

Mr. Thelonious Seacry #535985
Macomb Correctional Facility
34625 26 Mile Rd.
New Haven, Mi 48048

February 5, 2016

Wayne County Circuit Court
Frank Murphy Hall of Justice
Clerk of Judge Timothy Kenny
Room #602
1441 St. Antoine
Detroit, Mi 48226

Re: People -vs- Searcy, Case No. 04-012890-FC

Dear Honorable Timothy M. Kenny,

On January 27, 2016, I received a court order from you, stating that you rescinded the order to remit Prisoner Funds, dated July 13, 2005. As the Chief Judge in the 3rd Judicial Circuit Court in Wayne County, you have personally Abused your Discretion with my criminal proceedings.

Please allow me, to show you why I stated this Judge Kenny. On May 23, 2005, at my Sentencing Hearing, I was ordered to pay a total of \$720.00 dollars in Court Cost and Victim Assessment Fee's.

On June 23, 2005, a representative from Farm Bureau Insurance, sent you a letter requesting restitution in the amount of \$10,810.00. This representative name is M'lissa Walley. Upon receiving this letter from this representative, you amended the original court order from \$720.00 to \$11,530.00. I received this order, July 13, 2005. This order, was not disclosed at my sentencing on May 23 2005. and it was not on my original Judgement and Sentence, or my Pre-sentence Investigation Report. When you as the Chief Judge, amended the record without writing me back from Huron Valley Men's in Ypsilanti, Michigan. You violated my Due Process, by not allowing me to be present for this to be put on the record. 11 years later you conducted a second hearing without me being present, for the record, rescinding the invalid order you gave two months after my sentence. I have paid \$8,656.26 total.

UNJUSTLY.

I have disclosed exhibits of all the transactions you have done, pertaining to the restitution. I believe it is just to reimburse all restitution paid in my case.

Yours Truly,

Thelonious Searcy

Cross Reference:

FOR
PEOPLE VS SEARCY 04-012890-FC
RESTITUTION ORDER:

Check the following information to verify this information.

- ① May 23, 2005, SENTENCING TRANSCRIPT, THERE IS NOTHING MENTIONED ABOUT RESTITUTION....
- ② THE JUDGEMENT & SENTENCE ORDER FROM 5-23-2005 DOESNT DISCLOSE ANYTHING ABOUT RESTITUTION...
- ③ AFTER I PAID OFF THE FIRST \$720.00 DOLLARS M'LISSA WAILEY REQUESTED THAT YOU CONSIDER HAVING ME PAY \$10,810.00 DOLLARS. ON JUNE 23, 2005 YOU ADDED THE \$720.00 WITH THIS ORDER WHICH MADE THE TOTAL 11,530.00....
* (PSI) (CASE LOAD NUMBER 1929) FROM PRESENTENCE INVESTIGATION
- ④ MEGAN M BANDY FROM THE (WAYNE / DETROIT COURT SERVICE / PROBATION), ASKED THAT RESTITUTION BE SET AT ZERO & BE PERSUED, THROUGH CIVIL LITIGATION). DATE 5/18/2005.
- ⑤ I HAVE ACTUAL COPIES, OF EVERYTHING I AM DISCLOSING TO THIS COURT, I COULDN'T AFFORD COPIES, SO I DIDN'T SEND THE SENTENCING RECORD. THE LETTER FROM M'LISSA WAILEY, COPY OF THE ORDER FROM THE PRISONER'S ACCOUNTING OFFICE. ORIGINAL JUDGEMENT & SENTENCE LETTER FROM GERALD M LORENCE TRYING TO GET HIM TO STOP

Michigan Department Of Corrections
Trust Account Statement
For the period 12/01/2015 to 01/15/2016

Date: 01/15/2016 09:49:26

Page 1 of 4

Michigan Department Of Corrections
Trust Account Statement
For the period 12/01/2015 to 01/15/2016

