give him some boots, but it wasn't boots from the Davis residence. Those wasn't the boots.

Q. Before -- um, I'm going back now to Exhibit 26, which was that letter where you wrote in the answers to the questions. Have you ever told anyone that Coatney was not there prior to that letter?

A. No.

Q. Okay. Why not?

A. Because, uh, prior to the letter, I didn't really know who to ask. Know where to ask. It's more like --

Q. When you had --

A. -- it was more like you know you -- you know you f'ed up, you did something wrong, you running from it in other words because you don't want to keep getting slapped in the face by it. You running from it. It ain't but so much -- I can beat myself up all I want to, but it still don't make it right that I lied. You see what I'm saying? That's something I want to make

right but at the same time I also want to forget about the situation as well.

Q. When you had that interview with Coatney Williams's attorney and the PI, did they tell you that they were gonna come back later with that affidavit for you to sign?

A. Yeah, they said that.

Q. Okay. Did they come bring it back to you or did they mail it to you?

A. I'm not -- I don't know -- if I signed it -- I'm trying to figure out -- I know I -- I'm not sure if they mailed it to me. No, no, no, no, no. I want to say they came. The only -- they only mailed the questionnaire sheet and they only came to see me one time. So I can't re -- they might have came -- they might've brung it when they came up there to see me.

Q. Okay.

A. They might have brung it.

Q. Okay. Do y --

A. But that's --

Q. Do you understand that the people who sent you that letter that you wrote on and the attorney that came to see you, do you understand that those are two separate groups?

A. No. I'm thinking they was all the same.

Q. Okay.

A. Because they was like -- they was trying to help him out, so I figured they was all the same.

Q. When you signed that affidavit and that's the one I showed you and you told me you recognized your signature and all that.

A. Mm-hmm.

Q. Do you remember that you had to do that in front of a notary who notarized that?

A. Yeah.

Q. And I'm sure they asked you do you swear that it's the truth before you signed it?

A. No, I'm not sure. Yeah.

Q. Okay. Was that the first time that you were ever under oath about this case?

A. Yes, about this case. Yes.

Q. Okay. Was Coatney Williams at the house on December 29, 2007?

A. What, um, the incident?

Q. Yes.

A. No, he wasn't there at all.

Q. Did Coatney Williams give you the shotgun that was used in the incident?

A. No, sir.

Q. Did Coatney Williams help plan this incident?

A. No, sir, he didn't.

Q. Did he know about the crime before it happened?

A. No, sir.

Q. Is there anything else that you think we should know about this case knowing that we are looking only for the truth?

A. Um, he's innocent. He wasn't there at all.

Q. Have you ever written anything down about this case?

A. Nah, like -- like I said before, I'm trying to -- it's always been something I'm trying to put behind me, put it in the past, but also try to make it right with Williams.

Q. Has anyone talked to you about what you should say at this deposition today?

A. Nah, do -- doesn't anyone know. The only one that know is me and this lady right here. She don't even know what was the meeting about.

Q. Has anyone told you what to say?

A. No, uh-uh.

Q. Has anyone made you any promises regarding your testimony today?

A. No, sir. No promise.

Q. Has anyone threatened you regarding your testimony today?

A. No, sir.

Q. Has anyone put any pressure on you about your testimony today?

A. No, sir.

Q. Were you completely truthful answering my questions?

A. Yes, sir, I was.

Q. Is there anything additional that you remember about something I asked you about earlier?

A. No.

Q. Is there any other topic that I have not brought up that you think would be helpful for our understanding of the case?

A. Um, no. Try to -- is there any way you can get like, not for me, but like for his -- his -- his good out of this, you can get phone records and determine where he went off the ping of the satellites, right? I feel like if you do that, that will be the extra -- extra plus on his behalf because I don't think the guys before that even tried to put forth an effort on trying to do that.

Q. Do you have any additional information related to this case that has not already been said?

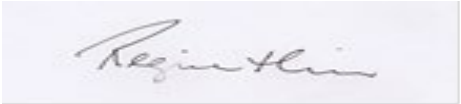
A. Uh-uh.

Q. Okay. You -- I'm sure you have our address on some of the mailing that you got from us. If you think of anything else, will you write -- will you write to me and let me know?

A. Yes, I'll write.

Q. Okay. Then, with that we are going to end the

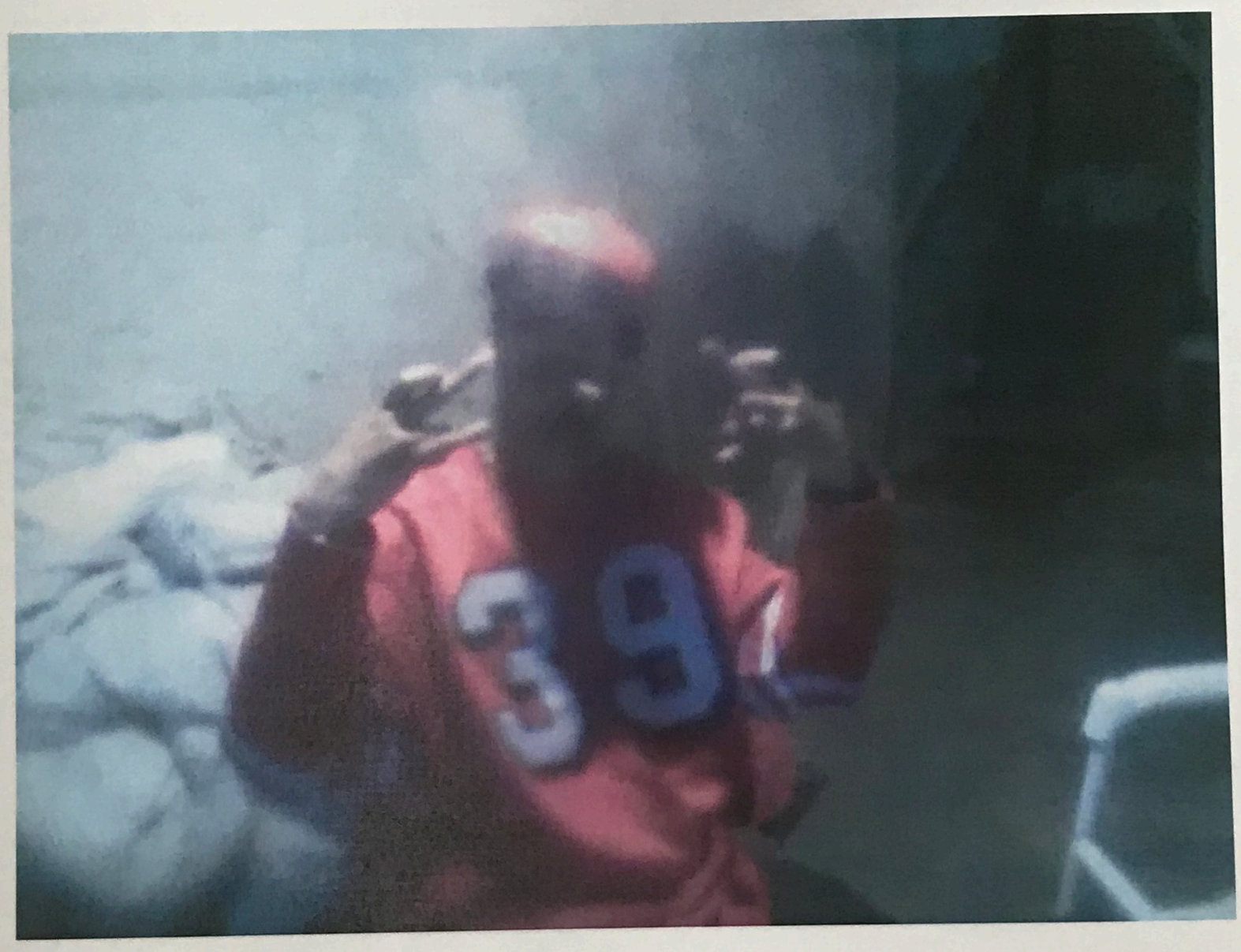
1 deposition. The time is 12:55.
2 *** OFF THE RECORD ***
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

1
2 * * *
3 C E R T I F I C A T I O N
4
5 I, Regina Harris, having been assigned to transcribe the above-
6 captioned deposition from August 4, 2020 do hereby certify that
7 said hearing, pages 1 through 142, inclusive, is a true,
8 correct, and verbatim transcript of said proceeding to the best
9 of my ability.
10 I further certify that I am neither counsel for,
11 related to, nor employed by any of the parties to the action in
12 which this proceeding was heard; and further, that I am not a
13 relative or employee of any attorney or counsel employed by the
14 parties thereto, and am not financially or otherwise interested
15 in the outcome of the action.
16 This the 25th day of August, 2020.
17
18 
19
20 Regina Harris, Transcriptionist
21
22
23
24
25

EXHIBIT

4

PENGAD 800-631-6989



EXHIBIT

3

PENGAD 800-631-6989

EXHIBIT

5

PENGAD 800-631-6989

EXHIBIT
22
PENGAD 800-631-6989

NORTH CAROLINA
COUNTY OF NORTHAMPTON

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
FILE NUMBERS: 08 CRS 5107-08
08 CRS 51065-66
09 CRS 83-85

STATE OF NORTH CAROLINA)
)
v.)
)
COATNEY RANDALL WILLIAMS)

AFFIDAVIT OF JAMAL THOMAS

I, Jamal Thomas, being duly sworn, depose and declare the following:

1. My name is Jamal Thomas.

2. I am currently serving a prison sentence at Craven Correctional in Vanceboro, North Carolina for convictions arising out of guilty pleas that I entered related to a burglary, armed robbery and assault that occurred at the home of Mary Davis, 1885 Vaughn Creek Road, Pendleton, North Carolina on or about December 29, 2007.

3. Coatney Williams was charged as one of my co-defendants and was tried by a jury and convicted of numerous crimes related to the above-referenced December 29, 2007 offenses.

4. Coatney Williams was not present during the commission of any of the above-referenced crimes and did not participate in any of the offenses that I was convicted of.

5. Coatney Williams is innocent of the Northampton County charges that he was convicted of on July 15, 2010, charges that he is currently incarcerated for.

Jamal Thomas
JAMAL THOMAS

SWORN TO AND SUBSCRIBED before me, this the 27th day of March, 2014 at Vanceboro, Craven County North Carolina.

Garry A. Neely
Notary Public

GARRY A. NEELY
Notary Public
Pitt County
North Carolina
My Commission Expires Jun 21, 2017

GARRY A. NEELY NOTARY PUBLIC Pitt County

EXHIBIT
23

113

OFFICE OF THE SHERIFF
NORTHAMPTON COUNTY

WARDIE P. VINCENT, SR., SHERIFF
P. O. BOX 176
JACKSON, N. C. 27845
Phone: (252) 534-2611
Fax (252) 534-1408

NORTHAMPTON COUNTY SHERIFF'S OFFICE
CRIMINAL INVESTIGATION DIVISION
STATEMENT FORM

( )VICTIM ( )WITNESS ( )SUSPECT ( )DEFENDANT
( )WRITTEN ( )ORAL ( )TAPED (THAT HAS BEEN TRANSCRIBED)

NAME: Jamal Andre Thomas
DATE OF STATEMENT: 9-3-08
ADDRESS: 2246 Tower Rd.
Margarettsville, NC 27853
TIME OF STATEMENT: 1926
GIVEN TO: Det. B. Burnette
PHONE: 252 589-1218
PLACE: NCSO
SOCIAL SECURITY: 218-23-2795
DATE OF BIRTH: 5-18-89

ST I give Detective Burnette the following statement
The end of last year me, ya yo, Karon Moses
was in Seaboard project around 8 or 9 pm. Ya Yo
and Karon said they had a lick. Karon ask me if
I Knew Tacoma. Ya Yo said who the one that hang
with Erel. Ya Yo said to Karon what the hell he
do to you. and Karon said he tried to shine on me.
Karon said and I Know where he stay at. Ya Yo
told me come on Mal and I said I'm not
fucking with yall. Karon said all you got to do
is drive. Me, Karon and Ya Yo got in my car

SIGNATURE: Jamal A Thomas
WITNESS: B. Burnette

PAGE 1 OF 8

OFFICE OF THE SHERIFF
NORTHAMPTON COUNTY
WARDIE P. VINCENT, SR., SHERIFF
P. O. BOX 176
JACKSON, N. C. 27845
Phone: (252) 534-2611
Fax (252) 534-1608

NORTHAMPTON COUNTY SHERIFF'S OFFICE
CRIMINAL INVESTIGATION DIVISION
STATEMENT CONTINUATION PAGE

NAME: Jamal Andre Thomas DATE OF STATEMENT: 9-3-08

and we went down town to the cupboard. We saw Coatney Williams at the Cupboard. I also saw my girlfriend Cinita Long and she asked me where was I going. I got out the car and went where she was and told hern the boys got a lick. I was talking about Ya Ya and Karon. Karon and Ya Ya was telling Coatney what we were going to do. When I got back to my car Coatney was in back seat on the passenger side behind Karon. Coatney told me to go to his house to get a black shirt. After we got to Coatney house he went inside and came out with a black turtle neck and walken stiff like he had something in his pants. Coatney got in the car and we left. Once Coatney was inside the car he pulled the gun out of his pants. I asked Coatney what the fuck he was doing with that man. Coatney said chill out it ain

SIGNATURE: Jamal Thomas

WITNESS: B. Burnette

OFFICE OF THE SHERIFF
NORTHAMPTON COUNTY
WARDIE P. VINCENT, SR., SHERIFF
P. O. BOX 176
JACKSON, N. C. 27845
Phone: (252) 534-2611
Fax (252) 534-1608

NORTHAMPTON COUNTY SHERIFF'S OFFICE
CRIMINAL INVESTIGATION DIVISION
STATEMENT CONTINUATION PAGE

NAME: Jamal Andre Thomas DATE OF STATEMENT: 9-3-08

Two bullets in it. We were still going down the road. We got to the path right down from Tacoma's house with the yellow gate. I backed in the path. I told Coatney if I hear shots I'm gone. Coatney said man I told you it wont no bullets in it. Karon, Ya Yo and Coatney got out my car the honda accord 92 model 4-dr and walked to Tacoma's house. They went to the path near the house and walked across to the house. Coatney had a shotgun in his hand. Coatney, Karon and Ya Yo [illegible] all black. Karon had a black hoodie, Coatney a black [illegible] with a black skee mask. Karon also had on a [illegible] across his face and pulled his hoodie [illegible] his head. Ya Yo had a black wool hat on his head, black long sleeve shirt with [illegible] over his face. They stayed gone about 5 or 8

SIGNATURE: Jamal Thomas

WITNESS: B. Burnette

PAGE 3 OF 8

OFFICE OF THE SHERIFF
NORTHAMPTON COUNTY
WARDIE P. VINCENT, SR., SHERIFF
P. O. BOX 176
JACKSON, N. C. 27845
Phone: (252) 534-2611
Fax (252) 534-1608

NORTHAMPTON COUNTY SHERIFF'S OFFICE
CRIMINAL INVESTIGATION DIVISION
STATEMENT CONTINUATION PAGE

NAME: Jamal Andre Thomas DATE OF STATEMENT: 9-3-08

minutes. I then heard about 3 or 4 gunshots and I took off in my car and drove about quarter mile and then I said to myself I can't leave them so I turned around and went back towards Taeoma's house. I went back to where I was parked at first and turned around and then I saw Tony, Karon and Ya Ya jump out the woods. I turned and Courtney got in the car behind me with the shotgun in his hand, Karon got in front passenger seat, I had the X-box under his arm and the wires and controllers in the other hand. Courtney also had a cellular phone in his hand. It was yellow with blue writing, Ya Ya got in the back seat behind Karone. Ya Ya had my [illegible] and was pulling it out after he got in the car. Ya Ya then [illegible] stomped Karone as in the car. Ya Ya then [illegible] PJT.

SIGNATURE: Jamal A Thomas

WITNESS: B. Burnette

OFFICE OF THE SHERIFF
NORTHAMPTON COUNTY
WARDIE P. VINCENT, SR., SHERIFF
P. O. BOX 176
JACKSON, N. C. 27845
Phone: (252) 534-2611
Fax (252) 534-1408

NORTHAMPTON COUNTY SHERIFF'S OFFICE
CRIMINAL INVESTIGATION DIVISION
STATEMENT CONTINUATION PAGE

NAME: Jamal Andre Thomas DATE OF STATEMENT: 9-3-08

JT revolver gun (black). I saw the gun. We going back to Seaboard when a car came up behind us fast. Ya Ya shot the revolver at the car two times. We pulled in a drive way the car went pass and came back and Ya Ya shot the revolver three more times and said shit I'm out of bullets. I then backed out the driveway and we went back to Seaboard I parked my car in the Seaboard project in front of Rasheed Alston's house. [illegible] Ya Ya [illegible] Coatney got out the car. Coatney told me to pop the trunk I did. Coatney put his key in my trunk Karon and Ya Ya took the x-box and gun to their house after Karone, Ya Ya and Coatney split the money I then locked my car up and walked to the Elks home to a party. When I got to the Elks home I saw Cinita outside and Shamika. It was a

SIGNATURE: Jamal Thomas

WITNESS: B. Burnette

OFFICE OF THE SHERIFF
NORTHAMPTON COUNTY
WARDIE P. VINCENT, SR., SHERIFF
P. O. BOX 176
JACKSON, N. C. 27845
Phone: (252) 534-2611
Fax (252) 534-1408

NORTHAMPTON COUNTY SHERIFF'S OFFICE
CRIMINAL INVESTIGATION DIVISION
STATEMENT CONTINUATION PAGE

NAME: Jamal Andre Thomas DATE OF STATEMENT: 9-3-08

30 and over party [illegible] they wouldn't let us in. We talked about 20 minutes [illegible] they came up on a mustang and told me he wanted his stuff. I got in the mustang and we went back to the projects. Cinta got the [illegible] boots, The jerkins and I got in the mustang. I [illegible] they car back to the Elks club. I talked to Cinita and she said she was [illegible] so I drove back. I waited with [illegible] waited and Cinita never came. So I walked back to the Elks club and I saw Cinita and Shameka walking. The next day I saw Karon in the Seaboard [illegible]. I asked him [illegible] what happen what the fuck yall just shooting for. Kane said yall don't just mess with Kane. Then Cinta saw Eric pull out and he started shooting. Kane said so they got out [illegible]

SIGNATURE: [illegible]

WITNESS: B. Burnette

PAGE 6 OF 8

OFFICE OF THE SHERIFF
NORTHAMPTON COUNTY
WARDIE P. VINCENT, SR., SHERIFF
P. O. BOX 176
JACKSON, N. C. 27845
Phone: (252) 534-2611
Fax (252) 534-1408

NORTHAMPTON COUNTY SHERIFF'S OFFICE
CRIMINAL INVESTIGATION DIVISION
STATEMENT CONTINUATION PAGE

NAME: Jamal Andre Thomas DATE OF STATEMENT: 9-3-08

the car and Coatney started shooting [illegible] the
st[illegible]ing [illegible] said Coatney kicked [illegible]
and Karone and YaYa went in [illegible]
said he was [illegible] and picked up the [illegible]
and the [illegible] and [illegible] them in a athletic bag
Karone also said he stuffed some hats in the
[illegible] and the [illegible]. Karone said he [illegible]
[illegible] a
[illegible] shotgun. Karone said YaYa hit [illegible]
[illegible] if [illegible]
[illegible] YaYa was [illegible]
[illegible] Karone said YaYa
[illegible] stuff was. Karone said YaYa
[illegible] athletic bag and
was [illegible] jewelry in [illegible]
[illegible] told [illegible] Karone was
[illegible] Karone was
asking the lady where the Rucker money was

SIGNATURE: Jamal Thomas PAGE 7 OF 8

WITNESS: B. Burnette

OFFICE OF THE SHERIFF
NORTHAMPTON COUNTY
WARDIE P. VINCENT, SR., SHERIFF
P. O. BOX 176
JACKSON, N. C. 27845
Phone: (252) 534-2611
Fax (252) 534-1608

NORTHAMPTON COUNTY SHERIFF'S OFFICE
CRIMINAL INVESTIGATION DIVISION
STATEMENT CONTINUATION PAGE

NAME: Jamal Andre Thomas DATE OF STATEMENT: 9-3-08

JT She told him and all Karone open the drawer he saw a gun in there. Karone gave Ya Yo the gun that was found in the house, and Ya Yo gave the shot gun to Karone and he took the shot gun to Courtney. Also Karone threw the cell phone out the window on 186 before we got to Seaboard JT

2153

SIGNATURE: Jamal Thomas

WITNESS: B. Burnette

State of North Carolina v. Jamal Thomas

Meeting with Jamal Thomas at the Northampton County Jail on February 25, 2009. Present at the meeting were Assistant District Attorneys Assata Buffaloe and Kim Gourrier, Victim Witness Advocates Denise Cherry and Tiffany Vaughan, and Jamal Summey.

We (Jamal Thomas, Karon Moses and Antonio Freeman) were in the projects. Karon said that he had a lick. Antonio asked Karon who he was talking about, and Karon said Conehead (Tacoma). Antonio asked Karon how he was going to get out there, and Karon stated that Mal was going to bring them. Karon told me that I couldn't get in any trouble.

I drove my 1992 Honda Accord to the Cupboard. Karon was in the passenger seat and Antonio was sitting behind Karon. When we got to the cupboard I went in to pay for gas. While I was going inside I saw my girlfriend. When I got back to the car Coatney (Coatney Williams) had gotten in the car. Coatney told me to carry him to the house to get a "double O banger." When Coatney walked out from his house he had on all black, and he was walking funny. Coatney had the gun in the leg of his pants. Coatney said he had his "double O banger." Coatney said that the gun didn't have any bullets in it. I asked him why he was carrying the gun if it didn't have any bullets, and he said that he didn't trust anybody.

When we got to the path right before Tacoma's house I backed up. Coatney, Karon and Antonio are all bloods. Coatney had on all black, a hoodie. Karon and Antonio had on black hoodies with red bandanas. When Coatney got out of the car he had a shot gun pump.

I heard shots and I pulled off. I turned off by the VA line and backed up to leave. At the same time Karon, Antonio and Coatney jumped out of the woods. Coatney had a shopping bag, a tims box and some tims in his hand. Karon had a bag with a two PSPs and some games. Antonio got in the car and sat behind me, and he had the gun in his hand.

Yayo (Antonio) or Karon shot Erel. Nobody said anything that night.

As we were driving off Antonio said that mother fucker is coming and he started shooting with the pistol that he had taken from the house. I pulled into a yard and the car drove past us. Antonio shot at the car two more times.

I drove to the projects in Seaboard and when I got there they asked me what I wanted. Coatney said he was going to put the stuff in my trunk. I told them I didn't want a mother fucking thing because they were going to jail. Karon had money in his pocket in a bank envelope. I saw that they had pearls and African jewelry. I got a ring from Coatney and gave it to my girlfriend. My girlfriend gave the ring to Detective Burnette. They split the money they got from the house, but they never said how much it was.

I left my car in the projects and walked to a party. I walked back to the projects with my girlfriend.

The next day I was talking to Karon and Karon stated that YaYo (Antonio) had the gun in her stuff. Karon further stated that when he turned around YaYo (Antonio) had the gun in her mouth. Coatney got the bags out of my trunk with the boots and sneakers. Karon took the x-box. Yayo (Antonio) took the gun.

Karon told me that Coatney never went inside the house. Karon told me that he went into Conehead's room and got games and stuff. Karon told me that YaYo (Antonio) was the one who asked the lady where the stuff was. Karon said he got some jewelry from the lady and he found a pistol.

Karon told me that he was glad that they didn't hit him with that attempted murder charge. Karon shot Erel. Yayo (Antonio) said that he taking a stupid charge for that mother fucker, Karon, and Karon is talking.

EXHIBIT
25

PENGAD 800-631-6989

Meeting with Jamal Thomas on July 7, 2010 at the Hertford County Courthouse

On July 7, 2010, I, Investigator G.B. Lassiter, sat in on an interview of Jamal Thomas by District Attorney, Valerie Asbell. Assistant District Attorney, Kim Gourrier and Mr. Thomas' Attorney, Jamal Summey were present. I took the following notes during the interview.

Mrs. Asbell started the interview by asking Mr. Thomas where he was from. He said he was originally from Maryland. She asked him where he had spent most of his adult life. He said, "Northampton, Magaretsville."

Mrs. Asbell asked Mr. Thomas if had known Antonio Freeman prior to December of 2007. He said that he knew him from the projects in Seaboard. She asked him if he knew Antonio by a nickname. He said, "Ya Yo." She also asked him how long he had known him before the incident. He could not remember the exact time, but said, "For a while."

When Mrs. Asbell asked him to describe their relationship, he said, "We was friends."

Mrs. Asbell asked Mr. Thomas if he knew Karon Moses before the incident. He said that he had known him ever since he moved to "Carolina". He said they were in school together since second grade. She asked him if Karon had a nickname. Mr. Thomas said, "He called his self Killer K." She questioned him about his relationship with Karon. He said that they were friends.

Next, Mrs. Asbell asked Mr. Thomas if he knew Coatney Williams before the incident. He said that they were like family and that he had known him ever since he moved to "Carolina." He said that they were in Kindergarten together.

She asked him about knowing Erel. He said that they became "tight" in middle school.

She asked him how he got to know Tacoma. He said that he met him through Erel.

Mr. Thomas added, "They were real cool guys."

Mrs. Asbell asked Mr. Thomas if he had ever been to Erel's or Tacoma's house. He said that he had been to Erel's and that he had stayed there before. He said that he has never been to Tacoma's house.

DA [redacted]

Mrs. Asbell asked him if he knew Mary Davis. He said, "No." She asked him if he didn't know the house they went to was Tacoma's. He said, "I knew it was his."

Mrs. Asbell asked Mr. Thomas to tell her about any conversation before the incident occurred. He said that Karon and Antonio came to the projects and said that they had a "lick". Mrs. Asbell asked for clarification on the term "lick". He said, "You know, a robbery." He said that he told them he wasn't going to mess with them. He said that Karon and Antonio told him that they just wanted him to drop them off and that he wouldn't get in trouble. He also said that they offered him $50.00 to do it.

Mrs. Asbell asked Mr. Thomas what Tacoma had done to them. He said that Tacoma had pulled out money and tried to "disrespect them in front of some girls."

Mrs. Asbell asked him what happened next. He said that he, Karon and Antonio went to the store. He said that Karon got out and went inside. He saw his girl and got out to talk to her.

Mr. Thomas said that when he returned to the car, Karon was in the car, Antonio was behind him and that Coatney was in the car behind him. Mrs. Asbell asked when Coatney got up with them. He said, "He was in the car when I got back."

Mrs. Asbell asked what happened next. He said that they went to the house. She asked what was said in the car. He said that Coatney told him to take him home. He said that he did and that when Coatney came back to the car, he had on a hoodie and gloves.

Mr. Thomas said that when they got to the house, that Coatney stuck his left leg out the door and pulled a gun from his left pants leg. He said that he asked Coatney why he had the gun. Coatney reportedly said, "Don't worry, it doesn't have any bullets in it. It's for just in case." Mr. Thomas said that he asked Coatney, "What if just in case happens?"

He then said that Karon, Antonio and Coatney ran across the street to an area beside the house.

Mrs. Asbell asked him if he could see Tacoma's house from where he was parked. He said, "Only the front yard."

Mr. Thomas said that a "good 2 or 3 minutes went by" and he heard a "boom". At that point, he said that he pulled out of the path he was on. He said, "I left from the path and went down the road that takes you to Virginia." He said that he realized that he couldn't leave them there,

DA [redacted]

"because I would have to see them in Seaboard." He went on to say that he turned around and went back to the same path and parked.

Mr. Thomas said that he saw a purple car come by and pull into the yard. Then he heard "boom, boom, boom". He added that he was getting ready to leave again when he saw Karon, Antonio and Coatney running. He said that they all got in the car and they started riding.

He said that he realized a car was behind them. He then said that Antonio had a gun that he had taken from the lady's house. He said that Antonio shot the gun several times out the window. He noticed that the car behind them slowed down, but then came back up. He said that Antonio shot out the window again and the car behind them stopped.

Mrs Asbell asked him how he knew the gun came from the house. He said, "I know the gun came out of the house."

Mr. Thomas then began telling Mrs. Asbell about statements that Karon and Antonio made in jail. He said that Antonio said, "Karon is acting stupid and I'm carrying a charge for him." He said that Karon said, "They ain't found out I did it. I'm gonna let him wear that charge."

Mrs. Asbell again asked him how he knew the gun Antonio shot out of the window came from the house. He said, "Karon said Antonio got the gun out of the house."

Mrs. Asbell asked Mr. Thomas who things from the house. He said that Karon and Antonio said that they grabbed stuff.

Mrs. Asbell asked him who he saw with the shotgun. He said, "Coatney had shotgun going out and coming back."

She asked Mr. Thomas what was said in the car after they left the house. He said, "It was straight up quiet."

Mrs. Asbell asked them what they did after that. He said that they took Antonio to Seaboard.

She asked him what things did he see in the car. He said that he saw "Jordans, Tims, 2 PSP's, an X-Box 360, a gun and a bag of jewelry." Mrs. Asbell asked about seeing money. He said that he didn't know about money until he was locked up. He said that Karon told him that they split 5 or 6 hundred between the three of them.

Mrs. Asbell asked Mr. Thomas how it was later found that he had been in possession of some of the items. He said that he saw Coatney the next day

DA [redacted]

and that Coatney had tried to sell him some jewelry. Mr. Thomas said that he told Coatney that he knew where it came from, so Coatney gave him 2 rings and 3 bracelets. He said thathe gave all of it to his girlfriend. He said that he told her he got it from Coatney.

Mrs. Asbell asked Mr. Thomas how all the items got out of the car. He said, "Coatney, Karon and Antonio took everything." He said Karon took the video games, Coatney took the shoes and jewelry and Antonio got out with the gun." He also said, "Coatney had put the rifle back in his pants."

Mrs. Asbell asked him if all he got was some jewelry. He said, "Yes."

Mrs. Asbell asked Mr. Thomas what he knew about the rape that took place in the house. He said that Karon said he saw Antonio on top of the woman. He said that he heard this when he was in jail. He said that Karon told him, "That mother-fucker needs help. He was sticking the gun in that lady's stuff and getting on top of her. I told him to let's get out of here."

Mrs. Asbell asked him if Karon said who shot Erel. He said, "Basically he came out and said he shot him.

Mrs. Asbell asked what was said about what Coatney did. Mr. Thomas said, "His name didn't come up."

She asked what Antonio had said. He said, "Didn't get nothing out of Antonio."

Mrs. Asbell asked him about the second time he was on the path. She wanted to know if he saw a car. He said that he saw a car. She asked who it was. He said he didn't know. She asked if the car pulled around the back of the house. He said it had to have because he didn't see it in front.

She asked him how long after the car got there did he hear gun shots. He said, "It was quick."

Mrs. Asbell asked him if he saw anybody running. He said, "Only Karon, Coatney and Antonio running to the car."

She asked him who had the shotgun. He said, "Coatney."

Mrs. Asbell asked Mr. Thomas if he had spoken to Coatney. He said, "Nope."

She asked who knew Tacoma had money. He said he didn't know.

She asked if Erel had anything to do with this. He said, "No."

DA [redacted]

She asked if Tacoma had anything to do with this. He said, "No." Mr. Thomas added, "It hurt my heart that I lost two good friends fucking with those guys."

Mrs. Asbell told Mr. Thomas that Erel's mother had told us he called for Erel earlier that day. He said that he did, but that he didn't speak with him. He said that he had called him about an amp he had for sale.

Mrs. Asbell asked Mr. Thomas if he knew Robert Branch. He said, "He's Coatney's brother." She read a statement that Mr. Branch had given police. Mr. Thomas said that he had not talked to him about this incident. He said that he is lying because Coatney didn't go to Philadelphia.

She also read him a statement by Rasheed Alston. Mr. Thomas said he didn't talk to anybody.

Mr. Thomas said that he heard "Sheed" said he would testify if he was asked because he wouldn't want anyone to do that to his mother.###

This concluded the interview

Investigator G. Brien Lassiter
District 6B – District Attorney's Office

DA [redacted]

RECEIVED JUL 27 2012 RECEIVED JUL 27

nccai North Carolina Center on Actual Innocence
Identify, Investigate, and Advance Toward Justice

P.O. Box 52446 Shannon Plaza Station, Durham, NC 27717-2446
admin@nccai.org (919) 489-3268 (Phone) (919) 489-3285 (Fax)

July 9, 2012

Mr. Jamal Thomas, #1004207
Craven Correctional
Box 839
Vanceboro, NC 28586

Dear Mr. Thomas:

Our Center, which reviews claims by inmates who maintain their innocence, is reviewing Mr. Coatney Williams' innocence claim for the crimes of Attempted First-Degree Murder, First-Degree Burglary, RWDW, Larceny of a Firearm, and Assault with a Deadly Weapon with Intent to Kill. As you were one of Mr. Williams' co-defendants, discussing his case with you is an important step in our review.

Please answer the following questions about Mr. Williams' case. Your written answers will be kept confidential.

1. In your opinion, is Mr. Williams innocent of the crimes for which he was convicted?
   Yes Mr Williams is innocent and I know that for a fact.

2. Please describe what happened during the burglary that occurred on December 29, 2007 in Northampton County, including who was there.
   Karon moses, Antonio Freeman and I all went to break in a house. When we got there Karon and Antonio went inside while I sat in the car to wait for them to come out. I don't know what went on inside because I never went in. Now the shooting part

On the other hand I know a little bit of that. When I look over at the house I saw antonio back facing the car. he was shooting a shot gun after he shot 2 or ~~three~~ 3 times he started runing to the car

were I was.

3. Who shot Erel Jordan?

Antonio freeman shot erel Jordan he left the car with the shot gun and I seen him shooting the shot gun and he ran back to the car with the shoot gun

4. Please add any information you feel would be helpful to us as we review Mr. Williams' case.

(1) I Put mr williams name it this case because that's what officer burnette wanted me to do. She told me if I look out for her she would look out for me.

(2) After I Recevied my time on July 16 2010 my lawyer Jamaal Summey told me that if he would have knew that the judge: Alma Hinton and the victim mary davis were delta sorrity sister.

Please return the answers to these questions using the envelope provided. We thank you in advance for any help you can provide our organization.

Sincerely,

The North Carolina Center on Actual Innocence

If you find out that thee judge: Alma Hinton and the victim mary davis are sorrity sister. If that statement is true I'm asking you can you please send me that information in black in white meaning paper work. because I'm trying to get back in court myself.

Jamal Thomas Interview

On 10-23-12 Attorney Antinore and I went to Craven Correctional Institute and interviewed Jamal Thomas. Interview began at 1120 am and ended at 1235 pm. He gave us the following information.

When we walked over to him and Attorney Antinore told him who we were and what we were doing he said he had been waiting for us. The first thing out of Jamal Thomas' mouth was, "Courtney Williams wasn't there". When he said that he was asked if he wrote a statement saying Williams was there and he said he did and it was a lie. He explained the Detective disliked Williams and they wanted him sent to prison and they pressured him into saying Courtney was there. He stated the Detective made a deal with him that if he would say Courtney was there they would look out for him and give him a plea deal. It stated it was Detective Burnett and the Chief of Seaboard. Thomas stated he told Detective Burnett several times that Courtney wasn't there.

-True 3-27-14

Thomas stated Williams attorney never talked to him. Thomas stated Williams talked to him while they were in the jail together and Williams told Thomas he begged his lawyer to call Thomas as a witness, but he wouldn't. Williams said his lawyer said Freeman's statement was believable.

I read some of Freeman's testimony from the transcript and he called a bunch of it lies.

-True 3-27-14

Jamal elaborated by saying Williams never went to the house. It was only him, Freeman, and Karon. He knows Williams was in Philadelphia when the crime was done because Thomas was at Raheed's house with Courtney and Courtney got a phone call from his mother who told him they were about to leave and he asked her not to leave him. He said she came and got him on a F150 truck. A couple of days later he was in the projects in Seaboard and Freeman and Karon flagged him down and said they had a lick to do on Tacoma. He asked them why Tacoma and Freeman said he had seen Tacoma with some money and he knew Tacoma's mother wouldn't be there. When it happened he carried Karo and Freeman out there and he actually never even got out of the car. He stayed in the car the entire time and never went into the house.

- He did go in House 3-27-14

I read him the part about Freeman testifying that Williams coming out of his house with the shotgun. Jamal said that was not true. The shotgun actually belonged to him, it was a 20-gauge pump shotgun and he had gotten it from his aunt. He gave Freeman the shotgun a week before the robbery because his aunt didn't want the gun in her house. He went on to explain the shell casing were yellow birdshot.

True 3-27-1 ?

I asked him if he gave the Timberland Boots to Williams and he said he did. Thomas stated Freeman nor Karon wanted the boots so they left the boots in his car and he gave them to Williams. He also gave his girlfriend, Sonita Long some earrings and 2 rings that came out of the house that Freeman and Karon didn't want. She talked to the police and she was the one who told them Williams had the boots because she was with him when he gave them to Williams.

Correct

I read him the testimony of Freeman where Freeman says Williams, his brother Robert, Karon, and him were in Raheeds house talking about the robbery. Thomas stated he wasn't even there when this conversation was held. Thomas stated he didn't even see Williams for at least a week after the crime took place, which meant he hadn't seen Williams for a couple of days before the crime until a week after the crime.

True 3-27-14

Thomas stated Freeman was the person who shot at the car. When Freeman and Karon got back into the car Freeman said he made the lady strip down and he asked him why and all he was say was because he was high.

Thomas stated he nor Karon knew Freeman was going to testify until the last minute. He made a plea deal. When asked why he wasn't asked to testify he said his lawyer told him it was because Freeman sounded more believable.

True 3-27-14

Thomas stated he received a letter and a form from the innocence committee in August of 2012 and he gave them the same story he has told us, because it was the truth. He had to answer some questions on their questionnaire and at the end of it he wrote in that Courtney was not there.

Thomas attorney was Jamal Summey and Karon's attorney was Ronnie Reeves. He believes Courtney's lawyer was the Barnes man from Roanoke Rapids.

Handout 45

PLACE HOLDER – JAMAL THOMAS DEPOSITION VIDEOS

Handout 46

COATNEY WILLIAMS

CRIMINAL RECORD

Conviction	Jurisdiction	DOO	Date of Conviction
ASSAULT ON A GOVERNMENT OFFICIAL (M)	WARREN	04/14/2011	05/18/2011
ATTEMPTED FIRST DEGREE MURDER (F)	NORTHAMPTON	12/29/2007	07/15/2010
LARCENY OF A FIREARM (F)	NORTHAMPTON	12/29/2007	07/15/2010
AWDW INTENT TO KILL (F)	NORTHAMPTON	12/29/2007	07/15/2010
ROBBERY WITH A DANGEROUS WEAPON (F)	NORTHAMPTON	12/29/2007	07/15/2010
POSSESSION STOLEN GOODS/PROPERTY (F)	NORTHAMPTON	12/29/2007	07/15/2010
LARCENY AFTER BREAKING/ENTERING (F)	NORTHAMPTON	12/29/2007	07/15/2010
FIRST DEGREE BURGLARY (F)	NORTHAMPTON	12/29/2007	07/15/2010
BREAKING/ENTERING (M)	NORTHAMPTON	02/26/2008	03/17/2008
CARRYING CONCEALED WEAPON (M)	HALIFAX	01/22/2007	11/13/2007
POSSESSION STOLEN GOODS/PROPERTY (M)	HALIFAX	01/22/2007	11/13/2007
POSSESSION OF MARIJUANA UP TO ½ OUNCE (M)	NORTHAMPTON	06/21/2006	09/07/2006
RESISTING PUBLIC OFFICER (M)	NORTHAMPTON	06/21/2006	09/07/2006
POSSESSION STOLEN GOODS/PROPERTY (F)	NORTHAMPTON	01/27/2005	07/12/2005
POSSESSION STOLEN GOODS/PROPERTY (F)	NORTHAMPTON	07/13/2004	10/25/2004

POSSESSION OF STOLEN GOODS/PROPERTY (M)	NORTHAMPTON	03/02/2004	06/24/2004
FIRST DEGREE TRESPASSING (M)	NORTHAMPTON	07/18/2003	07/31/2003
COMMUNICATING THREATS (M)	NORTHAMPTON	03/06/2003	03/13/2003
DISORDERLY CONDUCT (M)	HERTFORD	11/03/2002	11/12/2002

Handout 47

Coatney Williams DPS
Record Summary

Sealed by Order of the Court

Handout 48

Coatney Williams 8/7/2020 Deposition Testimony

Page #	Description of Testimony
1-3	• Cover Page and Exhibit List
4	• Introduction and Covid-19 Statement
5-10	• Deposition ground rules and process
11	• Williams did nothing to prepare for the deposition, but he has reviewed his trial transcript and discovery documents that include statements from Jamal Thomas, Cinita Long, Rasheed Alston, and April Smith.
12	• Williams does not have any information or documents that were generated regarding his case after he was sentenced. His private investigator Jerry Wiggs obtained written testimony and cell phone records from U.S. Cellular in Philadelphia, PA.
13	• Williams first learned that the NC Innocence Inquiry Commission (Commission) first learned about the deposition from letters from his attorney, Ms. Routten, and the Commission. He has not communicated with anyone about the facts of his case or deposition other than his attorneys since he learned about the deposition. • His date of birth is 1/24/1986.
14-15	• **Exhibit 2** – this looks like his little brother Robert Branch III (Branch), but he can't actually tell. He thinks that's Robert. Photo was taken in his Aunt Angela's basement in Philadelphia on 12/29/2007. The hat his little brother is wearing is a NY Fitty cap. He has not seen the photo since it was taken. He was present when the photo was taken. Has seen other people wear a hat like that because it is popular.
15	• **Exhibit 3** – this is a photo of Branch. It is a clearer photo. He is wearing a NY fitty cap. He is wearing a NY Fitty cap. He is 100% confident. He has not seen the photo since it was taken.
16	• **Exhibit 2** and **Exhibit 3** look like the same person, but Williams and Branch look alike, he can't tell from the photo with the reflection off the glass. Williams does not wear a NY Fitty cap. Williams wears a Boston Fitty cap. Branch is the person in the picture.
16-17	• **Exhibit 4** – this is Williams. He knows it is him because the shirt is his San Francisco 49ers 1983 Hugh McElhenny throwback jersey. He is displaying gang signs of the set he belonged to at the time—Blood Stone Villain. The photo shows him in a basement. To the left in the photo is a walker. He assumes there is a weight bench behind him. He is wearing a Boston Fitty cap and a do-rag. Branch took the photograph. Does not think anyone else was present in the room, but other people were in the house. Has not seen the photo since it was taken.
17-18	• **Exhibit 5** – this is Branch. Thinks he is displaying gang signs, but he can't see what he is doing with his hands. This is the same person that is depicted in **Exhibits 2** and **3**. This photo was taken on 12/29/2007

	• Is not sure exactly when **Exhibits 2 -5** were taken. He reached Philadelphia on December 27th and they took pictures along the way. That picture was taken in the afternoon or night of December 29th. He is not 100% certain of the time.
19-20	• He took the photographs depicted in **Exhibits 2** and **3** using Branch's cell phone. Branch took the photograph depicted in **Exhibit 4**, and Williams took the photograph depicted in **Exhibit 5**. • **Exhibit 6** – this is Branch. It looks like he is smoking. This is the same individual also depicted in **Exhibits 2**, **3**, and **5**. Williams took this photo on December 29, 2007 in Philadelphia, PA in his Aunt Penny's basement.
20	• **Exhibits 2-6** were all taken in the same location. The only people present were Williams and Branch. • **Exhibit 7** – this is a watch. He has seen the watch before, but he does not know whose watch it is. He can't recall if he has seen the photo before or not.
20-22	• **Exhibit 8** – this does not look familiar and he can't recall if he has seen it before. It looks like a building, maybe a news station. • **Exhibit 9** – this looks like a picture they took on the way to Philadelphia, but he is not sure. Has seen what is depicted in the picture before.
22	• **Exhibit 10** – this was taken from outside the truck from when they were in Philadelphia. He is not sure, but thinks the photo was taken on December 27, 2009. He was present when it was taken. He assumes his brother took it.
23	• **Exhibit 11** – he does not recognize anything about it. • **Exhibit 12** – he does not recognize anything about it. • **Exhibit 13** – he does not recognize anything about it.
24	• **Exhibit 14** – this looks like a project building. He assumes it is in Philadelphia or Delaware. He recognizes it and has seen it before, but can't remember what state he saw it in. He was present when the photo was taken.
24-25	• **Exhibit 15** – he does not recognize anything about it. • **Exhibit 16** – this is the highway. He is not sure, but assumes they are crossing the Delaware Bridge. The photo was taken on December 27th, give or take a day or so. • **Exhibit 17** – he does not recognize anything about it.
25-26	• **Exhibit 18** – this looks like a picture that was taken when they were on a bridge. • **Exhibit 19** – he does not recognize anything about it. • **Exhibit 20** – he thinks they were crossing the Delaware Bridge.
27-28	• **Exhibit 21** – this is a bridge on a highway. There is a sky view of the water and the city—New Jersey, New York City, or Delaware. They were going north. • Of all the photos he was shown, he assumes most of them were taken on December 27th. The photos of Williams and his brother were taken closer to December 29th or December 30th, but he thinks it was December 29th to be more precise. • In December 2007, he was living at 161 Bluejay Trail in Seaboard, NC with his mother, his brother Branch, his stepfather Robert Knight, and his oldest

	brother, Ernest Williams. He had been living there since 1996. His residence was a trailer. By car, it was two minutes away from the Seaboard Projects.
28-29	• Hi nickname used to be Tek. He has never been known by the nickname Stone, and he has no other nicknames. • He has five siblings—Sherrice Green Davis, older brother Xavier Davis (currently 45 years old), oldest brother Ernest Lee Williams (nickname Moot), III, Robert Branch, and Britney Williams. • The only siblings living with him in December 2007 were Ernest and Robert.
29	• Williams is not currently in a gang. He used to be a member of the Bloods gang. He joined in 1999.
30	• In December 2007 he was in the United Blood Stone Villain Nation. He has been members of a couple of different sets, including the Nine Trey Gangster Bloods and the 5th Street Mobsters. He has never been a Five Percenter. • He left the gang on 1/26/2018 because it was not bringing value to his life. • From 1999 to 2018 he was continuously a member of the Bloods.
30-31	• He has had prison infractions that involved gang activity. • It depends on whether or not different sets of the Bloods would get along with each other. • Blood Stone Villains were ok with Nine Treys, and they were also back in December 2007.
31	• He knows Antonio Freeman (Freeman) mostly through this case. Williams met Freeman when he came home from prison in March 2006. They met in May 2006. Freeman was staying in the Seaboard Projects. He just knew him. They did not have a friendship. They were acquaintances.
32-33	• Williams did not hang out with him, but if Freeman was around someone Williams hung around every day, like his cousin Rasheed Alston, they would hang out. He never sought out Freeman or make plans to hang out with him. • Freeman's nickname was YaYo. • Freeman was not in a gang in December 2007 and was not associated with the Nine Trey Set. • Freeman lived in the Seaboard Projects with his mother. • The last time he had contact with Freeman was in 2010 during Williams' trial when Freeman testified against Williams. • He has never had contact with the family members of Freeman.
33-34	• Williams knows Karon Moses (Moses). Moses is related to Williams through marriage. Moses was Williams' little brother Branch's friend. Moses was a "friend through a friend." Williams has known Moses his whole life. • Williams was not friends with Moses. • Moses' nickname was "Killa." • Moses was not in a gang in December 2007. Williams has no idea if Moses is in a gang now or ever has been. They have not spoken since 2010.
35-36	• The last time Williams saw Moses was in 2018 in jail in Marion. They never spoke. Williams saw Moses walk by. • The only person in Moses family he spoke to is his cousin Stephanie, who is also the cousin of Moses' mother. Williams has discussed the facts of his case

	with Stephanie. The only thing he told Stephanie was that Moses told ATF Agent Harold McCluney that Williams had nothing to do with the crime and Moses' statement was not presented at Williams' trial. • He told this to Stephanie two months ago. He has not talked to anyone else about Moses.
36	• Williams knows Jamal Thomas (Thomas). Thomas was the best friend of Williams' brother Branch. Williams has known Thomas his whole life. • Williams considers Thomas to be a casual acquaintance.
37-38	• Thomas would come over to Williams' house to spend the night with Branch. • Williams never made plans to hang out with Thomas. • Moses lived in the Seaboard projects and Thomas lived in Margarettesville. • Williams has never been to Freeman's house. • Williams went to Thomas' house three to five times a year. • Williams has never been to Moses' house. • Moses and Thomas have been to Williams' house. Williams is not sure if Freeman had ever been to his house, but Williams never took Freeman to his house.
38-40	• Williams last had contact with Thomas on the day he was convicted. • Williams has had no contact with Thomas' family since December 2007. • Thomas rides four wheelers. Thomas had a Raptor four-wheeler that he would ride at Williams' house. • Thomas, Moses, and Freeman hung out with each other all the time. They would also hang out with Branch. • Williams would not hang out with Thomas, Moses, and Freeman at the same time, but would hang out with them individually.
40	• Williams has not had any contact with any of the three co-defendants since they all went to prison. • He is not aware of the content of any conversations any of his family members may have had with any of the three co-defendants since they went to prison and he does not know if any family members have spoken to them. His cousin Stephanie speaks to Moses' mother, and his mother may have spoken to Thomas' mother or grandmother since they all lived in the same town. • Williams knew of the three co-defendants to commit crimes.
41	• Thomas would commit breakings and enterings and grand theft auto. Thomas stole four wheelers and dirt bikes. • Williams assumes that all three co-defendants robbed the Cupboard store in 2007. • After the crime, they came to his house. The woman who was robbed, Edith Murphy, viewed Williams as a suspect because he is light skinned. Thomas is also light-skinned. • Murphy said it was not Williams because she could see the suspect's eyes. Williams' eyes are green. • That same day Thomas came to Williams' house with a shotgun they had used to commit the crime.
42	• This crime happened in December, weeks before December 29, 2007.

	• Thomas brought the same exact shotgun he used to shoot Tacoma Davis and Erel Jordan. • Thomas took the shotgun to an abandoned house. They were scared to go back and get it. • Williams got the shotgun for them about a week after the three co-defendants robbed the Cupboard store and brought it to Williams' house. • Two days before Williams left for Philadelphia, they came and got the shotgun from Williams' house.
43-44	• Williams held the gun for them because they were scared to hold it themselves. • Thomas knew that Williams would hold it for them since Thomas was friends with Branch and Williams was a Blood. • In Thomas' statement where he states that Williams had the shotgun in his pants that night is not what happened. Thomas took two events and put them together, mixing a truth with a falsehood. • They stored the gun at Williams' house because Thomas stayed seven miles away from Seaboard, and Moses and Freeman wanted the gun to be close by.
44-45	• Williams knew about the crime at the Cupboard the day it happened because there were police and others in Seaboard looking for the perpetrators. Moses and Freeman were caught together that day but were let go because Edith Murphy could not identify the actual robbers. • Thomas asked Williams to hold the gun for him. Williams knew it had been used in the Cupboard robbery. Moses and Freeman were suspects, but the woman who was robbed could not make an identification, so they were not charged.
45-46	• Williams knew of the three co-defendants to commit other break ins or robberies prior to December 2007, but he does not know the specifics.
46-47	• It was a lapse of judgment for Williams to agree to store Thomas' shotgun. • He stored it for a week and then Thomas came and got it. Thomas said he was about to go "hit a lick." Thomas told Williams to store the gun so Williams' grandmother, who lived across the street, would not see it. Williams put the gun in his pants, and that is where Thomas got the "mistake" that Williams had a gun in his pants. • Williams does not know what crime Thomas was planning.
47-55	• The three co-defendants committed the crime at the Cupboard in December 2007. They stored the gun at an abandoned house across the street from Mayor Broadnay's house in Seaboard. They asked Williams to get it from the abandoned house. Williams got the gun. They took the gun to Williams' house. None of the three co-defendants wanted to get caught with the gun. Williams agreed to store it since he had nothing to do with the crime and he lived in the country. The gun was stored in a pack house on Williams' property for maybe a week. Before Christmas, Thomas told Williams he needed the gun and came to Williams' house to retrieve the gun by himself. Williams put the shotgun in his pants because he did not want his grandmother to see him with it. Williams took it to Thomas' car. Williams sat in the backseat and took the yellow shell casing out of the gun and gave them and the gun to Thomas.

	Thomas put the gun in his trunk. Williams stayed home. The gun was a single barrel black and brown shotgun. Thomas never said he needed the gun to go do another lick, but Williams assumed that was what he was going to do. Thomas said he needed to go see a girl in the Potecasi trailer park, he had problems, and he needed his gun. • Williams got out of jail November 19, 2007. This happened before Christmas 2007.
55-56	• It is fair to say that prior to December 29, 2007 Williams knew the other three co-defendants to commit crimes and crimes such as break-ins, burglaries, and robberies.
56-57	• Williams met Tacoma Davis (Davis) and Erel Jordan (Jordan) once or twice prior to this case. • Williams had "chilled" and smoked marijuana with Davis before. They did not have any problems. • The only other person Williams saw Davis with was Antwanna Lee, who was a girl Williams used to talk to. • Williams does not know if Davis was in a gang and had no knowledge of Davis being a Blood. Davis did not hang out with any gang members. • He always saw Davis and Jordan together. Jordan was an acquaintance. • Jordan was not in a gang. • Williams did not know Mary Davis or Jennifer Williams. • He did not know where Mary and Tacoma Davis lived, and he has never been to their house.
57-59	• Williams does not know personally if the three co-defendants knew the victims, but Williams knew through discovery that they knew Davis and Jordan because they went to high school with them. • Williams understood that Thomas used to ride four wheelers with Davis. • Williams does not know of the three co-defendants to have had issues with Jordan, Tacoma Davis, Mary Davis, or Jennifer Williams. • Williams did not have any issues with any of the victims.
59-61	• Williams used to have sex with Antwanna Lee (Lee). She was never his girlfriend. • Lee told Williams that she was also having sex with Davis. • Lee was not dating any of the other co-defendants. Williams does not know if Lee was having sex with any them. • Williams did not care that Lee was having sex with Davis. He had no feelings, good or bad, about it. • Williams' relationship with Lee ended when Williams went to prison in 2010. • Williams never heard of any of the other co-defendants having words with Davis about Lee. • Williams never heard of Davis showing off or flashing money in front of anyone. • Williams never heard of Moses having someone hit Davis at school.
61	• Lacey Claxton (Claxton) is Williams' ex-girlfriend. Williams was dating her in December 2007.

	• Williams was not dating anyone else at the time. • Williams started dating Stephanie Wheeler in January 2008.
62	• Williams called Claxton when he was in Philadelphia in 2007 using Branch's cell phone.
63	• Thomas said in his initial statement that a black or blue Mustang picked up Williams. Stephanie Wheeler knows that it not true because she did not buy her Mustang until 2008. • Williams did not know anyone else in December 2007 who had a Mustang.
63-64	• Williams did not have a gun in December 2007 and he never had a shotgun. • He had a handgun before. • He had a 12-gauge shotgun in 2001 or 2002 or somewhere in the 2000s. His brother Ernest Williams was charged for having it.
64-66	• Williams knows that the shotgun used in this crime was also used in the Seaboard Cupboard robbery. Williams does not know where they got it, or anything else about it. • Williams knows this because he gave the gun back to Thomas, and after Williams returned from Philadelphia sometime between January 1, 2008-January 7, 2008 he heard about it at Rasheed Alston's house. • Rasheed Alston (Alston), Tiffany Brown, April Smith, Branch, Freeman, Thomas, and Moses were there. Freeman, Thomas, and Moses were bragging about what they did with the shotgun. • Thomas said it was the same shotgun. • Williams did not consider the abandoned house where the gun was initially stored to be a stash house. Williams does not know if Thomas used stash houses and does not know if Thomas stored other guns at the abandoned house.
66	• Williams does not know of Freeman or Moses to have guns or shotguns. • Williams knew of Thomas to have more guns than the shotgun, including handguns and shotguns. Williams never saw with Thomas with any other guns than the shotgun.
66-67	• Alston had a gun in December 2007. It was like a rifle.
67-68	• Williams had been locked up for an assault with a deadly weapon charge in Halifax County for seven months after being extradited back to North Carolina from Newport News. • The original plan was for Williams to spend the holidays with his sister, nieces, and nephews in Newport News. At the last minute, his mother decided to go to Philadelphia with Robert Lee (Knight), her boyfriend at the time (later husband). They had extra money from taxes and bonuses to pay for Williams, so she invited Williams to go meet Robert Lee's family. They went every Christmas. • This was the only time Williams went to Philadelphia. • Williams learned he was going a couple of days before they left. They had a party at his grandmother's house on December 26th. Williams thinks his mother told him she wanted him to go on Christmas Eve or the day before that at a family function.

68-72	• Williams thinks Robert Lee (Knight) picked up Williams and Branch at Alston's house to go to Philadelphia on December 27, 2007 around 2:00 to 2:30 p.m. Williams and Branch had prepacked the white Ford F-150 truck that morning with some of their clothes, alcohol, and gifts. • The family also had a green Plymouth Mountaineer and a Plymouth Neon. • Williams had about 50 jerseys. • When Williams and his brother were picked up by Robert Lee, Alston was there. Alston's wife April Smith and their kids might have been there. • The three then went to pick up Williams' mother at Guardian Care of Roanoke Rapids rest home around 3:00 p.m., where his mother worked. Then they went to the bank and the ABC store. The next stop was when they got gas in Alexandria, VA. • Williams did not communicate with anyone on the way to Philadelphia.
73-74	• They arrived in Philadelphia on December 28, 2007 after midnight. It is possible they left on December 26, 2007 and arrived on December 27, 2007. • They first went to Girard Avenue to Angela Taylor's house and stayed there for a day or two. • Then they went to Penny Taylor's house. The pictures were taken in her basement. • Williams only met Robert Lee (Knight)'s family once. They included Stu, Penny Taylor, Angela Taylor, and Penny's son Jerome. • Williams saw Stu, the brother of Robert Lee and Penny Taylor, and Jerome Taylor at Penny's house. • Jerome was a preteen at the time. • Williams does not know anyone who went by the name "Pet."
74-77	• Williams went shopping at the Forman Mills Mall. • They stayed at Penny's house because she let them drink and smoke. • There was also a friend of Penny's at her house, but Williams did not remember her name. • There was no party at Penny's house. The only people there were Williams, Branch, Robert Lee, Jerome, Stu, Penny, and Penny's friend. • His older brothers Ernest and Xavier were both in prison at the time. His sisters are not related to his mother and were not with them.
77-79	• Williams thinks they came come on December 31st or January 1st. He thinks it was before New Year's because his mother had looked at the forecast and there was a snowstorm predicted for Philadelphia, New Jersey, and New York. His mother did not want to get snowed in and miss work on January 2nd. • He was supposed to go a New Year's Eve party at a club in Philadelphia with his brother, Robert Lee (Knight), and Stu. Stu was in a wheelchair. • Williams came home with his mother, Robert Lee, and Branch. He was with the three of them the entire time in Philadelphia. • At Forman Mills Mall, Williams bought a pair of white, green, and black Timberland boots for himself and clothes for Claxton, including Ecco LT shoes. • Branch bought an outfit for his girlfriend Tiffany Brown.

	• Williams did not give the clothes to Claxton because they had a falling out before the vacation. Williams was trying to make amends, but he ended up giving the clothes to Tiffany Brown. • The clothes were a red top, red bottoms, and shoes, all Ecco brand. • Williams does not know if Tiffany Brown was supposed to go with them to Philadelphia.
79-80	• Williams first became aware of this crime when he heard about it through Moses, Freeman, and Thomas at Alston's house after he came back from Philadelphia the first week of January. He had not heard anything about it before then. • Thomas had a cell phone in December 2007, but Williams does not know the number. He did not know it then. • Thomas had a house line also. Williams does not know the number. He did not know it then.
81-82	• Williams talked to Thomas when they were on the way to Philadelphia. Thomas said the police were looking for Williams. Thomas said the police said Williams broke into someone's house behind the projects with a gun. • When Williams made his initial statement, he assumed that was why Thomas was calling him. Williams did not know what date the actual crime happened. He though the date he did that was the same day Thomas showed Williams the gun for the white lady, whose sons were named Justin and Drew Jennings. They lived behind the projects in Seaboard. Thomas was supposed to go this woman's house and steal one to two guns. That was supposed to have happened on the day Williams left. Williams heard Thomas did do it. • Williams knew the woman but could not remember her name. She was white, older, heavy-set with dyed blonde hair.
83	• Williams did not know that Thomas was planning the crime at the Davis' home. Williams did not know anything about the planning of it and never heard anything about it before it happened. • Williams never had a phone call with Thomas about this case and has no idea if Thomas called anyone else to discuss the crime.
83-85	• Williams did not have a cell phone in December 2007. He would use Branch's cell phone if he needed it. His mother, brother, and Robert Lee (Knight) had a family plan. Williams would use their phones, and he used their house phone. • Williams does not currently have a cell phone. • He does not know if any of the three co-defendants to have a cell phone. Thomas might have had one. • He spoke on the phone with Thomas, but he did not speak on the phone with Freeman and Moses. • Besides Thomas, he did not communicate with any of the co-defendants during his trip to Philadelphia. • Branch got his cell phone before Williams got out of jail. Williams does not know the number.
85-88	• Williams thinks that Branch's cell phone had picture, cell phone tower, phone calls, and text messages from the day of the crime. The phone could be

	validated as not being in North Carolina. It was not possible for Williams to be in the picture and in North Carolina at the same time. • Williams realized the cell phone might contain useful information for his case before his trial when he, his mother, Branch, and his attorney Sam Barnes had a conference visit at the Northampton County Jail. Branch produced the cell phone. Barnes said it was best for them to keep that information to themselves until trial, and that was why Williams never had his brother bring the cell phone to the district attorney. Williams did not understand the law at the time and did not know that the judge could suppress it if he did not present it as evidence before jury selection. • Williams thinks the conference occurred a year and a half after he was arrested and approximately six to eight months before his trial. Branch looked for the phone because they took pictures in Philadelphia and Branch remembered that. When Branch found the phone, they had to get a charger to get the pictures on the phone. • Branch had obtained several different cell phones after this one. He would get new phone numbers with each cell phone. • Looking back at **Exhibits 2-21**, Williams recalls that those were the pictures of Williams, Branch, and the landmarks going up to Philadelphia. Williams cannot recognize or recall all of the pictures. Williams took the photos of Branch.
88-89	• At the time Williams met with Sam Barnes, he did not have anything in addition to the cell phone other than the statements of the co-defendants. Williams did not know what to do and was overwhelmed. Williams was trying to understand how this could happen to him. • Williams is not aware of anyone in his family ever talking to Sam Barnes or showing him cell phone records. • Private Investigator Wiggs first brought the cell phone records to Williams' attention in prison in 2014 or 2015. Wiggs told him they were thinking of hiring a professional to get the pictures off the phone before his MAR was denied. • Williams does not know when his family became aware that they had cell phone records from this time period. • Williams does not know when Branch realized there was information on his cell phone related to the case.
90-92	• Present at the conversation at Alston's house were Alston, April Smith (wife of Alston), Tiffany Brown (baby mother of Branch), Williams, Freeman, Thomas, and Moses. It took place in a back bedroom around mid-afternoon. • They were all bragging about what they did at the crime. Moses said Freeman was crazy, took the gun and shoved it between the lips of the older woman's vagina. • Williams learned pretty much everything about the crime except for the high-speed chase and the geographical location of the crime. Williams never knew anything about what gun was shot or where the extra gun came from. • All three co-defendants were talking, but Moses was the main one talking.

	• It was Williams' understanding that Freeman sexually assaulted Mary Davis. • Williams did not learn where they got the shotgun from this conversation or what was taken from the Davis' house.
92-95	• Williams had other conversations about the crime with Thomas. After he returned from Philadelphia, Williams was at his Aunt Susie's house and Thomas said he had a brand-new pair of Timberland boots that were Williams' size and were too big for Thomas. Also present were Branch and Tiffany Brown. Williams paid for the boots at the same time he gave Branch the outfit he was supposed to give Claxton. Williams did not give Claxton the clothes because they had a falling out. Williams made the swap with Branch, and Branch paid Thomas with cocaine. At that time, Williams wore a nine and a half or a ten. He currently wears a size 11. • The Timberland boots are a size ten. Williams did not think that Thomas told them they were stolen at the time. Williams does not know when he knew they came from this crime. Williams thinks Thomas told him. • His cousin Wally Tyson was not there at the time. • Williams did not know ahead of time that Thomas was going to bring the boots.
95-96	• Williams had a conversation with Thomas about the crime after the fact but cannot recall every conversation or how many he had with him. • He only remembers two conversations—one at Alston's house and one at his Aunt Susie's house. Williams does not remember any phone conversations about the crime. • Williams never spoke to Freeman or Moses about it other than the time at Alston's house.
96	• DeAngelo Mason is someone from the neighborhood and a purported cousin of Williams. Williams knew of DeAngelo Mason and grew up with him. Williams has no idea why anyone would think Thomas committed the crime with Mason. • Williams is not aware of Thomas calling either Jordan or Davis on the day or around the day of the crime.
96-97	• Williams is not aware of a burglary happening at the Seaboard Police Department in 2007 but heard about someone breaking into the Seaboard Police Department a couple times. Williams heard one suspect was a guy named Danny Richardson. • Williams was also a suspect at some point in 2007. He was never charged or arrested. • Williams became aware he was a suspect when he was interrogated by George Reed and Daryl Harmon.
97-101	• Williams does not know where Thomas got the shotgun that Williams stored for him on his property. • Williams has no idea who Angela Williams is. • Thomas did not ask Williams to go help rob a woman's house on the day he was picked by Robert Lee (Knight) to go to Philadelphia.

	• Alston set it up with Thomas, and Williams was at Alston's house when they set it up. Also present was Branch. Williams ended up leaving and was never supposed to be involved. This happened on the same day he left for Philadelphia. • After Williams left, he heard that Thomas broke into a lady's house and stole a shotgun and a pistol. Alston lured the woman by taking her to Weldon to buy drugs so Thomas could break into her house when they were gone. • Williams' understanding is that the crime did happen and believes there is a record of it on file. • Thomas called him on the day Williams and Branch left for Philadelphia when they were in Alexandria, VA around 7:00 or 8:00. Thomas told Williams that the police was looking for Williams for a breaking and entering, he assumed Thomas was speaking about the crime at the lady's house. • When Williams wrote his statement, he assumed Thomas was speaking about this crime, but he was not sure if that crime and the actual shooting happened on the same day. His understanding was that the shotgun they used came from his house, but he might be wrong about that. • Williams thought the shotgun came from Williams' house when they were talking about the crime and said the gun came from Thomas' house, but no one verified where they got the gun. • Williams assumed the shotgun was the same gun Williams got from the abandoned house, but the shotgun may have come from the white lady's house that was behind the Seaboard Projects.
101-102	• Williams first remembers speaking to the police about this case sometime in July 2008 when he got locked up for seven counts of firearms by felon. • Williams felt bad for the boy's mother. Williams' mother knew that Williams knew and told him to be a man and do the right thing. • Williams told his mother about the crime in visitation at the county jail a couple of days before he was interrogated by Daryl Harmon (Harmon). • Harmon then got Brenda Burnette (Burnette) because it was Burnette's case.
103-107	• **Exhibit 42** -Burnette's case progress notes from 7/29/2008. • Williams recalls talking to Burnette and telling her those things. Burnette asked him to write a statement and he refused. • Williams told Harmon that he was actually guilty of the crime he was charged with at the time and Williams alluded to being able to assist on this case. • Harold McCluney asked Williams some things after Williams spoke to Burnette, but Williams refused to speak to him. • Harmon and Burnette were the first people he spoke to about this case. Williams thinks there was one other investigator present when he spoke to Burnette. • Williams understood that he was not a suspect in this crime when he first started talking to Burnette, which was the same day he spoke to Harmon. • Williams heard that Moses is the person who shot Jordan. • Williams told Burnette that Freeman found a .38-caliber gun under a cushion, Thomas gave Cinita jewelry from the burglary, Thomas gave Williams

	Timberland boots, Freeman assaulted a female, and Freeman fired shots at a car that came up. Williams got this information from the three co-defendants, but Moses is the person who relayed 90 percent of the information. • Williams spoke to police on 7/29/2008 about this crime because he was facing his own hardships.
107-108	• Williams heard that Freeman threw away the .38 handgun somewhere in Seaboard Projects when he was in the county jail. Williams thinks they found the gun in the bushes in the projects before his trial.
108-109	• Burnette told Williams he did not have anything to worry about if he told the truth and that he was not a suspect. • Williams never spoke to any ATF agent, including Harold McCluney. Williams did not have any interactions with McCluney before 7/29/2008. • Williams had a lot of interactions and conversations with George Reed prior to this case related to other cases. • Prior to this case, Williams never had any direct conversations with Burnette. • Burnette did not like his mother or his father. • Burnette had never investigated any other crimes with Williams as a suspect before this case. • Williams does not know Officer Smith. • Williams had no interactions with Harmon prior to 7/29/2008.
109-110	• Police were not aware of what information Cinita Long (Long) had on this case before Williams spoke to them on 7/29/2008. Williams gave police her name. Williams thought police spoke to Williams first. • Williams did not know Long's phone number and never called her, including when he was in Philadelphia.
110-112	• Williams was locked up when the police collected the Timberland boots. Police contacted his mother. His mother gave the boots to police. • His mother was not necessarily aware that they were stolen. • Police did not get the boots that came from this crime. The boots they got were bought at a different time and just happened to also be a size ten. • Williams had two pairs of Timberland boots that were the same except that the boots that came from the crime had a gold Timberland sign on the lip of the boots. The boots that his mother gave to police did not have gold on them. The boots the police collected were older than the boots he got from Thomas, which were practically new. Thomas told him the boots came from Tacoma Davis.
112-114	• Burnette charged him to try to coerce him to testify against those boys. When Williams would not testify against them, Williams was made a suspect and charged. • **Exhibit 38** – Williams' statement dated 9/8/2008. • Williams recognizes his signature. Burnette wrote the statement. • Williams already had an attorney and the interview was not done in accordance to the law. Burnette coerced and pressured Williams into speaking to her without his attorney. She obtained the statement under false pretenses by leading him to believe he was not a suspect. She told him he would not be

	prosecuted if he told the truth. Burnette lied to him because he told the truth and was pursued as a suspect. • The interview took place in an office and no one else was present. They spoke for thirty minutes to an hour. • Williams did not know the exact day the crime occurred when he spoke to Burnette. • Williams did not know the exact dates for his trip to Philadelphia. • Williams went to Philadelphia at the same time as Branch and came back at the same time.
115-118	• Williams agrees that he told Burnette they went to Philadelphia on 12/29/2007, but he was confused about the actual dates and time. • Williams assumed the day he went to Philadelphia was the date the crime happened because of the break in of Angela Williams' house behind the Seaboard Projects. Williams assumed it was the 29th because he thought it was the day Thomas was doing that crime and called Williams to tell him that police were looking for Williams. • Williams agrees that he told Burnette he came back on 1/3/2008, but that is not accurate. • Williams agrees he told Burnette that Thomas called Branch's cell phone when they were in Alexandria, VA to say the word was that Williams had broken into Angela's house. Angela was a white lady living behind the Seaboard Projects. This is true. • Thomas told Williams the word was he broke in and stole a .38. • Williams agrees that he told Burnette the rest of the information from his statement, and that it is true. He learned the information at Alston's house. • The only thing that is not true is that Moses was the one doing the talking, and not Thomas and Freeman. Williams told Burnette that it was Moses talking.
118-120	• Williams did not share clothes with Thomas. Williams only shared clothes with Branch. • Williams does not know why Davis' house was targeted. • Because Williams' mother, brother, and Aunt Angela Taylor testified at trial, he believes they also spoke to the police. Alston and Long also spoke to the police. • He knows Branch, his mother, Robert Lee (Knight), and Angela Taylor spoke to police. He assumes it was to Burnette. He has seen statements with the Northampton County Sheriff's Office on them for everyone except Robert Lee, who had dementia at the time. He saw them in 2010. • He has copies of Branch's statement and Alston's statements. Long's statement and Thomas' statements were lost in prison.
120-122	• Williams only knows what Thomas said in his affidavit that Williams had nothing to do with the crime. • Williams never received Thomas' statements, but Freeman showed Thomas' statement to Williams in jail because Freeman had the discovery. • Williams never received discovery until he came to prison.

