

IN THE STATE OF SOUTH CAROLINA)
COUNTY OF CHARLESTON)

2014 JAN 24 AM 11:32)

IN THE COURT OF GENERAL SESSIONS)
NINTH JUDICIAL CIRCUIT)

STATE OF SOUTH CAROLINA)
BY _____)

vs.)

TYREL RASHONE COLLINS,)
Defendant.)

Indictment Numbers: 2012-GS-10-5449;
2012-GS-10-5452

**ORDER DENYING DEFENDANT'S
MOTION FOR RECONSIDERATION
OF SENTENCE**

RECEIVED

FEB 04 2014

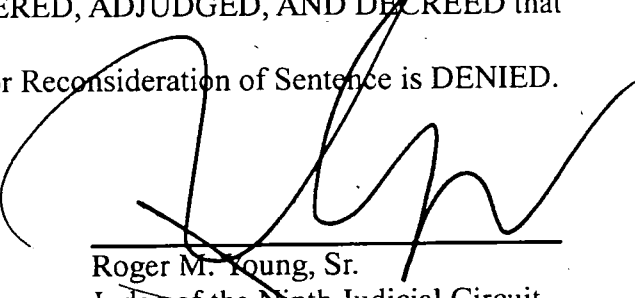
SC Court of Appeals

The Defendant through counsel, Jason King, filed a Motion to Reconsider this Court's previous sentence of life without parole imposed upon the Defendant, Tyrel Rashone Collins, on January 9, 2014.

This matter originally came before this Court as a jury trial that was held from January 6, 2014 – January 9, 2014. On January 16, 2014, Defendant submitted a Motion for Reconsideration of Sentence. I have thoroughly considered Defendant's motion and supporting material, and based on same deny Defendant's Motion to Reconsider.

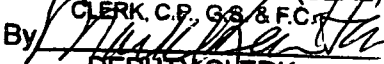
THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Defendant Tyrel Rashone Collins's Motion for Reconsideration of Sentence is DENIED.

IT IS SO ORDERED!

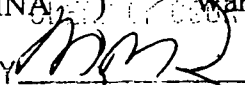


Roger M. Young, Sr.
Judge of the Ninth Judicial Circuit

January 23, 2014
Charleston, SC

ATTEST: A TRUE COPY
JULIE J. ARMSTRONG (SEAL)
CLERK, C.P., GS & F.C.
By 
DEPUTY CLERK

STATE OF SOUTH CAROLINA) IN THE COURT OF GENERAL SESSSIONS
 COUNTY OF CHARLESTON) NINTH JUDICIAL CIRCUIT
 STATE OF SOUTH CAROLINA) Warrant Nos: M614495; M614496

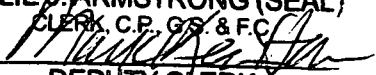
2014 JAN 17
 JULIE J. ARMSTRONG
 CLERK, C.P., G.S. & F.C.
 BY 

-versus-)
)
)
 TYREL COLLINS,)
)
)
 Defendant.)
 _____)

Response to Defendant's Motion to Reconsider Sentence

COMES NOW the State, by and through Stephanie Linder, Assistant Solicitor of the Ninth Judicial Circuit in the above-captioned matter with notice to the Defendant, respectfully moves before this Court to deny the Defendant's Motion to Reconsider Sentence for the reasons stated below.

In this case, the jury found the Defendant guilty of the charges of **Murder and Possession of a Firearm During the Commission of a Violent Crime** on January 9th, 2013. Following the conviction, the judge sentenced the Defendant to life without parole. In considering the motion, the Court should keep in mind the nature of the crime for which Defendant was convicted and the Defendant's lengthy record. On October 27, 2011, the Defendant approached the Victim from behind, while he was playing cards in Mall Park, pulled out a handgun and fatally shot Victim in broad daylight. The victim's wounds were twice in the back, once in the lower stomach, once in the right side area of the neck and once in the forehead for a total of five times. This was an execution. This Defendant acted as if he lives outside the law. The jury told the Defendant he does not. The imposed sentence tells the Defendant he does not. For the foregoing reasons, the State respectfully moves the court to deny the Defendant's motion to reconsider

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 JULIE J. ARMSTRONG (SEAL)
 CLERK, C.P., G.S. & F.C.
 By 
 DEPUTY CLERK

sentence. The State believes that the sentence imposed is appropriate considering the violent crime committed by the Defendant.