Date: 01/15/2016 09:49:26

MDOC Nbr.: 535985 Name: SEARCY, THELONIOUS Lock Loc.: HU#2.045:Top B
Birth Date: 02/06/1980 Location: MACOMB CORRECTIONAL FA Jurisdiction Dates: 05/09/2005 Active: Yes
Current Balance: 5.62 Hold Balance: 00 Account Dates: 06/20/2005 A/C Status: Active

MDOC Nbr.: 535985 Name: SEARCY, THELONIOUS Lock Loc.: HU#2.045:Top B
Birth Date: 02/06/1980 Location: MACOMB CORRECTIONAL FA Jurisdiction Dates: 05/09/2005 Active: Yes
Current Balance: 5.62 Hold Balance: 00 Account Dates: 06/20/2005 A/C Status: Active

Sub Account Details

Account Code Account Name Balance As of 12/01/2015 Balance As of 01/15/2016

Trust-Macomb Facility Caseload 2101 Offender Funds 1.43 5.62

2198 Freeze 0.00 0.00

Trust-Huron Valley Facility Caseload 2101 Offender Funds 0.00 0.00

2198 Freeze 0.00 0.00

Trust-Brooks Facility Caseload 2101 Offender Funds 0.00 0.00

2198 Freeze 0.00 0.00

Trust-Carson City Regional Caseload 2101 Offender Funds 0.00 0.00

2198 Freeze 0.00 0.00

Trust-Handlon Facility Caseload 2101 Offender Funds 0.00 0.00

2198 Freeze 0.00 0.00

Trust-Lakeland Facility Caseload 2101 Offender Funds 0.00 0.00

2198 Freeze 0.00 0.00

Trust-RyanMound Facility Caseload 2101 Offender Funds 0.00 0.00

2198 Freeze 0.00 0.00

Trust-Egeler Facility Caseload 2101 Offender Funds 0.00 0.00

2198 Freeze 0.00 0.00

Trust-Bellamy Creek Facility Caseload 2101 Offender Funds 0.00 0.00

2198 Freeze 0.00 0.00

Debits & Obligations

Deduction Type Information No. Effective Date Original Amount Amount Paid Amount Owed

Trust-Huron Valley Facility Caseload GOC Court Ordered Charges Obligation CASE #04-012890 10/10/2005 11,411.50 8,656.28 2,755.24

Transaction Details

GJ No. Date Description Debit Credit

Trust-Macomb Facility Caseload 68439643 12/04/2015 JPAY JPay EFT Receipts 1120 JPay EFT Receipts 60.00 5.00

2568 Court Ordered Charges Payable 2101 Offender Funds 55.00

Narration: Batch: 2034043, Ref:52668896-RICHARDSON,EDNA

68487145 12/08/2015 CRT Commissary Regular Transaction 2101 Offender Funds 55.89

2101 Offender Funds

MDOC Nbr.: 535985 Name: SEARCY, THELONIOUS Lock Loc.: HU#2.045:Top B
Birth Date: 02/06/1980 Location: MACOMB CORRECTIONAL FA Jurisdiction Dates: 05/09/2005 Active: Yes
Current Balance: 5.62 Hold Balance: 00 Account Dates: 06/20/2005 A/C Status: Active

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Birth Date: 02/06/1980 Location: MACOMB CORRECTIONAL FA Jurisdiction Dates: 05/09/2005 Active: Yes
Current Balance: 5.62 Hold Balance: 00 Account Dates: 06/20/2005 A/C Status: Active

Trust-Macomb Facility Caseload

GJ No. Date Description Debit Credit

68495179 12/08/2015 PR Payroll Receipt 2501 Payable to Commissary 23.94 55.89

1116 Payroll Receipts 2568 Court Ordered Charges Payable 2101 Offender Funds 23.94 11.97

Narration: Batch: 2034927, Ref:PR MRF PE 11/30 640.2

68510753 12/09/2015 CRR Commissary Regular Return 2501 Payable to Commissary 55.89 55.89

