

FILED FOR RECORD
WINNIFER B. CLARK

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF ORANGEBURG

2018 FEB -8 PM 2:00

Indictment No.: 2016GS3800462

State of South Carolina,

Warrant No.: W-38-16-160

CLERK OF COURT
ORANGEBURG, SC

v.

Marion Kale Till,

Defendant,

ORDER
FOR RECONSIDERATION OF
REVOCATION

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FEB 20 2018

SC Court of Appeals

This matter comes before me January 25, 2018, on Motion for Reconsideration of a Probation Violation Sentencing filed by the Defendant, through his attorney. At this hearing, the Defendant was represented by his attorney, Charlie H. Williams, III; the Department of Probation and Parole was represented by Matthew Buchanan; the victim was also present for the hearing and represented by the victim's advocate.

This matter originally came before this Court for a Probation Revocation hearing on December 7, 2016. At that time, the Defendant was represented by Attorney Mynh Wyman and charged with violating his probation on November 16, 2016. After hearing testimony from the State and Attorney Wyman, the Court revoked Defendant's probation in full and ordered that the Defendant serve the remaining balance of his 12-year sentence in South Carolina Department of Corrections. Attorney Wyman timely filed an Appeal of my revocation with the Court of Appeals on December 12, 2016. Attorney Charlie Williams was retained to represent Defendant and filed a Motion for Reconsideration with the Court of Appeals, requesting that this matter be reconsidered before going through the appeals process. The South Carolina Court of Appeals remanded jurisdiction

ATTEST: TRUE COPY

Winnif B. Clark
CLERK OF COURT
ORANGEBURG COUNTY, SC

to Circuit Court on November 29, 2017. Therefore, I find that this matter is now properly before this Court.

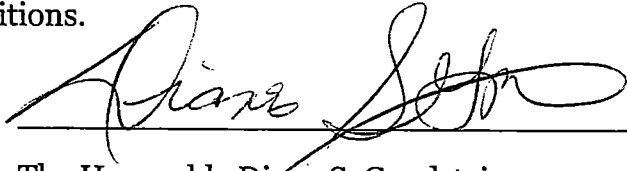
After hearing from Attorney Matthew Buchanan for SCPPS, Attorney Charlie Williams for Defendant, the Defendant, the victim, and the son of the victim and Defendant, the Court now reconsiders revocation as follows:

It is hereby ordered Defendant shall be released from the Department of Corrections on February 25, 2018. The Defendant's probation shall be reinstated. Defendant must be supervised by Probation with house arrest for a period of three months and electronic monitoring. Defendant must not be within five miles of the victim's home or work; additionally, strict exclusion perimeters shall be set for the 5-mile radius from the victim's home and work. While on house arrest, the Defendant may attend work and church; he is permitted to visit his attorney and doctors as necessary; and he must report to probation as required by his agent. Defendant must not have any contact, direct or indirect, with the victim. Defendant must submit to random drug testing, attend NA/AA meetings three times per week, and Defendant must undergo Mental Health Counseling. Should the Defendant violate any of these conditions of the sentence, Probation shall take immediate custody of the Defendant and hold him until he can be brought before the Court for a hearing.

Prior to reconsidering revocation, the Court advised Defendant that there is a zero-tolerance policy for any violation of electronic monitoring and/or house arrest. Defendant was encouraged to share his own experiences while incarcerated with young people at his NA/AA meetings.

All parties must reconvene before this Court on May 28, 2018, to discuss the effects of this resentencing, and determine the length of time the Defendant must remain on electronic monitoring and which conditions of probation shall continue. This Court shall retain jurisdiction over this matter.

IT IS HEREBY ORDERED that on February 25, 2018, upon meeting the terms ordered above, the Defendant shall be released from the South Carolina Department of Corrections with the above-conditions.



The Honorable Diane S. Goodstein

February 5, 2018

WILLIAMS & WILLIAMS
ATTORNEYS AT LAW

MARSHALL B. WILLIAMS, (1912 - 1995)
CHARLES H. WILLIAMS, II
C. BRADLEY HUTTO
RUSSELL A. BLANCHARD, IV

DAVID R. WILLIAMS
CHARLIE H. WILLIAMS, III
VIRGINIA W. WILLIAMS
SKYLER B. HUTTO, (ADMITTED SC & DC)

February 15, 2018

Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1015 Sumter Street
Columbia, South Carolina 29211

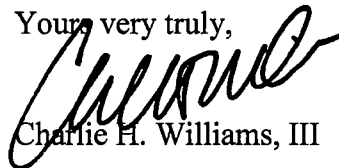
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SC Court of Appeals

Re: The State v. Marion Kale Till
Appellate Case No.: 2016-002498

Dear Ms. Kitchings:

Enclosed please find the Order of Reconsideration of Revocation which was signed by Judge Goodstein and filed with the Orangeburg County Clerk of Court. I believe that this matter is resolved. Thank you for your help in this regard. As always, I remain

Your very truly,



Charlie H. Williams, III

c: Matthew Buchanan, Esquire

WILLIAMS & WILLIAMS

ATTORNEYS AT LAW
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Honorable Jenny Abbott Kitchings
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