

COPY

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
LUBBOCK DIVISION

U.S. DISTRICT COURT NORTHERN DISTRICT OF TEXAS <b>FILED</b> SEP 13 1995 NANCY DOHERTY, CLERK By _____ Deputy
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UNITED STATES OF AMERICA

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Criminal No. 95-CR-647-G

v.

LOUIS JONES

NOTICE OF INTENT TO SEEK THE DEATH PENALTY

COMES NOW, the United States of America, by and through the United States Attorney for the Northern District of Texas, and files, pursuant to Title 18, United States Code, Sections 3591 through 3593, this notice of its intent to seek the death penalty against the defendant, LOUIS JONES, in the event JONES is convicted of Count One of the Indictment, which charges kidnapping resulting in death, in violation of Title 18, United States Code, Section 1201(a), and would show the Court and the jury as follows:

I.

The United States of America believes that the circumstances of the instant offense of kidnapping resulting in death are such that, if the defendant, LOUIS JONES, is convicted, a sentence of death is justified under Chapter 228 of Title 18, United States Code, Sections 3591(a), 3592(a), and 3592(c).

II.

The United States of America will prove, at a hearing to be held pursuant to Title 18, United States Code, Section 3593, that:

- a. the defendant, LOUIS JONES, on or about February 19, 1995, did intentionally kill Tracie Joy McBride by hitting her in the

Code, Section 3592(c)(1));

b. the defendant, LOUIS JONES, in the commission of this offense, knowingly created a grave risk of death to one or more persons in addition to the victim of the offense, Tracie Joy McBride (Title 18, United States Code, Section 3592(c)(5));

c. the defendant, LOUIS JONES, committed the offense in an especially heinous, cruel, and depraved manner in that it involved torture and serious physical abuse to the victim, Tracie Joy McBride (Title 18, United States Code, Section 3592(c)(6)); and

d. the defendant, LOUIS JONES, committed the offense after substantial planning and premeditation to cause the death of Tracie Joy McBride (Title 18, United States Code, Section 3592(c)(9));

#### IV.

The United States of America will prove the following non-statutory aggravating factors to justify a sentence of death:

a. future dangerousness to the lives and safety of other persons, as evidenced by specific threats and acts of violence, including, but not limited to the following:

1. In or about 1968, the defendant, LOUIS JONES, was convicted of the offense of Battery in the State of Illinois;

2. In or about 1970, the defendant, LOUIS JONES, in the Chicago, Illinois area, assaulted Daniel Lacko;

3. In or about February, 1994, the defendant, LOUIS JONES, in the San Angelo, Texas area did assault Sandra Lane (both physically and sexually) and Jessica Lane;


4. In or about March, 1994, the defendant, LOUIS JONES,

effect of the instant offense on Tracie Joy McBride's family. See Title 18, United States Code, Section 3593(a) and Payne v. Tennessee, 501 U.S. 808, 111 S.Ct. 2597 (1991).

WHEREFORE, the United States of America, by and through the United States Attorney for the Northern District of Texas, hereby gives notice of its intent to seek the death penalty as to LOUIS JONES and to introduce evidence to the jury in support of such punishment.


Respectfully submitted,

PAUL E. COGGINS  
UNITED STATES ATTORNEY

  
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CERTIFICATE OF SERVICE

I, Tanya K. Pierce, Assistant United States Attorney for the Northern District of Texas, do hereby certify that a true and correct copy of the foregoing was served upon Carlton McLarty, Office of Federal Public Defender, by hand delivery this the 13<sup>th</sup> day of September, 1995.

  
TANYA K. PIERCE  
Assistant United States Attorney