STATE OF SOUTH CAROLINA **COUNTY OF COLLETON**	)	**COURT OF GENERAL SESSIONS** **FOURTEENTH JUDICIAL CIRCUIT**
State of South Carolina, v. Richard Alexander Murdaugh, Defendant.	)	Indictment Nos. 2022-GS-15-00592, 593, 594, and -595 **RESPONSE IN OPPOSITION TO, AND CORRECTION OF FALSE STATEMENTS IN, THE DEFENSE MOTION TO COMPEL CELL PHONE EXTRACTION FILES DEFENDANT ALREADY RECEIVED**

The State hereby responds as follows to the defense motion to compel cell phone extraction files. The simple answer is that the defense was already provided in 2022 with everything they are demanding now, including all the unredacted "raw" files. The defense motion also contains inexplicable false assertions being made to this Court, in highly prejudicial public filings by design. Whether it is a categorically false statement in open court about a nonexistent polygraph, or testimony from defense counsel about traffic and expense in Charleston, or linking a completely unrelated Allendale case, the defense's claims continue to lack credibility. As will be seen, the current motion might be worse, as it is based in a completely manufactured mid-trial production that the defense's own words will prove never happened.

ARGUMENT

1. The defense received all the cell phone evidence multiple times prior to the first trial.

On September 21, 2026, Defendant, through his counsel, sent a letter requesting certain "raw" extractions from multiple evidentiary items, claiming "the files have not been produced to the defense." The letter declared a "deadline" to respond of less than five days later, September 25, 2026. Less than one business day after the "deadline"

OCT 6 2026 AM11:43
COLLETON CO GS. GARY HALE

(Monday, September 28, 2026), Defendant filed the current motion to compel to which this pleading is responsive.

First, it should be noted that these are arbitrarily imposed defense "deadlines" in the various defense letters. While the State is diligently working on this matter, it is not sitting around with teams of lawyers and agents with no other matters to handle, waiting to respond on short notice to the next wave of defense letters with arbitrary deadlines followed immediately by motions to compel. This is particularly so when, yet again, it is for items the defense already received multiple times years earlier. Regardless, whenever these requests come in, it takes time for the State to re-audit things that were done four years ago, to ensure the accuracy of any responses – on top of trying to move forward on other work on this case and the myriad other investigations and cases this section handles. Unfortunately, it appears that because the defense is again making false assertions, the State must carefully review the motions as well as emails and communications from four years ago to correct the defense's falsehoods.

The defense motion must be quoted to highlight its falsity. In the motion made to this Court, the defense contends:

> For the telephones of Maggie Murdaugh and Paul Murdaugh, and for the other devices identified in the September 21 letter, the State produced Cellebrite Reader reports and AXIOM reports. It did not produce the extraction archives, the key chain files, or the extraction logs. The defense therefore has the examiner's selection from the data and no means of testing it against the data itself.

{Defense Motion p. 6}.

While that sounds terrible, the problem is it is completely false. It is extremely hard to understand how the defense could inadvertently make such very specific allegations about supposed consequences that are completely without basis in fact. Moreover, the

diligent preparation of the State as the first mega-trial quickly approached must be considered in the lens that on July 18, 2022, within days of indictment, the defense filed a motion for a speedy trial. The State obliged the defense's request at every turn, but of course timelines were compressed when a case of this magnitude moved to trial in six months.

On September 6, 2022, the State provided the defense the computer crime reports from various phone extractions for both 7021-0204 (double homicide) and 7021-0307 (side of the road). The defense was also provided with the unredacted copies of these reports that were withheld from investigators and prosecutors. **{Exhibit A}**. The defense subsequently requested the "raw" data, and the State told the defense to have its expert Chip Johnson contact Lt. Britt Dove at SLED so they could have every single byte of "raw" data the State had. After hours on Friday, October 21, 2022, defense counsel Griffin claimed Johnson had not heard from Lt. Dove, but the undersigned responded on the following Monday morning that Lt. Dove had not heard from Johnson, but that the undersigned personally would facilitate the conversation. **{Exhibit B}**.

According to SLED computer crimes records, the next day, October 25, 2022, SLED Lt. Britt Dove provided a hard drive to the defendant's expert, Chip Johnson, every byte of "raw" or original data in the State's possession from the extractions of the following items:

SLED Case Number 7021-0204:

Item 1 (Maggie iPhone 11),
Item 4 (Gillespie iPhone 11),
Item 5 (Paul iPhone 12),
Item 6 (Paul iPhone 5S), and
Item 10 (USSS Extraction of Paul iPhone 12);

SLED Case Number 7021-0307:
Item 1 (Alex iPhone 11 – full file extraction 9/5/21)),
Item 2 (Christy Murdaugh iPhone 8 plus),
Item 4 (Eddie Galaxy J7), and
Item 6 (Eddie Motorola Moto G Play).

The screenshots of the files provided for each item are attached as **"Exhibit C"**.

It appears the defense expert Johnson opened the files incorrectly and corrupted them, so the defense asked for a re-copy. The State immediately accommodated, and an email of October 27, 2022 from the undersigned to the defense confirms that SLED had interfaced with the defense expert to address his issues, and the re-copy was in progress. **{Exhibit D}**.

In November of 2022, defense counsel claimed again it was missing raw dumps. Since defense counsel Fox was going to be at SLED anyway reviewing redacted privilege material from Defendant's laptop, the State offered to copy the files *again* for the defense, and did so. **{Exhibit E}**.

In early December of 2022, the State provided information gathered by the 14th Circuit Solicitor's Office, which had performed the advanced logical download of Defendant's phone on June 10th, 2021. On December 8, 2022, the State sent various reports regarding phone information, including a working timeline. On December 22, 2022, the State provided on a hard drive to the defense which contained the complete and unredacted "raw" advanced logical extraction from Defendant's iPhone performed a few days after the murders. The discovery receipts and screenshots are attached as **"Exhibit F"**. Miles Langenberg, a representative of the Harpootlian Law Office signed for the hard drive containing this folder on that day.

Thus, on multiple occasions prior to the first trial the State provided the defense with the complete "raw" extractions for the relevant phones, and went above and beyond to accommodate the defense. The defense has every byte the State possesses and indeed even more so, because they have unredacted files while the investigative and prosecutorial teams are not reviewing privileged material redacted from the devices. The defense's contentions made to this Court are false.

2. The most egregious falsehood in this defense motion is the completely manufactured claim about a supposed mid-trial production on January 30 that simply never occurred.

But the defense's false statements to this Court in this motion unfortunately get *worse*. Again, quoting the defense's motion is necessary to show how wrong it is. In the defense's motion, it contends:

> For two telephones, the State produced the extraction files, and the timing of that production is **instructive**. Jury selection began on Monday, January 23, 2023; opening statements were delivered on January 25; and the State called its first witness on January 26. **On Monday, January 30, 2023, the first day of the second week of trial, the State delivered a hard drive containing the GrayKey extraction of Mr. Murdaugh's iPhone 11 made on September 5, 2021, under case number 7021-0307**, consisting of the file-system archive of approximately eighty-one gigabytes, the keychain file, the associated password and passcode-history files, and a spreadsheet of hash values that SLED had generated on January 20, 2023, together with the Cellebrite extraction files for the telephone of Curtis Edward Smith. The State's supplemental discovery list for that production identifies only the Smith extractions. Lieutenant Dove took the stand the next morning, January 31, 2023, and testified through February 1. (Trial Tr. 1257, 1284-85.) The State's August 7, 2026, motion confirms that "[i]n the discovery process leading up to the first murder trial, SLED provided the defendant with full unredacted copies of the above phone extractions" of Mr. Murdaugh's telephone. (State's Mot., Aug 7, 2026, at 2.) **An eighty-one-gigabyte forensic archive delivered on the sixth day of trial, the day before the examiner who made it testified, is not a production that permits examination; no forensic examiner could have opened, verified, and analyzed it in the time available, and the defense had no opportunity to do so.**

{Defense Motion at pp. 6-7} (emphasis added). To reiterate, the defense is claiming in a filing *before this Court* that the State did not deliver the full file extraction of Murdaugh's iPhone 11 until January 30, 2023. It claims the State "deliver[ed] a eighty-one-gigabyte hard drive on the sixth day of trial", and claims that because of this late production, "the defense had no opportunity to" fairly examine the evidence. **{Defense Motion pp 6-7}**. The motion goes on to describe very specific consequences with which the defense had to deal from this supposed late production in the middle of trial.

