

## Details of Michael's Case: May 6, 2023

**4 people in the car at time of Michael's Murder:** ALL "car shopping" and doing drugs all night

**Driver TM (18 yr old):** drove up to and away from our home, broke into my car, brought the gun along, hid the car, kept the gun. (ON PROBATION, PREVIOUS HISTORY WITH GUNS)

**Shooter KS (17 yr old):** his car was used, passenger that morning, shot Michael 3 times (back & chest), Hid the car, hid the events, tried to flee police, refused to talk with police once caught. (FINISHED PROBATION APRIL 2023, PREVIOUS VIOLENT HISTORY WITH GUNS, Pulled over by Police first week of May 2023)

**Backseat Passenger (19 yr old):** along for the ride in the back, did not get out at our home, did not participate in the crime or report the crime, was dropped off at a park. (On PROBATION, WILL NOT BE CHARGED IN THIS CASE BECAUSE HE IS CONSIDERED A WITNESS)

**Backseat Passenger (22 yr old):** along for the ride in the back, did not get out at our home, did not participate in the crime or report the crime, was dropped off at a park. (On PROBATION, WILL NOT BE CHARGED IN THIS CASE BECAUSE HE IS CONSIDERED A WITNESS)

**Shooter KS** – Waived Adult Certification, Plead guilty to Murder, 2<sup>nd</sup> Degree (intentional, not premeditated)

306  
months  
261 - 367

Rejected plea agreement for 272 months (22.5 years) – think that is too much time. Agreed to Plea agreement was for 306 months (25.5 years) with the ability to ask for less time. Zero crime history (column 0) and Highest Count Row on sentencing grid. Reminder: MN Sentencing guidelines shifted to overall less time and 25 years in prison, considered a life sentence. Additionally Automatic 15 yr parole plan means parole meeting begin at year 12.

Translates to

25.5 year  
21.75 years - 30.58 years

**Driver TM** - Just started process of this case in Sept 2023. Next court date Nov 2, 2023

150  
months  
128 - 180

Likely that this case will have Plea. He is likely up for Murder in the 2<sup>nd</sup> degree unintentional (aiding and abetting) this is much less time for his sentence. He is also considered a Zero crime history because he turned 18 a month before Michael was murdered. So he is zero column and 2<sup>nd</sup> highest count on the rows. MN Laws in 2023 reduced the sentencing grid. But this is still an unknown outcome with this case.

Translates to

12.5 years  
10.6 year – 15 years

### What does this legal process look like for our family: Perspective based on my own son's ages.

11 & 15 – Victim's Sons ages at time of sentencing  
16 & 20 – when parole discussions begin for TM begin.  
18 & 22 – when TM likely out on parole  
23 & 27 - when parole discussions begin for KS  
26 & 30 – when KS likely out on parole based on 15 year Automatic parole

**Biggest Areas of Concern:** 1. Lack of community outreach to mentor and help youth have better outlets-- New SAP Foundational Grant to help with funding. 2. Lack of ability to have legal consequences/community mentorship for parents and teens. 3. Huge increase in access to guns and increase in violent crime in last 3 years 4. Sentencing shift focuses on the needs of criminals and less about the victims need for time to recover/rebuild.