

Lorenzo Young Transcript

Assistant Solicitor: Standing before you is Lorenzo Young, represented by Courtney Gibbs of the Public Defender's Office. This is the State's motion to revoke bond. His first, he currently has pending burglary 2<sup>nd</sup> degree, nonviolent, and grand larceny from an incident occurring on March 26<sup>th</sup> of 2012. He was actually arrested for that incident on July 31<sup>st</sup> of 2012, and received a \$15,000 surety bond. Your Honor, he remained incarcerated from July 31<sup>st</sup> to August 2<sup>nd</sup>. When he was released on bond, he reoffended and was also charged with burglary 1<sup>st</sup> degree, criminal conspiracy, possession of a weapon during the commission of a violent crime, three counts of armed robbery, and three counts of kidnapping. And my apologies your honor, he received a \$175,000 surety bond for that offense and was arrested on September 13<sup>th</sup>. The victim from that offense is present your honor, and does wish that the defendant's bond be revoked and that he remain incarcerated.

Public Defender: Judge, I apologize, I'm kind of confused because I thought this was my motion to reinstate and reduce bond. So, I think we have some kind of, his bond was actually revoked by Judge Barber on October 24<sup>th</sup>.

Assistance Solicitor: My apologies your honor. I'm running between motions and court rooms. So, I will let the defense.

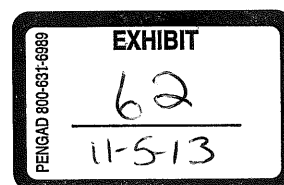
Judge Lee: So, I'm sorry, there were charges in July 31<sup>st</sup>, he was charged with burglary second degree and grand larceny?

Assistant Solicitor: Correct.

Judge Lee: And he received a \$15,000 surety bond?

Assistance Solicitor: Which apparently has been revoked on my motion.

Public Defender: Yes, your honor. Basically, that was from the March 26<sup>th</sup> incident. He was arrested July 31<sup>st</sup> and given a \$15,000 surety bond. He bonded out on that and then on September 13<sup>th</sup> he was arrested for a July incident. That's the Lester Drive, that was the, for the burglary 1<sup>st</sup>, armed robbery, kidnapping, and my basis for this motion was actually, Judge Barber revoked the bond based on that it was a new offense and new re-arrest and actually he had bonded out. This offense allegedly happened prior to him being arrested on the burglary. It is kind of confusing, because he does have several sets of charges. Right, and I think the point is he did not get out allegedly and commit the new burglary and armed robbery, that his bond was revoked on that one, and then in October they actually served another warrant based on the same incident and same set of facts and added a separate \$100,000 bond. So, the basis of my motion is to try and



get just one be all concurrent, run together, and get a bond back, because I don't believe there was a basis to re-arrest. I mean there was a basis to revoke on the first time the bond was revoked, because this was not a new offense committed. Warrants were outstanding for him.

Judge Lee: Okay. So, as I understand it, there is an incident that occurred on July 6<sup>th</sup> 2012, and arising out of that incident there was a burglary 1<sup>st</sup>, possession of a weapon during commission of violent crime, criminal conspiracy, armed robbery, and kidnapping. And on the first set of those warrants he received the bond.

Public Defender: Yes.

Judge Lee: He served subsequently the additional warrants arising out of the same incident for additional kidnapping and assault and battery, 1<sup>st</sup> degree, to which you have another bond.

Public Defender: Yes.

Judge Lee: Then, there was an incident on July 31<sup>st</sup> 2012. He was charged with burglary 2<sup>nd</sup> degree, grand larceny, and he received a bond.

Public Defender: Yes, that July 31<sup>st</sup>, actually he was arrested on that date, and that was based on a March 26<sup>th</sup> burglary 2<sup>nd</sup>, grand larceny incident.

Assistant Solicitor: And, your honor, based on the warrants, it wasn't that the warrants were outstanding, the new warrants for the armed robbery weren't sworn out until September of 2012, not July.

Judge Lee: You got the warrants?

Assistant Solicitor: I do your honor.

Judge Lee: Pass them up. And then there are additional warrants for burglary 2<sup>nd</sup> degree and grand larceny for an incident occurring in September, I'm sorry, August of 2012? Is that correct?

Assistant Solicitor: Yes your honor.

Public Defender: Well, the August 21<sup>st</sup> incident and he was served that warrant on November 8<sup>th</sup>, and he got a \$75,000 bond.

Judge Lee: Do you have the warrants related to the August 21<sup>st</sup> incident?

Assistant Solicitor: I do not your honor.

Judge Lee: Are there any additional warrants related to the July 6<sup>th</sup> incident? There is not an assault and battery.

Public Defender: I believe I have that your honor.

Assistant Solicitor: And your honor, just for a point of clarification, the burglary is listed as a burglary 3<sup>rd</sup> degree on the warrant, but that is incorrect. It is a true burglary 1<sup>st</sup> degree for the incident from July 6<sup>th</sup>.

Judge Lee: It is listed as burglary 1<sup>st</sup>.

Assistant Solicitor: Oh.

Judge Lee: Okay, this is what I have. I've got an incident date of March 26<sup>th</sup> 2012, burglary 2<sup>nd</sup> degree and a grand larceny located in Forest Acres. They were served on July 31<sup>st</sup>.

Public Defender: Yes, your honor.

Assistant Solicitor: Yes, your honor.

Judge Lee: of 2012, for which he received a \$15,000 surety.

Assistant Solicitor: Correct.

Judge Lee: Now the rest of these warrants I have in my possession do not have any return on them, so I can't, but it appears that all of these warrants were related to the incident on July 6<sup>th</sup> 2012. They all have the same address at 4133 Lester Drive.