The problem is that the defense's January 30th story is **NOT true**. ALL of these defense contentions are false and frankly manufactured. As noted before, the **complete** September 2021 Alex full file extraction – everything in SLED's possession -- had already been provided to the defense as early as October 25, 2022, and then in the following days recopied again for the defense expert Chip Johnson. **{Exhibit C 7021-0307 Item 1}**. Then, in November, the State again provided access and copying directly to defense counsel Fox, who was at SLED reviewing redacted materials.

Ultimately, on January 19, 2023, at 12:20 p.m. defense counsel again asked for supposed raw files of Murdaugh's phone. The State, exasperated at this point, particularly since defense counsel had filed an inflammatory discovery motion much like the current ones, responded on January 19, 2026, at 2:38 p.m.:

> To what is explained to me, there is no "raw" download of either. You have the greykey already and the logical done by the 14th in June. They never did a full extraction. You have all Britt has on Alex's phone. **Given the tone of your recent motion, we are not going to provide it again and allow you to create some false discovery issue with it. If you wish to bring your hard drive with what was previously provided on it from the September greykey to Britt and verify it is the same download though a comparison of hash values, that is fine.** And if it is not, then we can address that. But I am not going to have some false discovery issue created. Britt also has a copy of the June 10 14th Circuit logical and again

can compare hash values. If the hash values are the same, we are not providing it again since we already have.

{Exhibit G} (emphasis added). The State knew how this might play out, with the defense asking for the same thing yet again and then falsely crying foul about late discovery (which is precisely what they are doing in this current motion).

That evening, counsel Griffin spoke with the undersigned, and then Griffin followed up with an email at 7:44 p.m. on January 19, 2023, as follows:

> Creighton,
>
> Thanks for discussing the cell phone issue with me this evening. After we talked, I confirmed that we have the June 10, 2021 extraction from Investigator Hightower, which I understand is a partial extraction using Logicull [sic]. **However, we are unable to locate the full extraction performed on Alex's phone after it was seized following the roadside shooting in September 2021.** I know that Maggie Fox was provided an extraction in November 2022 when she conducted the privilege review of Alex's phone at SLED. **It appears that this extraction was either misplaced by us or the extraction was for another device, as a result of an unintentional mistake.** Either way, we do not appear to have the full extraction that was provided to Al Johnson. We are requesting that we be provided this extraction as soon as possible.
>
> I can assure you that we are not attempting to create any discovery issues regarding our request. **Moreover, I am confirming that you, Carley, your office and especially Lt. Dove have been very accommodating and cooperative regarding the cell phone discovery.** Lt. Dove has met with Maggie and our local expert Chip Johnson on a number of occasions and has duplicated cell phone data upon request and without delay. If we had realized that our expert in Atlanta, Jim Persinger, had not been provided the full extract from Alex phone sooner, I have no doubt that you, Lt. Dove and your office would have **provided us a duplicate download** without delay. **The timing of our request, coming just days before trial, is of our making, not yours.**
>
> Below is a screenshot of Al Johnson's report identifying the phone for which we need a full extract. We discussed this evening that the only "raw" extract that SLED has is through the Gray Key software. If this is the same software that was used to extract Maggie and Paul's phone, then this is all we need. I assume this is the situation. If not, please advise.

> Please let me know if we can deliver an external hard drive to Lt. Dove in the morning.
>
> Thank you for your assistance and I apologize for the confusion, and this late request.
>
> Jim

{Exhibit H} (emphasis added).

"The timing of our request, coming just days before trial, is of our making, not yours." If this statement from defense counsel wasn't enough, counsel Harpootlian also conceded the point, further eroding the credibility of the current defense claims to this Court. Ultimately, the State agreed to give the defense *yet another* copy of the September extraction, **but only** after receiving the following email from counsel Harpootlian at 1:15PM on January 20, 2023:

> Creighton,
>
> I write to request a copy of the GrayKey extraction of Alex's phone pursuant to the terms you discussed with Phil Barber.
>
> **First, I acknowledge that you previously delivered a copy of the GrayKey extraction of Alex's phone to Maggie Fox but we are unable to locate it.** Second, if the first copy of the GrayKey extraction is located, we will not assert that if differs in any way from the second copy without first consulting with you and giving the State the opportunity to inspect the hash values of the extractions.
>
> Thank you for your assistance in this matter. Phil Barber will bring an external hard drive to pick up the copy of the GrayKey extraction. Please let me know when and where he should go to get the extraction.
>
> Best,
> Dick

{Exhibit I} (emphasis added). And, ultimately defense counsel Barber signed the receipt on **January 20, 2023**, receiving yet again the data files from the September extraction as well as an Eddie extraction not obtained by the State until the day before. **{Exhibit J}**.

Thus, the defense is *egregiously false* in claiming that the State dumped an Alex Murdaugh extraction on the defense on January 30, six days into trial, and that they therefore had no time to analyze it. To the contrary, the defense couldn't keep its evidence straight, the Murdaugh September extraction was re-provided *for the fourth time* on January 20, not January 30, and both defense counsel Harpootlian and Griffin conceded that their request for the same evidence again was due to problems of the defense's making and not the State. How the defense can argue to this Court the contrary is stunning.

Maybe the defense might try to argue that it was a typo in their motion from January 20 to 30. But that does not explain how their motion argues specific consequences that did not exist – such as how this nonexistent January 30 production is somehow "instructive" about how the State supposedly conducted discovery, or how this phantom production precluded the defense from a chance at analyzing the evidence. **The facts show none of what the defense says in a public filing *to this Court* ever happened.**

3. The lack of any defense objection at the first trial further proves the falsity of their current claims to this Court in this very public filing.

Indeed, if the defense *had* received for the first time a phone download of the defendant six days into trial and the day before the State's cell expert testified, we all know *this* particular defense team would have been trumpeting objections from the rooftops. They would not have sat on their hands. There would have been objections. There would have been a motion for a mistrial. There would have been a motion for a new trial. It certainly would have been an appellate issue. But yet there is not a peep from the defense about January 30 in the first trial record — which proves the falsity of the defense's claims before this Court. **{Tr. 840, 1002, 1251}**. The defense is recycling

old issues, falsifying them, and *again* trying to create a "false discovery issue" just like the State's concern before the first trial.

And if this weren't enough to show the complete lack of credibility with the defense claims, the defense's own cell phone expert Micah Sturgis testified on direct at the first trial:

> Q: Turning to this case, have you -- what information have you reviewed regarding cell phones in this case?
>
> A: Everything that I've been able to look and review has been provided by the State.
>
> Q: And specifically the extractions with -- where the –
>
> **A: Right. Specifically extractions of the mobile devices and reports that they produced.**
>
> Q: So, you haven't done anything independent of what the State has provided.
>
> A: No, only the State's data.

{Tr. 4611}. Indeed, defense counsel also cross-examined Lt. Dove and distinguished the June 10th advanced logical extraction and the September full file extraction, but never once before or after that examination did the defense make the claims they are making in the current motion. **{Tr. 1357}**.

The defense claims are categorically false and highly prejudicial. The State already complied with its obligations according to the records reviewed and the testimony at trial.

4. The State will be glad to send the cell phone evidence to the defense yet one more time if they have somehow messed up or lost their copies again.

The State already has spent hours and hours in August of this year reuploading a massive amount of other discovery it previously sent to the defense back in August of

2022, because the defense asked if we could recreate it for them. We complied with their request even though it took days of staff time. And, as seen before, the defense had all kinds of problems misplacing discovery it had been sent.

