

Case No. 04CR-2195

State of Ohio,  
Franklin County, ss:

**INDICTMENT FOR: Felonious Assault with Specification (2903.11 R.C.) (F-2) (9 Counts); Attempted Murder (2923.03 R.C.) (F-1) (8 Counts); Vandalism with Specification (F-5) (2909.05 R.C.) (2 Counts); Improperly Discharging a Firearm at or Into a Habitation or In a School Safety Zone with Specification (F-2) (2909.05 R.C.) (3 Counts); \*\*Aggravated Murder with Specifications (2903.01 R.C.) (1 Count); Murder with Specification (2903.02 R.C.) (1 Count) (Total: 24 Counts)**

**INTRODUCTION AND COURSE OF CONDUCT FINDINGS**

In the Court of Common Pleas, Franklin County, Ohio of the Grand Jury term beginning January 9<sup>th</sup> in the Year of Our Lord, 2004, on or about and between the dates of October 19, 2003 and February 14, 2004 within the counties of Franklin, Madison, Fayette, and Licking counties of the state of Ohio, the Grand Jury finds and presents pursuant to Sections 2901.11 and 2901.12 Ohio Revised Code, with respect to offenses alleged in Counts One through Twenty-Four as a predicate the following:

The Franklin County Common Pleas Court has subject matter jurisdiction over criminal offenses, and personal jurisdiction over crimes committed in Franklin County, Ohio, and the Grand Jury may inquire into all

crimes committed in Franklin County, Ohio. Count Eight alleges Aggravated Murder with a specification of aggravation that it was part of a course of criminal conduct involving the purposeful killing of or attempt to kill two or more persons by the offender, and that Counts One through Twenty-Four were a part of a course of conduct involving the killing or attempt to kill two or more persons by the offender, and that course of criminal conduct between October 19, 2003 and February 14, 2004 began in Franklin County, Ohio and continued across and into other jurisdictions and counties that include Madison, Fayette, and Licking counties, which course of conduct involves the victims of the same type, to wit: unknown drivers of motor vehicles on area highways, freeways, or interstates; that the offenses in multiple counties of Franklin, Madison, Fayette, and Licking were part of the same chain of events or in furtherance of the same purpose or objective; that the offenses were committed along a line of travel along roads, highways, freeways or interstates that include I-71, I-270, I-70, Route 23, Brown Road, Lisle Avenue, Rathmell Road; and the offenses involved the same or a similar modus operandi,

#### Count 1

The Jurors of the Grand Jury of the State of Ohio, duly selected, impaneled, sworn, and charged to inquire of crimes and offenses committed within the body of Franklin County, in the State of Ohio, upon their oath do find and present that Charles Allen McCoy, Jr. late of said County, on or about the 19th day of October in the year of our Lord, 2003, within the County of Franklin aforesaid, in violation of section 2903.11 of the Ohio Revised Code, did knowingly cause or attempt to cause physical harm to William Briggs by means of a deadly weapon or dangerous ordnance as defined in section 2923.11 of the Ohio Revised Code, to wit: 9mm Beretta handgun, SPECIFICATION ONE TO THE FIRST COUNT, in accordance with section 2941.145 of the Ohio Revised Code, the Grand Jurors further find and specify that the said Charles Allen McCoy, Jr. had a firearm on or about his person or under his control while committing the said Felonious Assault, and the said

Charles Allen McCoy, Jr. used the said firearm to facilitate the said Felonious Assault,

