

IN THE SUPERIOR COURT OF HART COUNTY
STATE OF GEORGIA

STATE OF GEORGIA,)	CASE NUMBER:
Plaintiff,)	21HR00303 P
vs.)	
JEREMY L. GREEN,)	
Defendant.)	
)	
)	

TRANSCRIPT OF BOND MODIFICATION HEARING

The following proceedings were heard before the
Honorable R. Chris Phelps, Judge of the Superior Courts
of the Northern Judicial Circuit, on the 21st day of
August, 2023, in Hartwell, Georgia.

APPEARANCE OF COUNSEL

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1 P R O C E E D I N G S

2 ASSISTANT DISTRICT ATTORNEY BRANDON POLLETT: Yes,
3 Your Honor. I believe we are ready to proceed with the
4 Jeremy Green bond modification.

5 THE COURT: Okay. All right. This will be State
6 versus Jeremy Leonard Green, 21HR00303, number four on
7 today's calendar. Ms. Tomlinson?

8 ATTORNEY NANCEE TOMLINSON: Good afternoon, Your
9 Honor. Mr. Green is coming to the table. We have asked to
10 modify his bond conditions which were set --

11 THE COURT: How about using the podium --

12 MS. TOMLINSON: Yes, Your Honor.

13 THE COURT: -- if you don't mind?

14 MS. TOMLINSON: I don't mind at all.

15 THE COURT: So we can be sure to get this down.

16 MS. TOMLINSON: I'm sorry. I say I don't mind. That
17 microphone makes me crazy. Your Honor, we are here on a
18 bond modification motion. The Court has his file. The
19 bond was thorough and detailed: House arrest and ankle
20 monitor, only to go to his attorney's office and medical
21 emergencies and court. We are asking now two years later
22 that Mr. Green be permitted to work.

23 His proposed employer is here, Clifford Beattie. He
24 does landscaping and lawn care in Elbert County. They work
25 generally from 7:00 to 7:00, Monday through Friday. There

1 are some Saturdays dependent on rain. If there's storm
2 damage that needs attention, they may go. But Mr. Green
3 would be on a crew supervised by either Mr. Beattie -- and
4 Beattie is B-E-A-T-T-I-E -- or a crew leader. And Mr.
5 Beattie is here and is happy to speak to the Court about
6 that.

7 He will follow whatever conditions the Court would put
8 in place, any restrictions. I think as part of the
9 modification we would need to address the fact that they
10 may have to stop for gas because -- or fuel, I suppose
11 diesel's not gas -- stop for fuel occasionally to do
12 things.

13 But reports can be made to the ankle monitoring
14 company about where Mr. Green would be and what he would be
15 doing. And that can be tracked very easily. We're not
16 asking to remove the ankle monitor. And that's my
17 presentation as an opening statement. Mr. Beattie would be
18 my only witness if the Court needs to hear from him.

19 THE COURT: I'm looking at an order granting bond
20 dated June 24th, 2021, by Judge Wasserman.

21 MS. TOMLINSON: Yes, Your Honor. And this case was
22 assigned to this Court -- I believe Mr. Wasserman was
23 sitting as a duty judge -- that was back --

24 THE COURT: I understand that. I understand that.
25 I'm just looking at the bond.

1 MS. TOMLINSON: Yes, sir.

2 THE COURT: It says conditions include appearing at
3 court as scheduled, keep the clerk advised of current
4 mailing and physical addresses, have absolutely no contact
5 of any kind directly or indirectly with Jennifer Cobb and
6 Bethany (inaudible) or any contact with any witnesses in
7 this case.

8 Defendant is not to contact -- I guess that should be
9 not to have contact -- with any person that he taught at
10 the YMCA. Defendant shall not leave the state of Georgia
11 unless explicitly granted leave to do so by the Court.
12 Defendant shall not violate any federal or state or local
13 laws. Defendant shall not possess or use any firearm or
14 weapon, alcohol, illegal drugs, or legal but not validly
15 prescribed drug.