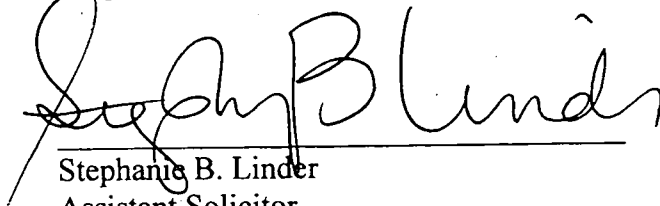
FILED

2011 JAN 17 PM 4:13

JULIE J. ARMSTRONG
CLERK OF COURT

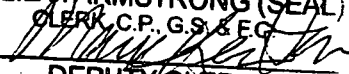
BY _____

Respectfully submitted,



Stephanie B. Linder
Assistant Solicitor
Ninth Judicial Circuit

Charleston, South Carolina
Dated: _____

ATTEST: A TRUE COPY
JULIE J. ARMSTRONG (SEAL)
CLERK, C.P., G.S. & E.C.
By 
DEPUTY CLERK

STATE OF SOUTH CAROLINA

2014 JUN 16 PM 4:31

COUNTY OF CHARLESTON

SOUTH CAROLINA
COURTS
CLERK OF COURT

STATE OF SOUTH CAROLINA

vs.

TYREL COLLINS

Defendant

) IN THE COURT OF GENERAL SESSIONS
) FOR THE NINTH JUDICIAL CIRCUIT
) Case Nos: 2012-GS-10-05449; 2012-GS-10-05452
) Warrant Nos: M614495; M614496
) Charge(s): Murder; Possession of Firearm During
) Violent Crime

MOTION FOR RECONSIDERATION OF
SENTENCE

FEB 04 2014

SC Court of Appeals

PLEASE TAKE NOTICE that the above-captioned defendant, by and through the undersigned attorney, moves this Honorable Court for a reconsideration of the sentence imposed upon the defendant by the Honorable Roger Young on January 9, 2014 in the above-styled matter.

On January 9, 2014 the Defendant was found guilty of the charges of Murder and Possession of a Firearm During the Commission of a Violent Crime. The Defendant was sentenced to Life Without Parole. After receiving the verdict of guilty, prior to sentencing, the Defendant's family left the courtroom. The Defendant and his family were distraught after hearing the verdict of guilty. The Defendant at the time did not want his family present to spare them the grief of witnessing the imposition of a severe sentence. As a result of this, the Defendant's family was not present to speak on the Defendant's behalf regarding sentencing.

There was also much negative publicity surrounding the trial due to the notorious reputation of the victim and the arrest of the Defendant's brother for Intimidation of a

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JULIE J. ARMSTRONG (SEAL)
CLERK, C.P., GS, S.C.
By
DEPUTY CLERK

Witness during the trial. The case was mentioned in two front-page newspaper articles during the trial and also a front-page article the day after sentencing.

The Defendant respectfully requests a hearing at a time when the media is not saturated with negative publicity regarding the Defendant and, now that Defendant's family has had time to come to terms with the guilty verdict, an opportunity for the family to speak on his behalf regarding reconsideration of the sentence of Life Without Parole.

FILED

2014 JAN 16 PM 14:31

JULIE J. ARMSTRONG
CLERK, C.P., C.S. & F.C.

BY _____

Respectfully Submitted,

Jason T. King

Jason T. King
Assistant Public Defender
Attorney for Defendant

Charleston, South Carolina

Dated: 1-16-14

ATTEST: A TRUE COPY
JULIE J. ARMSTRONG (SEAL)
CLERK, C.P., C.S. & F.C.
By *[Signature]*
DEPUTY CLERK

COUNTY OF Charleston
STATE VS. Tyrel Rashone Collins
AKA:
Race: Sex: Age:
DOB: SS#
Address:
City, State, Zip:
DL#: SID#

INDICTMENT/CASE#: 2012GS1005449
A/W#: M614495
Date of Offense: 10/27/2011
S.C. Code § : 16-03-0010, 0020
CDR Code #: 0116

SENTENCE SHEET

*CDL Yes No CMV Yes No Hazmat Yes No
In disposition of the said indictment comes now the Defendant who was TO: Murder

CONVICTED OF or PLEADS

in violation of § 16-03-0010, 0020 of the S.C. Code of Laws, bearing CDR Code # 0116
NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS
Mandatory GPS(CSC §17-25-45 w/minor 1st or Lewd Act)

The charge is: As Indicted, Lesser Included Offense, Defendant Waives Presentment to Grand Jury.
The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST: Stephanie B. Linder, SC Bar# 72656 Defendant
Attorney for Defendant SC Bar#

WHEREFORE, the Defendant is committed to the State Department of Corrections, County Detention Center,
for a determinate term of Life without Parole or under the Youthful Offender Act not to exceed years
and/or to pay a fine of \$; provided that upon the service of days/months/years and/or payment
of \$; plus costs and assessments as applicable*; the balance is suspended with probation for

months/years and subject to South Carolina Department of Probation, Parole and Pardon Services standard conditions of
probation, which are incorporated by reference.

