

INDICTMENT NO. 2018CR758

IN THE SUPERIOR COURT OF CAMDEN COUNTY  
STATE OF GEORGIA

NOVEMBER TERM, 2018

THE STATE OF GEORGIA vs. ZECHARIAH PRESLEY

Ct. 1: MALICE MURDER

O.C.G.A. 16-5-1(a)

Ct. 2: FELONY MURDER

O.C.G.A. 16-5-1(c)

Ct. 3: VOLUNTARY MANSLAUGHTER

O.C.G.A. 16-5-2

Ct. 4: INVOLUNTARY MANSLAUGHTER

O.C.G.A. 16-5-3(a)

Ct. 5: VIOLATION OF OATH BY PUBLIC OFFICER

O.C.G.A. 16-10-1

Prosecutor Willie W. Ivey

Count 1, 2 No Bill Count 3, 4, 5 True BILL

**JACKIE L. JOHNSON**  
District Attorney, Brunswick Judicial Circuit

Walter C. Dumas Foreperson

Received and filed in open court this 28th day of November, 2018

J. Lynn Jones  
Clerk, Superior Court  
1:50pm

The Defendant, ZECHARIAH PRESLEY,  
waives being formally arraigned and pleads not  
guilty.

The defendant, ZECHARIAH PRESLEY,  
hereby changes his/her plea from one of not  
guilty to one of Guilty/Nolo Contendere.

\_\_\_\_\_  
Assistant District Attorney

\_\_\_\_\_  
Assistant District Attorney

\_\_\_\_\_  
Defendant

\_\_\_\_\_  
Defendant

\_\_\_\_\_  
Attorney for Defendant

\_\_\_\_\_  
Attorney for Defendant

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date

We, the jury, find the Defendant, \_\_\_\_\_

**VERDICT**

This the \_\_\_ day of \_\_\_\_\_, 2018

\_\_\_\_\_  
Foreperson

**GEORGIA, CAMDEN COUNTY  
IN THE SUPERIOR COURT OF SAID COUNTY**

The Grand Jurors selected, chosen and sworn for the County of Camden, to wit:

**1. Walter Clifford Hewitt, Jr., Foreperson**

- |                                          |                                            |
|------------------------------------------|--------------------------------------------|
| 2. Matthew Aaron Meeks - Vice Foreperson | 14. Kevin Barry Brown                      |
| 3. Janet McReynolds Sustar - Secretary   | 15. Carol S Meeks                          |
| 4. <del>Margie Ann Gerlach</del>         | 16. Geoffry B Morris                       |
| 5. Nicholas Roger Vecchio                | 17. Barbara Ann Stepnick                   |
| 6. Vicki K Hudson                        | 18. Margaret Ann Michaud                   |
| 7. Nancy Delana Kelley                   | 19. <del>Dalton James Clark</del>          |
| 8. Heather Nicole Crews                  | 20. <del>Kiara Katrice Long</del>          |
| 9. Christopher Richie Hart               | 21. Malia Madeline Martin                  |
| 10. Robyn Hope Douglas                   | 22. Kathleen B Schultz                     |
| 11. Robert Anthony Bicanovsky            | 23. Dana Lynn Flanagan                     |
| 12. Charles Wayne Morton                 | 24. <del>Shayann Tomblin</del> (Alternate) |
| 13. <del>Gina Walker Wilson</del>        | Michael Klaffe<br>Richard Butler           |

COUNT 1 No Bill

In the name and behalf of the citizens of Georgia, charge and accuse ZECHARIAH PRESLEY with the offense of MALICE MURDER for that the said accused, ON OR ABOUT THE 20TH DAY OF JUNE, 2018, in the County aforesaid, DID UNLAWFULLY, WITH MALICE AFORETHOUGHT, CAUSE THE DEATH OF TONY MARCEL GREEN, A HUMAN BEING, BY SHOOTING SAID VICTIM WITH A .40 CALIBER PISTOL, all of said act being contrary to the laws of said State, the good order, peace and dignity thereof.

COUNT 2 No Bill

And the Grand Jurors aforesaid, on their oaths aforesaid, in the name and behalf of the Citizens of Georgia, further charge and accuse ZECHARIAH PRESLEY with the offense of FELONY MURDER for that the said accused ON OR ABOUT THE 20TH DAY OF JUNE, 2018, in the County aforesaid, DID COMMIT THE OFFENSE OF MURDER WHEN THE ACCUSED CAUSED THE DEATH OF TONY MARCEL GREEN, A HUMAN BEING, IRRESPECTIVE OF MALICE WHILE IN THE COMMISSION OF A FELONY, AGGRAVATED ASSAULT, BY SHOOTING SAID PERSON WITH A .40 CALIBER PISTOL, A DEADLY WEAPON, all of said act being contrary to the laws of said State, the good order, peace and dignity thereof.