	• His attorney Sam Barnes showed him reports on the computer, but Williams never had anything in his possession. • Barnes told him the night they picked the jury that one of his co-defendants was going to testify against him. He did not say who. Williams thought it was going to be Thomas since Thomas was free. Williams never suspected they were going to coerce Freeman because Thomas and Moses would not testify against Williams. • Williams did not know Thomas changed his statement three or four times because his attorney did not tell him. • Thomas was not a credible witness for the DA. • The night they picked the jury, Barnes did not go through the whole discovery. Barnes showed him Thomas' statement and the statement they obtained from Freeman that day. That was the first time he saw his discovery, other than the time Freeman showed him Thomas' initial statement.
123-124	• The first time Williams learned what Moses had told law enforcement was when Major Milton Drew of the Northampton County Sherriff's Office alluded to something in the jail. He told Williams he did not have anything to worry about because Moses told the ATF Williams did not have anything to do with the case. • Williams tried to get assistance in his case from the NAACP, the ACLU, and the Attorney General's office because he felt that Barnes was not adequately representing him. • Drew told him a couple of months before his trial that he did not have to get all these things notarized and he did not have to worry because Moses told the truth, wrote a statement, and said Williams did not have anything to do with it.
125-127	• When they were incarcerated prior to trial, Freeman showed Williams the discovery that said Freeman did not make a statement. Freeman did not show Williams Moses' statement, but told him Moses did not make a statement. Freeman showed him Thomas' statement. • Williams assumed that his co-defendants were going to testify truthfully. • The night his jury was picked Freeman told Williams he was not testifying.
127	• Other than the conversation with Freeman, Williams did not communicate with his co-defendants prior to trial. • Williams has not talked to his co-defendants since he was sentenced to prison. • The day Williams was sentenced, Thomas spoke to him about the case, but Williams did not really hear what he said because of his mental state. Williams gave Thomas some toiletry items and underwear. Thomas said he was sorry, he was going to do the right thing, and he was going to make sure Williams got out because Williams had nothing to do with it.
128-129	• Williams never told any of his co-defendants not to testify. He asked Moses and Freeman if they were going to testify against him after Barnes showed Williams the statement against him. They told him they were not going to testify. Thomas was free so Williams could not speak to him. • Williams never threatened any of his co-defendants with physical harm, but he did threaten them to tell the truth.

129-137	• **Exhibit 30** – Letter from Williams to Moses in jail. • Williams' intent in sending the letter was to scare Moses into telling the truth. Williams hoped that by telling them they made Williams testify against Moses, it would make them tell the truth that Williams had nothing to do with it. This backfired. Williams was not expecting them to write statements against him and put everything on Williams like they weren't there. • Williams did not send anything else to Moses. • Williams explains what portions of the letter mean. "Y'all 1313" means they are in violation and are in the wrong. They were not gang members, but FOB. They were associates, which means that any repercussions could be harsher because they were not actual members. If you are trying to get your "stripes" and you turn to State's evidence on a "Big Homie," you are automatically in the wrong and are in "violation." Penalties can include facing physical harm or facing death. "1313" is not a death threat, but "peter roll" is a death threat. • "00 banger" can mean a number of things, but it is basically a gun. The "00" does not mean anything and does not mean anything in terms of type of gun. It does not mean double-barreled. The phrase could mean a gun or a "lick." In his letter, "00 banger" refers to the gun. • When Williams wrote "You know you got that shit from Sheed, but why y'all ain't put his hard back ass in it," Williams was referring to the "lick" done by Thomas and Alston where they got the .38 from the lady's house that they robbed. "Hard back" is a derogatory term for a Crip. Alston is a Crip. • Williams told them he was going to testify against them because he wanted to scare them into telling the truth and not testify against him because they knew he had nothing to do with it. Freeman testified against Williams to get back at Williams for getting Freeman locked up. • "And all that tough talk gonna get you peter-rolled" is a death threat. "Peter-rolled" is to get hurt or killed. This threat was because a third party told Williams' brother that Moses was going to do something to Williams. It was not a threat to tell the truth. Williams was explaining that Moses' "tough talk" was going to get him "P-rolled." • The part that states, "Tell Mally, his bitch the reason why y'all got locked up now" is a reference to Cinita Long because Long gave up the jewelry. • The number three in "T3LL" is a reference to East Coast Blood lingo and is about showing respect to the different sets of the Third Streets Gangsters—Nine Trey, 183rd, and 5th Third Street. • The symbol at the bottom of the letter signifies Bloods. This is what you write if you are a Blood. • Williams was a "Big Homie" in a roundabout way. It means somebody who has a lot of power. • **Exhibit 43** – envelope with letter. • Williams recognizes it and it was sent in September 2008.
137	• Williams learned about Moses' statement to Agent McCluney after he sent the letter to Moses.

	• Williams was surprised that Moses did not testify on the State's side. He was surprised that Freeman testified for the State.
138-140	• Williams cannot recall if Branch brought the cell phone to the conference with Barnes or if he just told Barnes about the cell phone. • Branch did not take the cell phone to the police because Barnes said it was in Williams' best interest to keep an "ace in the hole," so they had one up on the DA at trial. Branch listened to Barnes. • Branch got the cell phone to Barnes at trial. • Barnes did not do any investigation for Williams' case. He did not talk to witnesses or subpoena anyone. Williams issued the subpoenas and evidence. • Barnes only spoke to his mother and brother prior to trial. • Williams' mother went to Forman Mills Mall in Pennsylvania and spoke to security. They told her that the video footage rewinds itself every year. They could not turn over evidence to civilians and needed an order from law enforcement. • Williams' mother called Sheriff Wardie Vincent and told him to contact the Philadelphia Police Department to obtain the video footage of Williams at the mall. Vincent told his mother he would do it, but he never did anything. • Williams' mother bought the plane ticket for Aunt Angela to come testify. • Williams' mother tried to look into evidence related to a tollbooth.
140-144	• Williams never told his attorney that no one was going to testify against him. • Barnes told him that if he pushed Barnes to call Moses as a witness, Barnes would have to recuse himself. Williams had talked to Moses during his trial. Moses said to tell Barnes to call Moses as a witness. Barnes said it was not in Williams' best interest to call Moses as a witness because Barnes did not know what Moses would say. • Williams was offered a plea agreement. He did not take it because he did not do the crime. • Williams asked Barnes during trial what the last best plea offer was because Williams was second-guessing his decision to go to trial. He was scared once Freeman testified and lied. Williams knew the jury was going to believe Freeman. The time/date stamp was the only thing that validated his claim he was not in the state during the crime and once it did not come into evidence, it was futile. Williams thought it was in his best interest to take the five to seven-year plea bargain. • Williams felt that a juror named Stuart Ferguson knew William, even though the said he did not, and should not have been on the jury. Williams dated a white girl that Ferguson knew. Ferguson had made derogatory statements against Williams for dating this white girl.
144-154	• **Exhibit 44** – Williams' testimony from trial. • Williams agrees that the dates he testified to about when he left on his trip on page 360-361 of his transcript are accurate. He did not tell his police those dates in September 2008 because he did not trust the police and was pushed into writing that statement.

	• Williams agrees that what he testified to on page 361-362 of his transcript about when he left North Carolina and when he received a call from Thomas, it was true to the best of his knowledge. • When he testified on page 362 that there was a party at Aunt Penny's house, the party was more like a family get-together than an actual party. There were only about seven people in the house on the 29th, the day he and Branch took pictures. He was present, along with Branch, his mother, Robert Lee (Knight), Penny Taylor, her son Jerome, Uncle Stu, and Penny's friend. • Williams agrees that what he testified to on page 363 of his transcript about the about the snowstorm and being at Penny's house on 12/29/2007 was true. • When he testified on page 365 of his transcript that he first heard about this crime two to three days after he came home at Alston's house, it might have been less than three days or more than three days. • Williams agrees that there is no reason to think he was not telling the truth when he testified at his trial in 2010. • Williams agrees that what he testified to on page 367-369 of his transcript about receiving the boots from Thomas was the truth. • The part of the transcript on page 369 that states Williams testified he came back from Philadelphia is a transcript error. Williams testified he came back on December 30, 2007. • The dates of his trips at trial changed from what he told police because when he spoke to Burnette, he had not talked to his mother and brother about the case. Williams was just going off his own memory. His mother clarified the dates and that they could not left on the 26th because that was his grandmother's birthday and she had a party. His mother also remembered cashing her check. They narrowed down the date to the 27th. This conversation happened when he bonded out of jail and after his brother Ernest passed away. Williams was at dinner with Branch, his mother, and his stepfather. They determined there was no way he was in North Carolina on the day of the crime, the 29th, and that they left two days before the 29th. They also stayed more than two days. • Williams has only been to Philadelphia one time. His mother and brother went to Philadelphia every Christmas. Williams knew what car they drove. • Branch confused the detail about what car they took during his testimony because they went to Philadelphia again in 2009. On that trip, they took the Jeep and not the white truck. Williams knew it was the white truck when Williams went. • Williams' testimony about the dates of the trip may have had something to do with the fact that he had just heard his mother and brother testify about it before he testified. Williams thought they were telling the truth about the dates. Williams only knew that he did not leave on the 29th.
154-156	• On page 377 of his transcript, Williams testified that he was throwing gang signs in the photo. The left hand was Status 202, which is the rank of "Big Homie." • "Big Homie" could be considered a general.

	• GF is the highest rang in the gang which would be godfather. • There are about four rungs between a lieutenant and a godfather. • A "Big Homie" has a little bit of power. • At the time, Williams felt like that was something he wanted to be but that it's no longer something that he wants to represent. • In the gang life, you're supposed to listen to your "Big Homie," but he was never a "Big Homie" to Moses, Thomas, or Freeman because none of them were actual gang members. • Williams agrees that it is accurate that he testified that his right hand was showing a gang sign for his set, Blood Stone Villain.
157-160	• Williams agrees that the jury was shown **Exhibit 4**, the photograph of him in the San Francisco 49ers jersey on the actual cell phone itself and that the phone was passed around. • It was accurate when he testified on pages 379-380 of his transcript at trial that he was a lieutenant in the gang and had been in it for about ten years. • She was asking him to describe the ranking system in the gang compared to the staff at the prison and that she used a lieutenant at trial, so he went along with that. • Williams was never actually a lieutenant and that's not an actual gang rank in the Bloods. He was actually a five-star general • When the DA crossed him on who beat him into the gang and he refused to answer it, it was because she was trying to get him killed. Williams was concerned that he could be killed if he gave the person's name in open court. • Williams' testimony at his trial was true. • He never threw gang signs at Freeman in court. • Williams remembers the signs he made in **Exhibit 4** but doesn't remember the actual rank. Williams then shows the set sign.
160-163	• **Exhibit 45** – Meeting Notes from interview of Williams by Jim Antinore. • Williams didn't tell Mr. Antinore that he called Cinita Long. Williams told him he called his girlfriend, Lacey Claxton. Williams thinks he confused the meaning of "the girlfriend" because they also spoke about Cinita Long and the jury. • Williams does not know if the gun that Thomas stole out of Angela Williams' house is the shotgun used in this crime. Thomas did ask Williams to break into her home while Thomas took Angela Williams to buy some dope. Williams agrees he told Antinore this. • Thomas was present when he and Branch were picked up at Alston's home by their stepfather to go to Philadelphia. • It was actually Alston that asked him to break into Angela Williams's house and not Thomas, but he said no because he was getting ready to leave for Philadelphia.
163-164	• Williams found out that Freeman was saying Williams was innocent of this crime when an attorney with IDS told him that he had received information from NCPLS saying Freeman told them that the DA coerced him into writing a statement against Williams.

	• Williams never asked Freeman to change his statement and hasn't talked to Freeman in ten and a half years. • He first heard that Thomas was stating he was innocent when his attorney Antinore told him he was going to get affidavits from Freeman and Thomas stating Williams didn't have anything to do with the case. • It did not surprise him because Thomas told him the day he was sentenced that he was going to do the right thing.
165-166	• Williams did not tell Thomas to recant his statement to police and say that Williams is innocent. He only told Thomas and Moses to tell the truth. • He is not aware of anyone threatening Freeman, Thomas, or Moses regarding this case. • He does not know if Moses threatened Freeman about this case. • Williams made an innocence claim with the NC Center on Actual Innocence. He also asked for assistance from the ACLU, NAACP, and other agencies that advocate for prison reform. Only the Commission has accepted his case. • Williams was never in Thomas's car with Thomas, Moses, or Freeman when this crime was discussed prior to it happening. • Williams never got a ride with Thomas, Freeman, and Moses from the Cupboard store. • He does not remember if he ever got a ride to his mother's house with Thomas, Moses, and Freeman.
167-169	• Thomas and Moses were in Thomas's car when Williams went to the abandoned property for Thomas and retrieved the gun. • William has been in the car with the three co-defendants before smoking weed, but it wasn't pertaining to this case. • Williams has never had a Mustang, but his girlfriend, Stephanie Wheeler (Wheeler) drove one. She didn't have the Mustang at the time of this crime. • Williams never got a ride from someone in a Mustang in 2007. • Williams thinks Thomas told police he participated in this crime because Thomas knew Williams told information that got him arrested. • When Long came into the jail to write her statement against Thomas and Freeman, her older sister Conora Long was locked up in jail, too, so they saw Williams. • Williams heard through his brother that Long's sister had said Moses and "them" were going to do something to Williams. • Freeman told police and testified at trial that Williams participated in this crime to get back at Williams.
170-172	• Williams cut Freeman's hair while they were in jail. • That is when Williams saw the discovery and then they physically fought each other because they were sending derogatory statements through the door about Williams' brother. • Freeman never asked Williams to recant the part of Williams' statement that implicated Freeman. Williams never asked Freeman to make a statement that Williams wasn't there prior to his trial.

	• Williams spoke to his little brother on the phone in prison and told him Moses was the one keeping him from going home because Moses wouldn't tell the truth. • Williams does not recall ever telling Freeman prior to trial that he was in Philadelphia at the time of the crime and couldn't have committed it.
173-179	• Williams does not remember telling anyone on the phone in prison that Moses told him he would write an affidavit to get Williams out of jail. He may have told his sister or mom about that, but he never spoke to Moses. • He can't think of anyone offhand in Philadelphia that the Commission should speak to. • He does not know if anyone else has photos of him from around this time. • There's nothing in his hand in the photograph in **Exhibit 4**, and it's just the way the hand sign is. • He does not know why Branch hasn't responded to any of the Commission's attempts to speak to him. The Commission can contact his child's mother, Tiffany Brown, and she can provide Branch's phone number because Branch broke his phone last week. • Williams was not at the home of Mary and Tacoma Davis on 12/29/07. • Williams did not provide the shotgun used in the crime and the shotgun used in the crime did not belong to him. • Williams did not help plan the crime. He did not know about the crime ahead of time. • Williams was not aware of his co-defendants committing this crime, but he had heard about the crime involving Angela Williams. • Williams never told any of his co-defendants to change their statements. • He is only allowed to make two phone calls a month because he is Level 3 SRG. He does use the PIN of his Muslim brother, Travion Smith (Smith), from time to time. He cannot recall using any other pins and has not used Smith's PIN in one to two months. • Williams calls Stephanie Wheeler, Kashara Hamilton, Branch, Tiffany Brown, and his older sister Xaviera Green from prison.
179-185	• Williams thinks the Commission should speak to Major Drew. • He has questions about his MAR. • Williams is told that it's possible his case could proceed to a Commission hearing and that his testimony today might be the only testimony the Commissioners hear about the case. • Williams wants the commissioners to know he's innocent. Any time he's been in trouble and he did it, he's admitted to it. • The one time he has told the truth has gotten him to where he is now. • He denounced his gang affiliation two years ago. • He was not a "Goody Two-shoes" and he did some things too. He accepts responsibility for his actions, but he is being held accountable for someone else's actions. If he could change anything he would go back and never say anything about it. He thought he was doing the right thing.

186-188	• Williams is not sure if he wore his hair in box braids or cornrows on December 29, 2007. His braids were pretty long, and he sometimes wore his hair pulled back in a ponytail. He had a long goatee. • In **Exhibit 5**, it looks like his brother is showing gang signs in the photograph, but he can't tell what's actually going on. • His brother was never in a gang, but he always threw up gang signs. • No one has talked to Williams about what he would testify to today and no one has told him what to say. • Williams has not been threatened regarding his testimony and no one has pressured him. • He has been completely truthful answering questions. • He would like the Commission to speak to his attorney, Jim Antinore, about the cell phone records in his MAR. • End of proceeding.
189	• Certification.

NORTH CAROLINA GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION

****

State of North Carolina,	)	
	)	NORTHAMPTON COUNTY
versus	)	
	)	08 CRS 1057; 08 CRS 1059;
	)	08 CRS 1065-1066;
	)	09 CRS 83; 09 CRS 85
Coatney Williams.	)	

Deposition of Coatney Williams

This is the transcript of the audio recording of the deposition taken of Coatney Williams. The deposition was conducted by Julie Bridenstine, Grant Staff Attorney from the North Carolina Innocence Inquiry Commission. The witness was sworn in by Brian Ziegler. The deposition took place on August 7, 2020, at the Randall Building in Raleigh.

APPEARANCES:

Julie Bridenstine, Esq.
Grant Staff Attorney
North Carolina Innocence Inquiry Commission
Post Office Box 2248
Raleigh, North Carolina 27602

Brian Ziegler, Esq.
Staff Attorney
North Carolina Innocence Inquiry Commission
Post Offic Box 2248,
Raleigh, North Carolina 27602

Christan Routten, Esq. and Jennifer Wells, Esq.
Attorneys for the Deponent
North Carolina Public Defender's Office
2601 N. Croatan Hightway
Kill Devil Hills, North Carolina 27948

Kate Farrish, NCJT
2141 Lightwater Lane
Holly Springs, North Carolina 27540
919.586.7428
katefarrish13@gmail.com

EXHIBITS

Exhibit Number 2 ..... 14, 18, 19, 20
Exhibit Number 3 .....15, 18, 19, 20
Exhibit Number 4 .. 16, 17, 18, 19, 20, 157, 159, 175
Exhibit Number 5 .....17, 18, 19, 20, 186
Exhibit Number 6 ..... 19, 20
Exhibit Number 7 20
Exhibit Number 8 20
Exhibit Number 9 ..... 21, 22
Exhibit Number 10 22
Exhibit Number 11 ..... 22, 23
Exhibit Number 12 23
Exhibit Number 13 23
Exhibit Number 14 24
Exhibit Number 15 ..... 24, 25
Exhibit Number 16 25
Exhibit Number 17 25
Exhibit Number 18 ..... 25, 26
Exhibit Number 19 26
Exhibit Number 20 26
Exhibit Number 21 27
Exhibit Number 42 103
Exhibit Number 38 112
Exhibit Number 30 129

EXHIBITS (cont.)

Exhibit Number 43 136
Exhibit Number 44 144
Exhibit Number 45 160

1 MS. BRIDENSTINE: Okay. This is the deposition of
2 Coatney Williams by the North Carolina Innocence Inquiry
3 Commission. Today's date is August 7, 2020. Time is
4 approximately 1:20 p.m.
5 This deposition is being taken remotely and the
6 witness will be affirmed remotely pursuant to recent
7 COVID-19 legislation Session Law 2020-3 Section 4.1(c)
8 and -- which has been extended by Session Law 2020-74
9 Section 27(b).
10 Present in Raleigh at the Randall Building are
11 myself, Julie Bridenstine; Brian Ziegler. We are both of
12 the North Carolina Innocence Inquiry Commission. Also
13 present are Mr. Williams' attorneys, Christan Routten and
14 Jennifer Wells. The witness Mr. Williams is located at
15 Pasquotank Correctional Institution.
16 Mr. Williams, is anyone present in the room with
17 you?
18 THE WITNESS: Yes, ma'am.
19 MS. BRIDENSTINE: Okay. Could you get the name of
20 that individual?
21 MS. HARRIS: My name -- my name is Mrs. Harris.
22 I'm a program supervisor here at Pasquotank. And we also
23 have Ms. Stone. She's a case manager here at Pasquotank.
24 MS. BRIDENSTINE: And is it your rule that you
25 have to be present in the room with Mr. Williams during this

1 deposition?
2 MS. HARRIS: I won't say necessarily that it is,
3 but he does have to be supervised.
4 MS. BRIDENSTINE: You guys have any objection?
5 MS. ROUTTEN: No.
6 MS. BRIDENSTINE: All right. Mr. Ziegler, please
7 place the witness under affirmation.
8 MR. ZIEGLER: All right. Mr. Williams, can you
9 raise your right hand? Do you affirm that the testimony
10 you're about to give is the truth, the whole truth, and
11 nothing but the truth?
12 THE WITNESS: Yes, sir.
13 MR. ZIEGLER: You're now affirmed.
14 BY MS. BRIDENSTINE:
15 Q. Mr. Williams, could you please state your full
16 name for the record.
17 A. Coatney Randall Williams.
18 Q. Mr. Williams, as I said, my name is Julie
19 Bridenstine, and I will be taking your deposition today. I
20 am an attorney for the North Carolina Innocence Inquiry
21 Commission, a neutral state agency that investigates
22 post-conviction innocence claims.
23 You are being deposed today in the matter of State
24 of North Carolina versus Coatney Williams for convictions
25 arising out of Northampton County in 2010. This case

1 involved the attempted first-degree murder, burglary,
2 robbery, larceny, sexual assault, and assaults that all
3 occurred on December 29, 2007. The victims in this case
4 were Mary Davis, Tacoma Davis, Erel Jordan, and Jennifer
5 Williams.
6 The North Carolina Innocence Inquiry Commission is
7 a neutral and truth-seeking commission. We are not
8 prosecutors, and we do not represent the defendants who make
9 innocence claims with our agency. We do not represent you.
10 I'm only looking for the truth in this case.
11 Are you represented by counsel this morning?
12 A. Yes, ma'am. Ms. Routten and Ms. Wells.
13 Q. Have you ever been deposed before, Mr. Williams?
14 A. No, ma'am.
15 Q. Have you ever testified before?
16 A. No, ma'am.
17 Q. I just have a few things to go over to begin with
18 including some ground rules so that we all have the same
19 understanding.
20 Does that sound fair?
21 A. Yes, ma'am.
22 Q. First, do you understand that you are testifying
23 under affirmation today?
24 A. Yes, ma'am.
25 Q. Do you understand that the answers to my questions

are subject to the penalty of perjury?

A. Yes, ma'am.

Q. Do you understand that the affirmation you are making today is the same that you would make if you were testifying in court?

A. Yes, ma'am.

Q. You are under affirmation and you are expected to answer completely and truthfully.

Do you understand?

A. Yes, ma'am.

Q. Do you also understand that at today's deposition I will ask questions, you will answer, and everything that I say and that you say will be taken down verbatim and later transcribed?

A. Yes, ma'am.

Q. Do you understand that you will have the right to review the transcript and make corrections before the deposition is completed?

A. Yes, ma'am.

Q. Do you understand that when you review the transcript, you can make any changes of form or substance so that your testimony in the transcript is true, accurate, and complete?

A. Yes, ma'am.

Q. Do you also understand that we want to find out

1 everything that you know about the facts and events in this
2 case, and so we want your answers to be as full, accurate,
3 and complete as possible?
4 A. All right.
5 Q. Now, I understand you may want to answer questions
6 before I have completed them. Please wait until you hear my
7 entire question before you answer.
8 Do you understand this request?
9 A. Yes, ma'am.
10 Q. And also because inaudible responses are sometimes
11 difficult to record, can you please provide audible
12 responses to my questions?
13 A. Yes, ma'am.
14 Q. If you do not understand a question, that's okay.
15 Please just inform me that you do not understand the
16 question and ask me to clarify.
17 Will you agree to ask me to clarify any question
18 that you do not understand?
19 A. Yes, ma'am.
20 Q. If you do not ask me to clarify a question, I will
21 assume that you understood the question and that you gave a
22 complete response.
23 Do you understand that?
24 A. Yes, ma'am.
25 Q. After you have given an answer, you may remember

more information later on in the deposition that responds to an earlier question. If this is the case, please stop me, tell me you remember more information that is responsive to an earlier question, and provide that information.

Will you agree to do this?

A. Yes, ma'am.

Q. If I believe that I have a document that will help you respond to a question, I will label it as an exhibit and ask you to review that document. If you believe that I have a document that will refresh your memory and help you respond to a question, please ask me to see it, and I will provide it to you if I have it, okay?

A. Yes, ma'am.

Q. Do you understand that I want you to review records that may help refresh your memory?

A. Yes, ma'am.

Q. Will you ask me for these records if you believe them to be available?

A. Yes, ma'am.

Q. Let's talk about breaks. If you need to take a break, I do ask that you answer any pending question before taking a break.

Will you agree to do that?

A. Yes, ma'am.

Q. If you want to take a break to speak to your

1 attorneys, just let me know, but we will need you to
2 complete your answer to the pending question before we break
3 unless you have a question about privilege.
4 Do you understand that?
5 A. Yes, ma'am.
6 Q. Is there any reason that you can't give full and
7 complete responses today?
8 A. No, ma'am.
9 Q. Are you taking any medication or drugs of any kind
10 that might interfere with your ability either to recall past
11 events accurately or testify about them fully and completely
12 today?
13 A. No, ma'am.
14 Q. Do you have any condition that might interfere
15 with your ability to recall past events accurately?
16 A. No, ma'am.
17 Q. Do you have any condition that might interfere
18 with your ability to testify fully and completely today?
19 A. No, ma'am.
20 Q. Is there any reason why your ability to recall
21 past events accurately and testify about them fully and
22 completely is not as good today as it normally is?
23 A. No, ma'am.
24 Q. Are you feeling okay today?
25 A. Yes, ma'am.

1 Q. Are you currently under the influence of alcohol
2 or drugs, either illegal or prescription?
3 A. No, ma'am.
4 Q. Do you currently have a medical condition that
5 requires ongoing treatment by a physician?
6 A. No, ma'am.
7 Q. Are there any other circumstances or issues
8 preventing you in any way from giving truthful, accurate,
9 and complete testimony today?
10 A. No, ma'am.
11 Q. Have you done anything to prepare for your
12 deposition?
13 A. Other than offer prayers to Allah, no, ma'am.
14 Q. Have you reviewed any documents?
15 A. I reviewed my trial transcript and my motion for
16 discovery.
17 Q. What is contained in your trial transcript and
18 your motion for discovery?
19 A. My -- Antonio Freeman's testimony, Ms. Davis's
20 testimony, Erel Jordan's and Tacoma Davis's testimony.
21 Along with -- in my motion of discovery, there's statements
22 from Jamal Thomas, Cinita Long, Rasheed Alston, and April
23 Smith that may be relevant to my case.
24 Q. When you use the term "motion for discovery," are
25 you talking about the documents that were provided by the

1 district attorney to your attorney prior to your trial?
2 A. Yes, ma'am. And the evidence that was found by
3 the State and on the defense side as well.
4 Q. Do you have any --
5 A. Exculpatory information and inculpatory
6 information.
7 Q. Your trial transcript, is that a complete copy of
8 the trial transcript?
9 A. Outside of the jury minutes, I assume so.
10 Q. Does your trial transcript contain the testimony
11 of all of the State witnesses and all of the witnesses that
12 your attorney called to testify for you?
13 A. Yes, ma'am.
14 Q. Do you have any information or documents that were
15 generated regarding your case after you were sentenced to
16 prison?
17 A. I don't have any records myself, but my attorney
18 on my MAR, James Antinore, had acquired -- him and Mr. --
19 Jerry -- I forgot -- Mr. Jerry Wiggs, who is my private
20 investigator, he obtained written testimony and cell phone
21 records from U.S. Cellular in Philadelphia, Pennsylvania.
22 Q. Do you have a copy --
23 A. That's all the information I know of.
24 Q. Do you have a copy of those documents?
25 A. I never received them, no, ma'am.

Q. Is there anything that we haven't discussed that you have in prison related to your case?

A. No, ma'am.

Q. Have you been asked by anyone to withhold information or misrepresent any facts during the deposition today?

A. No, ma'am.

Q. When did you first learn that the North Carolina Innocence Inquiry Commission wanted to take a -- your deposition in this case?

A. When I received the letter from Ms. Routten stating the fact that I had an appointment scheduled for August 6th at the time, and I also received a letter from your Commission.

Q. From the time that you first learned that until today, have you communicated with anyone other than your attorneys about the facts of the case or about your deposition?

A. No, ma'am.

Q. Mr. Williams, what is your date of birth?

A. 1/24/1986.

Q. All right. I am going to approach and show you what has been previously labeled as Exhibits 2 through 21. I'm going to get close to the camera and try to show you each exhibit as well as I can. They are all photographs.

Okay. I'm approaching you with what is labeled as Exhibit 2.

Can you see this photo?

A. That looks like my little brother Robert, but I can't actually tell. But I think that's my little brother Robert.

Q. What can you --

A. If I'm not mistaken.

Q. What can you tell me about this photograph?

A. That photograph was actually shot in Philadelphia, Pennsylvania, December the 29th, 2007, in my Aunt Angela -- in my Aunt Angela Taylor's basement.

Q. Do you recognize anything in this photograph?

A. I really can't -- I really can't see it, but all I can make out is the hat my little brother has on. It's a New York Fitty cap he has on.

Q. When you -- when you say your little brother, what is your little brother's name?

A. My little brother is Robert Branch, III.

Q. Have you seen this photograph before that's labeled as Exhibit 2?

A. No, ma'am. No more than it being on my brother's phone when we took the picture actually. But other than after that time, I haven't seen that picture since.

Q. Were you present when that photograph in Exhibit 2

1 was taken?
2 A. Yes, ma'am.
3 Q. Did you know anyone else to wear a cap like the
4 one that's depicted in Exhibit 2?
5 A. Yeah, I know people wearing hats like New York
6 Fitty -- that's a popular hat. I've seen other people
7 wearing them.
8 Q. All right. I'm going to show you what's been
9 labeled as Exhibit Number 3.
10 What can you tell me about Exhibit Number 3?
11 A. Exhibit Number 3, that is my brother Robert
12 Branch.
13 Q. Is the --
14 A. It's a more clear photo.
15 Q. All right. So you recognize the person in Exhibit
16 Number 3 as your brother Robert Branch?
17 A. I think that -- yeah, I think -- 'cause I really
18 can't see but that's -- it looks like my little brother
19 Robert Branch with a New York Fitty cap on.
20 Q. How confident are you that this is Robert Branch?
21 A. A hundred percent.
22 Q. Have you ever seen Exhibit 3 before?
23 A. After the picture was taken, no, ma'am.
24 Q. Is the person in Exhibit 3 the same person who is
25 in -- this is Exhibit 3 I'm showing you now.

1 A. Yes, ma'am.
2 Q. Is the person in Exhibit 3 the same person who's
3 depicted in Exhibit 2?
4 A. They look like the same person but me and my
5 brother look so much alike, I really can't tell from that
6 photo, with the reflection off the glass, I really can't
7 tell. But I'm assuming that's my little brother because I
8 don't wear a New York Fitty cap. I wear a Boston Fitty cap.
9 So that's -- that's him in that picture right there.
10 Q. I'm going to move on and show you what has been
11 previously labeled as Exhibit 4.
12 A. That's me.
13 Q. All right. How do you know that that is you?
14 A. Cause that's my San Francisco 49ers 1983 Hugh
15 McElhenny throwback jersey, and I'm throwing up -- at the
16 time which happened to be a set that I was repping.
17 Q. Are you referencing gang signs?
18 A. Yes, ma'am.
19 Q. Okay. What can you tell me about these signs?
20 A. Those gang signs was the set that I was at the
21 time, which was Blood Stone Villain.
22 Q. And can you tell me anything else about this
23 picture? Do you recognize anything else in the picture?
24 A. Yes, ma'am. I -- it's -- it's -- it's in a
25 basement, but it's a rocker on my -- this is my right right

here, but it would actually be the left in the photo it's a -- it's a rocking chair, not a rocking chair but a walker, like somebody that's handicapped, and in the back I forgot what it is back there behind us, but I would assume it was a weight bench back there or something. And the Boston Fitty that cap I got on, on my head at the time, and a do-rag on.

Q. What day was this photograph taken?

A. December the 29th.

Q. What year?

A. 2007.

Q. Was anyone else present in the room with you when Exhibit Number 4 was taken?

A. Besides my brother Robert Branch, I don't think anyone else was in that room at that time. No, ma'am, not in that room, but there was other people that was in the house.

Q. Who took the photo in Exhibit 4?

A. My brother Robert Branch.

Q. And have you seen the photo that's labeled as Exhibit 4 before?

A. Not after the picture was taken, no, ma'am.

Q. I'm going to show you what had been previously labeled as Exhibit 5.

A. Yes, ma'am.

Q. What can you tell me about Exhibit 5?

A. That's my little brother Robert.

Q. And when you say your little brother Robert, is that Robert Branch?

A. Yes, ma'am.

Q. What can you tell me about this photo?

A. I actually can't see what he's doing with his hands, but I think he's doing a gang sign too.

Q. Is this person in Exhibit Number 5 the same person who you just stated were -- was in Exhibit 2 and 3?

A. Yes, ma'am.

Q. When was the photo in Exhibit Number 5 taken?

A. December the -- December the 29th, 2007.

Q. And where was it taken?

A. At my Aunt Penny Taylor's house in Philadelphia, Pennsylvania.

Q. Approximately what time were these photographs taken that were -- that I've shown you so far in Exhibits 2 through 5?

A. I can't recall the exact date and time, but I'm assuming -- I reached Philadelphia in -- on the 27th of December, and we took pictures along the way, but to my -- that picture was taken in December the 29th sometime that afternoon, that night. I'm not a hundred percent sure what time it was.

Q. Who took the photographs that I showed you in

1 Exhibit Number 2 and Exhibit Number 3?
2 A. I did.
3 Q. And what did you use to take those photographs?
4 A. My brother Robert Branch's cell phone.
5 Q. And I know you just answered this, but again who
6 took the photograph in Exhibit 4?
7 A. Robert Branch.
8 Q. And in Exhibit 5, who took the photograph in
9 Exhibit 5?
10 A. I took the photograph.
11 Q. I'm going to show you what's been previously
12 labeled as Exhibit 6.
13 What can you tell me about this photograph?
14 A. That's my little brother Robert Branch again. It
15 look like he's smoking something.
16 Q. And is this the same individual that you've
17 testified was depicted in Exhibit 2, 3, and 5?
18 A. Yes, ma'am.
19 Q. And who took this photograph?
20 A. I took that photograph, ma'am.
21 Q. When was that photograph taken?
22 A. December the 27th -- I mean, December the 29,
23 2007.
24 Q. Where was that photograph taken?
25 A. Philadelphia, Pennsylvania.

Q. Specifically do you remember where this was taken?
A. In my Aunt Penny's basement.
Q. The photographs in Exhibit 2 through 6, were those all taken in the same location?
A. Yes, ma'am.
Q. And at the time those photographs were taken in Exhibit 2 through 6 that I've shown you so far, was anyone else present in the room when those photographs were taken?
A. No, ma'am, just me and my brother Robert Branch.
Q. I'm going to show you what's been previously labeled as Exhibit 7.
A. Yes, ma'am.
Q. What can you tell me about this photograph?
A. It's a watch, but I have no idea what -- I seen the watch before, but I don't know specifically whose watch it is.
Q. Do you know anything else about this picture?
A. No, ma'am.
Q. Have you seen it before?
A. No, ma'am, I haven't seen that picture before. I can't recall if I saw it before or not.
Q. I'm going to show you what has been previously marked as Exhibit 8.
What can you tell me about this photograph?
A. I -- I don't know. It don't look -- it doesn't

1 look familiar to me at all.
2 Q. Have you ever seen it before?
3 A. I -- I'm not -- I can't recall.
4 Q. Have you ever --
5 A. If I did, it was a long time ago.
6 Q. Can you tell me any information about this
7 photograph?
8 A. I really can't distinguish anything but a building
9 and some trees. I can't see what specifically what type of
10 building it is. It just looks like a building, maybe a
11 satellite somewhere, a news station, something. I can't --
12 I can't tell.
13 Q. Have you ever seen this building before?
14 A. I can't recall if I do or I don't. It's been a
15 long time. I don't -- it don't bring back no memories, no,
16 ma'am.
17 Q. I'm going to show you Exhibit 9 and ask you the
18 same questions.
19 What can you tell me about this photograph in
20 Exhibit 9?
21 A. It look like a picture that we was taking when we
22 was going on our way to Philadelphia, but I'm not -- I'm not
23 sure. I've seen it before, but I can't recall off the top
24 of my head where it's at.
25 Q. Have you seen the photograph before, or have you

1 seen what's depicted in the photograph before?
2 A. I seen -- I seen that picture -- not the picture
3 but what's depicted in the picture before, yes, ma'am.
4 Q. Can you tell me any other information about
5 Exhibit 9?
6 A. No, ma'am.
7 Q. I am showing you now what has been labeled as
8 Exhibit 10.
9 What can you tell me about Exhibit 10?
10 A. Yes, that's a -- that look like a picture of -- I
11 can't recall what it is, but I know the distinguishing trees
12 and stuff. That was a picture being taken from outside the
13 truck we were in at the time that we went -- was going up to
14 Philadelphia.
15 Q. What day was this photograph taken on?
16 A. I'm not sure, but it had to be December the 27th
17 if I'm not mistaken.
18 Q. Were you present when this photograph was taken?
19 A. Yes, ma'am.
20 Q. Who took this photograph?
21 A. I'm assuming either my brother or my mother. I
22 think it was my brother because my mother was driving.
23 Q. Do you know if it was your brother?
24 A. Not right off the top of my head, no, ma'am.
25 Q. All right. I'm showing you what has been

1 previously marked as Exhibit 11.
2 What can you tell me about this photograph?
3 A. No more than it doesn't bring back any memories at
4 all.
5 Q. Do you recognize anything about it?
6 A. No, ma'am.
7 Q. All right. I'm going to show you what is marked
8 as Exhibit 12.
9 What can you tell me about this photograph?
10 A. I can't see any distinguishing feature or
11 anything. I just see -- it look like a picture with -- I
12 don't know -- I can't distinguish anything in the picture.
13 Q. Do you have any information about this photograph?
14 A. No, ma'am.
15 Q. Do you recognize anything in this photograph?
16 A. I didn't hear you.
17 Q. Do you recognize anything in this photograph?
18 A. No, ma'am.
19 Q. All right. I'm going to show you Exhibit 13.
20 What can you tell me about this photograph?
21 A. I can't tell anything in it.
22 Q. Do you recognize anything about this photograph?
23 A. No, ma'am.
24 Q. Do you have any information about this photograph?
25 A. No, ma'am.

Q. I'm going to show you what's Exhibit 14.
What can you tell me about this photograph?
A. Oh, that's a -- that look like one of the pictures of a project building or a building or something in the city. I'm assuming it's Philadelphia.
Q. Do you know --
A. Or Delaware.
Q. Do you know -- do you recognize the building in this photograph?
A. Yes, ma'am.
Q. Do you know where that's located?
A. Not particularly, no. I know I seen that building before, but I can't recall exactly what state I actually saw it in.
Q. Were you present when this photograph was taken?
A. Yes, ma'am.
Q. Who took this photograph?
A. I'm not sure.
Q. And do you know the name of the building?
A. No, ma'am.
Q. Do you have any other information about this photograph?
A. No, ma'am.
Q. I'm going to show you what is marked as Exhibit 15.

1 Do you recognize anything about this photograph?
2 A. No, ma'am.
3 Q. Do you have any information about it?
4 A. No, ma'am.
5 Q. All right. I'm going to show you what has been
6 marked as Exhibit 16.
7 What can you tell me about this photograph?
8 A. That's the highway, but I'm not sure where it's
9 at. I'm assuming that's the -- us crossing the Delaware
10 Bridge, but I'm not particularly sure. That's what it look
11 like but I can't really tell.
12 Q. Do you know when this photo was taken?
13 A. I would say December the 27th or give or take a
14 day or so.
15 Q. Do you know any other information about this
16 photograph?
17 A. No, ma'am.
18 Q. All right. This is Exhibit 17.
19 What can you tell me about this photograph?
20 A. I can't recall, ma'am.
21 Q. Do you have any --
22 A. I don't remember anything in that picture.
23 Q. Do you have any information about this photograph?
24 A. No, ma'am.
25 Q. All right. I'm going to show you Exhibit 18.

What can you tell me about this photograph?

A. I can't recall -- it just look like a picture that was taken on a bridge when we was crossing the bridge or whatever. But I can't recall right offhand any of the distinguishing features of the picture other than this car passing by.

Q. Do you recognize anything about this photograph?

A. No, ma'am.

Q. Do you have any other information about it?

A. No, ma'am.

Q. All right. Same questions about Exhibit 19.

What can you tell me about the photograph?

A. I can't tell anything about it. I never seen it before this moment right here. I can't tell you.

Q. All right. I just have two more. Exhibit 20.

What can you tell me about this photograph?

A. I'm not sure, but it look like the Delaware Bridge we're crossing, and I think, yeah, we're crossing the Delaware Bridge, if I'm not mistaken, and that's all I can really say to it. This is a bridge that we're crossing.

Q. Do you recognize anything else about this photograph?

A. No, ma'am.

Q. Do you have any other information about this photograph?

A. No, ma'am.

Q. All right. The last photograph I'm going to show you is Exhibit 21.

What can you tell me about this photograph?

A. That's a picture of some -- it's -- it's a highway or something, but it's a bridge we were crossing, I think. And that's the sky view of the state, the water and the city, New York, I guess Jersey -- New Jersey, New York City, Delaware. One of those. Something going up there, going up north.

Q. Do you have any other information about this photograph?

A. No, ma'am.

Q. Of the photographs that you recognize that I've shown you, do you know when they were taken?

A. I'm assuming most of them was taken on December the 27th and the ones with me and my brother, I think they were taken more closer to December the 29th or December the 30th. More precise, I'm thinking it was December 29th.

Q. All right. Mr. Williams, where were you living in December 2007?

A. In Seaboard, North Carolina, with my mother; my little brother Robert Branch; my stepfather, Robert Knight; and my oldest brother, Ernest Williams.

Q. What was your address?
A. 161 Bluejay Trail, Seaboard, North Carolina.
Q. How long had you been living there?
A. Since 1996.
Q. Where is this residence located in Seaboard?
A. On Highway 186 like going into Virginia right behind International Paper.
Q. Was your residence a trailer?
A. Yes, ma'am.
Q. And are you familiar with an area in Seaboard known as the Seaboard Projects?
A. Yes, ma'am.
Q. How far away was your house to the Seaboard Projects?
A. About -- by car maybe about two minutes.
Q. Do you have a nickname?
A. Yes, they used to call me Tek.
Q. Do you have any other nicknames?
A. No, ma'am.
Q. Have you ever been known by the nickname Stone?
A. No. I -- no, ma'am.
Q. How many siblings do you have?
A. Well, (indiscernible) five.
Q. And can you tell me their names?
A. Sherrice Green Davis; Xavier Green, which is my

1 brother; my oldest brother, Ernest Lee Williams, III; my
2 baby brother, Robert Branch; and my baby sister, Britney
3 Williams.
4 Q. How old is Xavier?
5 A. 45, I think.
6 Q. So he's your older brother?
7 A. Yes, ma'am. From my father.
8 Q. And at the time of December 2007, the only
9 siblings who were living with you were Ernest and Robert; is
10 that right?
11 A. Yes, ma'am.
12 Q. Did your brother Ernest have a nickname?
13 A. Yeah, Moot.
14 Q. Did he have any other nickname?
15 A. No, ma'am.
16 Q. Mr. Williams, are you in a gang?
17 A. No, ma'am.
18 Q. Were you ever in a gang?
19 A. Yes, ma'am.
20 Q. And what gang is that?
21 A. The Bloods.
22 Q. When were you first in a gang approximately?
23 A. 1999.
24 Q. I'm sorry. Can you say that again?
25 A. 1999.

1 Q. Were you in a gang in December 2007?
2 A. Yes, ma'am.
3 Q. And what gang were you in?
4 A. United Blood Stone Villain Nation.
5 Q. Have you -- I understand you said you were no
6 longer in a gang; is that right?
7 A. Yes, ma'am.
8 Q. Have you -- until you left the gang, were you
9 always considered a United Blood Stone -- United Nation
10 Blood Stone Villain, or have you been part of any other set?
11 A. Yes, ma'am. I've been a part of a couple
12 different sets.
13 Q. And what are those?
14 A. Nine Trey Gangster Bloods and 5th Street Mobsters.
15 Q. Have you ever been a Five Percenter?
16 A. No, ma'am.
17 Q. When did you leave the gang?
18 A. 2018, January 26th.
19 Q. Why did you leave?
20 A. Wasn't bringing any value to my life.
21 Q. From the time that you joined a gang in 1999, were
22 you continuously a member of the Bloods until 2018?
23 A. Yes, ma'am.
24 Q. Have you had any infractions in prison that
25 involved gang activity?

A. Yes, ma'am.

Q. Mr. Williams, in general would the different sets of the Bloods, would they get along with each other?

A. It depends.

Q. I'll give you an example. Were Blood Stone Villains okay with Nine Treys?

A. Yes, ma'am.

Q. Back in December 2007, were Blood Stone Villains okay with Nine Treys?

A. Yes, ma'am.

Q. Do you know Antonio Freeman?

A. Yes, ma'am.

Q. How do you know him?

A. Mostly through this case. I met him prior to this case in 2007, I assume, when I came over -- I actually met him in 2006 when I came home from prison in March. I met him in May 2006. He was staying in the Seaboard Projects. That was my first encounter with Antonio Freeman. I didn't know him before that time, but I never really had a friendship or relationship with him other than I just knew him.

Q. What was your -- you kind of addressed this a little bit, but what would call your relationship to Mr. Freeman?

A. Acquaintance.

Q. Would you hang out with him?
A. Not necessarily, no.
Q. What do you mean by that?
A. Well, if he was around, and he was with somebody that I hung around every day, like my cousin Rasheed Alston, then I would hang around him, but I never sought Antonio Freeman out for conversation or dialogue or anything, no, ma'am.
Q. Did you ever make plans to hang out with him?
A. No, ma'am.
Q. Did Mr. Freeman go by a nickname?
A. YaYo.
Q. Was -- do you know if Mr. Freeman was ever in a gang?
A. No, ma'am, I don't know. He never was in a gang when we was out in the streets, no, ma'am.
Q. Was he in a gang in December 2007?
A. No, ma'am.
Q. Did you ever know him to be associated with the Nine Trey set?
A. No, ma'am.
Q. Back in December 2007, where did Mr. Freeman live?
A. With his mother in the Seaboard Projects.
Q. When is the last time that you had contact with Antonio Freeman?

A. 2010 right before -- during my trial was the last time I seen him or spoke to him.

Q. I'm sorry. Could you say that again?

A. During my trial in December -- I mean, July of 2010 was the last time I seen Mr. Freeman. He testified against me.

Q. Have you ever had any contact with family members of Mr. Freeman?

A. No, ma'am.

Q. Do you know Karon Moses?

A. Yes, ma'am.

Q. How do you know Mr. Moses?

A. Mr. Moses happens to be a relative of mine through marriage. His mother Carol is my Uncle Tim Richardson's niece, so his -- my aunt Linda Richardson married Karon Moses's uncle, which makes us related through marriage but not actually related.

Q. What is your relationship to Mr. Moses?

A. I would say an -- well, he's my little brother's friend, so I would say a friend through a friend.

Q. When did you first meet Mr. Moses?

A. I known Karon his whole life.

Q. When you say he's your little brother's friend, is that Robert Branch?

A. Yes, ma'am.

1 Q. Were you friends with him?
2 A. No, ma'am.
3 Q. Did Mr. Moses go by a nickname?
4 A. Killa.
5 Q. What was that?
6 A. His nickname was Killa.
7 Q. Killer?
8 A. Yes, ma'am.
9 Q. K-I-L-L-E-R?
10 A. K-I-L-L-A.
11 Q. Do you know why his nickname was that?
12 A. Do I know why?
13 Q. Mm-hmm.
14 A. No, ma'am.
15 Q. Is Mr. Moses in a gang?
16 A. At that -- when I knew him, no.
17 Q. Was he in a gang in December 2007?
18 A. No, ma'am.
19 Q. Do you know if he's in a gang now?
20 A. I have no idea. I haven't spoken to him
21 since 2010.
22 Q. Do you know if he's ever been in a gang?
23 A. No, ma'am, not to my knowledge, I don't.
24 Q. When is the last time you had contact with
25 Mr. Moses?

A. The last time I saw Moses was in 2018 at the program in Marion or lock up, but we never spoke. It just I seen him walking by in the unit and going to shower, but other than that, I had no conversation with him. They moved me the next day.

Q. When you saw him in 2018, did you speak to him at all?

A. No, ma'am.

Q. Have you ever had contact with Mr. Moses's family?

A. Not that I really know. My cousin Stephanie is his mother's cousin, so the dialogue is there, but I never asked one question of them or was focusing directly on him.

Q. Have you ever discussed any of the facts of your case with anyone related to Mr. Moses?

A. My cousin Stephanie, yeah.

Q. What's Stephanie last name?

A. Stephanie Branch. Her maiden name is Stephanie Richardson, but she married a Branch and kept her -- her married name, which is Branch.

Q. What did you talk about with Stephanie Branch?

A. About, you know, the aspects of my case, and how Karon had wrote statements to the ATF before my trial and told the ATF agent Harold McCluney that I had nothing to do with this crime, but his statement was never presented as evidence at my trial. That's the only thing I told her.

Q. When did you speak to Ms. Branch?
A. Oh, this is recently. This is probably about two months ago.
Q. Do you have contact information for Ms. Branch?
A. Yes, ma'am.
Q. What is it?
A. 252-589-0173.
Q. And where does Ms. Branch live?
A. Seaboard, North Carolina.
Q. Have you talked to anyone else about Karon Moses?
A. No, ma'am.
Q. Do you know Jamal Thomas?
A. Yes, ma'am.
Q. How do you know Mr. Thomas?
A. That was my little brother's best friend.
Q. And your little brother being Robert Branch?
A. Yes, ma'am.
Q. What is your relationship to Mr. Thomas?
A. A casual acquaintance.
Q. When did you meet Mr. Thomas?
A. Well, I've known Karon Moses and Jamal Thomas their entire lives.
Q. When you say casual acquaintance, would you hang out with him?
A. I didn't hear your question.

1 Q. When you say you were casual acquaintances, does
2 that mean you would hang out with him?
3 A. Well, like, okay. Jamal used to come stay at my
4 mother's house. I wouldn't say I hung out with Jamal 'cause
5 he wasn't my friend, but he would go over my mother's house,
6 spend the night with my little brother Robert; therefore, I
7 have to -- we were in the same environment so I dealt with
8 him on that aspect. But as far as me going out seeking him
9 out as a friend, no, I never done that.
10 Q. Did you ever make plans to hang out with Jamal
11 Thomas?
12 A. No, ma'am.
13 Q. Did you ever make plans to hang out with Karon
14 Moses?
15 A. No, ma'am.
16 Q. In December 2009 [sic], where was Karon Moses
17 living?
18 A. In the Seaboard Projects.
19 Q. And where was Jamal Thomas living in December
20 of 2007?
21 A. In Margarettsville, North Carolina.
22 Q. Have you --
23 (Noise interruption.)
24 A. In Margarettsville, North Carolina.
25 Q. Have you ever been over to Antonio Freeman's

house?

A. No, ma'am, no.

Q. Have you ever been over to Jamal Thomas's house?

A. Yes, ma'am.

Q. How many times or how often on average were you at Jamal Thomas's house?

A. Not many like that. Maybe a couple of times a year. Maybe five times a year -- give or take. Sometimes, yes; sometimes, no, you know what I mean? Maybe about three to five times a year.

Q. Have you ever been to Karon Moses's house?

A. No, ma'am, not that I recall, no.

Q. Had any of those three -- and I will occasionally refer to them as your co-defendants, and when I say that, I mean Jamal Thomas, Antonio Freeman, and Karon Moses -- had any of the other three co-defendants been to your house?

A. Yes, ma'am.

Q. And who was that?

A. Karon Moses and Jamal Thomas. I'm not quite sure if Antonio Freeman was ever there. He -- I don't recall him ever being there with me. But he may have been to my house with my little brother, Karon, and Jamal, but I've never took him to my house, no.

Q. When is the last time that you had contact with Jamal Thomas?

A. The day that I was tried and convicted.

Q. Have you ever had any contact with Jamal Thomas's family since December 2007?

A. No, ma'am.

Q. Did Jamal Thomas ride four wheelers?

A. Yes, ma'am.

Q. How do you know that?

A. Because he had a Raptor.

Q. He had a what?

A. A Raptor four wheeler. And he was my little brother's best friend, so he did it over my house most of the time with his four wheeler.

Q. What were the other three co-defendants' relationships like with each other?

A. I couldn't tell you. I don't know.

Q. Did you ever know any of them to hang out with each other, Jamal Thomas, Karon Moses or Antonio Freeman?

A. Oh, yeah, they hung out with each other all the time.

Q. And is that all three of them would hang out with each other?

A. Yes, ma'am, including my brother.

Q. Would you hang out with Antonio Freeman, Karon Moses, and Jamal Thomas together?

A. No, ma'am. Individually maybe, but not all three

1 of them together, no, ma'am.
2 Q. Have you had any sort of contact or communication
3 with any of the three co-defendants since you all went to
4 prison?
5 A. No, ma'am.
6 Q. Has anyone in your family had any sort of contact
7 or communication with any of the three co-defendants since
8 you all went to prison?
9 A. Beside my cousin Stephanie having a dialogue with
10 Karon's mother, maybe my mother speaking to Jamal's
11 grandmother and Jamal's mother, which I can't validate to
12 say yeah or no, but they stay in the same town. So I'm
13 assuming my mother may have spoken to them, but she's not
14 here to validate that. So I don't know really yes or no
15 over these past ten years, no, ma'am.
16 Q. Are you aware of the content of any of those
17 conversations?
18 A. No, ma'am.
19 Q. Do you know if anyone else has had any sort of
20 conversations with the three co-defendants about your case?
21 A. No, ma'am. No, ma'am.
22 Q. Did you ever know of any of the three
23 co-defendants to commit other crimes?
24 A. Yes, ma'am.
25 Q. All right. Let's -- walk me through that. Who

1 did you know to commit crimes?
2 A. I mean all three of them.
3 Q. What kind of crimes did Jamal Thomas commit?
4 A. Breaking and enterings. Grand theft auto. He
5 stole four wheelers and dirt bikes and stuff. Other -- it
6 wasn't nothing serious at the time until they robbed the
7 Seaboard store -- the Cupboard in 2007.
8 Q. Who robbed the store the Cupboard in 2007?
9 A. I'm assuming all three of them.
10 Q. How do you know that they were committing these
11 crimes?
12 A. At the time of that crime -- after they came to my
13 house. And the lady that was at the store at the time,
14 Ms. Edith Murphy actually was a grade school teacher that
15 actually had me labeled as the a 'cause I was light skinned
16 and Jamal Thomas was light skinned. So they brought me up
17 there (indiscernible).
18 (Noise interference in background.)
19 Brought me up to the Cupboard store. So they
20 could visualize and see me. Ms. Edith Murphy when she seen
21 me, she said, "No, it wasn't him because of his eyes. He
22 got green eyes and I saw him through the grade. I would've
23 know if it would have been him."
24 But that same day Jamal Thomas had came to my
25 house with a shotgun that they used to commit that crime.

Q. Did this crime happen prior to December 29, 2007, or after?

A. Before.

Q. When approximately?

A. I have -- it had to be weeks before. I'm not exactly sure, but -- it was in December, but I can't remember the exact date, but it was in December.

Q. You said Jamal Thomas brought a shotgun over to your house?

A. The same exact shotgun that he used to shoot Tacoma -- Tacoma Davis (indiscernible) Erel Jordan. But, yes, that was the same shotgun he brought to my house that day.

Q. How do you know it was the same shotgun?

A. Well, when he took that shotgun to an abandoned house, and they were scared to go back and get it, and I went and got the shotgun for him, that probably been a week later after they robbed the Seaboard Cupboard store.

So the day -- two days before I left and came to Philadelphia -- left for Philadelphia, they came and got the shotgun at my house.

Q. The shotgun that the three other co-defendants used to rob the store the Cupboard in December 2007 was brought to your house?

A. Yes, ma'am.

1 Q. For what purpose?
2 A. For me to hold it for them 'cause they were scared
3 to hold it themselves.
4 Q. Were you a --
5 A. And Jamal -- and Jamal Thomas knew that I would've
6 held the gun for him because, you know, that's my little
7 brother's friend, so he know I'm not going to let anything
8 happen to the gun or nothin', and we stay in the country.
9 So he wanted to be able to come get it when he needed it.
10 So when he came and got the gun, I gave it to him.
11 That's where -- in his statement where he says, I
12 went got a shotgun that night, had it in my pants. That's
13 actually not what happened. He took two events and put
14 those two events together. The truth mixed with a
15 falsehood.
16 Q. Why did Jamal Thomas believe that you would store
17 a shotgun for him?
18 A. 'Cause I was -- to them, I was his best friend's
19 brother, and they assumed that I was in the streets so --
20 and they knew I was Blood, that I wouldn't do nothin' that
21 like that.
22 Q. Why couldn't Jamal Thomas store the shotgun
23 himself?
24 A. 'Cause he stay about seven miles down the road
25 from actually Seaboard -- Jamal Thomas stay in

1 Margarettsville, North Carolina, and Karon and Antonio
2 wanted to have the gun close by.
3 Q. When Jamal Thomas brought the shotgun to your
4 house, were you aware that it had been used in a crime to
5 rob a store?
6 A. Not at the time, no, ma'am.
7 Q. When did you learn that?
8 A. The night after they came at -- I got back from
9 Philadelphia, they were sitting there at the table talking
10 about the crime they had committed while I was in
11 Philadelphia.
12 Q. I'm talking specifically about the crime that you
13 said occurred at the Cupboard store?
14 A. Oh, that's -- at the Cupboard store. I knew about
15 that that exact same day that they did it.
16 Q. Did you know about --
17 A. I didn't know about it before, but I knew about it
18 after because the whole Seaboard was full of police, and
19 they was looking for whoever did it. And they had guys that
20 was in the streets in the neighborhood, who was Ms. Edith
21 Murphy's nephews, that was out looking for the culprits that
22 actually robbed the store 'cause they were out there
23 hunting.
24 His name -- one of the guy's name was Derek
25 Thompson, and he's one of the ones that actually caught

1 Antonio Freeman and Karon Moses together that day, but they
2 ended up letting him go. The police ended up letting him go
3 because Ms. Edith Murphy could not identify who the actual
4 robbers were.
5 Q. When the gun was brought to your house by Jamal
6 Thomas, were you present?
7 A. Yes, ma'am.
8 Q. What did Mr. Thomas say?
9 A. He said, "Rodney, can you hold this until I come
10 and get it?"
11 Q. When he said that, did you know it had been used
12 in a crime?
13 A. Yes, ma'am.
14 Q. Did you know which crime?
15 A. Yes, ma'am.
16 Q. Were Jamal Thomas, Antonio Freeman, and Karon
17 Moses ever considered suspects in that robbery?
18 A. Yes. Karon Moses and Antonio Freeman were
19 suspects, yes, ma'am.
20 Q. And you can correct me if I'm wrong, my
21 understanding, based on what you've told me, is that they
22 were suspects but the woman who was robbed couldn't make the
23 identification, and so they were not charged?
24 A. Yes, ma'am.
25 Q. Did you ever know of Antonio Freeman, Jamal

1 Thomas, or Karon Moses to commit any other sorts of crimes?
2 A. Not right offhand, no, ma'am.
3 Q. Did you know of any of them to commit other break
4 ins or robberies?
5 A. I know them to commit other break ins and
6 robberies, but I don't know anything specific though.
7 Q. Was this -- were these crimes prior to
8 December 2007 or after?
9 A. Prior to December 2007.
10 Q. Why did you agree to store Jamal Thomas's shotgun?
11 A. A lapse in judgment.
12 Q. When is the next time that Jamal Thomas, I think
13 you said, came over and got the shotgun?
14 A. Maybe a week later.
15 Q. Tell me about that.
16 A. Well, he came and got the shotgun. And he
17 actually was like -- oh, he called me first. And he was
18 like, Rodney, I'm going to come and get that. I'm about to
19 go hit a lick. So I'm like, all right. You know what I'm
20 saying, it's yours, you come and get it anytime. So he was
21 like we going to wait till it get dark because my grandma
22 was straight across. They stayed across the field from me.
23 So you got my front patio and you got my back deck but you
24 could still see through both places.
25 So he was like, "Yo, bro, store a stash of guns,

so your grandma don't see (indiscernible) be able to see that you got a gun," so I put the gun inside my pants. And that's when he got the mistake that he wrote that I had a gun in my pants was the gun -- that's when I was giving him his gun back from him doing the actual robbery, which happened maybe two weeks -- maybe a -- two weeks before this actual crime was carried out.

Q. Is it your understanding that Jamal Thomas got the shotgun back from you to commit a crime other than the one that we're here for that happened at the Davises' home on December 29, 2007?

A. I don't have any information what he had in mind the day when he came and got that gun back, no. I don't know -- he -- we never got in a dialogue about the ins and outs of what he was going to do. It was just his gun and he asked me back for it, so I gave it to him.

Q. Let me make sure I have this straight. This crime occurred at the Cupboard sometime in December 2007, and on the day of the crime, Jamal Thomas brought the shotgun to your house for storage.

A. No, not that -- not that particular day. Not that particular day though. Not the day he actually did the crime. Not that day -- I'm not sure how many, I mean -- how long they waited to after the -- because they had the gun stored in an abandoned house. They were scared to go get

it. So they came and got me had me go get it for them. There was an abandoned house that was across the street from Mayor Broadnay's house in Seaboard, North Carolina.

Q. So when did that happen in relation to when the crime happened? How much time has passed?

A. This happened before -- you talking about the robbery at the Cupboard? Maybe about a week -- a week or two --

Q. So let me --

A. -- after the crime. After the actual robbery of the Cupboard. Maybe a week, maybe two. It wasn't that long though.

Q. Well, I just want to make sure I have this straight. The crime happens at the Cupboard. They store the gun at an abandoned house, they meaning the other three co-defendants.

A. Yes, ma'am.

Q. They expressed to you concern that they're afraid to go get it. You volunteered to go get it. You go get the --

A. I didn't volunteer. They asked me and I went and got it.

Q. Okay. They asked you to go get it. You went and got the gun for them at the abandoned house?

A. Yes, ma'am.

Q. And then what did you do with it after that?
A. I gave it back to Jamal Thomas.
Q. Did you ever store it at your house?
A. Yes, ma'am.
Q. So when was it at your house?
A. He went and took the gun to my house after we left the abandoned house -- I brought the gun and put it in the car, in his trunk, then we went and took the gun to my house because he said he didn't want to store the gun at his house because at his house it wouldn't be close enough to the town. It wouldn't be as accessible as it was to my house and Jamal's -- I mean, Karon Moses and Antonio Freeman, neither one of them could keep the gun at their house because they both was implicated in the crime that already happened with the gun. So they didn't want neither one of them to get caught with the gun, so they brought the gun to my house because I didn't have anything to do with it, so I would be the last person that they looked at. They were going to look -- they knew that they was guilty, so they figured they would be the first people that the police actually went to look at their house for the gun.
Q. So when you got the gun from the abandoned house and you put it in your pants --
A. Yeah.
Q. -- what happened after that?

A. I gave it to Jamal Thomas.

Q. Did it --

A. Once we got out of the car -- once we got -- I actually got in his car, took the gun out of my pants, took the shell out of the head of the gun, gave him the shell casing and gave him the gun, and he put the gun in the trunk.

Q. What were the shell casings like? Can you describe it?

A. I don't remember. I think it was yellow shell casings.

Q. Was the gun ever at your house?

A. Yes, ma'am.

Q. When was it at your house?

A. Maybe a week, maybe a week before he came and got it. It only stayed at my house for a short time. It wasn't long, no, ma'am. After he dropped it off that night, maybe a week or whatever. He actually didn't drop it off. We went to the abandoned house. Under his -- what he's telling me he wants somebody to go get the gun. He didn't want to go get the gun because he was involved in the crime. So he sent me to go get the gun. I went and go get the gun and put the gun in his car.

And at that time we had a dialogue about what to do with the gun. He, like, well, you might as well keep the

gun at your house because they be looking for me, think that it happened me, Karon, and YaYo, we guilty. So they not going to look for you because you ain't got nothing to do with it. So keep that gun at your house until I come and get it.

That's what -- under what pretense our dialogue was under, and as we was sitting around, around, and around trying to find somewhere to house the gun, and that's how my house came up because I stay on the outskirts of town, and I stay away from everybody 'cause I'm in the country. So he actually kept the gun stashed at my house but not actually my -- the gun was actually in the pack house. But it's not actually my house but the deck is right here (indicating). My -- my deck -- my back deck is right here (indicating), and I have a shed behind my deck.

If you -- if you coming from the highway -- if you come from my grandmother's house, then you get to that -- the back of my trailer and on the right-hand side (indicating) is the actual storage house, that's where the gun was at. Stored in Robert Lee's pack house.

Q. What did the shotgun look like?

A. Black and brown. Black like a -- black like a brown shine to it.

Q. Can you tell me anything else about it?

A. No, ma'am.

Q. Was it single barrel, double barrel?
A. It was a single barrel from my understanding.
Q. And when you said that the -- the ammunition was yellow, can you tell me anything else about it?
A. No, ma'am.
Q. What kind it was?
A. No, ma'am.
Q. All right. So I just want to clarify that my understanding is correct. The crime happens at the Cupboard. It's committed by Jamal Thomas, Karon Moses, and Antonio Freeman. A week or so later you learn that they want to go get the gun back from this abandoned house. They drive you over there, you put it in your pants, you get back into the car, and the decision is made to store the gun on your property, and that's where it went that night.
Is that accurate?
A. No. The -- the -- the put the gun in my pants actually happened when he came and got the gun back. When he came and got the gun back from me, my grandmother -- it was still daylight outside, so he didn't want my grandmother to see me with the gun bringing it out of the house because she would be thinking it was suspicious. So he had me put the gun in my pants, and I put the gun in my pants, and I took it to his car where I took the gun out the car -- I mean, out of my pants, handed it to him.

1 I was in the backseat. I took the shell casing
2 out the top, handed him the shell casing, and he took the
3 gun and put it in his trunk. Him and -- he -- this --
4 Antonio -- Jamal Thomas is actually by himself at this time.
5 Karon Moses and Antonio Freeman was not with us at that
6 time.
7 Q. So --
8 A. And then Karon -- Jamal Thomas left. I stayed at
9 home after I put the gun in his car. I mean, after I gave
10 him the gun, I stayed home.
11 Q. Okay. But when you got the gun out of the
12 abandoned house, it went back to your property; is that
13 right?
14 A. Yes, ma'am.
15 Q. How long was it at your property before you gave
16 it back to Jamal Thomas?
17 A. Maybe a week.
18 Q. And this is all in December --
19 A. Yes, ma'am.
20 Q. -- of 2007?
21 A. Yes, ma'am.
22 Q. And what was the conversation that you had with
23 Jamal Thomas when he came back to your property and got the
24 gun from you?
25 A. He told me that he was coming to get his gun, that

he needed the gun. He actually was going to Rich Square, North Carolina, to go see a girl, and he had beef -- he had problems with some guys that was in Rich Square, and he thought he might need his gun with him while he was up there 'cause he had beef with some guys that were staying in Rich Square.