2101 Offender Funds

Narration: Batch: 2035869, Ref:100162307-Keefe Credit

68679948 12/15/2015 CRT Commissary Regular Transaction 2101 Offender Funds 67.78 67.78

2501 Payable to Commissary

Narration: Batch: 2038147, Ref:100181808-Keefe Debit -

68821790 12/22/2015 JPAYCD JPay Copy Disbursement 2101 Offender Funds .10 0.10

2575 JPay Copy Credit Payable

Narration: Batch: 2041782, Ref:0012563692-JPAY E-STAMP -

68821791 12/22/2015 JPAYCD JPay Copy Disbursement 2101 Offender Funds .10 0.10

2575 JPay Copy Credit Payable

Narration: Batch: 2041782, Ref:0012563692-JPAY E-STAMP -

68821792 12/22/2015 JPAYCD JPay Copy Disbursement 2101 Offender Funds .10 0.10

2575 JPay Copy Credit Payable

Narration: Batch: 2041782, Ref:0012563692-JPAY E-STAMP -

68821793 12/22/2015 JPAYCD JPay Copy Disbursement 2101 Offender Funds .10 0.10

2575 JPay Copy Credit Payable

Narration: Batch: 2041782, Ref:0012563692-JPAY E-STAMP -

68824546 12/23/2015 JPAY JPay EFT Receipts 2568 Court Ordered Charges Payable 15.00 15.00

2101 Offender Funds

Narration: Batch: 2041865, Ref:53417263-RICHARDSON,EDNA

68836327 12/23/2015 JPAYSD JPay Stamp Disbursement 2101 Offender Funds 5.00 5.00

2578 JPay Stamp Credit Payable

Narration: Batch: 2042367, Ref:001259063-JPAY E-STAMP -

68850700 12/26/2015 JPAYCD JPay Copy Disbursement 2101 Offender Funds .10 0.10

2575 JPay Copy Credit Payable

Narration: Batch: 2042606, Ref:0012655884-JPAY E-STAMP -

68850701 12/26/2015 JPAYCD JPay Copy Disbursement 2101 Offender Funds .10 0.10

2575 JPay Copy Credit Payable

Narration: Batch: 2042606, Ref:0012655884-JPAY E-STAMP -

68850702 12/26/2015 JPAYCD JPay Copy Disbursement 2101 Offender Funds .10 0.10

2575 JPay Copy Credit Payable

Narration: Batch: 2042606, Ref:0012655884-JPAY E-STAMP -

2101 Offender Funds

Narration: Batch: 2042606, Ref:0012655884-JPAY E-STAMP -

2101 Offender Funds

2575 JPay Copy Credit Payable

2101 Offender Funds

2575 JPay Copy Credit Payable

2101 Offender Funds



FARM BUREAU MUTUAL • FARM BUREAU LIFE • FARM BUREAU GENERAL
7373 West Saginaw Highway, Box 30400, Lansing, Michigan 48909-7900
Phone (517) 323-7000

JUNE 23, 2005

JUDGE TIMOTHY KENNY
3RD CIRCUIT COURTROOM 602
FRANK MURPHY HALL OF JUSTICE
1441 ST ANTOINE
DETROIT MI 48226

RE: Our Insured: Jamal Segars
Our Claim: 09J31273-080
Loss Date: 9-05-04
Damages: \$10,810.00
Defendant: Thelonious Searcy
Case No: 04012890

Farm Bureau Insurance provided coverage to Mr. Segars for his 2004 Chevrolet Corvette that was damaged when involved in a drive by shooting on September 5, 2004. Mr. Segars died in this incident.

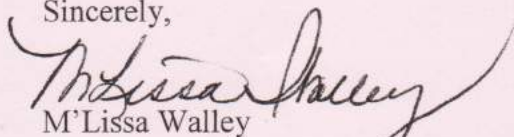
Mr. Searcy was sentenced on 5-23-05 to life without parole and sent to the Holden Facility in Jackson, Michigan.