COUNT 3 True Bill

And the Grand Jurors aforesaid, on their oaths aforesaid, in the name and behalf of the Citizens of Georgia, further charge and accuse ZECHARIAH PRESLEY with the offense of VOLUNTARY MANSLAUGHTER for that the said accused ON OR ABOUT THE 20TH DAY OF JUNE, 2018, in the County aforesaid, CAUSE THE DEATH OF TONY MARCEL GREEN, A HUMAN BEING, WHILE ACTING SOLELY AS THE RESULT OF A SUDDEN, VIOLENT, AND IRRESISTIBLE PASSION, RESULTING FROM SERIOUS PROVOCATION SUFFICIENT TO EXCITE SUCH PASSION IN A REASONABLE PERSON, IN THAT ZECHARIAH PRESLEY DID PHYSICALLY STRUGGLE WITH TONY MARCEL GREEN IN AN ATTEMPT TO ARREST AND DETAIN TONY MARCEL GREEN SECONDS PRIOR TO FIRING A .40 CALIBER PISTOL AT TONY MARCEL GREEN, , all of said act being contrary to the laws of said State, the good order, peace and dignity thereof.

COUNT 4 True Bill

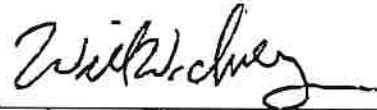
And the Grand Jurors aforesaid, on their oaths aforesaid, in the name and behalf of the Citizens of Georgia, further charge and accuse ZECHARIAH PRESLEY with the offense of INVOLUNTARY MANSLAUGHTER for that the said accused ON OR ABOUT THE 20TH DAY OF JUNE, 2018, in the County aforesaid, WHILE IN THE COMMISSION OF RECKLESS CONDUCT, AN UNLAWFUL ACT, DID CAUSE THE DEATH OF TONY MARCEL GREEN, A HUMAN BEING, WITHOUT ANY INTENTION TO DO SO, TO WIT: SAID ACCUSED DID UNLAWFULLY CAUSE BODILY HARM TO AND ENDANGER THE SAFETY OF TONY MARCEL GREEN BY CONSCIOUSLY DISREGARDING A SUBSTANTIAL AND UNJUSTIFIABLE RISK THAT HIS ACT OF FIRING A .40 CALIBER PISTOL IN THE DIRECTION OF TONY MARCEL GREEN WOULD CAUSE HARM TO AND ENDANGER THE SAFETY OF SAID PERSON AND THE DISREGARD CONSTITUTED A GROSS DEVIATION FROM THE STANDARD OF CARE WHICH A REASONABLE PERSON WOULD EXERCISE IN THE SITUATION, AND SAID ACT DID RESULT IN THE DEATH OF TONY MARCEL GREEN, all of said act being contrary to the laws of said State, the good order, peace and dignity thereof.

COUNT 5 True Bill

And the Grand Jurors aforesaid, on their oaths aforesaid, in the name and behalf of the Citizens of Georgia, further charge and accuse ZECHARIAH PRESLEY with the offense of VIOLATION OF OATH BY PUBLIC OFFICER for that the said accused ON OR ABOUT THE 20TH DAY OF JUNE, 2018, in the County aforesaid, BEING A PUBLIC OFFICER WITH THE CITY OF KINGSLAND POLICE DEPARTMENT HE DID WILLFULLY AND INTENTIONALLY VIOLATE THE TERMS OF HIS OATH AS PRESCRIBED BY LAW, IN THAT HE DID SWEAR TO DISCHARGE THE DUTIES OF A SWORN LAW ENFORCEMENT OFFICER OF THE CITY OF KINGSLAND, GEORGIA TO THE BEST OF HIS SKILL AND ABILITY, AND OBEY THE LAWS AND CONSTITUTION OF THE STATE OF GEORGIA AND THE UNITED STATES AND THEN DID UNLAWFULLY AND WITHOUT LEGAL JUSTIFICATION, DISCHARGE HIS FIREARM IN THE DIRECTION OF TONY MARCEL GREEN, all of said act being contrary to the laws of said State, the good order, peace and dignity thereof.

CAMDEN SUPERIOR COURT

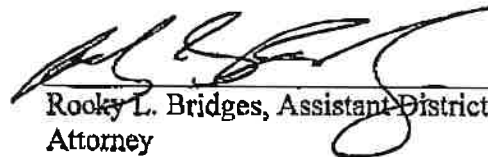
NOVEMBER TERM, 2018



Prosecutor



Jackie L. Johnson, District Attorney  
Brunswick Judicial Circuit



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