In The Matter Of:

JENNIFER SPIVEY FOLEY, ET AL v.
CHARLES WELDON BOYD, ET AL

GAIL GRAHAM
February 13, 2026

Rayl Reporting Service
P.O. Box 2833
Myrtle Beach, S.C. 29578
(843) 424-3431
raylreporting@gmail.com

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LUNASHARK MEDIA: EMPOWERING VICTIMS' VOICES THROUGH FOIA
COURTESY OF LUNASHARK MEDIA
COURTESY OF AN ANONYMOUS FOIA

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STATE OF SOUTH CAROLINA) IN THE COURT OF
COUNTY OF HORRY) COMMON PLEAS
CASE NO: 24-CP-26-03798

JENNIFER SPIVEY FOLEY, AS PERSONAL REPRESENTATIVE OF THE ESTATE OF SCOTT RYAN SPIVEY,

PLAINTIFFS,

vs.

CHARLES WELDON BOYD AND KENNETH WILLIAMS,

DEFENDANTS.

DEPOSITION OF:

GAIL GRAHAM
Friday, February 13, 2026
12:19 p.m. - 12:42 p.m.

Given before Michele E. Starkey, Court Reporter and Notary Public in and for the State of South Carolina, at Law Offices of Natasha M. Hanna, P.C., Myrtle Beach, South Carolina on Friday, the 13th day of February, 2026, commencing at 12:19 p.m.

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COURTESY OF AN ANONYMOUS FOIA
AROUND AND FIND OUT ADVISOR

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APPEARANCES:

FOR THE PLAINTIFF:

MARK B. TINSLEY
Attorney at Law
HUGH GOODING
Attorney-at-Law
GOODING AND GOODING, PA
265 Barnwell Highway
Allendale, South Carolina 29810
mark@goodingandgooding.com
hugh@goodingandgooding.com

FOR THE PLAINTIFF:

NATASHA M. HANNA
Attorney at Law
LAW OFFICES OF NATASHA M. HANNA, P.C.
4712 Jenn Drive, Suite A
Myrtle Beach, South Carolina 29577
natasha@nhannalaw.com

FOR THE DEFENDANT:
CHARLES WELDON BOYD:

KENNETH R. MOSS
Attorney-at-Law
CINDY DASSOULAS
WRIGHT WORLEY POPE EKSTER & MOSS, PLLC
628A Sea Mountain Highway
North Myrtle Beach, South Carolina 29582
kennethmoss@wwpemlaw.com

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APPEARANCES (CONTINUED)

FOR THE DEFENDANT:
KENNETH WILLIAMS:

L. MORGAN MARTIN
Attorney-at-Law
O. BRYAN MARTIN
Attorney-at-Law
LAW OFFICES OF L. MORGAN MARTIN, P.

A.

1121 Third Avenue
Conway, South Carolina 29528
mmartin@lmorganmartin.com
omartin@lmorganmartin.com

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EXHIBITS:

(There were no exhibits attached to this deposition.)

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STIPULATIONS

Pursuant to Notice and/or consent of the parties, the deposition hereon captioned was conducted at the time and place mentioned before Michele E. Starkey, Court Reporter and Notary Public in and for the State of South Carolina.

The deposition was taken for use in accordance with the South Carolina Rules of Civil Procedure unless herein stipulated and agreed to by the parties.

It is stipulated by and between counsel for the respective parties that all objections are reserved until the time of trial save as to the form of the question.

The reading and signing of the deposition by the deponent was expressly waived by the deponent.

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P R O C E E D I N G S

Whereupon,

(GAIL GRAHAM, having been duly, testified as follows:)

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EXAMINATION

BY MR. MARTIN:

Q. Ms. Gail, we are going to take your deposition. Have you ever had your deposition taken before?

A. Uh-huh.

Q. Well, it's -- it's just trying to find out what you know, and the only thing I think you probably should be aware of, I may ask a question that a lawyer objects to, says I object to the form of the question, which is the only objection that lawyers make in a deposition. But they can put their objection on the record but then you can answer the question.

A. Okay.

Q. Okay?

A. Uh-huh.

Q. So that don't throw you. Where do you live, Ms. Graham?

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A. Loris.
Q. In Loris community. All your life?
A. All my life.
Q. Okay. And as relates to this case, do you -- do you know Weldon Boyd?
A. No.
Q. Do you know Bradley Williams?
A. No.
Q. Did you know Scott Spivey?
A. No.
Q. Do you know any of Scott Spivey's family?
A. No.
Q. All right. No connection at all to any of the people involved in this?
A. Mm-mm.
Q. Okay. Tell me what you know about it.
A. I just know I was on Number 9.
Q. Okay. Tell me about your being on Number 9 and what you --
A. I was --
Q. Well, let me ask you this.
A. Okay.
Q. Were you headed towards Loris from

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North Myrtle Beach?

