

Attended R 10

10/7

STATE OF SOUTH CAROLINA)
)
COUNTY OF CHARLESTON)

IN THE COURT OF GENERAL SESSIONS
Indictments No.: 97-GS-10-1625, 1
96-GS-10-4323, 96-GS-10-4322,
and 96-GS-10-4321
Arrest Warrants No.: E724978, E724979,
and F037587

STATE OF SOUTH CAROLINA)
)
v.)
)
JEROME ADDISON,)
)
Defendant.)

ORDER

This matter was before the Court on nmbApril 10, 1997 pursuant to Defendant's motion to prevent the State from seeking life imprisonment without parole if the Defendant is convicted at trial.

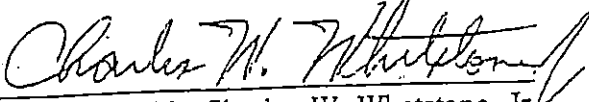
~~After reviewing applicable case law and arguments submitted by the State and Defendant,~~
the Court finds that the State may seek life imprisonment without parole if Defendant is convicted of the present charges. The Court finds that the Defendant's 1972 conviction for armed robbery and 1978 conviction for voluntary manslaughter are "most serious" offenses for the purpose of enhancing any convictions in the present case. S.C. Code Ann. Section 17-25-45 (Cum. Supp. 1995). In addition, the Court finds that such a determination does not violate the ex post facto clauses of the United States and South Carolina Constitutions. Gryger v. Burke, 334 U.S. 728, 68 S.Ct. 1256, 92 L.Ed. 1683 (1948); United States v. Leonard, 868 F.2d 1393 (5th Cir. 1989); Stephens v. Muncy, 751 F.Supp. 1214, 1216 (E.D.Va. 1990).

For the foregoing reasons, the Court orders that the Defendant's 1970s convictions are "most serious" offenses which would result in the imposition of a mandatory life sentence if he

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were to be convicted of the charges in this case. Therefore, the Defendant's motion is denied.

IT IS SO ORDERED.


The Honorable Charles W. Whetstone, Jr.
Chief Administrative Judge of General Sessions
for Ninth Judicial Circuit

June 20, 1997
North Charleston, South Carolina

2

Attachment 2

G. S. COURT

ISON, JEROME

Exhibit "A"

7 3 3 2 8

MULT WITH INTENT TO COMMIT CSC SECOND
REE (AW#B-696295,CPD)

87-GS-10-0193

~~FILE PROCESSED~~

MAY 6, 1987

ADDI
CSC
NOT

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

By

[Signature]

DEPUTY CLERK

Case 84632

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WARR-01 00158

Exhibit B

WARR-01 00107

COURT CHARGE 01-KIDNAPPING
COURT DISP-NON-CONVICTION;
NOT GUILTY

COURT DATE-04/15/1987
COURT CHARGE 02-CRIMINAL
SEXUAL CONDUCT 1ST

WARR-06 0157

COURT DISP-NON-CONVICTION;
NOT GUILTY

COURT DATE-05/06/1987
COURT CHARGE 03-CRIMINAL
SEXUAL CONDUCT 2CTS

AD-ESON,
SC-010010
CASE-846
WARR-889.295

JEROME

CHARLES ESON- POLICE DE
WARR-889.295

COURT DISP-NON-CONVICTION;
NOT GUILTY
COURT DATE-05/06/1987

ARREST CHARGE 01-ATTEMPTED
CRIMINAL SEXUAL ASSAULT
PHOTOGRAPH AVAILABLE
COURT CHARGE 01-CRIMINAL
SEXUAL CONDUCT
COURT DISP-NON-CONVICTION;
NOT GUILTY
COURT DATE-05/06/1987