



**U.S. Department of Justice**  
*United States Attorney*  
*Southern District of Georgia*

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*Post Office Box 8970*

*100 Bull Street*

*Savannah, GA 31412*

*Savannah, GA 31401*

*(912) 652-4422 / FAX (912) 652-4805*

**FOR IMMEDIATE RELEASE**  
**March 11, 2008**

**CONTACT: Edmund A. Booth, Jr.**  
**U.S. Attorney**  
**(706) 724-0517**

**CONVICTED MURDERER FOUND GUILTY**  
**IN FEDERAL FIREARM CASE FACES 15 YEARS TO LIFE**

**SAVANNAH:** Edmund A. Booth, Jr., United States Attorney for the Southern District of Georgia, announced that four-time convicted felon and murderer, **WILLIAM “KENNY” CAPPS**, of Waycross, was found guilty on Monday, March 10, 2008 by a jury in U.S. District Court in Waycross of possessing a firearm as a convicted felon. Chief U.S. District Judge William T. Moore, Jr. presided over the trial.

Booth noted that Capps’ previous convictions include malice murder, felonious assault, and two convictions of assault with intent to cause great bodily harm. Under federal law, Capps is designated as “Armed Career Criminal” and faces statutory minimum penalties of 15 years to life imprisonment without parole and millions of dollars in fines. However, because of his criminal record and the fact that the firearm at issue was used by Capps to commit a murder, the sentence could potentially be greater.

The case arose from the same facts giving rise to the malice murder conviction obtained by the State in October, 2005. The evidence at trial established that on July 10, 2005, Capps left his

residence in Waycross armed with his girlfriend's .38 caliber revolver, traveled to the home of a man alleged to have been his "crack" cocaine dealer, and in the course of a dispute, produced the weapon and opened fire. After the shooting, Capps fled the scene, ultimately being arrested later that night hiding in the shower of his home. The .38 caliber revolver used in the shooting was also recovered from the shower, and was matched by ballistic comparison to bullet recovered from the body of the victim. Booth commented that under of the rules of evidence, the federal court jury, which was considering the possession of the firearm charge, could only be told that the gun was discharged and that a bullet was recovered from the scene.

The investigation was conducted by the Waycross Police Department, the Brantley County Sheriff's Office, Brantley County 911, Ware County 911, the Georgia Bureau of Investigation, and the Bureau of Alcohol, Tobacco, Firearms, and Explosives. Representing the United States in the federal firearm prosecution were Assistant United States Attorneys Darrin L. McCullough and Julie Wade. Booth praised the efforts of all the agencies involved and called the investigation "an important cooperative effort by state and federal authorities to remove a violent and dangerous felon from the streets of Waycross."

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