A. Yes.

Q. Okay. Traveling by yourself?

A. No. Me and my husband was together.

Q. Your husband was with you?

A. Mm-hmm.

Q. And where were you coming from, if I might ask?

A. I think we was coming from Lowes or somewhere in North Myrtle Beach.

Q. Okay. Headed back towards Loris?

A. To go home, mm-hmm.

Q. Okay. And where did you first see Scott Spivey's truck or Weldon Boyd's truck or anything connected to this?

A. The only thing I saw was -- I think it was somewhere between the subdivision at -- I'm trying to think. It's right there at Anderson Brothers Bank. There's a subdivision and a red light right there. Just beyond that I saw a white truck and he was going from side to side of the road like he was trying to pass another vehicle.

Q. Okay. Let me -- let me see if I

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can isolate a little better. If any of you lawyers know, that'd be helpful, but --

A. Colonial Charters.

Q. Okay. Colonial Charters. Okay.

A. Yeah, Colonial Charters.

Q. So you were traveling in that area right there near the Colonial Charters subdivision?

A. Yeah. It was between Colonial Charters and maybe the next one, but it was after Colonial Charters or right there. It was after that. So it was somewhere in that area.

Q. Okay. And you saw a white truck moving back and forth?

A. Yeah. He was pulling a trailer and there was a piece of furniture on the back side of the trailer.

Q. All right. So you didn't know whose truck it was, but it was a white truck that had -- that was pulling a trailer?

A. Yes.

Q. All right. And so go ahead and tell me what you observed past that idea of it was changing lanes.

A. Yeah. He was changing lanes back

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and forth and traffic was kind of heavy in that area.

Q. Okay.

A. And it looked like he was just going back and forth, and then he went to move from the right lane back to the left lane and when he did, he run off the shoulder of the road and he snatched the truck back on and they continued that and then they got in such a high rate of speed, they left us way behind.

Q. All right. So let me back up with you just a minute. When you say when the white truck was in the right-hand lane and then it moved over into the left-hand lane towards the median.

A. Mm-hmm.

Q. And -- and that it ran off the roadway there?

A. Yes, it ran off the road.

Q. To the --

A. On the shoulder of the road.

Q. Did the truck and the trailer leave the roadway?

A. It didn't go all the way into the media. It's just like it went off the shoulder

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of the road, because he pulled it right back on in the highway, on the highway in the lane.

Q. And you say that was very just past Colonial Charters driveway --

A. Mm-hmm.

Q. -- subdivision?

A. And then I didn't see them anymore after that.

Q. And you said "them." Did you see a black truck that we now know was Mr. Scott Spivey's at that time?

A. There was a truck ahead of him and I know he -- you know, he switched lanes. It liked to me like he was trying to get ahead of him or something, I don't know, but I know they were switching lanes. He switched lanes and when he did, he run off the shoulder of the road, he pulled it back on, and then I didn't see them anymore.

Q. I gotcha.

A. 'Til --

Q. Did you see the black truck changing lanes at any time?

A. I didn't pay attention to that. The main thing I paid attention is because that

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guy ran off the shoulder of the road.

Q. Okay. How far behind the white truck were you when you observed this?

A. I would say at least two cars, maybe two cars or three cars.

Q. Okay.

A. Because the traffic was heavy in that area at that particular time.

Q. At that point in time?

A. Mm-hmm.

Q. All right. And then both of these vehicles sped up and got out of your sight?

A. Mm-hmm.

Q. And you never saw them again?

A. No, not until I got on up near Camp Swamp Road.

Q. All right. So let's move up to then. You didn't see anything until you got near Camp Swamp Road?

A. Yeah, and I didn't see anything then. I just know there was cars parked beside the road and I saw the white truck, the white truck in the right lane and then a truck ahead of -- ahead of the white truck. That's all I saw. Then the traffic was deterred to go

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around another way.

Q. Okay. All right. So, in essence, would it be accurate to say that the only thing that you observed was back near Colonial Charters?

A. Yeah, or a little bit further up. I'm not exactly if it was right there at it, but it was that stretch of road there, yes.