Count 2

The Jurors of the Grand Jury of the State of Ohio, duly selected, impaneled, sworn, and charged to inquire of crimes and offenses committed within the body of Franklin County, in the State of Ohio, upon their oath do find and present that Charles Allen McCoy, Jr. late of said County, on or about the 19th day of October in the year of our Lord, 2003, within the County of Franklin aforesaid, in violation of section 2923.02 of the Ohio Revised Code, did purposely engage in conduct that if successful, would have constituted or resulted in the offense of Murder, a violation of section 2903.02 of the Ohio Revised Code, in that the said Charles Allen McCoy, Jr. attempted to purposely cause the death of William Briggs, SPECIFICATION ONE TO THE SECOND COUNT, in accordance with section 2941.145 of the Ohio Revised Code, the Grand Jurors further find and specify that the said Charles Allen McCoy, Jr. had a firearm on or about his person or under his control while committing the said Attempted Murder, and the said Charles Allen McCoy, Jr. used the said firearm to facilitate the said Attempted Murder,

Count 3

The Jurors of the Grand Jury of the State of Ohio, duly selected, impaneled, sworn, and charged to inquire of crimes and offenses committed within the body of Franklin County, in the State of Ohio, upon their oath do find and present that Charles Allen McCoy, Jr. late of said County, on or about the 19th day of October in the year of our Lord, 2003, within the County of Franklin aforesaid, in violation of section 2909.05 of the Ohio Revised Code, did knowingly cause physical harm to property owned or possessed by William Briggs and/or Yellow Freight, to wit: Tractor #13331, and said property is used by its owner or possessor in his trade, business, profession, or occupation and the value of the property or the amount of physical harm involved is five

hundred dollars (\$500.00) or more, and/or said property or its equivalent is necessary for the said William Briggs and/or Yellow Freight to engage in his trade, business, profession, or occupation, SPECIFICATION ONE TO THE THIRD COUNT, in accordance with section 2941.145 of the Ohio Revised Code, the Grand Jurors further find and specify that the said Charles Allen McCoy, Jr. had a firearm on or about his person or under his control while committing the said Vandalism, and the said Charles Allen McCoy, Jr. used the said firearm to facilitate the said Vandalism,

#### Count 4

The Jurors of the Grand Jury of the State of Ohio, duly selected, impaneled, sworn, and charged to inquire of crimes and offenses committed within the body of Franklin County, in the State of Ohio, upon their oath do find and present that Charles Allen McCoy, Jr. late of said County, on or about the 11th day of November in the year of our Lord, 2003, within the County of Franklin aforesaid, in violation of section 2923.161 of the Ohio Revised Code, without privilege to do so, did knowingly discharge a firearm at, in or into a school safety zone, to wit: Hamilton Township Central Elementary School, 1105 Rathmell Road, SPECIFICATION ONE TO THE FOURTH COUNT, in accordance with section 2941.145 of the Ohio Revised Code, the Grand Jurors further find and specify that the said Charles Allen McCoy, Jr. had a firearm on or about his person or under his control while committing the said Improperly Discharging a Firearm at or Into a School Safety Zone, and the said Charles Allen McCoy, Jr. used the said firearm to facilitate the said Improperly Discharging a Firearm at or Into a School Safety Zone, SPECIFICATION TWO TO THE FOURTH COUNT, in accordance with Section 2941.143 of the Ohio Revised Code, the Grand Jurors further find and specify that the said Charles Allen McCoy, Jr. committed the offense of Improperly Discharging a Firearm at or Into a School Safety Zone, a second degree felony offense of violence, in a school safety zone,

### Count 5

The Jurors of the Grand Jury of the State of Ohio, duly selected, impaneled, sworn, and charged to inquire of crimes and offenses committed within the body of Franklin County, in the State of Ohio, upon their oath do find and present that Charles Allen McCoy, Jr. late of said County, on or about the 15th day of November in the year of our Lord, 2003, within the County of Franklin aforesaid, in violation of section 2909.05 of the Ohio Revised Code, did knowingly cause physical harm to property owned or possessed by P.A. Days Inc., DBA PayDays South to wit: 95 Chevrolet Astro Van, Vin# 1GCDM19W25B150038, and said property is used by its owner or possessor in his trade, business, profession, or occupation and the value of the property or the amount of physical harm involved is five hundred dollars (\$500.00) or more, and/or said property or its equivalent is necessary for the said P.A. Days, Inc., DBA PayDays South to engage in their trade, business, profession, or occupation, SPECIFICATION ONE TO THE FIFTH COUNT, in accordance with section 2941.145 of the Ohio Revised Code, the Grand Jurors further find and specify that the said Charles Allen McCoy, Jr. had a firearm on or about his person or under his control while committing the said Vandalism, and the said Charles Allen McCoy, Jr. used the said firearm to facilitate the said Vandalism,

