

Aggravating Circumstances for Jury Override Cases on Death Row

Coleman, Michael *

Prior conviction of a violent felony; committed during a robbery, sexual battery, burglary, and kidnapping; avoid or prevent arrest; heinous, atrocious, or cruel; and cold, calculated, and premeditated.

Groover, Tommy Sands

Previously convicted of a violent felony; committed during a kidnapping; heinous, atrocious, or cruel; cold, calculated, and premeditated.

Marshall, Matthew

Person under sentence of imprisonment; previously convicted of violent felonies; committed during a burglary; and heinous, atrocious, and cruel.

Robinson, Timothy *

Previously convicted of a prior violent felony; committed during a robbery, sexual battery, burglary, and kidnapping; avoid or prevent arrest; heinous, atrocious, or cruel; and cold, calculated, and premeditated.

Washington, Anthony

Committed under a sentence of imprisonment; previously convicted of a felony involving use or threat of violence; committed during a burglary and sexual battery; and heinous, atrocious, or cruel.

Zakrzewski, Edward

Previously convicted of other capital offenses; cold, calculated, and premeditated; and heinous, atrocious, or cruel.

Zeigler, William

Heinous, atrocious, or cruel; pecuniary gain; avoid lawful arrest; previously convicted of another capital or violent felony.

* - codefendants

Death Row Inmates by Aggravating Circumstance

	a	b	c	d	e	f	g	h	i	j	k
Coleman		x		x	x			x	x		
Groover		x		x				x	x		
Marshall	x	x		x			x				
Robinson		x		x	x			x	x		
Washington	x	x		x				x			
Zakrzewski		x						x	x		
Zeigler		x			x	x		x			

- (a) The capital felony was committed by a person under sentence of imprisonment or placed on community control.
- (b) The defendant was previously convicted of another capital felony or of a felony involving the use or threat of violence to the person.
- (c) The defendant knowingly created a great risk of death to many persons.
- (d) The capital felony was committed while the defendant was engaged, or was an accomplice, in the commission of, or an attempt to commit, or flight after committing or attempting to commit, any robbery, sexual battery, arson, burglary, kidnapping, or aircraft piracy or the unlawful throwing, placing, or discharging of a destructive device or bomb.
- (e) The capital felony was committed for the purpose of avoiding or preventing a lawful arrest or effecting an escape from custody.
- (f) The capital felony was committed for pecuniary gain.
- (g) The capital felony was committed to disrupt or hinder the lawful exercise of any governmental function or the enforcement of laws.
- (h) The capital felony was especially heinous, atrocious, or cruel.
- (i) The capital felony was a homicide and was committed in a cold, calculated, and premeditated manner without an pretense of moral or legal justification.
- (j) The victim of the capital felony was a law enforcement officer engaged in the performance of his official duties.
- (k) The victim of the capital felony was an elected or appointed public official engaged in the performance of his official duties if the motive for the capital felony was related, in whole or in part, to the victim's official capacity.