Public Defender: Yes.

Assistant Solicitor: Yes.

Judge Lee: There is one assault and battery 1<sup>st</sup> degree, and a kidnapping against victim Christian ?. Then there's a burglary. Well, it says 3<sup>rd</sup> degree, but in the language of the mark it says burglary 1<sup>st</sup> degree, possession of a weapon in commission of a violent crime, criminal conspiracy, three kidnappings, and three armed robberies, all apparently with the same description of the incident involving three victims, victim Thompson, victim Wilson, and another victim Thompson. These warrants were issued on September 11<sup>th</sup> 2012. I have no idea when they were served.

Assistant Solicitor: Your honor, he was booked in on those on September 13<sup>th</sup> I believe.

Public Defender: Yes, on September 13<sup>th</sup>, he had a \$175,000 surety bond, but then later on, on October 5<sup>th</sup> or 6<sup>th</sup>, they served the 89 and 90, still related to the July 6<sup>th</sup> incident for Christian ? and gave him a separate \$100,000 bond.

Judge Lee: And those two warrants were issued on October the 4<sup>th</sup>?

Public Defender: Yes.

Judge Lee: Okay. And from what you're telling me is that Judge Barber revoked his bond based upon the warrants from the March 2012 incident?

Public Defender: Yes, your honor.

Assistant Solicitor: Yes, your honor.

Judge Lee: And not based upon any subsequent activity?

Public Defender: And I believe he was under the impression that he actually bonded out and then a new incident occurred. So he was in bad behavior in violation of his bond, but in reality the incident was July 6<sup>th</sup>. So that had allegedly happened prior to the incident of the burglary 2<sup>nd</sup> incident.

Judge Lee: So basically there is a totally of \$290,000 before the August 21st incident?

Public Defender: Right. Let's see, 15,000, 175,000, 100,000, and 75,000.

Judge Lee: Plus the \$75,000.

Public Defender: Yes. And when we figure it out, I'll speak factually about Mr. Young and why I filed this motion.

Judge Lee: And then on November the 8<sup>th</sup> of 2012 there were two additional charges. One was an incident that occurred on Shakespeare road.

Public Defender: Yes.

Judge Lee: A burglary 2<sup>nd</sup> degree and grand larceny.

Public Defender: Yes, your honor.

Judge Lee: And those are the ones with the \$75,000.

Public Defender: Yes.

Judge Lee: Okay Ms. Gibbs, now that I've figured out what's going on, what is it you want?

Public Defender: Just briefly, Judge, I just want to point out that Lorenzo is only 18 years old. He has no prior record. He has a baby. He has no children, but he does have a baby that is due February 1<sup>st</sup>. His mother is here, along with his girlfriend, and he could live with them. I would ask for some sort of bond and consolidate it all together. Maybe \$75,000 to \$100,000 bond. I don't believe there is a basis on that warrant where Judge Barber heard the facts. I think he was under, I remember that motion, he was under the impression that he had gone out and committed a new crime, and that is not the case. He would be happy to do any electronic monitoring, an ankle bracelet, curfew. Judge he has his GED, he was attending Midlands Tech, no prior record. He just would really like some opportunity to possibly get out to see his baby being born on February 1<sup>st</sup>, your honor.

Judge Lee: What's the State's conclusion?

Assistant Solicitor: Your honor, the bond should remain as is. There really is no, there really are no circumstances warranting any change. As far as him having no prior record and him being young, these are very violent and serious offenses, especially the armed robbery in which the victim Ms. (?Felicia?) Wilson is here. There were children in the home at the point which the defendant went in armed with a pistol and threatened their lives in their home. As far as the timing of events, he offended in March, he offended in July, and then he gets out on bonds and reoffends again. So, I think these bonds are appropriate based on the nature of these offenses, and we just ask that they remain in place. And, I don't believe Ms. Wilson wants to address your honor. She just asks that the bond remain revoked. And my apologies for the confusion.

Judge Lee: Based upon what's before me, I'll, I think there was some error in revoking based upon charges that were previously committed. So, I'll reinstate the bond on arrest warrants I292460 and I292461. Those are the Forest Acre charges in which he was arrested on July 31<sup>st</sup> and has a \$15,000 surety bond, in which he posted. And apparently he bonded out August 2<sup>nd</sup>, and he was re-arrested in September?

Public Defender: Yes, your honor.

Assistant Solicitor: Yes, your honor.

Judge Lee: And then he never made bond beyond that? Is that correct?

Public Defender: Correct.

Assistant Solicitor: Correct.

Judge Lee: So, he has continuously been incarcerated since September 13, 2012?

Public Defender: Yes, your honor.

Assistant Solicitor: Yes, your honor.

Judge Lee: So, then, on the charges arising out of the July 6<sup>th</sup> incident, the charges that he was arrested on September the 13<sup>th</sup>, and then he was served with additional warrants on October 6<sup>th</sup>, for which the total amount for the two bonds would be \$275,000. I'll reduce those to one bond of \$175,000 surety. And then I understand, also on October the 6<sup>th</sup>, he was served with warrants for burglary 2<sup>nd</sup> degree and grand larceny arising out of an incident that occurred on August the 21<sup>st</sup>, for which there was a \$75,000 surety bond.

Public Defender: Yes, your honor.

Judge Lee: And I'll reduce that bond to \$50,000 surety, because they are separate charges, separate incident date.

Public Defender: Thank you Judge.

Assistant Solicitor: Thank you your honor.

Judge Lee: There should be no contact with any of the victims in any of the incident locations. I think these are the ones you handed me.

Assistant Solicitor: And we would just like to add co-defendants.

Judge Lee: And no contact with co-defendants. No further conditions.

Public Defender: Thank you your honor.