16 The Defendant shall be subject to GPS ankle monitoring
17 at his own expense. Removing, destroying or circumventing
18 the operation of the GPS monitoring device is a violation
19 of this bond order and would subject the Defendant to be
20 immediately arrested and surrendered to the Hart County
21 Sheriff. And that was dated June the 24th of 2021, and
22 signed by Judge Wasserman.

23 MS. TOMLINSON: There is an addendum, Your Honor, that
24 something was omitted. He was not to have a cellphone of
25 any kind. He has a landline because of the ankle monitor.

1 THE COURT: Well, I'm just trying to make sure I
2 understand the facts.

3 MS. TOMLINSON: Yes, sir.

4 THE COURT: I mean, I don't know anything about this.

5 MS. TOMLINSON: I --

6 THE COURT: Where is there anything in what I just
7 read about house arrest?

8 MS. TOMLINSON: Well, he was placed under house arrest
9 and that was our understanding that if it wasn't in there
10 then I suppose he could go where he wants. But as I
11 recall, Judge Wasserman said from the bench that he
12 should -- he was to be under house arrest. And I believe
13 that was the bonding company's understanding and the
14 State's understanding, and we have operated under that
15 understanding for this period of time.

16 THE COURT: Look at the document and see if that bond
17 hearing has been transcribed and filed please, ma'am.

18 DEPUTY CLERK: It has. Yes, sir.

19 THE COURT: Well, if that's what was ordered, the bond
20 order needs to say that.

21 MS. TOMLINSON: Yes, Your Honor.

22 DEPUTY CLERK: Do you want me to print the transcript?

23 THE COURT: I don't think I need anything except what
24 Judge Wasserman ordered. That should be at the end of it.

25 (Brief pause in the proceedings.)

1 THE COURT: Do you see it? Can you print me the last
2 seven pages?

3 MS. TOMLINSON: Your Honor, it's on page 32.

4 THE COURT: Yep.

5 MS. TOMLINSON: Line 15 and 16.

6 THE COURT: Do you got anything further,
7 Ms. Tomlinson?

8 MS. TOMLINSON: Not as for an opening, Your Honor. I
9 do have a witness when the Court's ready.

10 DISTRICT ATTORNEY PARKS WHITE: I have a witness, Your
11 Honor.

12 THE COURT: All right. Well, it's Ms. Tomlinson's
13 motion so proceed with your witness or witnesses as the
14 case may be.

15 MS. TOMLINSON: Clifford Beattie.

16 (The witness enters the witness stand.)

17 MS. TOMLINSON: Sir, if you would raise your right
18 hand?

19 CLIFFORD BEATTIE,

20 having been duly sworn, testifies as follows:

21 DIRECT EXAMINATION

22 BY MS. TOMLINSON:

23 Q All right. Would you lean in a little bit? You have,
24 kind of, a soft voice. Could you tell us who you are and spell
25 your last name?

1 A Clifford Beattie, B-E-A-T-T-I-E.

2 Q Could you tap that microphone and see if it's on?

3 THE BAILIFF: It is.

4 MS. TOMLINSON: Okay.

5 Q (MS. TOMLINSON) And do you know Jeremy Green?

6 A I do.

7 Q And have you offered to employ him?

8 A I have.

9 Q Are you aware of the conditions that we've been
10 talking about here in front of the Court?

11 A Yes. I've followed.

12 Q Even under those conditions, are you willing to let
13 him come and work for you?

14 A I am. He worked with me before.

15 Q I'm sorry?

16 A He's worked with me before.

17 Q Okay. And where is your work primarily?

18 A Elberton.

19 Q Say it again.

20 A City of Elberton.

21 Q Okay. And if he were to work for you, would he be
22 working independently or under supervision or something else?

23 A He'll be under supervision.

24 Q What hours -- I'm sorry -- what hours do you primarily
25 work?

1 A We typically work from 7:00 to 7:00 during longer
2 times of the year, but that's usually only depending on the
3 rain. We would work from 7:00 until, like, 3:00 or 4:00
4 depending on the heat. But other than that, if we have rain
5 that causes us to need to get ahead or catch up, we work from
6 7:00 to 7:00.

