

OFFICE OF THE DISTRICT ATTORNEY
BLUE RIDGE JUDICIAL CIRCUIT



SUSAN K. TREADAWAY
District Attorney

Cherokee County Justice Center
90 North Street, Suite 390
Canton, GA 30114

FOR IMMEDIATE RELEASE

CONTACT: Cyndi Crossland
Public Information Officer
cbcrossland@cherokeega.com
770-479-1488

Armed Robber Who Terrified Victims With Halloween Mask is Sentenced to Serve 15 Years in Prison
State vs. Brayden Nicholas Kirby

December 15, 2023 – Cherokee County District Attorney Susan K. Treadaway announces that on November 7, 2023, Brayden Nicholas Kirby, 20, of Canton, entered a negotiated guilty plea to multiple charges related to an armed robbery committed at a Canton gas station.

Canton Police were dispatched to the RaceTrac on Riverstone Parkway just after 2 a.m. on September 14, 2021. Two women told responding officers that an individual wearing a sinister-looking Halloween mask pointed a handgun at them while they were pumping gas. In response to his demands, the victims handed over two cell phones, keys to the truck they were driving, and keys to another vehicle. The man entered the truck and started the engine but was unable to put the vehicle in gear. He then stole a backpack from the truck and rode away on a green bicycle.

Location tracking of the cell phones enabled law enforcement to determine the suspect's whereabouts. Kirby was found on Riverstone Parkway on the I-575 overpass, still riding the green bicycle. He had in his possession a Hi-Point 45 caliber pistol loaded with a magazine and one round in the chamber of the pistol. He also had the victims' backpack, cell phone, and keys. The other cell phone was found behind the S&H Tires on Old Ball Ground Highway. The mask used to commit the robbery was located on scene at the RaceTrac.

During the sentencing hearing, Kirby admitted to all 12 counts on the indictment, including armed robbery (2 counts), aggravated assault (2 counts), entering auto, hijacking a motor vehicle, possession of a firearm during commission of a crime, possession of tools for the commission of a crime, possession of a pistol by person under 18 years of age, and possession of less than an ounce of marijuana.

"The facts of this case are disturbing. The evidence showed that the defendant was prepared to fire his weapon should the victims not have cooperated with his demands," said District Attorney Susan K. Treadaway. "Canton Police did an excellent job with this investigation, immediately identifying the location of the defendant and quickly apprehending him. This case is a good reminder to remain aware of your surroundings, especially if you are alone late at night."

Kirby was sentenced, as negotiated, to 25 years, with the first 15 years to serve in confinement and the remainder on probation. Special conditions of probation include no contact of any kind with the victims. He is also banned from the confines of Cherokee County.