Be that as it may, the State is always willing to help coordinate **yet another** transfer of the requested files to the defense. All the defense needs to do is provide a suitably sized hard drive (the State recommends 2TB or larger) to the State and it will make arrangements with SLED computer crimes. This should satisfy defendant's demands contained in paragraphs V(1), V(3), and V(4) of his motion.

As to paragraph V(2) of defendant's demands, again, for the defendant's edification this can be found in a folder named "From Peter R. + 14th Circuit" in a subfolder named Murdaugh Case Digital Evidence. If this is **yet another** piece of evidence the defense has misplaced, the State is more than happy to provide another copy on a defense provided hard drive at the defendant's convenience.

CONCLUSION

The defense falsely accuses the State of failing to provide cell phone data. It falsely accuses the State of dumping an extraction on them in the middle of trial that it supposedly did not have time to analyze. It supports this with manufactured "facts" that never occurred and ignores actual facts that did. It is hard to understand the inexplicably brazen and highly prejudicial falsehoods the defense puts in its public filings (or, as previously seen, on the record in open court). It is stunning, really. Facts matter. Like before, there are simply no "facts" for the defense to have "conflated". The items have been provided multiple times and in a timely manner. The defense motion is without merit, supported by brazen falsehoods, and should be denied.

Respectfully submitted,

ALAN WILSON
ATTORNEY GENERAL
STATE OF SOUTH CAROLINA

DONALD J. ZELENKA
Deputy Attorney General

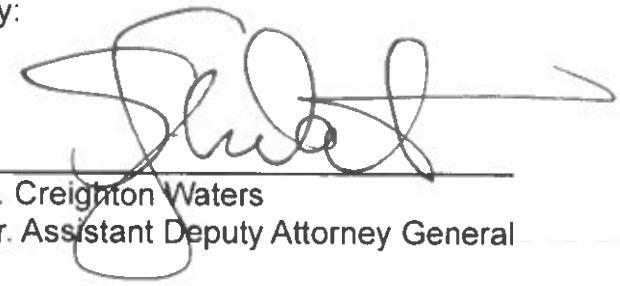
S. CREIGHTON WATERS
Sr. Assistant Deputy Attorney General

DAVID FERNANDEZ
Assistant Deputy Attorney General

JOHN P. MEADORS
Assistant Attorney General

JOHN CONRAD
Assistant Attorney General

By:



S. Creighton Waters
Sr. Assistant Deputy Attorney General

Columbia, South Carolina
October 6, 2026

OCT 6 2026 AM11:44
COLLETON CO GS, GARY HALE

Exhibit

A

OCT 6 2026 AM 11:45
COLLETON CO GS, GARY HALE

MEMORANDUM

TO: Richard Harpootlian, Esquire

From: Carly Jewell, Paralegal

Date: September 6, 2022

Re: Cell Phone Discovery via Provided Hard Drive
State v. Richard Alexander Murdaugh
Indictment: 2022-GS-15-00592 to 595

Please note that cell phone discovery regarding the above referenced case has been downloaded to the hard drive that you recently provided us. This discovery was received from SLED. Upon accessing, you will see two folders and a 7z file titled the following:

1. *Computer Crime Report – 7021-0204 (31-21-0061 Double Homicide)*
    a. 200GB (215,481,828,646 bytes)

2. *Computer Crime Report – 7021-0307 (31-21-0092 Attempted Murder)*
    a. 57.7GB (61,982,123,367 bytes)

3. *Full un-redacted reports for 7021-0204 and 7021-0307.7z*
    a. 214GB (230,091,648,862 bytes)

The password created for the hard drive is as follows:

- SCAG2DH*

The passwords SLED provided for the two folders is as follows:

- Double Homicide: sc3c70210204
- Attempted Murder: sc3c70210307

RECEIPT OF DISCOVERY

TO: Richard Harpootlian, Esquire

From: Carly Jewell, Paralegal

Date: September 6, 2022

Re: Cell Phone Discovery via Provided Hard Drive
State v. Richard Alexander Murdaugh
Indictment: 2022-GS-15-00592 to 595

I, Hayden Langdon with the office of Richard Harpootlian did receive the following items:

1. **One external hard drive**

Signature: Hayden Langdon

Date: 9-6-2022

Exhibit

B

OCT 6 2026 AM11:45
COLLETON CO GS, GARY HALE

From: Jim Griffin <JGriffin@griffindavislaw.com>
Sent: Friday, October 21, 2022 5:37 PM
To: Creighton Waters <CWaters@scag.gov>
Cc: Dick Harpootlian (rah@harpootlianlaw.com) <rah@harpootlianlaw.com>; Phillip Barber <pdb@harpootlianlaw.com>; Holli Langenburg <holli@harpootlianlaw.com>
Subject: Cell Phone

Creighton

Chip Johnson reached out to Dove earlier this week about the issue with accessing the cell phone data on the hard drive. He has not received a response.

Please follow up with Dove as soon as possible. This is critical.

Thank you.

Jim

Sent from my Verizon, Samsung Galaxy smartphone
Get Outlook for Android

From: Creighton Waters
Sent: Monday, October 24, 2022 9:49 AM
To: Jim Griffin <JGriffin@griffindavislaw.com>; Carly Jewell <CarlyJewell@scag.gov>
Cc: Dick Harpootlian (rah@harpootlianlaw.com) <rah@harpootlianlaw.com>; Phillip Barber <pdb@harpootlianlaw.com>; Holli Langenburg <holli@harpootlianlaw.com>
Subject: RE: Cell Phone

Britt says he has not heard from Chip. Can you send me Chip's contact information? Just talked to Britt and he will reach out as soon as he can.

C

S. Creighton Waters

Chief Attorney, State Grand Jury Division
Office of the South Carolina Attorney General

803-734-3693

P.O. Box 11549 | Columbia, SC 29211

cwaters@scag.gov

This email, along with any attachments, is considered confidential and may be legally privileged. If you have received it in error please notify the sender immediately by reply email and then delete this message from your system. Please do not copy it or use it for any purposes, or disclose its contents to any other person. This email, and attachments, are subject to FOIA requests. Thank you for your cooperation.