7 Q Okay. And usually no weekends but maybe?

8 A Occasionally a Saturday, maybe. Just, like I said,
9 depends on how far back we are. I take my Sabbath on a
10 Saturday, so I try not to work if at all possible. And I know
11 everybody else does on Sunday, so we just try not to work
12 weekends --

13 Q Okay.

14 A -- altogether.

15 Q And we've been having lots of bad storms lately. Do
16 you do any work on storm damage?

17 A We do on our own properties.

18 Q Okay.

19 A We do storm damage on our properties.

20 Q And are you willing to help Mr. Green abide by
21 whatever conditions the Judge puts on him for any work he might
22 be able to do?

23 A Yeah, any kind of conditions would be fine.

24 MS. TOMLINSON: Those are all the questions I have.

25 THE COURT: Any cross from the State?

1 CROSS-EXAMINATION

2 BY MR. WHITE:

3 Q Does your work take you out of state?

4 A It does not. We don't go outside the county.

5 Q Does it involve being around children?

6 A It does not.

7 MR. WHITE: That's all --

8 Q (MR. WHITE) Do you have any children around when
9 you're performing these -- this work?

10 A It's not safe for children to be around when we do
11 lawn care, sir.

12 Q So then --

13 A No. They're not.

14 MR. WHITE: Okay. I have nothing further.

15 MS. TOMLINSON: May the witness come down, Your Honor?

16 THE COURT: Yes, sir. Thank you, sir.

17 (The witness exits the witness stand.)

18 MS. TOMLINSON: That's the evidence in support of the
19 motion, Your Honor.

20 THE COURT: All right.

21 MR. WHITE: The State calls Susan Cobb.

22 (The witness enters the witness stand.)

23 MR. WHITE: Please raise your right hand, ma'am.

24 SUSAN COBB,

25 having been duly sworn, testifies as follows:

1 DIRECT EXAMINATION

2 BY MR. WHITE:

3 Q Thank you. And I'd ask you to pull that microphone
4 toward you and keep it about a fist distance between your mouth
5 and the microphone. Can you please state your full name and
6 spell your first and last name for the court reporter?

7 A Susan Moon Cobb. Moon is my maiden name. S-U-S-A-N,
8 Cobb, C-O-B-B.

9 Q Ms. Cobb, what is your relationship to Jennifer Cobb,
10 the victim in this case?

11 A I'm her mother.

12 Q And how old was Jennifer?

13 A When she passed away, 20. When she --

14 Q And do you have a photograph?

15 A This is a picture of her during the timeframe that
16 she -- that the sexual grooming occurred -- 11 years and 12
17 years --

18 MS. TOMLINSON: Your Honor, I object. It's not
19 responsive to the question. The question was, do you have
20 a picture?

21 THE WITNESS: Yes. I have a picture, and I've given
22 it to the DA.

23 Q (MR. WHITE) Ma'am, may I remove this from this set?

24 A Yes, sir. You can. This -- you can pull it.

25 Q Thank you. And I'm -- so out of this --

1 MS. TOMLINSON: I don't have a problem with the front.
2 The back is objectionable.

3 MR. WHITE: Well, then we'll ask the Judge consider
4 the front.

5 (State's Exhibit Bond 1 is marked for
6 identification purposes.)

7 Q (MR. WHITE) I'm showing you what's marked for
8 identification purposes as State's Exhibit Bond 1. Do you
9 recognize State's Exhibit Bond 1?

10 A Yes, sir.

11 Q And I'm only referring to the front of this
12 document -- this front page -- are these photographs fair and
13 accurate depictions of Jennifer Cobb as she existed in life?

