

APPENDIX “A”

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF FLORIDA

STATE OF FLORIDA

VS

SAMMY LEE GIBBS, A/K/A
SAMMY WILLIAMS, A/K/A
SAMMY GIBBS, A/K/A
SAMMUEL GIBBS

In the Circuit Court of the Fourteenth
Judicial Circuit of the State of
Florida, in and for Calhoun County

At the Spring Term hereof, in the
Year of our Lord, One Thousand, Nine
Hundred, Eighty-Six.

I N D I C T M E N T

COUNT I: MURDER IN THE FIRST DEGREE

In the Name and by the Authority of the State of Florida: The Grand Jurors of the County of Calhoun charge that on or about the 13th day of June, 1986, at and in the County of Calhoun, State of Florida, SAMMY LEE GIBBS, A/K/A SAMMY WILLIAMS, A/K/A SAMMY GIBBS, A/K/A SAMMUEL GIBBS, did from a premeditated design to effect the death of a human being, to-wit: JAMES A. PEACOCK, III, or while engaged in the perpetration of or in the attempt to perpetrate a Robbery, did kill and murder said James A. Peacock, III, by striking him with a blunt object, a deadly weapon, or did aid and abet the same, in violation of Sections 782.04 and 777.011, Florida Statutes.

COUNT II: ROBBERY WITH A DEADLY WEAPON

In the Name and by the Authority of the State of Florida: The Grand Jurors of the County of Calhoun charge that on or about the 13th day of June, 1986, at and in the County of Calhoun, State of Florida, SAMMY LEE GIBBS, A/K/A SAMMY WILLIAMS, A/K/A SAMMY GIBBS, A/K/A SAMMUEL GIBBS did unlawfully by force, violence, assault or putting in fear, take certain property, to-wit: United States currency or its equivalent, of a value of more than \$100.00, and/or a firearm, to-wit: a .38 caliber pistol, the property of James A. Peacock, III, and/or James A. Peacock, Jr. and/or James A. Peacock, Jr., d/b/a City Liquors, from the person or custody or control of James A. Peacock, III, and in the course of committing said Robbery, carried a deadly weapon, to-wit: a blunt object, or did aid and abet the same, in violation of Sections 812.13 and 777.011, Florida Statutes.

A TRUE BILL

FOREMAN

I HAVE ADVISED THIS GRAND JURY AS AUTHORIZED AND REQUIRED BY LAW.

JIM APPELLEMAN
STATE ATTORNEY
Fourteenth Judicial Circuit
Bay County, Florida

PRESENTED in open court by the Grand Jury and filed this 21st day of July, 1986.

CLERK OF CIRCUIT COURT

IN THE CIRCUIT COURT, FOURTEENTH
JUDICIAL CIRCUIT OF THE STATE OF
FLORIDA, IN AND FOR CALHOUN COUNTY.

STATE OF FLORIDA

VS.

CASE NO. CIR 86-71
86-72

SAMMY LEE GIBBS, A/K/A
SAMMY WILLIAMS, A/K/A
SAMMY GIBBS, A/K/A
SAMMUEL GIBBS,
Defendant.

FILED
CLERK
87 FEB 13 1987
CALHOUN

VERDICT

JANUARY 15, 1987

We, the jury, find as follows, as to Count I of the
charge: (check only one as to this count)

- ☒ a. The defendant is guilty of FELONY MURDER -
FIRST DEGREE, as charged in the Indictment.
- ☐ b. The defendant is guilty of ATTEMPTED FELONY
MURDER - FIRST DEGREE.
- ☐ c. The defendant is guilty of FELONY MURDER -
SECOND DEGREE.
- ☐ d. The Defendant is guilty of FELONY MURDER -
THIRD DEGREE.
- ☐ e. The Defendant is NOT GUILTY.

We, the jury, find as follows, as to Count II of the
charge: (check only one as to this count)

- ☒ a. The Defendant is guilty of ROBBERY WITH A
DEADLY WEAPON as charged in the Indictment.
- ☐ b. The Defendant is guilty of ATTEMPTED ROBBERY
WITH A DEADLY WEAPON.
- ☐ c. The Defendant is guilty of ROBBERY WITH A
WEAPON.
- ☐ d. The Defendant is guilty of ATTEMPTED ROBBERY
WITH A WEAPON.
- ☐ e. The Defendant is guilty of ROBBERY.
- ☐ f. The Defendant is guilty of ATTEMPTED ROBBERY.
- ☐ g. The Defendant is guilty of GRAND THEFT.
- ☐ h. The Defendant is NOT GUILTY.

SO SAY WE ALL.

FILED

OCTOBER 1987

JAN 15 1987

CLERK CIRCUIT COURT
CALHOUN COUNTY, FLORIDA

FOREMAN