### Count 6

The Jurors of the Grand Jury of the State of Ohio, duly selected, impaneled, sworn, and charged to inquire of crimes and offenses committed within the body of Franklin County, in the State of Ohio, upon their oath do find and present that Charles Allen McCoy, Jr. late of said County, on or about the 21st day of November in the year of our Lord, 2003, within the County of Franklin aforesaid, in violation of section 2903.11 of the Ohio Revised Code, did knowingly cause or attempt to cause physical harm to Edward H. Cable by means of a deadly weapon or dangerous ordnance as defined in section 2923.11 of the Ohio Revised Code, to wit: a 9mm Beretta handgun,

SPECIFICATION ONE TO THE SIXTH COUNT, in accordance with section 2941.145 of the Ohio Revised Code, the Grand Jurors further find and specify that the said Charles Allen McCoy, Jr. had a firearm on or about his person or under his control while committing the said Felonious Assault, and the said Charles Allen McCoy, Jr. used the said firearm to facilitate the said Felonious Assault,

Count 7

The Jurors of the Grand Jury of the State of Ohio, duly selected, impaneled, sworn, and charged to inquire of crimes and offenses committed within the body of Franklin County, in the State of Ohio, upon their oath do find and present that Charles Allen McCoy, Jr. late of said County, on or about the 21st day of November in the year of our Lord, 2003, within the County of Franklin aforesaid, in violation of section 2923.02 of the Ohio Revised Code, did purposely engage in conduct that if successful, would have constituted or resulted in the offense of Murder, a violation of section 2903.02 of the Ohio Revised Code, in that the said Charles Allen McCoy, Jr. attempted to purposely cause the death of Edward H. Cable, SPECIFICATION ONE TO THE SEVENTH COUNT, in accordance with section 2941.145 of the Ohio Revised Code, the Grand Jurors further find and specify that the said Charles Allen McCoy, Jr. had a firearm on or about his person or under his control while committing the said Attempted Murder, and the said Charles Allen McCoy, Jr. used the said firearm to facilitate the said Attempted Murder,

Count 8

The Jurors of the Grand Jury of the State of Ohio, duly selected, impaneled, sworn, and charged to inquire of crimes and offenses committed within the body of Franklin County, in the State of Ohio, upon their oath do find and present that Charles Allen McCoy, Jr. late of said County, on or about the 25th day of November in the year of our Lord, 2003, within the County of

Franklin aforesaid, in violation of section 2903.01 of the Ohio Revised Code, did purposely, and with prior calculation and design, cause the death of another, to wit: Gail Knisley, and in compliance with section 2941.14 of the Ohio Revised Code, the Grand Jurors further find SPECIFICATION ONE TO THE EIGHTH COUNT, under section 2929.04(A)(5) of the Ohio Revised Code, that the offense at bar was part of a course of conduct involving the purposeful killing of or attempt to kill two or more persons by the offender, SPECIFICATION TWO TO THE EIGHTH COUNT, in accordance with section 2941.145 of the Ohio Revised Code, the Grand Jurors further find and specify that the said Charles Allen McCoy, Jr. had a firearm, on or about his person or under his control while committing the said Aggravated Murder, and the said Charles Allen McCoy, Jr. used the said firearm to facilitate the said Aggravated Murder,

