

**IN THE DISTRICT COURT FOR THE FIFTEENTH JUDICIAL CIRCUIT
MONTGOMERY COUNTY, ALABAMA**

STATE OF ALABAMA,)	
Plaintiff,)	DC-2022-90
)	DC-2022-91
v.)	DC-2022-92
)	DC-2022-93
TORY JOHNSON)	DC-2022-94
Defendant.)	DC-2022-95
)	DC-2022-96

MOTION TO INCREASE BAIL


COMES NOW, the State of Alabama, by and through its District Attorney, Daryl D. Bailey, and moves the Court to increase the defendant's bail in the above styled cases. As grounds for its motion the State shows as follows:

1. The defendant is charged with Murder, Assault First Degree (x2), and Assault Second (x4).
2. These charges stem from his shooting spree inside of a crowded Montgomery bowling alley.
3. Seven people in total were shot by the defendant. Six of them had absolutely no involvement in the altercation that led to the shooting, while the one victim who was arguing with the defendant was unarmed and trying to deescalate the situation.
4. Two of the victims are still in the hospital with life-threatening injuries.
5. The offense was captured on video which clearly shows the defendant shooting multiple times. It also shows that he was the only person armed with a weapon.
6. The defendant fired at least six shots inside of the crowded bowling alley.
7. The defendant was in illegal possession of his firearm at the time of the mass shooting.
8. The defendant fled the scene after the shooting.
9. Multiple witnesses have been interviewed who were present at the time of the shooting. All of them agree that the defendant was the only person to brandish or discharge a firearm.
10. The dual purposes of bail are to 1) ensure the defendant's presence in court, and 2) to protect the community.

11. The current bail amount is woefully inadequate to protect the public from this dangerous and violent criminal. While the current bail amounts are at the maximum level of the recommended bail scheduled contained in R. 7.2(b), Ala. R. Crim. P., these amounts are not appropriate in this case due to these and other facts.
12. This bail schedule is "recommended" in order to allow Courts to exercise their discretion, and set bail amounts in excess of the schedule when the facts support such an action. If this defendant's actions do not support a bail amount above the recommended level, then no actions can ever justify such an upward departure.
13. To adequately protect the community, it is imperative that this Court increase the defendant's bail and order his immediate arrest.
14. Based on the egregious nature of the defendant's admitted actions, the State of Alabama moves the Court to set bail at two million dollars (\$2,000,000.00).

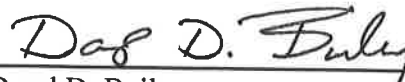
WHEREFORE, the above premises being considered, the State moves the Court to immediately increase the bail amount in the above cases, and to issue a warrant for the defendant's arrest.

Respectfully submitted this the 10th day of January, 2022.


Daryl D. Bailey
District Attorney

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the above and foregoing was served upon counsel for the Defendant, by Electronic Filing.


Daryl D. Bailey
District Attorney