

ARREST WARRANT

2017A2710200192 RH

STATE OF SOUTH CAROLINA

County/  Municipality of

Jasper

THE STATE

31170037

against:

Alvin Gregory Mitchell, Jr

Address:

Sex: M Race: B Height: 6 Weight: 159

DL State: SC DL #:

DOB: Agency ORI #: SCLED0000

Prosecuting Agency: State Law Enforcement Division

Prosecuting Officer: Natasha L Merrell - S00145

Offense: Murder / Murder

Offense Code: 0116

Code/Ordinance Sec: 16-03-0010

This warrant is CERTIFIED FOR SERVICE in the  County/  Municipality of

The accused is to be arrested and brought before me to be dealt with according to the law.

(L.S.)

Signature of Judge

Date:

RETURN

A copy of this arrest warrant was delivered to defendant Alvin Gregory Mitchell, Jr on 05/12/17

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions 265 Russell Street Po Box 248 Ridgeland, SC 299360248

ORIGINAL

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STATE OF SOUTH CAROLINA

County/  Municipality of

Jasper

AFFIDAVIT

ORIGINAL

Form Approved by S.C. Attorney General April 21, 2003 SCCA 518

Personally appeared before me the affiant Natasha L Merrell being duly sworn deposes and says that defendant Alvin Gregory Mitchell, Jr did within this county and state on or about 5/5/2017

State of South Carolina (or ordinance of  County/  Municipality of Jasper) in the following particulars:

DESCRIPTION OF OFFENSE: Murder / Murder

I further state that there is probable cause to believe that the defendant named above did commit the crime set forth and that probable cause is based on the following facts:

That on May 5, 2017, the Defendant, Alvin Gregory Mitchell Jr., did knowingly, willingly, and feloniously violate SC statute, 16-3-20, for Murder with malice aforethought while at the intersection of Rosemary Road and Point South Road with the County of Jasper. While in a vehicle at the intersection of Rosemary Road and Point South Road, the Defendant, Alvin Mitchell, did fire numerous shots at Darrell Hamilton striking Darrell Hamilton and causing his death. Darrell Hamilton was pronounced dead at the scene.

Signature of Affiant

STATE OF SOUTH CAROLINA

County/  Municipality of

Jasper

Affiant's Address: P. O. Box 21398 Columbia, SC 29221-

Affiant's Telephone

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

It appearing from the above affidavit that there are reasonable grounds to believe that

on or about 5/5/2017 defendant Alvin Gregory Mitchell, Jr did violate the criminal laws of the State of South Carolina (or ordinance of  County/  Municipality of Jasper) as set forth below:

DESCRIPTION OF OFFENSE: Murder / Murder

Having found probable cause and the above affiant having sworn before me, you are empowered and directed to arrest the said defendant and bring him or her before me forthwith to be dealt with according to law. A copy of this Arrest Warrant shall be delivered to the defendant at the time of its execution, or as soon thereafter as is practicable Sworn to and subscribed before me on 5/5/2017

Signature of Issuing Judge (L.S.) Jacqueline S Lee Judge Code: 7301

Judge's Address 12008 North Jacob Smart Boulevard Ridgeland, SC 29936-

Judge's Telephone (843)726-7737

Issuing Court:  Magistrate  Municipal  Circuit

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AUG 12 2017

SC Court of Appeals

CLERK OF COUNTY JASPER

2017 MAY 25 PM 2:48

FILED

ARREST WARRANT

2017A2710200193

STATE OF SOUTH CAROLINA

County/  Municipality of

Jasper

THE STATE 31170037  
against

Alvin Gregory Mitchell, Jr

Address:

Phone: SSN:  
Sex: M Race: B Height: 6 Weight: 159

DL State: SC DL #:

DOB: Agency ORI #: SCLED0000

Prosecuting Agency: State Law Enforcement Division

Prosecuting Officer: Natasha L. Merrell - S00145

Offense: Weapons / Possession of weapon during violent crime, if not also sentenced to life without parole

Offense Code: 0549

Code/Ordinance Sec: 16-23-0490

This warrant is CERTIFIED FOR SERVICE in the  
 County/  Municipality of

The accused is to be arrested and brought before me to be dealt with according to the law.

(L.S.)