#### Count 9

The Jurors of the Grand Jury of the State of Ohio, duly selected, impaneled, sworn, and charged to inquire of crimes and offenses committed within the body of Franklin County, in the State of Ohio, upon their oath do find and present that Charles Allen McCoy, Jr. late of said County, on or about the 25th day of November in the year of our Lord, 2003, within the County of Franklin aforesaid, in violation of section 2903.02 of the Ohio Revised Code, did cause the death of another, to wit: Gail Knisley, as a proximate result of Charles Allen McCoy, Jr. committing or attempting to commit an offense of violence that is a felony of the first or second degree, to wit: Felonious Assault, a violation of section 2903.11 of the Ohio Revised Code, SPECIFICATION ONE TO THE NINTH COUNT, in accordance with section 2941.145 of the Ohio Revised Code, the Grand Jurors further find and specify that the said Charles Allen McCoy, Jr. had a firearm on or about his person or under his control while committing the said Murder, the said Charles Allen McCoy, Jr. used the said firearm to facilitate the said Murder,

Count 10

The Jurors of the Grand Jury of the State of Ohio, duly selected, impaneled, sworn, and charged to inquire of crimes and offenses committed within the body of Franklin County, in the State of Ohio, upon their oath do find and present that Charles Allen McCoy, Jr. late of said County, on or about the 25th day of November in the year of our Lord, 2003, within the County of Franklin aforesaid, in violation of section 2903.11 of the Ohio Revised Code, did knowingly cause or attempt to cause physical harm to Mary Cox by means of a deadly weapon or dangerous ordnance as defined in section 2923.11 of the Ohio Revised Code, to wit: 9mm Beretta handgun, SPECIFICATION ONE TO THE TENTH COUNT, in accordance with section 2941.145 of the Ohio Revised Code, the Grand Jurors further find and specify that the said Charles Allen McCoy, Jr. had a firearm on or about his person or under his control while committing the said Attempted Murder, and

Count 11

The Jurors of the Grand Jury of the State of Ohio, duly selected, impaneled, sworn, and charged to inquire of crimes and offenses committed within the body of Franklin County, in the State of Ohio, upon their oath do find and present that Charles Allen McCoy, Jr. late of said County, on or about the 25th day of November in the year of our Lord, 2003, within the County of Franklin aforesaid, in violation of section 2923.02 of the Ohio Revised Code, did purposely engage in conduct that if successful, would have constituted or resulted in the offense of Murder, a violation of section 2903.02 of the Ohio Revised Code, in that the said Charles Allen McCoy, Jr. attempted to purposely cause the death of Mary Cox, SPECIFICATION ONE TO THE ELEVENTH COUNT, in accordance with section 2941.145 of the Ohio Revised Code, the Grand Jurors further find and specify that the said Charles Allen McCoy, Jr. had a firearm on or about his person or under his control while committing the



said Attempted Murder, and the said Charles Allen McCoy, Jr. used the said firearm to facilitate the said Attempted Murder,

#### Count 12

The Jurors of the Grand Jury of the State of Ohio, duly selected, impaneled, sworn, and charged to inquire of crimes and offenses committed within the body of Franklin County, in the State of Ohio, upon their oath do find and present that Charles Allen McCoy, Jr. late of said County, on or about and between the 30th day of November and the 1st day of December in the year of our Lord, 2003, within the County of Franklin aforesaid, in violation of section 2923.161 of the Ohio Revised Code, without privilege to do so, did knowingly discharge a firearm at or into an occupied structure, as defined in section 2909.01 of the Revised Code, to wit: 1798 Lisle Avenue, that is the permanent or temporary habitation of any individual, to wit: Donald Fitch and/or Emma Fader, SPECIFICATION ONE TO THE TWELFTH COUNT, in accordance with section 2941.145 of the Ohio Revised Code, the Grand Jurors further find and specify that the said Charles Allen McCoy, Jr. had a firearm on or about his person or under his control while committing the said Improperly Discharging a Firearm at or Into a Habitation, and the said Charles Allen McCoy, Jr. used the said firearm to facilitate the said Improperly Discharging a Firearm at or Into a Habitation,