14 A Yes, sir.

15 MR. WHITE: And, Your Honor, at this time I'd tender
16 State's Exhibit Bond 1 into evidence.

17 MS. TOMLINSON: Your Honor, I don't object to the
18 front of the page. There is writing about matters that are
19 not related to this hearing on the back. I would ask the
20 Court not to consider those.

21 THE COURT: All right. It's admitted for the purposes
22 of the photos.

23 Q (MR. WHITE) Does State's Exhibit Bond 1 -- does that
24 depict Jennifer at the age when she was -- had first
25 interactions with Mr. Jeremy Green?

1 A Yes, sir, age 11.

2 Q And Jennifer is no longer with us, correct?

3 A No, sir.

4 Q And you're here speaking on her behalf or on behalf of
5 the family?

6 A Yes, sir.

7 Q Can you tell the Court how allowing Mr. Green's bond
8 conditions to be modified would affect you and your family?

9 A Yes, I will. I have permission to read. I'd like to
10 first say though, if you go back to the bond hearing and those
11 transcripts, when Jennifer was on the stand before and gave her
12 testimony under sworn statement, it was the children of the
13 gentleman that wants to hire him who she witnessed touch
14 inappropriately. And I think that's relevant, Your Honor. And
15 I'll go on to read --

16 MS. TOMLINSON: Your Honor, I move to strike the
17 hearsay reference to the statements from the bond hearing.
18 The Court has the transcript. I'm happy to e-mail it if
19 the Court wishes to read it. But the witness should
20 respond to the question and not answer the question she
21 wants to answer.

22 MR. WHITE: I believe she was merely just clarifying
23 that the witness that the Defense brought and had
24 testifying was addressed by the actual victim in this case
25 at a previous hearing and making the connection between

1 those two individuals.

2 THE COURT: I got it. You may proceed.

3 THE WITNESS: Thank you. Our daughter Jennifer's life
4 ended because of sexual grooming by a man 17 years older
5 than her beginning when she was 11 years old, the Defendant
6 Green also known as Coach Bob. The grooming escalated
7 quickly to molestation and rape by the time Jennifer was 14
8 years old. Defendant Green's abuse destroyed Jennifer's
9 childhood, her will, and eventually her life. It has
10 destroyed our family.

11 Today they come before you to ask that he be allowed
12 to go work out in the public. I stand here as my
13 daughter's voice because Jennifer's voice has been silenced
14 forever. She was found dead by hanging six days after the
15 first bond hearing. It was at that bond hearing that she
16 said she was fearful of Green and that he might attempt to
17 hurt her and prevent her from being able to testify in
18 trial.

19 So I stand here -- sit here, rather -- as her voice.
20 The voice of her, her dad, her brother, her nana, her
21 cousins, her neighbors, her friends. I stand as a voice
22 for the other victims, the other witnesses, and a community
23 of fear that, if Defendant Green is allowed to go out into
24 the public to work, he will return to his habits of seeking
25 out and grooming and abusing children. He is a risk to

1 others. More victims and witnesses, Your Honor, have come
2 forward since Jennifer's premature death.

3 MS. TOMLINSON: Your Honor, I object --

4 THE WITNESS: They deserve to be --

5 MS. TOMLINSON: -- to hearsay, --

6 THE COURT: Wait, wait.

7 THE WITNESS: -- protected.

8 MS. TOMLINSON: -- Your Honor.

9 MR. WHITE: This is admissible at a bond hearing.

10 MS. TOMLINSON: I object to her testifying about
11 things in the State's file that she shouldn't probably know
12 about.

13 THE WITNESS: I'm her mother, and I was at the bond
14 hearing.

15 THE COURT: All right.

16 THE WITNESS: And much of what I'm reading, Your
17 Honor, is from --

18 THE COURT: You may --

19 THE WITNESS: -- the transcripts.

20 THE COURT: -- you may continue, ma'am. The objection
21 is overruled.

22 THE WITNESS: Thank you. He also has interfered with
23 investigations. He interfered with her investigation.
24 He's a manipulator. He uses manipulation and influence
25 over Jennifer to destroy her cellphones and evidence of his

1 sexual activity and to conceal his abuse of her from her
2 parents and her friends. He interfered with prior
3 investigations, another reason why we do not think he
4 should be allowed to work in the community that involved
5 abuse of Jennifer.