Q. Now earlier I thought you said he needed the gun to do another lick; is that correct?

A. It -- I mean, that would be to me. If you need a gun to go somewhere when you already riding around illegally with a gun. He didn't actually say he was going to do another lick, but he actually told me on the phone that he was going to go see a girl. And the girl he was going to see, he had problems in that neighborhood and -- Potecasi trailer park, which actually isn't Rich Square, but it's in the same area. The Potecasi trailer park, and he had problems and he needed his gun.

That's what he actually told me. But I assumed he was going on a lick just because that's how people are. They tell you one thing, but they do something totally different. And by then already had committed the other robbery that transpired at the Cupboard, I assume that that's what he was really pertaining to when he asked for the gun back. He just said it in a way where it wouldn't raise my suspicion.

1 Q. On what day did Jamal Thomas come get the gun back
2 from your property?
3 A. I don't know exactly what day it was. It was
4 maybe -- I don't know. I don't know. I can't recall.
5 Q. In relation to Christmas, does that give you any
6 better time frame?
7 A. It was before Christmas, yes.
8 Q. Do you know approximately how much before
9 Christmas?
10 A. It was a lot going on because my grandmother's
11 birthday is in December, so I had a lot going on in planning
12 this trip going to Philadelphia. So everything that
13 happened before was kind of like a blur. I know it was
14 maybe a -- I got out of jail November the 19th of 2007, so
15 it happened anywhere between the last week, I mean, the week
16 before Christmas, or it had to be somewhere between the week
17 before Christmas and maybe even up a little bit to
18 Christmas. I'm not sure the exact date though. It was
19 before Christmas though.
20 Q. All right. Is it fair to say that you knew the
21 other three co-defendants to commit crimes?
22 A. Yes, ma'am.
23 Q. And that you knew them to commit crimes like
24 break-ins, burglaries, robberies?
25 A. Yes, ma'am.

Q. And you knew this information prior to December 29, 2007?

A. Yes, ma'am.

Q. Did you know Tacoma Davis?

A. I met Tacoma Davis and Erel Jordan once or twice prior to this case. Yes.

Q. And what was your relationship to Tacoma Davis?

A. I actually -- I wouldn't say -- I would say he was a -- somebody that I had a -- I would say a brief encounter with, but it wasn't anything bad. It was just like I saw him, he saw me, we chilled together, we smoked marijuana, and we just was cool. It wasn't like we had a problem with each other.

Q. Did Tacoma Davis go by a nickname?

A. Not that I recall, no.

Q. Back in December of 2007, was Tacoma Davis in a gang?

A. To my knowledge, I have no idea. I heard through this case that he was -- was he basically said on the stand that he was Blood, but I didn't have any knowledge of that, no.

Q. Have you ever seen him hang out with any gang members?

A. Not really, no. He was in Seaboard. He don't even -- he only was at the girl that I used to talk to named

1 Antwanna Lee's house. That was the only person I ever seen
2 him around beside Erel Davis -- I mean, Erel Jordan.
3 Q. Did you know his mother Mary Davis?
4 A. No, ma'am.
5 Q. You just mentioned it, but how did you know Erel
6 Jordan?
7 A. I actually met Erel and Tacoma -- each time I met
8 one, the other one was there.
9 Q. And what was your relationship to Erel Jordan?
10 A. Acquaintance.
11 Q. Was Erel Jordan in a gang back in December of
12 2007?
13 A. Not that I recall, no.
14 Q. Did you know Jennifer Williams?
15 A. No, ma'am.
16 Q. Were you aware of Mary -- of where Mary and Tacoma
17 Davis lived?
18 A. No, ma'am.
19 Q. Had you ever been to Mary and Tacoma Davis's
20 house?
21 A. No, ma'am.
22 Q. Have you ever been there?
23 A. No, ma'am.
24 Q. Did any of the other co-defendants know the
25 victims in this case?

1 A. Um -- me personally I wouldn't know, but through
2 this case, I received information through my motion of
3 discovery that tells me that Jamal Thomas, Antonio, and
4 Karon Moses knew Tacoma Davis and Erel Jordan cause they
5 went to high school together.
6 And for my understanding Jamal Thomas met with --
7 was befriending Erel -- and he befriended Tacoma Davis and
8 used to ride four wheelers around his property or whatever.
9 But I never been there one way or the other. I don't -- I
10 don't -- I have no idea.
11 Q. Other than what you have read in your discovery,
12 at the time in December of 2007, did you know if any of the
13 co-defendants -- the other co-defendants knew any of the
14 victims in this case?
15 A. I knew that Karon Moses and Jamal Thomas and
16 Antonio Freeman actually knew Erel Jordan and Tacoma Davis.
17 Yes, they knew them.
18 Q. Did any of your other co-defendants have any
19 issues with Tacoma Davis?
20 A. Not that I know of, no.
21 Q. Did any of your other co-defendants have any
22 issues with Erel Davis?
23 A. Erel Jordan, no, not that I know of.
24 Q. I'm sorry. You're right, Erel Jordan.
25 A. Not that I know of, no, ma'am.

1 Q. Did any of your co-defendants have any issues with
2 Mary Davis?
3 A. No, ma'am, not that I know of.
4 Q. Did any of your co-defendants have any issues with
5 Jennifer Williams?
6 A. No, ma'am, not that I know of. I can't recall.
7 Q. Did you have any issues with any of the victims in
8 this case?
9 A. No, ma'am.
10 Q. You had mentioned Antwanna Lee. Who is Antwanna
11 Lee?
12 A. Antwanna Lee was a female in our neighborhood that
13 I assume that through this case Tacoma Davis was dating her,
14 and I was just having sex with her, so he assumed that that
15 was my girlfriend, but she never was my girlfriend, no.
16 Q. In December 2007 were you having sex with Ms. Lee?
17 A. Yes, ma'am.
18 Q. In December 2007 were you aware that Tacoma Davis
19 was dating Ms. Lee?
20 A. No, and she told me that she was just having sex
21 with him too.
22 Q. In December 2007 were you aware that Antwanna Lee
23 was also having sex with Tacoma Davis?
24 A. Yes, ma'am.
25 Q. Was Antwanna Lee dating any of the other

1 co-defendants?
2 A. No.
3 Q. Was Antwanna Lee having sex with any of the other
4 co-defendants?
5 A. Man, Antwanna Lee probably was having sex with the
6 whole town, but I don't know. I mean, not to my
7 understanding, I don't recall if she has or wasn't.
8 Q. How did you feel about the fact that Antwanna Lee
9 was also having sex with Tacoma Davis?
10 A. That's not -- didn't make me feel one way or the
11 other. I mean, that's what she do. She's not -- she's not
12 a -- she's what I would call a -- I don't want to be
13 disrespectful, but she's out there like that. That's what
14 she do. She ain't no relationship-type of female that you
15 want to be with. She just a jump off. Like, I mean, that's
16 what she was doing. Nobody in the neighborhood actually was
17 catching feelings for her, all the pretense that she don't
18 conduct herself as a lady, so she's spreading herself out.
19 She -- me and Tacoma wasn't the only person that
20 was having sex with her -- I mean, after I got locked up,
21 Jamal Thomas' uncle got a baby by her -- which is actually
22 her mama's baby daddy, so, I mean, it's not nothing that --
23 she's not nothing new to us. So, I mean, he started dating
24 her. I didn't even know he was dating her one way or the
25 other. I wasn't -- I had no actual feelings towards it good

1 or bad.
2 Q. When did your relationship with Antwanna Lee end?
3 A. When I came to prison.
4 Q. So is that 2010?
5 A. Yes, ma'am.
6 Q. Did you ever hear of any of the other
7 co-defendants having any words with Tacoma Davis over
8 Antwanna Lee?
9 A. No, ma'am.
10 Q. Do you ever hear of Tacoma Davis ever showing off
11 or flashing money in front of anyone?
12 A. No, ma'am. I never saw that, no.
13 Q. Did you ever hear of Karon Moses having someone
14 hit Tacoma Davis at school?
15 A. No, ma'am.
16 Q. Who is Lacey Clanton?
17 A. Lacey Claxton is a ex-girlfriend of mine who I was
18 dating at the time.
19 Q. Is that December 2007?
20 A. Yes, ma'am.
21 Q. Were you dating anyone else?
22 A. In 2007, no. I started my relationship with
23 Stephanie Nicole Wheeler in 2008 actually, January.
24 Q. I'm sorry. Can you say that name again?
25 A. Stephanie Nicole Wheeler.

Q. Stephanie Wheeler?
A. Yes, ma'am.
Q. How do you spell Lacey Clanton's name?
A. It's L-A-C-E-Y C-L-A-X-T-O-N. It's Lacey Claxton.
Q. Is Lacey Claxton a white girl?
A. Yes, ma'am.
Q. And do you have contact information for her?
A. I haven't spoken to Lacey in about seven years.
Q. Does she have any information related to this case?
A. As far as I know, the only thing she knows is I called her when I was in Philadelphia that -- that Christmas holiday of 2007, but I don't how helpful she would be because I don't how good her memory is. But the phone records should answer those questions because I actually called her on the cell phone that Jerry Wiggs got the cell phone records for, that phone number that my brother had at the time. The same phone that the pictures came from.
Q. Do you know her phone number?
A. The new number, no.
Q. Do you know her phone number back from December 2007?
A. No, ma'am.
Q. And how old approximately is Ms. Claxton?
A. Thirties. Lacy is about 31 or 32.

1 Q. Do you know where she's living now?
2 A. I think she's living in Roanoke Rapids, North
3 Carolina.
4 Q. Say that again?
5 A. Roanoke Rapids, North Carolina. Or Weldon, North
6 Carolina.
7 Q. Does Stephanie Wheeler have any information
8 related to this case?
9 A. Other than the fact that -- the call that Jamal
10 Thomas would allude to in his initial statement that he had
11 been incarcerated before speaking on that it was a black or
12 blue Mustang that picked me up. She knows that's not true
13 because she didn't buy that Mustang until 2008.
14 Q. Do you -- did you know anyone else in
15 December 2007 or that time frame who had a Mustang?
16 A. No, ma'am.
17 Q. Did you have a gun in December 2007?
18 A. No, ma'am.
19 Q. Did you ever have a shotgun?
20 A. No, ma'am.
21 Q. A handgun?
22 A. I had a handgun before, yes, ma'am.
23 Q. Did you ever have a 12-gauge shotgun?
24 A. Yes, ma'am.
25 Q. When did you have that?

A. About 2000 and -- I want to say 2001 or 2002.
Q. What happened --
A. Somewhere in the 2000s.
Q. What happened to that gun?
A. Well, they came -- it was actually in my house and they came and got my brother for it. My brother Ernest Williams.
Q. What do you know about the shotgun that was used in this crime?
A. That it was used in the Seaboard Cupboard robbery, and I don't know where they got it from. I know -- I don't know anything else about it.
Q. So your understanding is that the same gun that was stored on your property in December 2007 that you gave back to Jamal Thomas was the same shotgun that was used at Mary Davis's home?
A. Yes, ma'am.
Q. How do you know that?
A. 'Cause I gave the gun back to Jamal Thomas after the crime was committed. When I got back, we were sitting out at the table at Rasheed Alston's house, me, my brother, Tiffany Brown, Rasheed Alston and his wife, April Smith. And Antonio Freeman and Jamal Thomas and Karon Moses were in the room, and they was bragging about what they did with the shotgun.

1 Q. How did you know it was the same shotgun that you
2 had previously stored at your house?
3 A. Because Jamal said so.
4 Q. When's the first time you learned that?
5 A. I don't know the exact date, but it was after I
6 left Philadelphia and came back to North Carolina. I would
7 say somewhere between January the 1st, 2008, and January
8 the 7th, 2008.
9 Q. So somewhere from those dates, January 1st to
10 January 7, 2008, is when you learned that that gun stored at
11 your house was the same shotgun used in the crime?
12 A. Yes, ma'am.
13 Q. That abandoned house that you were talking about
14 earlier where Jamal Thomas had the gun before you went and
15 retrieved it, was that a stash house?
16 A. Was that a who?
17 Q. Was that like a stash house?
18 A. I've never know anyone to use that house before
19 'cause all I -- like I said, I had just got of the county
20 jail, so I always knew someone to actually stay at the
21 house. I never known it to be abandoned until he pulled up
22 at the house and told me to get out at the (indiscernible)
23 house, and I didn't find out it was abandoned until then.
24 Q. Did Jamal Thomas have any other houses that he
25 used to stash guns?

A. Not that I know of, no.
Q. Do you know if he was stashing any other guns at that house you learned later was abandoned?
A. Not that I know of, no, ma'am.
Q. Did Antonio Freeman have a gun back in December 2007?
A. Not that I know of, no, ma'am.
Q. Did you ever know of him to have a shotgun?
A. No, ma'am.
Q. Did Karon Moses have a gun back in December 2007?
A. Not that I know of, no, ma'am.
Q. Did you ever hear of or know of him to have a shotgun?
A. No, ma'am.
Q. That shotgun that you associate with Jamal Thomas, have you ever heard of Jamal Thomas having any other shotguns in addition to that one?
A. Yeah, I remember him having some more guns, but I never saw any more guns on Jamal Thomas, no.
Q. When you say more guns, are you talking about handguns, shotguns, or both?
A. Guns, period. Shotguns, handguns. I never seen him with any more guns other than that one.
Q. Did Rasheed Alston have a gun back in December 2007?

A. Yes, ma'am.

Q. What kind of gun?

A. I'm not -- I don't recall exactly what type.

Q. Do you know if it was a handgun or shotgun, long gun?

A. It was like a -- it was like a rifle.

Q. When did you learn that your family was going on a trip to Philadelphia?

A. Well, we had already been planning the trip to Philadelphia actually on the day that I got home. The actual plan was I was actually supposed to go back to Newport News with my sister because before I got locked up for an assault with a deadly weapon charge in Halifax County, and I stayed in the county jail seven months, I got locked up in Newport News and got extradited back to North Carolina.

So the actual plan was to go spend the holidays with my sister, my nieces, and nephews in Newport News, but at the last minute my mom and them was thinking of going to Philadelphia with my -- at the time with my mom's boyfriend Robert Lee -- they weren't married yet -- but at the time I had never been, so I let my mom persuade me to go up to there to Philadelphia with her 'cause she just got her taxes and everything -- getting her taxes, and she just got a bonus check and Robert Lee got a bunch money for bonus too.

1 So she was like, well, you might as well come up here with
2 us. We going to pay for everything. We will make it a
3 family outing and you need to meet Robert Lee's family. So
4 that's how I was actually getting ready to decide, but then
5 they talking about they were going to Philadelphia without
6 me regardless. They go -- they were going every Christmas.
7 Q. Is that the first time you went up to
8 Philadelphia?
9 A. That's the only time I went up to Philadelphia.
10 Q. And when did you learn you were going in
11 December 2007?
12 A. Probably about a couple days before.
13 Q. Couple of days --
14 A. It was like -- yeah, it was like a couple of days
15 before we left 'cause my -- we had a party for my
16 grandmother, and we had bought my grandmother gifts and that
17 was on December the 26th. So I think about -- my mama told
18 me that she wanted me to go with her maybe on Christmas Eve
19 or maybe a day before that, but it was -- it was actually at
20 a family function that she was like, you might as well come
21 with us. That way I know where you at.
22 Q. Tell me about how you left for this vacation?
23 A. Well, first thing we did was prior to this
24 investigation -- I mean, prior to this vacation was Robert
25 Lee came to pick me and my little brother Robert Branch up

1 from my cousin Rasheed's house, which me and Robert had
2 already prepacked the truck before Robert Lee got up that
3 morning. And me and Rob went to the Seaboard projects, and
4 we told Robert Lee, look, we will go out here and we going
5 to chill out here for a little while. Before you go -- mom
6 don't get out of work until 3:00, so before you go come pick
7 us up from the projects, the truck already loaded up. All
8 you got to do is pick us up. We go up there with you and go
9 pick Mom up from Roanoke Rapids. And that's what happened.
10 He picked us up from Rasheed's house and we left Seaboard.
11 We didn't come back until January -- I mean, December
12 the 30th -- I think we left on the 31th, but I'm not exactly
13 sure.
14 Q. What day did you leave?
15 A. I think it was the 27th.
16 Q. So the day that you left is the day that you
17 packed up the truck?
18 A. Yes, ma'am.
19 Q. And what did the truck look like?
20 A. It was a white Ford F-150.
21 Q. Did your family have any other cars or vehicles?
22 A. Yes, ma'am. Had a green Plymouth Mountaineer and
23 they had a Dodge -- well, not a Dodge, they had a Plymouth
24 Neon. Had a green Mountaineer truck, SUV.
25 Q. How certain or how confident are you that you went

1 up in the white Ford truck?
2 A. I'm a hundred percent confident.
3 Q. You said that you prepacked the car?
4 A. The truck, yes, ma'am.
5 Q. The truck.
6 A. Yes, ma'am.
7 Q. What did you take with you?
8 A. Well, I took clothes. Rob -- we took about three
9 outfits a piece, so it really wasn't that much to pack other
10 than my mom's stuff. We packed some beers, some liquor. We
11 bought some liquor from the store, in the ABC Store at
12 Roanoke Rapids before we left. And I can't recall
13 everything else we had. We had -- my mom had her clothes,
14 Robert Lee change of clothes, undergarments. I had my
15 undergarments, Robert had his undergarments, so it wasn't --
16 it wasn't much to pack, no, ma'am. And gifts.
17 Q. What were you wearing on December 27, 2007?
18 A. I had on a jersey, but I don't recall exactly what
19 I had on.
20 Q. How many jerseys did you have back then?
21 A. A lot.
22 Q. More than five?
23 A. Yes, ma'am. More like 50.
24 Q. Okay. What were the circumstances of you getting
25 picked up at Rasheed Alston's? Was anyone else present?

1 A. Rasheed and -- I think -- I don't want to say I'm
2 assuming 'cause it's in my mind I always going to think that
3 his wife is going to be around, but I'm not a hundred
4 percent sure April was actually there. I don't remember but
5 I'm pretty sure. I can't recall her never being there, so
6 I'm assuming his wife was there too, April Smith.
7 Q. And you said your cousin Rasheed, is Rasheed
8 Alston the person where you were -- his house that day?
9 A. Yes, ma'am.
10 Q. Who else was there with you? You said Rasheed --
11 A. My brother Robert Branch.
12 Q. Okay. So it was your brother Robert Branch, you,
13 Rasheed Alston, and maybe his wife?
14 A. April Smith and their -- and their kids, little
15 Rasheed, Jr., and Jada Alston. He got a daughter named
16 Jada.
17 Q. What time of day was it when you left?
18 A. Maybe about 2:00, 2:30ish.
19 Q. And how did you know it was time to leave or time
20 to get picked up?
21 A. 'Cause Robert Lee came out there and honked the
22 horn.
23 Q. Did you have any sort of communication with him
24 prior to that?
25 A. Not that I recall, no, ma'am.

Q. So he was aware that you were at Rasheed Alston's house?

A. Yes, ma'am. He dropped us off earlier that morning.

Q. All right. When he picked you up at 2:00 to 2:30, who was in the truck?

A. Me, my little brother Robert, and Robert Lee.

Q. Where did you go after that?

A. We went to Guardian Care of Roanoke Rapids rest home and picked my mother up. Then we went to the bank so she could cash her check.

Q. What time did you pick your mother up, if you remember?

A. About 3:00.

Q. And just generally speaking, what did you do after that?

A. We got on the road. After my mom went to cash her check at the bank, we actually went to ABC Store, got some Jack Daniel's, which is my mama's drink and got some beer, and we got on the road, and the next stop we made for gas was I think in Alexandria, Virginia.

Q. Did you communicate with anyone on your way up to Philadelphia?

A. Not me, no, ma'am.

Q. All right. And when did you arrive in

Philadelphia?

A. It had to be maybe the 28th 'cause by the time we got to Philadelphia, it was after 12:00, so it may have been the 28th of December, or it may have been -- we may have left on the 26th and got there on 27th, but it was after 12:00 when we got to Philadelphia, Pennsylvania.

Q. And where did you go in Philadelphia?

A. We went to Girard Avenue to Angela Taylor's house.

Q. How long did you stay there?

A. I'm not quite sure. We stayed there a couple days, a day or two.

Q. Where did you go after that?

A. We went to Penny Taylor's house, which -- the house where the basement where we took those pictures at.

Q. Does Penny go by any other name?

A. Not that I know. I don't know her real name. I never -- I'm not that close to them. I only met them one time.

Q. This vacation was the first time you'd ever met Penny Taylor?

A. The only time I ever met anyone in Robert Lee's family. Stu, Penny Taylor, Angela Taylor, Penny's son Jerome. I never met them only this one time ever.

Q. All right. You have mentioned a couple of names of -- is it what? Their children?

A. Jerome is Penny's son.
Q. Did you say Stu?
A. Stu, Uncle Stu, that's Penny's and Robert Lee's brother.
Q. When did you see Stu and Jerome?
A. On the 29th, I think.
Q. Where did you see them?
A. At Penny's house.
Q. Do you know Stu's last name?
A. No, ma'am. Penny -- Penny could tell you that. I don't know.
Q. And how old approximately is Jerome in relation to you? Is he about your age?
A. No, ma'am. He was a baby. He was not a baby, but he was maybe preteens at the time, maybe a little bit -- he was young.
Q. Do you know anyone who goes by the name or nickname Pet?
A. Who?
Q. Pet, P-E-T?
A. No, I don't know that person, no.
Q. All right. In general in Philadelphia did you see anyone else? And you've mentioned you saw Angela Knight, you saw -- or Angela Taylor, Penny, Stu, Jerome?
A. I -- I went to the mall, Forman Mills Mall. I

1 went shopping, you know what I'm saying. I can't -- I don't
2 remember anyone else that I had acquaintance with, no.
3 Q. How do you know that you saw Stu and Jerome on the
4 29th?
5 A. Because when we left Angela's house, we went --
6 me, my brother, my mom, and Robert Lee, we actually went
7 shopping at that mall, Forman Mills, and the plan was we
8 were going to spend the remainder of the holiday at Penny's
9 house because you can't drink and you can't smoke at
10 Angela's house. So my mom -- she smoke and she drinks, so
11 it was -- she was more comfortable staying with Penny. So
12 the last remainder couple of days before we came back to
13 North Carolina, we spent at Penny's house.
14 Q. Was Stu just there to visit, or did he live with
15 Penny?
16 A. He was just there visiting during the holidays and
17 his brother Robert Lee.
18 Q. And then Jerome lived with Penny?
19 A. Yes, that's her son, yes, ma'am.
20 Q. Did you see anyone else at Penny's house on the
21 29th?
22 A. Yes, she had a friend, but I don't recall the
23 friend's name. She was a female but I'm not sure her name.
24 Q. Did she have a party that day?
25 A. Did she have a party?

Q. Mm-hmm.

A. No, ma'am, not -- it wasn't actually a party. I mean, if you knew my mom, you would say any time she was around there was a party, but I wouldn't say it was an actual party because it was only me, Robert, Robert Lee, Jerome, Stu, and Penny and her friend so that's -- that's the only people that were actually there.

Q. Where was your older brother Ernest?

A. He was actually in prison at the time.

Q. And your younger brother?

A. Robert Branch? Rob was with us.

Q. No, no, no. I'm sorry. Did you say you had another younger brother Xavier?

A. No. Xavier is my oldest brother. He's actually in prison too.

Q. Oh, okay.

A. He was in prison in Virginia. He didn't get out until 2009.

Q. And you mentioned a sister. Where was she?

A. Xaviera Greene. Sherrice rather. Let me clarify. Her actual name is Xaviera Sherrice Greene Davis, and my brother's real name is Xavier Sherrod Greene. That's their whole names.

Q. So why weren't your sisters with you?

A. Because they're not my mother's kids and Robert

1 Lee is not their stepfather.
2 Q. All right. How -- when did you come home from
3 Philadelphia?
4 A. I think on the 31st. December the 31st or
5 January 1st.
6 Q. Why did you come home?
7 A. I think it was before New Year's of 2008 because
8 my mom had looked at the newscast. We were actually
9 supposed to come back the day after, come back New Year's,
10 but they -- had she looked at the weather and saw it was a
11 storm. Getting ready to snowstorm up there in Philadelphia,
12 and she didn't want to get snowed in, so she would miss
13 work. She was scheduled to work on January the 2nd, so I
14 think we came home on January -- or December 31st.
15 Q. Where was that snowstorm supposed to hit?
16 A. Philadelphia, Pennsylvania. New Jersey and New
17 York.
18 Q. Did you have any plans that you missed in
19 Philadelphia because you guys came home a day early?
20 A. Yes. We were supposed to go to a New Year's Eve
21 party at one of these little -- I don't know what you call
22 it in Philadelphia, I guess you call it a club. But me and
23 Robert was supposed to -- me, Robert Lee, and Stu. Stu was
24 in a wheelchair, but we were -- he was supposed to be taking
25 me and Rob, my little -- little Robert, my little brother,

1 to an actual party on December 31st on New Year's Eve.
2 Q. Who did you come home with?
3 A. My mother, Robert Lee, and my brother Robert
4 Branch.
5 Q. Were you with those three the entire time in
6 Philadelphia?
7 A. Yes, ma'am.
8 Q. Did you buy or obtain anything in Philadelphia?
9 A. Yes, ma'am.
10 Q. What did you get?
11 A. I bought a pair of white and green Timberland
12 boots, white, black, and green Timberland boots. I bought
13 some clothes for the female that I was talking to, Lacey
14 Claxton. And Robert, my brother, bought an outfit for his
15 girlfriend, Tiffany Brown, and I bought a pair of shoes that
16 was Ecco LT shoes for my girlfriend, Lacey Claxton.
17 Q. All right. It sounds like you bought some
18 Timberlands for yourself and some clothes and shoes for
19 Lacey Claxton?
20 A. Yes, ma'am.
21 Q. Where did you get those items?
22 A. Forman Mills Mall in Philadelphia, Pennsylvania.
23 Q. All right. We've named quite a few individuals
24 that you saw in Philadelphia.
25 Did you see anyone else when you were in

1 Philadelphia?
2 A. Not that I recall, no, ma'am.
3 Q. Did you give those clothes and shoes to Lacey
4 Claxton?
5 A. No. Actually me and Lacey end up falling out
6 before this vacation, and we was trying to make amends in
7 our relationship, so when I came home, I had bought the
8 clothes for her like trying to get back in her good graces,
9 but she wasn't having any of my bull jive, so I actually
10 gave the outfit to my brother, my brother's baby mother
11 Tiffany Brown.
12 Q. What did the outfit look like?
13 A. It was red Baby Phat -- no, not a Phat Farm. It
14 was a red Ecco top and a red Ecco bottom with the Ecco
15 shoes, if I'm not mistaken. I might be -- I might be wrong
16 on the actual brand, but I was thinking it was Ecco. I
17 might -- it might even -- it might have been Baby Phat. I'm
18 not -- not a hundred percent sure. But I know it was red.
19 Q. Was Tiffany Brown supposed to go to Philadelphia
20 with you guys?
21 A. Never that I knew of, no.
22 Q. How did you first become aware that this crime at
23 the Davises' home had been committed?
24 A. I think I first actually heard about this through
25 Karon Moses, Antonio Freeman, and Jamal Thomas at Rasheed

1 Alston's house.
2 Q. When did you learn it?
3 A. After I came back from Philadelphia.
4 Q. What day?
5 A. I'm not sure, but it was not long after we got
6 back. Maybe about somewhere -- anywhere between the 1st and
7 the 7th of January.
8 Q. Had you heard anything about this crime prior to
9 hearing about it at Rasheed Alston's house?
10 A. No, ma'am.
11 Q. Did Jamal Thomas have a cell phone in December
12 of 2007?
13 A. Yes, ma'am.
14 Q. What was his phone number?
15 A. I have no idea.
16 Q. Did you know it at the time?
17 A. No, ma'am.
18 Q. Did he have a home line?
19 A. Yes, ma'am.
20 Q. Do you know that number?
21 A. No, ma'am.
22 Q. Did you know that number at the time?
23 A. No, ma'am.
24 Q. Did you ever talk to Jamal Thomas on the phone
25 before the crime? So that would be December 29, 2007.

1 A. Well, actually I talked to Jamal sometime, but I'm
2 not sure because he had did something -- something had
3 happened, and he had called Robert's phone and was like --
4 we was on our way to Philadelphia, and he was like, the
5 police are looking for you. And I'm like, what the police
6 looking for me for? And he was like, they looking for you.
7 They said you broke into somebody's house and you showed a
8 gun. This was behind the projects which Jamal Thomas had
9 actually did that, but I don't know what his purpose was in
10 calling me and telling me about it 'cause I didn't know
11 anything about it one way or the other. But that's what he
12 called me and told me about.
13 But I assume that when I wrote my statement
14 initially, I assumed that's why he was calling me, but I
15 didn't know what date that actual crime happened. I thought
16 the date that he did that was the same day he showed that
17 gun for that white lady Miss -- I forgot her name, man. I
18 know -- I know her son was named Justin Jennings and Drew
19 Jennings's mother -- stepmother or something. I forgot who
20 they were actually.
21 Q. Where did she live?
22 A. They lived behind the projects in Seaboard, North
23 Carolina.
24 Q. And what was your understanding about Jamal Thomas
25 and this woman?

A. He was supposedly going to her house and stolen her gun. I think it was either one or two guns -- supposedly. I don't know one way or the other but that's what was supposed to had happened the day we left.

Q. Did you hear that he actually did it or that it was his plan to go do it?

A. I heard he actually did it.

Q. And do you have any other information about this woman?

A. No, ma'am. Rasheed Alston can tell you -- I have -- I don't even remember her name.

Q. Did you ever -- did you know this woman at all?

A. Yes, I knew her, but I don't recall like -- that's been a long time ago. So she wasn't anyone that I dealt with on a regular basis, so I had just met her, you know, so I don't actually know who her -- know what her name is or anything like that, no.

Q. What did she look like?

A. A white lady, older, short, kind of heavy-set with like jet -- dye her hair kind of like blonde, but she was a natural brunette, so her hair was like brownish and had -- it was like she was trying to be blonde, but it was like a brownish color.

Q. Did you know that Jamal Thomas was planning this crime at the Davises' home?

A. Yes. Oh, at Davises' home, no, ma'am.
Q. Did you know anything about the planning of the crime at the Davises' home?
A. No, ma'am.
Q. Did you hear anything about the crime beforehand -- before it happened?
A. No, ma'am. No, ma'am.
Q. Did Jamal Thomas call you and talk to you about the crime after the fact?
A. I never had a phone call from Jamal Thomas about this crime, no.
Q. Do you know if Jamal Thomas called anyone else and talked about this crime?
A. I have no idea.
Q. Did you have a cell phone in December 2007?
A. No, ma'am.
Q. Did you use Robert Branch's cell phone?
A. Yes, ma'am.
Q. So tell me about that. Did you guys share it?
A. I can't hear you.
Q. Did you share the phone?
A. No. It was like he my brother, be around each other, I use his phone 'cause I didn't have one. I was just getting out of jail, so if I was around him at the time, I would use his phone. But I really never been a talking

1 person on the phone anyway, so I never had my own phone. I
2 used my mother's phone or everybody in my house when I came
3 home, my mom, my brother, and my stepfather Robert Lee, they
4 all had a family plan on the phone, so I use whoever's phone
5 is in the house, and we had a house phone.
6 Q. How did you --
7 A. When I was out and about and I needed to use the
8 phone, I would use Robert's phone.
9 Q. Do you have a cell phone now?
10 A. No, ma'am. I'm in prison.
11 Q. Did any of the other three co-defendants have a
12 cell phone?
13 A. Not to my knowledge. I can't -- I don't know. I
14 think Jamal may have had one.
15 Q. You mentioned that you would speak on the phone to
16 Jamal Thomas, did you speak on the phone to the other
17 co-defendants, Karon Moses and Antonio Freeman?
18 A. No, ma'am.
19 Q. Did you communicate with any of the other three
20 co-defendants during your trip to Philadelphia?
21 A. No, ma'am. Besides Jamal Thomas, I never spoke to
22 anybody else.
23 Q. When did your brother Robert Branch get his cell
24 phone approximately?
25 A. It was before I got out of jail. I can't tell

1 you. I don't know.
2 Q. What was the number?
3 A. I have no idea.
4 Q. What information did you think that Robert
5 Branch's cell phone had for your case?
6 A. Well, he got the cell phone, you got pictures, you
7 got the cell phone tower, you got the phone call and text
8 messages that was made the day of the actual crime.
9 Wherever this or that is, that phone -- the pictures was
10 taken and that phone could be validated as being up here
11 used at this time, and there's no way possible that I been
12 in that picture and been in North Carolina at the same time.
13 Q. When did you realize that Robert Branch's cell
14 phone might contain useful information for this case?
15 A. Actually before my trial. Me, my mom, my brother
16 Robert, and my attorney at the time Sam Barnes, Jimmie Sam
17 Barnes, actually had a conference visit at Northampton
18 County Jail and my brother had actually produced the cell
19 phones to Mr. Jimmie Sam Barnes, and Mr. Jimmie Sam Barnes
20 told my brother it was best that we kept that information to
21 ourselves until the trial.
22 So that's why I never had my brother give the --
23 bring the phone to the district attorney because I had
24 any -- no inclination of the law at that time. So I didn't
25 know that the judge could suppress this if I didn't present

1 this as evidence before we presented it as evidence at the
2 last minute after jury selection.
3 Q. All right. So this conference that you had with
4 your attorney Sam Barnes, your mother, and your brother, how
5 soon after you were arrested for this case did that happen?
6 A. Maybe about a year and a half. My brother had
7 brought the phone actually on the spur of the moment that he
8 was going through the house, and he was just looking for --
9 looking for the phone. He was like, well, we took pictures
10 while we was in Philadelphia. This maybe was a year later.
11 But he never really actually went through his drawers and
12 went through the house and actually look for the phone. He
13 just knew he had the phone.
14 But when he actually looked for the phone, he
15 actually found it. And when he found the phone, we had to
16 get him a charger. So it took maybe another week for him to
17 buy a charger to the phone and that's when he bought the
18 charger for the phone and he got pictures off of it and
19 brought it to my lawyer. During that visit.
20 Q. That visit, approximately how long before trial
21 did you have that with Sam Barnes?
22 A. Maybe -- maybe six months, maybe eight months.
23 Q. When your brother couldn't locate the cell phone,
24 what was he using?
25 A. He already had another cell phone. He probably

had about four or five cell phones prior -- after this. After that cell phone, he probably had like three or like four or five more cell phones that he changed over -- over those months.

Q. Is he keeping the same number and just upgrading the cell phone or?

A. No. He would just get a whole new number.

Q. So that meeting that you had with Sam Barnes, your mother, and Robert Branch, that was the first time that you realized the cell phone had any information relevant for your case?

A. Yes, ma'am. 'Cause I couldn't remember -- I knew we had took pictures, but my brother was the one that actually said something about the pictures because he remembered that he was taking pictures on the way up there to Philadelphia, but I wasn't taking pictures because it was his phone.

Q. So if you go back to the Exhibits 2 through 21 that I showed you, those photos?

A. Yes, ma'am.

Q. What is your understanding about those photos?

A. The only thing that I can recall from the photos is that there are pictures of my little brother Robert, pictures of me, and some of them may be pictures of landmarks and stuff going up to Philadelphia, but I can't

1 recognize or recall all of the pictures, no, ma'am.
2 Q. What photos did you take in Philadelphia on your
3 brother's phone?
4 A. The photos of him.
5 Q. At the time that you met with your attorney Sam
6 Barnes, did you have anything in addition to the cell phone?
7 A. Other than Antonio Freeman and Jamal Thomas -- I
8 mean, Karon Moses -- I mean, Jamal Thomas's statements, I
9 was just overwhelmed. I didn't know what to do, and I was
10 trying to grasp reality of how something like this could
11 happen to me, and I didn't do anything.
12 Q. Are you aware of anyone in your family ever talked
13 to Sam Barnes or showed him cell phone records?
14 A. No.
15 Q. Did you ever become aware of any cell phone
16 records existing?
17 A. Yes. I actually -- it was brought to my attention
18 by Mr. Wiggs when I was on HCON in 2000 -- I want to say '14
19 or 2015, if I'm not mistaken, that they had came and visited
20 me at Polk Correctional Institution, and when they came and
21 visited me, Mr. Wiggs had said that during his
22 investigation, he acquired cell phone records, and he was
23 thinking about hiring a -- whatever you say a -- not a
24 detective but a professional to get the pictures off of the
25 phone at that time. That was what he was trying to --

1 before my MAR was actually denied.
2 Q. Is that the first time that you became aware that
3 there were cell phone records that your family had from
4 Robert Branch's --
5 A. Yes, ma'am.
6 Q. -- cell phone?
7 A. Yes, ma'am.
8 Q. Do you know when any members of your family became
9 aware that they had cell phone records from this time
10 period?
11 A. I have no idea.
12 Q. Now this is just if you're aware, do you know when
13 Robert Branch realized that there was information on his
14 cell phone related to your case?
15 A. No, ma'am. No, ma'am, I don't.
16 Q. All right. I'm going to go back to when you were
17 at Rasheed Alston's house after you came back from
18 Philadelphia.
19 A. Yes, ma'am.
20 MS. ROUTTEN: Julie, can we take a quick break?
21 MS. BRIDENSTINE: Oh, absolutely. We're going to
22 take a -- how much time?
23 MS. ROUTTEN: Five minutes is plenty of time.
24 MS. BRIDENSTINE: Five minute break.
25 THE WITNESS: All right.

1 MS. BRIDENSTINE: All right. We're going to go
2 off the record. It is 3:15.
3 (A recess was taken.)
4 MS. BRIDENSTINE: All right. We are back on the
5 record. It is approximately 3:19.
6 Mr. Williams, you are still under oath.
7 BY MS. BRIDENSTINE:
8 Q. All right. Going back to this conversation at
9 Rasheed Alston's house, who was present?
10 A. Rasheed Alston; his wife, April Smith; my
11 brother's baby mother, Tiffany Michelle Brown; my brother
12 Robert Branch; and myself; Antonio Freeman; Jamal Thomas;
13 and Karon Moses.
14 Q. Where in Rasheed Alston's house did this
15 conversation occur?
16 A. In a back bedroom, which -- it didn't have any
17 beds in it. It had a table and chairs.
18 Q. Were all the people you listed present?
19 A. Yes, ma'am.
20 Q. And about what time of day did this conversation
21 happen?
22 A. Afternoon, mid-afternoon 3:00, 4:00.
23 Q. What was said?
24 A. They were all basically bragging about what they
25 did at the crime. Karon had said that YaYo was crazy, that

he had took the gun and shoved the gun in the older lady's -- between the lips of her vagina and all these things like that right here.

Q. How much information did you learn at this conversation about the crime?

A. Almost -- pretty much everything except about the high speed chase and where the actual geographical location was of the crime. Everything else, all the other particulars, they just -- gave me that dialogue, but I never knew anything about what gun was being shot, where he got the extra gun from, or any of that. All I knew was about what they -- what they said about sticking the gun or I didn't remember.

Q. Who was talking about it?

A. All three of them were, but the main one that was actually talking was actually Karon Moses. He was basically saying that -- what Antonio Freeman had done in the case, and he was basically making it like, well, he was crazy. He did this. He did that.

Q. So it was your understanding that Antonio Freeman had sexually assaulted Ms. Davis?

A. Yes, ma'am.

Q. Did you know from this conversation where they got the shotgun?

A. No, ma'am.

Q. Did you know what was taken from the Davises' house?

A. No, ma'am.

Q. Did you have any other conversations about this crime after the conversation you were present for at Rasheed Alston's house?

A. Yes, ma'am.

Q. And who did you have those conversations with?

A. Jamal Thomas.

Q. When approximately did you have them?

A. I can't exactly recall, but it was after I got back from Philadelphia, and I was in the -- my Aunt Susie's house, and he had said something about some -- some boots, some Timberland boots. And those Timberland boots were my size, so I paid him for them at the same time that I gave my brother Robert the outfit that I was supposed to give Lacey Claxton.

Q. Was this after or before the conversation at Rasheed Alston's house?

A. I can't recall. I'm assuming that it may have been before, but I think -- I'm not sure if it was before or after.

Q. How much did you pay Mr. Thomas for the boots?

A. Well, I actually made a swap with my brother, and my brother actually paid Jamal something because Rob, my

1 brother, had some coke -- some cocaine, and I had gave him
2 the outfit for Tiffany Brown, and he paid for the boots from
3 Jamal Thomas -- for me.
4 Q. What size shoe do you wear?
5 A. Well, now I wear a size 11, but back then I -- I
6 think I wore a nine and a half or a ten.
7 Q. What size are the Timberland boots?
8 A. If I'm not mistaken, I think they're size ten.
9 Q. When you had this exchange and you got the boots
10 from Jamal Thomas, were you aware that they were stolen?
11 A. He -- he didn't tell me they were stolen at the
12 time. No, I don't think he told me, but I may have been
13 aware. I don't -- I'm not -- I'm not sure.
14 Q. When did you become aware that they were the boots
15 that were taken from this crime?
16 A. I have no idea. I don't think -- I can't remember
17 when I actually knew they came from this crime. I don't
18 know.
19 Q. Who told you?
20 A. I think it was Jamal Thomas.
21 Q. When you were at your Aunt Susie's house, was
22 anyone else present?
23 A. My brother Robert Branch and Tiffany Brown.
24 Q. Is there someone related to Susie named Wally?
25 A. Yeah, my cousin Wally. His name is -- I forgot --

I know his brother's name is Joseph Tyson. His name is Wallace Tyson.

Q. Were any of Susie's relatives there?

A. Wally, that's my cousin (indiscernible) and Joe Joe, which is Joseph Tyson's brother, and their daughter and her sister -- I mean their sister. I can't remember her name off -- off the top of my head.

Q. Who was actually present at your Aunt Susie's house when the boots were exchanged?

A. Me, my brother Robert, and my brother's -- my brother's baby mother Tiffany Brown.

Q. And Jamal Thomas?

A. Yes, and Jamal Thomas, yes, ma'am.

Q. How did Jamal Thomas know or why was he over at your Aunt Susie's house with the Timberland boots?

A. 'Cause all of us grew up together. Everybody that was there -- like my brother Robert is Jamal's best friend, so wherever my brother goes, Jamal is with him and vice versa. So we basically -- we're -- they were friends but we was raised like family.

Q. Did you know ahead of time that he was bringing some boots over?

A. No. No, ma'am.

Q. Did you ever discuss with him the boots ahead of time?

1 A. No -- actually I had -- how it happened with the
2 boots is he had seen those white and green Timberlands that
3 I had just bought from Philadelphia, and he was like, oh, I
4 got a brand new pair of shoes right here, a brand new pair
5 of Tims. They too big for me, but you might be able to wear
6 them, and I was like how much you want? And I can't recall
7 exactly what I gave him, but I know it was done -- my
8 brother was the intermediary because I had just bought that
9 outfit for Lacey, and I took it to my little brother because
10 me and her had fell out. So I sold it to him for his baby
11 mother Tiffany, and he had paid Jamal for the boots for me.
12 Q. You said you'd had some more conversations with
13 Jamal Thomas about the crime.
14 A. I can't recall if I said that but, I mean, I had
15 conversation about the crime with Jamal Thomas after the
16 fact, but I can't recall every conversation that I had with
17 him and how many times. I can't recall right off the top.
18 Q. Were these conversations in person, on the phone,
19 both?
20 A. No, the conversations that we actually had was the
21 one time at Rasheed's house and speaking about it at my Aunt
22 Susie's house and what had transpired. It was only the two
23 times that I can remember having the conversation. I don't
24 remember ever having a phone conversation about this crime,
25 no.

1 Q. Did you ever talk to Karon Moses or Antonio
2 Freeman at any other time other than when you heard about it
3 at Rasheed Alston's house?
4 A. No, ma'am.
5 Q. Who is DeAngelo Mason?
6 A. Someone from around the neighborhood. But, I
7 mean, purportedly to be a cousin of mine, but I'm not sure.
8 I knew of him -- grew up with him, but I'm not, like, I
9 don't know him like that.
10 Q. Why do you think anyone might have thought that
11 Jamal Thomas committed this crime with DeAngelo Mason?
12 A. Beats me. I -- I don't know.
13 Q. Are you aware of Jamal Thomas calling Erel Jordan
14 on the day of the crime or around the day of the crime?
15 A. No, ma'am.
16 Q. Are you aware of Jamal Thomas calling Tacoma Davis
17 on the day of the crime or after the crime?
18 A. No, ma'am.
19 Q. Are you aware of a burglary happening at Seaboard
20 Police Department in 2007?
21 A. A burglary in 2007, I'm -- I'm not sure right off
22 the top, no, ma'am.
23 Q. Did you ever hear about anyone breaking into the
24 police department?
25 A. I've heard of someone breaking into the Seaboard

1 Police Department a couple times.
2 Q. What do you know about that?
3 A. I know one guy was Danny Richardson, and I don't
4 know.
5 Q. Were you ever a suspect for any of the break-ins
6 at the Seaboard Police Department?
7 A. Yes, ma'am.
8 Q. When were you a suspect?
9 A. I'm not quite sure right off the top of my head.
10 It was 2007 sometime.
11 Q. Were you ever charged or arrested for that?
12 A. No, ma'am.
13 Q. How were you made aware you were a suspect?
14 A. When they came and interrogated me.
15 Q. When was that?
16 A. I can't recall exactly when.
17 Q. Who interrogated you?
18 A. George Reed and Daryl Harmon.
19 Q. And who?
20 A. And Daryl Harmon.
21 Q. Daryl Owen?
22 A. Harmon, H-A-R-M-O-N.
23 Q. Going back to the shotgun that you held on your
24 property for Jamal Thomas, do you know where he got that
25 gun?

A. No, ma'am.
Q. Who is Angela Williams?
A. Angela Williams, I have no idea.
Q. Did Jamal Thomas ask you to go help rob a woman's house on the day that you were picked up to go to Philadelphia?
A. Yes, ma'am. The day that I was picked up from Robert Lee?
Q. Yes.
A. Yes, ma'am.
Q. What happened?
A. Robert Lee came and got me and my little brother Robert to go up to Philadelphia. I don't know what Jamal did after that, but I heard -- that's the white woman that I was referring to earlier, who stayed behind the projects.
Q. And, Mr. Williams, I'm just going to ask that again just to make sure you understand the question.
Did Jamal Thomas ask you to go help rob that woman?
A. No, he didn't ask me to help rob the woman, no. He actually -- him and Rasheed were planning to go -- Rasheed basically set that up with Jamal, but I was just there when they actually set it up. But I ended up leaving. I was never supposed to be involved, period.
Q. And what day was that?

A. I have no idea. It was before -- it had to be January 26th -- I mean, December the 26th or December the 27th.

Q. Was it the same day that you left with your family to go to Philadelphia?

A. Yes, ma'am.

Q. And where did that conversation take place?

A. At Rasheed's house.

Q. Who was present?

A. Me, Rasheed, and Jamal Thomas and my brother Robert Branch.

Q. Do you know if they went and actually did the robbery?

A. It wasn't actually a robbery at that one point. It would have actually been a breaking and entering because Jamal -- to my understanding, after I left, Jamal went and broke into the lady's house and stole a shotgun and a pistol or just a shotgun. But I heard there's two guns that he stole from a house, which Rasheed actually set it up because Rasheed lured the woman -- I forgot exactly when but every time at lunch she always go buy drugs. And Rasheed was taking her to Weldon to go buy drugs, but he knew she would be gone because he was going to take her to buy the drugs so Jamal could go break into her house.

Q. So your understanding is the crime did happen?

A. Yes, ma'am.

Q. And who --

A. There's a record of that crime on file right now.

Q. Who informed you of that?

A. I'm not sure -- I don't know if I heard from Rasheed now that I got back, or if it was a phone call and I put two and two together when Jamal called and asked and told me -- when he was speaking to my brother, he was like, yo, let me speak to Tek, and I spoke to him and he was like, you know the police looking for you. And I'm like, what for? And he was like, for that breaking and entering.

So I was assuming that when I wrote my statement that that was the crime he was talking about. I thought all of that happened the same day, but I'm not -- I'm not sure that that crime and the actual shooting happened the same day. I may be wrong about where -- I may be wrong about the shotgun, that may have been the shotgun they used. They may have not used that shotgun from there, but that was my understanding they used the shotgun that they got from my house.

Q. When did you -- when did you first --

A. I wasn't with them, so I don't know what shotgun they used.

Q. When did you learn that they had used the shotgun from your house in the crime at Mary Davis's home?

A. I thought, you know, there's me thinking that when they was having the conversation, no one verified where they got the gun from. And the conversation was had that they got the gun from Jamal house. So me, knowing that they did that crime and got that gun from me, I automatically assumed that was the same shotgun that they had me go get out of that abandoned house. But that shotgun may be the shotgun from that white lady house from behind the Seaboard Cupboard. I mean, not the Cupboard, the Seaboard Projects.

Q. When did you talk to Jamal Thomas about that on the phone?

A. It was about me and my brother while we was going to Philadelphia. It was afternoon maybe 8:00, 9:00 as we was going up there. I don't remember the exact where we at, but I want to say when we stopped in Alexandria, Virginia, it was maybe like 7:00, 8:00ish that day, and he called and he said that while we was going up there.

Q. Did you speak to the police on July 29, 2008?

A. July 29, 2008? I'm not sure but I may have.

Q. When is the first time you remember talking to the police about this case?

A. Sometime in July.

Q. Can you tell me the circumstances of how that happened?

A. Well, I got -- I got locked up for seven counts of

1 firearms by felon. And I -- in a time where I was pushed --
2 my back against the wall, I felt like somewhere along the
3 line the truth needed to come out because of what happened
4 to that -- that boy's mother. So I felt bad. My mama made
5 me feel bad because she knew that I knew about it. And she
6 told me, she was like, it's time for you to do the right
7 thing and be a man. You know if that happened to me, would
8 you want somebody to do that to me. And I -- I had a good
9 rapport with my mother, so I wanted to clean my slate, and I
10 felt that it was an appropriate time, so I -- I actually
11 told them about the situation.
12 Q. How -- how did your mom know that you knew about
13 this crime?
14 A. Because I told her.
15 Q. When did you tell her?
16 A. I'm not -- I'm not exactly sure, but I was locked
17 up, and she was getting ready to get married, and we was in
18 visitation, and she came to see me in visitation in the
19 county jail.
20 Q. When did you have this conversation with your mom
21 about talking to the police about the crime?
22 A. A couple of days before I actually was
23 interrogated by Ms. Burnette. I mean, not Ms. Burnette --
24 pardon me -- Mr. Harmon. I spoke to Daryl Harmon first.
25 And he went and got Ms. Burnette because it was her case and

her investigation.

Q. Had you been in custody for a few days?

A. Yes, ma'am.

Q. All right. I'm going to show you what I'm marking as Exhibit 42, and they are case progress notes from your discovery.

A. Yes, ma'am.

Q. It's four pages, and I'm going to read out loud the part that is dated July 29, 2008. And this is on page 3. And these progress notes at the top is listed Burnette, who I understand is Brenda Burnette.

A. Yes, ma'am.

Q. And they state, quote, "Coatney Williams advised that YaYo shot Erel, YaYo found .38-caliber gun under cushion, Jamal gave Cinita jewelry from burglary. And him, the wheat Timberland boots. YaYo also assaulted female. YaYo fired shots at car that came up fast," end quote.

Do you recall talking to Officer Burnette, Brenda Burnette?

A. Yes, I verbally told Ms. Burnette these things and at the time she asked me to write a statement and I refused.

Q. All right. How did you start talking to Brenda Burnette?

A. Well, after I actually -- Daryl Harmon had actually called her because he was investigating my case

1 with seven counts of firearms by felons, and in that case I
2 alluded to knowing about or being able to assist, and I was
3 actually telling him that I was guilty of the actual crime
4 that I was being charged with at the time.
5 Q. Where did Daryl Harmon work?
6 A. As a detective at the Northampton County Police
7 Department.
8 Q. Did he work with Brenda Burnette?
9 A. I -- I think he was her supervisor.
10 Q. Did you ever speak to any federal agents or ATF
11 agents?
12 A. Yes, ma'am. Mr. Harold McCluney inquired about
13 some things with me, but I refused to speak to him.
14 Q. Was that before or after your conversation with
15 Ms. Burnette?
16 A. After my conversation with Ms. Burnette.
17 Q. So are Daryl Harmon and Brenda Burnette the first
18 people that you spoke to about this case?
19 A. Yes, ma'am.
20 Q. When you spoke to Ms. Burnette, who was present?
21 A. I'm not sure who was all present. I know
22 Ms. Burnette, myself, and I think it was one more
23 investigator, but I'm not quite sure if they stayed in the
24 room the whole time.
25 Q. What was your understanding about why Brenda

1 Burnette was talking to you?
2 A. She was talking to me about the case in Severn,
3 North Carolina where Miss -- where Erel Jordan was shot, and
4 it was understood that I was not a suspect when I actually
5 started talking to Ms. Burnette.
6 Q. So was it your understanding that Daryl Harmon
7 reached out to Brenda Burnette?
8 A. Yes, ma'am.
9 Q. Was that the same day that you talked to Daryl
10 Harmon?
11 A. Yes, ma'am. Maybe minutes before he went and got
12 her.
13 Q. And Ms. Burnette's notes that I read out loud to
14 you, the information that I read earlier -- and if you need
15 me to read it again, I will -- was that information
16 accurate?
17 A. No, ma'am.
18 Q. Did you tell --
19 A. The information is -- is that -- the information
20 is information that happened, but Antonio Freeman never gave
21 me any boots, no. I never told her Antonio Freeman gave me
22 anything. I told Ms. Burnette that I got the boots from
23 Jamal Thomas.
24 Q. And let me read it again because it does say
25 Jamal, but it says --

A. Okay. Yeah, I told her I got the boots from Jamal Thomas, and I may have said something about Antonio being the shooter -- being the person that shot because I actually didn't know but from what was told, I knew Antonio Freeman was the one that was shooting when they was coming up fast on the car based off of what Karon had said.

Q. Did he --

A. But I never knew who the actual shooter was because neither one of them actually said who shot Erel Jordan. I heard it was Karon Moses actually, though.

Q. Did you tell Ms. Burnette that YaYo found a .38-caliber gun under a cushion?

A. Yes, ma'am.

Q. Did you tell her that Jamal gave Cinita jewelry from the burglary?

A. Yes, ma'am.

Q. Did you tell her that Jamal gave you wheat Timberland boots?

A. Yes, ma'am.

Q. Did you tell her that YaYo or Antonio Freeman assaulted a female?

A. Yes, ma'am.

Q. And did you tell her that YaYo fired shots at a car that came up?

A. Yes, ma'am.

Q. Where did you get the information that you gave Ms. Burnette?

A. All the three suspects, Antonio Freeman, Karon Moses, and Jamal Thomas, but the brunt of the conversation was led by Karon Moses was the one that was actually revealing 90 percent of the information came from him as he was reiterating the story.

Q. Why did you talk to police about this crime on July 29, 2008?

A. Because I was incarcerated. I didn't hear you.

Q. Sorry. I was asking why did you talk to police on this day, July 29, 2008?

A. Because I was facing -- I ain't going to lie. I was facing my own hardships, and I felt like I was being wronged by the street, so I felt I might as well go ahead and tell what actually happened to help somebody else case out by people testifying and jumping on my case.

Q. Do you know what happened to the .38 handgun that was taken from Ms. Davis?

A. I heard that when they got back to Seaboard, they threw it -- that YaYo got rid of it from the police and another -- something else had happened and he had to throw the gun away. I -- somewhere in Seaboard Projects, but I don't actually remember exactly, no.

Q. And who gave you this information?

1 A. This was talked about when we was in the county
2 jail prior to this. And I think they found the gun in the
3 projects in some bushes before my actual trial.
4 Q. After you gave this to Ms. -- this information to
5 Ms. Burnette, what did she tell you?
6 A. Well, in actuality she told me that I shouldn't
7 have anything to worry about if I told the truth, that I
8 didn't have anything worry about. I wasn't a suspect. And
9 then a couple weeks later, I got charges.
10 Q. Did you ever talk to Harold McCluney in reference
11 to this case?
12 A. No, ma'am. I never spoke to -- I never speak with
13 Mr. McCluney. I refused to speak to any ATF investigator
14 out there (indiscernible).
15 Q. Had you had any sort of interactions with Agent
16 McCluney before July 29, 2008?
17 A. No, ma'am.
18 Q. Had you had any sort of interactions with George
19 Reed prior to this case?
20 A. Yes, ma'am.
21 Q. How many times had you spoken to George Reed?
22 A. A lot. I mean, pertaining to other
23 investigations, other cases, a lot.
24 Q. What about Brenda Burnette, what kind of
25 interactions had you had with her prior to this case?

A. Ms. Burnette didn't like me or my mother or my father or us, so we really -- I never had any direct conversations with Ms. Burnette, no.

Q. Had she ever been an investigator on any crimes you had been investigated or charged with prior?

A. Not that I know of, no.

Q. Do you know who Officer Smith is?

A. No, ma'am.

Q. Other than that time you talked to Daryl Harmon on July 29, 2008, prior to Ms. Burnette, did you ever have any sort of interactions with him regarding this case after that?

A. No, ma'am.

Q. So was -- were the police aware of what information Cinita Long had on this case before you spoke to them on July 29, 2008?

A. No, ma'am.

Q. So you were the one who gave her name as a person who had information on this case?

A. Yes.

Q. And you and Cinita Long were both contacted on July 29, 2008, about this case.

Is it your understanding that they spoke to you first?

A. Yes, ma'am.

Q. And how do you know for -- that they spoke to you first?

A. I don't know. I just assumed I was first one they spoke to. I mean, I don't know one way or the other whether I was or not, but I thought that that would have set the chain of events that happened and them contacting her.

Q. What was Cinita Long's phone number at the time?

A. I have no idea.

Q. Did you ever call her?

A. No, ma'am.

Q. Did you ever call her when you were in Philadelphia?

A. No, ma'am.

Q. Tell me the circumstances of how the police came to collect the Timberland boots from your house.

A. I don't recall. I just know they went -- they went all -- I was locked up. They went and contacted my mother. I got on the phone and told my mother to give them the boots, and she gave them the boots.

Q. Was your mother aware prior to when you told her about it and the police came and contacted her about the boots, was your mom aware that the boots were stolen?

A. Not necessarily, no. She didn't know -- actually -- it actually was a mix up really because the actual boots that they got actually wasn't the boots that

actually came from that crime. They were boots that were bought at another time.

I had two pairs of Timberland -- wheat Timberland boots. And the Timberland boots they gave my -- my mother gave them weren't even the actual Timberland boots that was actually come from that crime. They just happened to be size ten too because I have two pair at my house.

Q. Were they the same -- were they identical?

A. They were the same. They were the same color, but the -- the -- boots that came from that crime had a gold Timberland sign on the lip of those boots. And the Timberland boots that was in my house didn't have a gold writing on it. The ones that my mother had given the detective didn't have the gold on it. The ones that I got from Jamal Thomas had a gold Timberland sign on the front of the -- not -- where the shoestring is at. It's a gold Timberland sign. It had a Timberland sign on a side of it. The boots that they got didn't have the gold Timberland sign on it. Those were boots that I had bought prior to buying boots from Jamal Thomas. I already had a pair of older Timberland boots that I had. They was older than the ones that I got from Jamal Thomas. The ones that I got from Jamal Thomas were practically new.

Q. Did Jamal Thomas tell you that the boots came from Tacoma Davis?

A. Yes, ma'am.

Q. All right. I understand you spoke to the police on September 8, 2008, is that the next time that you spoke to the police?

A. Ms. Burnette actually coerced me by using -- tried to use me to testify against those boys, that's why she charged me. When I wouldn't testify against them, that's when they made me a suspect and charged me.

Q. Okay. I'm going to show you what's been previously marked as Exhibit 38, it's a statement with your name at the top dated September 8, 2008, given to Detective Burnette, and it is three pages.

All right. I'm going to show you the first page. The second page. And I want to draw your attention to the third page. At the bottom there's a signature.

A. Yes, ma'am. That's me.

Q. Do you recognize that?

A. But that's not my handwriting. I didn't -- I didn't write that.

Q. Okay.

A. I wrote my -- I signed my signature, but I didn't write that statement.

Q. All right. Who wrote the statement?

A. Ms. Burnette.

Q. And you signed it; is that right?

A. Yes, ma'am.

Q. All right. Tell me about the circumstances of this interview with Detective Burnette. How did it happen?

A. I was actually interviewed by Ms. Burnette. It actually was not in accordance to the law because I already had an attorney. When she asked to speak to me, she basically coerced me and pressured me into talking to her without my attorney and that's how she end up getting that statement under false pretenses because she was leading me to believe that I was not a suspect.

Q. How did -- what did she say?

A. She told me that -- if I told the truth, I would -- the truth would come out, and I wouldn't be prosecuted for this case if I told the truth. And that's how I initially end up writing the statement and refusing my attorney being present because she was telling me if I tell the truth, I won't be pursued as a suspect. But she lied to me because I told the truth and then she pursued me as a suspect.

And you knew in your heart that it wasn't four people involved in this crime. It was only three. So how could I even be there period if you already got your three suspects.

Q. Where did the interview take place?

A. In Northampton County Superior Court,

1 (indiscernible). In Northampton County District Court in
2 a -- in a -- in an office, but I'm not sure what room it
3 was.
4 Q. Was anyone else present?
5 A. No, ma'am.
6 Q. Approximately how long did you speak to her for?
7 A. Maybe about thirty minutes, an hour.
8 Q. When you spoke to Ms. Burnette on September 8,
9 2008, did you know the exact date that the crime at the
10 Davis house occurred?
11 A. No, ma'am.
12 Q. When you spoke to Ms. Burnette on September 8,
13 2008, did you know what exact dates you were on your trip to
14 Philadelphia?
15 A. No, ma'am.
16 Q. Did you go up to Philadelphia at the same time as
17 your brother Robert?
18 A. Yes, ma'am.
19 Q. Did you come back to Philadelphia at the same time
20 as your brother Robert?
21 A. Yes, ma'am.
22 Q. Now, according to the police and your statement,
23 you told them that you went up to Philadelphia on
24 December 29, 2007. And I'm referencing the first page.
25 It states, "On December 29, 2007, me and my little

1 brother Robert; my mom, Regina; and my mom's husband, Robert
2 Knight was on our way to Philadelphia."
3 Is that accurate?
4 A. It's what I told her, but I was confused. The
5 actual dates and the time. And I had knew I had went to
6 Philadelphia, so I automatically assumed it was the date
7 that the crime actually happened based off of Ms. Williams'
8 house being broken into. So I was assuming when he called
9 my phone, I'm thinking that this crime that happened that --
10 that same night so that's why I said it was the 29th because
11 I knew Jamal was supposedly doing the crime. He called my
12 phone -- my brother's phone and asked my brother, you know,
13 why the police looking for him, talking about -- they was
14 looking for me.
15 So I assumed that that was the actual day they was
16 looking for me for that crime 'cause I didn't know that it
17 was actually -- actually talking about the robbery of
18 Ms. Angela Williams' house behind the projects in Seaboard
19 when he called the phone. But I thought he was talking
20 about this crime, so I assume this crime happened on the
21 29th instead of me leaving on the -- actually the 27th.
22 Q. On the second page at the top of the page you
23 stated according to Detective Burnette, quote, "I kick back
24 to Seaboard on January 3, 2008, from Philadelphia."
25 Did you tell Detective Burnette you came back on

1 January 3rd?
2 A. Yes, ma'am.
3 Q. Is that accurate?
4 A. No, ma'am.
5 Q. The report also states on page 1 that you were in
6 Alexandria, Virginia, when you got a phone call on your
7 brother's cell phone from Jamal Thomas saying that the word
8 in Seaboard was that you had brought into Angela -- I don't
9 know her last name, but she stayed behind the Seaboard
10 Project, a white lady. Jamal told me --
11 A. Yes, ma'am.
12 Q. Jamal told me the word was I broke into her house
13 and stole her .38.
14 Did you tell Detective Burnette that?
15 A. Yes, ma'am.
16 Q. Is that true?
17 A. Yes, ma'am.
18 Q. On page 2 I'm going to start with the second
19 sentence. It states, "When I get back, me, Jamal, YaYo, and
20 Karon, my little brother Robert, April Smith, Tiffany Brown
21 was at Rasheed's house in the projects smoking weed when the
22 conversation of the licks that YaYo, Karon, and Jamal did
23 over the Christmas/New Year holiday. YaYo was gloating
24 about sodomizing Tacoma's mom with the gun. Jamal, YaYo,
25 and Karon was laughing and having a good old time sharing

1 the story with me, Robert, Tiffany, April, and Rasheed.
2 Jamal, YaYo, and Karon spoke about the shooting of somebody
3 that chased them the night of December 29th. YaYo said when
4 the dude that was chasing them -- when they pulled behind a
5 bar and YaYo rolled the window down and shot the guy. Jamal
6 had the jewelry, Jordan and Timberland shoes, and some
7 fitted caps. Jamal had some PSPs. Jamal traded the Xbox
8 for cash and bought a PS3. Jamal gave me the wheat
9 Timberlands to me that came out of Tacoma's house."
10 Did you tell Detective Burnette this?
11 A. Yes, ma'am.
12 Q. Is -- is that true?
13 A. Yes, ma'am.
14 Q. Did -- where did you learn this information that I
15 just read?
16 A. At Rasheed Alston's house when they were sitting
17 there talking about what they had did.
18 Q. On the third page you stated, "Jamal gave me the
19 wheat Timberlands to me that came out of Tacoma's house at
20 my Aunt Susie Tyson's house. The reason why I know because
21 Jamal said, 'They ain't my size, no way. They came from the
22 lick we did in Severn.' I didn't have anything to do with
23 the burglary. I was told by Jamal and YaYo what happened.
24 Karon just sat back while they talk."
25 Did you tell Detective Burnette this?

A. Yes, ma'am.
Q. Is that accurate?
A. No, ma'am. Karon was actually the one that was doing the talking.
Q. Did you tell Detective Burnette that Karon was the one who was doing the talking?
A. Yes, ma'am.
Q. Did you share clothes with Jamal Thomas?
A. No, ma'am.
Q. Did you share clothes with anyone else?
A. My brother Robert Branch.
Q. Anyone other than Robert Branch?
A. Not that I can recall, no, ma'am.
Q. Do you know why Tacoma Davis's house was targeted?
A. No, ma'am.
Q. Did anyone else in your family speak to the police?
A. My mother and my brother and my aunt Angela Taylor, all of them wrote statements and testified at my trial, so I believe sometime or another they actually spoke to the police. And Rasheed and Cinita spoke to the police as well.
Q. Who in your family do you know spoke to the police?
A. My brother Robert Branch. I know my mother spoke

1 to the police, and my mother's husband Robert Knight spoke
2 to the police. My Aunt Angela Taylor spoke to the police as
3 well.
4 Q. Who did they speak to?
5 A. I'm not a hundred percent sure but I'm assuming
6 Ms. Burnette.
7 Q. How do you know they spoke to the police?
8 A. Because they wrote statements.
9 Q. Have you seen --
10 A. The statements they wrote got the Northampton
11 County Sheriff Department seal on it. So one of the
12 detectives actually disposed of it, I guess you would say.
13 Q. When did you see these statements?
14 A. When I got my motion of discovery in 2010.
15 Q. Was this prior to your trial?
16 A. No, ma'am.
17 Q. And you saw statements from your mother, Angela
18 Taylor, and Robert Knight that were --
19 A. No. I saw statements from my mother, my brother
20 Robert Branch, and my Aunt Angela Taylor, but I never saw
21 statements from my stepfather, Robert Knight, because at
22 that time he had dementia, and he was in a rest home.
23 Q. And is it your testimony that these statements
24 were produced by the Northampton County Sheriff's Office?
25 A. Yes, ma'am.

