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CLERK SUPERIOR COURT

IN THE SUPERIOR COURT OF GLYNN COUNTY
STATE OF GEORGIA

STATE OF GEORGIA,)
)
 v.) CRIMINAL ACTION NO: 20-CR-00433
)
 WILLIAM RODERICK BRYAN,)
 Defendant.)

**AMENDED WITNESS LIST, STATEMENTS AND EXHIBIT LIST IN SUPPORT OF
RODDIE BRYAN'S MOTION FOR BAIL**

COMES NOW Defendant William Roderick "Roddie" Bryan, by and through undersigned counsel, and files this his "Witness List, Statements and Exhibit List In Support of Roddie Bryan's Motion for Bail. The following are Defendant's witnesses, statements and exhibit list.

Witnesses for Friday's hearings, with attached statements as applicable, are as follows: (1) Amy Elrod; (2) Preston Bryan; (3) Peyton Ann Thompson; (4) Joselynn Spencer (with attached exhibits); (5) Elizabeth Thompson; (6) Darlene Bennett; (7) Maria Thomas and (8) Chelsea Howell; (9) District Attorney Tom Durden; (10) District Attorney Joyette Holmes (subject to State motion); (11) Attorney General Designee (in place of Chris Carr by agreement); and (12) S. Lee Merritt, Esq.

Exhibits shall be numbered as follows: (1) Bond hearing/character witness statements (composite exhibit attached to original filing); (2) Transcript of Preliminary Hearing; (3A) video taken outside residence of Larry English in Satilla Shores on February 23, 2020, currently in the possession of the State of Georgia or Glynn County Police Department showing Ahmaud Arbery walking up to a private residence, entering the residence without authority, remaining in said residence for approximately four minutes – without any apparent lawful purpose – and then running out of said residence after observing surveillance camera(s); (3B) video taken inside residence of Larry English in Satilla Shores on February 23, 2020, currently in the possession of the State of Georgia or Glynn County Police Department showing Ahmaud Arbery loitering in said residence for approximately four minutes; (4) incident report of Glynn County Police Department for February

23, 2020; (4) videotaped statement(s) Greg McMichael (composite exhibit); (5) videotaped statements of Travis McMichael including statements referencing a previous encounter outside the same Satilla Shores residence during which Ahmaud Arbery reached into his pants (suggesting that he was armed with a deadly weapon) (composite exhibit); (6) videotaped statements of Roddie Bryan to GCPD and GBI (composite exhibit); (7) “re-enactment” or “path of travel” videotape made by GBI in May, 2020; (8) Letter sent to attorney S. Lee Merritt; (10) recordings of 911 calls from Satilla Shores on February 23, 2020; (11) GCPD bodycam video of Armaud Arbery acting aggressively towards Glynn County Police Department officers on a previous occasion; (12) 911 call from mother of Ahmaud Arbery reflecting fear of son and fear that mentally ill son might act aggressively towards responding law enforcement officers; (13) conviction of Ahmaud Arbery for obstruction of a law enforcement officer and other offenses arising out of bringing a firearm to a school event and related police reports; (14) conviction of Ahmaud Arbery for theft by shoplifting; (15) probation records for Ahmaud Arbery reflecting mental illness and character trait for and habitually aggressive words and behavior; and (16) excerpts from self-proclaimed “national civil rights attorney” S. Lee Merritt facebook and twitter pages (composite exhibit). Defendant reserves the right to utilize any exhibit and witness on the State’s witness and exhibit lists and to further supplement the above after as discovery and other matters develop.

Submitted, this 16th day of July, 2020.

/s/ Kevin Gough
Kevin Gough
ATTORNEY FOR DEFENDANT
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CERTIFICATE OF SERVICE

COMES NOW Kevin Gough, attorney for the defendant, and hereby certifies that a copy of the foregoing document(s) have been served upon the District Attorney by email delivery this date.

This 16th day of July, 2020.

/s/ Kevin Gough

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May 31, 2020

EMAIL

S. Lee Merritt, Esq.
McEldrew Young Purtell
123 S. Broad St., Ste. 2250
Philadelphia, PA 19109

Re: Defamation Per Se of Roddie Bryan - Request to Cease and Desist - Retraction Demand

Dear Sir:

I represent William Roderick "Roddie" Bryan, the witness to the tragic shooting death of Ahmaud Arbery in Satilla Shores on February 23, 2020. Please be advised that your actions and statements about Mr. Bryan amount to libel and slander within the meaning of Georgia law. See O.C.G.A. § 51-5-1 *et. seq.* You have published false and malicious statements about William Roderick "Roddie" Bryan. It would appear that you have done so, moreover, with the apparent authority of the law firm with which you are associated.