#### Count 13

The Jurors of the Grand Jury of the State of Ohio, duly selected, impaneled, sworn, and charged to inquire of crimes and offenses committed within the body of Franklin County, in the State of Ohio, upon their oath do find and present that Charles Allen McCoy, Jr. late of said County, on or about the 15th day of December in the year of our Lord, 2003, within the County of Franklin aforesaid, in violation of section 2923.161 of the Ohio Revised Code, without privilege to do so, did knowingly discharge a firearm at or into an

occupied structure, as defined in section 2909.01 of the Revised Code, to wit: 901 Brown Road, that is the permanent or temporary habitation of any individual, to wit: Ronald L. Edwards and/or Kathleen Edwards, SPECIFICATION ONE TO THE THIRTEENTH COUNT, in accordance with section 2941.145 of the Ohio Revised Code, the Grand Jurors further find and specify that the said Charles Allen McCoy, Jr. had a firearm on or about his person or under his control while committing the said Improperly Discharging a Firearm at or Into a Habitation, and the said Charles Allen McCoy, Jr. used the said firearm to facilitate the said Improperly Discharging a Firearm at or Into a Habitation,

#### Count 14

The Jurors of the Grand Jury of the State of Ohio, duly selected, impaneled, sworn, and charged to inquire of crimes and offenses committed within the body of Franklin County, in the State of Ohio, upon their oath do find and present that Charles Allen McCoy, Jr. late of said County, on or about the 15th day of December in the year of our Lord, 2003, within the County of Franklin aforesaid, in violation of section 2903.11 of the Ohio Revised Code, did knowingly attempt to cause physical harm to Ronald Edwards and/or Kathleen Edwards of 901 Brown Road by means of a deadly weapon or dangerous ordnance as defined in section 2923.11 of the Ohio Revised Code, to wit: a 9mm Beretta handgun, SPECIFICATION ONE TO THE FOURTEENTH COUNT, in accordance with section 2941.145 of the Ohio Revised Code, the Grand Jurors further find and specify that the said Charles Allen McCoy, Jr. had a firearm on or about his person or under his control while committing the said Felonious Assault, and the said Charles Allen McCoy, Jr. used the said firearm to facilitate the said Felonious Assault,

#### Count 15

The Jurors of the Grand Jury of the State of Ohio, duly selected, impaneled, sworn, and charged to inquire of crimes and offenses committed

within the body of Franklin County, in the State of Ohio, upon their oath do find and present that Charles Allen McCoy, Jr. late of said County, on or about the 22nd day of January in the year of our Lord, 2004, within the County of Franklin aforesaid, in violation of section 2903.11 of the Ohio Revised Code, did knowingly cause or attempt to cause physical harm to Michael S. Thomas by means of a deadly weapon or dangerous ordnance as defined in section 2923.11 of the Ohio Revised Code, to wit: 9mm Beretta handgun, SPECIFICATION ONE TO THE FIFTEENTH COUNT, in accordance with section 2941.145 of the Ohio Revised Code, the Grand Jurors further find and specify that the said Charles Allen McCoy, Jr. had a firearm on or about his person or under his control while committing the said Felonious Assault, and

#### Count 16

The Jurors of the Grand Jury of the State of Ohio, duly selected, impaneled, sworn, and charged to inquire of crimes and offenses committed within the body of Franklin County, in the State of Ohio, upon their oath do find and present that Charles Allen McCoy, Jr. late of said County, on or about the 22nd day of January in the year of our Lord, 2004, within the County of Franklin aforesaid, in violation of section 2923.02 of the Ohio Revised Code, did purposely engage in conduct that if successful, would have constituted or resulted in the offense of Murder, a violation of section 2903.02 of the Ohio Revised Code, in that the said Charles Allen McCoy, Jr. attempted to purposely cause the death of Michael S. Thomas, SPECIFICATION ONE TO THE SIXTEENTH COUNT, in accordance with section 2941.145 of the Ohio Revised Code, the Grand Jurors further find and specify that the said Charles Allen McCoy, Jr. had a firearm on or about his person or under his control while committing the said Attempted Murder, and the said Charles Allen McCoy, Jr. used the said firearm to facilitate the said Attempted Murder,