1 Q. Do you have copies of those statements now?
2 A. I have copies of my mother, Rob -- I don't know.
3 I have copies of my brother Robert's statement, and I'm
4 assuming Robert -- I mean Rasheed's statement, but I don't
5 quite remember where -- what happened to Cinita Long and
6 Jamal Thomas's statements. Somewhere between being shipped
7 from prison to prison, those statements were lost out of the
8 motion for discovery.
9 Q. Did you talk with your co-defendants after the
10 crime about what you would say?
11 A. No, ma'am.
12 Q. Do you know what Jamal Thomas has said about the
13 crime?
14 A. No more than what -- I only know what James
15 Antinore produced in his affidavit. All I read was those in
16 the affidavit that he said I didn't have anything to do with
17 it. And he didn't give me any specifics of anything in the
18 affidavit that I got.
19 Q. Did you ever see statements by Jamal Thomas as
20 part of your discovery?
21 A. Yes, ma'am.
22 Q. Was that prior to your trial?
23 A. Yes, ma'am.
24 Q. When did you --
25 A. But I never saw -- I never saw the statements from

1 Jamal Thomas.
2 Q. You did not?
3 A. No, ma'am. I never saw -- I mean, I never -- I
4 never received in my motion -- I never got in my motion of
5 discovery. I seen Jamal's statement, Jamal Thomas's
6 statement through Antonio Freeman when we was in the county
7 jail. Antonio had his motion of discovery, and I saw it
8 through him, but I never received my motion of discovery
9 until I came to prison.
10 Q. Okay. And then I'm just trying to clarify that.
11 Did you ever review the reports with your attorney
12 Sam Barnes prior to trial?
13 A. Well, Mr. Barnes had the reports himself on a
14 CD-ROM, and he showed me a statement on the computer, but I
15 never had anything in my possession, no.
16 He only told me the night that I picked my jury
17 that one of my co-defendants was going to testify against
18 me. He never told me who. I was under the impression that
19 it was going to be Jamal Thomas, but I never suspected that
20 they were going try to coerce Antonio Freeman because Jamal
21 Thomas wouldn't testify against me. Or Karon Moses wouldn't
22 testify against me.
23 So I was under the impression that by Jamal Thomas
24 being free that he was going to be the one to testify not
25 unbeknownst to me, that Jamal Thomas already wrote --

1 changed his statement about three or four times. I didn't
2 know any of this because my attorney wasn't giving me this
3 feedback. He wasn't telling me of all the changes in the --
4 the statements that Jamal Thomas had wrote already, and then
5 the DA didn't want to use him as a credible witness.
6 Q. At what point when you were waiting in jail for
7 trial, did you see the CD with discovery from Sam Barnes?
8 A. Maybe at the time right around when picked my
9 jury. He came to see me that night, and he didn't even go
10 through the whole discovery. He only showed me Jamal
11 Thomas's statement, which he never said the name because the
12 name was marked out. And he showed me the affidavit --
13 where he showed me the statement that they obtained from
14 Antonio Freeman that night -- I mean, that day that I was
15 picking my jury. That's the only thing he showed me.
16 Q. And was that the first time you had ever seen any
17 of your discovery?
18 A. Outside of the statement I saw of Jamal Thomas's
19 initial statement from Antonio Freeman, no.
20 Q. So initially you saw something in your case?
21 A. Yes. I saw Jamal Thomas's statement through
22 Antonio Freeman, but any of particulars of the case, I
23 was -- I was in the dark.
24 Q. All right. I just want to make sure I'm
25 understanding that the first time you saw anything from your

1 attorney Sam Barnes was the night before your trial?
2 A. Yes, ma'am.
3 Q. When did you first learn what Karon Moses had said
4 about the crime?
5 A. I don't understand the question.
6 Q. When did you learn what Karon Moses had told law
7 enforcement about the crime?
8 A. Oh, I didn't actually -- maybe Milton Drew of the
9 Northampton County Sheriff Department in the jail had said
10 something -- alluded to something, but I didn't know what he
11 was referring to. But he actually told me -- he said, you
12 don't have anything to worry about because Karon had told
13 the ATF, which I didn't know that at the time, that I didn't
14 have anything to do with the case. It was -- he was there
15 and he knew.
16 So he told me that I didn't have anything to worry
17 about when I was trying to get assistance from the NAACP,
18 the ACLU, and I wrote a -- a -- the Attorney General's
19 office pertaining to this case asking for assistance because
20 I felt like Mr. Sam Barnes wasn't representing me
21 adequately. He brought it to my attention that all these
22 notaries and stuff that I was getting, I was already good.
23 I didn't need to keep getting these things notarized because
24 that -- I didn't have anything to worry about because Karon
25 Moses had already told the truth and said I didn't have

anything to do with it.

Q. So this was the -- this was a deputy at the jail?

A. That is actually the Major of the jail, the person who was the jail.

Q. Major who?

A. Major Milton -- Major Milton Drew.

Q. Milton Drew?

A. Yeah.

Q. And Major Milton Drew told you that he was present when Karon Moses was interviewed by Agent Harold McCluney?

A. No. He never told me who -- he just told me that Karon Moses had wrote a statement, and in his statement it said that I didn't have anything to do with this crime. But he didn't tell me who he wrote the statement to or any other thing of the such, no.

Q. When did you learn this from Agent Milton Drew or -- excuse me -- Major Milton Drew?

A. Maybe a couple of months prior to me going to trial because I actually did -- I had called him personally, and I didn't want to go because my trial was coming up, so I actually went to central prison to have a surgery like two weeks before my trial, and they shipped me back to the county jail after I had my surgery the day that I picked my jury. So I was actually coming back from a medical facility having surgery on my arm the day that I picked my jury. I

1 hadn't had any contact with my lawyer or anything on that
2 day.
3 Q. So a couple months prior to that was the first
4 time that you had learned --
5 A. Maybe a -- this is -- 'cause I didn't want to ship
6 out, so it had to be a month and a half before -- so it had
7 to be in June maybe. Maybe May. You know what I'm saying?
8 May or June. Late, May, early June --
9 Q. Was --
10 A. -- of 2010.
11 Q. Did you first learn the information about Karon
12 Moses stating you weren't involved in this crime from the
13 Major?
14 A. Yes, ma'am.
15 Q. All right. And you mentioned that you had
16 received or you had seen some of the discovery with Antonio
17 Freeman; is that right?
18 A. Yes, ma'am.
19 Q. And when did that happen?
20 A. I don't recall. It wasn't long after I got --
21 well, I made bond in September of two thousand
22 and (indiscernible). I made bond in January of 2009, and
23 January 26th, I made bond. So I got locked back up in
24 February 26, 2009.
25 So in between that time and me getting

1 incarcerated again -- because initially I didn't have any
2 contact with either one of those -- any one of those guys.
3 They send me to safety at Polk Correctional Institution, but
4 when I came back once I made bond, they moved to Alamance
5 County Jail.
6 I don't know where Antonio Freeman received the
7 motion of discovery, but when I got there, he showed me,
8 singularly showed me where it said he didn't write a
9 statement and where it said that Karon Moses was part. He
10 didn't show me Karon Moses's statement. He said Karon Moses
11 didn't write a statement. He showed me only the Jamal
12 Thomas's statement and his statement where they had -- say
13 no statement, but other than that, I didn't see anything
14 else pertaining to this case at that time, no.
15 Q. Why were you certain that Jamal Thomas and Antonio
16 Freeman were not going to testify against you?
17 A. Why was I certain that they weren't going to --
18 Q. Or why did you think that?
19 A. That they weren't?
20 Q. Were not?
21 A. I never -- I never said -- I don't know which
22 one -- from the beginning, I assume that they was going to
23 be truthful. So by me not having anything to do with it, I
24 actually looked at the best in these people, all right, you
25 know, they going to accept their charges. They -- Antonio

1 Freeman basically told me the night that I picked my jury
2 that he wasn't testifying, but that was a lie, so, I mean, I
3 had a bad lapse of judgment, and I should've -- you know,
4 the only thing I could have done different was learn the
5 law.
6 Q. Did you have any conversation or communication
7 with any of your co-defendants at the jail prior to your
8 trial other than the one you mentioned with Antonio Freeman?
9 A. No, ma'am.
10 Q. Did you ever talk to any of your co-defendants
11 after you were sentenced to prison?
12 A. No, ma'am.
13 Q. Did Jamal Thomas ever tell you that he was sorry
14 and that he would have testified to the truth if he was
15 called as a witness?
16 A. The day that I got my time, we had an open
17 dialogue about the case, but I was going through so much
18 mentally I wasn't even really trying to hear what he said,
19 but I was being -- I had gave him some underwear. I gave
20 him some soap. I gave him some toiletry stuff to brush his
21 teeth with.
22 I wasn't -- he told me he was sorry, and he
23 actually told me that he was going to do the right thing,
24 and he was going to make sure that I got out because he knew
25 I had nothing to do with it, but he had to see it through,

1 and he'll see me down the road, that's all he said.
2 Q. Did you ever tell any of your co-defendants not to
3 testify against you?
4 A. No, ma'am.
5 Q. Did you ever threat --
6 A. I asked them were they going to testify, but I
7 didn't tell them no, don't testify against me because it
8 wouldn't matter what I said anyway. They was going to do
9 what they was going to do. But I actually asked them, were
10 they going to testify against me, Karon Moses and Antonio
11 Freeman. I was in no position to even confer with Jamal
12 Thomas because he was free, and I was incarcerated.
13 Q. When did --
14 A. I haven't spoken to anybody but Jamal Thomas -- I
15 mean Antonio Freeman and Karon Moses. But I asked them,
16 were they going to testify against me after Mr. Barnes had
17 shown me the statement.
18 Q. What did --
19 A. That statement was shown to me on the CD -- on his
20 laptop, the statement that one of those brothers had wrote
21 against me.
22 Q. And what did they say?
23 A. Well, Jamal Thomas's statement was basically
24 that --
25 Q. No, no.

A. -- he was the driver --

Q. What did they say to your question of whether or not they were going to testify against you?

A. Oh, they told me no.

Q. All right. And I'm not sure if I asked you this, but did you ever threaten any of your co-defendants?

A. Not with physical harm, no, ma'am. I threatened to tell the truth, but I didn't threaten them as far as like I'm going to do some bodily harm so no.

Q. Okay. I'm going to approach what's been previously marked as Exhibit 30. I'm going to show it to you.

Can you see that?

A. Yes, ma'am. Yes, ma'am.

Q. Are you able to read it?

A. Yes, ma'am.

Q. Do you recognize Exhibit 30?

A. Yes, ma'am.

Q. What is Exhibit 30?

A. That's a -- that's a letter that I wrote Karon Moses when I was at Halifax County Jail.

Q. Approximately when did you write that to Karon Moses?

A. I can't recall the exact date.

Q. All right. I'm going to read this just for the

1 record in it's entirety, and I am not going to say the word
2 N-I-G-G-A that's in the letter. I'll spell it.
3 A. All right.
4 Q. All right. It says, "Karon, what's popping y'all
5 N-I-G-G-A. Know y'all 1313 for putting my name in that bull
6 shit talking about you got a mother fucking OO banger from
7 me, N-I-G-G-A. You know you got that shit from Sheed, but
8 why y'all ain't put his hard back ass in it. I already got
9 too much shit on my head to be worrying with some shit y'all
10 N-I-G-G-A-S did. I'm a four-time convicted felon, and this
11 charge will send me up the -- "
12 A. Road.
13 Q. " -- road for at least ten years, and I got my own
14 charges to worry about. So if I got to testify against
15 y'all to clear my name, so be it. So man up for what you
16 did, so I ain't got to testify against y'all because I got
17 my witnesses ready to come to court."
18 Then it says, "Tell Mally, his bitch the reason
19 why y'all locked up now," and it says, "and all that tough
20 talk 'gun get you peter-rolled, N-I-G-G-A."
21 All right. I'm just going to bring up some of the
22 points of this letter.
23 What was your intent in sending it?
24 A. My intent was -- to sending the letter was
25 actually to scare him into telling the truth. I was hoping

1 that them -- me telling them that they had made me testify
2 against him, that that was going to make them tell the truth
3 and let them know that I had nothing to do with it, but it
4 backfired in my face because I wasn't expecting them to
5 write statements against me. And put everything on me like
6 they wasn't there.
7 Q. Did you send anything else to any of the other
8 co-defendants?
9 A. No, ma'am.
10 Q. And is this the only thing that you sent to Karon
11 Moses?
12 A. Yes, ma'am.
13 Q. What does "y'all 1313" mean?
14 A. That means violation.
15 Q. And what -- what does that mean if you're saying
16 that they're violation?
17 A. That means that you're in the wrong basically.
18 This could be used as an alternate language. But they was
19 around enough to understand enough about what I was saying,
20 but they wasn't actually gang members. They were what you
21 would actually call FOB. Meaning they was associates but
22 they weren't actually -- they didn't have a sponsor so to
23 speak.
24 Q. So if they are associates, what does that mean in
25 terms of repercussions for them?

1 A. I mean, it would be the same repercussions, maybe
2 even harsher because they weren't actual members. And if
3 you tell ib -- if you get an actual member messed up, then
4 the penalty for you is -- is just as harsh as it is for the
5 penalty of an actual member because you trying to get your
6 stripes. So if you trying to get your stripes and you turn
7 to State evidence on a Big Homie, you automatically in the
8 wrong, so you in violation for that.
9 Q. And what are the penalties?
10 A. I mean, it could be a small penalty. I mean, I --
11 I can't specify but that's another life, that I don't want
12 even get into it anymore.
13 Q. Could they be facing physical harm?
14 A. Yes, ma'am.
15 Q. Could they be facing death?
16 A. Yes, ma'am.
17 Q. So is telling someone that they are 1313, is that
18 a death threat?
19 A. No, not 1313. A peter roll is a death threat.
20 Q. Okay. What does the OO banger mean?
21 A. That mean that's -- that's a lick or that mean
22 it's a (indiscernible).
23 Q. It's a what?
24 A. It's (indiscernible) that's (indiscernible).
25 Basically that's what it says. The OO banger that means --

1 that could mean a number of things but it mainly means it's
2 a gun.
3 Q. Does the OO mean anything?
4 A. No, ma'am.
5 Q. Does it --
6 A. It's a banger.
7 Q. Okay. It doesn't refer --
8 A. -- it could be a gun. It could be a lick. It
9 could be a robbery. That's what OO banger -- it had a
10 different alternate meaning, but in -- in a -- in a -- read
11 the sentence over again, I'll tell you what I was alluding
12 to.
13 Q. "Y'all 1313 for putting my name in that bull shit
14 talking about you got a mother fucking OO banger from me."
15 A. Yes, that mean -- I was referring to the gun.
16 Q. Does the, OO have any meaning in terms of what
17 type of gun it is?
18 A. No, ma'am, no.
19 Q. So it doesn't mean it's a double barrelled
20 shotgun?
21 A. No, ma'am.
22 Q. What did you mean when you said, quote, "you know
23 you got that shit from Sheed," end quote.
24 A. About the lick that Mally had went to and put it
25 to get that gun. 'Cause I was under the impression that's

where they got that .38 from. I didn't know they got that .38 from the actual crime. I thought the .38 came from that lady's house that they had robbed. That Jamal had robbed (indiscernible) that Jamal had robbed.

Q. And then it goes on to say, "You know you got that shit from Sheed, but why y'all ain't put his hard back ass in it."

What does that mean?

A. A hard back is a derogatory term for a Crip. Rasheed is Crip. So that's a disrespectful term to be (indiscernible).

Q. And why did you tell them that you were going to testify against them.

A. Because I wanted to scare them into telling the truth and not testify against me because they know I had nothing to do with it, so why would you push me into a position to testify against you, and all you got to do is tell the truth because y'all taking plea bargains anyway, so why not tell the truth. The only reason why Antonio Freeman testified against me was for getting back at me getting him locked up.

Q. At the bottom when you said, "And all that tough talk gonna get you peter-rolled," that's a death threat?

A. Yes.

Q. So peter-rolled is killed?

1 A. Or hurt. It could be alternate meaning to that
2 too.
3 Q. All right. The --
4 A. But I wasn't threatening him for not telling the
5 truth. I was threatening him based off of what he had
6 already told somebody else being told my brother -- well,
7 not my brother, but he had told a third party person that
8 told my brother that he was going to do something to me. So
9 that's why I was like all that tough talk going to get you
10 P-rolled because he was talking about, like, he was going to
11 do something to me, and I'm like, yo, you ain't ready to do
12 it like that if you going after me. You going to talk like
13 you going after me, so you need to watch your mouth.
14 Q. The part of the bottom that says, "Tell Mally, his
15 bitch the reason why y'all got locked up now."
16 What is that about?
17 A. That's about Cinita Long. Because she gave them
18 the jewelry.
19 Q. And so that's a reference to Cinita Long?
20 A. Yes, ma'am. That was Jamal Thomas's girlfriend at
21 the time, yes.
22 Q. The word tell is spelled T-3-L-L. Why is the --
23 A. Yes, ma'am.
24 Q. -- "E" a 3?
25 A. Yes, ma'am.

Q. Why is the "E" in tell a 3? What does that mean?
A. That's showing respect to the Thirds, Nine Trey, 183rd, 5th Third Street, those -- those Third Streets Gangsters, and those streets -- the thirds -- it's just -- it's East Coast Blood lingo, they know that's how they write.
Q. At the bottom, and I can approach if you need to see it again, there's a star with a "G" in the middle and some letters and numbers written around it, the symbol. Let me show it to you again.
Can you see the symbol?
A. Yes, ma'am.
Q. All right. What is that symbol?
A. Well, it got the five -- there's a stone going around it and the pitch fork is disrespect the boss and the "G" a disrespect, but it also means God.
Q. Okay. Is it a -- what does it signify?
A. It signify Bloods.
Q. Why did you put it in the letter?
A. 'Cause I mean that's just how -- that's -- at that time that's how you write if you Bloods.
Q. Were you, quote, "a Big Homie"?
A. In a roundabout way, yes.
Q. What does that mean?
A. It means somebody that has a lot of power.

Q. Okay. And I'm just going to show you what I'm marking as Exhibit 43, which is the envelope that the letter was sent in. I'm going to show it to you this way and then that's the envelope.

A. Yes, ma'am.

Q. Do you recognize that?

A. Yes, ma'am.

Q. So this envelope arrived with the letter; is that right?

A. Yes, ma'am.

Q. And it looks like it was postmarked September -- maybe -- 26, 2008; is that correct?

A. Yes, ma'am.

Q. So it sounds like based on your previous testimony that you were aware of Karon Moses's statement that he made to Agent McCluney after you sent him this letter; is that correct?

A. Yes, ma'am.

Q. Were you surprised that Karon Moses did not testify at your trial?

A. I was actually surprised that Antonio Freeman actually testified at my trial, but I was surprised when he did testify at my trial -- Karon Moses, yes, but I was thinking he was going to testify on the State's side instead of on my side.

Q. When you had that conference with Sam Barnes, your brother, and your mother, did your brother bring the cell phone to the conference?

A. I can't recall if he actually brought the cell phone or he mentioned the cell phone and Mr. Barnes actually said hold on to it. We will present that at trial. But I can't recall if he actually had the cell phone present or not, no.

Q. Why didn't your brother Robert take the cell phone to the police?

A. Well, Mr. Barnes had told him it was in my best interest to keep an ace in the hole, so we had one up on the DA when it came time for trial. So he was only listening to Mr. Barnes in not turning that over, the evidence, because he didn't want it to work on the State's side. He wanted my attorney to have the information before it was turned over to the sheriff's department.

Q. When did Robert Branch --

A. I actually had trust in the sheriff's department in the beginning.

Q. When did Robert Branch get the cell phone to Sam Barnes?

A. Actually the cell phone?

Q. Yes.

A. At my trial.

1 Q. The day of your trial?
2 A. Yes, ma'am.
3 Q. What investigation did Sam Barnes do in your case?
4 A. None at all. He did absolutely none. He didn't
5 talk to any witnesses. Everything was done -- he didn't
6 subpoena anyone. All the subpoenas was carried out and
7 issued by my own hand. I subpoenaed witness and evidence.
8 I got subpoena statements and got the file notarized. And I
9 did all that. I don't remember Mr. Barnes doing anything
10 prevalent to my case at all.
11 Q. Did Mr. Barnes ever speak to anyone in your family
12 prior to trial?
13 A. Other than my mother and my brother, no.
14 Q. Are you aware of your mother taking any steps to
15 try to do any investigation in your case?
16 A. Yes, sir, she -- I mean, yes, ma'am. She went to
17 Pennsylvania and went to the Forman Mills Mall and spoke to
18 the security guy, and they had said that video footage
19 rewinds itself every year, but at the time she went up
20 there, it was still the time loop, and they said they
21 couldn't turn over the evidence to a -- a -- a -- to
22 civilians. That he had to get an order from a deputy or a
23 sheriff or investigator.
24 My mom then called Sheriff Wardie Vincent. From
25 what she told me, she called Mr. Wardie Vincent, told Wardie

1 Vincent that he needed to contact the police -- Philadelphia
2 Police Department and obtain this video footage that had me
3 in this mall at the time. And she said that he said he was
4 going to do it, but when it came time for trial, he never
5 got into contact with anyone prior to my case, period. Not
6 the sheriff or the county, you know. He never spoke to
7 anybody. But my mother spoke to him.
8 Q. How many times did your mom speak to Sheriff
9 Wardie Vincent?
10 A. I'm not sure.
11 Q. Did she do anything else for the investigation?
12 A. She actually bought the plane ticket for my Aunt
13 Angela when it was time to testify.
14 Q. Did she ever do -- look into any evidence related
15 to a tollbooth?
16 A. Yes, ma'am. I don't remember exactly what it was,
17 but she -- I remember her doing something of that nature
18 right there, yes, ma'am.
19 Q. What happened with the tollbooth?
20 A. I'm not sure.
21 Q. Did you tell your attorney that no one was going
22 to testify against you?
23 A. I would never say something stupid like that.
24 Q. Did you have any sort of a conversation with Sam
25 Barnes about Karon Moses testifying and Mr. Barnes would

1 have to withdraw as counsel if that happened?
2 A. Yes, yes, yes, ma'am. Mr. Barnes told me that if
3 I get -- if I get -- I'm trying to push him to call Karon as
4 a witness 'cause at this time -- like I said, the major in
5 the jail had already said that this guy -- and I end up
6 finding out later on it was Karon that wrote that statement
7 saying that I didn't have anything to do with it to the ATF.
8 So when I came and was going to jail, I told you Major Drew
9 had told me that I didn't have anything to worry about.
10 But by the time I came back from the
11 (indiscernible) County jail, me and Karon had a dialogue.
12 I'm speak -- I'm talking to him during my trial, and he's
13 telling me, like, yo, tell your lawyer to call me as a
14 witness, man. And I tried to get my lawyer -- Mr. Barnes
15 said he would recuse himself if I push to get Karon Moses as
16 one of my witnesses, he'd get himself removed from my case.
17 Q. Did he say why he would recuse himself?
18 A. Yeah, because he said as my attorney it's in me --
19 he's here to think for my best interest, and it's in my best
20 interest if I don't call Karon Moses as a witness. He said
21 it would be detrimental to my case to call Karon Moses. He
22 didn't have the time to dipose [sic] of him yet or to take
23 his statement, and it wouldn't be -- he wouldn't know what
24 he was going to say, what Karon would say.
25 Q. Did you -- were you ever offered a plea agreement?

A. Yes, ma'am.
Q. Did you ever consider taking a plea?
A. No, ma'am.
Q. Why didn't you take a plea in this case?
A. 'Cause I didn't do the crime, so I would be doing myself a disservice, and I'd be doing a disservice to society if I took a plea for something I didn't do.
Q. Did you ask Mr. Barnes what the last best plea offer was during trial?
A. Yes, ma'am.
Q. Why did you ask him that?
A. Because I was actually second-guessing my decision 'cause I was getting scared once Antonio Freeman testified and actually lied, and I knew I couldn't -- I knew that the jury was going to believe him because he actually saying he was there. And they didn't have any other thing -- I didn't have anything to go against anything that he said, but he took and bent the time/date stamp off the picture -- that was the only thing that validated my claim that I wasn't in the state.

So when they didn't allow that -- that stamp to be shown, it was futile. I wanted to take a plea. I wanted -- I felt like it was in my best interest to take that 5- to 7-year plea bargain knowing that he had already testified against me, and I can't stand up against that.

1 Q. What was your feeling during trial when that whole
2 thing was going on? I mean, what was your impression of
3 jury?
4 A. Well, from the beginning I did not like my jury
5 from the beginning because of one person, Stuart Ferguson.
6 And the reason I didn't like that person is because he -- I
7 knew when I lock eyes with you that you know me. And
8 there's no reason for you to be on my jury if you know me.
9 And I know you. But you went about it like you didn't know
10 me. You went the next day, came to court, and you said that
11 when they got you on the jury selection and asked you, do
12 you know the defendant? He said, no. There's -- it's only
13 one Coatney Williams in the whole entire world, so you
14 can't -- there's no discrepancy when you say my name or you
15 knew a guy named Coatney Williams from the same county, went
16 to the same high school as you went to, and it took you a
17 whole day, you had to go look at a yearbook.
18 I'm the same Coatney Williams and I haven't
19 changed. You know what I'm saying? So if you said that I
20 look the same. I got green eyes. How many black men you
21 know that got green eyes? You know this -- who you thinking
22 that you talking about, but you make it seem as if you
23 didn't know me. But I know you, and I know the situation
24 that I was dating another white girl that I had an actual
25 interaction with Stuart Ferguson and (indiscernible) at an

1 Exxon station in the (indiscernible) apartment in Conway,
2 North Carolina. And they said some derogatory statements
3 towards me about me dating a white woman, and then you on my
4 jury but you act as if you're not going to be biased. You
5 know what I'm saying?
6 So I felt like by him being on my jury -- and I
7 told Mr. Barnes to get him off. He told me -- oh, that's
8 our ace in the hole. It might be a good thing that he's on
9 my jury. But I never wanted Stuart Ferguson on my jury,
10 period.
11 Q. All right. We're going to move on and talk about
12 your testimony at trial.
13 A. Yes, ma'am.
14 Q. And I'm going to mark it as Exhibit 44 and in the
15 interest of time, I'm just going to point out a few things
16 about it. And your testimony starts on page 357 of the
17 transcript from the second day and it goes to 382.
18 Can you see that?
19 A. Yes. I can see it, but I can't see anything
20 that's printed on it.
21 Q. All right. This is Exhibit 44. On page 360 of
22 your transcript, you testify that you left on either
23 December 26, 2007, or December 27, 2007, with your mother,
24 Regina Knight; your brother Robert Branch; and your
25 stepfather, Robert Knight, to see some relatives of Robert

1 Knight.
2 Do you remember testifying to that?
3 A. Yes, ma'am.
4 Q. Is that accurate?
5 A. Yes, ma'am.
6 Q. On page 360 of your transcript you testified that
7 you left on a Thursday because that was the day your mother
8 was paid.
9 Do you remember testifying to that?
10 A. Yes, ma'am.
11 Q. Is that true?
12 A. It -- I'm -- I know my mother gets paid on
13 Thursdays, and I know we left the day she got her check, so
14 I'm assuming that it's Thursday, but I can't say I was
15 hundred percent sure, but I think I'm about 90 percent sure.
16 Q. Why didn't you tell that to police when you were
17 interviewed in September 2008?
18 A. 'Cause I didn't trust those police officers, and I
19 already was being pushed into writing that statement.
20 Q. On page 361 you testified that you were picked up
21 at Rasheed's house around 3:45 and your mother got off work
22 at 3:00 and you left around 5:30 or 6:00.
23 Do you remember testifying to that?
24 A. Yes, ma'am.
25 Q. Is that true?

A. I'm -- I'm not the best when it comes to actual times, so I would say that I wrote that statement under the pretense of the events that happened, and my mom getting off work. And I know we went to go pick her up, but I don't know if we were late or if we were early, but I know we were there around 3:00, 3:30-ish. Pick her up from work and going to take her to the bank to cash her check. But that's approximately -- that's just a -- a gap -- I mean, a guess into the actual time.

Q. On page 362 you testified that you received a call from Jamal Thomas at a gas station in Alexandria, Virginia.

Do you remember testifying to that?

A. Yes, ma'am. Yes, ma'am.

Q. Is that true?

A. Yes, ma'am.

Q. On page 362 you testified that you first arrived at Angela Taylor's house the next morning and stayed for two nights.

Do you remember testifying to that?

A. Yes, ma'am.

Q. Is that true?

A. Yes, ma'am.

Q. On page 362 and also on page 363 you testified that you stayed at Penny's house for two nights, December 29th and December 30th.

1 Do you remember testifying to that?
2 A. Yes, ma'am.
3 Q. Is that true?
4 A. To the best of my knowledge, yes, ma'am.
5 Q. On page 362 you testified that there was a party;
6 is that true?
7 A. I wouldn't say it was actually a party. I would
8 say it was a get-together. I may have used the term
9 "party," but it was more like a family get-together than it
10 was actually a party.
11 Q. And I'm going to read the question and answer.
12 Question starts at line 19.
13 "Where did you go when you got to Philadelphia?"
14 Answer: "Our first stop was Angela Taylor's
15 house. We stayed there for two nights. I think we stayed
16 there two nights, and then the remainder of our time, we
17 stayed at Penny's house because she had a party."
18 A. Yeah, I mean that's -- that's -- that's close
19 enough to the truth. But I'm not going to say it was a
20 party because it wasn't actually more people there than was
21 actually there. It was only about seven people that was in
22 the house.
23 Q. What was the day of the party?
24 A. The 29th, the day that me and Rob took the
25 pictures.

1 Q. Who was there?
2 A. Me; my brother Robert Branch; my stepfather,
3 Robert Knight; my mother, Regina Knight; Penny Taylor; her
4 son Jerome; my Uncle Stu; and one other lady that I can't
5 recall but it was a friend of Penny's.
6 Q. On page 363 you testified that you left early the
7 next morning because of a snowstorm in the forecast.
8 Do you remember testifying to that?
9 A. Yes, ma'am.
10 Q. Is that true?
11 A. Yes, ma'am.
12 Q. On page 363 and page 364 you testified that on
13 December 29, 2007, you were at Penny's house in
14 Pennsylvania.
15 Do you remember testifying to that?
16 A. Yes, ma'am.
17 Q. Is that true?
18 A. Yes, ma'am.
19 Q. On page 365 you testified that you first heard
20 about this crime two or three days after you came home at
21 Rasheed Alston's house.
22 Do you remember testifying to that?
23 A. Yes, ma'am.
24 Q. Is that true?
25 A. I'm not going to say it is a hundred percent true

1 because it might have been less than three days. It might
2 have been more than three days after I got back.
3 Q. Is there any reason to think that when you were
4 testifying back in 2010 at your trial, which was closer in
5 time to the offense, is there any reason to think that you
6 weren't telling the truth when you were testifying?
7 A. No, ma'am. The only reason it would be --
8 everything I told those people was as close to accurate to
9 the truth that I actually could get.
10 Q. On the next few pages, which is 367 to 369, you
11 testified about the boots and you testified that Jamal
12 Thomas gave you the boots that came from Tacoma Davis's
13 house at your Aunt Susie's house in Roanoke Rapids.
14 Do you remember --
15 A. Yes, ma'am.
16 Q. -- testifying to that?
17 A. Yes, ma'am.
18 Q. Is that true?
19 A. Yes, ma'am.
20 Q. All right. There is a part of your transcript I
21 want to clarify on page 369, lines 1 through 3, quote:
22 Question: "When did you actually come back from
23 Philadelphia?"
24 Answer: "January 30, 2007."
25 Is the January 30, 2007, accurate?

1 A. No. It was actually December -- they recorded
2 January '07 (indiscernible), but I was actually referring to
3 December the 30th not January 30.
4 Q. Why did the dates of your trip change from what
5 you told the police? And you told them it was December 29th
6 to January 3rd. Why did it change to you left from
7 December 26th or 27th to December 30th at your trial?
8 A. Because at -- at the time that I actually wrote
9 the statement to Ms. Burnette, I actually didn't have time
10 to talk to my mother and my actual -- my little brother
11 about the case. So I hadn't spoken to either one of those
12 people. I was just going off of my own, you know,
13 remembrance of what actually happened.
14 But after speaking to my mother and my brother, my
15 mother brought clarity because she said there's no way you
16 left on the 26th because the 26th was my grandmother's
17 birthday, and we went to my grandmother's house -- me, my
18 mom, and my little brother -- and exchanged, you know, we
19 did another little get-together and exchanged gifts for her
20 birthday that was actually separate from the Christmas gifts
21 from the day before.
22 So we knew that I didn't leave on the 26th, and my
23 mom was like, well, I was just cashing my check, and we
24 narrowed it down, and when we narrowed it down, we think
25 about it, okay, nah, it was actually the 27th when we

actually left, and we got to Philadelphia that night. We didn't get to a room or to Angela's house till after 12:00, which really I'm not sure if we left on the 26th or 27th, but it was around either one of those days that was around the time we got to Pennsylvania.

Q. When did you have this conversation with your mother where you clarified the actual dates of the trip?

A. Actually after I was -- got out on bond, and I went back to the county jail. And this is when -- well, actually when I was out, my brother had passed. My brother -- my older brother Ernest. After he passed, and I was out on bond, this is when the conversation being (indiscernible) because we home free, so we have this dialogue over dinner.

We talking and me; Robert, my stepfather; Robert Branch; and my mother are all conversating about the case and we were trying to understand like, my mom wanted to know, why are they targeting you when I know you was at -- I know for a fact that's the reason why I had you come with me. We might not got all the days accurate, but the day the crime happened, there's no way possible you could have been in North Carolina because we didn't leave North Carolina on the 29th. We left North Carolina at least two days before the 29th or the day before 29th. And we didn't come back -- we stayed up there more than two days.

1 So there's no way possible that I could have did
2 this crime. This is just from knowing that the dynamics of
3 this case and from her being an outside observer and
4 watching this happen to me, she know that I was with her,
5 and I know when we was going over the case together, we
6 bouncing what's going on off our heads to each other, and
7 all of us is present at this trip.
8 So I never been to Philadelphia ever again in my
9 life. You know what I'm saying? So it's no way that I -- I
10 remember more about the case than Robert and my mother
11 because they go -- they was going to Philadelphia every --
12 every Christmas, but I never went so I knew what car we
13 drove because he was getting confused 'cause he goes to
14 Philadelphia every year so that's why he said they were in
15 the Jeep --
16 Q. That's your brother?
17 A. -- that happened because he remembered what he
18 normally drives up to Philadelphia with. And that same year
19 that I went to trial, that Christmas before 2009, they just
20 left Philadelphia. You know what I'm saying? So he was
21 remembering their ride to Philadelphia with only him, my
22 mother, and Robert Lee when they drove the Jeep. But when I
23 went up there with them, we were in the white truck. The
24 white Ford F-150 with the extended cab.
25 Q. Mr. Williams, I just want to make sure I'm not

1 confused.
2 Did your brother Robert go up to Philadelphia
3 earlier that December?
4 A. No. He went to Philadelphia in 2000 -- every year
5 they go to Philadelphia -- they go to Philadelphia. Every
6 Christmas. Well, not Christmas but every Christmas holiday
7 up until after Christmas and up until New Year's. My
8 mother, my brother, Robert Lee --
9 Q. Okay.
10 A. -- they go there every year. So this particular
11 year was the only year that I went. In 2007. I was locked
12 up 2008. In 2006 I was on the run.
13 Q. All right. I guess, let me put it another way,
14 you think your brother got confused at trial because he went
15 every year, and he was --
16 A. Yes, ma'am.
17 Q. -- confusing it with a different time?
18 A. Yes, ma'am.
19 Q. Now, you were present at your trial when your
20 mother and your brother testified?
21 A. Yes, ma'am.
22 Q. And they testified before you testified?
23 A. Yes, ma'am.
24 Q. Did your testimony about the dates of your trip
25 have anything to do with the fact that you had just heard

1 what your mother, Regina Knight, and your brother, Robert
2 Branch, had testified about before it was your turn to
3 testify?
4 A. It may have.
5 Q. And what do you mean by that?
6 A. Well, out of everybody else in this case, my
7 mother and my brother are the only two other people that
8 was -- that was there besides my Aunt Angela. So and my --
9 unconsciously I automatically think that they telling the
10 truth about the actual dates when me, myself, I actually
11 don't know actually exactly what date it actually was. I
12 just know it wasn't the 29th. It wasn't when this crime
13 happened.
14 But I don't have -- I can't actually tell you
15 honestly a hundred percent that on this day, this is when I
16 left North Carolina. No, I can't tell you that. I can give
17 you a synopsis and a guess, but I can't tell you a hundred
18 percent.
19 Q. On page 377 you testified that you were throwing
20 gang signs in the photo.
21 A. Yes, ma'am.
22 Q. And you testified that the left hand was Status
23 101. What does Status 101 mean?
24 A. That's a rank.
25 Q. And what's the rank?

A. That means Big Homie.
Q. Big Homie?
A. Yes, ma'am.
Q. Does Big Homie mean anything like lieutenant or general?
A. It could be considered general, yes.
Q. What's the highest rank in a gang?
A. Could be GF. That's another --
Q. How far --
A. It would be godfather.
Q. How far do general and lieutenant fall below GF?
A. Maybe like four rungs.
Q. How much power does a Big Homie have?
A. A little bit.
Q. What kind of power?
A. I mean, in the grand scheme of things, you got a little power to do basically anything, I mean, when it come to gang life.

But it's -- it's not a title that I would uphold today or that I want to uphold today. It's just -- in my personal opinion is basically when you a child, you do childish things. When you a man, you know things wrong. So at the time I was young, and I was easy to impress, and I felt like that was something that was -- that I wanted to be. But as years went by and seeing this situation today, I

1 see that that ain't nothing that I want to represent. I
2 don't want to (indiscernible).
3 Q. If you're a Big Homie and you tell someone who has
4 a rank beneath you to do something, does that person have to
5 do what you say?
6 A. I mean, every man is entitled to do whatever they
7 want to do when they want to do it. But in a gang life,
8 yes. They -- they supposed to listen to their Big Homie,
9 yeah. But I was never even one of those guys' Big Homie
10 anyway, so it wasn't about it because neither one of them at
11 that time -- neither one of them were actual active gang
12 members. They weren't --
13 Q. Who?
14 A. -- (indiscernible) no long. They were none of
15 that.
16 Q. Which -- which guys are you referring to?
17 A. Karon, Jamal, and Antonio Freeman.
18 Q. On page 377 of your testimony you also indicated
19 that the gang sign in your right hand was your set, Blood
20 Stone Villain.
21 Do you remember testifying to that?
22 A. Yes, ma'am. Yes, ma'am.
23 Q. Is that accurate?
24 A. Yes, ma'am.
25 Q. Now the photo that you were talking about at

1 trial, have you seen that photo today?
2 A. Yes, ma'am.
3 Q. Which exhibit?
4 A. I don't remember the actual number but the one
5 where I got on the jersey.
6 Q. Is it the photo?
7 A. 89 (indiscernible). It's the San Francisco 49ers
8 jersey.
9 Q. I'm going to approach and show you Exhibit 4.
10 A. Yes, ma'am.
11 Q. Is this the photo?
12 A. Yes, ma'am.
13 Q. Now, my understanding is that at trial, the jury
14 was shown the photo on the cell phone; is that right?
15 A. They was actually shown the cell phone itself.
16 The picture on the cell phone, but it was not presented
17 intelligently like that. It wasn't put in picture form. It
18 was just -- the phone was just passed around.
19 Q. Did the jury look at the photo?
20 A. They looked at the photo, yes.
21 Q. On page 379 to 380 you testified that you were a
22 lieutenant in your gang and that you had been in it for
23 about 10 years.
24 Do you remember that testimony?
25 A. Yes, ma'am.

1 Q. Is that accurate?
2 A. Yes, ma'am. But she was asking me to describe
3 it -- what would I -- the ranking system equivalency to the
4 staff that was at the prison. She used a detective rank and
5 a lieutenant was what she fell on, so I just went along with
6 that. But I never -- I've never been a lieutenant in the
7 gang at all, no.
8 Q. So if lieutenant -- isn't lieutenant an actual
9 name for a rank in the Blood gang?
10 A. Yes, ma'am.
11 Q. And general is as well?
12 A. No. It's -- it's in the Blood gang, but it
13 wouldn't be equivalent to a lieutenant out there in the
14 world. Lieutenant out in the world probably would be -- if
15 you comparing it to a -- a -- a -- a, you know, correctional
16 institution, it wouldn't -- I've never seen a general
17 correction officer before. You understand what I'm saying?
18 I never seen a major beside Major Drew, but I never seen a
19 rank of mayor. Everything else is -- is -- so that's the
20 only reason why I harped on the lieutenant, but I actually
21 wasn't a lieutenant though --
22 Q. You were --
23 A. -- in the Bloods. (Indiscernible).
24 Q. You were a lieutenant?
25 A. I didn't hear you.

Q. I'm sorry. You said you were a lieutenant?
A. No. I actually wasn't a lieutenant in the Bloods. I was actually a general in the Bloods. I was a five-star general in the Bloods at that time.
Q. All right. And on page 381 to 382 there's a part on those pages where the district attorney on cross-examination was asking you the name of the person who beat you into the gang, and you refused to --
A. Yes, ma'am.
Q. And you refused to name the person. Do you remember that?
A. Yes, ma'am.
Q. Why did you refuse to name the person?
A. Because she trying to get me killed.
Q. So your concern at that point was that if you gave a person's name in open court, you could be killed?
A. Yes, ma'am.
Q. Was your entire testimony at your trial in July 2002 the truth?
A. You mean, July of 2010?
Q. I'm sorry. I misspoke. 2010.
A. Yes, ma'am.
Q. Did you ever throw any gang signs at Antonio Freeman in court?
A. No. No, ma'am.

Q. And the gang signs that you did in Exhibit 4, can you do those?

A. I would choose not to.

Q. I'm asking --

A. I mean, I'm not a part of that life anymore, so I don't even want to even --

Q. Mr. --

A. -- to (indiscernible) 'cause that's not a fact of my life anymore, so I don't want to. You know what I'm saying?

Q. All right. Mr. --

A. -- be doing anything derogatory to anybody else or what they represent.

Q. Mr. Williams, I understand that. I'm asking you if you remember the signs that you did in that photo?

A. I remember the set sign. I can't remember straight off right offhand the actual rank sign. It's been so long since I actually partook in any of that. But I do remember the set sign, yes, ma'am.

Q. Can you show us the set sign, please?

A. (Witness complies.)

Q. Okay. All right. I'm going to move on to an interview that you had with Jim Antinore.

Do you recall being interviewed by Mr. Antinore on January 4, 2013?

1 A. Yes, ma'am. That's my attorney.
2 Q. I'm going to label this "Meeting Notes" from that
3 meeting as a --
4 MS. BRIDENSTINE: What exhibit number is --
5 MR. ZIEGLER: It's 45.
6 MS. BRIDENSTINE: 45.
7 BY MS. BRIDENSTINE:
8 Q. And I will show you -- these are just typed notes
9 from his meeting with you. It's three pages.
10 A. All right.
11 Q. And they are Bates stamped 24 through 26 at the
12 bottom. I just want to go over a couple things that you
13 told Mr. Antinore, and I'm reading the fourth paragraph -- I
14 should say fifth paragraph on page 25, and it states, "Day
15 of the crime 12/29/07 he was in Philadelphia at Angela
16 Taylor's residence at 5815 Pemberton Street in Philadelphia,
17 and he called Cinita Long while he was at that address and
18 nothing was done to verify this phone call. Possibility the
19 phone could have been traced to see what towers were hit to
20 verify the phone's location."
21 Did you tell Mr. Antinore that you called Cinita
22 Long?
23 A. No. I actually told Mr. Antinore that I called
24 Lacey Claxton, and he must have confused the meaning of when
25 I said, "the girlfriend" because we was also talking about

1 Cinita Long and the jury. So I actually was telling him
2 that I called my girlfriend. You know what I'm saying?
3 Which actually was Lacey at that time, and that's what I was
4 referring to when I was talking to him. I never told him
5 that I spoke to Cinita Long on the phone, period.
6 Q. Same page bottom paragraph it states, "He and his
7 brother did get into the white F-150 pick-up truck with his
8 mother and her husband, and they picked them up at Rasheed
9 Alston's house. Jamal Thomas was there because Jamal asked
10 him to break into a white female named Angela Williams'
11 house and steal some guns while Jamal took Angela to buy
12 some dope. He did not do this and later on Jamal broke into
13 her house and stole the gun and this was a shotgun used in
14 this crime."
15 Did you tell Mr. Antinore this?
16 A. Yes, ma'am.
17 Q. Where -- is this information true?
18 A. I -- to the best of my knowledge, it's true. I
19 don't know if that actual shotgun was actually the one that
20 was used or if the one that I had given him back was the
21 actual shotgun, but I wouldn't know. You would have to ask
22 Jamal Thomas that.
23 Q. Was Jamal Thomas present when you were picked up
24 at Rasheed Alston's house with you brother to go to
25 Philadelphia?

A. Yes, ma'am.

Q. Was anyone else present?

A. I think April -- if I -- I think -- some days my memory may be a little off on certain aspects, so I'm assuming that Jamal actually was present, but I don't know if he was actually there when we left. I know -- I know maybe they spoke previously that day, but I'm not -- I can't recall if he was actually there when Robert Lee came and picked me and my brother up.

Q. Did Jamal Thomas ask you break into Angela Williams' house and steal guns?

A. Actually it was Rasheed that asked me to do that. And I was like, nah, I'm getting ready to go to Philadelphia so that's how Jamal Thomas ended up being involved in that aspect.

Q. When was the first time that you learned that Antonio Freeman was stating you were innocent of this crime?

A. Well, that was a odd situation because I didn't find out about it until I wrote North Carolina Prisoner Legal Services pertaining to my direct appeal. When I wrote to North Carolina Prisoner Legal Services inquiring about my MAR after my direct appeal was turned down, they sent me a correspondence saying they couldn't represent me because of a conflict of interest. And at that time the IDS, that's the information that they gave me, to contact IDS, the

1 Indigent Defense Services.
2 So when I contacted the IDS, they wrote me back
3 and they was, you know, after a lot of dialogue for a few
4 letters, the attorney actually told me that he had received
5 information from the North Carolina Prisoner Legal Service
6 that was relevant to my case that Antonio Freeman had told
7 them that the DA had coerced him into writing a statement
8 against me and that I actually didn't have anything to do
9 with it. After he was sentenced to the initial 18 to
10 24 years -- I think that's what he got. That's what they
11 had told me.
12 Q. Did you ask Mr. Freeman to change his statement
13 from trial and what he had said to the police and say that
14 you were innocent?
15 A. No, ma'am. I haven't spoken to Antonio Freeman in
16 ten and a half years.
17 Q. When did you first learn that Jamal Thomas was
18 stating you were innocent of this crime?
19 A. While I was sitting on HCON and Mr. Antinore came
20 and spoke with me and told me he was going to get an
21 affidavit from Antonio Freeman and Jamal Thomas. That was
22 the first time I heard of Jamal maybe being involved and
23 saying that I didn't have anything to do with the case,
24 which it didn't surprise me because he had already told me
25 the day that I picked -- the day that I got my time, that he

1 was going to do right thing. He know I didn't have anything
2 to do with it, and I shouldn't be in prison.
3 Q. Did you ask Mr. Thomas to change what he had told
4 the police, recant it, and state you were now innocent?
5 A. No, ma'am. I only told Jamal Thomas and Karon
6 Moses to tell the truth. The only thing I told them was to
7 tell the truth. I never told them to tell a lie or
8 fabricate anything. I just wanted them to tell the truth
9 because the truth is the truth. You can't change it. It is
10 what it is.
11 Q. Are you aware of anyone threatening Antonio
12 Freeman regarding this case?
13 A. No, ma'am.
14 Q. Did Karon Moses threaten Antonio Freeman about
15 this case?
16 A. I have no idea.
17 Q. Are you aware of anyone threatening Jamal Thomas
18 about this case?
19 A. No, ma'am.
20 Q. Are you aware of anyone threatening Karon Moses
21 about this case?
22 A. No, ma'am.
23 Q. Other than our agency -- and I understand you made
24 an innocence claim with the North Carolina Center on Actual
25 Innocence; is that right?

A. Yes, ma'am.

Q. Have you claimed innocence to any other organizations or asked any other organizations for help?

A. Yes. I've been through a couple of innocence commissions, and I've also been through -- asking for assistance from the ACLU, NAACP, and other branches of it outside out of note that advocate against prison reform and everything, but I've not had anybody accept my case except for the Innocence Inquiry Commission.

Q. Were you ever in Jamal Thomas's car with Antonio Freeman and Karon Moses where this crime was discussed before it happened?

A. No, ma'am.

Q. Did you ever get a ride with Jamal Thomas with Antonio Freeman and Karon Moses from the Cupboard store?

A. No, ma'am.

Q. Did you ever get a ride with Jamal Thomas, Antonio Freeman, and Karon Moses to your mother's house?

A. Not all three of those suspects, no. I only recall being in the car with Jamal Thomas and Karon Moses, but I don't remember if Antonio Freeman was there, but he -- my mind may be mixed up in sequences and events because that was almost 13 years ago.

Q. When --

A. So I can't really remember.

Q. At the beginning of this deposition when you were talking about storing the gun at your property for Jamal Thomas --

A. Yes, ma'am.

Q. -- when you went to the house, the abandoned house, and retrieved the gun, who was in Jamal Thomas's car?

A. Karon Moses.

Q. Was Antonio Freeman there?

A. No, he was at his mother's house in the projects.

Q. Were you ever in Jamal Thomas's car with the other three co-defendants in this case where people were smoking weed?

A. I may have. I'm not -- I don't know if it was pertaining -- not pertaining to this case, no. But I've been in the car smoking marijuana with those guys, yes.

Q. Did you ever have a Mustang?

A. No, ma'am.

Q. Did you -- did you ever know anyone who had a Mustang?

A. Yes. My -- at the time -- I still want to say, I would say my girlfriend today, Stephanie Wheeler, drove -- drives a Mustang at that time, yes. But when this crime happened, she didn't have the Mustang. She had a Saturn. She didn't get her Mustang until 2008 after this crime.

Q. Prior to Stephanie Wheeler, did you ever get a

ride with anyone else in a Mustang?

A. No, ma'am.

Q. Why do you think Jamal Thomas told police that you participated in this crime if it is not true?

A. Because he knew that I had got him arrested that day. And he -- he basically knew that I had the information. He know he told me that information, so it wasn't hard to figure it out when he got locked up. Who was just locked up? And I didn't go to Cinita -- Cinita's sister, Conora Long, was in the county jail locked up too when all this was going on.

So when they came and picked her sister up and interrogated her sister, she knew who was just talking to the detective. You know what I'm saying? And she knew -- she was seeing her sister. When her sister came in from booking, so they put two and two together, and that's how Jamal Thomas found out because when I came home, I told her I was free. They didn't come to get me as soon as they came and got him.

Q. Whose --

A. -- Jamal Thomas (indiscernible) initially --

Q. Whose sister?

A. Yes, ma'am?

Q. Whose sister saw Cinita Long?

A. Her sister.

Q. Cinita Long's sister?

A. When Cinita came into the county jail to write the statement against Jamal Thomas and Antonio Freeman, her older sister was locked up already in the jail. So when she came through, they already seen me. So she knew what that was going on about. So when she went and gave them the jewelry, now she know what happens. So she the one that said something derogatory about me, and that's how I heard through my brother through Cinita's sister saying that Karon and them were saying they were going to do something to me.

Q. What is the name of Cinita's sister?

A. Conora Long.

Q. Can you spell that?

A. C-O-N-O-R-A.

Q. Why do you think that Antonio Freeman told police and testified at your trial under oath that you participated in this crime if it is not true?

A. To get back at me for writing the statement against him.

Q. Is that what you think, or has anyone told you that?

A. That's not what I think. That's what I know.

Q. How do you know that?

A. Because it's evident. Why would you -- why would you do that any other way? What would be your purpose in

1 doing that?
2 Q. Did you ever cut Antonio Freeman's hair in jail
3 prior to your trial?
4 A. Yes, ma'am.
5 Q. Is that where you guys saw the discovery together?
6 A. Yes, ma'am. And we fought.
7 Q. You fought?
8 A. Yeah.
9 Q. Verbally or physically?
10 A. Physically.
11 Q. When?
12 A. That same -- the first night that I was allowed to
13 go over there and cut his hair. And the reason why we
14 fought is because they were sending derogatory statements
15 through the door talking about my brother this, my brother
16 that. This, that, and the third, so I'm like, don't worry
17 about it, I'm going to come over there. You ain't got to
18 talk to me through the door. I'm coming over there, so you
19 know what I'm saying?
20 When I first went over there and he showed me the
21 motion, and I was just like we're going to go ahead and get
22 this over with right now. You know what I'm saying?
23 Because y'all know I ain't had nothing to do with it. I
24 don't know which one of you all was testifying against me,
25 so therefore we going to go ahead and get this out of way

because I can't sit over and be buddy buddy friends with you knowing that in the future, you might try to send me down the road. So we go ahead and fight right now and get this over with. And I -- I can't keep going through that, you know, looking behind my back, thinking that you going to do something to me.

Q. Did Antonio Freeman ever ask you to recant the part of your statement that implicated Antonio Freeman in this crime?

A. No, ma'am.

Q. Did you ever ask Antonio Freeman to make a statement that you were not there during the crime prior to your trial?

A. No, ma'am.

Q. Who has the phone number 267-584-8391?

A. I have absolutely no idea. Oh, 267 -- what you say the number is?

Q. 267-584-8391.

A. That's somebody in Philadelphia's number but that's a -- that's my little brother's old phone number.

Q. Robert Branch?

A. Yes, ma'am.

Q. When you spoke to him on the phone on October 28, 2007 [sic], you told him that Karon was the one keeping you from going home because he won't do an affidavit.

1 What did you mean by that?
2 A. Because he wouldn't tell the truth because he
3 already had wrote the statement to the ATF, but he wouldn't
4 write an affidavit in my defense. You know what I'm saying?
5 The only thing I did really -- he had Jamal's statement --
6 affidavit and Antonio's affidavit, the validation of this
7 case lies in the hands of Jamal -- Karon Moses because
8 that's the third co-defendant.
9 He the one -- all three of those -- the aspects of
10 this case and they know that I'm innocent. They knew who
11 was there. Because they were there. So if he was to tell
12 the truth, which I never asked him to tell a lie. I only
13 asked him to tell the truth. Tell what happened. Tell the
14 truth. It ain't going to hurt -- it ain't going to hurt
15 you. It'll help you. Make you feel better too.
16 Q. Did you ever have a conversation with Antonio
17 Freeman about the fact that you were saying prior to trial
18 that you were in Philadelphia at the time of the crime and
19 you couldn't have committed it?
20 A. I don't recall that, no, ma'am.
21 Q. Who has the phone number 252-589-2261?
22 A. That's my grandmother's number.
23 Q. Did you ever speak to your mother at your
24 grandma's?
25 A. A lot, yeah.

1 Q. When you spoke to a woman on April 6, 2018, you
2 told this woman that you saw Karon in prison six months
3 earlier and that Karon wrote an affidavit and told you that
4 he was going to get you out of the jail.
5 Do you remember that?
6 A. No, ma'am.
7 Q. Do you know what that's referencing?
8 A. I saw Karon, and I may have told my sister or my
9 mom about that, but I never spoke to Karon verbally, no.
10 Q. Did he ever --
11 A. That was I had seen him, and when I seen him, it
12 went in my mind, all right, now I could be able to get --
13 say something to him without me saying something to him.
14 And that's how that went, but that was actually a lie.
15 I was actually referring to Antonio and Jamal was
16 the one that wrote statements in my favor not Karon. I was
17 thinking that he was going to do the right thing because my
18 cousin Stephanie had spoke to his mother, and his mother had
19 said that that what was going to happen. He's going to
20 write an affidavit in my defense. By I never spoke to Karon
21 myself, no.
22 Q. Do you have the contact information for Tiffany
23 Brown?
24 A. Yeah. Her phone number is 252-308-8004.
25 Q. Do you have the contact information for Rasheed

1 Alston?
2 A. I have it but I don't have it on me. I don't have
3 his phone number memorized. I got his work number, but I
4 don't have his home number, no.
5 Q. And Mr. Alston [sic] and the letters, do you still
6 have the letters that we sent to you?
7 A. No, ma'am. The letters that who sent me?
8 Q. I sent you some letters about your deposition?
9 A. Oh, yes, yes, yes, yes, ma'am. I got them.
10 Q. At the top of the letterhead there's an address
11 there. If you find contact information for the names I am
12 telling you and asking you about now, you can write to us at
13 that address.
14 A. All right.
15 Q. Do you have the contact information for April
16 Smith?
17 A. No, ma'am.
18 Q. Cinita Long?
19 A. No, ma'am.
20 Q. Antwanna Lee?
21 A. No, ma'am.
22 Q. Is there anyone else that you saw in Philadelphia
23 or who knows about your trip that you think we should talk
24 to?
25 A. Not right offhand, no, ma'am.

Q. Did anyone else ever wear your jersey, your 49ers jersey?

A. No, ma'am.

Q. Does anyone else have any photos of you from around this time period?

A. I can't recall. There may be some but everything would was being done by cell phones and digital cameras so I -- I couldn't say yeah or no.

Q. Mr. Williams, when I look at Exhibit 4, it appears that you might be holding something in your hand; is that accurate? Let me approach and show you.

A. I can't see. No, there's nothing in my hand. I don't have anything in my hand. That's just the way the hand sign is they going up like this (indicating), so it look like that.

Q. Okay. Do you know why Robert Branch has not responded to my request to speak to him about this case?

A. Honestly -- that's my little brother. I speak to him -- he got a lot going on. My mother passed away last August the 7th, on this exact day, so we going through a lot of little things, himself. And I -- I have spoken to him previously, but he told me that he had contacted you all and that he had given you some information, but unfortunately, his mobile got broken, and he got a new phone number.

But I has -- I have his new phone number, and you

1 might be able if you contact Tiffany Brown, which I just
2 gave you her phone number, that's his baby mother, so she
3 can get you his phone number. That's who I had to call to
4 get his phone number. So she has his phone number. All you
5 have to do is call her. She know what it is. But he just
6 broke his phone last week.
7 Q. Can you get me his phone number as well?
8 A. Yes, ma'am.
9 Q. His new phone number.
10 Were you at the house of Mary and Tacoma Davis at
11 the time of the break-in on December 29, 2007?
12 A. No, ma'am.
13 Q. Did you provide the shotgun that was used in this
14 crime?
15 A. No, ma'am.
16 Q. Did the shotgun that was used in this crime belong
17 to you?
18 A. No, ma'am.
19 Q. Did the shotgun that was used in this crime come
20 from you?
21 A. No, ma'am.
22 Q. Did you help plan the crime?
23 A. No, ma'am.
24 Q. Did you know anything about this crime before it
25 happened?

1 A. No, ma'am.
2 Q. Were you aware that any of your co-defendants were
3 planning a break-in and burglary?
4 A. Not this break-in and burglary, no. I had heard
5 about the Angela Williams thing in the projects, but this
6 particular crime, I had no knowledge of.
7 Q. Did you tell anyone what to say in this case?
8 A. No, ma'am.
9 Q. Did you tell anyone to recant their statements?
10 A. No, ma'am.
11 Q. Did you tell any of your co-defendants to change
12 their statements and claim that you were involved -- that
13 you were not involved in this crime?
14 A. No, ma'am.
15 Q. How often are you making phone calls from the
16 prison?
17 A. I can't -- not really too much. I only can make
18 two phone calls a month anyway being Level 3 SRG, so I only
19 make two phone calls a month.
20 Q. Do you ever use anyone else's PINs?
21 A. Yes, ma'am. From time to time, yes.
22 Q. Who do you -- whose PINs do you use?
23 A. My Muslim brother Travion Smith is the only PIN
24 number I use.
25 Q. Tray?

A. Travion Smith.
Q. Is he -- and this is an inmate at Pasquotank?
A. Yes, ma'am.
Q. What's his PIN number?
A. I don't know. I always get him to put it in. I don't know it.
Q. Do you use any other PINs?
A. Not that I can recall, no, ma'am.
Q. Why are you using Mr. Smith's PIN?
A. Well, because I'm only allowed two phone calls a month, and I like to keep a steady dialogue with my family. So the only way I can go around that is use somebody else's not SRG -- that's not SRG -- use his PIN, and I can talk with my family.
Q. How often are you using his PIN per month?
A. I actually haven't used his PIN in probably about a month, maybe two months.
Q. What numbers are you calling from prison?
A. You talking about what numbers I dial out?
Q. Yep.
A. Like who am I calling?
Q. Who and what numbers?
A. I call Stephanie Nicole Wheeler, 252-287-1611. And I call -- what's her name -- Kashara Hamilton in Delaware, Pennsylvania. Her number is 302-413-0196. And I

1 call my brother Robert Branch, but his number isn't 287 -- I
2 mean, 267-826-6677, that's no longer the number he got, so I
3 don't call him. And I call Tiffany Brown and my older
4 sister Xaviera Green, which is 757-392-5744.
5 MS. BRIDENSTINE: Did you get the numbers?
6 MR. ZIEGLER: I don't have Kashara or Robert
7 Branch.
8 BY MS. BRIDENSTINE:
9 Q. Can you say Kashara -- Kasharo again?
10 A. Kashara Hamilton's number is 302-413-0196. And my
11 brother Robert Branch's number has changed, and I don't
12 memorize the new number by heart, so I have to send it to
13 you later.
14 Q. Is there anyone else that you think we should talk
15 to who would add information on this case?
16 A. I think Major Drew would be a very, very valid
17 person to talk to.
18 But my thing is I -- I -- I would like clarity on
19 a couple different facets, right? I'm trying to figure out
20 when I was tooken off the stand when I was giving my
21 testimony at trial. I want to know, like, how could my --
22 from a -- from a legal standpoint, how could the judge rule
23 against my MAR based on constitutional clause that was in my
24 case when I pled the fifth, you tried to allow me -- force
25 me into this and that put an impression on the jury.

1 So my question is: Legally how could the judge
2 rule on my MAR without me being present or my attorney or
3 give an explanation for their ruling?
4 Q. And, Mr. Williams, that's a question that can be
5 answered by your attorneys.
6 A. Yeah, they didn't have any answers for me. It was
7 just like, yo, we just -- we going to re-assert. We need to
8 try this; we need to try that.
9 But you got -- I'm -- I'm -- I'm studying a little
10 bit of the law myself, and I'm seeing that anytime before,
11 during, and after trial, you have a co-defendant who recants
12 his testimony and says that a person is innocent, that's
13 grounds for a new trial. I wasn't -- the -- the --
14 preponderance of the law actually pursued in this -- in this
15 case. Why is it always being thrown to the side?
16 My name -- I don't trust the county at all.
17 Because why you do this with my MAR? And the judge and the
18 DA and the detective, nobody has accepted accountability for
19 what was actually done. I'm not trying to paint myself to
20 be something that I'm not, but I am innocent. So how can
21 this wrong be done, and how can we rectify the situation?
22 'Cause I lost 11, almost 12 years of my life
23 sitting in prison for nothing. For something I didn't do.
24 Maybe they saved my life. I'm not saying that may not be
25 true, and I'm blessed to still be living today, but at the

1 same time when am I going to receive my just due for
2 actually being honest when it came time where the average
3 person would have kept their mouth closed, and they aren't
4 being penalized for it.
5 Q. Mr. Williams, it's possible that if your case
6 proceeds to a commission hearing that your testimony today
7 may be the only testimony the commissioners have from you
8 about your case.
9 With that in mind, is there anything else that you
10 want the commissioners to know?
11 A. Well, I mean, I have a lot of questions, but this
12 ain't the time and place for all of the questions.
13 I would like them to know that I'm innocent, and
14 I'm not going to stop pursuing my innocence no matter what
15 happens today or no matter what happens with the Commission,
16 period. So, I mean, in this day and time with everything
17 going on, somebody needs to take accountability for their
18 actions. I take accountability for mine. You know what I'm
19 saying? Every time I've ever been in trouble, if I did it,
20 I manned up, and I admitted that I did it.
21 But the one time that I said to tell the truth is
22 when I get this right here. This is what happens to me. I
23 get put in a situation where I got to fight not just -- I
24 feel more mentally just to stay afloat and to deal with the
25 situation in an environment that I'm in knowing that I'm

1 innocent, and I'm around people every day that indulge in
2 other things. You know what I'm saying?
3 I'm trying to walk the straight line. I'm trying
4 to go home, but it's not always easy. Living in these
5 circumstances and this environment behind these prison
6 walls. A lot of people come here, very few with closed
7 custody make it out. I want to be one of the stories. I
8 mean, I got a lot to tell. You know, maybe my situation may
9 help somebody else in the future, you know. Hopefully, you
10 know, in God's time, the truth actually does come out and
11 people see it for what it really is and not for what it
12 appears to be. And they can paint a picture of me as being
13 this Big Homie gang banger or whatever, but that ain't --
14 that's not going to define me. That's not who I am. That's
15 who I was.
16 But this case right here brought realization to my
17 life. It brought realization to me that let me see and let
18 me know that that's not the person that I am. That's not
19 the -- the -- the impression that I want to leave on people.
20 I want to leave a good impression on people. I want people
21 to be in good spirits when they come into account with me.
22 And this case let me see a lot. It let me realize a lot.
23 I lost my mother August the 7th of last year, and
24 today's really, really, really important to me because the
25 only thing she wanted was for me to be free. And I ain't

1 got it all figured out. I ain't perfect. You know what I'm
2 saying? But at the same time I'm striving. I'm struggling.
3 I'm trying to be a better person. You know, I have my
4 pitfalls. I have my pain. You know what I'm saying? I
5 have things that happened in my life in prison that I can't
6 control that I have to deal with, and it's teaching me
7 patience over everything, you know.
8 Accountability. Accept things for what they are.
9 You know, don't beat myself up for the things I can't
10 change. Be glad. Be proud of things that I got. And to
11 love and cherish the people that are involved in my life
12 because I see people that don't got that. And people that
13 don't got hope and people that don't got a story. Or they
14 got a story, but it'll never be told. You know what I'm
15 saying?
16 So I want to be a beacon for in the future not for
17 the past. I want people to realize that there are men in
18 prison that are actually innocent. They're men in prison
19 that actually want to change their life. Sometimes it takes
20 circumstances like this for us to understand and us to see
21 that there is something better or there's something better
22 in the future for us, than these walls right here. I was
23 sentenced to 53 years at the age of 25, but I never gave up
24 hope. I mean, there are plenty of people out there that
25 gave up hope. Some people I've seen -- people come in here

1 and they kill theirself.
2 You know, I stay strong and resilient through
3 finding myself. Being at one with my creator. Understand
4 that life and the curve balls that you have to apply in
5 life. I feel that justice is up to the people, but when are
6 we going to start standing up for justice? Are we going to
7 start standing up for what's right? We could sit here all
8 day, go over the case, and say this is wrong and that was
9 wrong. When are we going to stand up? When are we going to
10 actually speak on the wrong that was done? When are we
11 going to change it? How can we change it? This doesn't
12 need to be happening to anybody's child. Doesn't need to be
13 sitting in prison 50-something years for something he had
14 absolutely nothing to do with. How can this miscarriage of
15 justice be corrected? What's the right lane? What's the
16 right lane for anyone to take in a situation like this?
17 When I got those 50 years, I was confused. Look
18 at my infractions. I was confused. I was hurt. I didn't
19 have my family. I was sitting in prison, and I ain't did
20 nothing, and I was angry at the world. So it took this
21 situation for me to sit down and find myself. Now, I
22 understand that it ain't all about running around emulating
23 something that's not positive, something that you did get
24 accolades for, a reputation that you think means something,
25 but in the grand scheme of things, it has absolutely no

1 substance to be called, it raised no value to your life,
2 period. Being a gang member.
3 I renounced my gang affiliation two years ago.
4 And I start ascribing Muslim, and this the best decision I
5 feel like I've made ever because it came from me being a
6 man. See, all right. If I had opportunity to do this in
7 18 years, I did this. What I got to show for it? 53-year
8 sentence for something I didn't do. Brothers that supposed
9 to be my brothers, they ain't sent me a dollar. None of
10 that. You know what I'm saying? I'm not going to hold on
11 to those false precepts. I'm going to allow those false
12 precepts to go by the wayside, and I'm going to change not
13 just who I am, but I'm going to change who I associate with
14 because the biggest problem in my case was who I associated
15 with. Wasn't actually me because I wasn't doing anything
16 wrong.
17 I'm not saying that I was a Goody Two-shoes
18 because I did some things too. But I accept responsibility
19 for my actions. But I'm being held accountable for somebody
20 else's. And if I can change anything, man, I probably would
21 change me ever saying anything about it. If I knew in
22 retrospect that what I said was going to come back to haunt
23 me and cause me harm, I would've -- I would've shut my
24 mouth. I thought I was doing the right thing. But I see
25 always doing the right thing ain't always right because you

1 end up in a situation like this. Sometimes it's best to
2 just keep your mouth closed and deal with them as they come.
3 Q. Mr. Williams, I just want to ask a couple more
4 questions about December 29, 2007.
5 What did your hair look like on that day?
6 A. I think I had box braids or cornrows. I'm not
7 quite sure. But I had hair.
8 Q. You know how you were wearing it?
9 A. No, I can't recall right offhand, no, ma'am.
10 Q. How long were your braids?
11 A. Pretty long.
12 Q. Did you ever wear them tied back?
13 A. Yes, ma'am. In a pony tail, yes, ma'am.
14 Q. Did you have facial hair?
15 A. I had a -- I had a long goatee.
16 Q. The photo of your brother in Exhibit 5, I'm just
17 going to show you this real quick.
18 A. Yeah, I got to get up close on it. Yes, ma'am.
19 Q. Is he showing gang signs?
20 A. I can't really recall, but that's what it looks
21 like from here. It look like he was throwing some gang
22 sign, but I can't tell actually what it was.
23 Q. Was your brother in a gang?
24 A. No, ma'am.
25 Q. Did you ever know him to throw gang signs?

A. All the time.
Q. All right. Do you have any documents related to this case other than the ones that you listed at the beginning of the deposition?
A. No, ma'am.
Q. Have you ever written anything down about this case, anything like a journal?
A. No, ma'am.
Q. Has anyone talked to you about what you have testified to at this deposition today?
A. No, ma'am.
Q. Has anyone told you what to say?
A. No, ma'am.
Q. Has anyone made you any promises about your testimony today?
A. No, ma'am.
Q. Has anyone threatened you regarding your testimony today?
A. No, ma'am.
Q. Has anyone put any pressure on you regarding your testimony today?
A. No, ma'am.
Q. Were you completely truthful when answering my questions?
A. Yes, ma'am.

Q. Do you remember any additional information about any of the questions that I have asked you?

A. No, ma'am.

Q. Is there any other topic we have not explored that you think would be important to our understanding of this case?

A. Yeah, I would -- like for you to speak with my attorney James Antinore regarding the cell phone record because I -- I never saw you bring that up as an exhibit, but he had those cell phone records in my MAR.

Q. Okay. Anything else?

A. No, ma'am.

MS. BRIDENSTINE: I'm going to conclude and end this deposition. Time is 5:27 p.m.

Thank you, Mr. Williams.

THE WITNESS: You too.

(End of proceeding.)