6 When she was first raped at 14, he had her practice
7 how to lie so when the police questioned her, she would not
8 tell the truth, and he would not get caught or be charged
9 with a crime. He used manipulation over Jennifer to
10 persuade her to lie at the Sheriff's office and the Harmony
11 House forensic interviewer. Before the interview, he told
12 Jennifer how to practice lying and the purpose was to
13 thwart the criminal investigation. He was successful, Your
14 Honor, because he was not prosecuted at the time.

15 I go on to say he is a danger to innocent children.
16 His sexual grooming of our daughter began when she was 11.
17 Only until she was witness -- only until she witnessed his
18 inappropriate behavior with other children did she realize
19 she too had been a victim. However, the damage had already
20 been done manifesting in psychological trauma, self-harming
21 behaviors, and a tragic loss of our daughter's life.

22 Our daughter should have never known his name. He
23 should never have been -- He should have been held
24 accountable for all the other victims that had come before
25 her. No other child in our community should suffer at his

1 hands again. There were other witnesses and more victims
2 that have come forward, Your Honor, after Jennifer's death.
3 We fear for them.

4 They fear if he is sent out into the public to be able
5 to work, they are afraid, Your Honor, because they know
6 what happened to Jennifer. He threatens his victims. He
7 told Jennifer that if she told anyone that her dad would
8 kill him and that he would go to prison for life, and she
9 would lose them both. So she was afraid to tell for that
10 reason. She went from 11 to 20 under that abuse, Your
11 Honor. She pulled every hair out of her head.

12 The risk of him being unmonitored could be
13 detrimental. Childhood victims of sexual grooming do not
14 come forward for decades. The human brain does not mature
15 until the age of 25. The other victims had until 16 to 23.
16 They're afraid. We want their protection, Your Honor.
17 Leaving it on Defendant Green's future potential victims to
18 protect themselves from him and come forward when he
19 repeats his habitual behavior will lead to future harm and
20 presents a danger in our community.

21 He should not -- all the other parameters of the bond
22 should still apply too. Regarding a cellphone, he
23 shouldn't have a cellphone or electronics. He used those,
24 Your Honor. As a family, we are scared for our safety.
25 This would be a tremendous hardship on our family,

1 especially our son because he witnessed him being
2 inappropriate with her sister -- with his sister. It will
3 be a hardship for the other victims who have come forward
4 and the other witnesses that have come forward.

5 At the prior bond hearing, and I mentioned this
6 before, I'll say it again, she was afraid for the younger
7 girls and boys. She said she was not just worried for
8 herself but also for them as well. Kids she witnessed him
9 touch inappropriately, we owe it to those kids, Your Honor,
10 and other innocent children in this community to be kept
11 safe.

12 How many more Jennifers before we listen? Your Honor,
13 we pray no other child victim or witness in this case be
14 subject to danger or at risk by not allowing him to work in
15 the public. With no monitoring, how can we guarantee that
16 the others will be protected? With no monitoring, how can
17 we guarantee he will not interfere with the criminal
18 investigation? With no monitoring, how can we guarantee he
19 will not contact, harass the victims or witnesses in this
20 case?

21 Since Jennifer's death, there have been many that have
22 come forward and still more coming forward. How can we
23 guarantee that protection, Your Honor? We pray the
24 protection of the other witnesses, victims, and potential
25 future victims by not allowing him to work outside his

1 home, Your Honor. We pray that today the Court will
2 finally hear our daughter's voice and that they will deny
3 him the right to work outside of his home. Thank you for
4 your time.