CONCURRENT or CONSECUTIVE to sentence on:
The Defendant is to be given credit for time served pursuant to S.C. Code § 24-13-40 to be calculated and applied
by the State Department of Corrections.
The Defendant is to be placed on the Central Registry of Child Abuse and Neglect pursuant to S.C. Code §17-25-135.

Pursuant to 18 U.S.C Section 922, it is unlawful for a person convicted of a violation of Section 16-25-20 or 16-25-65 (Criminal
Domestic Violence) to ship, transport, possess, or receive a firearm or ammunition.

SPECIAL CONDITIONS:

RESTITUTION: Deferred Def. Waives Hearing Ordered
Total: \$ plus 20% fee: \$
Payment Terms:
Set by SCDPPPS

PTUP
days/hours Public Service Employment
Obtain GED
Attend Voc. Rehab. or Job Corp.
May serve W/E beginning
Substance Abuse Counseling
Random Drug/Alcohol testing
Fine may be pd. in equal, consecutive weekly/monthly
pmts. of \$ beginning
\$ paid to Public Defender Fund
Other:

Recipient:

Table with 3 columns: Description, Amount, Total. Includes items like § 14-1-206 (Assessments 107.5%), § 14-1-211(A)(1) (Conv. Surchage), § 14-1-211(A)(2) (DUI Surchage), § 56-5-2995 (DUI Assessment), § 56-1-286 (DUI Breath Test), Proviso 47.9 (Public Def/Prob), § 14-1-212 (Law Enforce. Funding), § 14-1-213 (Drug Court Surchage), § 50-21-114 (BUI Breath Test Fee), § 56-5-2942(J) (Vehicle Assessment), Proviso 90.5 (SCCJA Surchage), 3% to County (if paid in installments), TOTAL \$133.90

Appointed PD or appointed other counsel, § 47.12 requires \$500 be paid to Clerk during probation.

ATTEST: A TRUE COPY
JULE J. ARMSTRONG (SEAL) Presiding Judge
Clerk of Court/ Deputy Clerk: Karen Andersen
Court Reporter: Karen Andersen
By: [Signature] DEPUTY CLERK
Sentence Date: 1/9/14

SLB20111007393

WITNESSES

Charleston City Police Department

DOCKET NO. 2012GS1005449

The State of South Carolina

County of Charleston

AGENCY CASE NUMBER

1117606

COURT OF GENERAL SESSIONS

September Term 2012

ARREST WARRANT NUMBER

BY JULIE A. ARMSTRONG, CLERK OF COURT
DEPUTY CLERK OF COURT

DATE OF ARREST

SEP 29, 2011

CLERK OF GRAND JURY

THE STATE

vs.

TYREL RASHONE COLLINS

DOB: [REDACTED]

B/M

Foreperson of Grand Jury

Date:

SEP 29 2011

VERDICT

GUILTY

Indictment for

Murder

Foreperson of Petit Jury

Date:

January 2014

INDICT

Charleston Police Department

STATE OF SOUTH CAROLINA

COUNTY OF CHARLESTON

AFFIDAVIT

Personally appear before me, a magistrate of this county one, Detective Craig Kosarko who first being duly sworn deposed and says that, Tyrel Collins [redacted] did within this county and state on the Oct. 27th, 2011 violate the criminal laws of the State of South Carolina in the following particular:

DESCRIPTION OF OFFENSE

Murder
16-3-10

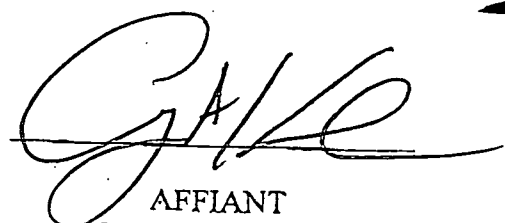
The affiant states there is probable cause to believe that the defendant named did commit the crime set forth and that such probable cause is based on the following facts:

On October 27, 2011 at about 1845 hrs., Tyrel Collins did knowingly and intentionally violate murder law in the City of Charleston at 68 Columbus St., Mall Park.

