


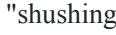






Samantha did not currently have a "daddy" and Samantha replied "I'm 13 daddy" and "Guys too afraid to step to me." *Id.* Mr. McKenzie replied with a "dizzy face" emoji² showing a face with crossed-out eyes,  ³ and asked *3 "13?" and "Oh no." *Id.* at 2-3. Mr. McKenzie then stated that Samantha looked 22. Samantha then sent three successive emojis-a "face blowing a kiss"  ⁴ followed by two "shushing face[s]"  ⁵ *Id.* at 3. Mr. McKenzie replied with a "zipper mouth face" emoji,  ⁶ *Id.* Mr. McKenzie then asked "Whats the oldest daddy you had?" and Samantha replied that she "had a grandpa looking guy once." *Id.*

¹ With regard to exhibits containing the messaging between Mr. McKenzie and "Samantha," we have left any spelling, grammar, or punctuation errors as found in the original. We intend no disrespect by doing so.

² *Full Emoji List, v11.0*, UNICODE, <http://www.unicode.org/emoji/charts11.0/full-emoji-list.html> (last updated Dec. 19, 2018). "Unicode is the leading organization attempting to standardize emojis." Eric Goldman, *Emojis and the Law*, 93 Wash.L.Rev. 1227, 1232 (2018).

³ "A yellow face with X's for eyes and a round, open mouth . . . [m]ay convey a heightened or hyperbolic sense of such feelings as shock, surprise, disbelief, awe, and amazement, as if staggered to the point of disorientation." *Face with Crossed-Out Eyes*, Emojipedia, <https://emojipedia.org/dizzy-face/> (last visited April 18, 2022).

⁴ "A yellow face winking with puckered lips blowing a kiss, depicted as a small, red heart . . . [m]ay represent a kiss goodbye or good night and convey feelings of love and affection more generally." *Face Blowing a Kiss*, Emojipedia, <https://emojipedia.org/face-blowing-a-kiss/> (last visited April 18, 2022).

⁵ "A yellow face placing an index finger over pursed lips, as if issuing *Shh!* or *Shush!* for silence . . . [m]ay convey silence, quiet, secrecy, and discreetness [and] also create a sense or buzz and anticipation." *Shushing Face*, Emojipedia, <https://emojipedia.org/shushing-face/> (last visited April 18, 2022).

⁶ "A yellow face with simple, open eyes and a closed zipper for a mouth . . . commonly conveys a secret that someone will keep [or will] be used to tell someone to stop talking." *Zipper-Mouth Face*, Emojipedia, <https://emojipedia.org/zipper-mouth-face/> (last visited April 18, 2022).

The two continued to chat on Skout and then moved to text messaging on their phones. Samantha turned the discussion to "hustling." Mr. McKenzie asked Samantha why she was involved in hustling. Samantha responded that her "mom is a bitch and really doesn't care about me or my lil bro. i stay mostly with my gf and do what I need to." Ex. 4 at 3. Mr. McKenzie then told Samantha she was too young and beautiful to be "doing what you do." *Id.* The two then discussed Samantha's previous boyfriends and *4 she informed Mr. McKenzie that her relationship with her first boyfriend had lasted only a few weeks, and her longest boyfriend relationship was six months. Samantha then asked Mr. McKenzie if he actually thought she was beautiful or if he was just trying to have sex with her. Mr. McKenzie replied, "No i legit think your beautiful like in thought you was 22 when it said 18." *Id.* He then told Samantha, "We don't have to do anything i never pressure anyone into anything im cool with most things." *Id.*

Samantha later messaged Mr. McKenzie that she had alcohol left over from the night before and the two discussed what she was like when intoxicated. In response to Samantha's statement that she helped pay rent, Mr. McKenzie commented, "Yall really doing adult shit" and, "Well for whatever its worth im proud of yall for doing what you have to do to live. I don't condone it but im not against it either." *Id.* at 6.

During the text messaging, Samantha asked Mr. McKenzie if he was interested in being her pimp to which he replied, "Oh nah im not doing all that," "Thats low. I dont need that & dont have time for all that. If you have a way to get money I support that," and "But pimping? No thanks missed me with that one." *Id.* at 9.