5 Q (MR. WHITE) Ms. Cobb, how was Jennifer affected by
6 Mr. Green being released on bond initially?

7 A Jennifer was devastated because she sat here and told
8 the Court that she was afraid that he would interfere with her
9 being able to try to testify in the trial. She left out of here
10 and ran to her car in tears. Her dad had to catch up with her.
11 Six days later, she was found hung. She was devastated at what
12 happened at the last bond hearing.

13 Two preachers testified as character witnesses at
14 a church that she went to for at least three years, and they --
15 she was a part of their flock too. Did she not deserve to be
16 protected? And then the judge asked her was she jealous of the
17 other children, his other children, the man that wants to give
18 him a job. You know, she was trying to protect -- my daughter
19 loved animals, and she loved children -- and the moment she seen
20 him touching and being inappropriate with other children, she
21 knew she had to come forward. That's why Jennifer was able to
22 come forward at 20.

23 These other victims, they couldn't come forward
24 at 20 because they would be shamed and devastated. Jennifer was
25 shamed and devastated. She was bullied. She was -- on social

1 media -- she was told that she was trouble, that she was a lie.
2 But then when all of the victims started coming out, people
3 realized that she was telling the truth.

4 We knew she was telling the truth. I don't need
5 a jury to tell me. We watched her from 11 to 20 deteriorate.
6 Like I said, she pulled every hair on her head out from the
7 trauma because (weeping; inaudible) trying to destroy her with
8 sexual grooming and abuse. And it's -- it's --

9 Q Ms. Cobb, I'm sorry?

10 A It's hard being here today because I remember
11 (weeping; inaudible) the look in her face when she was told that
12 he would get house arrest and not return to jail. I remember
13 her devastation at the preachers and at the judge. She was
14 devastated.

15 Q Ms. Cobb, I know this is difficult. I appreciate you
16 being here. Please answer any questions that Defense counsel
17 may have.

18 CROSS-EXAMINATION

19 BY MS. TOMLINSON:

20 Q Ms. Cobb, I am sorry for your loss. In the time since
21 the bond order, has Mr. Green reached out to you at all?

22 A No. He has not.

23 Q Thank you. Those are all the questions -- that's the
24 only question I have.

25 THE COURT: Anything further, Mr. White?

1 MR. WHITE: No, Your Honor.

2 THE COURT: All right. Thank you, Ms. Cobb. You can
3 come down.

4 (The witness exits the witness stand.)

5 MR. WHITE: That's all I have by way of evidence, Your
6 Honor.

7 MS. TOMLINSON: Your Honor, we are asking that you
8 modify the bond conditions. There is an absence of
9 evidence that Mr. Green has violated his bond conditions in
10 any way, shape, or form. He has complied. Even when the
11 order didn't say house arrest, he complied with what Judge
12 Wasserman ordered. And even if -- we all understood it --
13 if it wasn't in the transcript, we would still ask for the
14 Court's permission.

15 Mr. Green has been unable to work regularly, and the
16 cost of living, paying property taxes, and existing is a
17 strain. And he needs to be able to earn some money. Mr.
18 Beattie has told the Court he will supervise, his crew
19 chief will supervise whatever conditions the Court places.

20 In this particular case, this is needed. Mr. Green
21 has followed the rules, all of them. He has not contacted
22 anyone. He had to have a landline for the ankle monitor.
23 So he's had a phone -- a telephone not a cellphone -- but
24 he had a landline. He's not contacted anybody. He's not
25 sent anybody any mail. He's not done anything. He has

1 abided by this Court's order better than -- I can say --
2 any client I've ever had as best I can tell. And whatever
3 conditions the Court places on him he will follow.

4 His family is here. His father and his mother and his
5 sister is right there. They are all here, and they are
6 working to support him and make sure that he is compliant
7 but also that he is taken care of because he lost someone
8 who was important to him too. With that -- sorry, there
9 was a reaction to something I said -- with that, we ask the
10 Court to modify his bond. Whatever strict conditions the
11 Court can create, they will be followed.

