

IN THE CIRCUIT COURT OF THE TENTH JUDICIAL CIRCUIT
OF THE STATE OF FLORIDA IN AND FOR POLK COUNTY

STATE OF FLORIDA

CASE NUMBER: 53-2021-CF-006615-A000-XX

vs.

BRYAN JAMES RILEY

NOTICE OF INTENT TO SEEK DEATH PENALTY AND
DISCLOSURE OF AGGRAVATING FACTORS

COMES NOW the State of Florida, by and through the undersigned State Attorney, pursuant to Rule 3.202, Florida Rules of Criminal Procedure, and hereby notifies the defendant that the State intends to seek the death penalty in the above-captioned case. In addition, pursuant to F.S. 921.141(1) and F.S. 782.04(1)(b), hereby gives notice to the Defendant that the State intends to prove the below listed aggravating factors.

- 1) The defendant was previously convicted of another capital felony or of a felony involving the use or threat of violence to the person.
- 2) The defendant knowingly created a great risk of death to many persons.
- 3) The capital felony was committed while the defendant was engaged, in the commission of, or an attempt to commit, or flight after committing or attempting to commit, any aggravated child abuse, arson, burglary and/or kidnapping.
- 4) The capital felony was committed for the purpose of avoiding or preventing a lawful arrest or effecting an escape from custody.
- 5) The capital felony was especially heinous, atrocious or cruel.
- 6) The capital felony was a homicide and was committed in a cold, calculated, and premeditated manner without any pretense of moral or legal justification.
- 7) The victim of the capital felony listed in Count 4 of the indictment was a person less than twelve (12) years of age.

The State gives notice pursuant to F.S.782.04(1)(b) that it may amend this notice upon a showing of good cause.



BRIAN HAAS
State Attorney
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