

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF CHARLESTON

STATE VS

KENDALL JEROME TYUS, JR

AKA: Kendall J Tyus

Race: [redacted] Sex: [redacted] Age: [redacted]

DOB: [redacted] SS#: [redacted]

Address: [redacted] St

City, State, Zip: [redacted]

DL#: [redacted] SID# SC01786317

*CDL Yes No CMV Yes No Hazmat Yes No

In disposition of the said indictment comes now the Defendant who was

TO. **Armed Robbery**

In violation of § 16-11-0330(A) of the S.C. Code of Laws, bearing CDR Code # 0139

NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS §17-25-45

The charge is As indicted, Lesser Included Offense, Defendant Waives Presentation to Grand Jury _____ (def's initials)

The plea is Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State

ATTEST [Signature]

Chris Lietzow, Assistant Solicitor 100521 SC Bar # Defendant Attorney for Defendant 4581 SC Bar #

WHEREFORE, the Defendant is committed to the State Department of Corrections County Detention Center, for a determinate term of 13 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 Service standard conditions of probation, which are incorporated by reference.

CONCURRENT or CONSECUTIVE to sentence on: 2013-GS-10-1497
 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 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 PTUP _____ days/hours Public Service Employment
Total: \$ _____ plus 20% fee: \$ _____
Payment Terms: _____

Set by SCDPPPS _____

Recipient _____		
*Fine _____	\$ _____	
§14-1-206 (Assessments 107 5%)	\$ _____	
§14-1-211 (A)(1)(Conv Surcharge)	\$100	\$ 100.00
§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	\$ 25.00
§14-1-213 (Drug Court Surcharge)	\$150	\$ _____
§50-21-114 (BUI Breath Test Fee)	\$50	\$ _____
§56-5-2942(J) (Vehicle Assessment)	\$40/ea	\$ _____
Proviso 90.5 (SCCJA Surcharge)	\$5	\$ 5.00
3% to County (if paid in installments)	\$	\$ 3.90
TOTAL		\$ 133.90

Clerk of Court/Deputy Clerk: [Signature] Court Reporter: Denise Louden

INDICTMENT/CASE# 2013GS1001496
A/W. 2012A1010202093
Date of Offense 10/22/2012
S.C. Code §: 16-11-0330(A)
CDR Code # 0139

RECEIVED

SENTENCE SHEET JUL 22 2015

SC Court of Appeals

CONVICTED OF or PLEADS

Appointed PD or appointed other counsel, §47 12 requires \$500 be paid to Clerk during probation

Presiding Judge: [Signature] Judge Code: 2128 Sentence Date: 7/15/15

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

STATE OF SOUTH CAROLINA)

IN THE COURT OF GENERAL SESSIONS
FOR THE NINTH JUDICIAL CIRCUIT
INDICTMENT NO: 2013-GS-10-1496

COUNTY OF CHARLESTON)
STATE OF SOUTH CAROLINA,)

VERDICT FORM

Plaintiff)

vs.)

KENDALL JEROME TYUS, JR,)

Defendant.)

AS TO INDICTMENT NO.: 2013-GS-10-1496:

We, the jury, by unanimous consent find the Defendant:

X Guilty of Armed Robbery

OR AS TO THE LESSER INCLUDED OFFENSE:

_____ Guilty of Robbery

OR

_____ Not Guilty.

Please sign and date.

Kim A. [Signature]
Foreperson

7/15, 2015

Please let the bailiffs know when you have finished your deliberations.

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

By *[Signature]*
DEPUTY CLERK

WITNESSES

North Charleston Police Department

AGENCY CASE NUMBER

2012038159

ARREST WARRANT NUMBER

2012A1010202093

DATE OF ARREST

October 23, 2012

ACTION OF GRAND JURY

BY **TRUE BILL**

ST: *John Butler*
Foreperson of Grand Jury

MAR 9 5 2013

Guilty

[Signature]
Foreperson of Petit Jury

7-15-15
Date

INDICT

The State of South Carolina

County of Charleston

COURT OF GENERAL SESSIONS

March Term 2013

THE STATE

vs.

KENDALL JEROME TYUS JR.
AKA KENDALL JEROME TYUS II

DOB:

B/M

Indictment for

Armed Robbery

STATE OF SOUTH CAROLINA)
)
COUNTY OF CHARLESTON)

INDICTMENT


At a Court of General Sessions, convened on March 4, 2013 the Grand Jurors of Charleston County present upon their oath:

Armed Robbery

That on or about October 22, 2012, in Charleston County, South Carolina, the Defendant, KENDALL JEROME TYUS JR, AKA KENDALL JEROME TYUS II, by use of force, threats or intimidation and while armed with a deadly weapon, or while alleging, either by action or words, was armed while using a representation of a deadly weapon or any object which a person present during the commission of the robbery reasonably believed to be a deadly weapon, did take and carry away goods and/or monies from the person or immediate presence of Sunny Lee with the intent to permanently deprive the victim of possession thereof; in violation of §16-11-330(A) 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.


