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SUPERIOR STATE COURT

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IN THE SUPERIOR COURT OF HALL COUNTY

STATE OF GEORGIA

STATE OF GEORGIA	§	CASE NUMBER: 2007CR1296C
V.	§	CHARGES: MURDER; FELONY
ALLAN ROBERT DICKIE	§	MURDER (3 COUNTS);
		AGGRAVATED BATTERY;
		AGGRAVATED ASSAULT
DEFENDANT	§	(2 COUNTS); RAPE; KIDNAPPING
		WITH BODILY INJURY;
		AGGRAVATED SODOMY

NOTICE OF STATE'S INTENT TO SEEK DEATH PENALTY

Comes now the State of Georgia, hereby filing this Notice of Intent to Seek the Death Penalty in the above-styled case against the defendant Allan Robert Dickie.

The below stated statutory aggravating circumstances support the imposition of the death penalty in the above styled case.

1. The offense of murder was committed while the offender was engaged in the commission of aggravated battery upon the person of Claudia Toppin, as alleged in count five of the above styled indictment. O.C.G.A. § 17-10-30 (b) (2).

2. The offense of murder was committed while the offender was engaged in the commission of another capital felony, to-wit: rape of Claudia Toppin, as alleged in count eight of the above styled indictment. O.C.G.A. § 17-10-30 (b) (2).

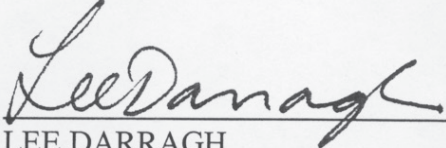
3. The offense of murder was committed while the offender was engaged in the commission of another capital felony, to-wit: kidnapping with bodily injury as alleged in count nine of the above styled indictment. O.C.G.A. § 17-10-30 (b) (2).

4. The offense of murder was committed while the offender was engaged in the commission of another capital felony, to-wit: aggravated sodomy of Claudia Toppin, as alleged in count nine of the above styled indictment. O.C.G.A. § 17-10-30 (b) (2).

5. The offense of murder was outrageously and wantonly vile, horrible and inhuman in that it involved torture, depravity of mind and an aggravated battery to the victim, Claudia Toppin. O.C.G.A. § 17-10-30 (b) (7).

6. The State reserves the right to amend this Notice of Intent to Seek the Death Penalty as the State deems appropriate during the pendency of this case.

7. In the event the evidence at the trial of this case supports additional statutory aggravating circumstances, the State specifically reserves the right to amend this Notice orally and/or in writing to include such statutory aggravating circumstances as may be supported by the evidence in the case prior to the jury receiving the case for the purpose of determining the sentence to be imposed upon conviction of defendant Allan Robert Dickie.

  
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LEE DARRAGH  
DISTRICT ATTORNEY  
NORTHEASTERN JUDICIAL CIRCUIT

IN THE SUPERIOR COURT OF HALL COUNTY  
STATE OF GEORGIA

STATE OF GEORGIA           §       CASE NUMBER: 2007CR1296C  
V.                               §       MURDER, ETC.  
ALLAN ROBERT DICKIE,       §  
DEFENDANT.                 §

CERTIFICATE OF SERVICE

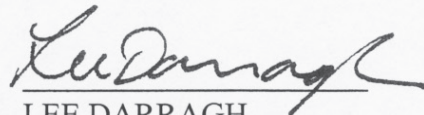
I hereby certify that I have this date served both the Office of the Georgia Capital Defender and the Office of the Northeastern Circuit Public Defender with copies of the Notice of the State's Intent to Seek the Death Penalty in the above styled case by mailing copies thereof in the United States Mail with adequate postage thereon to ensure delivery to:

The Office of the Georgia Capital Defender  
225 Peachtree Street, N.E.  
Suite 900, East Tower  
Atlanta, GA 30303-1727

Mr. Bradford Morris  
Northeastern Judicial Circuit Public Defender  
Post Office Box 390  
Gainesville, GA 30503

Further, pursuant to the procedure set forth by the order of the Chief Judge and Judges of the Superior Court filed with the Clerk of Court on March 13, 2006, the District Attorney has delivered a stamped filed copy of the Notice to the presiding judge in this case, Honorable Jason J. Deal, or to a member of his staff, and to the Chief Judge of the Superior Court for the Northeastern Judicial Circuit, Honorable C. Andrew Fuller, or to a member of this staff.

This 16th day of November, 2007.

  
LEE DARRAGH  
DISTRICT ATTORNEY