Signature of Judge

Date:

RETURN

A copy of this arrest warrant was delivered to defendant Alvin Gregory Mitchell, Jr. on 05/12/17

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions  
265 Russell Street  
Po Box 248  
Ridgeland, SC 299360248

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ORIGINAL

STATE OF SOUTH CAROLINA

County/  Municipality of

Jasper

AFFIDAVIT

Personally appeared before me the affiant Natasha L. Merrell being duly sworn deposes and says that defendant Alvin Gregory Mitchell, Jr did within this county and state on or about 5/5/2017

State of South Carolina (or ordinance of  County/  Municipality of Jasper) violates the criminal laws of the in the following particulars:

DESCRIPTION OF OFFENSE: Weapons / Possession of weapon during violent crime, if not also sentenced to life without parole or death

I further state that there is probable cause to believe that the defendant named above did commit the crime set forth and that probable cause is based on the following facts:

That on May 5, 2017, the Defendant, Alvin Gregory Mitchell Jr., did knowingly, willingly, and feloniously violate SC statute, 16-23-490, for Possession of a Weapon during Commission of a Violent Crime while at the intersection of Rosemary Road and Point South Road with the County of Jasper. On May 5, 2017, Alvin Mitchell Jr. did possess a weapon and did fire said firearm at Darrell Hamilton striking Darrell Hamilton and causing his death. Darrell Hamilton was pronounced dead at the scene.

Signature of Affiant

STATE OF SOUTH CAROLINA

County/  Municipality of

Jasper

Affiant's Address P. O. Box 21398  
Columbia, SC 29221-

Affiant's Telephone:

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

It appearing from the above affidavit that there are reasonable grounds to believe that

on or about 5/5/2017 defendant Alvin Gregory Mitchell, Jr did violate the criminal laws of the State of South Carolina (or ordinance of  County/  Municipality of Jasper) as set forth below:

DESCRIPTION OF OFFENSE: Weapons / Possession of weapon during violent crime, if not also sentenced to life without parole or death

Having found probable cause and the above affiant having sworn before me, you are empowered and directed to arrest the said defendant and bring him or her before me forthwith to be dealt with according to law. A copy of this Arrest Warrant shall be delivered to the defendant at the time of its execution, or as soon thereafter as is practicable Sworn to and subscribed before me on 5/5/2017

Judge's Address 12008 North Jacob Smart Boulevard  
Ridgeland, SC 29936-

Judge's Telephone (843)726-7737

Issuing Court:  Magistrate  Municipal  Circuit

Signature of Issuing Judge  
Jacqueline S Lee

Judge Code: 7301

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Form Approved by  
S.C. Attorney General  
April 21, 2003  
SCCA 518

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APR 2 2017

SC Court of Appeals

CLERK OF COURT  
JASPER COUNTY

2017 MAY 25 PM 2:49

FILED

BAIL PROCEEDING FORM II

IN THE General Sessions

STATE OF SOUTH CAROLINA COUNTY OF Jasper

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SO Court of Appeals

STATE OF SOUTH CAROLINA

ORDER SPECIFYING METHODS AND CONDITIONS OF RELEASE

Mitchell, Alvin Gregory Jr NAME OF DEFENDANT

Offense Charged: Murder / Murder-[2017A2710200192]; Weapons / Possession of weapon during violent crime, if not also sentenced to life without parole or death-[2017A2710200193]

At a bail proceeding conducted by the undersigned judge, for the defendant named above, it was determined by the court (check one or both):

- [X] The release of the defendant on recognizance will not reasonably assure his appearance as required. [X] The release of the defendant on recognizance will result in an unreasonable danger to the community.

This determination was based upon the following findings of fact:

Nature of Circumstances of Offense; Must Notify Court Immediately of Change of Address

[Considerations: Nature and Circumstances of the offense charged, the defendant's family ties, employment, financial resources, character and mental condition, the length of his residence in the community, his record of convictions, and any record of flight to avoid prosecution or failure to appear at other court proceedings.]

THEREFORE, IT IS HEREBY ORDERED:

1. That the above named defendant be released from custody on the condition that he will personally appear before the designated court at the place, date and time required to answer the charge made against him and do what shall be ordered by the court and not depart the State without the permission of the court and be of good behavior.

2. That the above named defendant be released from custody provided as follows (check all that apply):

CASH IN LIEU OF BOND

[ ] The defendant, acknowledges himself to be indebted to the State of South Carolina in the sum of \$ to secure his release from custody. Should the defendant fail to comply with all terms and conditions of this Order, this sum of money is subject to being forfeited to the State.