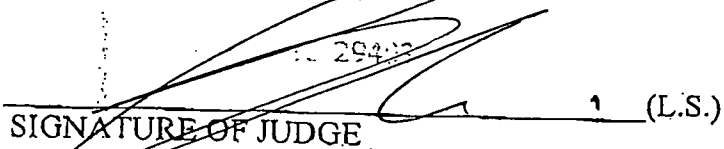
On the above date and approximate time, CPD Officers responded to the area of 68 Columbus and located an individual identified as [redacted] lying on the ground deceased as a result of gunshot wounds. As a result of speaking to multiple witnesses, Detectives were able to determine that Tyrel Collins approached [redacted] while he was playing cards with three other individuals. Tyrel pulled out a handgun and got into a verbal altercation with [redacted] [redacted] said, "Nigga do what you do." Tyrel then fired the handgun about five times in the direction of [redacted] hitting him multiple times.

The above is true and believable based on the investigation of the Charleston Police Department and statements by multiple witnesses.

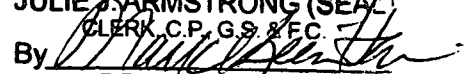
SWORN TO AND SUBSCRIBED BEFORE ME
THIS 27th DAY OF October, 2011



AFFIANT
180 Lockwood Blvd.
Charleston, SC 29403
843-577-7434


SIGNATURE OF JUDGE (L.S.)

COMPLAINT #: 11-17606
ARRANT#
PD Form OT3

ATTEST: A TRUE COPY
JULIE J. ARMSTRONG (SEAL)
CLERK, C.P., G.S. & EC.
By 
DEPUTY CLERK

COUNTY OF Charleston
STATE VS. Tyrel Rashone Collins
AKA:
Race: Sex: Age:
DOB: SS#:
Address:
City, State, Zip:
DL#: SID#:

INDICTMENT/CASE#: 2012GS1005452
A/W#: M614496
Date of Offense: 10/27/2011
S.C. Code §: 16-23-0490
CDR Code #: 0549

SC Court of Appeals

SENTENCE SHEET

*CDL Yes No CMV Yes No Hazmat Yes No

In disposition of the said indictment comes now the Defendant who was TO: Possession of a Firearm or Knife During Commission of a Violent Crime

CONVICTED OF or PLEADS

in violation of § 16-23-0490 of the S.C. Code of Laws, bearing CDR Code # 0549

NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS(CSC §17-25-45 w/minor 1st or Lewd Act)

The charge is: As Indicted, Lesser Included Offense, Defendant Waives Presentment to Grand Jury.
The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

Stephanie B. Lander, Stephanie B. SC Bar# 72656 Defendant Attorney for Defendant SC Bar#

WHEREFORE, the Defendant is committed to the State Department of Corrections, County Detention Center, for a determinate term of days/months/years or under the Youthful Offender Act not to exceed years and/or to pay a fine of \$; provided that upon the service of days/months/years and/or payment of \$; plus costs and assessments as applicable*; the balance is suspended with probation for

months/years and subject to South Carolina Department of Probation, Parole and Pardon Services standard conditions of probation, which are incorporated by reference.

CONCURRENT or CONSECUTIVE to sentence on:
The Defendant is to be given credit for time served pursuant to S.C. Code § 24-13-40 to be calculated and applied by the State Department of Corrections.
The Defendant is to be placed on the Central Registry of Child Abuse and Neglect pursuant to S.C. Code §17-25-135.

Pursuant to 18 U.S.C Section 922, it is unlawful for a person convicted of a violation of Section 16-25-20 or 16-25-65 (Criminal Domestic Violence) to ship, transport, possess, or receive a firearm or ammunition.

SPECIAL CONDITIONS:

RESTITUTION: Deferred Def. Waives Hearing Ordered
Total: \$ plus 20% fee: \$
Payment Terms:
Set by SCDPPPS

PTUP
days/hours Public Service Employment
Obtain GED
Attend Voc. Rehab. or Job Corp.
May serve W/E beginning
Substance Abuse Counseling
Random Drug/Alcohol testing
Fine may be pd. in equal, consecutive weekly/monthly pmts. of \$ beginning
\$ paid to Public Defender Fund

Recipient:

Table with 3 columns: Description, Amount, Total. Includes items like § 14-1-206 (Assessments 107.5%), § 14-1-211(A)(1) (Conv. Surcharge) \$100, § 14-1-211(A)(2) (DUI Surcharge) \$100, § 56-5-2995 (DUI Assessment) \$12, § 56-1-286 (DUI Breath Test) \$25, Proviso 47.9 (Public Def/Prob) \$500, § 14-1-212 (Law Enforce. Funding) \$25, § 14-1-213 (Drug Court Surcharge) \$150, § 50-21-114 (BUI Breath Test Fee) \$50, § 56-5-2942(J) (Vehicle Assessment) \$40/ca, Proviso 90.5 (SCCJA Surcharge) \$5, 3% to County (if paid in installments) \$, TOTAL \$

Other:
Sentencing on this not imposed b/c Defendant received LWOP on March 16-23-490
Appointed PD or appointed other counsel § 47.12 requires \$500 be paid to Clerk during probation.