### Count 17

The Jurors of the Grand Jury of the State of Ohio, duly selected, impaneled, sworn, and charged to inquire of crimes and offenses committed within the body of Franklin County, in the State of Ohio, upon their oath do find and present that Charles Allen McCoy, Jr. late of said County, on or about the 3rd day of February in the year of our Lord, 2004, within the County of Madison aforesaid, as part of the course of criminal conduct alleged above, in violation of section 2903.11 of the Ohio Revised Code, did knowingly cause or attempt to cause physical harm to John W. Caito, Jr. by means of a deadly weapon or dangerous ordnance as defined in section 2923.11 of the Ohio Revised Code, to wit: 9mm Beretta handgun, SPECIFICATION ONE TO THE SEVENTEENTH COUNT, in accordance with section 2941.145 of the Ohio Revised Code, the Grand Jurors further find and specify that the said Charles Allen McCoy, Jr. had a firearm on or about his person or under his control while committing the said Felonious Assault, and the said Charles Allen McCoy, Jr. used the said firearm to facilitate the said Felonious Assault,

### Count 18

The Jurors of the Grand Jury of the State of Ohio, duly selected, impaneled, sworn, and charged to inquire of crimes and offenses committed within the body of Franklin County, in the State of Ohio, upon their oath do find and present that Charles Allen McCoy, Jr. late of said County, on or about the 3rd day of February in the year of our Lord, 2004, within the County of Madison aforesaid, in violation of section 2923.02 of the Ohio Revised Code, did purposely engage in conduct that if successful, would have constituted or resulted in the offense of Murder, a violation of section 2903.02 of the Ohio Revised Code, in that the said Charles Allen McCoy, Jr. attempted to purposely cause the death of John W. Caito, Jr., SPECIFICATION ONE TO THE EIGHTEENTH COUNT, in accordance with section 2941.145 of the Ohio Revised Code, the Grand Jurors further find and specify that the said Charles Allen McCoy, Jr. had a firearm on or about his person or under his control

while committing the said Attempted Murder, and the said Charles Allen McCoy, Jr. used the said firearm to facilitate the said Attempted Murder,

Count 19

The Jurors of the Grand Jury of the State of Ohio, duly selected, impaneled, sworn, and charged to inquire of crimes and offenses committed within the body of Franklin County, in the State of Ohio, upon their oath do find and present that Charles Allen McCoy, Jr. late of said County, on or about the 8th day of February in the year of our Lord, 2004, within the County of Fayette aforesaid, as part of the course of criminal conduct alleged above, in violation of section 2903.11 of the Ohio Revised Code, did knowingly cause or attempt to cause physical harm to Cheryl A. Shreyer by means of a deadly weapon or dangerous ordnance as defined in section 2923.11 of the Ohio Revised Code, to wit: 9mm Beretta handgun, SPECIFICATION ONE TO THE NINETEENTH COUNT, in accordance with section 2941.145 of the Ohio Revised Code, the Grand Jurors further find and specify that the said Charles Allen McCoy, Jr. had a firearm on or about his person or under his control while committing the said Felonious Assault, and the said Charles Allen McCoy, Jr. used the said firearm to facilitate the said Felonious Assault,

