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Anderson, SC Dist. Ct. DP/AS

STATE OF SOUTH CAROLINA)
)
)
State of South Carolina)
)
Plaintiff,)
vs.)
)
Jesse Osborne)
)
Defendant,)

IN THE COURT OF GENERAL SESSIONS
TENTH JUDICIAL CIRCUIT

ORDER

Case Number: 2018-GS-04-01391
2018-GS-04-01392
2018-GS-04-01393
2018-GS-04-01394
2018-GS-04-01395

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SC Court of Appeals

This matter is before me upon defendant's motion to reconsider the sentences of Life on two counts of murder 2018-GS-04-01392 and 2018-GS-04-01393 and the three (3) sentences of Thirty (30) years for attempted murder 2018-GS-04-01391, 2018-GS-04-01394 and 2018-GS-04-01395 issued on December 12, 2018. With the consent of all involved, the court delayed hearing defendant's motion for an extended period of time.

The court is asked to modify its Life sentences to less than life and/or to change the life sentences to a numerical figure in order for defendant to qualify for participation in different programs within the South Carolina Department of Corrections.

Any sentence issued by this court for the charges of murder shall be served day for day. It is the intention of this court that this court's original sentences of life effectively remain in effect. However, the court is agreeable to changing the designation of life to a numerical figure to allow defendant to participate in available programs while effectively serving a life sentence.

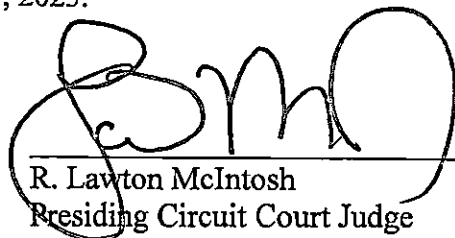
Presently, the defendant is Twenty-One (21) years of age. At the time of hearing on defendant's motion for reconsideration defendant had not come to terms with his crimes committed at Townville Elementary School, although he had done so for the murder of his father. Additionally, defendant essentially isolated himself in his cell thereby avoiding stressors that could complicate and/or aggravate defendant's mental health. Defendant also declined mental health treatment offered by the South Carolina Department of Corrections. For these reasons as well as the court's reasons articulated at the time of the original sentence, the court denies defendant's motion to the extent he seeks a sentence of less than life but grants defendant's motion for a numerical sentence (which is effectively a life sentence).

The Court amends its prior orders to provide that defendant shall serve 75 years for both counts of murder.

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C. Reena Thomason
CLERK OF COURT

It is so Ordered this 22nd day of September, 2023.

Anderson, SC


R. Lawton McIntosh
Residing Circuit Court Judge

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Anderson, SC CCC, CP/CS

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C. Reena Thomason
CLERK OF COURT