

**IN THE SUPERIOR COURT OF GORDON COUNTY
STATE OF GEORGIA**

STATE OF GEORGIA,)
)
)
v.)
)
JERRY WILLIAM JONES,)
)
Defendant.)

INDICTMENT NO. 04CR16471

FILED
Clerk Superior Ct., Gordon County

MAY 28 2008

Brian Brannon
Clerk

MOTION FOR NEW TRIAL

COMES NOW the defendant, Jerry William Jones, by and through undersigned counsel, and respectfully moves, within thirty (30) days from the entry of judgment, that this Court grant him a new trial on, but not limited to, the following grounds:

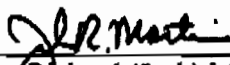
1. The verdict and judgment are contrary to the evidence and without evidence to support them;
2. The verdict and judgment are decidedly and strongly against the weight of the evidence;
3. The verdict and judgment are contrary to law and the principles of justice and equity;
4. Whether or not the State proved Mr. Jones's guilt beyond a reasonable doubt, the evidence was nevertheless sufficiently close so as to warrant the Court to exercise its discretion to grant a new trial;
5. The Court committed error of law warranting the grant of a new trial.

Mr. Jones requests that he be allowed to amend this Motion after the transcript has been prepared, and counsel has had reasonable time to review it. Mr. Jones further requests that a hearing be held concerning this Motion for New Trial after counsel has had reasonable time to amend it with additional grounds.

WHEREFORE, Jerry William Jones prays that these grounds be inquired of by the Court,
that a hearing be held, and that a new trial be granted.

This the 28th day of May, 2008.

Respectfully submitted,



John Richard (Jack) Martin,
State Bar No. 473325
Martin Brothers, P.C.
500 Grant Building
44 Broad St., N.W.
Atlanta, GA 30303
(404) 522-0400

S. Boyd Young, State Bar No. 142098
Office of the Georgia Capital Defender
225 Peachtree Street, NE
Suite 900, South Tower
Atlanta, Georgia 30303
(404) 739-5156


Therese Michelle Day, State Bar No. 213810
Office of the Georgia Capital Defender
225 Peachtree Street, NE, Suite 900
Atlanta, GA 30303
(404) 739-5154

CERTIFICATE OF SERVICE

This is to certify that a true and correct copy of the foregoing document has been served upon the State by depositing a copy of the same in the United States Mail, with proper first class postage affixed thereto, addressed to:

T. Joseph Campbell
District Attorney of Gordon County
Cherokee Judicial Circuit
Gordon County Courthouse
100 Wall Street
Calhoun, GA 30701

This the 28th day of May, 2008.



Therese Michelle Day
Staff Attorney