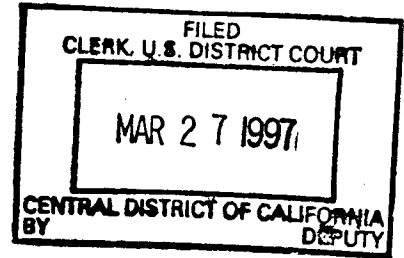


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9 UNITED STATES DISTRICT COURT

10 FOR THE CENTRAL DISTRICT OF CALIFORNIA

11 UNITED STATES OF AMERICA,) No. CR 96-1140(A) -ER
12)
Plaintiff,)
13)
v.)
14)
EDWARD STANLEY,)
15)
Defendant.)
16 _____)

17
18 NOTICE OF INTENT TO SEEK THE DEATH PENALTY

19
20 COMES NOW the United States of America, pursuant to 18 U.S.C.
21 § 3593(a), by and through its undersigned counsel, and notifies the
22 Court and the defendant in the above-captioned case that the
23 Government believes the circumstances of the capital offenses in
24 this case are such that, in the event of a conviction, a sentence
25 of death is justified under Chapter 228 (Sections 3591 through
26 3598) of Title 18 of the United States Code, and that the
27 Government will seek the sentence of death for these offenses:
28 conspiracy to use, and use of, interstate commerce facilities to
commit murder for hire resulting in the death of Rickey Ray Hall,

1 in violation of 18 U.S.C. 1958(a), which carries a possible
2 sentence of death.

3 The Government proposes to prove the following factors as
4 justifying a sentence of death, for each and all of the above
5 capital offenses in this case.

6 A. Statutory Proportionality Factors Enumerated under 18
7 U.S.C. § 3591(a) (2) (A) - (D).

8 1. **Intentional Acts to Take Life or Use Lethal Force.**

9 The defendant intentionally participated in an act, contemplating
10 that the life of a person would be taken or intending that lethal
11 force would be used in connection with a person, other than one of
12 the participants in the offense, and Rickey Ray Hall died as a
13 direct result of the act. Section 3591(a) (2) (C).

14 B. Statutory Aggravating Factors Enumerated under 18 U.S.C.
15 § 3592(c).

16 1. **Procurement of the Offense by Payment.** The

17 defendant procured the commission of the offense by payment, or
18 promise of payment, of something of pecuniary value. Section
19 3592(c) (7).

20 2. **Substantial Planning and Premeditation.** The

21 defendant committed the offense after substantial planning and
22 premeditation to cause the death of Rickey Ray Hall. Section
23 3592(c) (9).

24 C. Other, Non-Statutory, Aggravating Factors Identified under
25 18 U.S.C. § 3593(a) (2).

26 1. **Future Dangerousness of the Defendant.** The

27 defendant is likely to commit criminal acts of violence in the
28 future which would be a continuing and serious threat to society,

1 Simmons v. South Carolina, 114 S.Ct. 2187, 2193 (1994), based upon
2 evidence including but not limited to one or more of the following:

3 (1) On February 5, 1990, the defendant assaulted
4 Earl Frost, Jr. at 8620 South Western Avenue, Los Angeles,
5 California.

6 (2) In January 1991, while on probation for a
7 conviction of being a felon in possession of a firearm, the
8 defendant offered to sell cocaine to a Drug Enforcement
9 Administration undercover agent, and asked the undercover agent to
10 obtain several concealable handguns for the defendant.

11 (3) On July 25, 1996, despite having been
12 previously convicted of being a felon in possession of a firearm,
13 the defendant, during his sale of five ounces of heroin to a Drug
14 Enforcement Administration confidential informant, told the
15 informant that the defendant wanted to buy two or three 9mm
16 handguns, if the informant knew of a source.

17 (4) On October 11, 1996, in the same telephone
18 conversation in which the defendant told Daniel Ray Bennett to kill
19 Rickey Ray Hall, the defendant also told Bennett to kill Tina Cage.

20 (5) On November 24, 1996, the defendant told a drug
21 lieutenant that he wanted to have his drug courier Charles Jones
22 killed, but could not do so because the victim's wife would know
23 that the defendant had ordered the killing.

24 (6) On November 26, 1997, the defendant laughed
25 about the killing of Rickey Ray Hall when it was described to him.

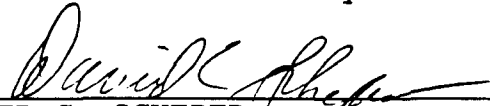
26 (7) On December 12, 1996, despite having been
27 previously convicted of being a felon in possession of a firearm,
28 the defendant possessed a stockpile of more than 20 firearms.


1 2. **Victim Impact Evidence.** The impact of the victim's
2 death upon the victim's family. Payne v. Tennessee, 111 S.Ct.
3 2597, 2608-09 (1991). Rickey Ray Hall's family, including his
4 children, siblings, and nieces, has been devastated by his death.

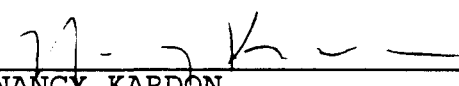
5 Dated: March 27, 1997

Respectfully submitted,

6
7 NORA M. MANELLA
 United States Attorney

8 
9 _____
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17 Attorneys for Plaintiff
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1 CERTIFICATE OF SERVICE BY MAIL

2 I, Patricia Balderas, declare:

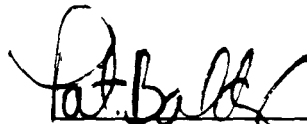
3 That I am a citizen of the United States and resident or
4 employed in Los Angeles County, California; that my business
5 address is Office of United States Attorney, United States
6 Courthouse, 312 North Spring Street, Los Angeles, California
7 90012; that I am over the age of eighteen years, and am not a
8 party to the above-entitled action;

9 That I am employed by the United States Attorney for the
10 Central District of California who is a member of the Bar of the
11 United States District Court for the Central District of
12 California, at whose direction the service by mail described in
13 this Certificate was made; that on March 27, 1997, I deposited in
14 the United States mails in the United States Courthouse at 312
15 North Spring St., Los Angeles, California, in the above-entitled
16 action, in an envelope bearing the requisite postage, a copy of
17 NOTICE OF INTENT TO SEEK THE DEATH PENALTY

18 Addressed to: See Attachment
19 at their last known addresses, at which place there is a
20 delivery service by United States mail.

21 This Certificate is executed on March 27, 1997, at
22 Los Angeles, California.

23 I certify under penalty of perjury that the
24 foregoing is true and correct.

25 

26 Patricia Balderas
27
28

United States v. Edward Stanley et al., CR 96-1140 A

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