1 CERTIFICATION OF TRANSCRIPT
2
3 I, Kate Farrish, NCJT, the officer by whom
4 the foregoing deposition was requested to be transcribed, do
5 hereby certify that said hearing, pages 1 through 189,
6 inclusive, is a true, correct, and verbatim transcript of
7 said deposition, as transcribed from an electronic
8 recording, to the best of my ability.
9 I further certify that I am neither counsel
10 for, related to, nor employed by any of the parties to the
11 action in which this proceeding was heard; and, further,
12 that I am not a relative or employee of any attorney or
13 counsel employed by the parties thereto, and am not
14 financially or otherwise interested in the outcome of this
15 ation.
16 Dated at Holly Springs, North Carolina, the
17 20th day of August, 2020.
18
19 Kate Farrish
Kate Farrish, NCJT
20 Notary No. 201821400046
Notary Expires: 07/31/23
21
22
23
24
25

EXHIBIT
2

PENGAD 800-631-6989

EXHIBIT

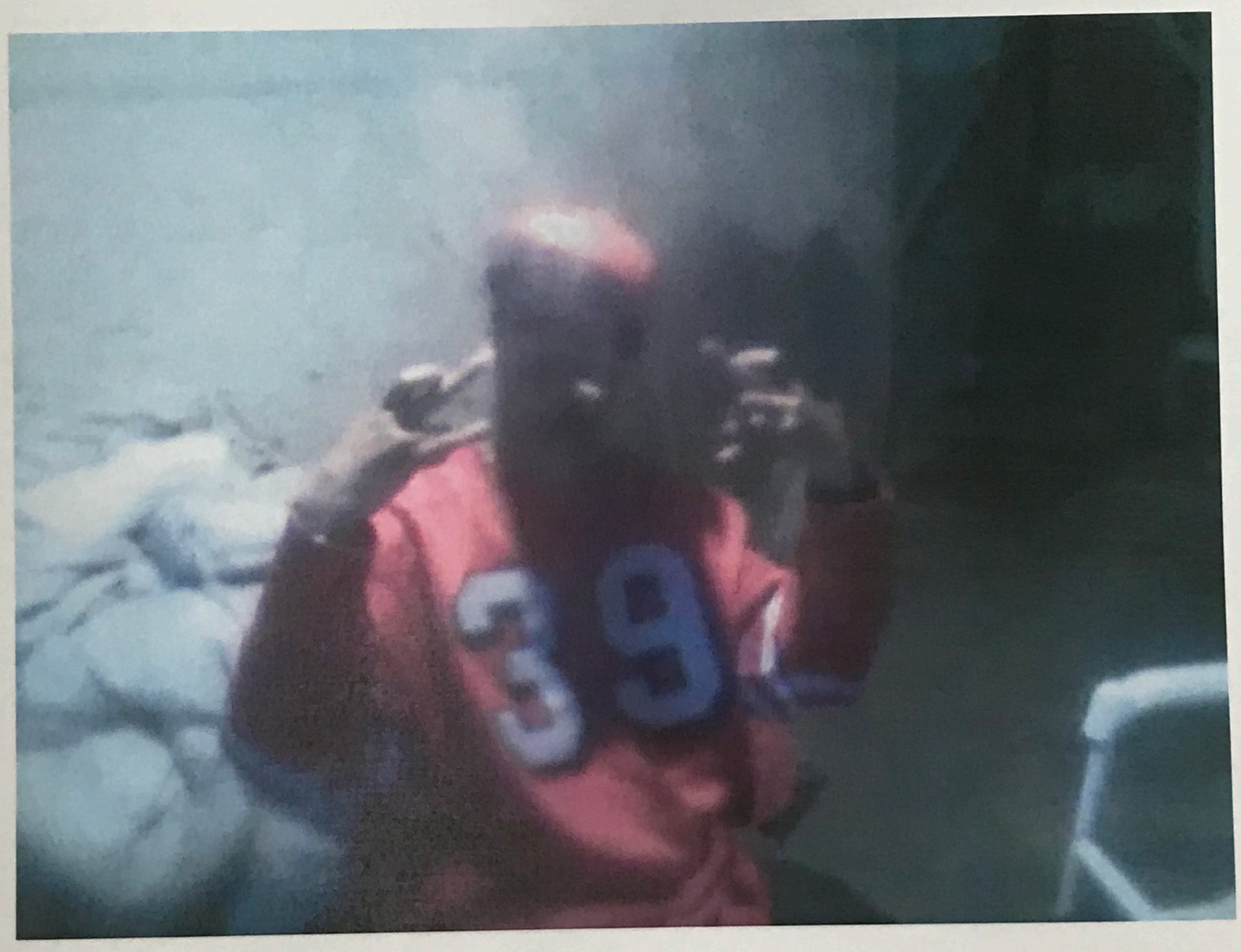
3

PENGAD 800-631-6989

EXHIBIT

4

PENGAD 800-631-6989



EXHIBIT

5

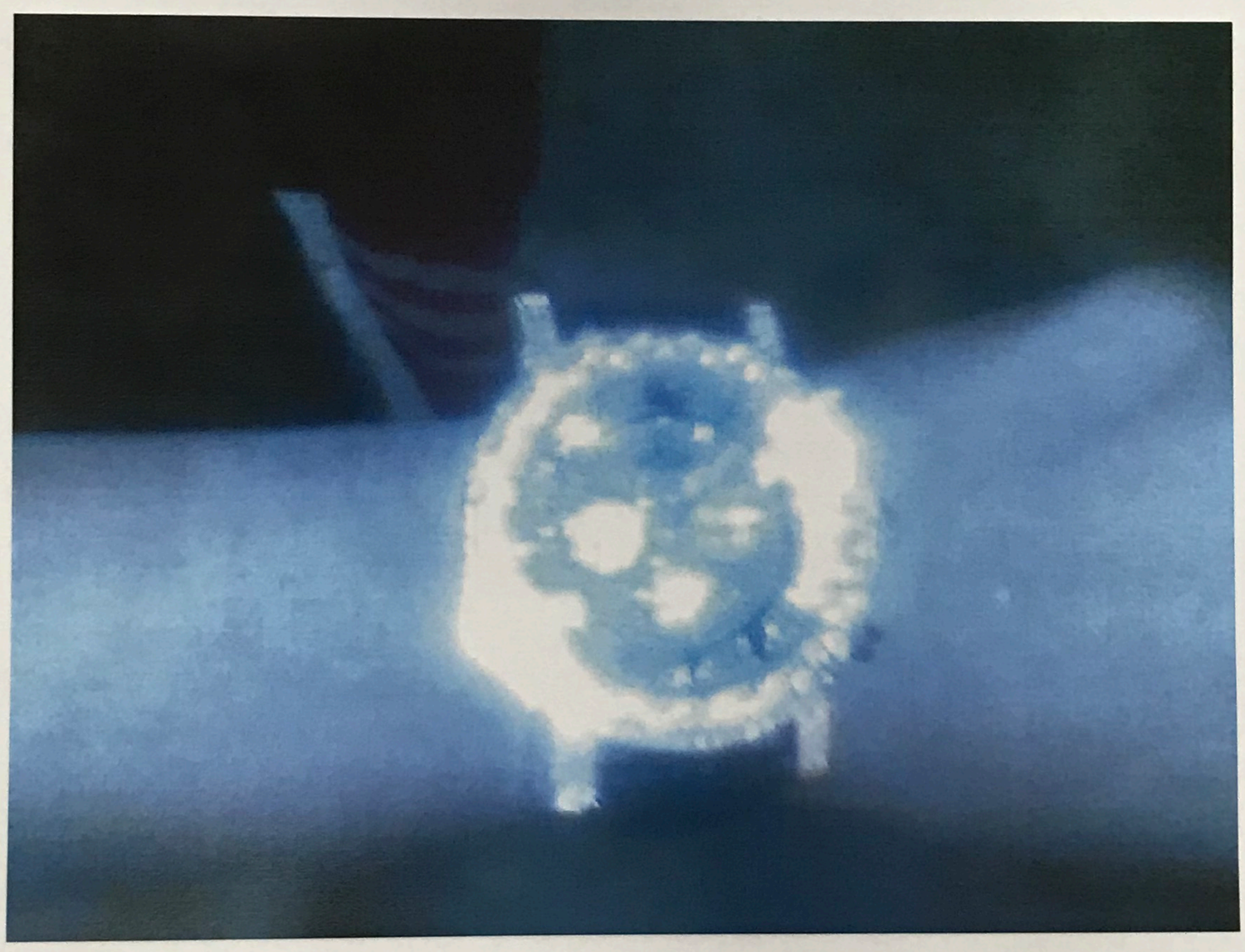
PENGAD 800-631-6989

EXHIBIT
6

PENGAD 800-631-6989

EXHIBIT
7

PENGAD 800-631-6989



EXHIBIT

8

PENGAD 800-631-6989

EXHIBIT
9

PENGAD 800-631-6989

PENGAD 800-631-6989

EXHIBIT

10

EXHIBIT

11

PENGAD 800-631-6989

PENGAD 800-631-6989

EXHIBIT

12

EXHIBIT
13

PENGAD 800-631-6989

EXHIBIT

15

PENGAD 800-631-6989

EXHIBIT

16

PENGAD 800-631-6989

EXHIBIT

17

PENGAD 800-631-6989

EXHIBIT

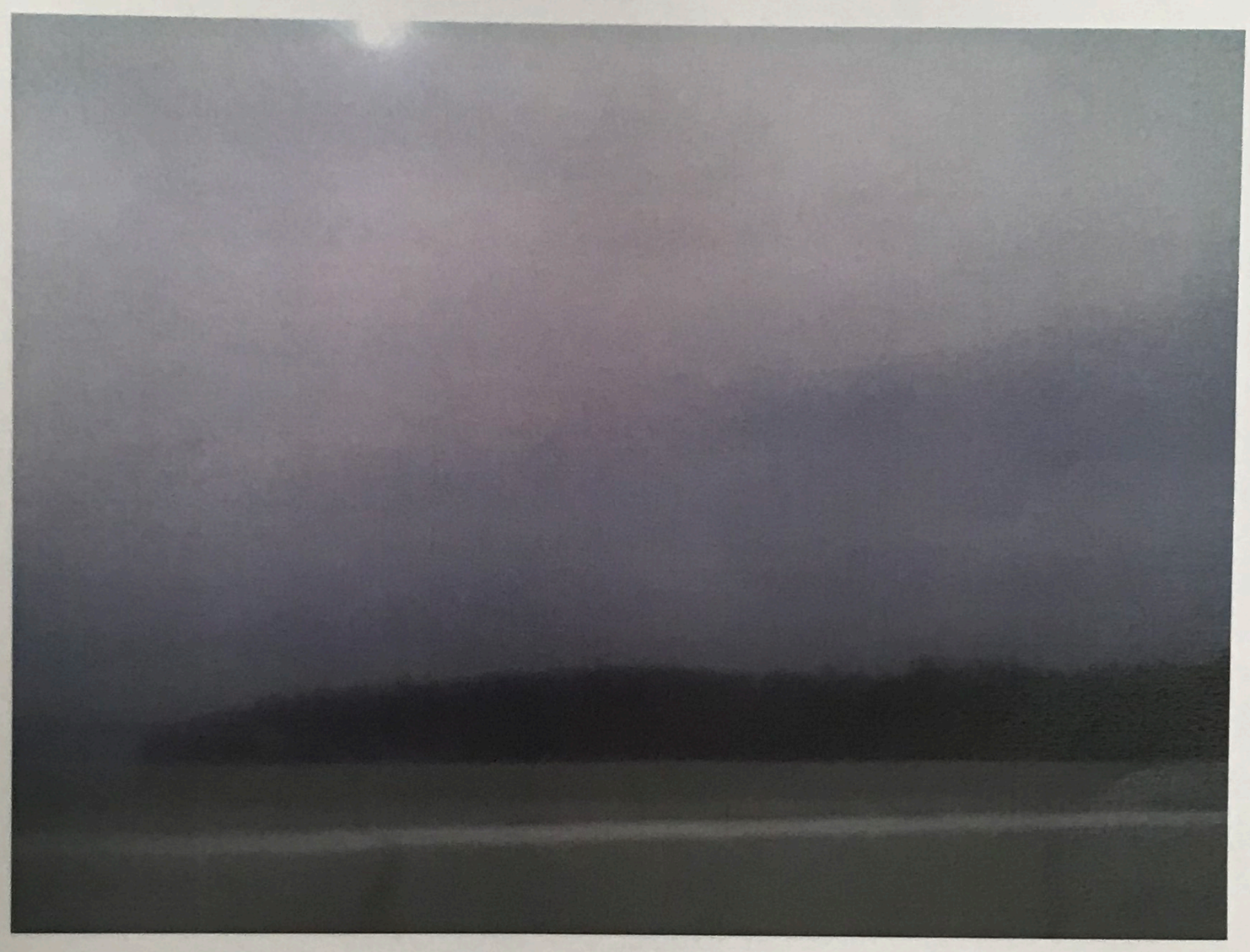
18

PENGAD 800-631-6989

PENGAD 800-631-6989

EXHIBIT

19



EXHIBIT

20

PENGAD 800-631-6989

EXHIBIT

21

PENGAD 800-631-6989

EXHIBIT 42

PENGAD 800-631-6989

7

NORTHAMPTON COUNTY SHERIFF'S OFFICE
CASE PROGRESS RECORD

OCA# _____
VICTIM: Mary Davis, Tacoma Davis, Erel Jordan, Jennifer Willi
OFFENSE: Home Invasion, Sexual Offense
OFFICER: B. Burnette

DAY OF WEEK	DATE	TIME	SUMMARY
Sun	12-30-08		Evelyn Jordan said day of burglary Jamal Thomas called her's res. looking for Erel
Mon	12-31-08		Mary Davis said Jamal Thomas called her's residence to see how Tacoma was doing.
Wed	1-2-08		called and spoke to Daquan Jones ref what he overheard at school - he says Evan Grant told him
Thurs	1-3-08	4:40	Mary Davis called and put Erel on phone he says Deangelo Mason shot him - what he hears
Thurs	1-3-08	4:45	Mary Davis called says Tacoma thinks Jamal Thomas & Deangelo Mason did this
Thurs	1-3-08	5:00	called Erel to ask what he told Tacoma (w) ref. to who shot him. he stated his little cousin Daquan told him that Deangelo shot him
Fri	1-4-08	5:55	Mary Davis called ref. heard anything
Fri	1-4-08	6:02	Mary Davis called ref. someone

NORTHAMPTON COUNTY SHERIFF'S OFFICE
CASE PROGRESS RECORD

OCA#
VICTIM: Mary Davis, Tacoma Davis, Erel Jordan, J. Willia
OFFENSE: Burglary, sexual offense
OFFICER:

DAY OF WEEK	DATE	TIME	SUMMARY
			told her he overheard some boys talking a honda accord loud muffler is in arrowhead and she knew her son had problems with some boys out there.
Mon	1-7-08	3:25p	called Elain Porter to set up appt. with Clifton Mason
Mon	1-7-08	12:34	Chief Duke rep. burgundy honda Accord loud muffler NC. Reg. VRR-7375 driver - Travis Branch, passenger - Eddie Sheppard, back seat - Byron Bottom
Mon	1-7-08	4:30	Clifton, James Mason and Elaine Mason came to NCSO. Clifton says he was talking to Evans about a party and didn't say nothing about his brother Deangelo shooting no one
Tues	1-15-08		Mary Davis called
Tues	2-5-08		went to Jamal Thomas res. not home
Tues	2-12-08	2:33p	Speaking to Antonio Howard inmate at jail and cell mate with Karon Moses said Karone was affiliated with the bloods and he was paying

NORTHAMPTON COUNTY SHERIFF'S OFFICE
CASE PROGRESS RECORD

OCA#
VICTIM: Mary Davis, T. Davis, E. Jordan, J. Williams
OFFENSE: Burglary, Sexual Offense
OFFICER: B. Burnette

DAY OF WEEK	DATE	TIME	SUMMARY
			that him and his boys shot the
			dude with a shotgun, they tried to
			take the woman clothes off, tried to
			rape the lady and that she was crying
Wed	2-20-08		Mary Davis called
Fri	3-28-08	9:15a	called Jennifer.
Wed	4-2-08		Mary Davis called
Thurs	4-10-08		Mary Davis called
Mon	5-19-08	5:00p	called Jennifer. - she said boys
			keeps parking across from her parents
			afraid for her and family if got them
			will talk.
Wed	5-21-08	9:05a	Called Mary Davis
Tues	7-29-08		Courtney Williams advised that Ya Yo
			shot Enel, Ya Yo found 38 caliber
			gun under cushion, Jamal gave
			Cinita jewelry from burglary and
			drive the wheel of timberland boots
			Ya Yo also assaulted female, Ya Yo
			fired shots at car that came up
			fast
Fri	8-1-08		Called Mr. Jordan

NORTHAMPTON COUNTY SHERIFF'S OFFICE
CASE PROGRESS RECORD

OCA# _____
VICTIM: Mary Davis, T. Davis, E. Jordan, J. Williams
OFFENSE: Burglary, Sex offense
OFFICER: B. Bottoette

DAY OF WEEK	DATE	TIME	SUMMARY
Fri	9-5-08		Karone Moses stated while serving warrant on him that someone was going to die for this at the jail Karone told Corora Long Courtney snitched on me.
Fri	9-19-08		Major Dreff at the jail gave me copy of letter Courtney Williams sent Karone Moses from Halifax Co. jail along with envelope.

PAGE 4

128

EXHIBIT 38

PENGAD 800-631-6989

OFFICE OF THE SHERIFF
NORTHAMPTON COUNTY

WARDIE P. VINCENT, SR., SHERIFF
P. O. BOX 176
JACKSON, N. C. 27845
Phone: (252) 534-2611
Fax (252) 534-1408

NORTHAMPTON COUNTY SHERIFF'S OFFICE
CRIMINAL INVESTIGATION DIVISION
STATEMENT FORM

****

( )VICTIM ( )WITNESS ( )SUSPECT ( )DEFENDANT
( )WRITTEN ( )ORAL ( )TAPED (THAT HAS BEEN TRANSCRIBED)

****

NAME: Coatney Randell Williams
DATE OF STATEMENT: 9-8-08
ADDRESS: 161 Blue Jay Trail
Seaboard, NC 27876
TIME OF STATEMENT: 9:42am
GIVEN TO: Det. B. Burnette
PHONE: 252 589-7691
PLACE: Northampton Court house
SOCIAL SECURITY: 244-47-1846
DATE OF BIRTH: 1-24-85

****

CW I give Detective Burnette the following statement On December 29, 2007 me, my little brother Robert, my mom Regina and my mom husband Robert Knight was on our way to Philadephia. I was in Alexandia Virginia when I got a phone call on ~~my~~ my brother's cell phone from Jamal Thomas saying that the CW word in Seaboard was I brought into Angela I don't know her last ~~name~~ CW name, but she stay behind the Seaboard project a white lady. Jamal told me The word was I broke into her house and stole her 38. CW

SIGNATURE: Coatney [illegible]

WITNESS: B. Burnette

PAGE 1 OF 3

OFFICE OF THE SHERIFF
NORTHAMPTON COUNTY
WARDIE P. VINCENT, SR., SHERIFF
P. O. BOX 176
JACKSON, N. C. 27845
Phone: (252) 534-2611
Fax (252) 534-1408

NORTHAMPTON COUNTY SHERIFF'S OFFICE
CRIMINAL INVESTIGATION DIVISION
STATEMENT CONTINUATION PAGE

****

NAME: Coatney Randell Williams DATE OF STATEMENT: 9-8-08

****

I kick back to Seaboard on Janvary 3, 2008 from Philadephia. When I get back me, Jamal, Ya Ya and Karon my little brother Robert, [redacted] April Smith, Tiffany Brown was at Rasheed's house in the projects smoking weed, when the conversation of the licks that Ya Ya, Karon and Jamal did over the Christmas/New Year holiday. Ya Ya was gloating about sodomizing Tacoma's mom with the gun. Jamal, Ya Ya and Karon was laughing and having a good old time sharing the story with me, Robert, Tiffany, April and Rasheed. Jamal, Ya Ya and Karon spoke about the shooting of somebody that chase them the night of December 29. Ya Ya said when the dude that was chasing them when they pulled behind a barn and Ya Ya rolled the window down and shot the guy. Jamal

SIGNATURE: Coatney

WITNESS: B. Burnette

OFFICE OF THE SHERIFF
NORTHAMPTON COUNTY
WARDIE P. VINCENT, SR., SHERIFF
P. O. BOX 176
JACKSON, N. C. 27845
Phone: (252) 534-2611
Fax (252) 534-1608

NORTHAMPTON COUNTY SHERIFF'S OFFICE
CRIMINAL INVESTIGATION DIVISION
STATEMENT CONTINUATION PAGE

NAME: Coatney Randell Williams DATE OF STATEMENT: 9-8-08

had the jewelry, jordan and timberland shoes and some fitted caps. Jamal had some PSP's. Jamal traded the X-box for cash and bought a PS 3. Jamal gave me the wheat timberlands to me that came out of Tacoma's house at my aunt Susie Tyson's house. The reason why I know because Jamal said they ain't my size no way they came from the lick we did in Severn. I didn't have anything to do with the burgulary. I was told by Jamal and Ya Yo what happen. Karon just sit back while they talk.

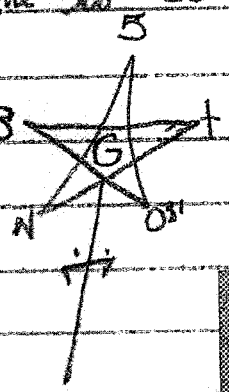
SIGNATURE: Coatney Williams

WITNESS: B. Burnette

Karon

Whats poppin ☆ yall nigga know yall 13/13 for putten my name in that bullshit talking bout you got a motherfucking 00 Banger around me nigga you know you got that shit from dead but why yall aint put his hard back ass in it I all ready got to much shit on my head to be worrying with some shit yall niggas did. Ima 4 time convicted felon and this charge will send me up the river for at least 10 years and I got any more charges to carry out so if I got to testify against yall be clear my name be it so man I for what you did so I aint got to testify against yall cause I got my witnesses. Ready to come to court.

Bill
Maly His bitch the Reason why Yall locked up now



And All that tough talk gone get you Peter Rolled Nigga

Received on
9-19-08
from Major Drew

Courtney Williams
P.O. Box 86
Halifax, NC 27839

37

MAILED FROM
HALIFAX COUNTY DETENTION CENTER

Karon Moses
Northampton Co. jail
Bryantown RD
Jackson, NC 27845

27845+3614

148

000153

MR. BRANCH: No, ma'am.

THE COURT: That didn't come to your mind?

MR. BRANCH: No, ma'am.

THE COURT: Well, I am concerned about your behavior and I am concerned that you disobeyed an order of this Court. And for that reason I'm going to maintain you in custody until this trial -- until this term of court is ended.

Sheriff, he's in your custody. Anything else before we resume the trial of this case?

MS. ASBELL: No, nothing else.

THE COURT: Anything else before we resume this trial? All right, ask the jurors to come in.

(Whereupon, the jury enters the courtroom.)

THE COURT: Good afternoon, ladies and gentlemen. Mr. Barnes, you may call your next witness.

MR. BARNES: We call Mr. Williams to the stand.

COATNEY WILLIAMS, called as a witness on his own behalf, having been duly sworn, was examined and testified as follows:

DIRECT EXAMINATION

BY MR. BARNES:

Q. State your name.

A. Coatney Randall Williams.

Q. Where do you live?

A. 161 Bluejay Trail, Seaboard, North Carlina.

Q. Who do you live with?

A. My mother, my little brother Robert Branch the third, my mother's husband Robert Knight.

Q. How old are you?

A. Twenty-five.

Q. Did you live there pretty much all your life?

A. For the past 15 years.

Q. Now, at some point in time you will be asked this question so let's get it out of the way. Tell these people what you've ever been convicted of.

A. I've been convicted of breaking and entering and larceny after breaking and entering. I've been convicted of possession of stolen firearm and possession of a concealed weapon.

Q. Did you ever serve time on any of those offenses?

A. Yes, sir, I served 217 days for possession of a stolen firearms, possession of a concealed weapon and I think two split sentences for breaking and entering and larceny in 2005.

Q. Do you realize what you are on trial here today for?

A. Yes, sir.

Q. What?

A. First-degree attempted murder, assault with a deadly weapon with intent to kill, and I ain't quite sure about the other charges, but that's basically the main ones I recognize.

Q. Do you know how much time you're exposed to?

A. Yes, sir.

Q. What?

A. I mean, I really don't know exactly how much time but I know it ain't a little bit. It ain't small.

Q. Now, I direct your attention to December the 29th of 2007. Do you remember that time in your life?

A. Yes, sir.

Q. Now you've been in custody since when?

A. Well, I made bond -- when my brother passed away on January the 23rd I made bond on the 26th. I been back in custody ever since February 26 of 2009.

Q. Of '09?

A. Yes, sir.

Q. You were in custody. You got out and you went back in custody?

A. Yes, sir.

Q. And you've been in custody since February of '09?

A. Yes, sir.

Q. Now directing your attention to the 29th day of December 2007. Do you remember that time in your life?

A. Yes, sir.

Q. Just prior to that, two or three days before the 29th, what if anything did you do?

A. I ain't for sure if it was the 26th or the 27th but between the 26th and the 27th, me and my mother, Robert, my mother Regina Knight and my brother Robert Branch and her husband Robert Knight, we started preparing for a trip to Philadelphia because that was my first time going with them to go see Robert's family because they hadn't got married at the time but they was about to get married. That was my first time actually going.

Q. Your mother and father had not got married at that time but they were getting ready to?

A. Yeah.

Q. And this was Robert Knight's people?

A. Yes, sir.

Q. All right, go ahead.

A. All right. We left between the 26th and the 27th. I ain't exactly for sure but I know it was a Thursday because my momma had just got her check and she only gets paid on Thursdays. And we left around -- well, me and Robert and Robert Lee picked me and Little Robert up from

1 Rasheed's house around the 3:45 when my momma got off work
2 at 3:00 o'clock so we went to her job at Guardian Care and
3 met her. And we later found out we had to wait for her
4 check to clear before we could actually leave. So it took
5 us about another hour or so. So I say we left about 5:00 or
6 5:30, 6:00 o'clock.
7 Q. What were you on?
8 A. I mean, at the time they had three vehicles.
9 They had the Neon. They had the Ford F-150 and they had the
10 Mountaineer. So I ain't quite sure which vehicle we was on.
11 But I know we was on one of the SUVs. I ain't sure if it
12 was the F-150 or the Mountaineer, but I know we was on one
13 of the trucks because Robert Lee was driving.
14 Q. All of ya'll in one vehicle?
15 A. Yes, sir.
16 Q. And what route did you take?
17 A. I ain't quite sure but I know we stopeed to
18 get gas in Alexandria, Virginia. And we crossed the
19 Delaware bridge.
20 Q. Do you know where I-95 is?
21 A. Yeah, I'm pretty sure, yeah, I know.
22 Q. Did you travel on I-95?
23 A. Yes, sir.
24 Q. Did you stop along the way on the way to
25 Pennsylvania? We made a stop in Alexandria, Virginia. And

1 at that time while we were stopped in Alexandria, Virginia
2 at the gas station I received a phone call.
3 Q. From who?
4 A. From Jamal Thomas.
5 Q. And did you get back in the car and travel on
6 to Pennsylvania?
7 A. Yes, sir.
8 Q. And about how long did it take ya'll to get
9 to Pennsylvania?
10 A. After we was in Alexandria, Virginia we was
11 there probably about like at 8:30, 9:00 o'clock. We
12 probably got to Pennsylvania -- we was in Pennsylvania by at
13 least twelve or one but we didn't get to our final
14 destination until about three or four in the morning because
15 we got lost in Germantown riding around, you know what I
16 mean? We was looking for Gerrod Ave -- that's where Robert
17 Lee's wife -- I mean, sister Penny lives at on Gerrod Avenue
18 in west Philadelphia.
19 Q. Where did you go when you got to
20 Philadelphia?
21 A. Our first stop was Angela Taylor's house. We
22 stayed there for two nights. I think we stayed there two
23 nights. And then the remainder of our time we stayed at
24 Penny's house because she had a party.
25 Q. Was Angela Taylor the lady that testified

early today?

A. Yes, sir.

Q. You stayed there two nights?

A. Yes, sir.

Q. Then you went to where and stayed?

A. We stayed at Angela Taylor's sister Penny's house. I don't know her last name.

Q. Still in Philadelphia?

A. Still in Pennsylvania, yes, sir.

Q. And how many nights did you stay in that house?

A. We stayed there from the 20 -- we stayed there the 29th and the 30th.

Q. When did you return to North Carolina?

A. Well, we left about -- I ain't for sure. I think it was early -- it was early in the morning because it was about -- they had a forecast on the news. My momma didn't want to get stuck in the snow because she was scheduled to work plus we wanted to be home before the first. You know what I'm saying? So we came home. It was early in the morning. I ain't for sure what time it was, but it was early in the morning between 6:30 and 7:00 o'clock.

Q. On December the 29th, 2007 at or about 9:00 or 10:00 o'clock p.m. where were you?

A. In Pennsylvania.

Q. Where?

A. At Penny's house.

Q. And you left Pennsylvania on the 30th of December?

A. Yes, sir.

Q. And you came back to Seaboard, North Carolina?

A. Yes, sir.

Q. When was the first -- well, let me ask you this: On December 29, 2007 at any time were you at the home of Takoma or Mary Davis?

A. No, sir.

Q. Do you know where Takoma Davis lives?

A. I never been to his house a day before in my life.

Q. Did you know prior to December 29th, did you know Takoma Davis?

A. Yeah, I knew Takoma Davis. I seen him a few times in Seaboard, him and Erel.

Q. Did you know where he lived?

A. No.

Q. Did you know that his Mother's name was Mary Davis?

A. No, sir.

1 Q. Did you know of a person Mary Davis around
2 December 29, 2007?
3 A. No, sir.
4 Q. And at any time on the evening of
5 December 29, 2007 did you go to the Cut Board?
6 A. No, sir.
7 Q. Do you know where the Cut Board is?
8 A. Yeah.
9 Q. When was the first time that you heard about
10 anything going on at the Davis home in December of 2007?
11 A. The first time I heard -- I had any knowledge
12 of hearing anything about that was when I came home, maybe
13 two or three days after I was home.
14 MS. ASBELL: Objection.
15 BY MR. BARNES:
16 Q. You can't tell what you heard. Where were
17 you when you heard it?
18 A. Rasheed Austin's house.
19 Q. Who was in your presence?
20 A. Me, Jamal Thomas, Karon Moses, Antonio
21 Freeman, by brother Robert Branch, Tiffany Brown and April
22 Smith.
23 Q. Prior to December 29th did you know Jamal
24 Thomas?
25 A. Yes, sir.

1 Q. Did you know Antonio Freeman?
2 A. Yes, sir.
3 Q. Did you know Karon Moses?
4 A. Yes, sir.
5 Q. On December 29, 2007 did you see at all Jamal
6 Thomas, Antonio Freeman or Karon Moses?
7 A. No, sir.
8 Q. Now, there has been testimony and you have
9 been sitting here seeing a pair of boots, a pair of tan
10 boots that were introduced, Timberland boots, that were
11 testified belonged to Takoma Davis. Prior to being in this
12 courtroom had you seen those boots?
13 A. Yes, sir.
14 Q. Where did you see them and when?
15 A. Well, the last time I seen the boots was the
16 day that I gave them to Officer Burnette that morning before
17 because I got incarcerated that same day. I told her -- she
18 came back after she got the boots from my mother. I told
19 Officer Burnette to go get the boots from my mother's house.
20 Q. Why did you tell her to go get the boots?
21 A. Because I felt like the situation that had
22 happened with certain individuals and their boots I felt
23 like it was unjust and it won't right. So I told her about
24 everything that had went on between the three individuals
25 that was involved in the crime against Ms. Davis.

1 Q. And did you tell her -- did she ask you about
2 the boots before you told her about them?
3 A. No, I told her on my own will.
4 Q. And where did you get those boots from?
5 A. Jamal Thomas.
6 Q. When?
7 A. I ain't for sure the date but it was after I
8 came back from Pennsylvania because I already had a pair of
9 Timberland boots that was the same size. They were black,
10 white and green. I got them from Forman Mills while I was
11 in Pennsylvania. And Jamal Thomas gave them to me at my
12 Aunt Susie house on Georgia Avenue in Roanoke Rapids.
13 Q. Do you recall giving a statement to Detective
14 Burnette on September the 8th of 2008?
15 A. Yes, sir.
16 Q. Do you recall telling her that on December
17 the 29th, 2007 me and my little brother Robert, my mom
18 Regina and my mom's husband Robert Knight was on our way to
19 Philadelphia?
20 A. I might have said we was on our way to
21 Philadelphia because at that particular time I didn't really
22 know the actual day, but I knew when the crime had happened
23 -- I knew it was between -- because my grandma's birthday is
24 on December 26. So we left somewhere between the 26th and
25 the 27th because me and my momma we all had gave my

1 grandmama like a -- it's like a crystal bell or ball. And
2 we went over to her house and gave her her birthday present
3 on December 26. So we left right after my grandmama had her
4 little birthday at her house.
5 Q. So if you told Detective Burnette back on
6 September 28, 2008 that you left to go to Philadelphia on
7 December 29, 2007 that would not have been correct, would
8 it?
9 A. No, sir.
10 Q. Then why would you have told her that date as
11 opposed to any other day?
12 A. I really ain't know what day I left at that
13 point in time but I knew on the 29th I was not in North
14 Carolina.
15 Q. The statement you gave Officer Burnette on
16 September 8, 2008 who wrote that down?
17 A. Officer Burnette.
18 Q. Did you read it after it was written down?
19 A. Yes, sir.
20 Q. Did you also tell her that I was in
21 Alexandria, Virginia when you got a phone call from Jamal?
22 A. Yes, sir.
23 Q. Did you tell Detective Burnette that I kicked
24 back to Seaboard on January 3rd, 2008 from Philadelphia?
25 A. Yes, sir.

1 Q. When did you actually come back from
2 Philadelphia?
3 A. January 30th, 2007.
4 Q. Did you tell Detective Burnette on
5 September 8, 2008 Jamal gave me the wheat Timberlands to me
6 that come out of Takoma's house?
7 A. Yes, sir.
8 Q. And is that where you got the Timberland
9 boost from?
10 A. Yes, sir.
11 Q. On the night of December 29, 2007 at any time
12 did you enter the home of Mary Davis?
13 A. No, sir.
14 Q. Did you take a shotgun and shoot the back
15 door of Mary Davis?
16 A. No, sir.
17 Q. Did you take a shotgun and shoot it at Erel
18 Jordan?
19 A. No, sir.
20 Q. At any time did you split any of the
21 properties that came out of the home of Mary Davis between
22 you and Thomas and Freeman and Moses?
23 A. No, sir.
24 Q. Did you have anything to do with the charges
25 that you're before this court with today?

1 A. No, sir.
2 MR. BARNES: Those are my questions.
3 THE COURT: Ms. Asbell.
4 CROSS-EXAMINATION
5 BY MS. ASBELL:
6 Q. Mr. Williams, other than the breaking and
7 entering and the possession of the stolen goods and I
8 believe you said the carrying a concealed weapon, what else
9 have you been convicted of in the last ten years for which
10 you could serve 60 or more days?
11 A. I ain't quite sure but I think that's really
12 the only thing I got. I ain't for sure what other charges I
13 have been charged with. But I don't think it's like -- it
14 may be one or two that was like combined in all those
15 sentences at one time. I only got two convictions. But the
16 possession with the concealed weapon wasn't a felony, that
17 was a misdemeanor.
18 Q. So were you convicted of communicating
19 threats in March of 2003?
20 A. I don't remember ever having communicating --
21 if I did, I don't remember it. I mean, I ain't for sure. I
22 probably did, but I mean I'm thinking about when you asking
23 me charges I'm thinking about felonies. I don't remember --
24 I got a lot of misdemeanors on my record, yeah, but I mean
25 I'm thinking about felonies when you say ever been

1 convicted.
2 Q. And is it true that you've been convicted
3 three times of misdemeanor possession of stolen goods?
4 A. Yes.
5 Q. And two times with felony possession of
6 stolen goods?
7 A. Yes.
8 Q. And to breaking and entering?
9 A. Yes, ma'am.
10 Q. Now, Mr. Williams, this isn't your first time
11 being questioned by an investigator, is it?
12 A. No, ma'am.
13 Q. Have you ever been questioned by Ms. Burnette
14 before this happened? Had you ever been questioned by her?
15 A. Yes, ma'am.
16 Q. And when Ms. Burnette took you statement on
17 September 8, 2008 you remember that being the time?
18 A. Yes, ma'am.
19 Q. When she took your statement on that date did
20 she advise you of your rights?
21 A. Yes, ma'am.
22 Q. You know what that means, don't you?
23 A. Yes, ma'am.
24 Q. What does advising you of your rights mean to
25 you?

1 A. That means I can either write a statement or
2 I can say, no.
3 Q. And when she adivsed you of your rights did
4 you know that you had been charged with these crimes?
5 A. Yes, ma'am.
6 Q. And did she tell you then that you were
7 charged with attempted murder?
8 A. Yes, ma'am.
9 Q. Did you know how serious that was at that
10 point?
11 A. Yes, ma'am.
12 Q. Now, when you were charged -- had you already
13 been served with the warrants before you gave your statement
14 to Ms. Burnette?
15 A. Well, I gave a verbal statement to Officer
16 Burnette about the aspects of the case way before she even
17 served anybody with any warrants. I gave her a written
18 statement after I was already served with my warrants.
19 Q. So September 8, 2008 that's the written
20 statement that Mr. Barnes and I are referring to. Do you
21 remember that statement?
22 A. Yes, ma'am.
23 Q. Do you remember you were charged with
24 attempted murder, first-degree burglary, armed robbery,
25 assault with a deadly weapon with intent to kill, felonious

1 larceny, possession of stolen goods? Did you know you were
2 charged with all of that when you gave the statement?
3 A. Well, when I first received my warrants I
4 didn't have all those charges that I got right now. I got
5 an indictment in January that got all those charges on it.
6 When I first received my warrants there won't nothing but
7 assault with a deadly weapon, first-degree burglary and
8 maybe one or two other felonies. But attempted murder and
9 that sex offense charge, none of that was up there at the
10 time.
11 Q. But you did realize, did you not, Mr.
12 Williams, that those were serious charges?
13 A. Yes, ma'am.
14 Q. And the date of offense, when you were served
15 with the warrants, you saw what the date of offense was,
16 didn't you?
17 A. Yes, ma'am.
18 Q. So you knew the date of offense was
19 December 29, 2007?
20 A. Yes, ma'am.
21 Q. In September of 2008 when you said, and I
22 believe your words were I didn't want -- I needed to tell
23 Ms. Burnette because I thought it was unjust and not right
24 and I wanted to tell her what happened?
25 A. Yes, ma'am.

1 Q. Now, did you not think it was unjust and
2 unright what you say these other people did to Ms. Davis on
3 January of 2008 when you say they were bragging and laughing
4 about it?
5 A. Well, when I first verbally told Officer
6 Burnette I told her then if I had any involvement in that
7 case then why would I go to her willingly on my own will.
8 She didn't ask me, Mr. Williams, did Jamal Thomas, Karon
9 Moses and Antonio Freeman do this. I told her that on my
10 own will.
11 Q. Wasn't it, Mr. Williams, that you were
12 actually charged with some other firearms --
13 A. Yes, ma'am.
14 Q. -- stealing firearms and that's why you gave
15 that statement because you were charged with that?
16 A. Yes, ma'am.
17 Q. And isn't it correct that some of the federal
18 folks came in and talked to you and that's when you offered
19 up the information about the codefendants?
20 A. No, they asked Officer Burnette and Detective
21 Harmon did they have anything that they wanted to ask me.
22 And she had one particular case she wanted to ask me. And I
23 answered her as truthfully as I could.
24 Q. But isn't it true that you didn't voluntarily
25 come to anybody? They came to you over some stolen

1 firearms.
2 A. The stolen firearms, yeah, I was guilty of
3 that. I did that. But I admit my guilt about what I did.
4 I'm a man about my situation. I'm not going to sit here and
5 lie. I could get just as much time for the firearms as I
6 can what I'm doing right now.
7 Q. You think you can get just as much time for
8 stealing a gun as you can for what you're charged with?
9 A. I got four firearm by felony charges on my
10 case load right now.
11 Q. All right. Mr. Williams, but the truth is
12 that you were being questioned about something else and you
13 volunteered this information to Ms. Burnette?
14 A. Yes, ma'am.
15 Q. So you had pending charges when you offered
16 this information to Ms. Burnette?
17 A. Yes, ma'am.
18 Q. So it didn't have anything to do with what
19 you thought was unjust, did it?
20 A. I mean, at the end of the day I got a mother,
21 I got nieces and nephews too. And I mean everybody acts
22 like just because you're on trial you ain't suppose to have
23 a heart. I got a heart too. I got family too. And I think
24 about my mother too. I don't want nobody to do that to my
25 momma.

1 Q. Did you have a mother in January of 2008?
2 A. But I didn't have nothing to do with it. It
3 wasn't my responsibility at that time.
4 Q. Why was it your responsibility in September
5 of 2008 to tell it when you knew what happened in January
6 of 2008?
7 A. Because I wasn't asked until whenever the
8 Officer -- ATF dude came and asked me. That's when I gave
9 up the information that I had.
10 MS. ASBELL: May I approach him?
11 THE COURT: Yes, ma'am.
12 BY MS. ASBELL:
13 Q. Mr. Williams, this is marked Defendant's
14 Exhibit Number 1. This was introduced by your attorney.
15 And what is that a picture of?
16 A. A picture of myself.
17 Q. So that's a picture of yourself?
18 A. Yes, ma'am.
19 Q. And what do you have on?
20 A. I have on my red Boston fitted cap and my
21 Hermit Kenasee throwback jersey.
22 Q. You have what kind of hat?
23 A. Boston.
24 Q. And what are you doing?
25 A. Throwing up gang signs.

1 Q. Show them to the members of the jury.
2 A. (Complies.)
3 Q. What is that? What is it with your left
4 hand?
5 A. My left hand (indicating).
6 Q. What does that mean?
7 A. That's my status and this is my set
8 (indicating).
9 Q. All right --
10 THE COURT: It's what?
11 THE WITNESS: This is my status
12 (indicating)103. And this is my set (indicating) Bloodstone
13 Villian.
14 BY MS. ASBELL:
15 Q. So this is your status on this hand?
16 A. Yes, ma'am.
17 Q. And what is your status?
18 A. 103.
19 Q. Explain that to the members of the jury what
20 your status is -- well, let me go back. What gang are you
21 in?
22 A. Blood.
23 Q. Do that thing with your hand again with your
24 left hand?
25 A. (Complies.)

1 Q. What is that?
2 A. 103. You can throw it up in a number of ways
3 (indicating).
4 Q. Well, show us.
5 A. (Indicating). Well, I really don't want to
6 get all -- I mean, I ain't on trial for being a gang member.
7 I'm on trial for attempted murder.
8 THE COURT: Show us.
9 A. You can throw up east side (indicating). You
10 can throw up my set (indicating). You can throw up this,
11 you can throw up that, that, that (indicating).
12 BY MS. ASBELL:
13 Q. And what do all those signs mean?
14 A. It means it can be the breakdown of your
15 status. It can be the breakdown of what set you is. It can
16 be the breakdown of all the sets all together.
17 Q. What's a set?
18 A. A set is like an organization outside the
19 organization that you're in.
20 Q. What organization are you with?
21 A. I'm with the Bloods but it's a branch off
22 from the Bloods called the Bloodstone Villain.
23 Q. Is it like a rank in a sheriff's department?
24 A. It could be a rank in a sheriff's department
25 or in the military, yes, ma'am.

Q. If you are ranked like in the sheriff's department or in the military what would your rank be?

A. Probably -- they don't got general but I probably would say a lieutenant or a Captain.

Q. And how long have you been in a gang?

A. For about ten years.

Q. You been in a gang right here in Northampton County?

A. Yes, ma'am.

Q. You have some different tattoos on your arms. Are they gang-related?

A. No, ma'am. One or two of them are but the rest of them -- this tatto right here that's showing respect for my brother who passed away. That's the tatto I got since I been incarcerated. MOB is a man of business, that's another tattoo. And the other tattoo, rest in peace, Andrew Genis, he got killed at the railroad tracks in Seaboard.

Q. I saw something that looked like dog paws. Do you have dog paws?

A. Yes, ma'am.

Q. What are they?

A. I mean, that's how you associate yourself with Blood.

Q. Just explain to me how.

A. A dog paw, the Blood, they consider

1 theirselves dogs.
2 THE COURT: Consider what?
3 A. Consider ourselves dogs.
4 BY MS. ASBELL:
5 Q. Dogs in what respect?
6 A. I mean, I can't explain it, but that's what
7 we associate ourselves with is dogs.
8 Q. And so if you had the rank -- would you say
9 you had the rank of lieutenant back in December of 2007?
10 A. Yes, ma'am.
11 Q. And do you have a higher ranking now?
12 A. No, ma'am.
13 Q. So you have the rank of lieutenant?
14 A. Yes, ma'am.
15 Q. And in gangs, isn't it true, Mr. Williams,
16 that ya'll initiate people into gangs?
17 A. I mean, yeah, we initiate people into gangs
18 but it ain't what everybody expected. When you initiate
19 somebody into the gang you get blessed in and you get beat
20 in and you get put in work. You get one of the two -- I
21 mean, one of the three.
22 Q. All right, you said blessed in?
23 A. Yes, ma'am.
24 Q. What does that mean?
25 A. Like, you like give a person a blessing, you

1 give them an oath and you get blessed in.
2 Q. Blessed?
3 A. Yes, ma'am.
4 Q. If you have to work in that means you have to
5 commit crimes, right?
6 A. Yeah.
7 Q. How did you get into a gang? Were you
8 blessed in or did you work in?
9 A. I ain't willing to respond to that.
10 THE COURT: Answer the question.
11 A. Huh?
12 THE COURT: Answer the question.
13 A. I mean, I got beat in.
14 BY MS. ASBELL:
15 Q. By who?
16 A. I ain't willing to give up -- I'm pleading
17 the fifth.
18 THE COURT: Who beat you in?
19 A. I plead the fifth.
20 THE COURT: You were beaten?
21 A. Yes, ma'am.
22 THE COURT: You weren't doing the beating?
23 A. No, ma'am.
24 THE COURT: All right, you can't take the
25 fifth. Answer the question.

1 A. I mean, I can't give up that person's name.
2 I can't give that person's name up in open court like that.
3 THE COURT: Are you refusing to answer the
4 question?
5 A. Yes, ma'am.
6 THE COURT: Okay, well, we're going to strike
7 his testimony. Take a seat down there next to your
8 attorney.
9 Ladies and gentlemen, you are not to consider
10 the testimony of Mr. Williams, any of the testimony that
11 he's offered in this trial.
12 Do you have additional witnesses?
13 MR. BARNES: No, ma'am.
14 THE COURT: Ladies and gentlemen, if you will
15 got to the jury room for just -- hold on, excuse me. Before
16 you do that, Madam DA and Mr. Barnes if you will approach.
17 (Whereupon, there was an off the record
18 discussion out of the hearing of the jury.)
19 THE COURT: Will there be rebuttal evidence
20 by the State?
21 MS. ASBELL: Yes, ma'am. The State would
22 like to recall Ms. Burnette briefly.
23 THE COURT: You are still under oath.
24 MS. ASBELL: May I approach the witness?
25 THE COURT: Yes, ma'am.

Meeting with Client Coatney Williams

On 1-4-13 Attorney Antinore and I met in Wilson and then proceeded to Polk Correctional in Butner to interview Coatney Williams. Interview began at 1005 hours and terminated at 1340 hours. Coatney had a complete copy of his trial discovery plus information from the innocence commission that we didn't have. Coatney is in maximum security therefore he came in with handcuffs and waist chains and had no mobility to pick up papers and show them to us. The guards were asked to pass some paper materials to us but refused to do so saying it had to be mailed. It was explained to him what Jamal Thomas said and how Karon Moses would not talk to us. He talked to us about issues in his trial and discovery that weren't addressed that he believes will prove his innocence. They were as follows:

Jamal and Karon went to high school with the victim's son Jacoma Davis. He does not know Jacoma other than by seeing him in the neighborhood.

I showed Coatney my photos of the scene and the house and he did not recognize them because he said he was not there and had no idea where these people lived. He said he had never been to this house or neighborhood unless he just passed it on the road going somewhere.

He has filed a grievance against his attorney Barnes with the state Bar.

Co-Defendant Karon Moses wrote a statement out to ATF Agent Harold McKinney and in this statement Karon only says there were 3 people there and he never mentions Coatney in his statement at all. We were able to see this statement through the glass. This statement says Coatney was not there during the entire time.

His witnesses were sequestered and the state's witnesses were not.

Det. Burnette saw him in jail and told him she knew he did not have anything to do with this but she had to serve papers on him.

Coatney's mother told Sheriff Wardie Vincent there were tapes of them in a mall in Philadelphia, told him the name of the mall and location and he would not go get the tapes. Williams mother made 2 trips to get the tapes but the mall personnel said they would only give the tapes to law enforcement.

His attorney knew about the photos on the phone at least a year, before the trial, and did nothing to get them verified, or have them authenticicated by and expert with the date stamp so they could be admitted into court as his evidence. There also were photos they took all along the way to show a continuous travel to Philadelphia.

Day of the crime, 12-29-07 he was in Philadelphia at Angela Taylor's residence at 5815 Pemberton Street in Philadelphia and he called Cita Long while he was at that address and nothing was done to verify this phone call. Possibility the phone could have been traced to see what towers were hit to verify the phones location.

When they went through the tollbooths in Delaware they did not have the correct change to pay toll so the toll people sent a bill to his mother's insurance carrier for the bill with the date on it.

He and his brother did get into the white F150 pick up truck with his mother and her husband and they picked them up at Racheed Austin's house. Jamal Thomas was there because Jamal asked him to break into a white female named Angela William's house and steal some guns while Jamal took Angela to buy some dope. He did not do this and later on Jamal broke into her house and stole the gun and this was the shotgun used in this crime.

They came home on the 31st because of a predicted snowstorm for the area and his mother had to be back at work and did not want to chance it. They were supposed to stay through the New Year.

Coatney described the room in the basement where the picture was taken as the basement to Penny's house. It had windows in it, and old washing machine and the walls were made of brick stone material.

Handout 49

PLACE HOLDER – COATNEY WILLIAMS DEPOSITION VIDEOS

Handout 50


39

Handout 51

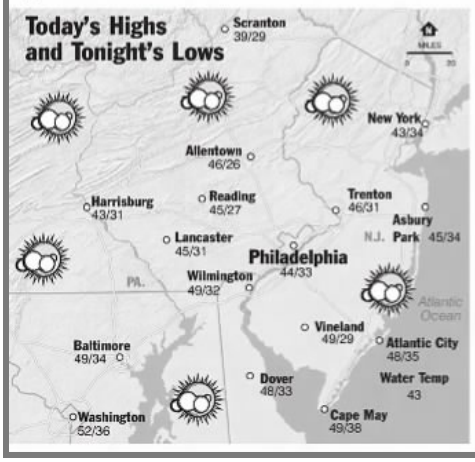
The Philadelphia Inquirer (Philadelphia, Pennsylvania) · Thu, Dec 27, 2007 · Page B09

Weather Report

Conditions updated throughout the day on **www.philly.com**

Today's Forecast

A series of storms will affect the area through Monday morning. Temperatures will be high enough so that only rain is expected. The rain should be heaviest tomorrow night and Sunday night. Much colder weather starts as the new year begins.



10 NBC — Exclusive EarthWatch 7-Day Forecast

NBC10.COM

Today	Tomorrow	Saturday	Sunday	Monday	Tuesday	Wednesday
HIGH 44 LOW 33	HIGH 48 LOW 44	HIGH 53 LOW 34	HIGH 44 LOW 40	HIGH 50 LOW 31	HIGH 42 LOW 26	HIGH 37 LOW 23
Mostly cloudy with a few showers	Becoming cloudy with rain moving in late	Early rain, then clearing and mild	Becoming cloudy with rain moving in late	Rain ending early, then windy and mild	Partly sunny, windy and colder	Mostly sunny, breezy and cold

Sun/Moon

Sun rises 7:21 a.m., sets 4:42 p.m.
Moon rises 8:58 p.m., sets 10:08 a.m.

Last	New	First	Full
Dec. 31	Jan. 8	Jan. 15	Jan. 22

Air Quality

The worst pollutant in the region yesterday was particulates produced mainly by motor vehicles and power plants.

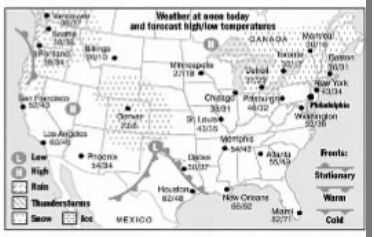
Good (G)	0-50	Carbon monoxide	CO
Moderate (M)	51-100	Nitrogen dioxide	NO
Unhealthful (U)	101-200	Particulates	PA
Very Unhealthful (V)	201-300	Sulfur dioxide	SO
Hazardous (H)	301-400	Ozone	OZ

At a Pollution Standard Index rating of 100, the general population begins to experience irritation and other unhealthful effects.

Yesterday's Pollution Standard Index		High Pollutant Yesterday	Pollution Forecast Today
Bristol	G19	PA	G
Burlington	G27	PA	G
Camden	G37	PA	M
Chester	M82	PA	M
Norristown	M79	PA	M

National Forecast

s = sunny; pc = partly cloudy; c = cloudy; sh = showers; t = thunderstorms; r = rain; rs = rain/snow; sf = flurries; sn = snow; i = ice



City	Yesterday	Today	Tomorrow
Albany, N.Y.	36/32/c	35/26/sn	42/29/c
Albuquerque	34/16/s	31/17/sf	36/21/pc
Anchorage	16/13/s	21/13/c	29/15/sn
Atlanta	53/36/pc	56/48/pc	65/50/t
Boston	48/37/pc	36/31/sn	44/34/pc
Buffalo	38/24/s	39/30/rs	43/34/sh
Charleston, S.C.	51/45/sh	63/51/pc	68/57/sh

City	Yesterday	Today	Tomorrow
Kansas City, Mo.	39/24/sn	34/25/c	34/19/sn
Las Vegas	48/29/pc	45/32/s	48/32/c
Los Angeles	58/46/s	60/45/s	59/45/c
Memphis	55/32/sh	54/43/c	55/38/sn
Miami	81/65/pc	82/71/pc	83/73/pc
Minneapolis	28/25/sn	27/18/c	24/11/sn
New Orleans	65/44	66/60/pc	70/55/t

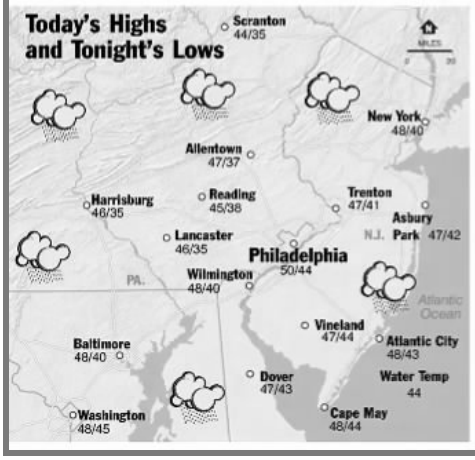
The Philadelphia Inquirer (Philadelphia, Pennsylvania) · Fri, Dec 28, 2007 · Page B07

Weather Report

Conditions updated throughout the day on **www.philly.com**

Today's Forecast

Two more quick-moving storms will affect the area in the next few days. The first will bring rain tonight. Much of tomorrow will be dry and mild. The next storm should bring rain late Sunday into Monday morning. Then it will turn dry and colder.



10 NBC — Exclusive EarthWatch 7-Day Forecast

NBC10.COM

Today	Tomorrow	Sunday	Monday	Tuesday	Wednesday	Thursday
HIGH 50 LOW 44	HIGH 55 LOW 34	HIGH 44 LOW 38	HIGH 48 LOW 31	HIGH 42 LOW 26	HIGH 35 LOW 22	HIGH 34 LOW 24
Clouds increase. Rain moves in by evening	Early rain ends, then clearing and mild	Clouds increase. Rain likely late	Rain ending early, then partial clearing	Partly sunny and seasonable	Partly sunny, windy and cold	Mostly sunny and still cold

Sun/Moon

Sun rises 7:22 a.m., sets 4:43 p.m.
Moon rises 10:04 p.m., sets 10:33 a.m.

Last	New	First	Full
Dec. 31	Jan. 8	Jan. 15	Jan. 22

Air Quality

The most pollutant in the region yesterday was particulates, produced mainly by motor vehicles and power plants.

Good (G)	0-50	Carbon monoxide	CO
Moderate (M)	51-100	Nitrogen dioxide	NO
Unhealthful (U)	101-200	Particulates	PA
Very Unhealthful (V)	201-300	Sulfur dioxide	SO
Hazardous (H)	301-400	Ozone	OZ

At a Pollution Standard Index rating of 100, the general population begins to experience irritation and other unhealthful effects.

Yesterday's Pollution Standard Index		High Pollutant Yesterday	Pollution Forecast Today
Bristol	G19	PA	G
Burlington	G35	PA	G
Camden	G34	PA	G
Chester	M90	PA	M
Morrisville	M79	PA	M

National Forecast

s = sunny; pc = partly cloudy; c = cloudy; sh = showers; t = thunderstorms; r = rain; rs = rain/snow; sf = flurries; sn = snow; i = ice

City	Yesterday	Today	Tomorrow
Albany, N.Y.	34/31/i	44/32/pc	42/25/sh
Albuquerque	31/21/pc	32/19/pc	43/25/pc
Anchorage	23/18/c	20/15/sn	18/4/c
Atlanta	54/44/sh	64/51/sh	58/38/sh
Boston	39/36/i	43/36/pc	43/25/sh
Buffalo	36/31/i	42/32/r	38/27/sn
Charleston, S.C.	69/47/pc	66/53/sh	73/53/sh

City	Yesterday	Today	Tomorrow
Kansas City, Mo.	30/21/c	31/18/sn	35/24/pc
Las Vegas	44/38/pc	45/32/c	52/35/c
Los Angeles	56/47/s	59/49/c	61/48/pc
Memphis	43/36/c	55/37/sh	53/37/pc
Miami	82/68/pc	82/71/pc	83/70/sh
Minneapolis	28/21/c	26/11/sn	24/15/c
New Orleans	55/48/pc	73/51/s	64/54/pc

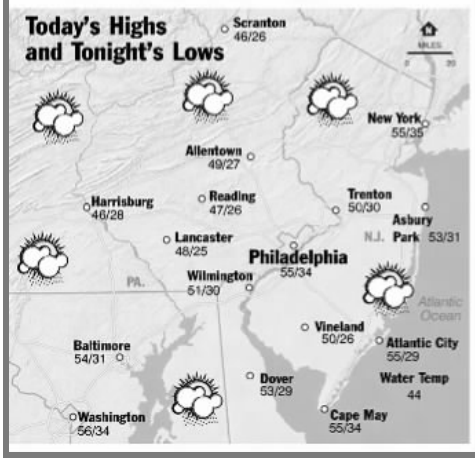
The Philadelphia Inquirer (Philadelphia, Pennsylvania) · Sat, Dec 29, 2007 · Page B05

Weather Report

Conditions updated throughout the day on **www.philly.com**

Today's Forecast

A fast-moving nor'easter will move through late tomorrow. It will be rain in much of the area, but a wintry mix is possible north and west of Philadelphia. Much colder air will move in Wednesday, but a big warmup will start Friday.



10 NBC — Exclusive EarthWatch 7-Day Forecast

NBC10.COM

Today	Tomorrow	Monday	Tuesday	Wednesday	Thursday	Friday
HIGH 55 LOW 34	HIGH 44 LOW 34	HIGH 44 LOW 31	HIGH 42 LOW 26	HIGH 35 LOW 20	HIGH 32 LOW 26	HIGH 42 LOW 30
Becoming windy and mild	Rain later, wintry mix north and west	Clearing and breezy	Partly sunny and seasonably cool	Windy and colder with a chance of snow flurries	Partly sunny, windy and cold	Mostly sunny and becoming warmer

Sun/Moon

Sun rises 7:22 a.m., sets 4:43 p.m.
Moon rises 11:07 p.m., sets 10:55 a.m.

Last	New	First	Full
Dec. 31	Jan. 8	Jan. 15	Jan. 22

Air Quality

The worst pollutant in the region yesterday was particulates, produced mainly by motor vehicles and power plants.

Good (G)	0-50	Carbon monoxide	CO
Moderate (M)	51-100	Nitrogen dioxide	NO
Unhealthful (U)	101-200	Particulates	PA
Very Unhealthful (V)	201-300	Sulfur dioxide	SO
Hazardous (H)	301-400	Ozone	OZ

At a Pollution Standard Index rating of 100, the general population begins to experience irritation and other unhealthful effects.

Yesterday's Pollution Standard Index		High Pollutant Yesterday	Pollution Forecast Today
Bristol	G22	PA	G
Burlington	G30	PA	G
Camden	M55	PA	G
Chester	M75	PA	M
Norristown	M57	PA	M

National Forecast

s = sunny; pc = partly cloudy; c = cloudy; sh = showers; t = thunderstorms; r = rain; rs = rain/snow; sf = flurries; sn = snow; i = ice

City	Yesterday	Today	Tomorrow
Albany, N.Y.	48/33pc	42/26r	37/22c
Albuquerque	38/11pc	41/25pc	47/28s
Anchorage	25/21c	20/10sn	17/9c
Atlanta	68/48t	69/44sh	54/36t
Boston	47/36rs	46/31r	39/28c
Buffalo	37/29pc	37/26sn	35/25c
Charleston, S.C.	74/50pc	73/54sh	63/48t

City	Yesterday	Today	Tomorrow
Kansas City, Mo.	27/23sn	34/21pc	42/21pc
Las Vegas	45/31pc	50/35pc	54/37s
Los Angeles	54/46pc	59/49pc	62/50s
Memphis	50/44t	48/35pc	55/39s
Miami	83/70pc	84/71pc	83/69pc
Minneapolis	22/17sn	22/15pc	25/13pc
New Orleans	72/60t	69/54pc	64/53pc

Weather Report

Conditions updated throughout the day on **www.philly.com**

Today's Forecast

Skies will become mostly cloudy today as low pressure gathers strength across the Southeast. Rain will arrive in the region this evening, and transition to snow tonight as cold air pushes in. Heavy snow accumulations will be possible to the north and west of the city.

10 NBC — Exclusive EarthWatch 7-Day Forecast

NBC10.COM

Today	Tomorrow	Tuesday	Wednesday	Thursday	Friday	Saturday
HIGH 43 LOW 31	HIGH 43 LOW 29	HIGH 47 LOW 26	HIGH 33 LOW 18	HIGH 31 LOW 12	HIGH 44 LOW 33	HIGH 50 LOW 40
Increasing clouds with rain late, rain and snow tonight	Becoming partly cloudy, seasonably cool	Mostly cloudy, few showers possible	Windy and much colder with flurries	Plenty of sunshine and cold	Plenty of sunshine and considerably warmer	Sunny to partly cloudy, breezy and mild

Sun/Moon

Sun rises 7:22 a.m., sets 4:44 p.m.
Moon rises ———, sets 11.15 a.m.

Last	New	First	Full
Dec. 31	Jan. 8	Jan. 15	Jan. 22

Air Quality

The worst pollutant in the region yesterday was particulates, produced mainly by motor vehicles and power plants.

Good (G)	0-50	Carbon monoxide	CO
Moderate (M)	51-100	Nitrogen dioxide	NO
Unhealthful (U)	101-200	Particulates	PA
Very Unhealthful (V)	201-300	Sulfur dioxide	SO
Hazardous (H)	301-400	Ozone	OZ

At a Pollution Standard Index rating of 100, the general population begins to experience irritation and other unhealthful effects.

Yesterday's Pollution Standard Index		High Pollutant Yesterday	Pollution Forecast Today
Bristol	G22	PA	G
Burlington	G44	PA	M
Camden	G17	PA	M
Chester	M76	PA	M
Norristown	M87	PA	M

National Forecast

s = sunny; pc = partly cloudy; c = cloudy; sh = showers; t = tstorms; r = rain; rs = rain/snow; sf = flurries; sn = snow; i = ice

City	Yesterday	Today	Tomorrow	City	Yesterday	Today	Tomorrow
Albany, N.Y.	44/36/sn	39/26/c	33/24/sn	Kansas City, Mo.	32/13/pc	35/23/pc	31/15/pc
Albuquerque	39/30/pc	48/28/pc	46/22/s	Las Vegas	48/32/pc	54/37/s	53/32/s
Anchorage	26/20/c	18/8/sn	21/15/c	Los Angeles	57/50/pc	61/48/s	65/49/s
Atlanta	63/52/sh	49/36/t	61/39/s	Memphis	47/31/pc	56/39/pc	59/31/pc
Boston	46/39/r	41/28/pc	35/27/sn	Miami	84/74/pc	83/72/pc	83/65/pc
Buffalo	42/35/sf	37/29/c	38/31/c	Minneapolis	23/18/c	26/16/c	22/8/sn
Charleston, S.C.	71/62/sh	70/48/t	63/48/s	New Orleans	56/51/c	62/48/t	70/45/s

The Philadelphia Inquirer (Philadelphia, Pennsylvania) · Mon, Dec 31, 2007 · Page B07

Weather Report

Conditions updated throughout the day on **www.philly.com**

Today's Forecast

A breeze will develop as skies clear this afternoon. There is a chance for a minor rain or snow shower New Year's Day. A cold wind will arrive on Wednesday and by Thursday temperatures may not get above freezing.

10 NBC — Exclusive EarthWatch 7-Day Forecast

NBC10.COM

Today	Tomorrow	Wednesday	Thursday	Friday	Saturday	Sunday
HIGH 46 LOW 35	HIGH 45 LOW 26	HIGH 35 LOW 19	HIGH 29 LOW 21	HIGH 38 LOW 30	HIGH 46 LOW 36	HIGH 50 LOW 37
Clearing and breezy	Chance of a shower	Cold blast	Breezy and cold	Not as cold	Getting warmer	Warm with a shower

Sun/Moon

Sun rises 7:22 a.m., sets 4:45 p.m.
Moon rises 12:08 a.m., sets 11:26 a.m.

Last	New	First	Full
Dec. 31	Jan. 8	Jan. 15	Jan. 22

Air Quality

The most pollutant in the region yesterday was particulates, produced mainly by motor vehicles and power plants.

Good (G)	0-50	Carbon monoxide	CO
Moderate (M)	51-100	Nitrogen dioxide	NO
Unhealthful (U)	101-200	Particulates	PA
Very Unhealthful (V)	201-300	Sulfur dioxide	SO
Hazardous (H)	301-400	Ozone	OZ

At a Pollution Standard Index rating of 100, the general population begins to experience irritation and other unhealthful effects.

Yesterday's Pollution Standard Index		High Pollutant Yesterday	Pollution Forecast Today
Bristol	G17	PA	G
Burlington	G35	PA	G
Camden	G29	PA	G
Chester	M53	PA	M
Norristown	M66	PA	M

National Forecast

s = sunny; pc = partly cloudy; c = cloudy; sh = showers; t = thunderstorms; r = rain; rs = rain/snow; sf = flurries; sn = snow; i = ice

City	Yesterday	Today	Tomorrow
Albany, N.Y.	38/34/c	34/26/sn	35/16/sn
Albuquerque	45/18/s	43/19/s	48/22/s
Anchorage	24/17/sn	21/15/sn	20/10/s
Atlanta	53/46/t	62/35/s	47/20/pc
Boston	42/34/pc	33/26/sn	44/26/sh
Buffalo	34/30/c	35/25/c	33/19/sn
Charleston, S.C.	73/55/sh	65/43/s	60/31/s
Kansas City, Mo.	35/18/pc	37/18/pc	26/2/s
Las Vegas	51/31/s	53/33/s	51/35/s
Los Angeles	58/46/s	68/49/s	72/49/s
Memphis	53/31/pc	58/31/pc	43/23/pc
Miami	82/74/pc	83/70/t	76/50/pc
Minneapolis	24/12/c	22/5/pc	19/-4/sf
New Orleans	58/50/t	65/44/s	58/31/s

Handout 52

Northampton County District Attorney's Office Response to NCIIC Formal Inquiry Regarding Coatney Williams

Is Coatney Williams factually innocent of the crimes in which he has been convicted, and innocent of any related and or lesser offenses of those crimes. In the journey to determine if factual innocence exists, the Commission is now asked to rely upon statements of the claimant, the recanted statements of co-defendants, inconsistent alibi witnesses, and cellular telephone data as credible and verifiable evidence of innocence. However, in determining if the evidence now presented before the Commission is credible, the previous evidence presented before the trial Court and throughout the investigation cannot be ignored. Credibility is often referred to as information that is believable. Verifiable information is often referred to as that which can be checked or confirmed to be true. Therefore, raising the question, at the conclusion of the investigation, **what believable information is there that Coatney Williams is innocent that can be confirmed to be true?**

Coatney Williams (Claimant):

Coatney Williams has maintained his innocence from the very beginning of this case. As law enforcement began investigating in the early stages of this crime, the Claimant indicated that he was innocent, and as the case proceeded to trial, he took the stand to testify to having no involvement with the crime that occurred at the home of Mary Davis on December 29, 2007. However, Claimant is unable to assert factual innocence as defined by NCGS § 15A-1460(1), because by his own admissions, Claimant is guilty of both Felony Possession of Stolen Goods under NCGS § 14-71.1, and Accessory before the Fact to a Felony under NCGS § 14-5.2.

