

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

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APPEAL FROM COLLETON COUNTY  
Court of General Sessions

Clifton Newman, Circuit Court Judge

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Appellate Case No. 2023-000392

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**RECEIVED**  
**Sep 18 2023**  
**SC Court of Appeals**

The State,

Respondent,

v.

Richard Alexander Murdaugh,

Appellant.

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**SUPPLEMENT TO MOTION TO SUSPEND APPEAL  
AND FOR LEAVE TO FILE MOTION FOR NEW TRIAL**

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Appellant Richard Alexander Murdaugh, pursuant to Rule 29(b) of the South Carolina Rules of Criminal Procedure, moved for leave to file a motion for a new trial based on after-discovered evidence in the Court of General Sessions, and to suspend this appeal during the pendency of the motion. Appellant offered a copy of the motion for a new trial, attached as Exhibit 1 with its own exhibits labeled Exhibit A through Exhibit L, as the memorandum in support of this motion and documents supporting facts replied upon not contained in the Record on Appeal, as required by Rule 240 of the South Carolina Rules of Appellate Procedure.

On September 12, 2023, Appellant obtained the affidavit of Timothy Stone. Mr. Stone is a resident of Georgia who has a name similar to the name of Juror #785's ex-husband. Mr. Stone was the author of the "apology" Facebook post, previously submitted as Exhibit E to Exhibit 1, which Colleton County Clerk of Court Rebecca Hill represented was evidence Juror #785 had

discussed the evidence presented at trial with her ex-husband before deliberations began. In his affidavit, Mr. Stone avers that he has never been married to Juror #785 and that he has never posted anything to the Facebook group “Walterboro Word of Mouth”. He did post what Ms. Hill identified as the “apology” post by Juror #785’s ex-husband but it was posted to his personal Facebook page and not the “Walterboro Word of Mouth” group. That post, and the now-deleted February 15, 2023, post, had nothing to do with anyone associated with this case. The post was in response to a private argument about Mr. Stone’s wife’s aunt “sticking her nose in my business.” Mr. Stone felt “terrible” about that post and deleted it and posted an apology the next day.

Appellant supplements his motion with this affidavit because he intends to file Mr. Stone’s affidavit in support of the motion for a new trial attached as Exhibit 1 to the instant motion, along with the affidavits previously filed.

Respectfully submitted,

s/ Richard A. Harpootlian  
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mfox@griffinhumphries.com

Attorneys for Richard Alexander Murdaugh

September 18, 2023  
Columbia, South Carolina.

STATE OF GEORGIA

COUNTY OF Wayne

)

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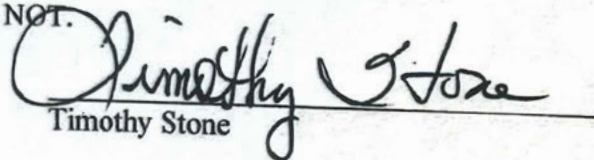
)

AFFIDAVIT OF TIMOTHY STONE

PERSONALLY appeared before me, Timothy Stone, who being first duly sworn, deposes and states as follows:

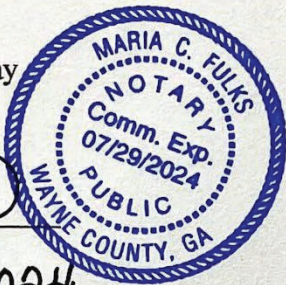
1. I am a resident of Odum, Georgia.
2. I am married to Bobbie Jo Stone (also known as Bobbi Joe Blackwell) and have been married since January 2022. I have never been married to anyone named [REDACTED]
3. I am not a member of the Facebook group Walterboro Word of Mouth and have never posted anything on this group's social media page.
4. I did not post what is contained in Exhibit A on the Facebook group Walterboro Word of Mouth. I did, however, post it on my personal Facebook page.
5. My Facebook page is [REDACTED]
6. The initial post on February 15, 2023 and the follow up post on February 16, 2023 had nothing to do with anyone associated with the State v. Murdaugh case. The February 15 post was in response to my wife's aunt "sticking her nose in my business". I felt terrible about the initial post and removed it on February 15 and on February 16 posted an apology which is still on my Facebook feed. See attached Exhibit B.
7. It appears that the post on my personal Facebook page differs slightly from that on Exhibit A in that my wife's comments as Bobbie Jo Blackwell have been deleted.