Count 20

The Jurors of the Grand Jury of the State of Ohio, duly selected, impaneled, sworn, and charged to inquire of crimes and offenses committed within the body of Franklin County, in the State of Ohio, upon their oath do find and present that Charles Allen McCoy, Jr. late of said County, on or about the 8th day of February in the year of our Lord, 2004, within the County of Fayette aforesaid, in violation of section 2923.02 of the Ohio Revised Code, did purposely engage in conduct that if successful, would have constituted or resulted in the offense of Murder, a violation of section 2903.02 of the Ohio Revised Code, in that the said Charles Allen McCoy, Jr. attempted to purposely

cause the death of Cheryl A. Shreyer, SPECIFICATION ONE TO THE TWENTIETH COUNT, in accordance with section 2941.145 of the Ohio Revised Code, the Grand Jurors further find and specify that the said Charles Allen McCoy, Jr. had a firearm on or about his person or under his control while committing the said Attempted Murder, and the said Charles Allen McCoy, Jr. used the said firearm to facilitate the said Attempted Murder,

#### Count 21

The Jurors of the Grand Jury of the State of Ohio, duly selected, impaneled, sworn, and charged to inquire of crimes and offenses committed within the body of Franklin County, in the State of Ohio, upon their oath do find and present that Charles Allen McCoy, Jr. late of said County, on or about the 8th day of February in the year of our Lord, 2004, within the County of Fayette aforesaid, as part of the course of criminal conduct alleged above, in violation of section 2903.11 of the Ohio Revised Code, did knowingly cause or attempt to cause physical harm to Douglas R. Berry by means of a deadly weapon or dangerous ordnance as defined in section 2923.11 of the Ohio Revised Code, to wit: 9mm Beretta handgun, SPECIFICATION ONE TO THE TWENTY-FIRST COUNT, in accordance with section 2941.145 of the Ohio Revised Code, the Grand Jurors further find and specify that the said Charles Allen McCoy, Jr. had a firearm on or about his person or under his control while committing the said Felonious Assault, and the said Charles Allen McCoy, Jr. used the said firearm to facilitate the said Felonious Assault,

#### Count 22

The Jurors of the Grand Jury of the State of Ohio, duly selected, impaneled, sworn, and charged to inquire of crimes and offenses committed within the body of Franklin County, in the State of Ohio, upon their oath do find and present that Charles Allen McCoy, Jr. late of said County, on or about the 8th day of February in the year of our Lord, 2004, within the County of

Fayette aforesaid, in violation of section 2923.02 of the Ohio Revised Code, did purposely engage in conduct that if successful, would have constituted or resulted in the offense of Murder, a violation of section 2903.02 of the Ohio Revised Code, in that the said Charles Allen McCoy, Jr. attempted to purposely cause the death of Douglas R. Berry, SPECIFICATION ONE TO THE TWENTY-SECOND COUNT, in accordance with section 2941.145 of the Ohio Revised Code, the Grand Jurors further find and specify that the said Charles Allen McCoy, Jr. had a firearm on or about his person or under his control while committing the said Attempted Murder, and the said Charles Allen McCoy, Jr. used the said firearm to facilitate the said Attempted Murder,

#### Count 23

The Jurors of the Grand Jury of the State of Ohio, duly selected, impaneled, sworn, and charged to inquire of crimes and offenses committed within the body of Franklin County, in the State of Ohio, upon their oath do find and present that Charles Allen McCoy, Jr. late of said County, on or about the 14th day of February in the year of our Lord, 2004, within the County of Licking aforesaid, as part of the course of criminal conduct alleged above, in violation of section 2903.11 of the Ohio Revised Code, did knowingly cause or attempt to cause physical harm to Tony E. Hall by means of a deadly weapon or dangerous ordnance as defined in section 2923.11 of the Ohio Revised Code, to wit: 9mm Beretta handgun, SPECIFICATION ONE TO THE TWENTY-THIRD COUNT, in accordance with section 2941.145 of the Ohio Revised Code, the Grand Jurors further find and specify that the said Charles Allen McCoy, Jr. had a firearm on or about his person or under his control while committing the said Felonious Assault, and the said Charles Allen McCoy, Jr. used the said firearm to facilitate the said Felonious Assault,