While present in the home of Mr. Alston, Claimant stated in his initial interview with law enforcement, that the other three co-defendants were talking about having committed the home invasion at the home of Mary Davis. Claimant shared details with law enforcement about how the co-defendants gloated and bragged about sodomizing the victim, shooting one of the victims, and then divided up property that was stolen from the "lick." In his own statement, Claimant acknowledges that he was given a pair of wheat timberland boots from Jamal Thomas that came from Tacoma Davis' home, the lick that was done in Severn. (Claimant statement made to Northampton County Sheriff's Office 09/08/2008.) Claimant also testified at the trial of this matter that he received the stolen timberland boots from Jamal Thomas that came out of Tacoma Davis' home. (Trial transcript, page 369.) Pursuant to NCGS § 14-71.1, at the time that the claimant came into possession of the timberland boots, knowing that they were stolen pursuant to a burglary, he was guilty of possession of stolen goods. NCGS § 14-71.1 states that if any person shall possess any property, the stealing or taking whereof amounts to larceny or a felony, such person knowing or having reasonable grounds to believe the same to have been feloniously stolen or taken, he shall be guilty of a Class H felony, and may be indicted and convicted, whether the felon stealing such property shall or shall not have been previously convicted.

Throughout the pre-trial investigation of this matter, co-defendants Freeman and Thomas indicated that Claimant provided the shotgun for the crime, and that Claimant returned to his home on the night of the crime to retrieve the shotgun prior to the crime being committed. Specifically, the co-defendants (Freeman and Thomas) indicated that Claimant placed the shotgun in his pant leg when exiting his home to conceal the gun, and when Claimant got in the car, he removed the gun from his pants. (Statement of Jamal Thomas to Northampton County Sheriff's Office 09/03/2008.) (Statement of Antonio Freeman to DA's Office 07/12/2010.) In the deposition conducted by the NCIIC of Claimant, Claimant indicates that he provided co-defendant Jamal Thomas the shotgun for the "lick" that occurred at the Davis home. Claimant indicated in his deposition that he retrieved the shotgun from an abandoned house for the three co-defendants, Freeman, Moses and Thomas, and brought the shotgun back to his home to store for them the week prior to the crime that occurred at the Davis home. Claimant stated that he was aware that his co-defendants had used the shotgun in a robbery of a local store, but he was willing to hold the shotgun for them so that it was more accessible to them at his home. Claimant indicates that a couple days before he left for Pennsylvania, Jamal Thomas called and advised that he needed the shotgun to do a "lick." Claimant states that when he retrieved the shotgun from his home, he entered the home, placed the shotgun in his pant leg, and then returned to the car where Jamal Thomas and Karon Moses were in the car. At that time, Claimant indicates that he gets in the backseat of Jamal Thomas' car, removes the gun from his pant leg, and unloads the gun. Initially, Claimant indicates that Jamal Thomas is alone in the car (NCIIC deposition of Claimant, page 52), and he later indicates in his deposition that Karon Moses was in the car when he gave the gun to Jamal Thomas (NCIIC deposition of Claimant, page 166). The statements now made by the Claimant regarding who provided the gun for the crime and how the gun was retrieved are consistent with the co-defendants initial disclosures given to law enforcement in this case.

Further along in the deposition conducted by the NCIIC of Claimant, Claimant indicates that he knew the shotgun he provided to Jamal Thomas was the shotgun that was used to shoot the victim at the Davis home. (NCIIC deposition of Claimant, page 64.) In the NCIIC deposition of Antonio Freeman, Freeman indicated that on the night of the home invasion at the Davis home, he was riding in the car when Claimant, Karon Moses and Jamal Thomas were discussing the break-in while on the way to Claimant's home. When specifically asked if Claimant was included in the conversation about the home invasion, Freeman said yes. Freeman then indicates that when they arrived at Claimant's home, Claimant went inside to grab something and brought it back out to the car. (NCIIC deposition of Freeman, page 46.) This information is consistent with the initial disclosure by Freeman and the information he testified to at trial: that Claimant was picked up at the Cupboard and the four co-defendants drove to Claimant's house on the night of and just prior to the home invasion. While Freeman's latest deposition to the NCIIC indicates that Claimant was not present for the crime, it does not negate that Freeman places Claimant in the car during the planning stages of the crime, and Claimant's statement that he provided the gun for the crime. Under NCGS §14-5.2, a person is a guilty as a principal felon of a crime when they are an accessory before the fact to the felony. Specifically, before a felony is committed by another person, the accessory counsels or knowingly aids the other person to commit the felony, and the felony is then committed by the other person outside of the presence

of the accessory. To accept the facts as currently presented by Claimant and Freeman, the Claimant is still guilty of accessory before the fact to all offenses committed at the Davis home. When Claimant engaged in the conversation regarding the planning of the crime and thereafter provided the weapon used to carry out the crime knowing the intention was to perform a "lick," he was in fact acting as an accessory before the fact to the crime. The law of accessory before the fact to a crime is specific to individuals who are ***not*** present when the crime is committed.

Antonio Freeman (Co-defendant):

When first approached by law enforcement, Antonio Freeman denied any knowledge of the home invasion at the Davis home. Prior to trial in July 2010, Freeman, through his attorney, indicated his desire to provide accurate and truthful information regarding the crime, and testify to same, in exchange for a plea offer. Freeman was debriefed and he provided consistent and detailed information regarding the crime that occurred at the Davis home. Freeman pled guilty and testified at the Claimant's trial to both his involvement and that of Claimant in the crime at the Davis home. (Freeman's statement to DA's Office, 07/12/2010.) Freeman's statement and testimony at trial placed Claimant in the car prior to the crime discussing the crime, and specifically the gun. He further indicated that when the four co-defendants arrived at Claimant's home, Claimant was the only one to get out of the car. Claimant went inside the home and returned to the car with a shotgun in his pant leg.

In a 2012 letter from Freeman to the North Carolina Center on Actual Innocence (NCCAI), Freeman said, "I don't know nothing about Pennsylvania – he never even supposed to be going to PA. Coatney was in North Carolina that night and he was at the store- he telling us that we got that money from somewhere else. He telling us we got that money from another crime, but the truth is he was down here." Later, Freeman tells the NCCAI that Coatney is innocent because he wasn't in North Carolina when the crime occurred. He further indicated that he named Claimant as a co-defendant because Claimant informed law enforcement about the other three co-defendants involvement in the crime. (Freeman statement to NCCAI 10/15/2012.)

When deposed by the NCIIC on August 4, 2020, Freeman disclosed that while Claimant did not go to the crime scene itself, he was in fact present in the car with all three co-defendants up until approximately 15-20 minutes before the home invasion occurred. Freeman stated that Thomas and Moses picked him up from home before they stopped at the store. Claimant was at the store and got in the car with Freeman, Thomas and Moses, and they took Claimant to his house. (Freeman deposition by NCIIC, page 42.) Freeman further states that all three co-defendants in the car, including Claimant, were discussing the home invasion while driving to Claimant's home. (Freeman deposition by NCIIC, page 46.) When they arrived at Claimant's home, Freeman indicated that Claimant went in and retrieved something, and when he brought it back outside, Thomas put it in the trunk of the car. When specifically asked if Claimant had a gun, Freeman said, "yes." (Freeman deposition by NCIIC, page 57.) Further along in his deposition, Freeman acknowledges that Claimant had threatened him that "he was going to get got."

While Freeman's recanted statement indicated that Claimant was not physically present when the crime was carried out, the consistent theme in the statements provided by Freeman is that Claimant was in Northampton County, North Carolina, on December 29, 2007. Freeman, on more occasions than not, and to this day, purports that Claimant was present during the planning phases of the crime, was present on the date of the crime with a gun in his possession, and was fully aware of the intentions of the co-defendants to carry out the crime at the Davis home. While Freeman's new statements don't place him at the crime scene while the home invasion occurred, if they are to be believed as factual, they also don't absolve the Claimant of criminal liability regarding this matter.

Karon Moses (Co-defendant):

When first approached by law enforcement, Karon Moses denied any knowledge of the home invasion at the Davis home. While in custody awaiting trial for this matter, Moses received a letter from Claimant dated 9/28/2008 threatening Moses if he were to testify against Claimant at trial. At some point after receiving the threatening letter, Moses was interviewed by an ATF Agent and implicated himself in the home invasion along with two of his co-defendants, Freeman and Thomas. Moses stated that Claimant was not present at the crime. (Moses statement to ATF Agent McCluney.)

During the course of the investigation performed by Cheryl Sullivan from the NCCAI between 1/3/2012 and 2/20/2013, Sullivan indicated that she attempted to interview Moses regarding the crime on December 29, 2007. When Sullivan met with Moses, she advised him that her agency had limited resources, so it was important to their agency that those resources were allocated to cases where people are actually innocent. In response to Sullivan's statement Moses replied, "**I can tell you this. I think you should save your money."**

Jamal Thomas (Co-defendant):

Jamal Thomas has given five statements regarding the crime that occurred at the Davis home on December 29, 2007. A 2008 statement to Det. Burnette, a 2009 statement to the District Attorney's office with his attorney present, and his 2010 statement to the District Attorney's office with Attorney Jamal Summey present, Thomas stated that he, Coatney Williams, Antonio Freeman and Karon Moses committed the home invasion at the home of Mary Davis and the attempted murder of Erel Jordan. At all times Thomas provided consistent and detailed information about what occurred on December 29, 2007. Specifically, Thomas indicated that he, Karon Moses, Antonio Freeman and CLAIMANT were together on the night of the crime; the four co-defendants rode together to the home of Claimant where Claimant retrieved a shotgun out of his home; the four co-defendants engaged in conversations regarding the home invasion on the way to the Davis home; and all four co-defendants were present at the Davis home when the home invasion occurred. Thomas' statements made pre-trial were all

independently corroborated by the physical evidence, victim and witness statements gathered by law enforcement, and that of his co-defendant, Antonio Freeman.

Since the trial of this matter, Thomas' statements have been inconsistent with each other, inconsistent with that of other co-defendants, and inconsistent with new disclosures of Claimant himself. In Thomas' 2012 statement, he recanted that Claimant was present or involved with the crime and stated that he knew that Claimant was in Philly at the time of the crime. He also indicated that Claimant did not provide the shotgun for the crime, it was a gun Thomas had gotten from his Aunt, and asked Antonio Freeman to hold for him the week prior to the crime. At that time, Thomas also stated that he did in fact give the wheat Timberland boots to Claimant after the crime. (Thomas' statement to P.I. Wiggs, 10/23/2012.) When deposed by the NCIIC on August 4, 2020, Thomas again recanted his statement that Claimant was present for the crime, however, he went on to indicate that he ***never*** gave Claimant a pair of wheat Timberland boots from the crime. Thomas further indicated that he lied to P.I. Wiggs about the shotgun in 2012, indicating that the shotgun came from a smoker and not his aunt, but he lied because he wanted to stick to the "original statement" as much as possible. When questioned about if in fact the original statement was that the Claimant brought the shotgun to the crime, and Thomas indicated "yes." (NCIIC deposition of Thomas, page 135.)

Alibi Witnesses:

During the Claimant's trial, Claimant testified that he was not present in the State of North Carolina on the date of the crime. In addition to testifying, Claimant also introduced a photograph and called three witnesses to testify regarding his alibi: Robert Branch, Regina Knight and Angela Taylor. An alibi witness is someone that provides information that supports a defendant's allegation that they were somewhere other than the scene of the crime on the date and time that the crime was committed. The alibi witnesses in this case testified at trial, however, there were more inconsistencies in their statements than there were credible statements to support the Claimant's allegation that he was out of the state. Since the trial, no new alibi witnesses have come forward to provide credible and or verifiable information that Claimant himself was outside of the State of North Carolina when the crime occurred.

Robert Branch

In his initial statement to law enforcement, Robert Branch, Claimant's brother, indicated that the family went to Philadelphia on December 26, 2007, and returned to North Carolina on December 29, 2007, around 7pm. (Branch statement to Northampton County Sheriff's Office, 10/01/2008.) At trial, Branch would testify that the family left for Philadelphia on December 26, 2007, and didn't return to North Carolina until December 30, 2007. When asked by the NCIIC about the actual travel dates in August 2020, Branch indicated that he didn't recall the actual travel dates. (Branch deposition by NCIIC, page 38.) When further questioned by NCIIC regarding the exact travel dates, Branch was asked if he was certain of the exact dates of his trip to Philly when he spoke with the police. Branch indicated, I should have been, it was right after it happened. Branch testified at trial that the family drove a green Mercury Mountaineer to

Philadelphia. (Trial transcript, page 333.) However, when deposed by the NCIIC, Branch indicated that the family traveled to Philadelphia in a white, F-150 truck. (Branch deposition by NCCIC, page 37.)

When questioned about where the family stayed in Philadelphia, Branch indicated that the family spent every night in Philadelphia at Aunt Penny's home. (Branch deposition by NCCIC, page 39.) When questioned about what Claimant was wearing in the picture admitted at trial, Branch indicated that Claimant was wearing a Chicago Bulls jersey. When asked why he testified at trial that it was a 49ers throwback jersey, Branch indicated that was incorrect, and it was a Chicago Bulls jersey. (Branch deposition by NCCIC, page 74.) Claimant indicated that he came into possession of the wheat Timberlands because his brother exchanged clothes or cocaine for the boots. When asked about the Timberland boots, and whether he had exchanged clothes or cocaine with Jamal Thomas in exchange for the boots, Branch said, "hell no."

Penny Taylor

Penny Taylor is the aunt of Claimant and Robert Branch. When Taylor was deposed by the NCIIC, she stated that she did not know the Claimant, Coatney Williams, she had never met Claimant, and she had never seen Claimant in Philadelphia. She further stated she knew of Robert Branch and knew he had been to Philadelphia before, but that he had never stayed with her on any occasion. Ms. Taylor further indicated that she did not have a basement in her house in December 2007.

Angela Taylor

Angela Taylor is the aunt of Claimant and Robert Branch. Taylor testified at the trial of this matter that she recalled the family getting to Philadelphia on the 26th of December, and she knew that because it was the day after Christmas. She further testified that the last time she saw Claimant in Philadelphia was on the 29th of December, approximately 12:30pm. When specifically asked if she ever saw Claimant after that date and time, she said no. (Trial transcript, page 351.

Rasheed Alston

When deposed by the NCIIC, Alston was asked if he ever heard anyone discussing this case, and if so, who. Alston's response to the question by NCIIC was, "basically everyone that was guilty --we were all inside the projects in front of Antonio's house. Only people I'm talking about is Karon, Antonio, Coatney and Mally (Jamal)." When asked if he knew if Claimant was in Philly, Alston indicated that "it takes 7 ½ or 8 hour to get to Philly, 6 if you are balling." Alston further indicated, "I really don't know where Coatney was at, truth be told."

Cell Phone Evidence:

During the trial of this matter, Robert Branch's cell phone was introduced into evidence through Robert Branch. Branch testified at trial that he had taken a picture of Claimant on December 29, 2007, at 2:10 pm in Philadelphia, Pennsylvania. Robert Branch's phone was admitted into evidence and the picture was shown to the jury. During the NCIIC investigation, the Commission obtained Robert Branch's cell phone and submitted it to Russell Gilmore, a cell phone and computer forensic expert, to complete an analysis on the phone. The analysis was completed in November of 2019. Gilmore's report indicated that the cell phone included 20 images with underlying data including the time and date the photo was taken. His report further indicated that there is no way to manipulate the images, including the time and date stamp on the photo.

The analyzed cell phone shows a purported photo of Claimant in a football jersey taken on December 29, 2007, at 1:05 p.m. at an indoor location. Subsequent photographs appear to be taken from the road of various landmarks on December 29, 2007, and December 30, 2007. The expert determined that the phone submitted for analysis was not able to provide GPS data. The cell phone records associated with Robert Branch's phone number were collected, and those records indicate that the cell phone was in the Pennsylvania/ DC area between December 29, 2007, and December 30, 2007.

The cell phone contained 20 images within the relevant time frame of Claimant's alibi. However, of those 20 images, only one of those images purports to show Claimant in the photo. The photo presented at trial, and hereafter the subject of Gilmore's analysis, shows a male wearing a jersey with a flash across the individual's face. The flash, or starburst, is such that the photo is distorted as to who exactly is in the photo. While Claimant, and his brother Branch, both testified at trial that the photo was a picture of Claimant, the follow-up investigation regarding the identity of the individual in the photo was not as affirmative. When deposed by NCIIC, Antonio Freeman, Karon Moses, Jamal Thomas, nor Rasheed Alston could identify Claimant as the individual in the photo wearing the football jersey. (NCIIC, Exhibit 4) During the Claimant's deposition by NCIIC, when asked if the person in Exhibit 3 was the same person who's depicted in Exhibit 2, Claimant responded, "they look like the same person but me and my brother look so much alike, I really can't tell from that photo, with the reflection off the glass, I really can't tell." (NCIIC deposition of Claimant, page 16.)

It is an unjustified and unfounded leap to ask someone to affirmatively determine that an individual was in fact in a place because someone else's cell phone was in that place, without more. The present issue is that this case lacks more. The fact that the statements were made, does not make them credible and or verifiable. While Claimant, his mother and brother testified that they were present in Philadelphia on the 29th of December, the jury did not accept that argument. Claimant's aunt that testified indicated that she never saw Claimant after approximately 12:30 pm on December 29, 2007. When asked if the co-defendants, or Alston, a friend of the Claimant, could identify Claimant in the photo, the answers were repeatedly no. It stands to reason, that even if the phone of Robert Branch was in Philadelphia during December

29, 2007, to December 30, 2007, there is no verifiable evidence to show that Claimant was in fact present with the phone in Philadelphia.

If the argument is accepted that Claimant is in fact the person depicted in the photo wearing the football jersey, it doesn't exclude the fact that Claimant could have been present at the time the photo was taken on December 29, 2007, at 1:05pm, in Philadelphia, and present before the crime occurred on December 29, 2007, at 10:00pm, in Seaboard, North Carolina. Robert Branch testified at trial that it took him about 7 hours to get to Philadelphia which included stopping for gas and for food along the way. (Trial transcript pg. 331) Google maps indicates that there is 333 miles between Philadelphia, Pennsylvania, and Seaboard, North Carolina, and that a person traveling by car can make the trip in 5 hours and 37 minutes. ***(Attachment-Exhibit #1)*** This information is consistent with the initial statement provided by Robert Branch to the Northampton County Sheriff's Office where he indicated that they returned to North Carolina on December 29, 2007, approximately 7:00pm.

Closing:

Factual innocence is tantamount to coming to the table with clean hands, at least as it relates to the crime currently being considered before the Commission. Claimant was unable to establish this burden at trial as indicated by the jury's verdict. However, Claimant remains unable to establish this burden because of the lack of credible and verifiable evidence of innocence.

According to NCGS § 15A-1460, a claim of factual innocence means a claim on behalf of a living person convicted of a felony in the General Court of Justice of the State of North Carolina, asserting the complete innocence of any criminal responsibility for the felony for which the person was convicted and for any other reduced level of criminal responsibility relating to the crime, and for which there is some credible, verifiable evidence of innocence that has not previously been presented at trial or considered at a hearing granted through postconviction relief.

Throughout the investigation by the NCIIC, it has been repeatedly affirmed that Claimant holds some criminal responsibility in the crimes that occurred on December 29, 2007. To whatever extent the co-defendants may or may not be believed, by the Claimant's own admissions, he is guilty of Accessary Before the Fact to Armed Robbery and Felony Possession of Stolen Goods; therefore, Claimant's claim of factual innocence should be denied based on his own account of what transpired. However, if the Commission is to believe the co-defendants new accounts of what transpired, it is clear by Freeman's statement that Claimant was involved in the planning of the crime. Thomas' new statement contradicts not only all his previous statements, but that of Freeman, and the Claimant himself.

When trying to find clarity in evidence, there is consistency in corroboration. Corroboration is anything that supports or confirms a theory. The investigation into the factual innocence of Coatney Williams has not revealed any credible or verifiable witnesses or physical evidence to support his theory of not being present, or involved in, the crime at the Davis home. On the contrary, Claimant's alibi witnesses are unclear as to germane issues regarding his specific whereabouts on or around the time of the crime. The photographic evidence was unclear at best, and even if verifiable, not determinative of where Claimant was at the time of the crime. The newly provided co-defendant statements contradict Claimant's own admissions, and to some extent, still place him as a co-conspirator in the planning stages of the crime.

After considering all of the information provided to the Commission, it is clear that Claimant Williams did not have clean hands throughout this process, has not met the burden of establishing no criminal responsibility regarding this crime, and is not factually innocent of the home invasion that occurred at the home of Mary Davis on December 29, 2007.

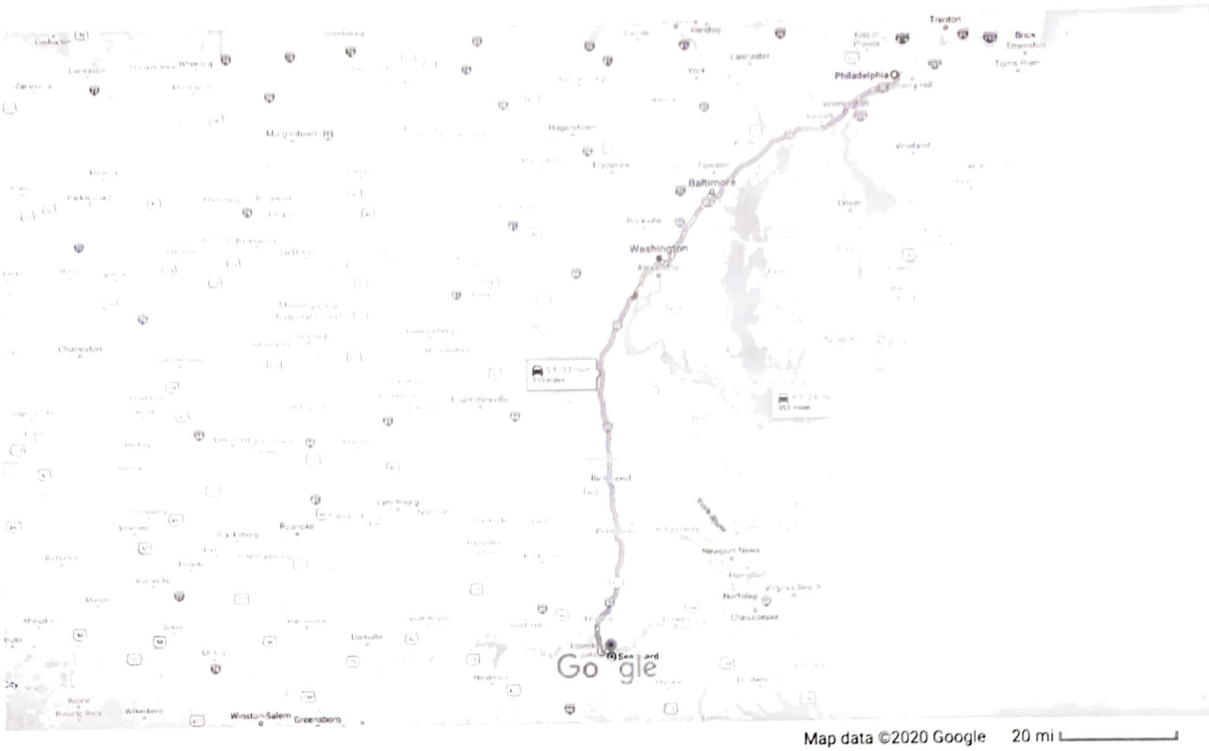
State's Exhibit

1

Google Map Directions
between
Philadelphia, Pennsylvania
and
Seaboard, North Carolina

Google Maps Philadelphia, PA to Seaboard, NC

Drive 333 miles, 5 h 37 min



Philadelphia

Pennsylvania

Get on I-676/US-30 E from S Penn Square and N Broad St

4 min (0.8 mi)

1. Head south on S 15th St toward S Penn Square

   131 ft

2. Use the left lane to turn slightly left onto S Penn Square

   315 ft

3. Keep left to stay on S Penn Square

   0.2 mi

4. S Penn Square turns slightly left and becomes John F Kennedy Blvd

   262 ft

5. Use the right 2 lanes to turn right onto N Broad St

   0.3 mi

6. Turn right onto the I-676 E/US-30 E ramp to I-95

   0.2 mi

Take I-95 S, Baltimore-Washington Pkwy and I-95 S to US-301 S in District 1. Take exit 8 from I-95 S

4 h 48 min (314 mi)

7. Merge onto I-676/US-30 E

0.3 mi

8. Use the left 2 lanes to take the exit toward Chester

1.2 mi

9. Merge onto I-95 S

14.4 mi

10. Keep left to stay on I-95 S

6.8 mi

11. Keep left to stay on I-95 S, follow signs for Wilmington
    - Toll road
    - Entering Delaware

21.0 mi

12. Keep left at the fork to stay on I-95 S
    - Toll road
    - Entering Maryland

55.1 mi

13. Keep left to stay on I-95 S
    - Toll road

3.6 mi

14. Take exit 52 for MD-295 S/Balt/Wash Pkwy

0.9 mi

15. Merge onto MD-295 S

5.5 mi

16. Keep right to stay on MD-295 S

0.1 mi

17. Continue straight to stay on MD-295 S (signs for Route 195 W)

440 ft

18. Keep left to stay on MD-295 S

5.8 mi

19. Continue onto Baltimore-Washington Pkwy

18.2 mi

20. Keep left to stay on Baltimore-Washington Pkwy

0.5 mi

21. Continue onto MD-201

0.3 mi

22. Continue onto State Hwy 295
    - Entering District of Columbia

4.1 mi

23. Use the right 2 lanes to take exit 1B-C for I-695 toward Downtown

0.4 mi

24. Continue onto I-695 W

1.9 mi

25. Merge onto I-395 S

Entering Virginia

12.0 mi

26. Merge onto I-95 S

84.2 mi

27. Continue straight to stay on I-95 S

77.5 mi

28. Take exit 8 for US-301 S

0.5 mi

Continue on US-301 S. Take State Rd 1300/Big Johns Store Rd to N Main St in Seaboard

24 min (18.3 mi)

29. Turn right onto US-301 S

Entering North Carolina

9.6 mi

30. Turn left onto Cornwallis

1.4 mi

31. Turn left onto Hickory Tree Rd

1.0 mi

32. Turn left onto State Rd 1300/Big Johns Store Rd

2.8 mi

33. Turn right onto Jethro Harris Rd

1.0 mi

34. Continue onto Julian Morgan Rd

0.8 mi

35. Turn right onto Peanut Market Rd

1.3 mi

36. Continue onto N Main St

0.4 mi

Seaboard

North Carolina

These directions are for planning purposes only. You may find that construction projects, traffic, weather, or other events may cause conditions to

Handout 53

REFERENCE GUIDE FOR DA STATEMENT

DA Statement Page Number	DA Material Reference	Commission Source
1, ¶3	Coatney Williams' Statement to NCSO dated 9/8/2008	Commission Brief p. 174-176
1, ¶3	Coatney Williams' 2010 Trial Testimony p. 367	Commission Brief p. 578
2, ¶1	Jamal Thomas' Statement to NCSO dated 9/3/2008	Commission Brief p. 157-165
2, ¶1	Antonio Freeman's Statement to DA's Office dated 7/12/2010	Commission Brief p. 221-226
2, ¶1	Coatney Williams' Deposition with Commission dated 8/7/2020 p. 52	Commission Handout 48 PDF p. 74
2, ¶1	Coatney Williams' Deposition with Commission dated 8/7/2020 p. 166	Commission Handout 48 PDF p. 188
2, ¶2	Coatney Williams' Deposition with Commission dated 8/7/2020 p. 64	Commission Handout 48 PDF p. 86
2, ¶2	Antonio Freeman's Deposition with Commission dated 8/4/2020 p. 46	Commission Handout 36 PDF p. 46
3, ¶2	Antonio Freeman's Statement to DA's Office dated 7/12/2010	Commission Brief p. 221-226
3, ¶3	Antonio Freeman's Statement to North Carolina Center on Actual Innocence dated 10/15/2012[1]	Commission Handout 36 PDF p. 125 (Antonio Freeman Deposition with Commission dated 8/4/2020)
3, ¶4	Antonio Freeman's Deposition with Commission dated 8/4/2020 p. 42	Commission Handout 36 PDF p. 56
3, ¶4	Antonio Freeman's Deposition with Commission dated 8/4/2020 p. 46	Commission Handout 36 PDF p. 60
3, ¶4	Antonio Freeman's Deposition with Commission dated 8/4/2020 p. 57	Commission Handout 36 PDF p. 71
4, ¶2	Coatney Williams' Letter to Karon Moses dated 9/28/2008	Commission Brief p. 190-191
4, ¶2	Karon Moses' Statement to ATF Agent Harold McCluney	Commission Brief p. 204-209
4, ¶3	North Carolina Center on Actual Innocence Memo by Cheryl Sullivan dated 11/7/2012	Commission Handout 14
4, ¶4	Jamal Thomas' Statement to Det. Burnette dated 9/3/2008	Commission Brief p. 157-165
4, ¶4	Jamal Thomas' Statement to DA's Office dated 2/25/2009	Commission Brief p. 212-213
4, ¶4	Jamal Thomas' Statement to DA's Office dated 7/7/2010	Commission Brief p. 215-219

[1] Ms. Asbell credits this quote from Antonio Freeman to a letter he wrote to NCCAI on 10/15/2012. This quote is not from that letter. It appears that this quote is from Antonio Freeman's Deposition with the Commission on 8/4/2020. It that deposition, he stated, "I didn't know nothing about a Pennsylvania. He never even supposed to be going to Pennsylvania. Uh, from memory, Coatney Williams was in North Carolina that night and he was at the store that night. He telling us that we got that memory from somewhere else. He telling us we got that memory from another crime, but the truth is he was down here during that time."

REFERENCE GUIDE FOR DA STATEMENT

5, ¶2	Jamal Thomas' Statement to PI Jerry Wiggs dated 10/23/2012	Commission Brief p. 623-225
5, ¶2	Jamal Thomas' Deposition with Commission dated 8/4/2020	Commission Handout 44
5, ¶2	Jamal Thomas' Deposition with Commission dated 8/4/2020 p. 135	Commission Handout 44 PDF p. 146
5, ¶3	Coatney Williams' 2010 Trial Testimony	Commission Brief p. 568-593
5, ¶3	Robert Branch's 2010 Trial Testimony	Commission Brief p. 509-557
5, ¶3	Regina Knight's 2010 Trial Testimony	Commission Brief p. 489-507
5, ¶3	Angela Taylor's 2010 Trial Testimony	Commission Brief p. 559-556
5, ¶4	Robert Branch's Statement to NCSO dated 10/1/2008	Commission Brief p. 182-184
5, ¶4	Robert Branch's Interview with Commission dated 8/14/2020 p. 38	Commission Handout 54 p. 38
6, ¶1	Robert Branch's 2010 Trial Testimony p. 333	Commission Brief p. 544
6, ¶1	Robert Branch's Interview with Commission dated 8/14/2020 p. 37	Commission Handout 54 p. 37
6, ¶2	Robert Branch's Interview with Commission dated 8/14/2020 p. 39	Commission Handout 54 p. 39
6, ¶2	Robert Branch's Interview with Commission dated 8/14/2020 p. 74	Commission Handout 54 p. 74
6, ¶4	Angela Taylor's 2010 Trial Testimony p. 351	Commission Brief p. 564
6, ¶5	Rasheed Alston's Interview with Commission dated 8/19/2020[2]	Commission Handout 55
7, ¶1	Robert Branch's 2010 Trial Testimony	Commission Brief p. 509-557
7, ¶1	Russell Gilmore Report dated 11/13/2019	Commission Handout 6
7, ¶3	NCIIC Exhibit 4—Purported Photo of Coatney Williams	Handout 15 NCIIC Exhibit 4-Purported Photo of Coatney Williams; Handout 19 Cell Phone Photos Chart
7, ¶3	Coatney Williams' Deposition dated 8/7/2020 with Commission p. 16	Commission Handout 48 PDF p. 38
8, ¶2	Robert Branch's 2010 Trial Testimony p. 331	Commission Brief p. 542

[2] Ms. Asbell quotes Mr. Alston as saying, "basically everyone that was guilty – we were all inside the projects in front of Antonio's house. Only people I'm talking about is Karon, Antonio, Coatney, and Mally (Jamal)." This is not a single direct quote and appears to be a combination of Mr. Alston's answers to different questions from pages 19-23.

Handout 54

STATE OF NORTH CAROLINA

COUNTY OF NORTHAMPTON

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION

STATE OF NORTH CAROLINA, Petitioner,	T R A N S C R I P T
vs.	Robert Branch Telephone Interview
COATNEY WILLIAMS, Defendant.	File Nos. 08 CRS 1057 08 CRS 1059 08 CRS 1065 - 1066 09 CRS 85

TELEPHONE INTERVIEW

OF

ROBERT BRANCH

This is the transcript of the audio recording of the telephone interview of Robert Branch. The interview was conducted by Julie Bridenstine, Staff Attorney for the North Carolina Innocence Inquiry Commission. The telephone interview took place on Friday, August 14, 2020.

APPEARANCES:

Julie Bridenstine
Staff Attorney
North Carolina Innocence Inquiry Commission
Raleigh, North Carolina

Robert Branch

[END OF PAGE]

1 [The telephone interview commenced on August 14, 2020.]
2 MR. BRANCH: Hello.
3 MS. BRIDENSTINE: Hello?
4 MR. BRANCH: Yes, hello.
5 MS. BRIDENSTINE: Hi.
6 MR. BRANCH: This is Robert Branch.
7 MS. BRIDENSTINE: Hi, Mr. Branch. This is Julie
8 Bridenstine. How are you?
9 MR. BRANCH: I'm doing pretty good. I can't complain.
10 MS. BRIDENSTINE: Oh good. I'm glad you gave me a call
11 back. Do you have time to talk now?
12 MR. BRANCH: Yes, ma'am.
13 MS. BRIDENSTINE: All right. Real quick, I just want to
14 go over again with you who we are and what we do. I'm an attorney with the
15 North Carolina Innocence Inquiry Commission. We are a neutral State
16 agency. We do not represent the defendants who claim innocence with our
17 agency. We do not represent your brother, Coatney Williams. We're not
18 prosecutors or law enforcement or defense attorneys. We're just looking for
19 the truth in the case. And if we find something that is credible and verifiable,
20 something that has not been heard before, and it's proof of innocence, then the
21 case can be heard again through our Commission process.
22 So first there is a Commission hearing with eight
23 Commissioners. And if they find sufficient evidence of innocence to merit
24 judicial review, then the case can move forward with a majority vote to a
25 three-judge panel. And then the three-judge panel has to find by clear and

1 convincing evidence that the person is innocent. And potentially, if they do
2 that, and it's unanimous, then the person claiming innocence can be
3 exonerated. So that's the process that we're looking at with your brother.
4 We're just in the investigation phase right now.
5 MR. BRANCH: Okay.
6 MS. BRIDENSTINE: So I do have quite a few questions for
7 you. So hopefully you have some time where we can just try to get it done
8 right now on the phone.
9 MR. BRANCH: Okay.
10 MS. BRIDENSTINE: Do you have any questions for me
11 right now?
12 MR. BRANCH: I mean, I really don't have any questions.
13 I'm just going to tell you what I know, and what happened, and what the
14 whole situation was. Because it is kind of crazy. Because my brother really,
15 in the whole situation, he wasn't even in North Carolina when the whole
16 situation happened or anything. He was in a whole different state. So if you
17 look at the cell phone that he -- that y'all took, that was actually my cell
18 phone. I was the one who took all of the pictures on the phone. So I know
19 exactly what he had on and everything. We was in a basement at my aunt
20 house and everything.
21 MS. BRIDENSTINE: All right. Well, let's get started with
22 the questions then.
23 MR. BRANCH: Okay.
24 MS. BRIDENSTINE: I had sent you some e-mails a little
25 bit ago that had 20 photos attached. They were labeled as Exhibits 2 through

1 21. Did you receive those?
2 MR. BRANCH: I looked. I didn't even have time to check
3 the e-mail, I'm not even allowed. I seen the e-mail come through, and that
4 just made me call. So I didn't even really go through the e-mail and look at
5 the pictures. But I probably could -- hold on. Let me see if I can pull it up for
6 you right now. Let me see something. Hold on. Let me see. I got headphones
7 and all that, work phone.
8 MS. BRIDENSTINE: All right. It looks like I sent them on
9 the 27th of June -- I mean July.
10 MR. BRANCH: That was the 7th? Let me see. Because I
11 think I can get e-mail on here.
12 MS. BRIDENSTINE: No, no. 27th. July 27th.
13 MR. BRANCH: Was it sent to the branch.robert@yahoo?
14 MS. BRIDENSTINE: Yep. That's right.
15 MR. BRANCH: All right. Let me check.
16 MS. BRIDENSTINE: And it was -- it was about -- yeah.
17 Each e-mail had five photos attached. So you had four -- four e-mails.
18 MR. BRANCH: Let me go up to my Yahoo mail. It's got to
19 be right here. Let me see. You said that it was a Innocent -- where did it
20 come from? Let me see. Innocence.
21 MS. BRIDENSTINE: It says. The e-mail that I sent you
22 says "Exhibits for NC Innocence Inquiry Commission, e-mail 1 of 4." And
23 then the next --
24 MR. BRANCH: Where did it come from though? What's
25 your e-mail?

1 MS. BRIDENSTINE: Julie.E.Bridenstine@NCCourts.org.
2 MR. BRANCH: Julie -- Julie -- did you say -- what's your
3 last name?
4 MS. BRIDENSTINE: Bridenstine, B as in boy, r-i --
5 MR. BRANCH: I got you right here, I think. Uh-huh.
6 North Carolina Innocence Claim?
7 MS. BRIDENSTINE: Yes.
8 MR. BRANCH: Okay. I see, it says one of them from two
9 hours ago, and then it says yesterday. It says older, 7/30. Oh, I do see
10 some -- it look like some Exhibits Inquiry on 7/27 is when you sent it?
11 MS. BRIDENSTINE: Yep. If you pull open the one that
12 says -- the first one in time, e-mail 1 of 4.
13 MR. BRANCH: All right. Let me go back to the first one.
14 Because I see -- the first one that I first got were the first pictures?
15 MS. BRIDENSTINE: Yeah.
16 MR. BRANCH: Okay. I think it -- it got to be definitely it.
17 MS. BRIDENSTINE: So you should see Exhibits 2 through
18 6 attached to that.
19 MR. BRANCH: I can see. Yeah, that's my brother. That's
20 Tek. That's him. At my aunt house.
21 MS. BRIDENSTINE: Let's look at --
22 MR. BRANCH: That's me, too. That's me.
23 MS. BRIDENSTINE: Okay. Let's look at them one by one.
24 Can you open Exhibit 2?
25 MR. BRANCH: The second one? Hold on. The second

1 picture?
2 MS. BRIDENSTINE: Should be labeled Exhibit 2. And it
3 says Exhibit 2 on the photo.
4 MR. BRANCH: This one say Exhibit 3. Let me see. This
5 one say Exhibit 2.
6 MS. BRIDENSTINE: All right. So are you looking at
7 Exhibit --
8 MR. BRANCH: Open it with right click.
9 MS. BRIDENSTINE: Are you looking at Exhibit 2 right
10 now?
11 MR. BRANCH: Yeah. That's me.
12 MS. BRIDENSTINE: That's you?
13 MR. BRANCH: Yes.
14 MS. BRIDENSTINE: Okay. What can you tell me about
15 this photo?
16 MR. BRANCH: That this is at my -- looks like my aunt
17 house.
18 MS. BRIDENSTINE: Which aunt?
19 MR. BRANCH: My Aunt Penny.
20 MS. BRIDENSTINE: Where does she live?
21 MR. BRANCH: She lives in Philadelphia, Pennsylvania.
22 MS. BRIDENSTINE: When was this photo taken?
23 MR. BRANCH: This photo was taken, I believe -- I don't
24 know the exact date, but I know I had went to -- we had went to
25 Pennsylvania. And I was with my mom, I was with her husband, who

1 is -- actually both of them are deceased. My mom just passed August 7th of
2 last year. But this is definitely at my Aunt Penny house.
3 MS. BRIDENSTINE: Okay. And Exhibit 3.
4 MR. BRANCH: All right. Hold on. It's loading up. That's
5 another picture of me.
6 MS. BRIDENSTINE: Do you know where that was taken?
7 MR. BRANCH: That's at my aunt house, too.
8 MS. BRIDENSTINE: That Aunt Penny in Philadelphia?
9 MR. BRANCH: Aunt Penny house. Yeah, Aunt Penny
10 house. I can see the thermostat on the wall.
11 MS. BRIDENSTINE: Who took that photo?
12 MR. BRANCH: My brother took it, I think. Either he took
13 it -- because he took pictures of me and I took pictures of him.
14 MS. BRIDENSTINE: Are you talking about Coatney?
15 MR. BRANCH: Yeah. Coatney Williams.
16 MS. BRIDENSTINE: All right. Can you look at Exhibit 4,
17 please?
18 MR. BRANCH: It's loading. That's my brother. We was in
19 the basement at the same house, at my Aunt Penny house. He's throwing up
20 gang signs. He got on my cousin KB throwback jersey, Hardwood Classic
21 Chicago Bulls. And he got on a B hat, I believe. Yeah, that's him. And if you
22 look at the picture, you can see my aunt walker. Because she had surgery on
23 her leg. You can see my aunt walker to the right of him. It's right beside him.
24 MS. BRIDENSTINE: Who had -- which aunt had surgery?
25 MR. BRANCH: My Aunt Penny. I think she had surgery

1 on her knee. And that's her walker that's sitting beside him in the picture, to
2 the right.
3 MS. BRIDENSTINE: And who -- you said this is your
4 brother. Who is this?
5 MR. BRANCH: That's -- that's my brother. That's my
6 brother in the picture, right here. I'm looking right at him. That's Coatney
7 Williams.
8 MS. BRIDENSTINE: Can you tell me a little bit --
9 MR. BRANCH: I took -- I took that picture with my cell
10 phone. I remember. We was in -- my aunt didn't want me smoking inside the
11 house, so we went in the basement. And we was in the basement smoking.
12 He got a blunt in his mouth, throwing up gang signs. That's him.
13 MS. BRIDENSTINE: And which aunt?
14 MR. BRANCH: You said which aunt?
15 MS. BRIDENSTINE: Yeah.
16 MR. BRANCH: This is Aunt Penny house. We was at Aunt
17 Penny house.
18 MS. BRIDENSTINE: Okay. So the same house that you
19 said Exhibits 2 and 3?
20 MR. BRANCH: Yes. Because we was smoking. Yeah. We
21 was in the house. Because we -- she wouldn't let us smoke upstairs, so I had
22 to go in the basement. I was sitting on the sofa when I took them pictures
23 with my hat on. I remember just like it was yesterday.
24 MS. BRIDENSTINE: So what do the gang signs mean?
25 MR. BRANCH: I don't know. I have no idea.

1 MS. BRIDENSTINE: That jersey, what --
2 MR. BRANCH: That jersey. I know that's a Chicago Bulls
3 Hardwood Classic jersey. I remember he got that jersey from my cousin that
4 died. I know that for a fact. That's like a 300 or $400 jersey.
5 MS. BRIDENSTINE: Your cousin who?
6 MR. BRANCH: KB, Kevin Branch.
7 MS. BRIDENSTINE: Kevin Branch. Okay. And what
8 about the hat?
9 MR. BRANCH: The hat, I think -- that's my brother hat. I
10 don't know. We bought it when we was up there. But that's his hat. He
11 always wear red. That's his thing. He's "red boy," he always wear red. That's
12 his shit.
13 MS. BRIDENSTINE: How was Coatney wearing his hair
14 that day?
15 MR. BRANCH: In cornrows. He had it braided, I believe.
16 MS. BRIDENSTINE: Was anyone else with you in the
17 basement when these photos were taken?
18 MR. BRANCH: Nah. Just me and him. Because my aunt,
19 you know, she don't smoke. She older. And my mom, she don't smoke either.
20 So they was upstairs in the -- they was in the upper floor and we was in the
21 basement.
22 MS. BRIDENSTINE: Okay. Can you move on to Exhibit 5,
23 please?
24 MR. BRANCH: I got you. That's me. Sitting in the same
25 chair. I had took my hoodie off, and I had on a shirt that had all Jordans all

1 over it. I'll never forget it.
2 MS. BRIDENSTINE: What is the hat?
3 MR. BRANCH: It was a New York hat.
4 MS. BRIDENSTINE: Is that a different hat from what
5 you're wearing in Exhibit 2 and 3, or is that the same hat?
6 MR. BRANCH: It's the same hat. It should be the same
7 hat.
8 MS. BRIDENSTINE: Okay. All right. What are you doing
9 with your hands in this photo?
10 MR. BRANCH: Throwing up East Side.
11 MS. BRIDENSTINE: Is that a gang sign?
12 MR. BRANCH: Nah. Just it's just East Side, where we
13 from.
14 MS. BRIDENSTINE: And who took that photo?
15 MR. BRANCH: My brother, Coatney Williams, took it.
16 MS. BRIDENSTINE: Can you move on to Exhibit 6, which
17 should still be on that same e-mail?
18 MR. BRANCH: Okay. Yeah. That's me with a blunt in my
19 hand, smoking in my aunt basement.
20 MS. BRIDENSTINE: Okay. Were these, Exhibits 2
21 through 6, were they taken on the same day or different days?
22 MR. BRANCH: The same day.
23 MS. BRIDENSTINE: And who took Exhibit 6, that photo?
24 MR. BRANCH: I believe either I took it -- I think my
25 brother took it though.

1 MS. BRIDENSTINE: Okay. All right. If you move on to
2 the next e-mail. I want to try to look at all the exhibits. But we can go
3 through these a little quicker. Exhibits --
4 MR. BRANCH: The next one?
5 MS. BRIDENSTINE: Yeah, 7.
6 MR. BRANCH: All right. I clicked on the first picture.
7 Yeah. It's Exhibit 7. It's loading. But that's a picture of my watch.
8 MS. BRIDENSTINE: All right.
9 MR. BRANCH: That I had bought from Forman Mills.
10 MS. BRIDENSTINE: What kind of watch is that?
11 MR. BRANCH: It's like a -- it's like a little cheap knockoff
12 watch. It's not really nothing too expensive. That's one I had got from, what,
13 63rd, by Forman Mills, 63rd and Market Street in Philly. It's like a place
14 where they sell shoes, clothes, and stuff out on the sidewalk and stuff.
15 MS. BRIDENSTINE: When did you buy that watch?
16 MR. BRANCH: When we was on vacation. While I was
17 with my mom.
18 MS. BRIDENSTINE: If you'd look at Exhibit 8. What can
19 you tell me about Exhibit 8?
20 MR. BRANCH: That's a picture of the news station in
21 Philly. I took a picture of it because I wanted to remember it.
22 MS. BRIDENSTINE: Okay. Do you know if that was the
23 same day as the other previous photos? Different day?
24 MR. BRANCH: Yeah. The same day more than likely.
25 MS. BRIDENSTINE: All right. Same with Exhibit 9.

1 What can you tell me about Exhibit 9?
2 MR. BRANCH: Yeah. That was a picture I took, too.
3 MS. BRIDENSTINE: Why did you take that photo?
4 MR. BRANCH: Because I wanted to let every -- liked it. I
5 liked the picture of the building, and I was on the road. So I was like, let me
6 take all these pictures so that I have some pictures when I go home.
7 MS. BRIDENSTINE: Do you know what that building is?
8 MR. BRANCH: I don't know exactly what it is. But I just
9 seen it was a big building, and I took the picture. I don't even know exactly. I
10 can't see it clearly.
11 MS. BRIDENSTINE: Okay. Exhibit 10?
12 MR. BRANCH: Exhibit 10. Hold on. I'm outside. Let me
13 brighten up my screen a little bit. Huh-uh, it's not working. Let me see. Let
14 me get in a shady spot right quick. It's hard to tell outside. Let me see
15 something. All right. I probably made a mistake and took this picture. But
16 this is a picture when we was on the road, too.
17 MS. BRIDENSTINE: Okay. Same with Exhibit 11?
18 MR. BRANCH: Yeah. Yeah. I probably took them,
19 snapped them by accident when I was probably trying to take a picture of
20 something. But I think that's by the Philadelphia airport or something.
21 That's what it look like.
22 MS. BRIDENSTINE: Exhibit 12?
23 MR. BRANCH: Exhibit 12. It sent me to --
24 MS. BRIDENSTINE: That's in the --
25 MR. BRANCH: Time to go check another e-mail. Hold on.

1 MS. BRIDENSTINE: Yep. It's in the third e-mail.
2 MR. BRANCH: Yeah. We was on the road then. Definitely
3 on the highway in Exhibit 12.
4 MS. BRIDENSTINE: Do you know what day you were on
5 the highway, when that photo was taken?
6 MR. BRANCH: I can't exactly remember exactly what day
7 it was. It's been, like -- like, it was a long time ago. Like, it was, like, nine,
8 ten years ago. I can't remember exactly what date. But that's why I took
9 pictures, because my phone keep records of everything. And I know, you
10 know, they're set by time and date and everything with them on my phone, on
11 my cell phone.
12 MS. BRIDENSTINE: All right. Exhibit 13.
13 MR. BRANCH: Yeah. This is another picture in Philly
14 somewhere. Took a picture of the big building. That's the projects. That look
15 like the Project Building out in West Philly.
16 MS. BRIDENSTINE: West Philly? Okay.
17 MR. BRANCH: Uh-huh.
18 MS. BRIDENSTINE: Exhibit 14?
19 MR. BRANCH: Yeah. That is the Project Building in West
20 Philly. Yeah. I know exactly where that is. Yeah. That's when I -- because I
21 had came from buying the watch. And this building is not too far from where
22 this -- where I bought the watch from -- in that picture, the projects.
23 MS. BRIDENSTINE: Exhibit 15?
24 MR. BRANCH: That's part -- that's right after the projects.
25 That building right there. And there's like a cemetery. I remember that, too.

1 MS. BRIDENSTINE: Who was with you when you were
2 taking these photos so far, Exhibits 2 to 14?
3 MR. BRANCH: My mom, my brother, and her husband.
4 MS. BRIDENSTINE: When you say your brother, do you
5 mean Coatney Williams?
6 MR. BRANCH: Coatney Williams, yes. Regina Knight and
7 Robert Lee Knight.
8 MS. BRIDENSTINE: Exhibit 16?
9 MR. BRANCH: Yes. This is a picture of the city. I took it,
10 too.
11 MS. BRIDENSTINE: Is that Philadelphia?
12 MR. BRANCH: Yes, that's Philadelphia.
13 MS. BRIDENSTINE: And Exhibit 17?
14 MR. BRANCH: I need to go to the next e-mail.
15 MS. BRIDENSTINE: Yeah. This is the last e-mail with
16 photos.
17 MR. BRANCH: 17. Yeah. This is a picture of a billboard
18 sign in Philly. Most definitely.
19 MS. BRIDENSTINE: And Exhibit 18?
20 MR. BRANCH: Yeah. That's a picture of Philly, too. On
21 the highway.
22 MS. BRIDENSTINE: And 19?
23 MR. BRANCH: It's a picture on the highway.
24 MS. BRIDENSTINE: Exhibit 20?
25 MR. BRANCH: This is a picture of a building that's in

1 Philly. It was a big building. That's why I took this picture, too. It was
2 raining.
3 MS. BRIDENSTINE: And the last one is 21.
4 MR. BRANCH: It's another picture of Philly. Of the city.
5 MS. BRIDENSTINE: And who was with you when you took
6 all those photos?
7 MR. BRANCH: Me, my brother Coatney, my mom Regina,
8 and Robert Lee Knight.
9 MS. BRIDENSTINE: And that's for Exhibits 2 through 21
10 that we've just reviewed?
11 MR. BRANCH: Yes.
12 MS. BRIDENSTINE: Okay. I'm going to come back to your
13 trip to Philadelphia in a little bit. But I just have some other questions to go
14 through quickly with you first. I'm going to try to go --
15 MR. BRANCH: Okay.
16 MS. BRIDENSTINE: -- fast since we're on the phone. But I
17 do want to make sure we get covered everything that we can. So are you at a
18 place where you have some time to chat with me for a while?
19 MR. BRANCH: Yes. Uh-huh.
20 MS. BRIDENSTINE: Okay. Great. Where were you living
21 in December of 2007?
22 MR. BRANCH: December 2007. I was living with my mom.
23 MS. BRIDENSTINE: Anyone else?
24 MR. BRANCH: And my brother and her husband and her.
25 MS. BRIDENSTINE: When you say brother, who do you

1 mean?
2 MR. BRANCH: Coatney Williams.
3 MS. BRIDENSTINE: How long had you been living where
4 you were living at that point?
5 MR. BRANCH: Shoot. I been living there just about all my
6 life.
7 MS. BRIDENSTINE: What was your address?
8 MR. BRANCH: 161 Bluejay Trail, Seaboard, North
9 Carolina.
10 MS. BRIDENSTINE: And was that residence a trailer?
11 MR. BRANCH: Yes.
12 MS. BRIDENSTINE: Now, in December 2007, was it just
13 your mom, your stepdad and Coatney?
14 MR. BRANCH: Yes. And my older brother was
15 incarcerated.
16 MS. BRIDENSTINE: Is that Ernest?
17 MR. BRANCH: Yes.
18 MS. BRIDENSTINE: You have a few other siblings; is that
19 right?
20 MR. BRANCH: Yeah. They have two sisters. They
21 have -- my brother have a sister named Britney and a sister named Sherrice.
22 And I have another brother on my dad's side, Clinton, and he has a little
23 brother named CJ.
24 MS. BRIDENSTINE: Okay. But all those other siblings
25 were not living with you at the time?

1 MR. BRANCH: No. They didn't live at the household; no.
2 MS. BRIDENSTINE: Did you have a nickname back then?
3 MR. BRANCH: Lil' Rob.
4 MS. BRIDENSTINE: Did Coatney have a nickname?
5 MR. BRANCH: Tek.
6 MS. BRIDENSTINE: Did he ever go by "Stone?"
7 MR. BRANCH: Yeah. Tek Stone.
8 MS. BRIDENSTINE: Any other nicknames?
9 MR. BRANCH: No.
10 MS. BRIDENSTINE: Was your older brother's nickname
11 "Mook?"
12 MR. BRANCH: Yes.
13 MS. BRIDENSTINE: Did he have any other nicknames?
14 MR. BRANCH: E and Ernest.
15 MS. BRIDENSTINE: Okay. In December of 2007, was
16 Coatney Williams in a gang?
17 MR. BRANCH: Yes.
18 MS. BRIDENSTINE: And what was the name of the gang?
19 MR. BRANCH: Blood Stone Villains.
20 MS. BRIDENSTINE: That's a set of the Bloods Gang; is
21 that right?
22 MR. BRANCH: Yes.
23 MS. BRIDENSTINE: Were you in a gang back then?
24 MR. BRANCH: No.
25 MS. BRIDENSTINE: Are you familiar with the different

1 sets of the Bloods Gang?
2 MR. BRANCH: Yeah. I know a different -- a lot of different
3 people.
4 MS. BRIDENSTINE: Back then, were the Blood Stone
5 Villains okay with the Nine Treys?
6 MR. BRANCH: Yeah.
7 MS. BRIDENSTINE: Did you ever know Coatney to be in a
8 different set of the Bloods or a different gang?
9 MR. BRANCH: No. No, no, no. No, never.
10 MS. BRIDENSTINE: What was his rank back in December
11 2007?
12 MR. BRANCH: I don't know. I can't recall. But I know he
13 was, like -- he wasn't, like, a foot soldier, or nothing like that. But he wasn't
14 like no high rank [indecipherable]. Like, he had just started banging. My
15 brother hadn't been banging that long.
16 MS. BRIDENSTINE: Did you say he was a foot soldier?
17 MR. BRANCH: Yeah.
18 MS. BRIDENSTINE: How did you know Antonio Freeman
19 back then?
20 MR. BRANCH: Antonio Freeman?
21 MS. BRIDENSTINE: Uh-huh.
22 MR. BRANCH: He had just moved to the neighborhood
23 from Baltimore, Maryland, or something. And he was just a regular kid from
24 the neighborhood.
25 MS. BRIDENSTINE: Was he a friend of yours?

1 MR. BRANCH: He was -- yeah, he was back then. Yeah.
2 Not going to lie. He was. I was associated with him a little bit.
3 MS. BRIDENSTINE: What was Coatney's relationship to
4 Antonio Freeman at that time?
5 MR. BRANCH: He just -- he just knew my big brother.
6 That's all. He knew him. That's it.
7 MS. BRIDENSTINE: Were they friends?
8 MR. BRANCH: They were -- they were -- I'm not say
9 acquaintances. But they probably spoke. They didn't have any grudges or
10 anything against each other. So you probably can say they would talk, you
11 know.
12 MS. BRIDENSTINE: Did Antonio Freeman have a
13 nickname?
14 MR. BRANCH: Uh, what the hell they call that boy? I can't
15 even think of his damn name, his damn nickname. You said his damn real
16 name.
17 MS. BRIDENSTINE: Does YaYo sound right?
18 MR. BRANCH: YaYa?
19 MS. BRIDENSTINE: Yeah. YaYo, or something like that?
20 MR. BRANCH: YoYo. What the fuck was they calling that
21 boy? I know who you're talking about. He's from Baltimore. What the fuck
22 was they -- YaYo.
23 MS. BRIDENSTINE: YaYo. Okay.
24 MR. BRANCH: Yeah. YaYo.
25 MS. BRIDENSTINE: Was Antonio Freeman in a gang in

1 December 2007?
2 MR. BRANCH: To my knowledge, no.
3 MS. BRIDENSTINE: In general, where was Antonio
4 Freeman living back then?
5 MR. BRANCH: At the Seaboard projects.
6 MS. BRIDENSTINE: How far away was that from your
7 house?
8 MR. BRANCH: About 2 miles, little bit.
9 MS. BRIDENSTINE: Two miles?
10 MR. BRANCH: Where I stayed, it was a small
11 neighborhood. Everything close.
12 MS. BRIDENSTINE: When was the last time -- when is the
13 last time that you had contact with Mr. Freeman?
14 MR. BRANCH: The last time I seen Mr. Freeman, he was
15 at court lying on me and my brother, saying we was a threat to society and all
16 type of stuff. That was the last time I seen him.
17 MS. BRIDENSTINE: You cut out in the beginning. I didn't
18 hear that. I heard the last part, but not the first part.
19 MR. BRANCH: I said -- I said the only -- the last time I
20 seen him is when I was in courtroom, and they had locked me up, and they
21 had told me that me and my brother was a threat to society, that we needed to
22 be in jail. That was the last time I seen him.
23 MS. BRIDENSTINE: Was that at your brother's trial?
24 MR. BRANCH: That was at my brother's trial. Correct.
25 MS. BRIDENSTINE: All right. How did you know Karon

1 Moses back in December 2007?
2 MR. BRANCH: I grew up with him. I went to school with
3 him.
4 MS. BRIDENSTINE: Was he a friend of yours?
5 MR. BRANCH: Yeah. I knew him ever since a kid. We
6 really wasn't friend friends. But he knew my whole family, I knew his whole
7 family.
8 MS. BRIDENSTINE: What was Coatney's relationship to
9 Karon Moses?
10 MR. BRANCH: They -- they barely don't have one. They
11 just -- he just knew him. That's my big brother. Karon and -- Karon and all
12 them, they were around my age group. My brother, he's older.
13 MS. BRIDENSTINE: Did Karon have a nickname?
14 MR. BRANCH: "K". That's it. That's what everybody
15 called him, "K."
16 MS. BRIDENSTINE: "K." Okay.
17 MR. BRANCH: Uh-huh.
18 MS. BRIDENSTINE: Was Karon Moses in a gang back in
19 December 2007?
20 MR. BRANCH: No, he was not.
21 MS. BRIDENSTINE: When is the last time you had contact
22 with Karon Moses?
23 MR. BRANCH: At right be -- the last time I probably --
24 right before they let my brother out, when they let me out of jail. That was
25 probably the last time I seen him.

1 MS. BRIDENSTINE: When were you in jail?
2 MR. BRANCH: When the trial was going on. They had
3 locked me up. They had put me on the -- they had locked me up, gave me no
4 bond. Told me I had to stay in jail while the trial was going on because Jamal
5 Thomas told them that me and my brother was a threat to society and needed
6 to go.
7 MS. BRIDENSTINE: And did you speak to Karon Moses
8 when you saw him at the jail?
9 MR. BRANCH: I talked to him right before I left. Right
10 before last time I seen my brother, when he was locked up down there.
11 MS. BRIDENSTINE: What did you talk about?
12 MR. BRANCH: He was basically -- he told me he was sorry
13 about everything, and that he didn't really say nothing to nobody or nothing.
14 Like, everything with Jamal, I did pretty much. And that's all he said to me.
15 He was mad, too. Like, he wasn't in a good mood.
16 MS. BRIDENSTINE: He was what?
17 MR. BRANCH: He wasn't in a good spirit. Like, he wasn't
18 in a good mood. Like, he was mad. Because, you know, he knew my brother
19 wasn't [indecipherable] Jamal. You know what I'm saying? So he was, like,
20 he was kind of -- he was mad.
21 MS. BRIDENSTINE: How did you know Jamal Thomas
22 back in 2007?
23 MR. BRANCH: I knowed Jamal ever since I was 3 years
24 old.
25 MS. BRIDENSTINE: What was your relationship?

1 MR. BRANCH: He was my best friend.
2 MS. BRIDENSTINE: And what was Jamal Thomas's
3 relationship to Coatney?
4 MR. BRANCH: They really didn't have one. He just knew
5 him.
6 MS. BRIDENSTINE: So Jamal Thomas was your friend?
7 MR. BRANCH: Yeah. He was my friend.
8 MS. BRIDENSTINE: Was Jamal Thomas in a gang in
9 2007?
10 MR. BRANCH: No.
11 MS. BRIDENSTINE: Where did Jamal Thomas live back
12 then?
13 MR. BRANCH: He lived in Margrettsville, North Carolina.
14 MS. BRIDENSTINE: And where did Karon Moses live back
15 then?
16 MR. BRANCH: In the projects. He were at the projects.
17 MS. BRIDENSTINE: When is the last time you had contact
18 with Jamal Thomas?
19 MR. BRANCH: When was the last time I had contact with
20 Jamal Thomas?
21 MS. BRIDENSTINE: Yeah.
22 MR. BRANCH: Probably at a cookout probably. I didn't
23 say I had contact with him. Because I wanted to get close to him, but the
24 people that I was with wouldn't let me get close to him because they probably
25 was afraid of what I would probably do to him. So I really didn't get as

1 close -- close to him. But he was out of jail, and I just -- but I happened to see
2 him somewhere. And that was the last time I seen him.
3 MS. BRIDENSTINE: Did you talk to him?
4 MR. BRANCH: No.
5 MS. BRIDENSTINE: Was that when he was on bond for
6 this case?
7 MR. BRANCH: Yes.
8 MS. BRIDENSTINE: Did Jamal Thomas ride
9 four-wheelers?
10 MR. BRANCH: He did. He'd go four-wheelers and dirt
11 bikes.
12 MS. BRIDENSTINE: And dirt bikes?
13 MR. BRANCH: Yeah.
14 MS. BRIDENSTINE: Did you ever know him to keep
15 clothes in his car for four-wheel driving and dirt biking?
16 MR. BRANCH: Yeah. He keeps -- he always had -- Jamal
17 was a dirty boy. He always trouble. He didn't have them in there for dirt
18 biking. He just had -- always had clothes. He was a mischievous boy. He
19 always was doing something up to no good. So he probably did have clothes
20 all in the car from something or something, anything.
21 MS. BRIDENSTINE: Did you ever see any clothes in his
22 cars?
23 MR. BRANCH: I have seen clothes in his cars. Cause I've
24 been with him, and we've, like, stayed in the car, like, we ain't never get out of
25 the car. So I probably had clothes in his car. Ain't no telling.

1 MS. BRIDENSTINE: What were the three co-defendants'
2 relationship like with each other? And when I say three co-defendants, I
3 mean Jamal Thomas, Antonio Freeman and Karon Moses.
4 MR. BRANCH: They all was boys. They all was homies.
5 They was around my age. And they all hung together. Jamal -- I mean, YaYo
6 and Karon lived in the same project apartment. They was literally next-door
7 neighbors. And Jamal was a schoolmate from school that they knew.
8 MS. BRIDENSTINE: Did you know your brother to hang
9 out with the three of them?
10 MR. BRANCH: No. Never.
11 MS. BRIDENSTINE: Have you or anyone else in your
12 family, or any of your friends, had any sort of contact or communication with
13 any of those three co-defendants since they went to prison?
14 MR. BRANCH: No.
15 MS. BRIDENSTINE: Are you aware of Coatney Williams
16 having any sort of contact or communication with his co-defendants --
17 MR. BRANCH: No.
18 MS. BRIDENSTINE: -- since they were all sent to prison?
19 MR. BRANCH: No, I haven't.
20 MS. BRIDENSTINE: When I'm talking about the three
21 co-defendants, Antonio Freeman, Jamal Thomas and Karon Moses, before this
22 case, were you aware of them committing other crimes together?
23 MR. BRANCH: Of course. (Chuckles.)
24 MS. BRIDENSTINE: Okay. What kind of crimes?
25 MR. BRANCH: Man, the same one they committed.

1 (Chuckles.)
2 MS. BRIDENSTINE: So break-ins?
3 MR. BRANCH: Yeah.
4 MS. BRIDENSTINE: Was that before this case or after?
5 MR. BRANCH: It was before.
6 MS. BRIDENSTINE: How many crimes are you aware of?
7 MR. BRANCH: Shit. Too many. Yeah, I've know that -- too
8 many. I can't -- listen. I know them boys. Like, I ain't got many -- like I said,
9 those were my homies at one point. You know what I'm saying? They was my
10 friends. Like, I wasn't -- you know what I'm saying? Til they set my brother
11 up. So, like, I know a lot of stuff. I know just about everything about them.
12 It ain't too much that you can't tell me about them.
13 MS. BRIDENSTINE: So it was more than one crime?
14 MR. BRANCH: Yes. Hell yeah.
15 MS. BRIDENSTINE: Did you ever know your brother to
16 commit any other crimes with any of them?
17 MR. BRANCH: No. He always solo, solo. My brother don't
18 commit crimes with anybody but hisself. He taught me that a long time ago.
19 MS. BRIDENSTINE: Did your brother, Coatney Williams,
20 know Tacoma Davis?
21 MR. BRANCH: No.
22 MS. BRIDENSTINE: Did Coatney know Erel Jordan?
23 MR. BRANCH: No. If you --
24 MS. BRIDENSTINE: Mary Davis?
25 MR. BRANCH: No. If you ask my brother who they was,

1 he -- when he really went to court, he really had no idea who these people was.
2 The only reason I know them is because I went to school with Erel, and his
3 mom was a substitute teacher.
4 MS. BRIDENSTINE: Did Coatney know Jennifer Williams?
5 MR. BRANCH: Jennifer Williams?
6 MS. BRIDENSTINE: Uh-huh. The neighbor.
7 MR. BRANCH: That don't sound familiar. No. I don't
8 know that girl. I don't even know who that is.
9 MS. BRIDENSTINE: So you said you knew Erel Jordan
10 and his mother?
11 MR. BRANCH: Yes. I knew them very well. She knew me.
12 She knew -- like, she didn't know me chummy relationship, but she was my
13 substitute teacher in my high school. I know her. She taught my class
14 numerous times.
15 MS. BRIDENSTINE: Did you know Tacoma Davis?
16 MR. BRANCH: Yes, I knew Tacoma. I didn't know too
17 much about him, but I knew him. He was cool with Jamal and Erel. Like,
18 they were at school, they was tight, all of them.
19 MS. BRIDENSTINE: So Tacoma knew --
20 MR. BRANCH: At school. Yeah. Jamal knew Erel, and he
21 knew Tacoma. Because his mom used to substitute our class. Jamal was in
22 the same class as I was in before he started stealing and shit. And he -- he
23 knew her because her son and Erel and Tacoma went to school with them,
24 classmates.
25 MS. BRIDENSTINE: Did you know of either Tacoma Davis

1 or Erel Jordan to be in a gang at that time?
2 MR. BRANCH: No.
3 MS. BRIDENSTINE: Were you aware of where Mary and
4 Tacoma Davis lived?
5 MR. BRANCH: No.
6 MS. BRIDENSTINE: Had you ever been to their house?
7 MR. BRANCH: No.
8 MS. BRIDENSTINE: Had Coatney Williams ever been to
9 their house?
10 MR. BRANCH: No.
11 MS. BRIDENSTINE: You mentioned Jamal Thomas knew
12 who Tacoma Davis and Erel Jordan were. Are you aware of any of the other
13 co-defendants knowing the victims in this case? And that would be Tacoma
14 Davis, Erel Jordan --
15 MR. BRANCH: Yeah. Yes. Karon --
16 MS. BRIDENSTINE: Okay. Who is -- who is that?
17 MR. BRANCH: Karon would -- Karon would know them
18 because they went to school together. Like I said, me, Karon and YaYo, they
19 go to our high school. They had grown up in the streets. But Karon and
20 Jamal, we all went to school together. We had the same teacher. She was our
21 substitute teacher.
22 MS. BRIDENSTINE: Did any of the co-defendants have
23 any issues with either Tacoma Davis or Erel Jordan?
24 MR. BRANCH: No.
25 MS. BRIDENSTINE: Did your brother have any issues

1 with either Tacoma Davis --
2 MR. BRANCH: No.
3 MS. BRIDENSTINE: -- or Erel Jordan?
4 MR. BRANCH: He didn't -- he didn't even know them.
5 MS. BRIDENSTINE: Did you ever hear of any problems
6 between Karon Moses and Tacoma Davis?
7 MR. BRANCH: No. Not right offhand, I haven't.
8 MS. BRIDENSTINE: Did Coatney Williams ever date
9 someone named Antwanna Lee?
10 MR. BRANCH: Antwanna Lee?
11 MS. BRIDENSTINE: Yeah.
12 MR. BRANCH: She was like a thot from the hood. He
13 probably did talk to her at some point.
14 MS. BRIDENSTINE: She was a what?
15 MR. BRANCH: A thot. (Laughs.) Like -- like, one of the
16 neighborhood hood girls.
17 MS. BRIDENSTINE: Were they dating in December 2007?
18 MR. BRANCH: I wouldn't call it dating. He was just
19 messing around with her. I wouldn't call it dating. No.
20 MS. BRIDENSTINE: When did his relationship with
21 Antwanna Lee end?
22 MR. BRANCH: I don't -- I couldn't tell you that. From my
23 knowledge, they was on good terms and everything. It wasn't like they was on
24 bad terms or anything. So I really don't -- I couldn't tell you that one.
25 MS. BRIDENSTINE: Were you aware of Antwanna Lee

1 dating anyone else at the time, December 2007?
2 MR. BRANCH: I don't -- she didn't date anybody else. But
3 I knew that she was associated with Jamal, because Jamal uncle used to talk
4 to her.
5 MS. BRIDENSTINE: Associated with Jamal Thomas how?
6 MR. BRANCH: Because that's -- Jamal uncle used to talk
7 to Twanna, Antwanna Lee.
8 MS. BRIDENSTINE: Jamal Thomas's uncle used to talk to
9 Antwanna Lee?
10 MR. BRANCH: Yes.
11 MS. BRIDENSTINE: Like they were dating, or friends, or
12 what?
13 MR. BRANCH: Yeah. They weren't dating. You know, it's
14 deep. Like, because he -- his uncle used to talk to her mom. Then he started
15 dating the daughters, too. So it's kind of deep, like.
16 MS. BRIDENSTINE: Okay. Were you aware of Antwanna
17 Lee ever dating Tacoma Davis?
18 MR. BRANCH: Not to my knowledge; no.
19 MS. BRIDENSTINE: Were you aware of Antwanna Lee
20 dating any of the other co-defendants?
21 MR. BRANCH: No.
22 MS. BRIDENSTINE: Did you ever hear of any of the other
23 co-defendants having words with Tacoma Davis about Antwanna Lee?
24 MR. BRANCH: No.
25 MS. BRIDENSTINE: Did you ever hear Tacoma Davis ever

1 showing off, like flashing money, in front of anyone?
2 MR. BRANCH: In school, Jamal seen it, because that was
3 his homie.
4 MS. BRIDENSTINE: Can you say that again? I didn't hear
5 that.
6 MR. BRANCH: Jamal said -- Jamal told me. Jamal seen
7 him do it at school. He used to flash it at school. His dad was in the -- I think
8 his dad was in the military or something. And his mom was a teacher. So it
9 ain't like they was hurting. You know what I'm saying?
10 MS. BRIDENSTINE: Who is Lacie Claxton?
11 MR. BRANCH: That was my brother Coatney's girlfriend.
12 MS. BRIDENSTINE: That was Coatney's girlfriend?
13 MR. BRANCH: Yeah. That's his girlfriend girlfriend. That
14 was wifey right there, Lacie.
15 MS. BRIDENSTINE: That was back in December of 2007?
16 MR. BRANCH: Yeah.
17 MS. BRIDENSTINE: Do you know if she would have any
18 information related to this case?
19 MR. BRANCH: Not really offhand. She would just know
20 that we were out of town at the time.
21 MS. BRIDENSTINE: Do you have contact for her? Contact
22 information?
23 MR. BRANCH: I do on her Facebook.
24 MS. BRIDENSTINE: Who is Stephanie Wheeler?
25 MR. BRANCH: That's another girl that he was talking to

1 that I went to school with. White girl. My brother liked white girls.
2 (Laughs.)
3 MS. BRIDENSTINE: When did Coatney Williams start
4 dating Stephanie Wheeler?
5 MR. BRANCH: I don't know. I probably would be -- he
6 probably talking to her when I was at school, like, when I was in, like, tenth
7 grade. So I figure, like, that's probably -- I would say, like, tenth grade or
8 something like that.
9 MS. BRIDENSTINE: So back in December 2007, who was
10 Coatney Williams dating?
11 MR. BRANCH: Who was he in a relationship with?
12 MS. BRIDENSTINE: Yeah.
13 MR. BRANCH: I think he -- I think -- I introduced him
14 to -- I introduced him to Stephanie before I introduced him to Lacie. He knew
15 Stephanie way before he knew Lacie.
16 MS. BRIDENSTINE: Do you know if he was dating both of
17 them at that time period?
18 MR. BRANCH: He probably -- he could have -- he could
19 have been. It's possible. Because he -- I know for a factual, he was talking to
20 Stephanie for a long time before he even met Lacie. Because I met Lacie's
21 sister in my senior year of high school. So I was talking to her little sister, to
22 her little -- me and her little -- her little sister was a junior, I believe, and
23 Lacie was a senior, or something like that. Cause Lacie was older than me.
24 Yeah. Me and her sister was juniors together. Lacie was a senior. So I
25 was -- that was probably -- yeah. He knew Lacie after he met Stephanie.