Q. Sun Colony or Living Water Baptist Church?

A. Yeah.

Q. Somewhere maybe between Living Water and there?

A. Yeah, I would say so.

Q. Okay.

A. Because by the time I got to Camp Swamp Road, there was vehicles all down the side of the road and stuff, and then I saw the white truck there. That's the one that stood out to me because I saw him run off the road and then back onto the road, switching lanes.

Q. Okay. Were you or your husband driving?

A. My husband was driving.

Q. And how fast do you think that you

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-- that y'all were going when you saw the movement of the white truck?

A. I would probably say 50, 55, because in there, there's so many subdivisions, so it's like a traffic trap, because it's 45, then it's 50, and then it's 65 or 60. So I would say probably about 50, 55, something like that.

Q. Okay. Have you been doing any posting on the websites and Facebooks and things of that nature about this case?

A. Just comment, praying for the family.

Q. Just praying for the family? Anything else in particular?

A. Just commenting on it, saying, you know --

Q. What kind of comments -- what kind of comments --

A. Hope justice comes.

Q. -- have you made about Bradley Williams, for example?

A. Bradley --

Q. My client is Bradley Williams. He was riding with Weldon Boyd.

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A. I have -- no, because I don't even know the guy at all. I wouldn't know him if I saw him.

Q. I got you. How about Weldon Boyd? You posted any comments about Weldon Boyd?

A. Let's see if I posted anything. I just -- I put that I hope justice is served, whatever it may be.

Q. Whatever it may be?

A. Yes.

Q. And from what you saw, you really don't have a firm opinion about what justice is at this time, do you?

A. No, not from what I saw.

Q. Right.

A. I just know there was a lot of switching back and forth and I figured -- I -- I even asked my husband, I said, "What in the world's going on?" He said, "Looks likes road rage to me." I said, "Well, you just back up because I don't want to get involved in that."

Q. You didn't want no part of that?

A. Yeah, I didn't want no part of it.

Q. Bear with me just a minute. Have you talked with the police at all?

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A. No.
Q. Okay. Have you talked to any investigators about this case?
A. No. The person that come to serve me the papers was asking me and I told him I prefer not to talk about it.
Q. Okay. Did anybody contact you by telephone to ask you about the case at all?
A. I think I was talking to someone. I was talking to someone and I was telling about what I saw.
Q. Right, the --
A. And then, in return, then they called Mr. Mark Tinsley and said well, just tell him what you saw, you know. Everybody is trying to find out who saw what, what they saw, and I spoke to him and I virtually told him about the same thing.
Q. Same thing you've just told me here today?
A. Mm-hmm.
Q. Anything else that you think you remember to tell him you haven't told us today?
A. No. I just said -- I told him, I said, "It looked like road rage to me," from --

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because the guy was -- it looked -- he was going -- the white truck was going back and forth from side to side trying to get around whatever truck was ahead of him. At that point, I didn't even notice that truck. So he was going from side to side and I said virtually he was trying to get around whatever truck -- whatever vehicle was ahead of him. And I said --

Q. Didn't you --

A. -- then he ran off the shoulder of the road.

Q. And you couldn't tell what vehicle was ahead of him?

A. I didn't pay any attention.

Q. You don't know whether that was Scott Spivey or not?

A. I couldn't say. The only one I remember seeing --

Q. And how would you -- how far would you say you followed behind the white truck before --

A. They got out of sight?

Q. -- they got out of sight? Yeah.

MR. TINSLEY: Object

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to the form.

THE WITNESS: I would say probably -- probably about a mile, mile and a half, maybe.

BY MR. MARTIN:

Q. Mile? Okay. And in that mile, did you -- you didn't see the black truck of Mr. Spivey at all?

MR. TINSLEY: Object to the form.

THE WITNESS: I -- I can't say that I didn't. I just don't remember seeing the black truck. The white truck is what I was paying attention to because he was running off the road and swerving from lane to lane because you got to remember, he had a long trailer.

BY MR. MARTIN:

Q. He had a long trailer. How many times did he run off the road?

A. I only seen run off the road one time.

Q. And --

A. Off and back on.

Q. Okay. Was the trailer wobbling or

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flying up in the air or doing anything unusual?
A. No. No. I mean, it -- I just saw the trailer, him pulling that trailer, and I was like, you know, whipping from side to side. With that big of a trailer, you know, I said, you know, he's going to keep on and he flips it.
Q. So it struck you it might be a road rage deal, but you didn't know who the white truck was road raging with you, do you?
A. No. I don't know Weldon if he was to talk in this room, other than I did see his picture on Facebook.
Q. You see any vehicles interacting with the white truck at all?