CASH PERCENTAGE IN LIEU OF BOND

[ ] The defendant, acknowledging himself to be indebted to the State of South Carolina in the full amount of \$, his release to be obtained by payment to the court of % (not to exceed 10%) of the full amount of the bond, deposits \$ to secure his release from custody. Should the defendant fail to perform the conditions of this Order, the full amount shall be levied on his real and personal property for the use of the state.

APPEARANCE RECOGNIZANCE WITH SURETY

[ ] The defendant will provide good and sufficient surety approved by the court, in the form hereinafter set forth in this Order, acknowledging an indebtedness to the State in the amount of \$

3. That the defendant shall appear at (check one):

[X] the term of COURT OF GENERAL SESSIONS beginning on August 25, 2017 at 9:00 o'clock, A.M. at General Sessions - 265 Russell Street/Po Box 248/Ridgeland, SC 299360248 / (843) 726-7710 and remain there throughout that term of court. If no disposition is made during that term, the defendant shall appear and remain throughout each succeeding term of court until final disposition is made of his case, unless otherwise ordered by the court.

[ ] the session of [ ] MAGISTRATE COURT [ ] MUNICIPAL COURT beginning on at o'clock, at If no final disposition is made during that session, the defendant shall appear at such other times and places as ordered by the court.

Bond Amount(s): \$0.00 ()

INITIALS OF DEFENDANT AM

4. That the defendant will notify the court promptly if he changes his address from the one contained in this order and he will comply with those conditions described hereinafter in the Order.

SIGNATURE OF JUDGE

JASPER COUNTY CLERK OF COURT

DATE 5/12/17

2017 MAY 25 PM 2:49

ORIGINAL AND ONE COPY OF THIS FORM ARE TO BE COMPLETED IN EVERY BAIL PROCEEDING IN WHICH IT IS USED

FILED



STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Jasper

STATE

INDICTMENT/CASE#: 2017-GS-27-00353

AKA: Alvin Mitchell

AW#: 2017A2710200193

Race: B Sex: M Age: 28

Date of Offense: 5/5/2017

DOB: \_\_\_\_\_ SS#: \_\_\_\_\_

S.C. Code §: 16-23-490

Address: \_\_\_\_\_

CDR Code #: 0549

City, State, Zip: \_\_\_\_\_

SENTENCE SHEET

DL# \_\_\_\_\_ \* SID# \_\_\_\_\_

\*CDL Yes  No  CMV Yes  No  Hazmat Yes  No

CONVICTED OF or  PLEADS

In disposition of the said indictment comes now the Defendant who was TO: Pass Weapon During Comm. Violent Crime

In violation of § 16-23-490 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 1<sup>st</sup> or CSC w/minor 3<sup>rd</sup>)

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:

Solicitor \_\_\_\_\_ SC Bar # \_\_\_\_\_ Defendant  State Department of Corrections  County Detention Center, SC Bar # \_\_\_\_\_ WHEREFORE, the Defendant is committed to the \_\_\_\_\_ for a determinate term of 5 days/months/years  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 SCDOC.

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 (Domestic Violence) to ship, transport, possess, or receive a firearm or ammunition.

SPECIAL CONDITIONS:

RESTITUTION:  Deferred  Def. Waives Hearing  Ordered PTUP \_\_\_\_\_

Total: \$ \_\_\_\_\_ plus 20% fee: \$ \_\_\_\_\_ days/hours Public Service Employment \_\_\_\_\_

Payment Terms: \_\_\_\_\_  Set by SCDPPPS

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SC Court of Appeals

*Fine:		
§14-1-206 (Assessments 107.5%)	\$	0
§14-1-211 (A)(1)(Conv. Surcharge)	\$100	100
§14-1-211 (A)(2)(DUI Surcharge)	\$100	0
§56-5-2995 (DUI Assessment)	\$12	0
§56-1-286 (DUI Breath Test)	\$25	0
Proviso (Public Def/Probation)	\$500	0
§14-1-212 (Law Enforce. Funding)	\$25	25
§14-1-213 (Drug Court Surcharge)	\$150	0
§50-21-114 (BUI Breath Test Fee)	\$50	0
§56-5-2942(J) (Vehicle Assessment)	\$40/ea	0
3% to County (if paid in installments)	\$	3.75
<b>TOTAL</b>	\$	<b>128.75</b>

