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Deputy County Attorney

Attorneys for STATE OF ARIZONA

SUPERIOR COURT
YAVAPAI COUNTY, ARIZONA
2008 NOV 20 PM 2:51
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IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

IN AND FOR THE COUNTY OF YAVAPAI

STATE OF ARIZONA, Plaintiff, vs. **STEVEN CARROLL DEMOCKER,** Defendant.	Cause No. CR 2008-1339 Division 6 **STATE'S AMENDED NOTICE OF INTENT TO SEEK DEATH PENALY**

The State of Arizona, by and through Sheila Sullivan Polk, Yavapai County Attorney, and her deputy undersigned, hereby gives notice, pursuant to Rules 13.5(c) and 15.1(i) of the *Arizona Rules of Criminal Procedure*, that it will seek the death penalty against defendant Steven Carroll DeMocker as a result of the following statutory aggravating circumstances according to A.R.S. § 13-703:

A. 13-703(f)(2): The defendant has been or was previously convicted of a serious offense, whether preparatory or completed. Convictions for serious offenses committed on the same occasion as the homicide, or not committed on the same occasion but consolidated for trial with the homicide, shall be treated as a serious offense under this paragraph.

B. 13-703(f)(5): The defendant committed the offense as consideration for the receipt, or in expectation of the receipt, of anything of pecuniary value.

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C. 13-703(f)(12): The defendant committed the offense to prevent a person's cooperation with an official law enforcement investigation, to prevent a person's testimony in a court proceeding, in retaliation for a person's cooperation with an official law enforcement investigation or in retaliation for a person's testimony in a court proceeding.

D. 13-703(f)(13): The offense was committed in a cold, calculated manner without pretense of moral or legal justification.

RESPECTFULLY SUBMITTED this 20 day of November, 2008.

Sheila Sullivan Polk
YAVAPAI COUNTY ATTORNEY

By: _____
Mark K. Ainley
Deputy County Attorney

Copy of the foregoing mailed/delivered November 20, 2008 to:

Honorable Judge Thomas Lindberg
Division 6

John Sears
Attorney for Defendant

By _____

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