MR. TINSLEY: Object to the form.

THE WITNESS: (Witness shakes head.)

BY MR. MARTIN:
Q. How many times did you see it change lanes from the left to the right and then back to the left maybe?
A. Probably four times.
Q. Four times?

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A. Mm-hmm.
Q. Did it get around any vehicles during those or was it just --
A. Not that -- not that I remember.
Q. Were you directly behind -- you and your husband directly behind it or was there some cars between?
A. There was cars between us. There was probably two -- I think there was two or three cars in between us.
Q. And if you could estimate yards and football fields, how many yards or football fields behind the white truck would you think you were?
A. Not a football field for sure.
Q. Okay. Something less than a football field?
A. Oh, yeah, yeah.
Q. Okay. And who did you first tell this to?
A. It was --
Q. Well, let me ask you this. When did you learn there had been a shooting there at that Camp Swamp Road?
A. I think it might have been the --

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it was either the next day or the next day. It might have been two days after I saw that.

Q. All right. And did you make the connection then between the white truck and this shooting event?

A. They just said there was a shooting and someone was killed.

Q. Right.

A. And said there was a white truck involved pulling a trailer and I said, "Well, I saw the white truck," you know. That was the only connection I knew.

Q. And who did -- did you call anybody -- you didn't call law enforcement --

A. No.

Q. -- to tell about this. Did you call anybody?

A. I think I was talking to one of my relatives on the phone and she commented that -- that did I hear about the shooting on the Camp Swamp Road, and she was saying something. I said no, I hadn't heard that, I said, and we went on to talking and I said, "I was behind a white truck and they were running" -- they -- they ran off the road and stuff. And then I

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actually seen it on the news, you know, and that's when I found out actually that that was the truck, and then I also -- I talked to one of my friends and she was Monica Wright, and --

Q. She was who?

A. Monica Wright and Terry Wright.

Q. Oh, you know Monica and Terry?

A. Oh, yeah.

Q. All right. And of course, you know they -- now they were on the roadway that day.

A. Yeah, yeah.

Q. But you didn't see them --

A. I didn't see them.

Q. -- out on the roadway?

A. Mm-mm, because -- and actually, she was the one that actually was telling me about the incident, because they stopped and went up there where the incident happened.

Q. Okay. All right. Who hooked you up with Mr. Tinsley or -- I mean, how did you get from just a witness that hadn't talked to the police, you talk to your friend Monica -- who said well, you need to call the police or some of the lawyers or something? Who -- how did you get to be here today deposed about

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this?

A. Let's see. Well, I talked to Monica and she said, you know, that they were asking anybody that seen anything, you know. I said, "Well, I really didn't see anything other than the back and forth with the vehicle," you know. And then I talked to one of my relatives and I think that she knew the Foley lady.

Q. What relative was that?

A. Sharon Boyd.

Q. Sharon Boyd?

A. Mm-hmm.

Q. And have you spoken to Jennifer Foley about this?

A. No, I have not.

Q. And when you -- I know you said the truck ran off the road in the median side. When it went to the outside lane or the right-hand lane, did it run off the truck on that side as well?

MR. TINSLEY: Object to the form.

THE WITNESS: Mm-mm.

MR. MARTIN: Okay. That's all the questions I have.

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EXAMINATION

BY MR. TINSLEY:

Q. Ms. Graham, I just want to -- because you said "he" a couple of times, and when we're talking, we understand what you're saying but sometimes when it gets typed up, it might not be clear so I want to clarify. Because you said, "It looked to me like he was trying to get ahead of the truck in front of him." You meant the white truck?

A. The white truck. Yes. I'm sorry.

Q. And when you say "it looked like he was road raging based on that," you meant the white truck, correct?

A. Correct.

Q. And -- and the back and forth, the four lanes, switching lanes the four times, that's before he goes off the shoulder of the road or into the median?

A. No. When I -- I really -- I seen him, the white truck, switching to the other lane, but then I really started noticing it when he ran off the side of the road.

Q. Okay. So after he runs off the

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side of the road, did it appear that he slowed down any?

A. No.

Q. Did he stop?

A. No.

Q. He just drives out of it and --

A. He got even faster. And that's when they got -- he got out of sight. I didn't see him anymore.

Q. Okay. So immediately after coming back on the road, the acceleration --

A. Mm-hmm.

Q. -- increased?

A. Mm-hmm.

Q. That's a yes?

A. Yes.

Q. And as they're going away from you, are you seeing lane changing then or they're just leaving you?

A. They're just leaving.

Q. Okay. Okay. And you believe that that was somewhere at or just beyond Colonial Charters?

A. Yeah.

Q. Okay. Is it fair to say that day

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that you and your husband were not driving speeds in excess of 70 miles an hour in that area?