1 MS. BRIDENSTINE: Going back to December 2007, when
2 did you learn that your family was going to go on this trip to Philadelphia?
3 MR. BRANCH: Shit. It was probably around -- I know it
4 was, like, what? I don't want to give you the wrong date. But I knew we was
5 going on -- my mom said we was going on vacation because we had to go
6 school shopping and shit. So it had to be, like, right before school time. It had
7 to have been before August. Had to have been, like, October, November, or
8 something like that. I think October. It was, like, October. That's what I'm
9 guessing. It would have had to have been, like, October or November, or
10 something like that. So we knew we was going for, like, Christmas and shit,
11 cause she was going to take us shopping so we have all our clothes and stuff
12 for when we went back to school. So it was, like, wintertime, I know.
13 MS. BRIDENSTINE: How many times have you been to
14 Philadelphia yourself?
15 MR. BRANCH: I live -- I actually just -- well, I had been to
16 Philly a couple times before my brother had went. Probably three times
17 before he even went. Two or three times before he had came.
18 MS. BRIDENSTINE: Uh-huh.
19 MR. BRANCH: So the last trip that I took with him was
20 the last trip that the family took their vacation together. After that I moved
21 to Philadelphia.
22 MS. BRIDENSTINE: And then you moved to Philadelphia?
23 MR. BRANCH: Yeah.
24 MS. BRIDENSTINE: Okay. When did you move to
25 Philadelphia?

1 MR. BRANCH: Probably in 2013, I want to say, 2012.
2 MS. BRIDENSTINE: All right. So I'm going to try and
3 focus on December 2007. So you're saying that prior to this trip with Coatney,
4 you had been two to three times to Philadelphia before?
5 MR. BRANCH: I had been two times with my mom on
6 vacation around Christmastime before; yes.
7 MS. BRIDENSTINE: And why did you guys go up to
8 Philadelphia?
9 MR. BRANCH: Because she always took us shopping there.
10 That's where we went and got all our clothes from.
11 MS. BRIDENSTINE: Did you have family who lived there?
12 MR. BRANCH: Yeah. My Aunt Penny. My mom had
13 in-laws. Her husband sisters -- sisters and brothers stayed there.
14 MS. BRIDENSTINE: Okay. So that would be Robert
15 Knight's family?
16 MR. BRANCH: Robert Knight. Yeah. My Aunt Penny and
17 my Aunt Ann and my Uncle Dave.
18 MS. BRIDENSTINE: This trip in 2007, was that the first
19 time Coatney had gone up to Philadelphia with you guys?
20 MR. BRANCH: Yeah. First time ever in life. And he tried
21 to swear he knew where he was going. (Laughs.) We got to arguing and
22 everything. (Laughs.) He was like, not going [indecipherable]. Like, what do
23 you mean, you've never been here? [Indecipherable.]
24 MS. BRIDENSTINE: So after this vacation -- so 2007. Did
25 you continue to go up to Philadelphia with your family?

1 MR. BRANCH: No. Not after that. I didn't take a trip
2 after that. Because after that, like, a week -- like, as soon as we got home,
3 niggas had warrants. There wasn't no, like, vacation. Like, when we -- as
4 soon as we got home from vacation, either the next day they came and locked
5 him up, or either the next -- the day after that. But I'm telling you, like, it
6 was, like, instant. It was, like -- and I had just spent five racks to get him out
7 of jail. Five thousand dollars cash from my brother's death. Because my
8 brother had died. I had insurance out on him. And I got insurance. So I
9 spent five grand to get him out. [Indecipherable.]
10 MS. BRIDENSTINE: So Coatney wasn't actually arrested
11 until September of 2008.
12 MR. BRANCH: Yeah. That might have been when they
13 caught them. So that's when they caught him?
14 MS. BRIDENSTINE: That's when he was arrested for the
15 case.
16 MR. BRANCH: Okay.
17 MS. BRIDENSTINE: Okay.
18 MR. BRANCH: Maybe it was -- yeah. Because they
19 revoked his bond. I had bonded him out. And then they revoked his bond
20 when Jamal had went in the court and lied and said that he was scared for his
21 life.
22 MS. BRIDENSTINE: All right. I want to go back to
23 December 2007, trip to Philadelphia. Tell me about what you remember
24 about the day that you left.
25 MR. BRANCH: The day that I left? I don't remember too

1 much. I know that my mom had probably stopped, got some money out of the
2 ATM. And then we hopped on the highway. We had food and stuff in the car.
3 We was in the F-150, an all white one. You know, it had -- with the cab in the
4 back. Me and him was in the back in the cab. That's pretty much what I
5 remember.
6 MS. BRIDENSTINE: What color was the --
7 MR. BRANCH: It was white. It was white. It was a white
8 F-150 with a gold strip on the bottom.
9 MS. BRIDENSTINE: Who left with you? Who was in the
10 car?
11 MR. BRANCH: Robert Knight, Regina, my mom, and me
12 and my brother, Coatney Williams.
13 MS. BRIDENSTINE: Where were you when you left in the
14 truck from North Carolina?
15 MR. BRANCH: We left from home.
16 MS. BRIDENSTINE: What time of day?
17 MR. BRANCH: I can't remember exactly what time of day
18 it was. But I know it had to -- it was -- it might have been -- I don't know if it
19 was early in the morning. Because when we got to Philly, it was kind of like
20 late in the evening. So it probably was, like, in the afternoon or something,
21 like -- or during, like -- might have been twelve o'clock probably, or something
22 like that. It had to have been early in the day. Because when we go to Philly,
23 it was dark.
24 MS. BRIDENSTINE: Why didn't anyone else in your family
25 go with you?

1 MR. BRANCH: Because my other brother was incarcerated
2 at the time.
3 MS. BRIDENSTINE: What did you guys take with you?
4 Did you take luggage with you?
5 MR. BRANCH: Yeah. We took clothes, a little bit of
6 clothes. But we knew we was going shopping, so we didn't take too much, too
7 heavy.
8 MS. BRIDENSTINE: Did Coatney take anything with him?
9 MR. BRANCH: Yeah, he took clothes. Like a couple outfits.
10 MS. BRIDENSTINE: What was the date you actually left?
11 MR. BRANCH: I can't recall an exact date. I can't. That's
12 why, like, most of the time I take pictures so much. That's why I had the
13 phone. I was -- sort of used everything to keep my dates in it and stuff in
14 order with my phone.
15 MS. BRIDENSTINE: Did the day that you left have
16 anything to do with your mother's work schedule or pay schedule?
17 MR. BRANCH: Not offhand. Not to -- not to my -- I
18 wouldn't think so. I don't know. She probably would have waited til she got
19 paid, like that Friday, or that Thursday.
20 MS. BRIDENSTINE: Where did you go first in
21 Philadelphia?
22 MR. BRANCH: We went to my Aunt Ann house first. We
23 went to her house, seen my Uncle Stew and everybody. And we went -- my
24 Uncle Stew went and took me to grab some weed. I wanted to grab some buds
25 from up the block, [indecipherable]. I went from there, went to Woodland

1 Avenue at Philly to my Aunt Penny crib. And that's where we rolled up at,
2 and we was waiting on my mom. I don't know what they was doing. But I
3 was waiting on them, and we was rolling up and we smoked in the basement.
4 MS. BRIDENSTINE: All right. Robert, you're breaking up
5 a little bit. Could you say that again? You went to your Aunt Ann's first.
6 MR. BRANCH: I went to my Aunt Ann house. Then my
7 Uncle Steve [sic] took me to get some bud, went to go get some weed. And
8 then my mom went to my Aunt Penny house. She went to my Aunt Penny
9 house later on that evening. And that's where me and brother was down in
10 the basement where I took the pictures.
11 MS. BRIDENSTINE: How many nights were you in
12 Philadelphia?
13 MR. BRANCH: We were in Philly for about -- I want to say,
14 like, three nights. Two, three nights.
15 MS. BRIDENSTINE: And did you spend every night at
16 your Aunt Penny's?
17 MR. BRANCH: I believe so. Yeah. I think we did spend
18 the night at Aunt Penny's. Yeah, all the nights at Aunt Penny house.
19 MS. BRIDENSTINE: Was Coatney Williams with you the
20 entire vacation?
21 MR. BRANCH: Yes.
22 MS. BRIDENSTINE: Did he ever come back down to North
23 Carolina by himself?
24 MR. BRANCH: No.
25 MS. BRIDENSTINE: Is there someone in your family who

1 goes by the name "Pet," or nickname "Pet," like P-e-t?
2 MR. BRANCH: P-e-t. My Aunt Pat? My Aunt Pat, she
3 stay with my Aunt Ann. That's all I know about Pat.
4 MS. BRIDENSTINE: Who is Aunt Pet?
5 MR. BRANCH: My aunt. Pat, Pat. She stay with my aunt.
6 They live together. They two sisters.
7 MS. BRIDENSTINE: Aunt --
8 MR. BRANCH: My Aunt Pat live with my Aunt Ann.
9 MS. BRIDENSTINE: Is that P-a-t or P-e-t?
10 MR. BRANCH: P-a-t, Pat.
11 MS. BRIDENSTINE: Okay. Are they sisters?
12 MR. BRANCH: Yeah.
13 MS. BRIDENSTINE: Okay. So there's an Ann. Is that
14 Angela?
15 MR. BRANCH: Angela, yes.
16 MS. BRIDENSTINE: So Angela and Pat. And then --
17 MR. BRANCH: Angela Taylor.
18 MS. BRIDENSTINE: Penny lived in a different place?
19 MR. BRANCH: Yeah. Aunt Penny had her own house.
20 MS. BRIDENSTINE: Now, was -- Uncle Stew, was that a
21 brother or is that a husband?
22 MR. BRANCH: That's her brother. That's her brother.
23 MS. BRIDENSTINE: And where --
24 MR. BRANCH: Aunt Penny, Ann, and Uncle -- that's Aunt
25 Pat -- that's all their brother.

1 MS. BRIDENSTINE: All right. Where did Uncle Stew live?
2 MR. BRANCH: He was living at Aunt Penny -- he was
3 living my aunt house at the time.
4 MS. BRIDENSTINE: Do you have the contact information
5 for those three aunts and your Uncle Stew?
6 MR. BRANCH: My Uncle Stew, I think he might be
7 incarcerated. My Aunt Pat is in a nursing home. She can't even speak right
8 now. And my Aunt Ann just passed away, I believe, a year -- like, not even a
9 year ago, about eight, nine months ago.
10 MS. BRIDENSTINE: Angela passed away?
11 MR. BRANCH: Yeah. My Aunt Penny is the only aunt that
12 I have that's able to be in contact with, I think.
13 MS. BRIDENSTINE: Do you have Penny's contact
14 information?
15 MR. BRANCH: I don't have it. But I probably could get it.
16 Penny Taylor, it's on her Facebook.
17 MS. BRIDENSTINE: She's on Facebook?
18 MR. BRANCH: Yeah. Penny Taylor.
19 MS. BRIDENSTINE: And it's under Penny Taylor?
20 MR. BRANCH: Yes.
21 MS. BRIDENSTINE: All right. Where did you go when you
22 were in Philadelphia?
23 MR. BRANCH: We went shopping. That's all I remember.
24 Most of the -- we went shopping.
25 MS. BRIDENSTINE: Was that at Forman --

1 MR. BRANCH: That's the only place we went, Forman
2 Mills.
3 MS. BRIDENSTINE: Did your Aunt Penny ever have a
4 party at her house?
5 MR. BRANCH: No. Not that I recall. No, she didn't have a
6 party. No.
7 MS. BRIDENSTINE: Who was at Penny's house?
8 MR. BRANCH: Me, my mom, Cousin Deandre, my Aunt
9 Penny husband, and my mom and Robert Lee.
10 MS. BRIDENSTINE: You said Deandre?
11 MR. BRANCH: Yeah. That's one of Penny's son.
12 MS. BRIDENSTINE: How old was Deandre in 2007?
13 MR. BRANCH: Deandre just turned 18. So -- no. He just
14 turned, like, 18. So Deandre was, like, probably, like, 6 or 7 years old, 8,
15 something like that.
16 MS. BRIDENSTINE: Did Aunt Penny or a different aunt
17 have a son named Jerome?
18 MR. BRANCH: Yeah. That's my aunt -- that's Aunt Ann
19 son, Jero.
20 MS. BRIDENSTINE: Okay. So that's Ann's son?
21 MR. BRANCH: Uh-huh.
22 MS. BRIDENSTINE: And how old is Jerome?
23 MR. BRANCH: Jero like 30 something. He close to my age.
24 He probably, like, 35.
25 MS. BRIDENSTINE: Did you see Jerome that trip?

1 MR. BRANCH: Yeah. We seen him on vacation, too. Yeah.
2 MS. BRIDENSTINE: Do you have contact information for
3 Jerome?
4 MR. BRANCH: Jero -- I probably could get his Facebook.
5 That's how I get in contact with everybody, through Facebook.
6 MS. BRIDENSTINE: How do you spell his name?
7 MR. BRANCH: Jero -- hold on -- Taylor. I can look it up for
8 you right quick. Yeah. It's J-e-r-o Taylor, T-a-y-l-o-r.
9 MS. BRIDENSTINE: Okay. So J-e-r-o and then Taylor?
10 Okay.
11 MR. BRANCH: Yep.
12 MS. BRIDENSTINE: Who saw Coatney when you were in
13 Philadelphia?
14 MR. BRANCH: Probably all the family. I think my
15 Aunt -- my Cousin Renie probably seen him. That's my Aunt Ann's daughter,
16 too.
17 MS. BRIDENSTINE: What's her name?
18 MR. BRANCH: Her name is Renie, R-e-n -- it's A-r-e-i-n-a
19 Brown. That's how you spell her --
20 MS. BRIDENSTINE: R-a-e-r-n. Wait. Can you spell that
21 again?
22 MR. BRANCH: It's A-r-e-i-n-a Brown.
23 MS. BRIDENSTINE: A-r-e-i-n-a Brown. How old was she
24 back in December 2007?
25 MR. BRANCH: Probably about 29, 30 something.

1 MS. BRIDENSTINE: What day did you come back from
2 Philadelphia?
3 MR. BRANCH: I can't remember exactly what day. I just
4 know we stayed three days.
5 MS. BRIDENSTINE: Why did you come back when you
6 did?
7 MR. BRANCH: Because I think my mom had to go back to
8 work that Monday, that next Monday.
9 MS. BRIDENSTINE: Where was your mom working?
10 MR. BRANCH: We left Thursday --
11 MS. BRIDENSTINE: Sorry.
12 MR. BRANCH: She worked at Guardian Care Nursing
13 Home Center.
14 MS. BRIDENSTINE: And what was her schedule typically
15 like?
16 MR. BRANCH: Monday through Friday -- or Monday
17 through Thurs -- yeah, Monday through Friday typically.
18 MS. BRIDENSTINE: Did you come back on schedule, or did
19 you come back home earlier than planned?
20 MR. BRANCH: We came back home on schedule. We didn't
21 have a rush or anything. We --
22 MS. BRIDENSTINE: Who did you come back home with?
23 MR. BRANCH: My mom, my brother, and her husband.
24 MS. BRIDENSTINE: Were you with Coatney Williams the
25 entire vacation?

1 MR. BRANCH: Yes.
2 MS. BRIDENSTINE: Were you with your mom and your
3 stepdad the entire vacation?
4 MR. BRANCH: Yes.
5 MS. BRIDENSTINE: Earlier you said you had bought a
6 watch at Forman Mills. Did you buy or obtain anything else on your trip to
7 Philadelphia?
8 MR. BRANCH: Yeah. I bought clothes. We went shopping.
9 We bought clothes. Pants, shirts, socks, shoes.
10 MS. BRIDENSTINE: Where did you buy clothes?
11 MR. BRANCH: From Forman Mills.
12 MS. BRIDENSTINE: Did you buy clothes from anywhere
13 else?
14 MR. BRANCH: Not that I can think of offhand. No.
15 MS. BRIDENSTINE: Who is Tiffany Brown?
16 MR. BRANCH: That's my son's mother.
17 MS. BRIDENSTINE: Were you dating her at the time?
18 MR. BRANCH: Yes. Probably was, yeah.
19 MS. BRIDENSTINE: Was she supposed to go to
20 Philadelphia with you guys?
21 MR. BRANCH: Nah. Her mom wasn't having that.
22 MS. BRIDENSTINE: Her mom wasn't -- wouldn't let her?
23 MR. BRANCH: She wasn't going to let her. Yeah. She
24 wasn't. Because at that time I don't think she was -- she wasn't staying with
25 me. She was still staying at her mom house.

1 MS. BRIDENSTINE: Did anyone in your family, when you
2 were in Philadelphia, buy any clothes for a girl?
3 MR. BRANCH: My brother Coatney bought shoes for Lacie.
4 I remember is was a pair of white-and-red ECCOs, Echoes.
5 MS. BRIDENSTINE: Uh-huh.
6 MR. BRANCH: Yeah. It was a pair of red -- and it was all
7 red -- they was all white with the red soles. ECCOs.
8 MS. BRIDENSTINE: Did he give her those shoes?
9 MR. BRANCH: Did what?
10 MS. BRIDENSTINE: Did he give the shoes to her?
11 MR. BRANCH: Yeah. I believe she got them. Yeah.
12 MS. BRIDENSTINE: Did he get anything else for anyone?
13 MR. BRANCH: No. He just bought her stuff. He bought
14 her a couple of things. I don't recall exactly what. But I remember them
15 white shoes though with the red soles. Because they had, like, some beaded
16 red diamonds on the side of them.
17 MS. BRIDENSTINE: Did you buy anything for anyone?
18 MR. BRANCH: I bought Tiffany a watch, I think. I think I
19 bought Tiffany a watch. Bought me a watch, bought her a watch and a
20 bracelet or something. Other than that, I think that was it.
21 MS. BRIDENSTINE: What day did you go to the Forman
22 Mills mall?
23 MR. BRANCH: It was, like, the next day after we had got
24 there. Because we rested the first day. We smoked, chilled. And she was
25 like, next day, I'm going to take you out shopping. And we went shopping the

1 next day.
2 MS. BRIDENSTINE: How did you first become aware that
3 this crime had been committed at the Davis's home?
4 MR. BRANCH: (Chuckles.) Jamal called me, like a
5 dummy, and told me.
6 MS. BRIDENSTINE: When did he tell you?
7 MR. BRANCH: When I was at Philly. We was on -- we was
8 in Philly, on the highway. And he was, like -- he was, like, "The hood hot, y'all
9 in the hood, and you need to chill. Like, you know what I mean?"
10 I was like, "What you mean, the hood hot?"
11 He was like, "Just lay low for a minute."
12 "What the hell you laying low for, nigga? We are all the
13 way to Pennsylvania. What the fuck why I got to lay low for?" You know
14 what I'm saying? I was like, "We way out of the way. What the hell I got to
15 lay low for? I ain't even in the city right now. You know what I'm saying? So
16 how was it even possible, why you telling me this?"
17 MS. BRIDENSTINE: Did he say anything else?
18 MR. BRANCH: Nah. That's all he said.
19 MS. BRIDENSTINE: How did he get in touch with you?
20 MR. BRANCH: He called me on my cell phone.
21 MS. BRIDENSTINE: What was Jamal's number?
22 MR. BRANCH: I can't remember right offhand. That's
23 been like 10 years ago. I don't know what that man number was. I remember
24 he called me though.
25 MS. BRIDENSTINE: Did he call you from a cell phone or

1 from a landline?
2 MR. BRANCH: It might have been a house phone. Or I
3 don't know whose. I really can't recall. If it was a house phone number, I
4 remember his grandma phone number I think. It was like 1313 or something.
5 It was 589. That used to be his grandma old phone. Like I said, he was --
6 MS. BRIDENSTINE: Was what?
7 MR. BRANCH: It was 589-1313. That's why I'm saying,
8 like, that was my best friend. I know this guy. Went and got my brother 50
9 years. Like, you better pray to God I don't never see him.
10 MS. BRIDENSTINE: Did he have -- sorry. Go ahead.
11 MR. BRANCH: Nah. You go ahead and say what you're
12 saying. Go ahead.
13 MS. BRIDENSTINE: Did Jamal -- did he have a cell phone
14 back then?
15 MR. BRANCH: He probably did. Mally was spoiled. He
16 was a spoiled little guy. Like, he got everything he wanted, for real, for real.
17 I don't know why he run around trying to do dumb shit.
18 MS. BRIDENSTINE: Your cell phone, what was your
19 phone number? Do you remember?
20 MR. BRANCH: I can't -- nah. I don't remember. I just
21 remember it was a black-and-silver U.S. Cellular cell phone. That's all I
22 remember. I was on the family plan with me, my mom and her husband.
23 MS. BRIDENSTINE: Who had cell phones in your family?
24 MR. BRANCH: Me, my mom and her husband.
25 MS. BRIDENSTINE: Did Coatney have a cell phone?

1 MR. BRANCH: No.
2 MS. BRIDENSTINE: Why didn't Coatney have a cell
3 phone?
4 MR. BRANCH: Because he kept going to jail. (Laughs.)
5 MS. BRIDENSTINE: When did you --
6 MR. BRANCH: That's what --
7 MS. BRIDENSTINE: When did you get your cell phone?
8 MR. BRANCH: The same time as -- I don't remember
9 exactly when I got it. I had had it for, like, a couple months though when I
10 had it.
11 MS. BRIDENSTINE: Did Jamal Thomas say anything else
12 to you on the phone when he called you and said that the hood was hot?
13 MR. BRANCH: Nah. He just was like, lay low. And he
14 didn't explain. At that time, he didn't explain nothing over the phone.
15 MS. BRIDENSTINE: So when did you first become aware
16 of this particular crime, that there was a crime committed against Mary
17 Davis, Tacoma Davis?
18 MR. BRANCH: When I was in -- when I was in
19 Pennsylvania, that was when I realized -- when I found out. I was on the
20 highway. I remember looking at my phone. I was like, Jamal, what the hell
21 he want? I ain't in the hood right now. That's what I was thinking. And
22 then, he called and told me, like, "Lay low, the hood hot."
23 I'm like, "I ain't even did nothing. Why the hell I got to lay
24 low for?"
25 And he was like, "Just lay low, man. You out of the town;

1 right?"
2 I'm like, "Yeah, I'm out of town. I've been out of town for
3 hours. Like, why the fuck you calling my phone?" So yeah. That's how that
4 happened.
5 MS. BRIDENSTINE: Why did he tell you to lay low?
6 MR. BRANCH: I guess because he must had did something.
7 And he knew the police was hot around the area. So, you know, when
8 somebody do something and the police hot around the area, they tell
9 everybody lay low. All the hood boys anyway. Track boys, you know, they
10 need to know what's going on in the hood. So he came through to everybody.
11 I guess he figure he called everybody. He probably called more than me. I'm
12 probably sure I wasn't the first call he made, you know. But he called a
13 couple people, like lay low, the hood hot.
14 MS. BRIDENSTINE: Did he tell you what had happened?
15 MR. BRANCH: No. He didn't tell me what happened on
16 the phone.
17 MS. BRIDENSTINE: All right. Well, when was the first
18 time you realized that this crime had happened, that people broke into the
19 Davis's home, sexually assaulted Mary Davis --
20 MR. BRANCH: After I had got -- after I had got back home
21 and somebody told me what happened. They came right to me, like, "Your
22 brother hot. Like, they -- the 12 looking for him."
23 I'm like, "What you mean police looking for him?"
24 They like, "12 looking for your brother, yo'. Tell him to lay
25 low like." And he ain't even did nothing.

1 I'm like, "He just came home from vacation. Like, why are
2 the cops looking for him for?" And then they that's when they basically
3 explained what happened, what was going on.
4 MS. BRIDENSTINE: Who told you that?
5 MR. BRANCH: My homie Sheed, Rasheed Alston.
6 MS. BRIDENSTINE: Why were the police looking for your
7 brother?
8 MR. BRANCH: Because they said Mally had put him in
9 something or something, that he was with them or some shit. I don't know.
10 That's what they said.
11 MS. BRIDENSTINE: How soon was this after you got back
12 from Philadelphia that you heard this from Rasheed?
13 MR. BRANCH: That same day. That same night.
14 MS. BRIDENSTINE: What same night?
15 MR. BRANCH: The same night we got back from Philly.
16 MS. BRIDENSTINE: Did you know anything about the
17 crime before it happened?
18 MR. BRANCH: No.
19 MS. BRIDENSTINE: Did you hear anything about the
20 crime before it happened?
21 MR. BRANCH: No.
22 MS. BRIDENSTINE: Did you know that Jamal Thomas
23 was planning anything?
24 MR. BRANCH: No.
25 MS. BRIDENSTINE: Or Antonio Freeman?

1 MR. BRANCH: I had no idea.
2 MS. BRIDENSTINE: Or Karon Moses?
3 MR. BRANCH: No idea.
4 MS. BRIDENSTINE: Your cell phone, did you ever share it
5 with anyone?
6 MR. BRANCH: No.
7 MS. BRIDENSTINE: Would Coatney ever use it?
8 MR. BRANCH: He probably would if he was around me.
9 MS. BRIDENSTINE: How would Coatney get in contact
10 with people back then?
11 MR. BRANCH: Word of mouth.
12 MS. BRIDENSTINE: What do you mean by that?
13 MR. BRANCH: Like, he'd talk to somebody and tell
14 somebody to send a message. Or he's use the house phone or something. He
15 never been in the practice of using a cell phone or have a cell phone.
16 MS. BRIDENSTINE: We already talked about Jamal. But
17 were you aware of Antonio Freeman or Karon Moses having cell phones back
18 in December of 2007?
19 MR. BRANCH: Yeah. I know Jamal probably had one.
20 MS. BRIDENSTINE: Do you know if Karon Moses had one?
21 MR. BRANCH: Nah. I'm not sure. I don't know if his
22 mom --
23 MS. BRIDENSTINE: Or Antonio Freeman?
24 MR. BRANCH: Nah. I'm not sure. They would have had a
25 house phone probably.

1 MS. BRIDENSTINE: Other than that phone call you had
2 with Jamal, did you communicate with any of the co-defendants when you
3 were in Philadelphia?
4 MR. BRANCH: No, I did not.
5 MS. BRIDENSTINE: Or I guess I should say during your
6 trip, either on the way or coming back?
7 MR. BRANCH: Yeah. I talked to Jamal on the phone on
8 the way back. [Indecipherable.]
9 MS. BRIDENSTINE: Sorry. Mr. -- sorry, Robert. You're
10 breaking up a little bit. Can you say that again?
11 MR. BRANCH: I said I hadn't really talked to Jamal. Only
12 time I talked to him but that one time when he told me when I was in Philly,
13 and he was, like, lay low, because the man looking for you or something he
14 was telling me.
15 MS. BRIDENSTINE: Were you ever present and a
16 conversation was had about this case at Rasheed Alston's house?
17 MR. BRANCH: Yeah. That's when I heard -- when me and
18 my brother got back, that's where they was at talking about it.
19 MS. BRIDENSTINE: When did this conversation happen?
20 MR. BRANCH: That conversation happened right as soon
21 as we got back. Me and my brother went to Rasheed house, and they was
22 telling us what had happened and what [indecipherable].
23 MS. BRIDENSTINE: Who was telling you what had
24 happened?
25 MR. BRANCH: Jamal Thomas and I think Rasheed. Sheed

1 was telling us [indecipherable].
2 MS. BRIDENSTINE: Robert, sorry. You're breaking up.
3 MR. BRANCH: Sheed was telling us. Sheed was telling us
4 what was going on. [Indecipherable.]
5 MS. BRIDENSTINE: Sorry, Robert. I can't hear you very
6 well.
7 MR. BRANCH: Yeah. Because I'm in the laundromat now.
8 MS. BRIDENSTINE: Oh.
9 MR. BRANCH: What I said -- what I said was that I had
10 left -- I had -- Jamal wasn't at Rasheed house. We had went to Rasheed house
11 because that's where everybody in the hood go to to meet up, like, during the
12 day or after we leave --
13 MS. BRIDENSTINE: Uh-huh.
14 MR. BRANCH: -- after we leave the block, we'll go to
15 Rasheed house to smoke. That's where everybody was at. And while we was
16 there, that's what -- that's what he was telling them. Like, that they had been
17 in his house and setting up some shit, and all type of shit.
18 MS. BRIDENSTINE: Who was present?
19 MR. BRANCH: I think it was me, Sheed, his wife, and my
20 brother. And there might have been a couple more people. Because there
21 would usually be a lot of people. It wouldn't just be like a couple, like two or
22 three. Like [indecipherable].
23 MS. BRIDENSTINE: Hello?
24 MR. BRANCH: My phone probably went out again.
25 MS. BRIDENSTINE: Okay. Now you're back.

1 MR. BRANCH: All right.
2 MS. BRIDENSTINE: All right. So --
3 MR. BRANCH: But yeah. So they usually get a lot of
4 people at Rasheed house, like -- because normally, like, that's where
5 everybody go to, like, when they weed and pot, like. So it was probably a lot of
6 people in the house, to be honest.
7 MS. BRIDENSTINE: When you say Rasheed's wife, is that
8 April Smith?
9 MR. BRANCH: April Smith. Yes, correct.
10 MS. BRIDENSTINE: And your brother, Coatney Williams?
11 MR. BRANCH: Yes.
12 MS. BRIDENSTINE: And was Jamal Thomas there?
13 MR. BRANCH: I don't recall if he was in jail already or not.
14 But I'm --
15 MS. BRIDENSTINE: Was --
16 MR. BRANCH: I don't -- I don't recall. I can't -- I can't
17 remember exactly offhand if it was -- if everybody that did it was there at that
18 time. But I know for a fact that they was -- that when we got back, that's who
19 told us. Rasheed was the one who came and told us that -- what had
20 happened. Because we didn't know what was going on.
21 MS. BRIDENSTINE: So is it fair to say that Rasheed is the
22 first person who told you the specifics of the crime?
23 MR. BRANCH: Exactly.
24 MS. BRIDENSTINE: And what did he tell you?
25 MR. BRANCH: He told me that there was a home invasion,

1 and that it was a robbery. That's it. He didn't tell me anything else.
2 MS. BRIDENSTINE: Did he tell you who it involved?
3 MR. BRANCH: Yeah. He told me who it was. And I told
4 him that was stupid, because Jamal went to school with him. And the boy's
5 mom, she'd know who Jamal is, because she was his teacher. You know?
6 MS. BRIDENSTINE: Who did you understand committed
7 the crime when you talked to Rasheed about it?
8 MR. BRANCH: Karon, YaYo and Jamal.
9 MS. BRIDENSTINE: Did you ever discuss the case with
10 Karon?
11 MR. BRANCH: No. I never -- I haven't seen him since that
12 day after they locked me up and I got out. And that was --
13 MS. BRIDENSTINE: Did you ever -- did you ever hear
14 Antonio Freeman talk about it?
15 MR. BRANCH: Uh, no. After he went to jail, I haven't seen
16 him.
17 MS. BRIDENSTINE: Did you ever hear Jamal Thomas talk
18 about it?
19 MR. BRANCH: He told -- well, he had to tell me. He told
20 Rasheed everything. And Rasheed told me the details of the situation. But
21 like I said, Jamal had called me and told me when I was in, uh -- in Philly,
22 that basically, that he had did something, lay low, the hood was hot, that we
23 needed to stay gone for a minute. But I was already gone. So I don't know
24 how he was -- why he was telling me that.
25 MS. BRIDENSTINE: Do you know if Coatney ever talked

1 to any of them about the crime?
2 MR. BRANCH: No. He didn't know nothing about nothing.
3 He didn't even know what the -- at first, he didn't even know I had talked to
4 Jamal, for real, until I told him that Jamal had called me, you know.
5 MS. BRIDENSTINE: What significance did you think that,
6 you know, your cell phone had for Coatney's case after he was arrested?
7 MR. BRANCH: That I had pictures of us in my aunt
8 basement of him with the date and time on it where he was at. That's why I
9 thought it was important.
10 MS. BRIDENSTINE: When did you realize that your phone
11 might have useful information for his case?
12 MR. BRANCH: I realized that as soon as it happened. I
13 took it to court with me and everything. Gave it to his lawyer and everything.
14 MS. BRIDENSTINE: So other than the photos that I
15 showed you as Exhibits 2 through 21, were there any other photos that were
16 on your cell phone?
17 MR. BRANCH: It could have been; yeah, of course. I know
18 there had to have been more than them pictures. Because I take a lot of
19 pictures.
20 MS. BRIDENSTINE: Did you ever delete any photos?
21 MR. BRANCH: It's possible. Because I take a lot. So I
22 probably did delete a couple.
23 MS. BRIDENSTINE: What happened to your cell phone
24 after you got back from Philadelphia?
25 MR. BRANCH: It probably got turnt [sic] off or something.

1 But I still had it.
2 MS. BRIDENSTINE: Did you ever switch it out for another
3 phone?
4 MR. BRANCH: Did I ever switch it to get another phone? I
5 think I did. Yeah, I did. I got a new phone. I think I got a Samsung or
6 something.
7 MS. BRIDENSTINE: Why did you get a new phone?
8 MR. BRANCH: Because the old phone -- I think my mom
9 switched plans or something. Or she switched services.
10 MS. BRIDENSTINE: Do you know when she switched?
11 MR. BRANCH: Not really right offhand. I think she just
12 didn't want to pay the phone bill, to be honest, and she just let it run out.
13 Because I remember the phone bill was high as hell. She was like, you
14 making all these collect calls, you up here. And yeah, it was crazy. The phone
15 bill was like 800 some dollars. And I didn't know it was going to be that high,
16 so -- yeah. I don't think she paid it.
17 MS. BRIDENSTINE: Who had the records, the phone
18 records for your cell phone?
19 MR. BRANCH: My mom had them at her house. I gave
20 her -- I gave them to my mom. And she said she gave them to the lawyer or
21 whoever supposed to had them. Like, when I went to court, we had all of that.
22 We had the phone records, had everything. We had the phone records, the
23 pictures. They told me that I had went in the satellite service and changed
24 the date and time on the pictures, like I'm a computer hacker or something.
25 So I was like -- they was like, the pictures weren't valid because I could have

1 changed the date and time on them. And you know, back then, with cell
2 phones, you couldn't even do that. Like, it wasn't no way possible.
3 MS. BRIDENSTINE: Do you know how to do anything like
4 that?
5 MR. BRANCH: Hell no. I can't change the date and time
6 on a picture now. That's why I keep all my pictures --
7 MS. BRIDENSTINE: I just want to follow up with one
8 thing you said. You said you gave phone records to the lawyer. Which
9 lawyer?
10 MR. BRANCH: Coatney's lawyer.
11 MS. BRIDENSTINE: Is that Sam Barnes?
12 MR. BRANCH: Yes.
13 MS. BRIDENSTINE: When did you give him the records?
14 MR. BRANCH: We gave him the records before he went to
15 court.
16 MS. BRIDENSTINE: Why didn't you take your cell phone
17 to the police?
18 MR. BRANCH: I did. They told me when I went to court
19 that I could just show it to them when I went to court.
20 MS. BRIDENSTINE: Who told you that?
21 MR. BRANCH: The lawyer.
22 MS. BRIDENSTINE: Did you ever take your cell phone to
23 police in this case?
24 MR. BRANCH: No, I don't think so.
25 MS. BRIDENSTINE: Did Coatney have a gun back in

1 December of 2007?
2 MR. BRANCH: Hell no.
3 MS. BRIDENSTINE: A shotgun?
4 MR. BRANCH: No. He didn't have no damn gun.
5 MS. BRIDENSTINE: A handgun?
6 MR. BRANCH: No.
7 MS. BRIDENSTINE: Did Coatney ever have a 12-gauge
8 shotgun?
9 MR. BRANCH: Yeah. He went to jail with it.
10 MS. BRIDENSTINE: When was that?
11 MR. BRANCH: I don't recall. I think it was before that
12 incident happened. He went to jail for carrying a concealed weapon. He went
13 to jail with his shotgun. He didn't even have it anymore.
14 MS. BRIDENSTINE: Before this case?
15 MR. BRANCH: Yes.
16 MS. BRIDENSTINE: Did Coatney ever store a gun on your
17 family's property, like in a pack house?
18 MR. BRANCH: No.
19 MS. BRIDENSTINE: For any of the co-defendants?
20 MR. BRANCH: No.
21 MS. BRIDENSTINE: For Jamal Thomas?
22 MR. BRANCH: No.
23 MS. BRIDENSTINE: Back in December 2007, are you
24 aware of Coatney storing a gun for Jamal Thomas?
25 MR. BRANCH: No. He wouldn't do nothing like that. Why

1 would he do that?
2 MS. BRIDENSTINE: Do you know anything about the
3 shotgun that was used in this crime?
4 MR. BRANCH: Never. No.
5 MS. BRIDENSTINE: Do you know where it came from?
6 MR. BRANCH: I have no idea.
7 MS. BRIDENSTINE: Have you ever seen Jamal Thomas
8 with a gun?
9 MR. BRANCH: Yeah.
10 MS. BRIDENSTINE: What kind?
11 MR. BRANCH: Handguns, shotguns, all types of guns.
12 MS. BRIDENSTINE: When did you see him with a
13 shotgun?
14 MR. BRANCH: Probably a couple weeks before we went on
15 vacation.
16 MS. BRIDENSTINE: Where did you see him?
17 MR. BRANCH: At his grandma's house in Margrettsville.
18 MS. BRIDENSTINE: Where did he get that gun?
19 MR. BRANCH: I think he broke in somebody house and
20 stole it.
21 MS. BRIDENSTINE: Whose house?
22 MR. BRANCH: One of my friends or something, I think. I
23 think it was my friend Courtney Kelk.
24 MS. BRIDENSTINE: Who?
25 MR. BRANCH: Cory Kelk.

1 MS. BRIDENSTINE: Cory?
2 MR. BRANCH: Yeah. Kelk, K-e-l-k.
3 MS. BRIDENSTINE: So C-o-r-e-y-K-e-l-k?
4 MR. BRANCH: It's actually Courtney, but we call --
5 MS. BRIDENSTINE: Oh, Courtney.
6 MR. BRANCH: Yeah. We actually call her Cory. It's
7 Courtney though. Kelk, K-e-l-k.
8 MS. BRIDENSTINE: What did that shotgun look like?
9 MR. BRANCH: It was brown and black.
10 MS. BRIDENSTINE: Was it a double barrel, single barrel?
11 MR. BRANCH: Single barrel.
12 MS. BRIDENSTINE: Do you remember anything else
13 about it?
14 MR. BRANCH: No. I just remember he sawed it off when
15 he got it. That's all I know about it.
16 MS. BRIDENSTINE: He sawed it off?
17 MR. BRANCH: Yeah.
18 MS. BRIDENSTINE: Do you know how short?
19 MR. BRANCH: Not really. I don't recall. I know it wasn't
20 that big though.
21 MS. BRIDENSTINE: Did you see it sawed off?
22 MR. BRANCH: Yes.
23 MS. BRIDENSTINE: Did you ever see him with any other
24 shotguns or handguns?
25 MR. BRANCH: Yeah.

1 MS. BRIDENSTINE: Did Jamal Thomas have a house
2 where he stashed guns?
3 MR. BRANCH: Yeah. His grandma house.
4 MS. BRIDENSTINE: Where did she live?
5 MR. BRANCH: In Margrettsville.
6 MS. BRIDENSTINE: Did you ever know him to ever store
7 any guns at an abandoned house?
8 MR. BRANCH: No.
9 MS. BRIDENSTINE: Did you ever see him with any other
10 shotguns other than the sawed off one you saw him with?
11 MR. BRANCH: Yeah. He used to have a lot of guns.
12 MS. BRIDENSTINE: Why did Jamal Thomas have a lot of
13 guns?
14 MR. BRANCH: Because his family dealt with them.
15 MS. BRIDENSTINE: Do you remember what any of the
16 other shotguns you saw him with looked like?
17 MR. BRANCH: Like regular shotguns, 12 gauges.
18 MS. BRIDENSTINE: Did you ever see any of the
19 ammunition for those shotguns?
20 MR. BRANCH: Yeah.
21 MS. BRIDENSTINE: What did that look like?
22 MR. BRANCH: Regular Remington bullets.
23 MS. BRIDENSTINE: Did Antonio Freeman have a gun
24 back then?
25 MR. BRANCH: YaYo probably did.

1 MS. BRIDENSTINE: Did you ever see it?
2 MR. BRANCH: Yeah. I think YaYo had a handgun.
3 MS. BRIDENSTINE: Did you ever see him with a shotgun?
4 MR. BRANCH: Nah.
5 MS. BRIDENSTINE: What about Karon Moses, did he
6 have a gun?
7 MR. BRANCH: Not to my knowledge. No.
8 MS. BRIDENSTINE: Did Rasheed Alston have a gun?
9 MR. BRANCH: Yeah. Sheed had a couple. (Chuckles.)
10 MS. BRIDENSTINE: What kind of guns did he have?
11 MR. BRANCH: Shotguns and handguns.
12 MS. BRIDENSTINE: And what did the shotguns look like?
13 MR. BRANCH: They looked like regular 12 gauges. Like
14 single shots, automatics.
15 MS. BRIDENSTINE: Did you ever see ammunition for
16 those guns?
17 MR. BRANCH: Of course.
18 MS. BRIDENSTINE: What did it look like?
19 MR. BRANCH: They looked like red and green bullets.
20 MS. BRIDENSTINE: And did you ever hear anything about
21 where the shotgun that was used in this crime came from?
22 MR. BRANCH: Not right offhand I didn't. But I heard
23 there was one used. But I ain't never heard exactly who it came from.
24 MS. BRIDENSTINE: What did you hear about what was
25 used?

1 MR. BRANCH: I heard a 12 gauge was used to sodomize
2 somebody or something like that.
3 MS. BRIDENSTINE: Who did you hear that from?
4 MR. BRANCH: I hear that from Rasheed Alston.
5 MS. BRIDENSTINE: Do you know if the shotgun used in
6 this crime came from Rasheed?
7 MR. BRANCH: I couldn't recall. I don't -- I wouldn't -- I
8 hope -- would hope not. But ain't no telling.
9 MS. BRIDENSTINE: All right. I'm going to move now to
10 when you spoke to the police. And I have a handwritten statement that looks
11 like it's been signed by you and witnessed by Burnette. My understanding is
12 that --
13 MR. BRANCH: The last thing I'm going to tell you, if
14 Ms. Burnette sign anything or gave anybody anything to sign, she has
15 manipulated and put it in her words. But you go ahead and read it though.
16 MS. BRIDENSTINE: Okay. I was going to read it to you. I
17 think it's in her handwriting.
18 MR. BRANCH: Exactly. So that -- that should let you
19 know. Anything that this woman touches is bad. So before you go ahead and
20 tell me what you're going to tell me, I'm going to let you know, she is a bad
21 person. So go ahead and say what you're going to say, please.
22 MS. BRIDENSTINE: No. I want to ask you about that.
23 Why do you say that about --
24 MR. BRANCH: Because this woman doesn't like my mom.
25 And she held a grudge --

1 MS. BRIDENSTINE: What --
2 MR. BRANCH: She's held a grudge on my mom since they
3 were teenagers, since they were kids.
4 MS. BRIDENSTINE: Are they similar ages?
5 MR. BRANCH: Yes. They went to school together. That's
6 what I'm telling you. They've been rivals --
7 MS. BRIDENSTINE: What's the grudge about?
8 MR. BRANCH: They've been rivals since high school. I
9 never actually exactly found out, my mom never told me. All I know, she was
10 messing with one of her boyfriends or something. But they never see
11 eye-to-eye on anything.
12 MS. BRIDENSTINE: Had you had any prior interactions
13 with Brenda Burnette before this case?
14 MR. BRANCH: Yes.
15 MS. BRIDENSTINE: Have you been in trouble before --
16 MR. BRANCH: No.
17 MS. BRIDENSTINE: -- where she had been one of the
18 investigating officers?
19 MR. BRANCH: Yeah. I wasn't in trouble, but I -- I've been
20 around people that was in trouble, like my dad, for instance. But she had a
21 lot of stuff to do with my dad. And when it comes to, like, domestic violence
22 and stuff like that, that's how I kind of know her, too. Because she used to
23 come to my house for my mom and my dad. So I know her. Like, she's always
24 trying to give somebody the bad end of the stick, no matter which way you
25 look at it. You know what I mean? So I know that she's not a good person.

1 She's just trying to basically make herself look like she's something that she's
2 not, pretty much.
3 MS. BRIDENSTINE: So before I read the statement to you,
4 why don't you tell me what you remember about that. Why did you -- or how
5 did you come to talk to her about this case?
6 MR. BRANCH: I don't even remember talking to her.
7 That's the crazy part. I just remember -- I just remember talking to the
8 lawyer and the DA, and that was it. I don't even remember talking to her
9 really right offhand.
10 MS. BRIDENSTINE: All right. So the statement is dated
11 October 1st, 2008. And Coatney's trial was in July of 2010.
12 MR. BRANCH: Okay.
13 MS. BRIDENSTINE: So almost two years prior. And so
14 this was probably a few --
15 MR. BRANCH: And that's why. Because -- that's why.
16 Because she probably waited two years, then came and talked to me. That's
17 probably why I don't remember. I didn't remember.
18 MS. BRIDENSTINE: Well, no. I just want to be clear.
19 Your brother, Coatney Williams, was arrested in early September of 2008.
20 And then this statement indicates that you spoke to Detective Burnette a few
21 weeks later, on October 1st, 2008.
22 MR. BRANCH: Well, she probably came and took me up for
23 questioning. That's what it was. I'm telling you -- right. Because they was
24 trying to put me in it. And I was like, no, you're not. You're not going to
25 do -- we ain't playing that.

1 MS. BRIDENSTINE: What do you mean they were trying
2 to put you in it?
3 MR. BRANCH: They was trying to get me locked up for the
4 same crime.
5 MS. BRIDENSTINE: How do you know?
6 MR. BRANCH: Because they came to my house looking for
7 me.
8 MS. BRIDENSTINE: Who came looking for you?
9 MR. BRANCH: Officer Burnette.
10 MS. BRIDENSTINE: Is this before you gave them a
11 statement or after?
12 MR. BRANCH: Yeah. It was before the statement.
13 MS. BRIDENSTINE: And when you said they wanted to
14 put you in it, are you talking about you were a suspect?
15 MR. BRANCH: Yes.
16 MS. BRIDENSTINE: Did she say that to you?
17 MR. BRANCH: No. But the way she was trying to put it
18 on, that's what she was trying to say.
19 MS. BRIDENSTINE: All right. Well, I'm going to read the
20 statement now.
21 It says, "I give Detective Burnette the following statement.
22 Me, Coatney, my mom, and my mom boyfriend, Robert Knight, left on
23 December 26th, 2007, and went to Philadelphia, PA. We came back home on
24 December 29th, 2007, and got back around 7:00 p.m. On December 26th,
25 around 4:00 p.m., I received a call on my cell phone, 578-4208, from Jamal

1 Thomas. Jamal asked me was I in Seaboard, and I told him I was in
2 Philadelphia. Jamal said then it was good that y'all, me and Coatney, had
3 already left, because he said the police was hot and was looking for somebody.
4 And he said somebody just got robbed. Jamal said he just wanted to let us
5 know. I hung up the phone.
6 When we got back on 29th of December, a couple of days
7 later, I was sitting at my friend Sheed house in the projects in Seaboard. Me,
8 my girlfriend Tiffany Brown, Sheed, and Sheed wife April, was in their living
9 room, smoking weed and watching TV when Antonio Freeman walked in the
10 front door. Antonio told me that Erel Jordan got shot. Antonio told me that it
11 was him, Karon and Mally that robbed Erel. A couple minutes later, Mally
12 came to Sheed house, and he started telling me that YaYo and Karon was
13 crazy. I told Mally that YaYo had already told him. About three or four hours
14 later Karon came to Sheed's house and I asked Karon what they get from
15 Erel. And Karon said, 'Nothing, it was a waste of time.' I think Karon and
16 Tacoma had a problem because Karon had someone to hit Tacoma in his
17 mouth at school." And then it says --
18 MR. BRANCH: Oh, I do remember that. I remember that.
19 That's fact.
20 MS. BRIDENSTINE: What do you remember?
21 MR. BRANCH: About the incident with Karon. YaYo had
22 hit him in his mouth at school. Because I remember, he had some grills in his
23 mouth. They used to wear those fake grills back in the day. And he punched
24 him in his lip, and the grill went into his lip. I remember that.
25 MS. BRIDENSTINE: All right. Before I ask you about a

1 couple things in the statement. When you went to speak to the police on
2 October 1st, 2008, did you know the exact date that the crime had occurred
3 before you went to speak to the police?
4 MR. BRANCH: No.
5 MS. BRIDENSTINE: When you spoke to the police, were
6 you certain of the exact days that you were gone on your trip to Philadelphia?
7 MR. BRANCH: I probably was. I probably -- I should have
8 been. If it was, like, right -- if it was right after it happened. I'm pretty sure
9 I'd remember.
10 MS. BRIDENSTINE: So you spoke to them about 10
11 months later.
12 MR. BRANCH: So that's what I'm saying. That woman
13 had -- it probably -- it was probably accurate. But it couldn't have been as
14 accurate as it would have been if they would have came to me, like, two weeks
15 later or a week later. You know what I'm saying? I could have gave them
16 more information. But that's how you reading that statement back to me, I
17 remember saying that stuff there that I told her, I remember saying that.
18 MS. BRIDENSTINE: Okay. So you do remember? What I
19 read from you, you remember telling Detective Burnette that?
20 MR. BRANCH: Yes. About the YaYo incident with Karon
21 at school. I mean about the Tacoma and YaYo -- Tacoma and Karon had got
22 in a fight at school. I remember that. Karon punched YaYo -- punched
23 Tacoma in his lip, and the fucking -- his grill had punched through his lip. I
24 remember that.
25 MS. BRIDENSTINE: Do you remember this conversation

1 at Rasheed's house taking place where Antonio Freeman was there and giving
2 details of the crime, and --
3 MR. BRANCH: If he was out of -- if he was out of jail.
4 Yeah, I do. If he was out of jail at that time, and he wasn't incarcerated, he
5 did tell me that then. I'm telling you. He told me everything I just said that
6 you're saying.
7 MS. BRIDENSTINE: I want to now switch to your
8 testimony. I have it printed out in front of me. And the statement that I just
9 read to you, we've already labeled that as Exhibit 36. That's your statement
10 to the police. That was October 1st, 2008.
11 MR. BRANCH: Uh-huh.
12 MS. BRIDENSTINE: And I'm just going to mark your
13 testimony as Exhibit 46 for our records.
14 MR. BRANCH: Okay.
15 MS. BRIDENSTINE: And I have a few things to go through
16 with you from your testimony. Now, you testified at your trial that -- and I'm
17 referencing page 300 of your testimony.
18 And there's a question where it says, "And do you know
19 what time of day or night you left?"
20 Answer, "I believe we left December 26th at about 6:10 in
21 the morning."
22 MR. BRANCH: Exactly. That's what I thought. Early in
23 the morning.
24 MS. BRIDENSTINE: And then, on page 303, you are
25 asked, Question, "When did you come home from Philadelphia?"

1 Answer, "December 30th."
2 Now, when you spoke to the police, you gave them the dates
3 of December 26th to December 29th, getting back at 7:00 p.m. But when you
4 testified, you said you came home on December 30th.
5 MR. BRANCH: Yeah, it probably was -- it was probably -- I
6 don't -- I don't -- I probably had the days mixed up. I had to have. Because I
7 ain't going to lie. When I was in court, they was grilling me, like, I was scared
8 to death. I didn't know what the heck was going on.
9 MS. BRIDENSTINE: Now, Robert, you had your cell phone
10 with you the entire time you were in Philadelphia?
11 MR. BRANCH: Yes.
12 MS. BRIDENSTINE: And your cell phone came back with
13 you to North Carolina?
14 MR. BRANCH: Yes.
15 MS. BRIDENSTINE: And your brother, Coatney Williams,
16 he was with you the entire time?
17 MR. BRANCH: Yes.
18 MS. BRIDENSTINE: You testified that you guys went to
19 Philadelphia in a green Mercury Mountaineer. And I'm looking at page 300 of
20 your transcript.
21 MR. BRANCH: Yeah. Because I had -- listen. Because I
22 had confused that year or the year before. That's why I had said that.
23 Because my mom had just bought a green Mercury Mountaineer. And I had it
24 confused with the year before when me and her had left, and he didn't go with
25 us. Like I had told them, I said, me and my mom, we had been up three, four

1 times -- two, three times that Coatney didn't go. So I was relating that
2 probably to the year before.
3 MS. BRIDENSTINE: You testified that the photo that you
4 took of Coatney Williams was taken on December 29th, 2007. I'm looking at
5 page 321 of your testimony. Do you remember testifying to that?
6 MR. BRANCH: I probably do. But like I said, I could have
7 had the dates confused. I could of had the dates mixed up. Because my phone
8 records keep everything. Like, that's why I wasn't really too pressed. I feel
9 like -- if you look at the date, the dates on my pictures tell you exactly what's
10 what, like, where I was at and all of that.
11 MS. BRIDENSTINE: So is it fair to say that if there is data
12 that comes along with your cell phone that indicates the time, that that would
13 be accurate?
14 MR. BRANCH: Yeah. They told me that that wouldn't be
15 accurate though.
16 MS. BRIDENSTINE: What?
17 MR. BRANCH: But it is accurate.
18 MS. BRIDENSTINE: Okay.
19 MR. BRANCH: The information that's in my phone.
20 MS. BRIDENSTINE: I'm looking at page 324 of your
21 testimony. You guys are talking about the photograph when you were saying
22 it was a photograph of Coatney Williams. The photo that you were testifying
23 about at trial, is that the same photo that I showed you in Exhibit 4 -- excuse
24 me. Yeah, Exhibit 4?
25 MR. BRANCH: Yes. With him throwing up the gang signs.

1 That's correct.
2 MS. BRIDENSTINE: All right. Now, he's wearing a jersey
3 that says the number 39 on it.
4 MR. BRANCH: Chicago Bulls. Yes.
5 MS. BRIDENSTINE: But in your testimony on page 324,
6 you are asked, Question, "And when you took that photograph, what was
7 Coatney Williams wearing?"
8 Answer, "He was wearing a 49ers throwback jersey."
9 MR. BRANCH: No. That's incorrect.
10 MS. BRIDENSTINE: So you recognize this as a Chicago
11 Bulls jersey?
12 MR. BRANCH: Yes. That's a throwback Hardwood Classic
13 Chicago Bulls that -- I don't know how baby-blue 49ers got in there anywhere.
14 MS. BRIDENSTINE: So the number 39 is for who?
15 MR. BRANCH: I don't know exactly who it is. It's a
16 Hardwood Classic jersey. I don't know exactly who it is.
17 MS. BRIDENSTINE: Okay.
18 MR. BRANCH: That jersey older than me.
19 MS. BRIDENSTINE: Where did that jersey come from?
20 MR. BRANCH: My cousin, Kevin Branch.
21 MS. BRIDENSTINE: And who did Kevin give it to?
22 MR. BRANCH: He gave it to my brother Coatney.
23 MS. BRIDENSTINE: Where did Coatney keep that jersey?
24 MR. BRANCH: In his closet. I don't know.
25 MS. BRIDENSTINE: Did anyone else ever share clothes

1 with Coatney?
2 MR. BRANCH: No. He wouldn't have --
3 MS. BRIDENSTINE: Did you wear -- sorry. Go ahead.
4 MR. BRANCH: I said, nah, he wouldn't have gave nobody
5 that jersey or nothing like that to wear. No.
6 MS. BRIDENSTINE: Did you ever share clothes with
7 Coatney?
8 MR. BRANCH: Nah. He's six foot something. I'm five
9 something, five foot something.
10 MS. BRIDENSTINE: All right. There's this exchange you
11 have on page 327. I'm just going to read it out loud to you.
12 It says, Question, "Now, when you told Ms. Burnette that on
13 December 26th -- excuse me -- December 29, 2007, got back around 7:00 p.m.,
14 did you in fact get back to North Carolina on December 29, 2007, at 7:00
15 p.m.?"
16 Answer, "No, sir."
17 Question, "Why did you tell Ms. Burnette that?"
18 Answer, "Because for the past four years, I go to
19 Philadelphia every Christmas. So when she asked me about that certain time
20 I went to Philadelphia, I had got my dates mixed up by it being 2007, and by
21 her asking me the questions in 2008 or 2009. So I couldn't say exactly the
22 exact that date and time for that certain time."
23 Question, "So is the truth of the matter that you were in
24 Philadelphia on the 29th of December, 2007, or were you in Seaboard, North
25 Carolina?"

1 Answer, "I was in Philadelphia."
2 Okay. So I've read that part to you from page 327. Do you
3 remember testifying to that?
4 MR. BRANCH: I probably do. Yeah.
5 MS. BRIDENSTINE: Is that accurate?
6 MR. BRANCH: I can't recall. Because like I told them, I
7 don't remember the exact day that it was.
8 MS. BRIDENSTINE: Do you know now what date this
9 crime took place on?
10 MR. BRANCH: I still don't know.
11 MS. BRIDENSTINE: All right. On page 333, you're talking
12 about your cell phone, and that you did not give it to the police. And I'll just
13 read out from this page.
14 It starts with Question, "Now, Mr. Branch, when you spoke
15 to Ms. Burnette, when did you give her that phone?"
16 Answer, "Which phone?"
17 Question, "That phone right there that you brought into
18 court here today."
19 Answer, "I didn't ever give it to her."
20 Question, "You didn't ever give it to her?"
21 Answer, "No, ma'am."
22 Question, "I don't remember reading about that in this
23 statement."
24 Answer, "Because I had lost the phone. I had just recently
25 found it."

1 Question, "Oh, you lost the phone. So when you said that
2 phone had been in your care and your custody for the past four years, that was
3 not the truth?"
4 Answer, "It was in my room, lost. So it was in my custody
5 because my house is in my custody."
6 Do you remember testifying to that?
7 MR. BRANCH: Yes.
8 MS. BRIDENSTINE: So is that true?
9 MR. BRANCH: Yes.
10 MS. BRIDENSTINE: So tell me about that. What
11 happened to the cell phone?
12 MR. BRANCH: I had it in a drawer with all my electronics,
13 and it was in the back of the drawer. And I thought I had lost it. I thought is
14 wasn't in my room. But when I went back and digging deep all through all my
15 stuff, I found it.
16 MS. BRIDENSTINE: When did you show that cell phone to
17 Coatney's attorney, Sam Barnes?
18 MR. BRANCH: You say when did I do what?
19 MS. BRIDENSTINE: When did you show it to Coatney's
20 attorney, Sam Barnes?
21 MR. BRANCH: When he came to my mom house.
22 MS. BRIDENSTINE: How close in time to the trial was
23 that?
24 MR. BRANCH: It was like a couple of days before court.
25 MS. BRIDENSTINE: Is that the first time you talked to

1 Mr. Barnes?
2 MR. BRANCH: Yes. Probably, yeah.
3 MS. BRIDENSTINE: All right. We are getting close to the
4 end. If you'll give me a second, I just want to make sure I'm in the right place
5 here. So why didn't you tell Detective Burnette on October 1st, 2008, the day
6 that she got the statement from you, why didn't you tell her that you had a
7 cell phone with a photo of Coatney Williams on it in Philadelphia?
8 MR. BRANCH: Because I had -- because I had lost it, and I
9 couldn't find it in my house.
10 MS. BRIDENSTINE: When did you realize there was a
11 photo of Coatney from the day of the crime on your cell phone?
12 MR. BRANCH: After I turned it on and I started going
13 through it.
14 MS. BRIDENSTINE: And when was that, approximately,
15 prior to his trial?
16 MR. BRANCH: A couple of days before I went to court,
17 like -- like, it had to have been, like, two, three weeks before I went to court,
18 four weeks before I went to court, two, three weeks or something. Because I
19 told the lawyer about the cell phone and everything. He was like, just bring it
20 to court.
21 MS. BRIDENSTINE: Did you ever talk to any other officers
22 about this case, other than Detective Burnette?
23 MR. BRANCH: Not that I can recall. No.
24 MS. BRIDENSTINE: Did anyone else in your family ever
25 speak to the police?

1 MR. BRANCH: What did you say, ma'am?
2 MS. BRIDENSTINE: Did anyone else in your family ever
3 speak to the police?
4 MR. BRANCH: Yeah. My mom probably did.
5 MS. BRIDENSTINE: Do you know if she did?
6 MR. BRANCH: Yeah. She probably did.
7 MS. BRIDENSTINE: Who did she speak to?
8 MR. BRANCH: She probably talked with Officer Burnette,
9 too. Or one of those other detectives.
10 MS. BRIDENSTINE: Do you know for a fact she spoke to
11 Officer Burnette?
12 MR. BRANCH: No, I don't.
13 MS. BRIDENSTINE: Are you aware of her ever talking to
14 the sheriff, Wardie Vincent, at the time about this case?
15 MR. BRANCH: She probably did.
16 MS. BRIDENSTINE: Do you know for a fact if she did?
17 MR. BRANCH: I'm pretty sure my mom probably did, yeah.
18 MS. BRIDENSTINE: What did your mom talk to -- with
19 sheriff about?
20 MR. BRANCH: (No response.)
21 MS. BRIDENSTINE: What did your mom talk to the sheriff
22 about?
23 MR. BRANCH: Uh, my brother's case probably. She told
24 him probably about the cell phone and everything.
25 MS. BRIDENSTINE: Did anyone in your family ever try to

1 get any evidence to support the fact that your brother was in Philadelphia
2 during the crime?
3 MR. BRANCH: You said what?
4 MS. BRIDENSTINE: Did anyone in your family ever try to
5 get any evidence to help show that your brother was in Philadelphia when the
6 crime was committed?
7 MR. BRANCH: Did they talk to anybody else?
8 MS. BRIDENSTINE: Talk to anybody else or try and get
9 anything else to show that he was in Philadelphia?
10 MR. BRANCH: Yeah. They talked to my -- they called my
11 aunts and stuff and my uncle, and that's all it was. And my aunts and them
12 even came from Philadelphia a couple times.
13 MS. BRIDENSTINE: Were you ever aware of anyone trying
14 to go to Forman Mills mall?
15 MR. BRANCH: Yeah. We went.
16 MS. BRIDENSTINE: Who?
17 MR. BRANCH: Me and my mom went. I ain't going to lie.
18 My mom sent my aunt there to get a videotape. But they said they delete
19 their footage after nine months.
20 MS. BRIDENSTINE: Your mom sent one of your aunts?
21 MR. BRANCH: Yes.
22 MS. BRIDENSTINE: Which aunt?
23 MR. BRANCH: My Aunt Ann.
24 MS. BRIDENSTINE: And you heard through Ann that they
25 didn't have it anymore?

1 MR. BRANCH: Yeah.
2 MS. BRIDENSTINE: Did your mom try to do anything
3 else?
4 MR. BRANCH: Yeah. She tried to get my aunts and them
5 to come down.
6 MS. BRIDENSTINE: Which aunts?
7 MR. BRANCH: My Aunt Penny and my Aunt Ann came
8 down.
9 MS. BRIDENSTINE: Now, did Sam Barnes ever subpoena
10 them to come to court?
11 MR. BRANCH: Yeah. And they came.
12 MS. BRIDENSTINE: Who paid for them to come down?
13 MR. BRANCH: My mom.
14 MS. BRIDENSTINE: Did your mom ever try to reach out
15 to, like, a toll booth company?
16 MR. BRANCH: Yeah, she did, I think. Because she got a
17 Easy Pass ticket.
18 MS. BRIDENSTINE: Where was that ticket?
19 MR. BRANCH: On the way to Pennsylvania, I believe.
20 MS. BRIDENSTINE: Do you know where it was?
21 MR. BRANCH: No.
22 MS. BRIDENSTINE: Or what state?
23 MR. BRANCH: I can't recall.
24 MS. BRIDENSTINE: Were you aware of Coatney ever
25 receiving anything that came out of this burglary?

1 MR. BRANCH: Nope.
2 MS. BRIDENSTINE: Anything stolen?
3 MR. BRANCH: Nope.
4 MS. BRIDENSTINE: What can you tell me about the
5 Timberland boots that Coatney had?
6 MR. BRANCH: Uh, that he probably been had them, or he
7 got them from somebody. As matter of fact, I remember. Jamal gave him
8 those ugly ass shoes.
9 MS. BRIDENSTINE: Say that again.
10 MR. BRANCH: I said Jamal gave him the ugly ass shoes.
11 After we got back, I think, or something.
12 MS. BRIDENSTINE: How do you know Jamal gave him
13 shoes?
14 MR. BRANCH: Because I remember him coming to the
15 house and pulling up with them in the back of the Honda. I remember that.
16 MS. BRIDENSTINE: Where?
17 MR. BRANCH: At my mom house.
18 MS. BRIDENSTINE: How soon after you got back from
19 Philadelphia?
20 MR. BRANCH: Probably like a couple of days later.
21 MS. BRIDENSTINE: What did Jamal tell you about the
22 shoes?
23 MR. BRANCH: He didn't say nothing about them.
24 MS. BRIDENSTINE: Were you aware of where he got
25 them?

