

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to Spartanburg County

Paul M. Burch, Circuit Court Judge

DAVID ANTHONY TYRE,

PETITIONER

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO 2017-001141

SUPPLEMENTAL APPENDIX

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ATTORNEYS FOR RESPONDENT

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ORDER DENYING MOTION TO REINSTATE HOME DETENTION 1

State of South Carolina)
County of Spartanburg)

In The Court of General Sessions
For the Seventh Judicial Circuit

Indictment Nos.: 09-GS-42-4508 and 4509
Warrant No.: M114674 and M114675

State of South Carolina,)
vs.)
David Anthony Tyre,)
Defendant.)

**ORDER TO DENY MOTION TO
REINSTATE HOME DETENTION**

This matter came before the Court on October 30, 2009, by the motion of the Defendant attorney, Shawn Campbell, seeking an order to allow the Defendant to be release on home detention pursuant to his previous bond. The Defendant had violated home detention and was placed back into the Spartanburg County Detention Center. The Court also heard from the bondsmen on this case during this matter, also. Present at the hearing were: Principal Deputy Solicitor Barry Barnette for the State. The Defendant and his attorney, Shawn Campbell; Sgt. Mark Freeman of the Spartanburg Detention Center; and the bondsmen, Collidge and Geraldine Gosnell. Pam Green was the Court Reporter.

At the hearing, the Court determined that the Defendant needs to remain in the custody of the Spartanburg County Detention Center. Sgt. Mark Freeman told the Court about several text messages that the Defendant had on his own phone and had sent to other individuals. In this text messages, he had made comments in which he inferred that he would hurt or kill himself as well as possibly burn down "something big". Shawn Campbell told the Court that the Defendant from his actions needed medical treatment concerning these issues that he was dealing with. The Court agrees that the Defendant


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does need access to his doctor during his stay in the Spartanburg County Detention Center. The Court also heard from the bondsmen and agreed to allow them to be removed from the Defendant's bond.

After hearing for both sides, the Court finds that the Defendant will remain in the Spartanburg County Detention Center. The Defendant will be allowed to have access to his doctor, Dr. Kenneth Wells, 943 North Church Street, Spartanburg, SC 29303 (Phone No.: 864-585-2214) for his scheduled appointments. The bondsmen, Collidge and Geraldine Gosnell, were also released from the bond.

IT IS SO ORDERED!


The Honorable Judge Roger L. Couch
Chief Administrative Judge
for the Seventh Judicial Circuit

Spartanburg, South Carolina
November 12, 2009

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