A. Absolutely not.

Q. And you didn't go up to 80 or 90 or a hundred, did you?

A. Absolutely not.

MR. TINSLEY: Okay. That's all I have.

MR. MOSS: I have a couple.

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EXAMINATION

BY MR. MOSS:

Q. Ms. Graham, I'm Kenneth Moss. I actually served the notice on you today to be here. I'm curious. Did you ever see either one of these trucks pass your husband or you?

A. Pass us?

Q. Yes, ma'am.

A. No.

Q. So from the time you first saw them, they didn't -- you didn't see them come by you before this --

A. Mm-mm.

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COURTESY OF LUNASHARK MEDIA
COURTESY OF AN ANONYMOUS FOIA

Q. -- interaction you saw happen?
A. (Witness shakes head.)
Q. And I don't want to use the word interaction if you didn't use that, but before you saw the white truck changing lanes, neither the white truck passed you or you didn't see this black truck pass you; is that right?
A. No.
Q. Did you ever see another white truck, one without a trailer, that was interacting in any with these trucks?
A. No.
Q. Did you ever see a gray truck that might have interacted with these trucks in any way?
A. Not that I remember.
Q. Do you recall discussing another white truck or gray truck with either one of the Wrights?
A. No.
Q. Okay. I'm assuming you did not see any display of a gun by anybody?
A. I didn't see what?
Q. Any display of a gun by anyone, did you?

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A. Oh, no, not at all.

MR. MOSS: That's all I have. Thank you very much.

MR. MARTIN: Just a couple more.

++++++++++++++++++++

EXAMINATION

BY MR. MARTIN:

Q. Just a couple more. Did you see a gun?

A. No.

Q. Anybody pointing a gun that day?

A. No.

Q. And the traffic was such, I believe you said, you couldn't tell what vehicle was in front of the white truck or how many vehicles?

A. Yeah. If -- if I did, I didn't pay any attention to it.

Q. Right. But you didn't -- again, I'll say it again. You don't even know that it was the white truck of Scott Spivey that was immediately in front of the white truck?

A. I can't say that it was.

Q. And you don't know whether whatever vehicle was in front of Mr. Boyd's white truck

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was changing lanes or not, do you?

A. There was a truck that was changing, but, you know, as far as -- at that time I didn't even consider it a black truck. I know there was another vehicle changing too.

Q. In front of Mr. Boyd's white truck?

A. Yes.

Q. So it could be that that vehicle that was in front of him was trying to block him from getting around, isn't it?

A. Could.

Q. Is that a yes?

A. It -- it could be.

MR. MARTIN: That's all the questions I have.

MR. TINSLEY: All done.

(This deposition was concluded 12:42 p.m.)

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CERTIFICATE

STATE OF SOUTH CAROLINA

COUNTY OF HORRY

I, Michele E. Starkey, Professional Verbatim Reporter and Notary Public for the State of South Carolina, certify that I did have GAIL GRAHAM to appear before me at 12:19 p.m. on the 13th day of February, 2026 in the Law Offices of Natasha M. Hanna, P.C., South Carolina; that the witness was duly sworn to tell the truth, the whole truth and nothing but the truth; that the foregoing pages constitute a true and accurate transcript of the testimony given at that time and place.

I further certify that I am not of counsel or kin to any of the parties to this cause of action, nor am I interested in any manner in its outcome.

IN WITNESS WHEREOF I have hereunto set my hand and seal this 14th day of February, 2026.

_____

Michele E. Starkey, Notary Public

My Commission expires September 17, 2031

LUNASHARK MEDIA: EMPOWERING VICTIMS' VOICES THROUGH FOIA
COURTESY OF LUNASHARK MEDIA
COURTESY OF AN ANONYMOUS FOIA

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LUNASHARK MEDIA: EMPOWERING VICTIMS' VOICES THROUGH FOIA
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COURTESY OF ANONYMOUS FOIA AROUND AND FIND OUT SPONSOR

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LUNASHARK MEDIA: EMPOWERING VICTIMS' VOICES THROUGH FOIA
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COURTESY OF ANONYMOUS FOIA AROUND AND FIND OUT SPONSOR
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COURTESY OF LUNASHARK MEDIA

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AROUND AND FIND OUT SPONSOR

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