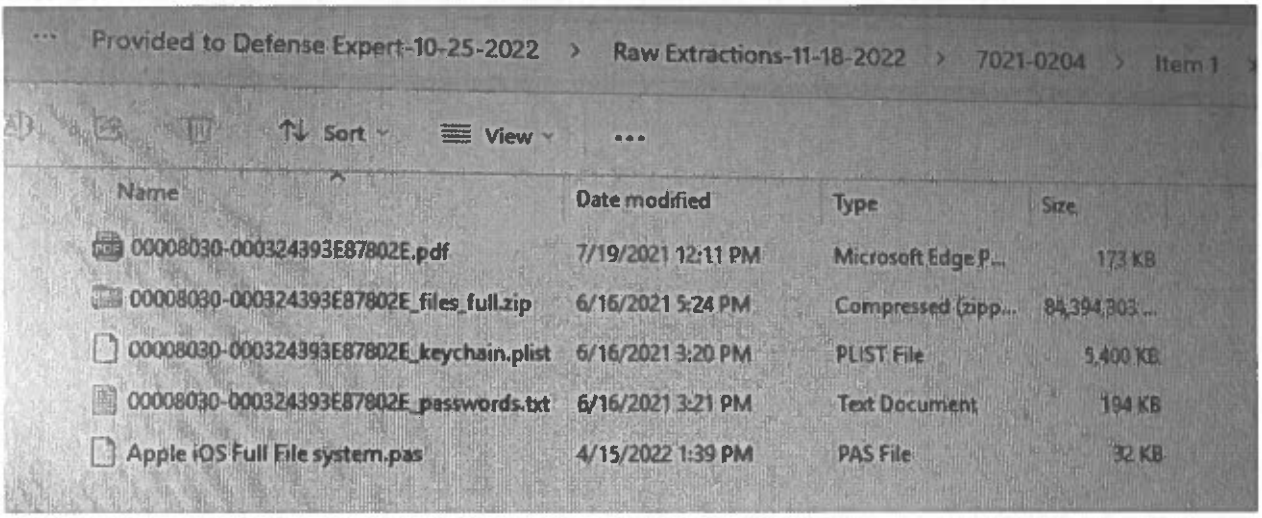
Exhibit

C

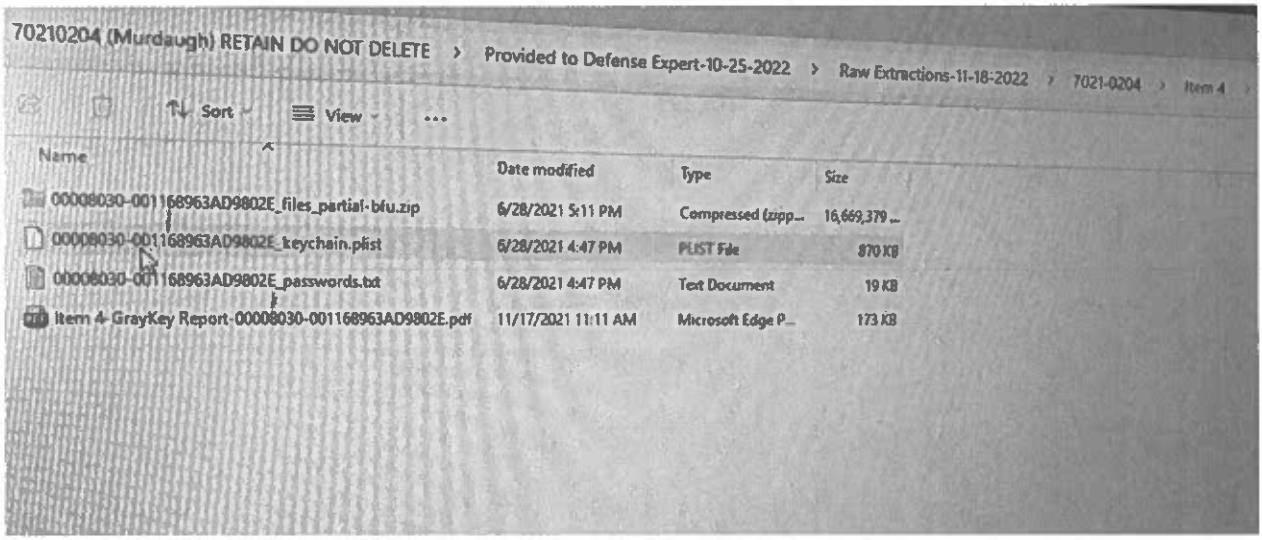
OCT 6 2026 AM 11:45
COLLETON CO GS, GARY HALE

Case 7021-0204

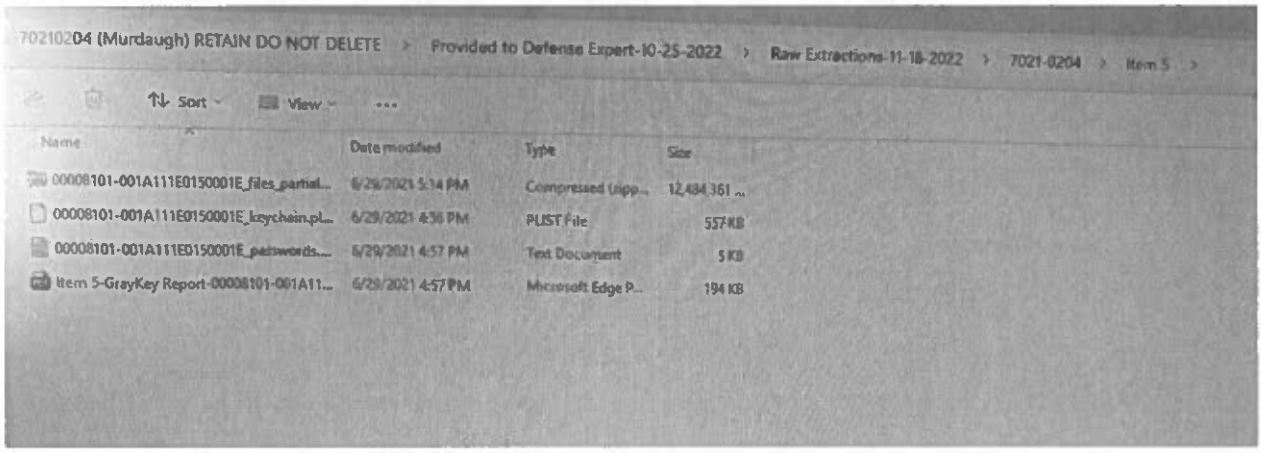
Item 1 Maggie's iPhone 11 Pro Max



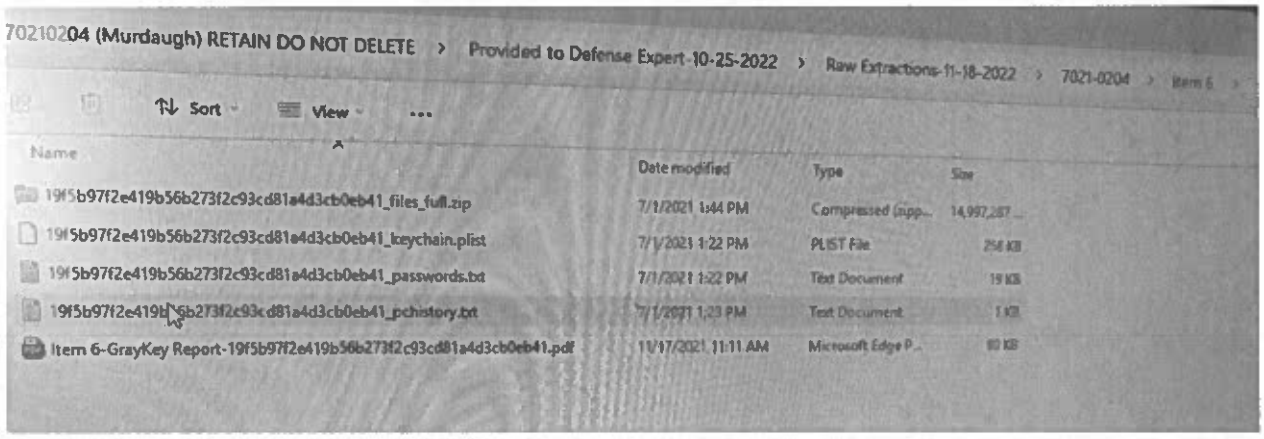
Item 4 Timothy Gillespie's iPhone 11



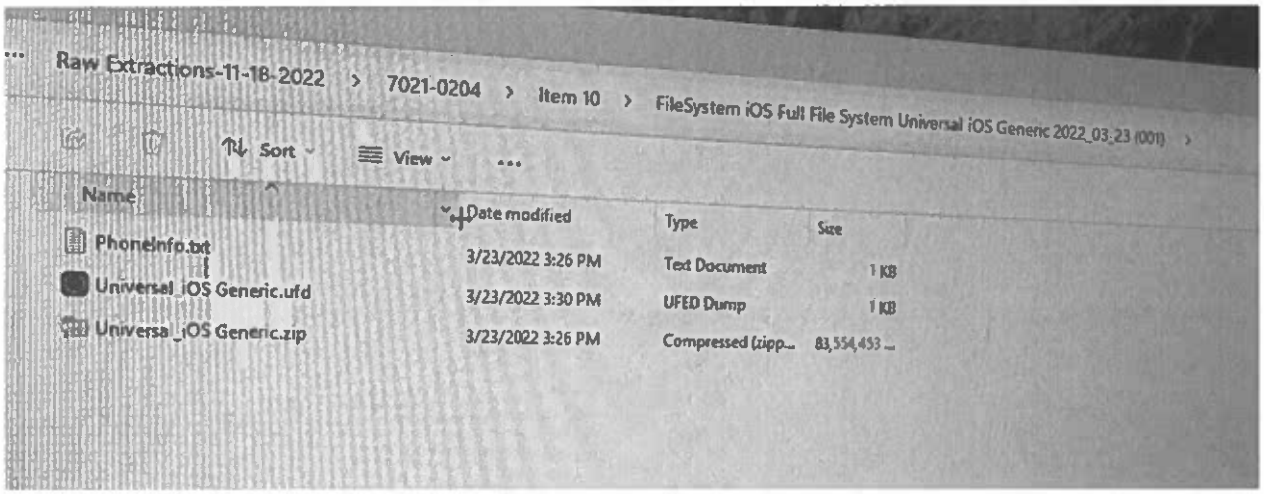
Item 5 Paul Murdaugh iPhone (old, found in Columbia apartment)



