

STATE OF SOUTH CAROLINA
COUNTY OF BERKELEY

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FILED

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IN THE COURT OF GENERAL SESSIONS
NINTH JUDICIAL CIRCUIT

STATE OF SOUTH CAROLINA

MARY P. BROWN
CLERK OF COURT
BERKELEY COUNTY, S.C.

vs.

MICHAEL COLUCCI,
Defendant

**STATE'S MOTION FOR
THE JURY TO VIEW THE
INCIDENT LOCATION**

2016-GS-08-02603

TO: The Honorable Deadra L. Jefferson;
Andrew J. Savage, III, Esquire, Attorney for Defendant

NOW COMES THE STATE OF SOUTH CAROLINA AND HEREBY MOVES this Honorable Court for an Order allowing the jury to view the incident location, pursuant to S.C. Code Ann. § 14-7-1320 and in support thereof states as follows.

1. The defendant is charged with murder and the alleged incident location is 2206 North Main Street, Summerville, South Carolina where the defendant and alleged victim operated a business known as "The Gold Standard" at the time of the incident.
2. Multiple witnesses for the State will discuss the layout and detailed aspects of the property at issue.
3. Allowing the jury to view the incident location will assist the jury with a greater understanding of the facts in this case and further enable the jury to reach a fully developed and well-informed verdict.
4. The requested jury view is highly relevant to a full understanding of the State's case and any prejudice does not outweigh this relevance.
5. The subject property is located approximately thirteen (13) miles from the Berkeley County Courthouse and allowing the jury to visit the incident location will not impose undue hardship on jurors, the Court, or the parties.
6. The State requests the jury be allowed to visit the location at a convenient time with conditions ordered by the Court to include:
 - a. The jury shall not speak with any parties;
 - b. The bailiffs and any other Court personnel shall not discuss the facts of the case nor the property viewing;
 - c. The jurors cannot take photographs or videos;
 - d. The jurors will travel as a group and be driven to the property. They will have full access to the scene, specifically the driveway and fenced areas adjacent to the eastern side building.

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WHEREFORE, the State moves this Honorable Court to allow the jury to view the incident location at the commercial property on 2206 North Main Street, Summerville at a time during trial the Court deems proper.

I SO MOVE.

ALAN WILSON
ATTORNEY GENERAL

By: Megan B. Burchstead
Megan B. Burchstead
Senior Assistant Deputy Attorney General

November 26, 2018

COURTESY OF
LUNA SHARK MEDIA