ATTEST: A TRUE COPY Presiding Judge
Clerk of Court/ Deputy Clerk COURT REPORTER: Harm Anderson By DEPUTY CLERK
Judge Code: 2134
Sentence Date: 1/9/14

SLB20111007393

WITNESSES

Charleston City Police Department

DOCKET NO. 2012GS1005452

The State of South Carolina

County of Charleston

AGENCY CASE NUMBER

1117606

COURT OF GENERAL SESSIONS

September Term 2012

ARREST WARRANT NUMBER

JULIE ARMSTRONG (SEAL)
CLERK OF COURT
DEPUTY CLERK

DATE OF ARREST

SEP 19, 2011

GRAND JURY

THE STATE

vs.

TYREL RASHONE COLLINS

DOB: [REDACTED]

B/M

Foreperson of Grand Jury

Date:

SEP 19 2011 fac

Indictment for

Possession of a Firearm During the
Commission of a Violent Crime

VERDICT **GUILTY**

Foreperson of Petit Jury

Date:

January 2014

INDICT

STATE OF SOUTH CAROLINA)
)
COUNTY OF CHARLESTON)

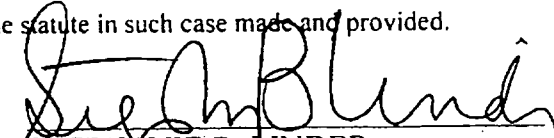
INDICTMENT

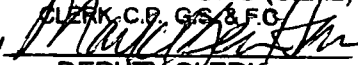
At a Court of General Sessions, convened on September 10, 2012 the Grand Jurors of Charleston County present upon their oath:

Possession of a Firearm During the Commission of a Violent Crime

That in Charleston County, South Carolina, on or about October 27, 2011, the Defendant, TYREL RASHONE COLLINS, did possess a handgun or visibly display what appeared to be a knife during the commission, or attempted commission, of Murder, a violent crime. This is in violation of 16-23-490 of the South Carolina Code of Laws, (1976) as amended.

Against the peace and dignity of the State, and contrary to the statute in such case made and provided.


STEPHANIE B. LINDER
ASSISTANT SOLICITOR

ATTEST: A TRUE COPY
JULIE A. ARMSTRONG (SEAL)
CLERK, C.P., G.S. & F.C.
By 
DEPUTY CLERK

Charleston Police Department

STATE OF SOUTH CAROLINA

COUNTY OF CHARLESTON

AFFIDAVIT

Personally appear before me, a magistrate of this county one, Detective Craig Kosarko who first being duly sworn deposed and says that, Tyrel Collins B/M [REDACTED] did within this county and state on the Oct 27th, 2011 violate the criminal laws of the State of South Carolina in the following particular:

DESCRIPTION OF OFFENSE

Possession of a Firearm During the Commission of a Violent Crime
16-23-490

The affiant states there is probable cause to believe that the defendant named did commit the crime set forth and that such probable cause is based on the following facts:

On October 27, 2011 at about 1845 hrs., Tyrel Collins did knowingly and intentionally violate possession of a firearm during the commission of a violent crime law in the City of Charleston at 68 Columbus St., Mall Park.

On the above date and approximate time, CPD Officers responded to the area of 68 Columbus and located an individual identified as [REDACTED] lying on the ground deceased as a result of gunshot wounds. As a result of speaking to multiple witnesses, Detectives were able to determine that Tyrel Collins approached [REDACTED] while he was playing cards with three other individuals. Tyrel pulled out a handgun and got into a verbal altercation with [REDACTED]. [REDACTED] said, "Nigga do what you do." Tyrel then fired the handgun about five times in the direction of [REDACTED] hitting him multiple times.

The above is true and believable based on the investigation of the Charleston Police Department and statements by multiple witnesses.

SWORN TO AND SUBSCRIBED BEFORE ME

THIS 27th DAY OF October, 2011

SIGNATURE OF JUDGE

(L.S.)

AFFIANT
180 Lockwood Blvd.
Charleston, SC 29403
843-577-7434

OMPLAINT #: 11-17606

WARRANT#

PD Form OT3

ATTEST: A TRUE COPY
JULIE J. ARMSTRONG (SEAL)
CLERK, C.P., G.S. & F.C.
By [Signature]
DEPUTY CLERK