Item 6 Paul Murdaugh iPhone 5s (old, found in Columbia apartment)

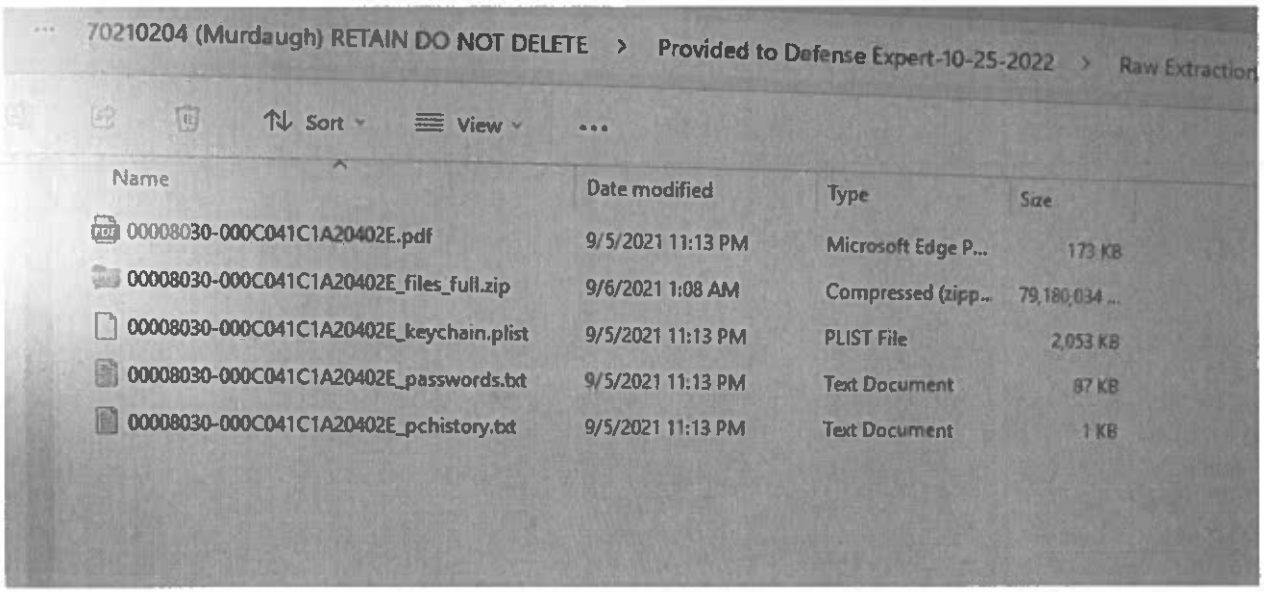


Item 10 Paul Murdaugh iPhone 12

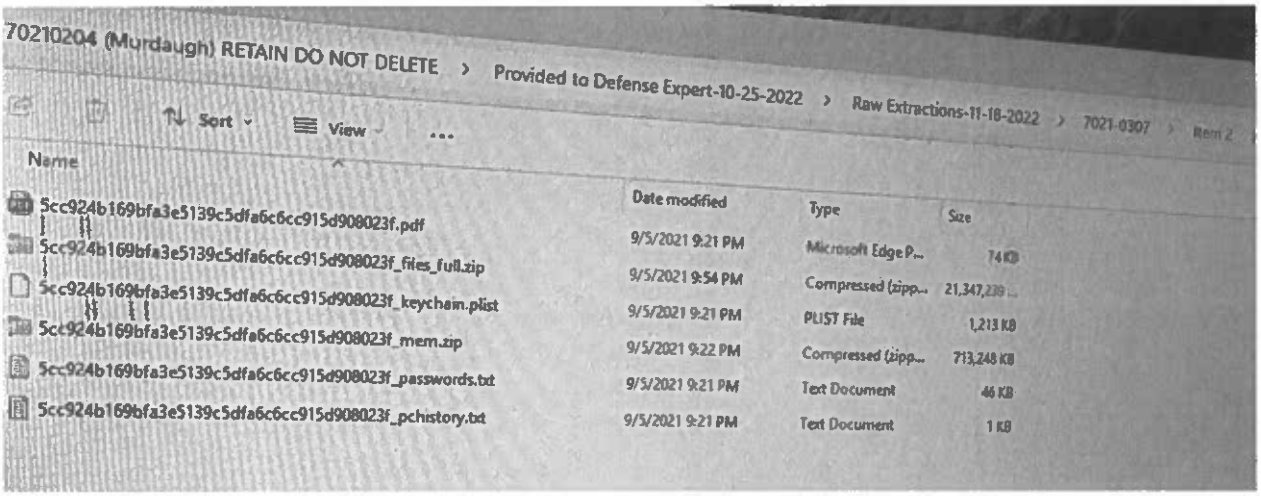


7021-0307

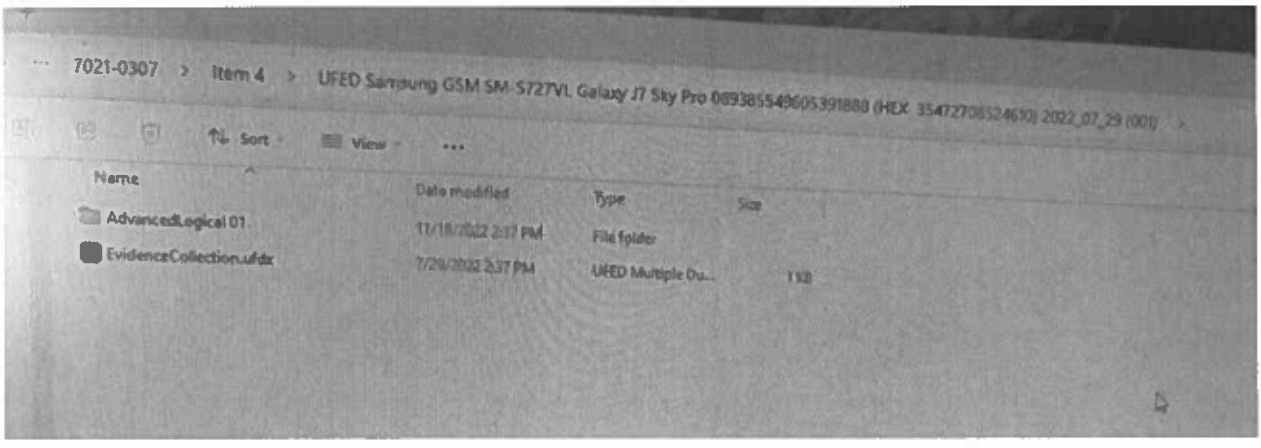
Item 1 Alex's iPhone 11



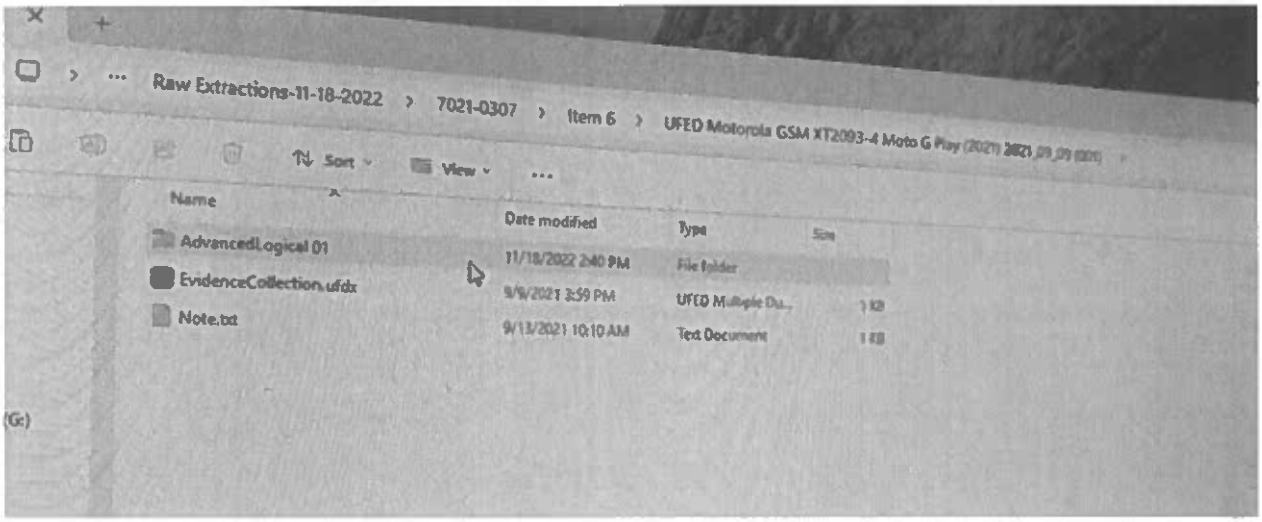
Item 2 Christy Murdaugh iPhone 8 Plus



Item 4 Eddie's Samsung Phone



Item 6 Eddie's Motorola Phone



Exhibit

D

OCT 6 2026 AM 11:45
COLLETON CO GS, GARY HALE

Carly Jewell

From: Creighton Waters
Sent: Thursday, October 27, 2022 2:37 PM
To: Carly Jewell; Dick Harpootlian; Jim Griffin; Holli Miller; Jaime Harmon
Cc: Don Zelenka
Subject: RE: State v. Murdaugh - Supplemental Discovery
Attachments: Memorandum.Jail Calls.2022-10-26 (03138897xD2C78).pdf

Jim and Dick –

This production addresses a lot of but not all of some of the issues recently discussed at the hearing. We are working on the others and there should be an additional production tomorrow and next week. There is also additional white collar stuff coming.

As to the polygraph results, I am told by SLED they do not do stim tests. All the polygraph documents for the four people have been provided; however, as the memo notes, the charts themselves which are a long continuous stream of paper cannot be effectively copied or scanned. We have a complete hard copy set of the charts printed from the machine available for you to pick up.

My understanding is Chip has interfaced with Britt and any issues that are being addressed. Britt updated me today that a re-copy is actively in progress but because of the size it is still ongoing.

Jail calls of Alex that we reviewed are provided. Please be advised if we did not listen to a call we did not download so it is not provided. We engaged in an extreme abundance of caution and stopped listening on many calls which were therefore not downloaded. See the attached memo. At this point I do not believe any of the downloaded calls would be used in our case in chief, but we are providing them anyway. This is all of the Alex calls at issue to my current understanding.

The MUSC autopsy notes were received this week and are included.

The FBI Cell Analysis has been included. If it is updated at any time of course I will provide it in a reasonable time frame.

We are actively working on any additional matters specifically requested and will provide as they are ready. As noted before, there is supplemental white collar discovery that will be forthcoming as well.

As always do not hesitate to contact me with any questions or concerns.

Regards,

Creighton

S. Creighton Waters
Chief Attorney, State Grand Jury Division
Office of the South Carolina Attorney General
803-734-3693
P.O. Box 11549 | Columbia, SC 29211
cwaters@scag.gov

Exhibit

E

OCT 6 2026 AM11:45
COLLETON CO GS.GARY HALE

From: Jim Griffin
Sent: Friday, November 18, 2022 12:15 PM
To: Creighton Waters <CWaters@scag.gov>
Cc: Dick Harpootlian (rah@harpootlianlaw.com) <rah@harpootlianlaw.com>; Phillip Barber <pdb@harpootlianlaw.com>; Holli Langenburg <holli@harpootlianlaw.com>; Maggie Fox <MFox@griffindavislaw.com>
Subject: Missing Cell Phone Data

Creighton

Currently what we have are the Reader versions of the cellphone images that were created during the forensic imaging process.