Clerk of Court/Deputy Clerk Margaret Bostick  
Court Reporter: MONA

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: \_\_\_\_\_  
 Appointed PD or appointed other counsel, Proviso requires \$500 be paid to Clerk during probation and shall be collected before any other fees.  
Presiding Judge Chris  
Judge Code: 2142  
Sentence Date 8-1-19

TRUE COPY  
MARGARET BOSTICK  
CLERK OF COURT  
JASPER COUNTY, SC  
BY: M Bostick  
DATE: 8/16/19

**WITNESSES**

Natasha Merrell--SLED

DOCKET NO. 2017GS2700353

**The State of South Carolina**

**County of Jasper**

After being fully advised as to my legal rights, I hereby waive presentment to the Grand Jury.

Defendant

**COURT OF GENERAL SESSIONS**

**August Term 2017**

I hereby appear in my own proper person and plead guilty to the within indictment or to

**THE STATE**

vs.

**Alvin Mitchell**

\_\_\_\_\_

**Indictment For**

**Possession of Weapon During Violent Crime**

SC Code: 16-23-490

CDR Code: 0549

Defendant

TRUE BILL

~~NO BILL~~

~~Foreperson of Grand Jury~~

~~FOREMAN~~

~~DATE 8/27/17~~

Witness:

**VERDICT**

*Guilty*

*8/1/19*

*Barbara Rucly*

Foreperson of Petit Jury

Date:

INDICT

C.C.C. PLS. and G.S.

**RECEIVED**

**AUG 12 2019**

**SC Court of Appeals**

TRUE COPY  
MARGARET BOSTICK  
CLERK OF COURT  
JASPER COUNTY, SC  
BY: *M Bostick*  
DATE: *8/16/19*

STATE OF SOUTH CAROLINA

COUNTY OF JASPER

)  
)  
)

INDICTMENT

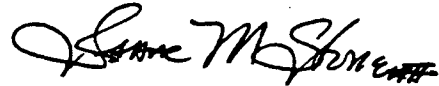
2017GS2700353

At a Court of General Sessions, convened on August 24, 2017, the Grand Jurors of Jasper County present upon their oath:

**Possession of Weapon During Violent Crime**

That in Jasper County, South Carolina, on or about May 5, 2017, the Defendant, Alvin Mitchell, did possess a firearm, visibly displayed what appeared to be a firearm, or visibly displayed a knife during the commission of a violent crime, to wit: Murder and Alvin Mitchell was convicted of committing or attempting to commit a violent crime as defined in Section 16-1-60, to wit: Murder, all in violation of Section 16-23-490, et al. of the Codes of Law of South Carolina.

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



---

Solicitor

WITNESSES

Natasha Merrell--SLED

DOCKET NO. 2017GS2700352

The State of South Carolina

County of Jasper

After being fully advised as to my legal rights, I hereby waive presentment to the Grand Jury.

Defendant

COURT OF GENERAL SESSIONS

August Term 2017

I hereby appear in my own proper person and plead guilty to the within indictment or to

THE STATE

vs.

Alvin Mitchell

ARREST WARRANT NUMBER

2017A2710200192

Indictment For

Murder

SC Code: 16-3-10

CDR Code: 0116

Defendant

Foreperson of Grand Jury

Date: 8/2/17

Witness:

VERDICT

*Barbara Ready*  
8/1/19  
Guilty

C.C.C. PLS. and G.S.

Foreperson of Petit Jury

Date:

INDICT

RECEIVED

AUG 12 2019

SC Court of Appeals

TRUE COPY  
MARGARET BOSTICK  
CLERK OF COURT  
JASPER COUNTY, SC  
BY: *M Bostick*  
DATE: 8/14/19

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF JASPER )

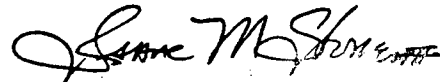
INDICTMENT  
2017GS2700352

At a Court of General Sessions, convened on August 24, 2017, the Grand Jurors of Jasper County present upon their oath:

**Murder**

That in Jasper County, South Carolina, on or about May 5, 2017, the Defendant, Alvin Mitchell, did, with malice aforethought, kill Darrell Lewis Hamilton and Darrell Lewis Hamilton did die as a proximate result of Alvin Mitchell's actions in Jasper County, to wit: The defendant did kill the victim by shooting him, all in violation of Section 16-3-10, et al. of the Codes of Law of South Carolina.

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



---

Solicitor