1 MR. BRANCH: Nah, I wasn't.
2 MS. BRIDENSTINE: What did they look like?
3 MR. BRANCH: They was cream. The was butter Tim.
4 MS. BRIDENSTINE: Did you say "butter?"
5 MR. BRANCH: Butter-like. They was beige.
6 MS. BRIDENSTINE: And you said "Tim?"
7 MR. BRANCH: Timberlands. Yeah.
8 MS. BRIDENSTINE: Is that Timberland boots?
9 MR. BRANCH: Yeah.
10 MS. BRIDENSTINE: Was this a gift, or was anything
11 given in exchange for them?
12 MR. BRANCH: He just gave it -- he just let him wear them
13 or something. I don't even remember why he just give it to him. I think
14 he -- I don't know. He just gave them to him. Traded him shoes probably or
15 something.
16 MS. BRIDENSTINE: How many pairs of Timberland boots
17 did Coatney have?
18 MR. BRANCH: Shit. A couple. That's all he really wore.
19 MS. BRIDENSTINE: Did he have -- how many pairs of
20 beige or wheat-colored Timberlands did he have?
21 MR. BRANCH: One at the time -- well, he might have had
22 more than one. But me recalling. The only ones I remember him getting is
23 the ones from Jamal.
24 MS. BRIDENSTINE: Did you ever have any sort of a
25 transaction with Jamal Thomas in which clothes were given to you,

1 Timberland boots were given to Coatney, and cocaine was given to Jamal?
2 MR. BRANCH: Hell no.
3 MS. BRIDENSTINE: Were you ever present when Coatney
4 got some sort of boots from Jamal Thomas at your Aunt Susie Tyson's house?
5 MR. BRANCH: Oh. So that's where we was at. Aunt Susie
6 house. But he didn't give him no coke or nothing with the shoes. He just gave
7 him the shoes.
8 MS. BRIDENSTINE: Is this the same transaction we're
9 talking about?
10 MR. BRANCH: Uh-huh.
11 MS. BRIDENSTINE: So it did not happen at your house, it
12 happened at Aunt Susie's?
13 MR. BRANCH: Nah. That was at her -- yeah. Susie house.
14 My cousin Susie, Wally's mom out in the projects.
15 MS. BRIDENSTINE: Was anyone else there?
16 MR. BRANCH: I think Wally was there. Wally, Mally.
17 Sheed might have been round.
18 MS. BRIDENSTINE: So Mally is Jamal Thomas; right?
19 MR. BRANCH: Uh-huh.
20 MS. BRIDENSTINE: And Sheed is Rasheed Alston?
21 MR. BRANCH: Yes.
22 MS. BRIDENSTINE: And you were there?
23 MR. BRANCH: Yeah.
24 MS. BRIDENSTINE: And that's where boots were given to
25 your brother Coatney?

1 MR. BRANCH: Yeah. Yeah, I believe so. Yes.
2 MS. BRIDENSTINE: And what was your understanding of
3 where those boots came from?
4 MR. BRANCH: I guess -- I thought -- to be honest, I
5 thought they was just trading off shoes. I didn't know -- you know what I'm
6 saying? I didn't pay no attention.
7 MS. BRIDENSTINE: Did Coatney give Jamal anything?
8 MR. BRANCH: Nah.
9 MS. BRIDENSTINE: Who is Angela Williams?
10 MR. BRANCH: Angela Williams?
11 MS. BRIDENSTINE: Yeah.
12 MR. BRANCH: I have no idea off the hand.
13 MS. BRIDENSTINE: Did you ever hear of a white woman
14 who lived behind the Seaboard projects getting her house --
15 MR. BRANCH: Yeah. I know who that was. Yeah. The
16 white house. I know who you talking about. The big white house.
17 MS. BRIDENSTINE: Did you ever hear of, like a burglary
18 that involved her house happening around the time of this case?
19 MR. BRANCH: No.
20 MS. BRIDENSTINE: Or Jamal Thomas ever plan anything
21 regarding this woman's house, like a burglary or stealing a gun from her
22 house?
23 MR. BRANCH: Not right offhand. No.
24 MS. BRIDENSTINE: Did you ever hear anything about
25 Jamal Thomas asking Coatney to help go rob this woman's house on the day

1 that you guys were picked up to go to Philadelphia?
2 MR. BRANCH: Nah.
3 MS. BRIDENSTINE: What kind of interactions did you
4 have with Sam Barnes, who was Coatney Williams's attorney?
5 MR. BRANCH: He just talked to me a couple times. That
6 was it.
7 MS. BRIDENSTINE: How did Mr. Barnes find out about
8 your cell phone?
9 MR. BRANCH: I told him, like, a couple weeks before the
10 trial.
11 MS. BRIDENSTINE: When you talked to him about your
12 cell phone a couple of weeks before trial, did you have the phone records, too,
13 for that cell phone?
14 MR. BRANCH: Yeah. My mom had got the phone records.
15 I had lost the phone, but she had the phone records.
16 MS. BRIDENSTINE: Did Mr. Barnes, was he given the
17 phone records?
18 MR. BRANCH: Yes.
19 MS. BRIDENSTINE: What kind of investigation did Sam
20 Barnes do for Coatney Williams?
21 MR. BRANCH: I don't know. He didn't do nothing for real.
22 MS. BRIDENSTINE: Who did he speak to about the case in
23 your family?
24 MR. BRANCH: My aunts and my mom. That's all I know.
25 MS. BRIDENSTINE: And how soon before Coatney's trial

1 did he talk to your aunts and your mom?
2 MR. BRANCH: Probably a week before. It probably -- it
3 had been, like, months before his trial even happened that she was talking to
4 my aunts. Because my aunts was already trying to get down here to make
5 sure everything was okay with him. So he probably had been talking to them.
6 MS. BRIDENSTINE: Is there anyone else that you think
7 we should talk to who would have information on this case?
8 MR. BRANCH: I mean, besides Rasheed and them, not
9 really, that I'm aware --
10 MS. BRIDENSTINE: Did Coatney --
11 MR. BRANCH: -- know anything about that.
12 MS. BRIDENSTINE: Did Coatney Williams ever admit any
13 responsibility for this crime to you?
14 MR. BRANCH: No.
15 MS. BRIDENSTINE: Was Coatney Williams aware that
16 this crime was going to happen before it occurred?
17 MR. BRANCH: No. Go ahead.
18 MS. BRIDENSTINE: Is there anything significant in this
19 case that we have not gone over that you think we should know?
20 MR. BRANCH: No, ma'am.
21 MS. BRIDENSTINE: All right. Robert, you know, if you
22 can help me find some contact information for people, if you think you can get
23 it for me, that would be really helpful.
24 MR. BRANCH: Yeah. I can probably -- you got -- you got a
25 list? Send me a list of the people, and I try and get in contact with them.

1 MS. BRIDENSTINE: If I e-mail you a list, will you try to
2 get that back to me?
3 MR. BRANCH: Yeah. I will.
4 MS. BRIDENSTINE: So do you think you have contact for
5 Tiffany Brown?
6 MR. BRANCH: Of course. That's my son's mom.
7 MS. BRIDENSTINE: Okay.
8 MR. BRANCH: I've got her phone number. You want it?
9 MS. BRIDENSTINE: Yes, I do.
10 MR. BRANCH: Ah, shit. But, yeah, I'm on the phone. Let
11 me see the phone right quick. She just called me. 252 --
12 MS. BRIDENSTINE: Yeah.
13 MR. BRANCH: -- 308-8004.
14 MS. BRIDENSTINE: Okay. And you said Angela Knight is
15 deceased?
16 MR. BRANCH: Yes. My only aunt that's living right now is
17 Penny Taylor.
18 MS. BRIDENSTINE: Okay.
19 MR. BRANCH: That can talk to you.
20 MS. BRIDENSTINE: And do you have Penny's contact
21 information?
22 MR. BRANCH: I can't. But I can get it for you.
23 MS. BRIDENSTINE: I'll e-mail about Penny. What about
24 Lacie Claxton? You said just Facebook; right?
25 MR. BRANCH: I could find -- I've got her on my Instagram.

1 I can get her number, too. Matter of fact, hold on. I'm going to try to give you
2 this number. I'm going to just check and see if this the number. Give me one
3 second. Damn. I ain't got her number. Let me see. I could try going to my
4 iPad and see if it's on there. She gave me her number if it's still the same.
5 It's 252 --
6 MS. BRIDENSTINE: 252.
7 MR. BRANCH: -- 382 -- 252-382-7882.
8 MS. BRIDENSTINE: All right. And Rasheed, do you have
9 his phone number?
10 MR. BRANCH: Yeah. Hold on. All right. So these are the
11 two numbers I got for him. I got 252-676-6464. And then I got 252-678-8400.
12 MS. BRIDENSTINE: Okay. And do you have contact
13 information for April Smith?
14 MR. BRANCH: Not offhand. I'm going to see if I can find
15 Aunt Penny number for you, too. Try this number.
16 MS. BRIDENSTINE: Okay.
17 MR. BRANCH: 267-408-4407.
18 MS. BRIDENSTINE: Is that for Penny?
19 MR. BRANCH: Yes. I can try to get new numbers, but
20 they're not updated numbers, because I do not keep all my contacts -- I keep
21 everything in my phone.
22 MS. BRIDENSTINE: That number has not worked for us
23 yet. So if you can find another number for Penny.
24 MR. BRANCH: Yeah. I was just making sure. But that's
25 the only one I got for her. So I'll just have to ask her. I can get it. I'll try to

1 get it from her.
2 MS. BRIDENSTINE: And Cinita Long, do you have contact
3 information for her?
4 MR. BRANCH: No. That's Jamal girlfriend. Hell no. I
5 don't like her.
6 MS. BRIDENSTINE: Antwanna Lee?
7 MR. BRANCH: Nah.
8 MS. BRIDENSTINE: You said Uncle Stew is incarcerated;
9 right?
10 MR. BRANCH: Yeah.
11 MS. BRIDENSTINE: Where is he incarcerated?
12 MR. BRANCH: I have no idea. He was in, like, an old folks
13 home type of jail, because he's older. So I don't know exactly what the name
14 of that place was.
15 MS. BRIDENSTINE: And what's his full name?
16 MR. BRANCH: I have no idea. Steve Taylor, I guess. I
17 don't know. I can't tell you.
18 MS. BRIDENSTINE: Steve Taylor. All right. Jerome.
19 Would that be --
20 MR. BRANCH: Jero Taylor.
21 MS. BRIDENSTINE: Yeah.
22 MR. BRANCH: That's his whole name. I spelt that earlier
23 for you. That's the name. I can't find -- I can try to get his number.
24 MS. BRIDENSTINE: Wait. Who is Jerome? Is Jerome --
25 MR. BRANCH: Jero -- Jero is Aunt Ann's son.

1 MS. BRIDENSTINE: Yeah. Do you have Jero's --
2 MR. BRANCH: I mean, is Aunt Pat son I meant. But I
3 could get -- I could try to get that for you, too. Just got to -- I'm going to have
4 to try to look for it. Because I'm in New York now and I ain't in Philly. So --
5 MS. BRIDENSTINE: Okay. And there was another cousin.
6 Let's see. You said --
7 MR. BRANCH: Areina?
8 MS. BRIDENSTINE: -- Areina Brown.
9 MR. BRANCH: Areina. Yeah. Let me see if I've got her
10 phone number here.
11 MS. BRIDENSTINE: And Deandre.
12 MR. BRANCH: Shit. Deandre and I -- he ain't got no -- I
13 ain't got no contact numbers for them.
14 MS. BRIDENSTINE: Is he a Taylor? Deandre Taylor?
15 MR. BRANCH: Yeah. He's a Dickerson. Deandre
16 Dickerson.
17 MS. BRIDENSTINE: Dickerson. Okay. Okay. I'll send
18 you an e-mail with the people that we're looking for.
19 MR. BRANCH: I got it.
20 MS. BRIDENSTINE: Did Aunt Penny do --
21 MR. BRANCH: My aunt -- my Aunt Penny address though
22 is 5920 Rodman Street. I know that because I used to live with my Uncle
23 Dave. So it's 5920 Rodman Street. That's the house address.
24 MS. BRIDENSTINE: Robin?
25 MR. BRANCH: Rodman, R-o-d-m-a-n.

1 MS. BRIDENSTINE: Rodman. Okay. And did your Aunt
2 Penny have a female friend who was over during your trip to Philadelphia?
3 MR. BRANCH: I think so. I forgot that lady name though.
4 I don't know that lady name. I forgot her name. That was one of my -- I
5 forgot what they called her. Matter of fact, what's her name? I forgot her
6 name. But she was over there with Aunt Penny, drinking. That's her
7 drinking buddy.
8 MS. BRIDENSTINE: Drinking buddy. Okay.
9 MR. BRANCH: She can remember, too, [indecipherable]
10 soon as you said it.
11 MS. BRIDENSTINE: All right. Well, I think that covers
12 everything. If I think of any other questions, can I give you a call back?
13 MR. BRANCH: Yes, ma'am.
14 MS. BRIDENSTINE: Thank you so much, Robert. I
15 appreciate it.
16 MR. BRANCH: All right. You're welcome. You have a good
17 day.
18 MS. BRIDENSTINE: You, too. Bye.
19 (WHEREUPON, the foregoing telephone interview was
20 concluded on August 14, 2020.)
21
22
23
24
25

STATE OF NORTH CAROLINA

COUNTY OF NORTHAMPTON

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION

STATE OF NORTH CAROLINA,
Petitioner,

vs.

COATNEY WILLIAMS,
Defendant.

T R A N S C R I P T

Robert Branch
Telephone Interview

File Nos. 08 CRS 1057

08 CRS 1059

08 CRS 1065 - 1066

09 CRS 85

I, June Robinson, having been assigned to transcribe the above-captioned telephone interview from August 14, 2020, do hereby certify that said interview, pages 1 through 93, inclusive, is a true, correct and verbatim transcript of said proceeding to the best of my ability.

I further certify that I am neither counsel for, related to, nor employed by any of the parties to the action in which this proceeding was heard; and further, that I am not a relative or employee of any attorney or counsel employed by the parties thereto, and am not financially or otherwise interested in the outcome of the action.

This the 31st day of August, 2020.

June E. Robinson

June Robinson, transcriptionist
2304 Vail Avenue
Charlotte North Carolina 28207
(704)377-4372
Mailjunerobinson@gmail.com

Handout 55

Rasheed Alston Interview Transcript (08/19/2020)

Sealed by Order of the Court

Handout 56

Protus 3 9/11/2020 Report -
Photo 79

Protus 3 9/11/2020
Report - Photo 80

Protus 3 9/11/2020
Report - Photo 83

Protus 3 9/11/2020
Report - Photo 84

Protus 3 9/11/2020
Report - Photo 92

Handout 57

Google Maps 393 City Ave

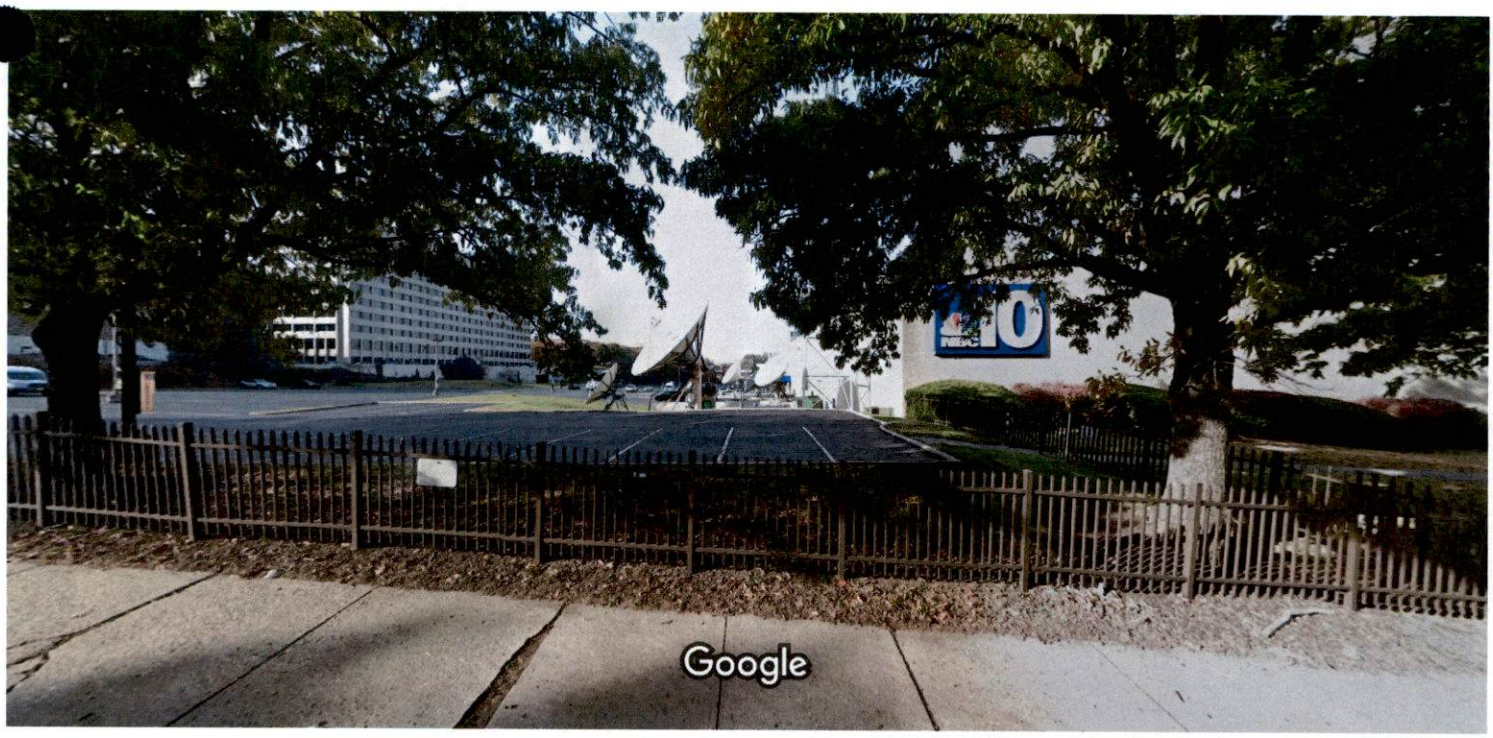
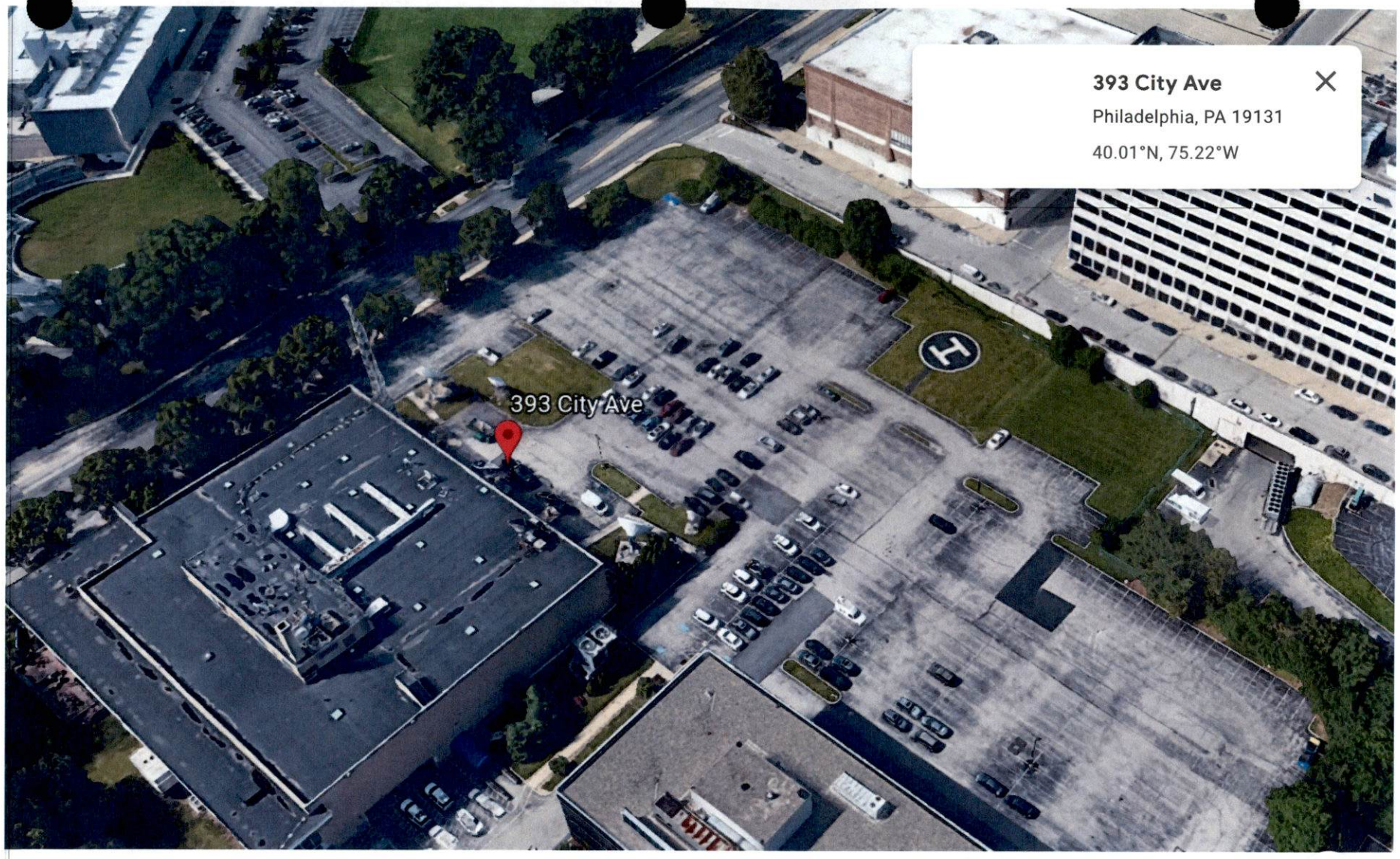


Image capture: Nov 2019 © 2020 Google

Philadelphia, Pennsylvania

Google

Street View



100%

Camera: 248 m 40°00'27"N 75°12'58"W 69 m

Google Maps 393 City Ave

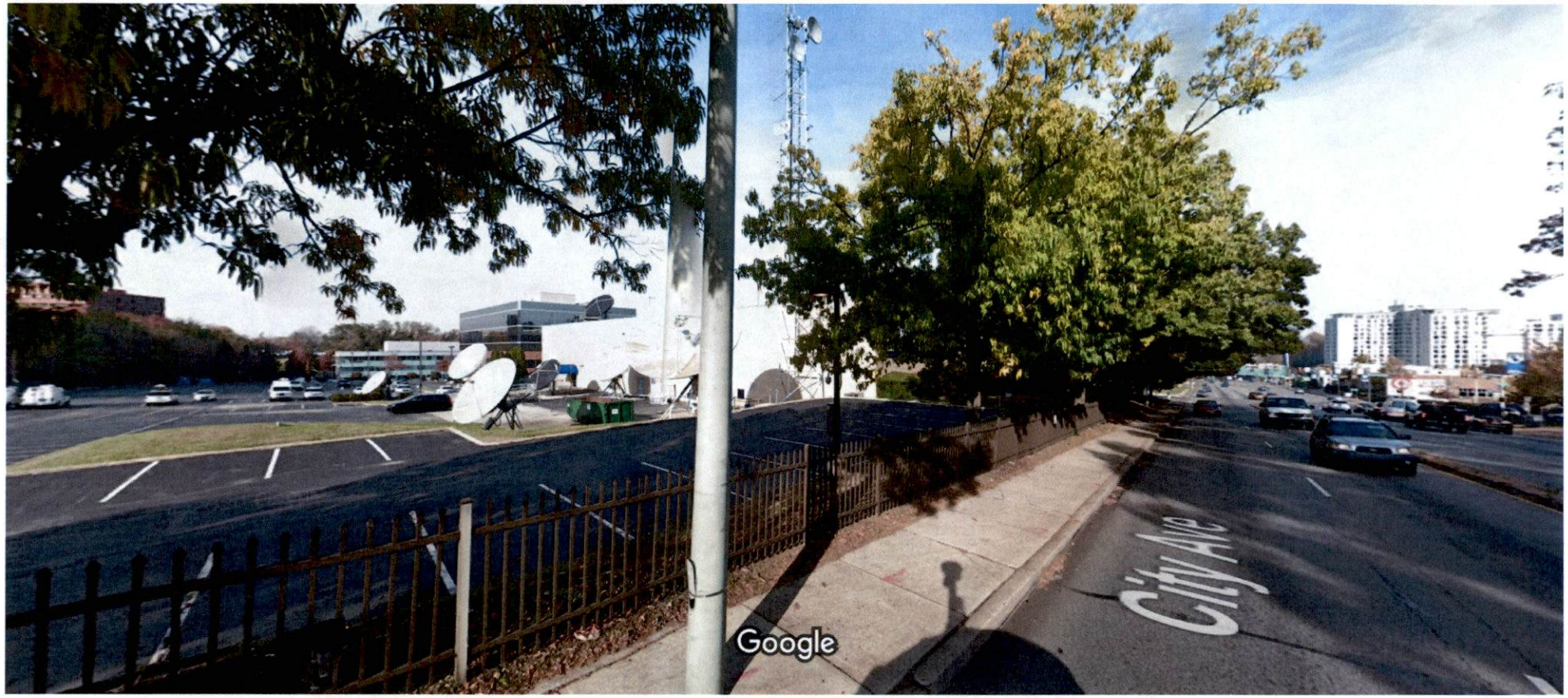


Image capture: Nov 2019 © 2020 Google

Philadelphia, Pennsylvania

Google

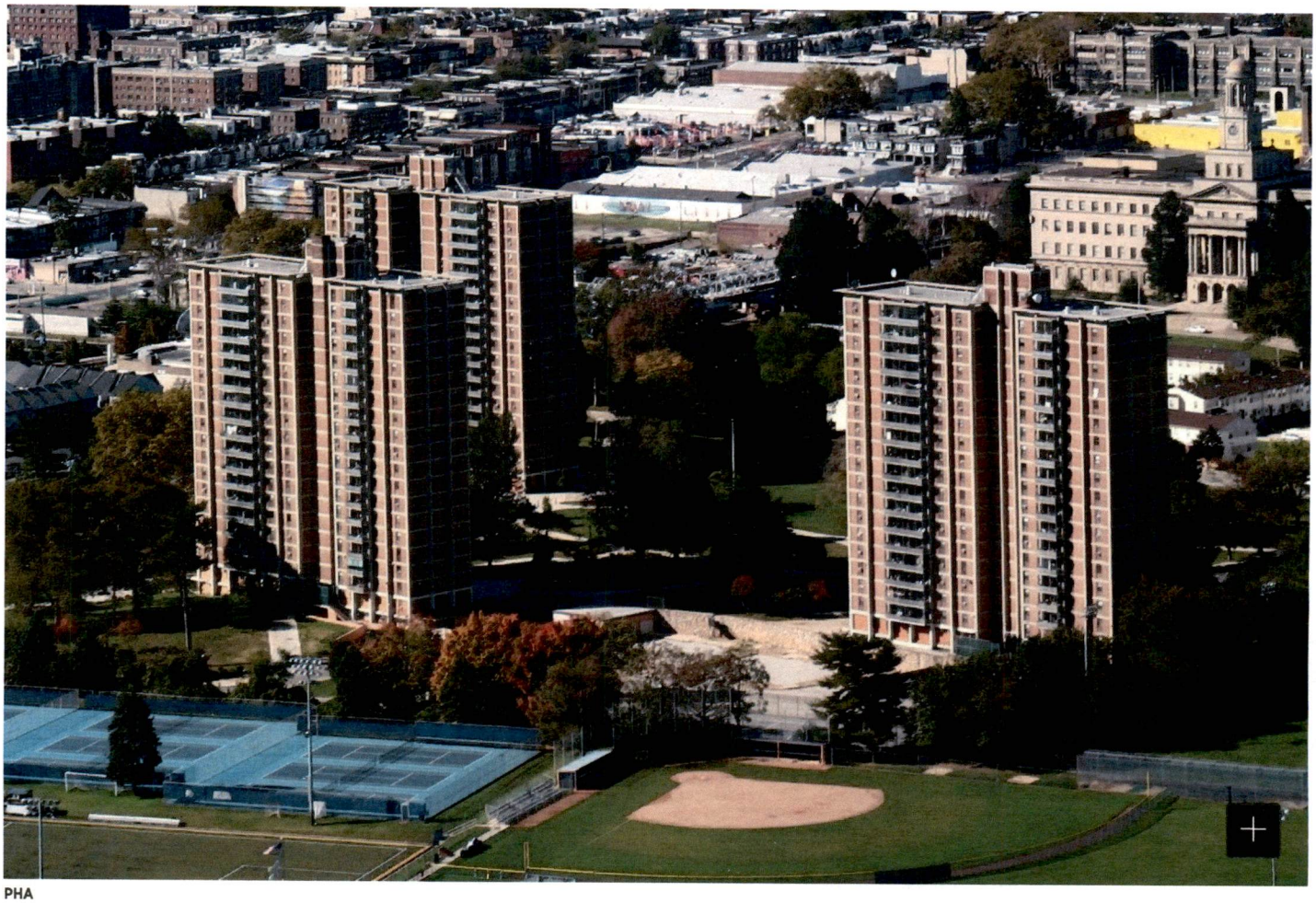
Street View

Handout 58

The Inquirer

Public housing agency to sell off West Philly towers to fund redevelopment at aging complex

by Jacob Adelman, Updated: October 11, 2019



PHA

Philadelphia plans to sell two public housing towers in West Philadelphia to help pay for the renovation of a third and for the construction of hundreds of new apartments.

The Philadelphia Housing Authority said this week that it has begun marketing the two of the three 109-unit towers that make up its 55-year-old West Park Apartments complex north of 46th and Market Streets.

RELATED STORIES

- **Officials rejected plans to turn a city-owned W. Philly site into a climbing gym, a charter school, and homes by NFL's Malcolm Jenkins**
- **Everything's bigger in Texas: Philly's top office landlord has big plans to develop in Austin**
- **Refinery shutdown could mean new life for 1,400 waterfront acres**

Up for sale are the two southernmost towers and a to-be-decided amount of land, according to a marketing brochure for the property that offers no target price for the transaction.

PHA plans to retain the northern section of the nearly 12-acre site, where it will renovate the remaining tower into senior housing and build new rowhouses and low-rise apartments to replace the units that are sold.

Residents of the to-be-sold towers will be relocated to other public housing and will have first dibs on the new and renovated West Park units when they are complete, agency spokesperson Kirk Dorn said.

The agency does not yet have a budget for the redevelopment project, which will be designed to restore the isolated complex's connection to Philadelphia's street grid, Dorn said.

The marketing brochure — prepared by Vincent Jolly of CVA Commercial Group, and Michael Kane and Les Haggett of global real estate firm CBRE — touts the complex's proximity to West Philadelphia's universities and research institutions and to new developments such as Schuylkill Yards and uCity Square.

It also highlights its location in a Qualified Opportunity Zone, through which investors in the project can get big tax breaks.

The brochure suggests that the southern towers site can be revamped into "multifamily apartments, senior housing, student housing, or a mixed-use development."

"We think taking advantage of the property's rising value to help meet our need for affordable housing is an ideal solution," PHA President and chief executive Kelvin A. Jeremiah said in a release.

Posted: October 11, 2019 - 5:00 AM
Jacob Adelman | **@jacobadelman** | **jadelman@inquirer.com**

View Comments

We Recommend

Take a road trip to Maryland for steamed crabs and fried chicken

Craig LaBan, Food Critic

As playoff drought reaches nine years, how Bryce Harper would fix the Phillies

Scott Lauber, Staff Writer

What does in-person school look like in the COVID-19 era? Here's a look inside.

Kristen A. Graham, Staff Writer

Aaron Nola's late-season struggles continued in the biggest start of his Phillies career | Extra Innings

Scott Lauber, Staff Writer

Andrew J. Norton, leader at Main Line Health, dies at 64

Bonnie L. Cook, Staff Writer

Carson Wentz vs. Jared Goff: 5 years later, who is the better quarterback?

Paul Domowitch, Staff Writer

THE INQUIRER

Subscribe

THE DAILY NEWS

Subscribe

The Philadelphia Inquirer

Handout 59

STATE OF NORTH CAROLINA
COUNTY OF ~~HERTFORD~~ Northampton

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
FILE NO(S).

STATE OF NORTH CAROLINA)
)
VS.)
)
Courtney Williams

PLEA OFFER AND ACKNOWLEDGEMENT

The undersigned prosecutor, after consultation with the victim(s) and investigating officers, has reviewed the State's evidence and makes the following offer to the defendant in exactly this form:

1ct RWDW
1ct attempted 1st deg Burglary
1ct possession of firearm by felon
1ct 2nd degree burglary
1ct felony PSG

consolidated into 2 consecutive judgments
Class D Class E

The State hereby reserves the right to withdraw this plea offer upon additional charges being filed against the defendant in any jurisdiction or upon rejection of this offer by the defendant. This plea will remain open no longer than the morning of the Plea-Ad Court. Before court begins, the plea must be filled out and signed by the defendant and his attorney and delivered to the Responsible District Attorney.

This the 10th day of January, 2006

total time exposure. 137-183 months

Assistant District Attorney

It is hereby acknowledged that the defendant's attorney has communicated the above plea offer from the State to the defendant, and the defendant:

a. _____ Accepts same; or
b. _____ Rejects same

This the _____ day of _____, 2006.

_____
Defendant

_____
Defendant's Attorney

STATE OF NORTH CAROLINA

COUNTY OF NORTHAMPTON

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
FILE NO(S).

STATE OF NORTH CAROLINA)
)
VS.) PLEA OFFER AND ACKNOWLEDGEMENT
Caatney Williams)

The undersigned prosecutor, after consultation with the victim(s) and investigating officers, has reviewed the State's evidence and makes the following offer to the defendant in exactly this form:

Defendant pleads guilty to 1 Ct. Armed Robbery, 1 ct. 1st Degree Burglary, 1 ct. of Possession of firearm by a Felon, 2nd Degree Burglary and 1 ct. felonious Possession of Stolen Goods. The Defendant will receive two active sentences of (95-123) + (95-123) to run consecutively with the NCDOC for a total of 190-246 mths.

The State hereby reserves the right to withdraw this plea offer upon additional charges being filed against the defendant in any jurisdiction or upon rejection of this offer by the defendant. This plea will remain open no longer than the morning of the Plea-Ad Court. Before court begins, the plea must be filled out and signed by the defendant and his attorney and delivered to the Responsible District Attorney.

This the 8 day of July, 2010.

District Attorney

It is hereby acknowledged that the defendant's attorney has communicated the above plea offer from the State to the defendant, and the defendant:

a. _____ Accepts same; or
b. _____ Rejects same

This the _____ day of _____, 2010.

Defendant

Defendant's Attorney

Handout 60

STATE OF NORTH CAROLINA

File No. 09 CRS 87, 08 CRS 57056

Northampton County

In The General Court Of Justice
☐ District ☒ Superior Court Division

STATE VERSUS

Name Of Defendant: JAMAL ANDRE THOMAS

DOB	Age	Highest Level Of Education Completed
5/18/1989	21	9th

TRANSCRIPT OF PLEA

G.S. 15A-1022, 15A-1022.1

NOTE: *Use this section ONLY when the Court is rejecting the plea arrangement.*

☐ The plea arrangement set forth within this transcript is hereby rejected and the clerk shall place this form in the case file. *(Applies to plea arrangements disclosed on or after December 1, 2009.)*

Date	Name Of Presiding Judge (Type Or Print)	Signature Of Presiding Judge

The undersigned judge, having addressed the defendant personally in open court, finds that the defendant (1) was duly sworn or affirmed, (2) entered a plea of ☒ guilty ☐ guilty pursuant to *Alford* decision ☐ no contest, and (3) offered the following answers to the questions set out below:

	Answers
1. Are you able to hear and understand me?	(1) YES
2. Do you understand that you have the right to remain silent and that any statement you make may be used against you?	(2) YES
3. At what grade level can you read and write?	(3) 9th
4: (a). Are you now under the influence of alcohol, drugs, narcotics, medicines, pills, or any other substances?	(4a) No
(b). When was the last time you used or consumed any such substance?	(4b) 3 yrs Ago
5. Have the charges been explained to you by your lawyer, and do you understand the nature of the charges, and do you understand every element of each charge?	(5) YES
6. (a). Have you and your lawyer discussed the possible defenses, if any, to the charges?	(6a) YES
(b). Are you satisfied with your lawyer's legal services?	(6b) YES
7. (a). Do you understand that you have the right to plead not guilty and be tried by a jury?	(7a) YES
(b). Do you understand that at such trial you have the right to confront and to cross examine witnesses against you?	(7b) YES
(c). Do you understand that at a jury trial you have the right to have a jury determine the existence of any aggravating factors that may apply to your case *(and, if applicable, additional sentencing points not related to prior convictions)* beyond a reasonable doubt?	(7c) YES
(d). Do you understand that by your plea(s) you give up these and other valuable constitutional rights to a jury trial *(and, if applicable, rights related to sentencing)*?	(7d) YES
8. Do you understand that, if you are not a citizen of the United States of America, your plea(s) of guilty or no contest may result in your deportation from this country, your exclusion from admission to this country, or the denial of your naturalization under federal law?	(8) N/A
☐ 9. Do you understand that upon conviction of a felony you may forfeit any State licensing privileges you have in the event that you refuse probation or that your probation is revoked?	(9) YES
10. Do you understand that following a plea of guilty or no contest there are limitations on your right to appeal?	(10) YES
11. Do you understand that your plea of guilty may impact how long biological evidence related to your case (for example, blood, hair, skin tissue) will be preserved?	(11) YES

12. Do you understand that you are pleading ☒ guilty ☐ no contest to the charges shown below? (12) YES
(Describe charges, total maximum punishments, and applicable mandatory minimums for those charges.)

PLEAS

✓	Plea*	File Number	Count No.(s)	Offense(s)	Date Of Offense	G.S. No.	F/M	CL.	‡Pun. CL.	Maximum Punishment
	G	09CRS 87	1	Robbery with A. Dangerous Weapon	12/29/07	14-87	F		D	229
	G	08CRS 51056	1	First Degree Burglary	12/29/07	14-51	F		D	229

☐ See attached AOC-CR-300A, for additional charges.

*G = Guilty
NC = No Contest

TOTAL MAXIMUM PUNISHMENT ▶ 458 mos

MANDATORY MINIMUM FINES & SENTENCES *(if any)* ▶ 76 mos

✓ **NOTE TO CLERK:** If this column is checked this is an added offense or reduced charge.

‡ **NOTE:** *Enter punishment class if different from underlying offense class (punishment class represents a status or enhancement).*

13. Do you now personally plead ☒ guilty ☐ no contest to the charges I just described? (13) YES

14. ☒ (a) Are you in fact guilty? (14a) YES
☐ (b) *(no contest plea)* Do you understand that, upon your plea of no contest, you will be treated as being guilty whether or not you admit that you are in fact guilty? (14b) _____
☐ (c) *(Alford guilty plea)*
(1) Do you now consider it to be in your best interest to plead guilty to the charges I just described? (14c1) _____
(2) Do you understand that, upon your "*Alford* guilty plea," you will be treated as being guilty whether or not you admit that you are in fact guilty? (14c2) _____

☐ 15. *(Use if aggravating factors are listed below)* Have you admitted the existence of the aggravating factors shown below, have you agreed that there is evidence to support these factors beyond a reasonable doubt, have you agreed that the Court may accept your admission to these factors, and do you ☐ understand that you are waiving any notice requirement that the State may have with regard to these aggravating factors ☐ agree that the State has provided you with appropriate notice about these aggravating factors? *(If so, review the aggravating factors with the defendant.)* (15) _____

☐ 16. *(Use if sentencing points are listed below)* Have you admitted the existence of the sentencing points not related to prior convictions shown below, have you agreed that there is evidence to support these points beyond a reasonable doubt, have you agreed that the Court may accept your admission to these points, and do you ☐ understand that you are waiving any notice requirement that the State may have with regard to these sentencing points ☐ agree that the State has provided you with appropriate notice about these sentencing points? *(If so, review the sentencing points with the defendant.)* (16) _____

17. Do you understand that you also have the right during a sentencing hearing to prove to the Court the existence of any mitigating factors that may apply to your case? (17) YES

18. Do you understand that the courts have approved the practice of plea arrangements and you can discuss your plea arrangement with me without fearing my disapproval? (18) YES

STATE VERSUS	File No. 09CRS 87, 08CRS 51056
Name Of Defendant: JAMAL ANDRE THOMAS	

19. Have you agreed to plead ☒ guilty ☐ no contest as part of a plea arrangement? *(If so, review the terms of the plea arrangement as listed in No. 20 below with the defendant.)* (19) YES
20. The prosecutor, your lawyer and you have informed the Court that these are all the terms and conditions of your plea:

PLEA ARRANGEMENT

upon the defendants' plea of guilty to 1 count of Robbery with a Dangerous Weapon and 1 count of First Degree Burglary, the state will dismiss remaining charges. Plea is contingent upon the defendants truthful testimony against any and all co defendants if called to testify. Sentencing is continued until all trials of co-defendants are completed

☑ The State dismisses the charge(s) set out on Page Two, Side Two, of this transcript.

☐ The defendant stipulates to restitution to the party(ies) in the amounts set out on "Restitution Worksheet, Notice And Order (Initial Sentencing)" (AOC-CR-611).

21. Is the plea arrangement as set forth within this transcript and as I have just described it to you correct as being your full plea arrangement? (21) YES
22. Do you now personally accept this arrangement? (22) YES
23. *(Other than the plea arrangement between you and the prosecutor)* has anyone promised you anything or threatened you in any way to cause you to enter this plea against your wishes? (23) No
24. Do you enter this plea of your own free will, fully understanding what you are doing? (24) YES
25. Do you agree that there are facts to support your plea ☐ and admission to aggravating factors ☐ and sentencing points not related to prior convictions, and do you consent to the Court hearing a summary of the evidence? (25) YES
26. Do you have any questions about what has just been said to you or about anything else connected to your case? (26) No

ACKNOWLEDGEMENT BY DEFENDANT

I have read or have heard all of these questions and understand them. The answers shown are the ones I gave in open court and they are true and accurate. No one has told me to give false answers in order to have the Court accept my plea in this case. The terms and conditions of the plea as stated within this transcript, if any, are accurate.

SWORN/AFFIRMED AND SUBSCRIBED TO BEFORE ME		Date 6/29/10
Date 6/29/10	Signature	Signature Of Defendant
☑ Deputy CSC ☐ Assistant CSC ☐ Clerk Of Superior Court		Name Of Defendant (Type Or Print) Ja'Mal Thomas

CERTIFICATION BY LAWYER FOR DEFENDANT

I hereby certify that the terms and conditions stated within this transcript, if any, upon which the defendant's plea was entered are correct and they are agreed to by the defendant and myself. I further certify that I have fully explained to the defendant the nature and elements of the charges to which the defendant is pleading, and the aggravating and mitigating factors and prior record points for sentencing, if any.

Date	Name Of Lawyer For Defendant (Type Or Print)	Signature Of Lawyer For Defendant
6/29/10	JAMAL M. SUMMEY	

CERTIFICATION BY PROSECUTOR

As prosecutor for this Prosecutorial District, I hereby certify that the conditions stated within this transcript, if any, are the terms and conditions agreed to by the defendant and his/her lawyer and myself for the entry of the plea by the defendant to the charges in this case.

Date	Name Of Prosecutor (Type Or Print)	Signature Of Prosecutor
6/29/10	Valerie M. Ashell	

AOC-CR-300, Page Two, Rev. 3/10

PLEA ADJUDICATION

Upon consideration of the record proper, evidence or factual presentation offered, answers of the defendant, statements of the lawyer fc the defendant, and statements of the prosecutor, the undersigned finds that:

1. There is a factual basis for the entry of the plea *(and for the admission as to aggravating factors and/or sentencing points)*;
2. The defendant is satisfied with his/her lawyer's legal services;
3. The defendant is competent to stand trial;
4. ☐ The State has provided the defendant with appropriate notice as to the aggravating factors and/or points; ☐ The defendant has waived notice as to the aggravating factors and/or points; and
5. The plea *(and admission)* is the informed choice of the defendant and is made freely, voluntarily and understandingly.

The defendant's plea *(and admission)* is hereby accepted by the Court and is ordered recorded.

Date	Name Of Presiding Judge (Type Or Print)	Signature Of Presiding Judge
6/29/10	Richard L. Doughton	

SUPERIOR COURT DISMISSALS PURSUANT TO PLEA ARRANGEMENT

File No.	Count No.(s)	Offense(s)
08CRS 51061	1	(F) LARCENY
	2	(F) POSSESS STOLEN GOODS
08CRS 51062	1	(F) AWDW I K
08CRS 51068	1	(F) LARCENY OF FIREARM
09 CRS 88	1	(F) DISCHARGE WEAPON INTO OCCUPIED PROPERTY
09 CRS 89	1	(F) ATTEMPTED MURDER

DISTRICT COURT DISMISSALS PURSUANT TO PLEA ARRANGEMENT

File No.	Count No.(s)	Offense(s)

CERTIFICATION BY PROSECUTOR

The undersigned prosecutor enters a dismissal to the above charges pursuant to a plea arrangement shown on this Transcript Of Plea

Date	Name Of Prosecutor (Type Or Print)	Signature Of Prosecutor
6/29/10	Valerie M. Ashcroft	

AOC-CR-300, Page Two, Side Two, Rev. 3/10

Handout 61

STATE OF NORTH CAROLINA

File No. 08-CRS-50176; 51055; 08-CRS-13

Northampton County

In The General Court Of Justice
☐ District ☒ Superior Court Division

STATE VERSUS

Name Of Defendant: Antonio T. Freeman

DOB	Age	Highest Level Of Education Completed
5/3/89	21	GED

TRANSCRIPT OF PLEA

G.S. 15A-1022, 15A-1022.1

NOTE: *Use this section ONLY when the Court is rejecting the plea arrangement.*

☐ The plea arrangement set forth within this transcript is hereby rejected and the clerk shall place this form in the case file. *(Applies to plea arrangements disclosed on or after December 1, 2009.)*

Date	Name Of Presiding Judge (Type Or Print)	Signature Of Presiding Judge

The undersigned judge, having addressed the defendant personally in open court, finds that the defendant (1) was duly sworn or affirmed, (2) entered a plea of ☐ guilty ☐ guilty pursuant to *Alford* decision ☐ no contest, and (3) offered the following answers to the questions set out below:

	Answers
1. Are you able to hear and understand me?	(1) Yes
2. Do you understand that you have the right to remain silent and that any statement you make may be used against you?	(2) Yes
3. At what grade level can you read and write?	(3) 10th
4. (a). Are you now under the influence of alcohol, drugs, narcotics, medicines, pills, or any other substances?	(4a) No
(b). When was the last time you used or consumed any such substance?	(4b) Aug 2008
5. Have the charges been explained to you by your lawyer, and do you understand the nature of the charges, and do you understand every element of each charge?	(5) Yes
6. (a). Have you and your lawyer discussed the possible defenses, if any, to the charges?	(6a) Yes
(b). Are you satisfied with your lawyer's legal services?	(6b) Yes
7. (a). Do you understand that you have the right to plead not guilty and be tried by a jury?	(7a) Yes
(b). Do you understand that at such trial you have the right to confront and to cross examine witnesses against you?	(7b) Yes
(c). Do you understand that at a jury trial you have the right to have a jury determine the existence of any aggravating factors that may apply to your case *(and, if applicable, additional sentencing points not related to prior convictions)* beyond a reasonable doubt?	(7c) Yes
(d). Do you understand that by your plea(s) you give up these and other valuable constitutional rights to a jury trial *(and, if applicable, rights related to sentencing)*?	(7d) Yes
8. Do you understand that, if you are not a citizen of the United States of America, your plea(s) of guilty or no contest may result in your deportation from this country, your exclusion from admission to this country, or the denial of your naturalization under federal law?	(8) Yes
☐ 9. Do you understand that upon conviction of a felony you may forfeit any State licensing privileges you have in the event that you refuse probation or that your probation is revoked?	(9) Yes
10. Do you understand that following a plea of guilty or no contest there are limitations on your right to appeal?	(10) Yes
11. Do you understand that your plea of guilty may impact how long biological evidence related to your case (for example, blood, hair, skin tissue) will be preserved?	(11) Yes

12. Do you understand that you are pleading ☒ guilty ☐ no contest to the charges shown below? (12) Yes
(Describe charges, total maximum punishments, and applicable mandatory minimums for those charges.)

PLEAS

✓	Plea*	File Number	Count No.(s)	Offense(s)	Date Of Offense	G.S. No.	F/M	CL.	‡Pun. CL.	Maximum Punishment
	G	08-CRS-51055	1	2 Degree Sex offense	12/29/07	14-27.4	F	C		261
	G	08-CRS-51055		Burglary	12/29/07	14-51	F	D		229
	G	08-CRS-139	–	Armed Robbery	12/09/07	14-87	F	D		229

☐ See attached AOC-CR-300A, for additional charges.

*G = Guilty
NC = No Contest

TOTAL MAXIMUM PUNISHMENT 719 mos

MANDATORY MINIMUM FINES & SENTENCES *(if any)*

✓ **NOTE TO CLERK:** If this column is checked this is an added offense or reduced charge.

‡ **NOTE:** *Enter punishment class if different from underlying offense class (punishment class represents a status or enhancement).*

13. Do you now personally plead ☒ guilty ☐ no contest to the charges I just described? (13) Yes
14. ☒ (a) Are you in fact guilty? (14a) Yes
☐ (b) *(no contest plea)* Do you understand that, upon your plea of no contest, you will be treated as being guilty whether or not you admit that you are in fact guilty? (14b) _____
☐ (c) *(Alford guilty plea)*
(1) Do you now consider it to be in your best interest to plead guilty to the charges I just described? (14c1) _____
(2) Do you understand that, upon your "*Alford* guilty plea," you will be treated as being guilty whether or not you admit that you are in fact guilty? (14c2) _____

☐ 15. *(Use if aggravating factors are listed below)* Have you admitted the existence of the aggravating factors shown below, have you agreed that there is evidence to support these factors beyond a reasonable doubt, have you agreed that the Court may accept your admission to these factors, and do you ☐ understand that you are waiving any notice requirement that the State may have with regard to these aggravating factors ☐ agree that the State has provided you with appropriate notice about these aggravating factors? *(If so, review the aggravating factors with the defendant.)* (15) N/A

☐ 16. *(Use if sentencing points are listed below)* Have you admitted the existence of the sentencing points not related to prior convictions shown below, have you agreed that there is evidence to support these points beyond a reasonable doubt, have you agreed that the Court may accept your admission to these points, and do you ☐ understand that you are waiving any notice requirement that the State may have with regard to these sentencing points ☐ agree that the State has provided you with appropriate notice about these sentencing points? *(If so, review the sentencing points with the defendant.)* (16) N/A

17. Do you understand that you also have the right during a sentencing hearing to prove to the Court the existence of any mitigating factors that may apply to your case? (17) Yes
18. Do you understand that the courts have approved the practice of plea arrangements and you can discuss your plea arrangement with me without fearing my disapproval? (18) Yes

STATE VERSUS	File No.
Name Of Defendant	

19. Have you agreed to plead ☒ guilty ☐ no contest as part of a plea arrangement? *(If so, review the terms of the plea arrangement as listed in No. 20 below with the defendant.)* (19) Yes

20. The prosecutor, your lawyer and you have informed the Court that these are all the terms and conditions of your plea:

PLEA ARRANGEMENT

Upon defendant's plea to these three charges, other listed charges will be dismissed. Defendant agrees to testify truthfully against any and all co-defendants in this case. Sentence will be in the discretion of the Court. Sentencing will be continued until the last co-defendant pleads or is tried.

☐ The State dismisses the charge(s) set out on Page Two, Side Two, of this transcript.

☐ The defendant stipulates to restitution to the party(ies) in the amounts set out on "Restitution Worksheet, Notice And Order (Initial Sentencing)" (AOC-CR-611).

21. Is the plea arrangement as set forth within this transcript and as I have just described it to you correct as being your full plea arrangement? (21) Yes

22. Do you now personally accept this arrangement? (22) Yes

23. *(Other than the plea arrangement between you and the prosecutor)* has anyone promised you anything or threatened you in any way to cause you to enter this plea against your wishes? (23) No

24. Do you enter this plea of your own free will, fully understanding what you are doing? (24) Yes

25. Do you agree that there are facts to support your plea ☐ and admission to aggravating factors ☐ and sentencing points not related to prior convictions, and do you consent to the Court hearing a summary of the evidence? (25) Yes

26. Do you have any questions about what has just been said to you or about anything else connected to your case? (26) NO

ACKNOWLEDGEMENT BY DEFENDANT

I have read or have heard all of these questions and understand them. The answers shown are the ones I gave in open court and they are true and accurate. No one has told me to give false answers in order to have the Court accept my plea in this case. The terms and conditions of the plea as stated within this transcript, if any, are accurate.

SWORN/AFFIRMED AND SUBSCRIBED TO BEFORE ME		Date July 12, 2010
Date 7/12/10	Signature	Signature Of Defendant Antonio T Freeman
☒ Deputy CSC ☐ Assistant CSC ☐ Clerk Of Superior Court		Name Of Defendant (Type Or Print) Antonio T. Freeman

CERTIFICATION BY LAWYER FOR DEFENDANT

I hereby certify that the terms and conditions stated within this transcript, if any, upon which the defendant's plea was entered are correct and they are agreed to by the defendant and myself. I further certify that I have fully explained to the defendant the nature and elements of the charges to which the defendant is pleading, and the aggravating and mitigating factors and prior record points for sentencing, if any.

Date	Name Of Lawyer For Defendant (Type Or Print)	Signature Of Lawyer For Defendant
7/12/10	A. Jackson Warmack, Jr	

CERTIFICATION BY PROSECUTOR

As prosecutor for this Prosecutorial District, I hereby certify that the conditions stated within this transcript, if any, are the terms and conditions agreed to by the defendant and his/her lawyer and myself for the entry of the plea by the defendant to the charges in this case.

Date	Name Of Prosecutor (Type Or Print)	Signature Of Prosecutor
7-12-10	Valerie M. Ashe	

PLEA ADJUDICATION

Upon consideration of the record proper, evidence or factual presentation offered, answers of the defendant, statements of the lawyer for the defendant, and statements of the prosecutor, the undersigned finds that:

1. There is a factual basis for the entry of the plea *(and for the admission as to aggravating factors and/or sentencing points)*;
2. The defendant is satisfied with his/her lawyer's legal services;
3. The defendant is competent to stand trial;
4. ☐ The State has provided the defendant with appropriate notice as to the aggravating factors and/or points; ☐ The defendant has waived notice as to the aggravating factors and/or points; and
5. The plea *(and admission)* is the informed choice of the defendant and is made freely, voluntarily and understandingly.

The defendant's plea *(and admission)* is hereby accepted by the Court and is ordered recorded.

Date	Name Of Presiding Judge (Type Or Print)	Signature Of Presiding Judge
7/12/10	Alma L. Hinton	

SUPERIOR COURT DISMISSALS PURSUANT TO PLEA ARRANGEMENT

File No.	Count No.(s)	Offense(s)
08-CRS-51153	1	B & E Motor Vehicle
08-CRS-51154	1	Larceny
~~08-CRS-50912~~		
08-CRS-51059	1	Larceny
08-CRS-51064	1	AWDW Intent to Kill
08-CRS-51067	1	Larceny of a Firearm
08-CRS-51074	1	Attempted Murder
08-CRS-51075	1	1st Degree Sex Offense
08-CRS-50076	1	Attpt 1st Degree Rape
09-CRS-140	1	Discharge Weapon into Occupied Property

DISTRICT COURT DISMISSALS PURSUANT TO PLEA ARRANGEMENT

File No.	Count No.(s)	Offense(s)

CERTIFICATION BY PROSECUTOR

The undersigned prosecutor enters a dismissal to the above charges pursuant to a plea arrangement shown on this Transcript Of Plea.

Date	Name Of Prosecutor (Type Or Print)	Signature Of Prosecutor
7-12-10	Val M	

Handout 62

STATE OF NORTH CAROLINA
Wethompson County

File No. 68 CRS 51045; 09CCS 81
09 CRS 82

In The General Court Of Justice
☐ District ☐ Superior Court Division

STATE VERSUS

Name Of Defendant: Karon Rashawn Moses

DOB: 8/25/90 | Age: 19 | Highest Level Of Education Completed: 11th

TRANSCRIPT OF PLEA

G.S. 15A-1022, 15A-1022.1

NOTE: *Use this section ONLY when the Court is rejecting the plea arrangement.*

☐ The plea arrangement set forth within this transcript is hereby rejected and the clerk shall place this form in the case file. *(Applies to plea arrangements disclosed on or after December 1, 2009.)*

Date	Name Of Presiding Judge (Type Or Print)	Signature Of Presiding Judge

The undersigned judge, having addressed the defendant personally in open court, finds that the defendant (1) was duly sworn or affirmed, (2) entered a plea of ☑ guilty ☐ guilty pursuant to *Alford* decision ☐ no contest, and (3) offered the following answers to the questions set out below:

	Answers
1. Are you able to hear and understand me?	(1) yes
2. Do you understand that you have the right to remain silent and that any statement you make may be used against you?	(2) yes
3. At what grade level can you read and write?	(3) 11th
4. (a). Are you now under the influence of alcohol, drugs, narcotics, medicines, pills, or any other substances?	(4a) No
(b). When was the last time you used or consumed any such substance?	(4b) 2 years ago
5. Have the charges been explained to you by your lawyer, and do you understand the nature of the charges, and do you understand every element of each charge?	(5) yes
6. (a). Have you and your lawyer discussed the possible defenses, if any, to the charges?	(6a) yes
(b). Are you satisfied with your lawyer's legal services?	(6b) yes
7. (a). Do you understand that you have the right to plead not guilty and be tried by a jury?	(7a) yes
(b). Do you understand that at such trial you have the right to confront and to cross examine witnesses against you?	(7b) yes
(c). Do you understand that at a jury trial you have the right to have a jury determine the existence of any aggravating factors that may apply to your case *(and, if applicable, additional sentencing points not related to prior convictions)* beyond a reasonable doubt?	(7c) yes
(d). Do you understand that by your plea(s) you give up these and other valuable constitutional rights to a jury trial *(and, if applicable, rights related to sentencing)*?	(7d) yes
8. Do you understand that, if you are not a citizen of the United States of America, your plea(s) of guilty or no contest may result in your deportation from this country, your exclusion from admission to this country, or the denial of your naturalization under federal law?	(8) N/A
☐ 9. Do you understand that upon conviction of a felony you may forfeit any State licensing privileges you have in the event that you refuse probation or that your probation is revoked?	(9) yes
10. Do you understand that following a plea of guilty or no contest there are limitations on your right to appeal?	(10) yes
11. Do you understand that your plea of guilty may impact how long biological evidence related to your case (for example, blood, hair, skin tissue) will be preserved?	(11) yes

(Over)

12. Do you understand that you are [illegible]ding ☐ guilty ☑ no contest to the charge[illegible] [illegible]nown below? (12) yes

(Describe charges, total maximum punishments, and applicable mandatory minimums for those charges.)

PLEAS

✓	Plea*	File Number	Count No.(s)	Offense(s)	Date Of Offense	G.S. No.	F/M	CL.	‡Pun. CL.	Maximum Punishment
✓	G	09CR581	1	First Degree Robbery w/ Dangerous Weapon	7/29/09	14-87	F	D	2	229
✓	G	08CRS51054	1	First Degree Burglary	7/29/09	14-51	F	D	2	229
✓	G	09CRS082	1	Assault w/ Deadly Weapon w/ Intent to Kill	7/29/09	14-32	F	E	2	98

☐ See attached AOC-CR-300A, for additional charges.

*G = Guilty
NC = No Contest

TOTAL MAXIMUM PUNISHMENT ▶ 336 ~~[illegible]~~

MANDATORY MINIMUM FINES & SENTENCES *(if any)* ▶ 258 ~~[illegible]~~

✓ **NOTE TO CLERK:** If this column is checked this is an added offense or reduced charge.

‡ **NOTE:** *Enter punishment class if different from underlying offense class (punishment class represents a status or enhancement).*

13. Do you now personally plead ☐ guilty ☑ no contest to the charges I just described? (13) yes

14. ☐ (a) Are you in fact guilty? (14a) N/A

☐ (b) *(no contest plea)* Do you understand that, upon your plea of no contest, you will be treated as being guilty whether or not you admit that you are in fact guilty? (14b) yes

☐ (c) *(Alford guilty plea)*

(1) Do you now consider it to be in your best interest to plead guilty to the charges I just described? (14c1) N/A

(2) Do you understand that, upon your "*Alford* guilty plea," you will be treated as being guilty whether or not you admit that you are in fact guilty? (14c2) N/A

☐ 15. *(Use if aggravating factors are listed below)* Have you admitted the existence of the aggravating factors shown below, have you agreed that there is evidence to support these factors beyond a reasonable doubt, have you agreed that the Court may accept your admission to these factors, and do you ☐ understand that you are waiving any notice requirement that the State may have with regard to these aggravating factors ☐ agree that the State has provided you with appropriate notice about these aggravating factors? *(If so, review the aggravating factors with the defendant.)* (15) N/A

☐ 16. *(Use if sentencing points are listed below)* Have you admitted the existence of the sentencing points not related to prior convictions shown below, have you agreed that there is evidence to support these points beyond a reasonable doubt, have you agreed that the Court may accept your admission to these points, and do you ☐ understand that you are waiving any notice requirement that the State may have with regard to these sentencing points ☐ agree that the State has provided you with appropriate notice about these sentencing points? *(If so, review the sentencing points with the defendant.)* (16) N/A

17. Do you understand that you also have the right during a sentencing hearing to prove to the Court the existence of any mitigating factors that may apply to your case? (17) yes

18. Do you understand that the courts have approved the practice of plea arrangements and you can discuss your plea arrangement with me without fearing my disapproval? (18) yes

09CR581 & 582

STATE VERSUS

File No. 09CR51045 & ~~09CR581~~ 582

Name Of Defendant: Rashawn Rashawn Moses

19. Have you agreed to plead ☐ guilty ☒ no contest as part of a plea arrangement? *(If so, review the terms of the plea arrangement as listed in No. 20 below with the defendant.)* (19) yes

20. The prosecutor, your lawyer and you have informed the Court that these are all the terms and conditions of your plea:

PLEA ARRANGEMENT

Defendant will ~~enter~~ ENTER pleas of guilty to one Count of Armed Robbery, One Count of First Degree Burglary And one Count of Assault with a deadly Weapon with intent to kill. Defendant will testifi truthfully against And And all Co-Defendants. Sentencing will be continued until trial of All Co-Defendants. All other charges to be dismissed

☐ The State dismisses the charge(s) set out on Page Two, Side Two, of this transcript.

☐ The defendant stipulates to restitution to the party(ies) in the amounts set out on "Restitution Worksheet, Notice And Order (Initial Sentencing)" (AOC-CR-611).

21. Is the plea arrangement as set forth within this transcript and as I have just described it to you correct as being your full plea arrangement? (21) yes

22. Do you now personally accept this arrangement? (22) yes

23. *(Other than the plea arrangement between you and the prosecutor)* has anyone promised you anything or threatened you in any way to cause you to enter this plea against your wishes? (23) No

24. Do you enter this plea of your own free will, fully understanding what you are doing? (24) yes

25. Do you agree that there are facts to support your plea ☐ and admission to aggravating factors ☐ and sentencing points not related to prior convictions, and do you consent to the Court hearing a summary of the evidence? (25) yes

26. Do you have any questions about what has just been said to you or about anything else connected to your case? (26) No

ACKNOWLEDGEMENT BY DEFENDANT

I have read or have heard all of these questions and understand them. The answers shown are the ones I gave in open court and they are true and accurate. No one has told me to give false answers in order to have the Court accept my plea in this case. The terms and conditions of the plea as stated within this transcript, if any, are accurate.

SWORN/AFFIRMED AND SUBSCRIBED TO BEFORE ME		Date 07/12/10
Date 7/12/10	Signature	Signature Of Defendant Raion R Moses R
☒ Deputy CSC ☐ Assistant CSC ☐ Clerk Of Superior Court		Name Of Defendant (Type Or Print) Raion Rashawn Moses

CERTIFICATION BY LAWYER FOR DEFENDANT

I hereby certify that the terms and conditions stated within this transcript, if any, upon which the defendant's plea was entered are correct and they are agreed to by the defendant and myself. I further certify that I have fully explained to the defendant the nature and elements of the charges to which the defendant is pleading, and the aggravating and mitigating factors and prior record points for sentencing, if any.

Date 07/12/10	Name Of Lawyer For Defendant (Type Or Print)	Signature Of Lawyer For Defendant

CERTIFICATION BY PROSECUTOR

As prosecutor for this Prosecutorial District, I hereby certify that the conditions stated within this transcript, if any, are the terms and conditions agreed to by the defendant and his/her lawyer and myself for the entry of the plea by the defendant to the charges in this case.

Date 7-12-10	Name Of Prosecutor (Type Or Print) Valerie M. Asbell	Signature Of Prosecutor Val M Asbell

AOC-CR-300, Page Two, Rev. 3/10

PLEA ADJUDICATION

Upon consideration of the record proper, evidence or factual presentation offered, answers of the defendant, statements of the lawyer for the defendant, and statements of the prosecutor, the undersigned finds that:

1. There is a factual basis for the entry of the plea *(and for the admission as to aggravating factors and/or sentencing points)*;
2. The defendant is satisfied with his/her lawyer's legal services;
3. The defendant is competent to stand trial;
4. ☐ The State has provided the defendant with appropriate notice as to the aggravating factors and/or points; ☐ The defendant has waived notice as to the aggravating factors and/or points; and
5. The plea *(and admission)* is the informed choice of the defendant and is made freely, voluntarily and understandingly.

The defendant's plea *(and admission)* is hereby accepted by the Court and is ordered recorded.

Date	Name Of Presiding Judge (Type Or Print)	Signature Of Presiding Judge
7/12/10	Alma Hinton	

SUPERIOR COURT DISMISSALS PURSUANT TO PLEA ARRANGEMENT

File No.	Count No.(s)	Offense(s)

DISTRICT COURT DISMISSALS PURSUANT TO PLEA ARRANGEMENT

File No.	Count No.(s)	Offense(s)

CERTIFICATION BY PROSECUTOR

The undersigned prosecutor enters a dismissal to the above charges pursuant to a plea arrangement shown on this Transcript Of Plea.

Date	Name Of Prosecutor (Type Or Print)	Signature Of Prosecutor

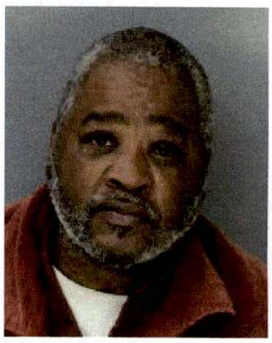
Handout 63

Inmate Details

Inmate Number: BW1518

Name	Name Type
STEW GIBSON	Also Known As
WILLIAM TAYLOR	Commit Name
WILLIAM LEE TAYLOR JR	True Name

Image



12/12/2017 9:49:26 AM

Parole Number:6113M

Age: 66

Date of Birth: 03/14/1954

Race/Ethnicity: BLACK

Height: 5' 05"

Gender: MALE

Citizenship: USA

Complexion: DARK

Current Location: LAUREL HIGHLANDS

Permanent Location: LAUREL HIGHLANDS

Committing County: PHILADELPHIA

Last Updated Time: 9/29/2020 4:00:17 AM

PRINT

CLOSE

Handout 64

North Carolina Department of Justice

North Carolina State Crime Laboratory

Raleigh

Laboratory Report

TO:	D. Beth Tanner N.C. Innocence Inquiry Commission PO Box 2448 Raleigh, NC 27602	DATE: CRIME LAB NO.: SBI FILE NO.: AGENCY FILE NO.:	September 29, 2020 R202017722 08 CRS 51057 et al, 08 CRS 1057, et. al.
LOCATION: TYPE OF CASE:	Northampton County Armed Robbery/ADW	EXAMINED BY: DATE OF OFFENSE:	Jim Trevillian December 29, 2007

SUBJECT(S): Coatney Williams Mary Davis (Victim)

ITEM(S) SUBMITTED BY CATHERINE L. MATOIAN ON SEPTEMBER 28, 2020:

Item # 1: One (1) DVD containing a photo (Your item 52)

ITEM SUBMITTED BY CATHERINE L. MATOIAN ON SEPTEMBER 28, 2020:

Item # 2: One (1) DVD containing a Photo (Your item 53)

ITEM(S) GENERATED IN THE DIGITAL EVIDENCE UNIT BY JIM TREVILLIAN:

Container # C1: One (1) CD prepared from Item(s) 1 and 2

TYPE EXAMINATION REQUESTED:

Audio/Video Analysis.

RESULTS OF EXAMINATION:

Item 1 was examined and one (1) image file was enhanced. The CD containing this image is being returned in Container C1.

Item 2 was examined and one (1) image file was enhanced. The CD containing this image is being returned in Container C1.

Due to the quality and the amount of compression of the submitted images, the examination of Item(s) 1 and 2 yielded limited results.

I, Joshua H. Stein, Attorney General of the State of North Carolina, hereby certify that the form identified as: North Carolina State Crime Laboratory, Department of Justice, Laboratory Report is a form approved by me for the purpose stated in G.S. 90-95(g) and G.S. 8-58.20 and approved by me in compliance with the said statutes.

THIS REPORT IS TO BE USED ONLY IN CONNECTION WITH AN OFFICIAL CRIMINAL INVESTIGATION.

This report contains the opinions/interpretations of the examiner(s) who issued the report. All supporting documentation generated during the examination is released with the report.

Jim Trevillian

Item(s) 1 and 2 were enhanced utilizing Adobe Photoshop.

DISPOSITION OF EVIDENCE:

The evidence will be retained for pick-up unless otherwise authorized.

End of Report

Handout 65


39

Handout 66


39