Farm Bureau was not able to present proofs to the court requesting restitution be considered. If possible I am requesting the court consider restitution to Farm Bureau Insurance in the amount of \$10,810.00 which were our costs after the vehicle was totaled and sold for salvage. I am also requesting a copy of the Judgement of Sentence for this case.

The proofs substantiating our loss are included. A postage paid envelope is also provided so that the court may provide a copy of the Judgment of Sentence.

Your assistance in this matter is greatly appreciated.

Sincerely,


M'Lissa Walley
Subrogation Claims Representative

mw

Approved, SCAO

Original - Court
1st copy - Corrections
2nd copy - Corrections (for return)3rd copy - Michigan State Police CJIC
4th copy - Defendant
5th copy - ProsecutorSTATE OF MICHIGAN
JUDICIAL CIRCUIT
COUNTYJUDGMENT OF SENTENCE
COMMITMENT TO
DEPARTMENT OF CORRECTIONS

CASE NO.

04-12890

ORI
MI- 8210955

Court address 1441 St. Antoine, Detroit MI 48226

Court telephone no.

313 224-5170

Police Report No.

THE PEOPLE OF THE STATE OF MICHIGAN

Defendant's name, address, and telephone no.

Thelonious Searcy

A535985

CTN/TCN
82-04421848

SID

DOB

2/06/1980

Prosecuting attorney name

Pat Muscat

Bar no.

P-

Defendant attorney name

Robert Mitchell

Bar no.

P-

THE COURT FINDS:

1. The defendant was found guilty on 5/09/2005 of the crime(s) stated below:

*Plea: use "G" for guilty plea; "NC" for nolo contendere; "MI" for guilty but mentally ill. *Use "X" if sentence is to be enhanced because of Habitual Offender Act.

Count	CONVICTED BY Plea* Court Jury	CRIME	CHARGE CODE(S) MCL citation/PACC Code
1	G	Murder 1st	750.316-A
2	G	Aslt W/ Murder	750.83
3	G	Relony Firearm	750.227B-A

☐ 2. The conviction is reportable to the Secretary of State under MCL 257.625(20)(b).

The defendant's driver license number is: _____

☐ 3. HIV testing and sex offender registration is completed.☐ 4. The defendant has been fingerprinted according to MCL 28.243.

IT IS ORDERED:

5. Defendant is sentenced to custody of Michigan Department of Corrections. This sentence shall be executed immediately.

Count	SENTENCE DATE	MINIMUM Years Mos. Days	MAXIMUM Years Mos.	DATE SENTENCE BEGINS	JAIL CREDIT Mos. Days	OTHER INFORMATION
1	5/23/05	LIFE W/O PAROLE		11-30-06		
2	5/23/05	15	30	11-30-06		
3	5/23/05	2	2	5/20/05	174	

☐ 6. Sentence(s) to be served consecutively to: (if this item is not checked, the sentence is concurrent)☐ each other. ☐ case numbers _____

7. Defendant shall pay:

☐ restitution of \$ _____☐ \$60.00 for Crime Victim Rights Fund.☐ \$60.00 for DNA sample. ☐ \$150.00 for forensic lab test.☐ 8. The concealed weapon board shall ☐ suspend for _____ days ☐ permanently revoke the concealed weapon license, permit number _____, issued by _____ County.

9. Court recommendation:

Cts. 1 & 2 To run concurrent and consecutive to count 3

5/23/2005

Date

Judge

Bar no.

I certify that this is a correct and complete abstract from the original court records. The sheriff shall, without needless delay, deliver defendant to the Michigan Department of Corrections at a place designated by the department.

(SEAL)

Deputy court clerk

Approved, SCAO

Original - Court
1st Copy - Institution/Facility
2nd Copy - Prisoner
3rd Copy - Cashier's Office

STATE OF MICHIGAN
THIRD JUDICIAL CIRCUIT

ORDER TO REMIT PRISONER FUNDS FOR
FINES, COSTS, AND ASSESSMENTS

CASE NO.