FURTHER AFFIANT SAYETH NOT.

  
Timothy Stone

September 12 2023

SWORN TO before me this 12th day  
of September, 2023



Maria C. Fulks  
Notary Public for South Carolina  
My Commission Expires: 7/29/2024

# **Exhibit A**

# Timothy's Post



Timothy Stone

February 16 at 8:35 AM · 🌐



Folks I posted a ugly post yesterday to which I have deleted and I kinda in a round about way directed it towards a certain person and I would like to apologize to everyone who read it that ugly for me to do that and yes I let Satan control me and I broke down and started drinking and when I was drunk I made that post and I'm sorry



10 comments

Like

Comment

Share

Most relevant



Amy Corey

When life gets hard you're supposed to call on God but when you're down the devil finds a way to get in and when you let him he will take control pray for you Tim because you have a beautiful granddaughter that loves you and so many more of the grandbabies that love you and you will get through this just let God help you 🙏!! I love you men and I am praying 🙏 for you hope you have a blessed day 🙏!!

Like Reply 1w



Bobbie Jo Blackwell

Why apologize for something that you really meant? You meant what you said. Apologies don't mean anything if you constantly do it.

Like Reply 1w



Timothy Stone

Bobbie Jo Blackwell I'm human I make mistakes and no I didn't mean it

Like Reply 1w



Bobbie Jo Blackwell

Timothy Stone apparently you did or you wouldn't of posted it for all to see

Like Reply 1w



Karen Smith

It is great that you apologized. You owe that to the person it was directed at and God. None of us can or should judge. I can however give you some suggestions. I remember when you posted about excepting Christ as your Savior, which I Praised God. We all need salvation. But when you are a babe in Christ, the devil will do all to get you back. But Greater is He who is in you then he that is in the world. So grab that Bible, cling to God's Holy word, leave and let go of that world you left behind and ask God to rebuke Satan. Find a daily devotional, find a Bible, God fearing preaching Church. Invest in the Love Dare 365 day devotional. My husband and I are doing it now. And please, we are all human, we will fail daily. But we need to kneel boldly before the Throne of God and give it all to him. And remember to stay off of social media when you aren't at your best. Prayers going up and out for you and your wife. Not preaching, just giving sound advise from someone who came through a life of misery to doing all I can to live for CHRIST. Hang in and hold on!!!!!!! 🙏

Like Reply 1w



Timothy Stone

Karen Smith thanks and where can I find that devotional book

Like Reply 1w



Bobbie Jo Blackwell

Karen Smith we are no longer together. I can't serve God and the devil both so I had to let go of what was keeping me from getting closer to God. You can't get to heaven holding on to someone else's skirt or shirt tail and think your going to make it. It's a relationship between you and God that will allow you to enter in. The wall with the Lord is straight and narrow and you've got to serve him with a whole heart and not just with half your heart or because your wife or your husband wants you to. It's something you have to do for yourself and nobody else

Like Reply 1w



Karen Smith

Timothy Stone you can go on line and type in Love Dare devotion 365 day. But since I see y'all are not together, I would still recommend it. I have found out that alot of things in it helps me personally and not just for my marriage. Prayers and may God's will be done!

Like Reply 1w



Karen Smith

Bobbie Jo Blackwell agreed and sorry to hear this. I was saved long before my husband and I were married. Had been through several bad relationships. So when I prayed to God to send me a husband like mine, if it be God's will, I made sure the day we got married I have this marriage to God. I myself could not do it on my own. It has had its ups and downs, but Praise God, it has lasted. Pray maybe it is not to late for y'all. And if it is, my prayer is God will bless you first for your walk with God and second that you will find happiness in the future. God be with you!