CULVER KIDD
ASSISTANT SOLICITOR

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

COUNTY OF CHARLESTON
STATE VS

KENDALL JEROME TYUS, JR

AKA: Kendall J Tyus
Race: [REDACTED] Sex: [REDACTED] Age: [REDACTED]
DOB: [REDACTED] SS#: [REDACTED]
Address: [REDACTED]
City, State, Zip: [REDACTED]
DL# [REDACTED] SID# SC01786317

INDICTMENT/CASE#. 2013GS1001497
A/W 2012A1010202094
Date of Offense: 10/22/2012
S.C. Code § 16-23-0490
CDR Code #: 0549

SENTENCE SHEET

*CDL Yes No CMV Yes No Hazmat Yes No

In disposition of the said indictment comes now the Defendant who was CONVICTED OF or PLEADS

TO: Possession Of A Weapon During The Commission Of A Violent Crime
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 §17-25-45
(CSC w/minor 1st or Lewd Act)

The charge is As indicted, Lesser Included Offense, Defendant Waives Presentment to Grand Jury _____ (def's initials)
The plea is Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State

ATTEST
[Signature] 100521 _____ 4581
Chris Lietzow, Assistant Solicitor SC Bar # 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 5 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 Service standard conditions of probation, which
are incorporated by reference.

CONCURRENT or CONSECUTIVE to sentence on: 2013-GS-10-1496
 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 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 PTUP _____
Total. \$ _____ plus 20% fec: _____ \$ _____ days/hours Public Service Employment
Payment Terms: _____ Obtain GED

Set by SCDPPPS _____
Attend Voc. Rehab. Or Job Corp. _____
May serve W/E beginning _____

Recipient: _____
Substance Abuse Counseling
Random Drug/Alcohol Testing
Fine may be pd. in equal consecutive weekly/monthly
pmts. of \$ _____ Beginning _____
\$ _____ Paid to Public Defender Fund

*Fine		\$	
§14-1-206 (Assessments 107.5%)		\$	
§14-1-211 (A)(1)(Conv. Surcharge)	\$100	\$	<u>100.00</u>
§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	\$	<u>25.00</u>
§14-1-213 (Drug Court Surcharge)	\$150	\$	
§50-21-114 (BUI Breath Test Fee)	\$50	\$	
§56-5-2942(J) (Vehicle Assessment)	\$40/ea	\$	
Proviso 90.5 (SCCJA Surcharge)	\$5	\$	<u>5.00</u>
3% to County (if paid in installments)	\$	\$	<u>3.90</u>
TOTAL		\$	<u>137.90</u>

Other: _____

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

Clerk of Court/Deputy Clerk. [Signature]
Court Reporter. DENISE LAWDER

Presiding Judge. [Signature]
Judge Code: 2128
Sentence Date: 7/15/15

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

STATE OF SOUTH CAROLINA)
)
)
COUNTY OF CHARLESTON)
STATE OF SOUTH CAROLINA,)
)
Plaintiff)
)
vs.)
)
KENDALL JEROME TYUS, JR.)
)
Defendant.)

IN THE COURT OF GENERAL SESSIONS
FOR THE NINTH JUDICIAL CIRCUIT
INDICTMENT NO: 2013-GS-10-1497

VERDICT FORM

AS TO INDICTMENT NO.: 2013-GS-10-1497:

We, the jury, by unanimous consent find the Defendant:

Guilty of Possession of a Firearm During the Commission of a Violent Crime

OR


Not Guilty.

Please sign and date.


Foreperson

7/15, 2015

Please let the bailiffs know when you have finished your deliberations.

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

WITNESSES

North Charleston Police Department

AGENCY CASE NUMBER

2012038159

ARREST WARRANT NUMBER

2012A1010202094

DATE OF ARREST

October 23, 2012

COURT OF GRAND JURY

DEPUTY CLERK
COURT CLERK
REGISTRAR
CLERK

Paul Butler
Foreperson of Grand Jury

VERDICT
Guilty

7-15-15
Foreperson of Petit Jury Date.

INDICT

The State of South Carolina
County of Charleston

COURT OF GENERAL SESSIONS

March Term 2013

THE STATE

VS.

KENDALL JEROME TYUS JR
DOB:
B/M

Indictment for

Possession Of A Firearm During
Commission Of A Violent Crime

5

RECEIVED

JUL 22 2015

SC Court of Appeals

STATE OF SOUTH CAROLINA) IN THE SOUTH CAROLINA)
) COURT OF APPEALS)

COUNTY OF CHARLESTON) Case No(s): 2013GS1001496; 20134GS1001497)

) Warrant No(s):2012A1010202093;2012A1010202094)

STATE OF SOUTH CAROLINA) Charge(s): Armed Robbery; Poss. Of Weapon)
) during Commission of Violent Crime)

-versus-

REQUEST FOR REPRESENTATION
ON APPEAL

Kendall Jerome Tyus, Jr.,
Defendant.

JULIE J. ARMSTRONG
CLERK OF COURT
2015 JUL 20 PM 3:41

FILED

On behalf of the request of the above-named Defendant, to be represented by the South Carolina Commission of Appellate Defense, the undersigned attorney would show this Honorable Court that:

1. She is the attorney for the defendant-appellant in the above captioned case. The defendant-appellant was placed in custody immediately following conviction and sentence and was not available to personally sign this Request.
2. The defendant-appellant was represented by the Charleston County Public Defender's Office as an indigent, pursuant to the Defense of Indigent Act.
3. The defendant-appellant has been informed that he may request assistance from the South Carolina Commission of Appellate Defense in perfecting his appeal.
4. A timely Notice of Appeal has been filed on the defendant's-appellant behalf.
5. The defendant-appellant has been informed that nothing requires that office to pursue this appeal unless that office's Chief Attorney is satisfied that there is arguable merit to this appeal and that he cannot afford to hire an attorney.

At this time, the defendant-appellant requests the aid of the South Carolina Commission of Appellate Defense in perfecting his appeal to the South Carolina Court of Appeals.

Louelle D. Proctor

Louelle D. Proctor
Assistant Public Defender
Charleston County Public Defender

Charleston, South Carolina

Dated: July 20, 2015.

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