12 MR. WHITE: Your Honor, do you have the file? Because
13 the clerk's office website reflects that there was an
14 amendment filed.

15 THE COURT: It said something about an amendment was
16 filed to permit a phone so that the ankle monitor could be
17 hooked up.

18 MR. WHITE: Well, if we needed it to do (inaudible),
19 could the order reflect the conditions -- we could do that.
20 I thought that there was a -- I can't pull up the amendment
21 on the clerk's website.

22 DEPUTY CLERK: (Inaudible.)

23 MR. WHITE: What does it say?

24 DEPUTY CLERK: It is talking about --

25 THE COURT: Wait a minute. You need to say this so

1 Ms. Habel can pick you up.

2 DEPUTY CLERK: Should I just print it?

3 THE COURT: Yeah. Why don't you just print it and
4 that way it can be -- we can do what we need to do with it.

5 MR. WHITE: It does mention house arrest. Under the
6 condition of house arrest, the Defendant is permitted to
7 attend medical (inaudible) appointments with counsel. So
8 house arrest is in the conditions.

9 You've heard Ms. Cobb. You've heard how much this
10 case has affected her and her family. They have lost
11 Jennifer in this case, and we believe the conditions are
12 not overly restrictive. He is allowed -- he is not
13 currently confined. He is not in the Hart County jail, and
14 we'd ask the Court to leave the conditions as they
15 currently stand. Thank you.

16 RULING BY THE COURT

17 THE COURT: All right. Well, just so the record will
18 reflect, the amendment to the bond order which was entered
19 on June the 28th of 2021, has provided that Mr. Green
20 would not be permitted to have a cellphone but would
21 have -- would be permitted to have a landline phone. And
22 it further provided that as a condition of house arrest he
23 was permitted to attend medical appointments and
24 appointments with his counsel. And he was to travel to any
25 location without stopping.

1 And just to perfect the record further, a bond hearing
2 was held on June the 24th of 2021, and there's a -- I'm
3 looking at the transcript. The Court at that time said a
4 bond was being granted in the amount of \$250,000, ankle
5 monitor, complete house arrest, and no phone.

6 The order that was entered on June the 24th of 2021,
7 did not specify the house arrest. But nevertheless, that
8 was what was ordered by the Court. The testimony before
9 the Court is that Mr. Green has complied with that even
10 though not in the bond order, but it is the order of this
11 Court.

12 Ms. Tomlinson pointed out it appears that Mr. Green
13 has complied with the conditions of the bond. The Court
14 has no evidence that he has not, but that's not necessarily
15 cause to modify the bond. I'm going to deny the motion to
16 modify the bond. This has been my first involvement in
17 this case. It was accused in 2021. We have a tremendous
18 back log, but I believe it behooves all parties to move
19 this case to closure.

20 I have a trial week October the 30th through
21 November 3rd, and I have a trial week November 13th
22 through November 17th, and I'm going to be looking for
23 that. Now, I note that the Defense has filed a motion for
24 a change of venue.

25 MS. TOMLINSON: Your Honor, I will state for the Court

1 that I believe that's a motion -- I filed it as a
2 placeholder, which -- as a placeholder -- when we begin
3 jury selection, I believe the pretrial publicity may
4 trigger the need for it.

5 I don't anticipate having a pretrial hearing on that,
6 but I do anticipate that if we are having difficulty
7 finding an impartial jury based on the pretrial
8 publicity -- there have been several articles in the
9 newspaper, there is a movement with signs created by
10 Ms. Cobb, Ms. Cobb the witness and Ms. Cobb's mother, they
11 call it Justice for Jennifer -- that may impact our ability
12 to find an impartial jury in Hart County. I'm not
13 prejudging that. I'm filing it out of abundance of
14 caution.

15 THE COURT: Well, the motion says that due to ongoing
16 pretrial publicity in the media, print, radio, and
17 television as well as social media platforms, the Defendant
18 will be unable to obtain an impartial jury. Further, the
19 Defendant understands that the case has been the topic of
20 local speeches to clubs and other organizations in the
21 community.