Like Reply 1w







Bobbie Jo Blackwell  
Karen Smith thank you so much

**Like** **Reply** 1w

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# **Exhibit B**



# Timothy Stone

128 friends

Add friend

Message



- Posts
- About
- Friends
- Photos
- Videos
- Check-ins
- More

## Intro

- Works at Dopson all terrain timber
- Studied at Jeff Davis High School
- Went to Jeff Davis High School

## Posts

Filters

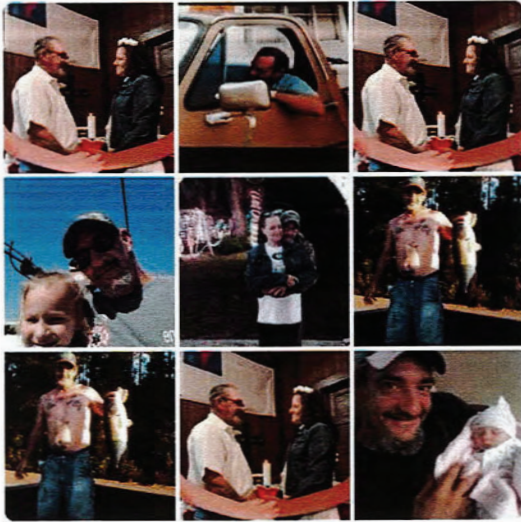
Timothy Stone  
February 27 · 🌐

Fixing to delete Facebook I'll leave messenger on for a few days for certain ones to get my new number later Facebook world

3

Photos

See all photos



Friends

128 friends

See all friends



Bobbie Jo Stone

Jean Woods

Shelby Batten

Stitch Lovers  
February 16 · 🌐

👍 Like

💬 Comment

➦ Share

Write a comment...



Timothy Stone updated his profile picture  
February 16 · 🌐



👍❤️ 9

➦ Share

Timothy Stone  
February 16 · 🌐





Search Facebook



Timothy Stone

Friends

128 friends

See all friends



Bobbie Jo Stone



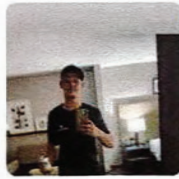
Jean Woods



Shelby Batten



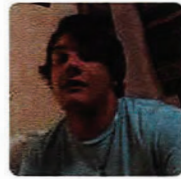
Kaitlyn Graham



Matthew Finch



Billie Jean Blackwell Sloan



Timothy Stone



William Sloan



Billy Blackwell

Life events

See all

1

Like

Comment

Share



Write a comment...



Timothy Stone

February 16 · 🌐

Folks I posted a ugly post yesterday to which I have deleted and I kinda in a round about way directed it towards a certain person and I would like to apologize to everyone who read it that ugly for me to do that and yes I let Satan control me and I broke down and started drinking and when I was drunk I made that post and I'm sorry

5

5 comments

Like

Comment

Share

View more comments



Karen Smith

It is great that you apologized. You owe that to the person it was directed at and God. None of us can or should judge. I can however give you some suggestions. I remember when you posted about excepting Christ as your Savior, which I Praised God. We a... See more

Like Reply 29w

→ Karen Smith replied · 3 Replies



Write a comment...



Timothy Stone

February 16 · 🌐

For my mom and sister



February 22

Friends

February 20

February 22

Life events

### Timothy's Post

**Timothy Stone**  
February 16 · 🌐

Folks I posted a ugly post yesterday to which I have deleted and I kinda in a round about way directed it towards a certain person and I would like to apologize to everyone who read it that ugly for me to do that and yes I let Satan control me and I broke down and started drinking and when I was drunk I made that post and I'm sorry

👍👤 5

5 comments

👍 Like

💬 Comment

➦ Share

Most relevant ▾



**Amy Corey**

When life gets hard you're supposed to call on God but when you're down the devil finds a way to get in and when you let him he will take control pray for you Tim because you have a beautiful granddaughter that loves you and so many more of the grandbabies that love you and you will get through this just let God help you 🙏!! I love you men and I am praying 🙏 for you hope you have a blessed day 🙏!!

👍 Reply 29w



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👍 Reply 29w

February 22

February 20

February 22

Life events

## Timothy's Post



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Like Reply 29w



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Like Reply 29w



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Like Reply 29w

Timothy Stone

### Friends

17 photos



Bobbie Jo Stone



Ryan Woods



Kathryn Graham



Matthew F



Timothy Stone



William Stoe

### Life events