Count 24

The Jurors of the Grand Jury of the State of Ohio, duly selected, impaneled, sworn, and charged to inquire of crimes and offenses committed within the body of Franklin County, in the State of Ohio, upon their oath do find and present that Charles Allen McCoy, Jr. late of said County, on or about the 14th day of February in the year of our Lord, 2004, within the County of Licking aforesaid, in violation of section 2923.02 of the Ohio Revised Code, did purposely engage in conduct that if successful, would have constituted or resulted in the offense of Murder, a violation of section 2903.02 of the Ohio Revised Code, in that the said Charles Allen McCoy, Jr. attempted to purposely cause the death of Tony E. Hall, SPECIFICATION ONE TO THE TWENTY-FOURTH COUNT, in accordance with section 2941.145 of the Ohio Revised Code, the Grand Jurors further find and specify that the said Charles Allen McCoy, Jr. had a firearm on or about his person or under his control while committing the said Attempted Murder, and the said Charles Allen McCoy, Jr. used the said firearm to facilitate the said Attempted Murder, contrary to the statute in such cases made and provided against the peace and dignity of the State of Ohio.

RON O'BRIEN  
Prosecuting Attorney  
Franklin County, Ohio

**A TRUE BILL**

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Prosecuting Attorney

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Foreperson, Grand Jury



State of Ohio v. Charles Allen McCoy, Jr.  
Address: 989 Radbourne, Columbus, Ohio 43207  
DOB: 09-01-1975  
Sex/Race: Male/White  
Date of Arrest: March 17, 2004  
Police Agency: FCSO  
Municipal Reference: - -  
ITN #:

- Count 1: Felonious Assault (F-2)  
2903.11 – with Specification 21
- Count 2: Attempted Murder (F-1)  
2923.02 + 2903.02 – with Specification 25
- Count 3: Vandalism (F-5)  
2909.05 – with Specification 21
- Count 4: Improperly Discharging a Firearm at or Into a School Safety  
Zone (F-2)  
2923.161 – with Specifications 21 and 27
- Count 5: Vandalism (F-5)  
2909.05 – with Specification 21
- Count 6: Felonious Assault (F-2)  
2903.11 – with Specification 21
- Count 7: Attempted Murder (F-1)  
2923.02 + 2903.02 – with Specification 25
- Count 8: \*\*Aggravated Murder  
2903.01 – with Specifications 4 and 21
- Count 9: Murder  
2903.02 – with Specification 21
- Count 10: Felonious Assault (F-2)  
2903.11 – with Specification 25
- Count 11: Attempted Murder (F-1)  
2923.02 + 2903.02 – with Specification 25
- Count 12: Improperly Discharging a Firearm at or Into a Habitation  
(F-2)  
2923.161 – with Specification 21
- Count 13: Improperly Discharging a Firearm at or Into a Habitation  
(F-2)  
2923.161 – with Specification 21
- Count 14: Felonious Assault (F-2)  
2903.11 – with Specification 21
- Count 15: Felonious Assault (F-2)  
2903.11 – with Specification 21
- Count 16: Attempted Murder (F-1)  
2923.02 + 2903.02 – with Specification 25
  
- Count 17: Felonious Assault (F-2)

- 2903.11 – with Specification 21
- Count 18: Attempted Murder (F-1)  
2923.02 + 2903.02 – with Specification 25
- Count 19: Felonious Assault (F-2)  
2903.11 – with Specification 21
- Count 20: Attempted Murder (F-1)  
2923.02 + 2903.02 – with Specification 25
- Count 21: Felonious Assault (F-2)  
2903.11 – with Specification 21
- Count 22: Attempted Murder (F-1)  
2923.02 + 2903.02 – with Specification 25
- Count 23: Felonious Assault (F-2)  
2903.11 – with Specification 21
- Count 24: Attempted Murder (F-1)  
2923.02 + 2903.02 – with Specification 25

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