What we need are copies of the full DUMP files that were created during the imaging process for each cellular device (either when using Cellebrite or Gray key), which later can be loaded into in Cellebrite's software application "Physical Analyzer". The DUMP files may include the main UFD file(s) and all other associated files related. Each complete DUMP file should be accompanied with a digital MD5 and/or SHA1 HASH value so each DUMP can be validated as a sound forensic copy.

After each DUMP file has been validated it should be placed in their own respective folder matching the Agent's property ID numbers and then all of them copied to an external device (flash drive or external hard drive).

Our cell phone forensic expert needs this as soon as possible.

Please let me know if we can get this early next week.

Thanks

Jim

Sent from my Verizon, Samsung Galaxy smartphone
Get Outlook for Android

From: Jim Griffin <JGriffin@griffindavislaw.com>
Sent: Monday, November 21, 2022 11:13 AM
To: Creighton Waters <CWaters@scag.gov>
Cc: Dick Harpootlian (rah@harpootlianlaw.com) <rah@harpootlianlaw.com>; Phillip Barber <pdb@harpootlianlaw.com>; Holli Langenburg <holli@harpootlianlaw.com>; Maggie Fox <MFox@griffindavislaw.com>
Subject: RE: Missing Cell Phone Data

Creighton

Maggie is available to review Alex text messages tomorrow. Please let her know who she needs to coordinate with.

Also, we don't believe that this privilege review should delay us (Alex lawyers) from receiving a complete raw dump of his phone.

Please let me know when we can expect to received the requested information for Maggie, Paul and Alex's phones.

Thanks

From: Creighton Waters <CWaters@scag.gov>
Sent: Tuesday, November 22, 2022 10:16 AM
To: Jim Griffin <JGriffin@griffindavislaw.com>
Cc: Dick Harpootlian (rah@harpootlianlaw.com) <rah@harpootlianlaw.com>; Phillip Barber <pdb@harpootlianlaw.com>; Holli Langenburg <holli@harpootlianlaw.com>; Maggie Fox <MFox@griffindavislaw.com>; Carly Jewell <CarlyJewell@scag.gov>; bdove@sled.sc.gov; Ghent, Charles <cghent@sled.sc.gov>; Rudofski, Peter <PRudofski@sled.sc.gov>
Subject: RE: Missing Cell Phone Data

Jim,

My understanding is the raw dumps for Maggie, Paul, and Alex are available from Lt. Dove. If you will have Chip reach out he should be able to provide them. Please advise once this takes place.

Regards,

Creighton

S. Creighton Waters

Chief Attorney, State Grand Jury Division
Office of the South Carolina Attorney General

803-734-3693

P.O. Box 11549 | Columbia, SC 29211

cwaters@scag.gov

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From: Jim Griffin <JGriffin@griffindavislaw.com>
Sent: Tuesday, November 22, 2022 10:40 AM
To: Creighton Waters <CWaters@scag.gov>
Cc: Dick Harpootlian (rah@harpootlianlaw.com) <rah@harpootlianlaw.com>; Phillip Barber <pdb@harpootlianlaw.com>; Holli Langenburg <holli@harpootlianlaw.com>; Maggie Fox <MFox@griffindavislaw.com>; Carly Jewell <CarlyJewell@scag.gov>; bdove@sled.sc.gov; Ghent, Charles <cghent@sled.sc.gov>; Rudofski, Peter <PRudofski@sled.sc.gov>
Subject: [EXTERNAL] RE: Missing Cell Phone Data

> You don't often get email from jgriffin@griffindavislaw.com. Learn why this is important

CAUTION: This email originated from outside of SLED. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Creighton

Maggie Fox is at SLED this morning. If Lt. Dove is available, she can stop by and pick it up.

Please advise.