04-12890

Court address

FRANK MURPHY HALL OF JUSTICE 1441 ST. ANTOINE DETROIT, MI 48226

telephone no.

(313)224-2633

THE PEOPLE OF ☐ STATE OF MICHIGAN

☐ _____

v

Defendant's name

Thelonious Searcy

A535785

Prisoner no.

DOB

2/06/1980

SID

CTN: 82-04421848

Institution name and address

FINAL ATTY \$ _____

FINES \$ _____

COURT COSTS \$ 600.00

CRIME VICTIM ASSESSMENT \$ 60.00

STATE MINIMUM COSTS (\$60.00 X _____) = \$ 60.00

THE COURT FINDS:

TOTAL \$ 720.00

1. The defendant owes a balance of \$ 720.00, not including restitution which is collected by the Department of Corrections in accordance with MCL 791.220h, for the obligation ordered in the judgment of sentence or other order dated _____.

(copy of judgment of sentence or order attached).

IT IS ORDERED:

2. For payment toward the obligation, the Department of Corrections shall collect 50% of all funds received by the defendant over \$50.00 each month.
3. If the amount withheld at any one time is \$100.00 or less, the Department of Corrections shall continue collecting funds from the defendant's prisoner account until the sum of the amounts collected exceeds \$100.00, at which time the Department of Corrections shall remit that amount to this court to

WAYNE COUNTY CLERK---- CASHIER'S OFFICE
1441 ST. ANTOINE ROOM 102, DETROIT, MI 48226

4. Withdrawal from the defendant's prisoner account and remittance to this court shall continue until the obligation is paid in full. If the defendant transfers to a facility at which an institutional account is not maintained, or if the defendant is paroled, discharged, or dies, any withheld funds shall be remitted to this court.

5/23/2005

Date

Judge

Timothy M. Kenny

Bar no.

CERTIFICATE OF MAILING

I certify that on this date I served copies of this order on the warden or supervisor of the facility where the prisoner is incarcerated and on the prisoner by ordinary mail at the above address.

Date

Signature

cc: Bus. Office, RO File, CO File, Inmate

AMENDED

Original - Court
1st Copy - Institution/Facility ✓
2nd Copy - Prisoner
3rd Copy - Cashier's Office

Approved, SCAO

STATE OF MICHIGAN
THIRD JUDICIAL CIRCUIT

ORDER TO REMIT PRISONER FUNDS FOR
FINES, COSTS, AND ASSESSMENTS

CASE NO.

04-012390

Court address

telephone no.

FRANK MURPHY HALL OF JUSTICE 1441 ST. ANTOINE DETROIT, MI 48226 (313)224-2633

THE PEOPLE OF ☐ STATE OF MICHIGAN

v

Defendant's name

Thelonious Searcy

535985

Prisoner no.

DOB

2/06/1980

SID

CTN: 82-04421848

Institution name and address

FINAL ATTY \$

Restitution/ FINES \$ 10,810.00

COURT COSTS \$ 600.00

CRIME VICTIM ASSESSMENT \$ 60.00

STATE MINIMUM COSTS (\$60.00 X) = \$ 60.00

THE COURT FINDS:

TOTAL \$ 11,530.00

1. The defendant owes a balance of \$ 11,530.00, including restitution which is collected by the Department of Corrections in accordance with MCL 791.220h, for the obligation ordered in the judgment of sentence or other order dated

(copy of judgment of sentence or order attached).

IT IS ORDERED:

2. For payment toward the obligation, the Department of Corrections shall collect 50% of all funds received by the defendant over \$50.00 each month.
3. If the amount withheld at any one time is \$100.00 or less, the Department of Corrections shall continue collecting funds from the defendant's prisoner account until the sum of the amounts collected exceeds \$100.00, at which time the Department of Corrections shall remit that amount to this court to
4. Withdrawal from the defendant's prisoner account and remittance to this court shall continue until the obligation is paid in full. If the defendant transfers to a facility at which an institutional account is not maintained, or if the defendant is paroled, discharged, or dies, any withheld funds shall be remitted to this court.