22 MS. TOMLINSON: Yes, Your Honor.

23 THE COURT: And then it says, this motion will be
24 supplemented at the time of hearing on the matter.

25 MR. WHITE: Your Honor, a motion for a change of venue

1 is not ripe until jury selection begins.

2 THE COURT: Well, I just wanted to get it on the
3 record that that motion has been filed and the basis for
4 it, and I've been involved in cases before as a lawyer
5 where a motion for change of venue was granted prior to the
6 jury being selected. But my expectation had been we would
7 begin a jury selection, and then if it became untenable,
8 then we'd have to deal with it then. But the problem with
9 that is were it to become untenable that just delays the
10 matter further.

11 MS. TOMLINSON: Yes, Your Honor.

12 THE COURT: It has to go to another county and -- but
13 you're not requesting a hearing on that motion until jury
14 selection; is that correct?

15 MS. TOMLINSON: At this point, Your Honor, when we --
16 I think when we are scheduled for a calendar call I will
17 subpoena the records from the local paper about their
18 circulation as well as the articles that appeared. And a
19 lot of that happened two years ago, and that was filed a
20 year ago, I think. So a lot of the publicity has abated.
21 We filed this motion, and things have taken on a bit of
22 heat again.

23 THE COURT: Okay.

24 MS. TOMLINSON: So if it becomes a matter to be dealt
25 with ahead of time, I will bring it to the Court's

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attention as soon as I think that we can tip the scale without having to go through jurors.

THE COURT: All right. Okay. Does that take care of everything, Mr. White?

MR. WHITE: Other than we're of the opinion that change of venue is not ripe until such time as it can be determined through the jury selection process that an impartial jury cannot be selected. But yes, Your Honor. That is all we have from the State.

THE COURT: Ms. Tomlinson, is that it?

MS. TOMLINSON: That is all we have, Your Honor.

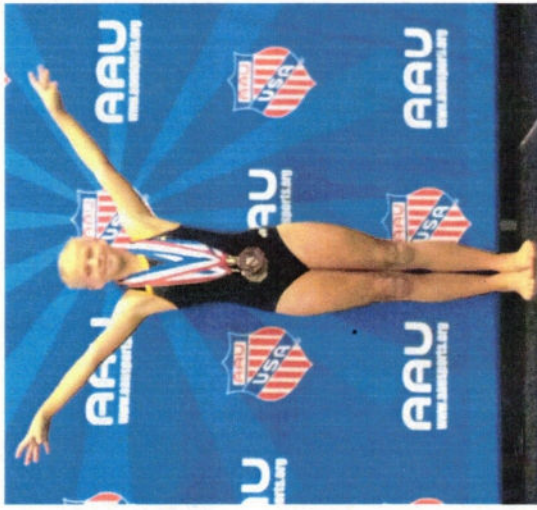
THE COURT: All right. Mr. White, if your office will prepare your order denying the motion to modify bond, this matter will be concluded.

MS. TOMLINSON: Thank you, Your Honor. May we be excused?

THE COURT: Yes, sir -- yes, ma'am.

(Hearing concludes)

JENNIFER WAS AN USA GYMNAST WITH THE YMCA



STATE'S EXHIBIT
Bond 1

G E O R G I A

HART COUNTY:

C E R T I F I C A T E

The foregoing proceedings were taken down by me as an Official Court Reporter in the Superior Courts of the Northern Judicial Circuit of Georgia, and the questions and answers, colloquy of counsel, and rulings by the Court were reduced to typewriting by me personally.

I hereby certify that pages 1 through 29, inclusive, comprise a complete and correct transcript of said proceedings. I further certify that I am neither kin nor counsel to any party, am not in regular employ of any counsel for any party, and am in nowise interested in the outcome of said case.

This the 10th day of September, 2023.

Brandy Habel

Brandy Habel
Certified Court Reporter
Certificate No. 7467