From: Dove, Britt <dbdove@sled.sc.gov>
Sent: Tuesday, November 22, 2022 11:00 AM
To: Ghent, Charles <cghent@sled.sc.gov>
Subject: RE: [EXTERNAL] RE: Missing Cell Phone Data

I just spoke with Maggie Fox and she is going to have someone go get a hard drive for me to start copying the raw data on to. I did advise her it may take 4+ hours to copy over.

Britt

Exhibit

F

OCT 6 2026 AM11:46
COLLETON CO GS,GARY HALE

MEMORANDUM

TO: Richard Harpootlian, Esquire

From: Carly Jewell, Paralegal

Date: December 22, 2022

Re: Supplemental Discovery via Provided Hard Drive
State v. Richard Alexander Murdaugh
Indictment: 2022-GS-15-00592 to 595

Please note that supplemental discovery regarding the above referenced case has been downloaded to the hard drive that you recently provided us. This discovery was received from SLED. Upon accessing, you will see five folders titled the following:

1. *7-AXIOM Images (Wildlife)*
    a. *6.61GB*
2. *Item 22 – Cellbrite UFED Report*
    a. *14.2GB*
3. *Redownloaded iCloud Data*
    a. *24.9GB*
4. *iCloud Data (Paul, Alex, Maggie)*
    a. *42.8GB*
5. *From Peter R. + 14th Circuit*
    a. *280GB*

The password created for the hard drive is as follows:

- SGJ0061Disc

RECEIPT OF DISCOVERY

TO: Richard Harpootlian, Esquire

From: Carly Jewell, Paralegal

Date: December 22, 2022

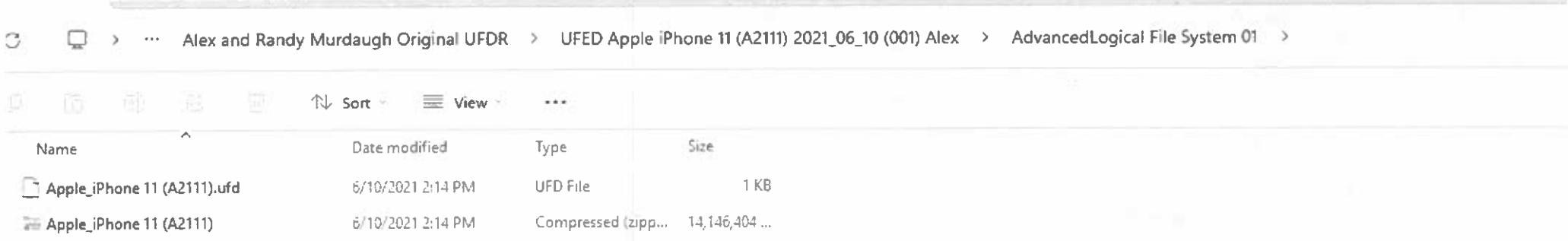
Re: **Supplemental Discovery via Provided Hard Drive**
State v. Richard Alexander Murdaugh
Indictment: 2022-GS-15-00592 to 595

I, Miles Langenburg with the office of Harpootlian Law office did receive the following items:

1. **One external hard drive**

Signature: Miles Langenburg

Date: 12-22-22


Alex and Randy Murdaugh Original UFDR
UFED Apple iPhone 11 (A2111) 2021_06_10 (001) Alex
AdvancedLogical File System 01
Sort
View
Name
Date modified
Type
Size
Apple_iPhone 11 (A2111).ufd
6/10/2021 2:14 PM
UFD File
1 KB
Apple_iPhone 11 (A2111)
6/10/2021 2:14 PM
Compressed (zipp...
14,146,404 ...

Exhibit

G

OCT 6 2026 AM11:46
COLLETON CO GS,GARY HALE

Begin forwarded message:

From: Dick Harpootlian <rah@harpootlianlaw.com>
Date: January 19, 2023 at 12:20:24 PM EST
To: Carly Jewell <CarlyJewell@scag.gov>, Creighton Waters <CWaters@scag.gov>
Cc: Holli Miller <holli@harpootlianlaw.com>, Phillip Barber <pdb@harpootlianlaw.com>, Jim Griffin <JGriffin@griffindavislaw.com>, Jaime Harmon <JHarmon@griffindavislaw.com>, Maggie Fox <mfox@griffindavislaw.com>, Don Zelenka <DZelenka@scag.gov>
Subject: Alex Murdaugh phone extraction

Carly and Creighton – We have asked several times for the raw, full file system extract for Alex Murdaugh's cell phone that he had on June 7, 2021. Serial number DX3DC0W6N72Y, iPhone 12, ICCID 89148000006001634805.

Please request this specific information from SLED and ask them to produce this data to us today. We have only been provided the Graykey or Cellebrite dump files in response to our past requests.

Thanks.

Dick

From: Maggie Fox <MFox@griffindavislaw.com>
Sent: Thursday, January 19, 2023 1:28 PM
To: Dove, Britt <dbdove@sled.sc.gov>
Cc: Creighton Waters <CWaters@scag.gov>; Jim Griffin <JGriffin@griffindavislaw.com>
Subject: [EXTERNAL] Fwd: Alex Murdaugh phone extraction

CAUTION: This email originated from outside of SLED. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Lt. Dove

Could we have a hard drive brought to you to get the download requested below?

Thank you,

Maggie Fox

GRIFFIN DAVIS

4408 Forest Dr., Suite 300

Columbia, SC 29206

864.905.9699

On Jan 19, 2023, at 1:34 PM, Dove, Britt <dbdove@sled.sc.gov> wrote:

Yes, that would be fine. Just have the hard drive delivered to our lab at 4700 Broad River Rd. You are wanting the file system extraction for the iPhone 11, serial number DX3DC0W6N72Y done on 9/5/2021, correct?

D. Britt Dove

Lieutenant

SLED Computer Crime Center

4700 Broad River Rd.

Columbia, SC 29210

(803) 896-7917 (office)

(803) 606-0712 (cell)

dbdove@sled.sc.gov

From: Maggie Fox <MFox@griffindavislaw.com>
Sent: Thursday, January 19, 2023 2:24 PM
To: Dove, Britt <dbdove@sled.sc.gov>
Cc: Creighton Waters <CWaters@scag.gov>; Jim Griffin <JGriffin@griffindavislaw.com>
Subject: Re: [EXTERNAL] Fwd: Alex Murdaugh phone extraction

I believe that's it, but just to clarify we are wanting the raw download of the phone he had on June 7.

Maggie Fox

GRIFFIN DAVIS

4408 Forest Dr., Suite 300

Columbia, SC 29206

864.905.9699

From: Creighton Waters
Sent: Thursday, January 19, 2023 2:38 PM
To: Maggie Fox <MFox@griffindavislaw.com>; Dove, Britt <dbdove@sled.sc.gov>
Cc: Jim Griffin <JGriffin@griffindavislaw.com>; John Conrad <johnconrad@scag.gov>; Carly Jewell <CarlyJewell@scag.gov>; Don Zelenka <DZelenka@scag.gov>
Subject: RE: [EXTERNAL] Fwd: Alex Murdaugh phone extraction

To what is explained to me, there is no "raw" download of either. You have the greykey already and the logical done by the 14th in June. They never did a full extraction. You have all Britt has on Alex's phone. Given the tone of your recent motion, we are not going to provide it again and allow you to create some false discovery issue with it. If you wish to bring your hard drive with what was previously provided on it from the September greykey to Britt and verify it is the same download though a comparison of hash values, that is fine. And if it is not, then we can address that. But I am not going to have some false discovery issue created. Britt also has a copy of the June 10 14th Circuit logical and again can compare hash values. If the hash values are the same, we are not providing it again since we already have.