WAYNE COUNTY CLERK--- CASHIER'S OFFICE
1441 ST. ANTOINE ROOM 102, DETROIT, MI 48226

7/13/2005

Date

Judge Timothy M. Kenny

Bar no.

CERTIFICATE OF MAILING

I certify that on this date I served copies of this order on the warden or supervisor of the facility where the prisoner is incarcerated and on the prisoner by ordinary mail at the above address.

Date

Signature

STATE OF MICHIGAN
IN THE THIRD JUDICIAL CIRCUIT COURT FOR THE COUNTY OF WAYNE

People of the State of Michigan,

Plaintiffs,

vs.

Hon. Timothy M. Kenny
Case No.04-012890-01-FC

Thelonious Searcy,

Defendant,

ORDER

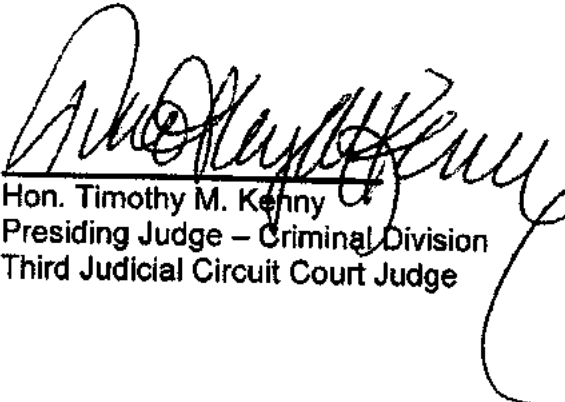
At a session of this Court
Held on January 20, 2016
In the Frank Murphy Hall of Justice
County of Wayne, Detroit, MI

PRESENT: Honorable Timothy M. Kenny
Presiding Judge – Criminal Division
Third Judicial Circuit Court of Michigan

Defendant Searcy's Order to Remit Prisoner Funds, dated July 13, 2005, is
rescinded for fees assessed at sentencing.

Collections are to cease.

January 20, 2016
Date


Hon. Timothy M. Kenny
Presiding Judge – Criminal Division
Third Judicial Circuit Court Judge



THIRD JUDICIAL CIRCUIT
OF MICHIGAN

TIMOTHY M. KENNY
PRESIDING JUDGE
CRIMINAL DIVISION

FRANK MURPHY HALL OF JUSTICE
1441 ST. ANTOINE
DETROIT, MICHIGAN 48226

(313) 224-5170
FAX (313) 237-9244

February 10, 2016

Thelonious Searcy, #535985
Macomb Correctional Facility
34625 26 Mile Road
New Haven, MI 48048

**RE: People v
Thelonious Searcy
Case # 04-012890-01-FC**

Mr. Searcy,

Enclosed is a true copy of the court's order directing the Third Circuit Court's
Cashier's Office to return funds to your prisoner account.

Very truly yours,

A handwritten signature in black ink, reading "Timothy M. Kenny". The signature is written in a cursive style with a large, looped initial "T".

Judge Timothy M. Kenny
Presiding Judge – Criminal Division
Third Judicial Circuit Court of Michigan

TMK/dcl
Enclosure

STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF WAYNE

People of the State of Michigan,
Plaintiff,

v.

Thelonious Searcy,
Defendant.

Hon. TIMOTHY M. KENNY
Case No. 04-012890-01-FC

ORDER

At a session of the Court held
in the City of Detroit, County
of Wayne, State of Michigan

On: February 10, 2016

PRESENT: Honorable Timothy M. Kenny
Presiding Judge – Criminal Division
Third Judicial Circuit Court

The order to remit prisoner funds, dated July 13, 2005, in the above case is vacated and any monies taken pursuant to the order shall be returned to defendant's prisoner account.

February 10, 2016
Date


Hon. Timothy M. Kenny
Presiding Judge – Criminal Division
Third Judicial Circuit Court