On May 3, 2020, a facebook page attributed to you states that Arbery was murdered by three white men – that he was "stalked" and "lynched." You are referencing Roddie Bryan as the third.

On May 6, 2020, a twitter page attributed to S. Lee Merritt, Esq., states: "Gregory McMichael, his son Travis McMichael and a third suspect hunted and killed #Ahmaud Arbery because they are racist. They should be in jail facing life without the possibility of parole." The embedded video clarifies that the this third individual was Roddie Bryan. A facebook post attributed to you the same day repeats the same statements, adds that Mr. Arbery was hunted and killed and the three men responsible are a danger to the community and a danger to peace.

Another post, on May 7, 2020: states: "A lot of people have asked why I keep saying THREE suspects. Here is the third. Thanks @shaunking! Arrest all three of these men who conspired and murdered #AhmaudArbery."

On May 8, 2020, in a video embedded on what appears to be your facebook page, you state that Arbery was “ambushed” and that there was a another [third] person behind him with a gun. You state that he can be heard cocking a gun in the video of the incident.

On May 10, 2020, in a facebook post attributed to you, you state that I am “defending a murderer.”

These are but a few of the many statements attributed to you in various mediums that essentially state that William Roderick “Roddie” Bryan committed the criminal offense of murder (aiding and abetting as party to the crime) and/or conspiracy to commit murder, and is criminally liable as an accomplice to the murder of Ahmaud Arbery and liable for “aiding and abetting” the murder of Ahmaud Arbery. These statements constitute malice per se under Georgia law.

After I begged you to cease and desist from your malicious statements that placed the lives of Roddie Bryan and his family in danger, you ridiculed Mr. Bryan – vowing “We will stop when he’s in jail.” In another May 19, 2020 tweet you responded that Roddie Bryan “participated in an ambush” of Mr. Arbery.

In a subsequent May 20, 2020 tweet with accompanying video, you mock Roddie Bryan over his fear for his life and the lives of his family members resulting from your actions and statements. You tweeted: “Arbery is dead in large part due to his actions.” In the embedded video you go even further and state: “Ahmaud Arbery is actually dead because of his actions.”


On May 21, 2020, you re-tweeted this statement: “Psychos favor a particular haircut, along with the name and photograph of William Bryan.” The same day, you also tweeted an image of the fictional “three stooges” in prison garb and referenced Rodd[y] Bryan as one of “the Three Stooges 2020.” And there is statement referencing Mr. Bryan as a “devil.” There are also false statements attributed to you, still under investigation, including those to the effect that Mr. Bryan was armed, and that “if Ahmaud turned around he would be shot by Roddie.”

Your statements, made with evident actual malice, have needlessly placed the lives of Mr. Bryan, his family, friends and neighbors in jeopardy, and effectively destroyed his life. Roddie and his family have received threats. Roddie has lost his job, and is now unemployed. Mr. Bryan, his fiancée, his children, his siblings and other family members, friends and neighbors now live in fear. We are exploring whether your statements have actually reduced property values in Satilla Shores to the point where people like Roddie Bryan cannot even sell or re-finance their homes. You have caused harm to the trade, office and profession of Mr. Bryan as well as his good reputation.

Notice is further given that under Georgia law, O.C.G.A. § 51-5-11, you are required to issue a retraction if you wish to limit the kinds of damages to which Mr. Bryan is entitled. We are demanding that you retract all of the above-referenced statements in the manner set forth under Georgia law. You may wish to confer promptly with competent legal counsel as to your rights and responsibilities and those of your firm in this matter. The time frame within which to issue the retraction may be as little as three days from the receipt of this letter, depending on the manner of publication, which would establish a deadline just prior to the preliminary hearing presently scheduled in this matter for June 4, 2020.

Issuance of the retraction may limit the kinds of damages that may be recovered by Mr. Bryan but the retraction will not lessen your liability to him. Nothing set forth herein should be construed as a waiver of any claims that Mr. Bryan has against you.

Please govern yourself accordingly


Kevin Gough

Krg/krg