Regards,

Creighton

S. Creighton Waters

Chief Attorney, State Grand Jury Division
Office of the South Carolina Attorney General
803-734-3693
P.O. Box 11549 | Columbia, SC 29211
cwaters@scag.gov

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Exhibit

H

OCT 6 2026 AM11:46
COLLETON CO GS.GARY HALE

From: Jim Griffin <JGriffin@griffindavislaw.com>
Sent: Thursday, January 19, 2023 7:44 PM
To: Creighton Waters <CWaters@scag.gov>; Carly Jewell <CarlyJewell@scag.gov>; bdove@sled.sc.gov
Cc: Maggie Fox <MFox@griffindavislaw.com>; Phillip Barber <pdb@harpootlianlaw.com>; holli@harpootlianlaw.com; Dick Harpootlian (rah@harpootlianlaw.com) <rah@harpootlianlaw.com>
Subject: Alex's Cell Phone

Creighton

Thanks for discussing the cell phone issue with me this evening. After we talked, I confirmed that we have the June 10, 2021 extraction from Investigator Hightower, which I understand is a partial extraction using Logicull. However, we are unable to locate the full extraction performed on Alex's phone after it was seized following the roadside shooting in September 2021. I know that Maggie Fox was provided an extraction in November 2022 when she conducted the privilege review of Alex's phone at SLED. It appears that this extraction was either misplaced by us or the extraction was for another device, as a result of an unintentional mistake. Either way, we do not appear to have the full extraction that was provided to Al Johnson. We are requesting that we be provided this extraction as soon as possible.

I can assure you that we are not attempting to create any discovery issues regarding our request. Moreover, I am confirming that you, Carley, your office and especially Lt. Dove have been very accommodating and cooperative regarding the cell phone discovery. Lt. Dove has met with Maggie and our local expert Chip Johnson on a number of occasions and has duplicated cell phone data upon request and without delay. If we had realized that our expert in Atlanta, Jim Persinger, had not been provided the full extract from Alex phone sooner, I have no doubt that you, Lt. Dove and your office would have provided us a duplicate download without delay. The timing of our request, coming just days before trial, is of our making, not yours.

Below is a screenshot of Al Johnson's report identifying the phone for which we need a full extract. We discussed this evening that the only "raw" extract that SLED has is through the

Gray Key software. If this is the same software that was used to extract Maggie and Paul's phone, then this is all we need. I assume this is the situation. If not, please advise.

Please let me know if we can deliver an external hard drive to Lt. Dove in the morning.

Thank you for your assistance and I apologize for the confusion, and this late request.

Jim

Phillip D. Barber

RICHARD A. HARPOOTLIAN, P.A.

1410 Laurel Street

Post Office Box 1090

Columbia, South Carolina 29202

(803) 252-4848

(803) 252-4810 (facsimile)

pdb@harpootlianlaw.com

Exhibit

I

OCT 6 2026 AM11:47
COLLETON CO GS, GARY HALE

From: Dick Harpootlian <rah@harpootlianlaw.com>
Sent: Friday, January 20, 2023 1:15 PM
To: Creighton Waters <CWaters@scag.gov>
Cc: Jim Persinger <jim@pminvestigations.com>; Phillip Barber <pdb@harpootlianlaw.com>; Holli Miller <holli@harpootlianlaw.com>; Maggie Fox <MFox@griffindavislaw.com>; Carly Jewell <CarlyJewell@scag.gov>
Subject: request for GrayKey extraction of Alex Murdaugh's phone

Creighton,

I write to request a copy of the GrayKey extraction of Alex's phone pursuant to the terms you discussed with Phil Barber.

First, I acknowledge that you previously delivered a copy of the GrayKey extraction of Alex's phone to Maggie Fox but we are unable to locate it.

Second, if the first copy of the GrayKey extraction is located, we will not assert that if differs in any way from the second copy without first consulting with you and giving the State the opportunity to inspect the hash values of the extractions.

Thank you for your assistance in this matter. Phil Barber will bring an external hard drive to pick up the copy of the GrayKey extraction. Please let me know when and where he should go to get the extraction.

Best,

Dick

Exhibit

J

OCT 6 2026 AM11:47
COLLETON CO GS,GARY HALE

RECEIPT OF DISCOVERY

TO: Phillip Barber, Esquire

From: Lt. Britt Dove, SLED

Date: January 20, 2023

Re: Supplemental Discovery Provided via Hard Drive
State v. Richard Alexander Murdaugh
SLED 31-21-0061

I, Phillip D Barber with the office of Richard A Harpootlian did receive the following items:

1. **One external hard-drive, containing:**
   a. The file system extraction for the iPhone 11, serial number DX3DC0W6N72Y done on 9/5/2021, with a hash value of: **Attached page 1.**

   b. One extraction of cell phone provided by Curtis Edward Smith to LE on 1/19/2023, which was extracted by SLED on 1/20/2023 with a hash value of: **Attached page 2.**

Signature: _____

Date: 1/20/2023

Carly Jewell

From: Dove, Britt <dbdove@sled.sc.gov>
Sent: Friday, January 20, 2023 5:17 PM
To: Carly Jewell; Creighton Waters
Subject: RE: [EXTERNAL] RE: Hash Values
Attachments: Receipt of Discovery-Signed-1-20-2023_0001.pdf

Attached is the signed copy of the Receipt of Discovery. Let me know if you have any questions.

Britt

From: Carly Jewell <CarlyJewell@scag.gov>
Sent: Friday, January 20, 2023 4:27 PM
To: Creighton Waters <CWaters@scag.gov>
Cc: Dove, Britt <dbdove@sled.sc.gov>
Subject: [EXTERNAL] RE: Hash Values

CAUTION: This email originated from outside of SLED. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Britt: Attached is the receipt of discovery that the defense need to sign before you release anything to them. If you could please return this to me via email once signed, that would be super – Thanks!

Carly Jewell, Paralegal
South Carolina Attorney General's Office | State Grand Jury Division
Physical: 1000 Assembly Street, Columbia, SC 29201
Mailing: P.O. Box 11549, Columbia, SC 29211
Office: 803-734-4043 | **Cell:** 803-719-0995

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From: Creighton Waters <CWaters@scag.gov>
Sent: Friday, January 20, 2023 4:20 PM
To: Carly Jewell <CarlyJewell@scag.gov>
Subject: Fwd: Hash Values

Get Outlook for iOS

From: Dove, Britt <dbdove@sled.sc.gov>
Sent: Friday, January 20, 2023 4:15:27 PM
To: Creighton Waters <CWaters@scag.gov>
Subject: Hash Values

Attached are the MD5 hash values for Eddie extractions and Alex GrayKey extractions.

D. Britt Dove
Lieutenant
South Carolina Law Enforcement Division
Computer Crime Center
4700 Broad River Rd.
Columbia, SC 29210
Office (803) 896-7917
Cell (803) 606-0712
dbdove@sled.sc.gov

File name	MD5
E:\Defense Phone extractions1-20-2023\Item 1\00008030-000C041C1A20402E_pchistory.txt	852210F09A53CE5AAD8565D68846026C
E:\Defense Phone extractions1-20-2023\Item 1\00008030-000C041C1A20402E_passwords.txt	E610C955A17C970600E4FD9D9475F323
E:\Defense Phone extractions1-20-2023\Item 1\00008030-000C041C1A20402E.pdf	11FB6263C2C7FB0F966186952C2FAF89
E:\Defense Phone extractions1-20-2023\Item 1\00008030-000C041C1A20402E_keychain.plist	184D38FD948A75E159C6315438D930CB
E:\Defense Phone extractions1-20-2023\Item 1\00008030-000C041C1A20402E_files_full.zip	1D8C1757DE6FB0CCBEF1183CF4202E34

7

OCT 6 2026 AM11:48
COLLETON CO GS. GARY HALE

File name	MD5
E:\Defense Phone extractions1-20-2023\Item 9-Curtis Smith\20230120_Samsung GSM_SM-S727VL Galaxy J7 Sky Pro-Advanced logical\AdvancedLogical 01\Documents\yms-[illegible].xml	[illegible]
E:\Defense Phone extractions1-20-2023\Item 9-Curtis Smith\20230120_Samsung GSM_SM-S727VL Galaxy J7 Sky Pro-Advanced logical\AdvancedLogical 01\Documents\yms-[illegible].xml	[illegible]
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