

DIVISION: 66
SS NUMBER:

ORDER OF PROBATION

THIS CAUSE coming on this day to be heard before me and you, the Defendant, being now present before me and you having **ENTERED A PLEA OF NOLO CONTENDRE TO** the offense(s) of:

CT	CASE #	OFFENSE (qualifier) (sgs Code)	Degree		F.S. #	SENTENCE	Concurrent (cc) or Consecutive (cs)
			S	M			
1		RECKLESS DRIVING (REDUCED FROM DUI/1ST OFFENSE)	S	M	316.192 1	364 DAYS PROBATION	

The Court now gives you the opportunity to be heard or show cause why sentence should not be pronounced upon you at this time. You saying nothing in bar or preclusion of sentence, the Court hereby:

SECTION 1: JUDGMENT OF GUILT

The Court hereby adjudges you to be guilty of the above offense(s). _____
That the imposition of sentence is hereby withheld and you are placed on probation.

SECTION 2: ORDER WITHHOLDING ADJUDICATION

Withholds adjudication of guilt of said offense(s). _____
That the imposition of sentence is hereby withheld and you are placed on probation.

It is **ORDERED** and **ADJUDGED**:

SECTION 3: INCARCERATION DURING PORTION OF SUPERVISION:

It is hereby ordered and adjudged that you be

- Confined to the St. Johns County Jail for a term of _____ day(s) with credit for _____ day(s) time served, as a special condition of supervision.
- You shall serve _____ consecutive weekends in the St. Johns County Jail commencing _____.
- You shall report to the St. Johns County Jail on _____ by _____.

YOU SHALL comply with the St. Johns County Jail's rules, regulations, and procedures. If you fail to do so this will constitute a violation of your Probation. **You must not** consume any intoxicating beverages at least 24 hours prior to reporting to the St. Johns County Jail.

SECTION 4: SPECIAL PROVISIONS

- While incarcerated in the county jail, if you fit the criteria, you shall be allowed to participate in the work release program, immediately, if applicable.
- You shall enter in and successfully complete the residential treatment program offered by the St. Johns County Sheriff's Office (S.I.G.H.T.) and complete any follow-up and aftercare necessary after release from the incarcerated portion of the program.

It is Further **ORDERED** and **ADJUDGED** that you shall comply with the following **STANDARD CONDITIONS OF SUPERVISION as provided by Florida law:**

- A. **You will report at least once per month** a full and truthful report to your Probation

Officer on the form provided for that purpose.

- B. **You will pay** to the Probation Plus Corrections Services the amount of Fifty dollars (\$50.00) per month toward the cost of your supervision (unless otherwise waived) in compliance with §948.09(b) F.S. Cost of supervision waived.
- C. **You will not** change your residence or employment or leave the county of your residence without first procuring the consent of your Probation Officer.
- D. **You will not** possess, carry or own any firearms or any other weapons without first procuring the consent of your Probation Officer.
- E. **You will live and remain** at liberty without violating any law. A conviction in a court of law shall not be necessary in order for such a violation to constitute a violation of your probation.
- F. **You will submit** to urinalysis, breathalyzer or blood tests at any time requested by your probation officer, or the professional staff of any treatment center where you are receiving treatment, to determine possible use of alcohol, drugs or controlled substances. **You shall be required** to pay for such tests unless otherwise waived by your probation officer
- G. **You will work** diligently at a lawful occupation, advise your employer of your supervision status and support your dependents to the best of your ability, as directed by your probation officer.
- H. **You will promptly and truthfully** answer all inquiries directed to you by the Court or the Probation Officer, and allow the officer to visit in your home, at your employment site or elsewhere, and you will comply with all instruction he/she may give you.
- I. **DNA** collection is required in §943.325 F.S. to include any misdemeanor violation of §784.048 F.S., §810.14 F.S., §847.011 F.S., §847.013 F.S., §847.0135 F.S., §877.26 F.S., and any offense that was found, pursuant to §874.04 F.S., to have been committed for the purpose of benefiting, promoting, or furthering the interests of criminal street gang as defined in §874.03 F.S.
- J. **If you are currently incarcerated,** upon your release from confinement, **you shall report** in person to the Probation Plus Corrections Services at **665 SR 207 Unit 107 St. Augustine, FL 32084.**

SPECIAL CONDITIONS

- 1. **You will submit** to a Substance Abuse and Mental Evaluation approved by your Probation Officer until officially discharged by written consent. You must enroll in such program(s) within **60** days of today's date or upon your release. You must submit written reports as directed by your Probation Officer or Counselor and complete such counseling as scheduled.
Additional instructions ordered: _____
 You will report forthwith to EPIC Community Services @1400 Old Dixie Highway, St. Augustine, FL for counseling and treatment until officially discharged by written consent. You shall submit to urinalysis, blood testing or breathalyzer test as directed. You shall submit written reports, as required and shall obey all reasonable directions of EPIC. You will enroll in EPIC within **60** days hereof.
- 2. **You shall enroll** in and complete an approved Alcohol Safety Education Course. You shall enroll within **60** days of today's date or upon release.
Additional instructions ordered: _____

3. **You shall enroll** in and complete a victim impact panel program. You shall enroll within **60** days of today's date or upon release.
Additional instructions ordered: _____
4. **You will enroll** in an approved driver improvement school. You will enroll within **60** days hereof. **4 hours**
5. **Your driver's license is hereby suspended/revoked** for a period of _____ Month(s). (Notification of revocation as required by §322.32(1)3(c). Pursuant to §322.055. The Court has directed the department to issue a license for driving privileges restricted to business or employment purposes only, as defined by §322.271, if the person is otherwise qualified for such a license. Please know that in no case shall a restricted license be available until 6 months of suspension of revocation period has expired. _____
6. Pursuant to §316.193(6)(d), you shall deliver to your probation officer the keys and the tag for the vehicle driven for immobilization for a period of _____ days.
 Impoundment or immobilization of the defendant's vehicle pursuant to §316.193(6)(d) is hereby waived for the following reason: _____
 a. The vehicle used during the offense is not leased, rented, or owned by the defendant.
 b. The vehicle has been sold to a bona fide purchaser and is no longer owned or possessed by the defendant.
 c. The vehicle has been totaled as a result of an accident and is no longer operable.
 d. The vehicle is the only form of transportation for the defendant's family and impoundment or immobilization would constitute a familial hardship.
7. Pursuant to §316.193(2)(a)3; (b)1&2, (4)(c), all vehicles that are individually or jointly owned or leased and routinely operated by you shall be equipped with an ignition interlock device approved by the Department of Motor Vehicles in accordance with §316.1938 for a period of _____ Month(s) when you qualify for a permanent or restricted driver's license.
8. **You will not** operate a motor vehicle without a valid driver's license.
9. **You shall not** use illegal narcotics. You will not use any controlled substances unless prescribed by a physician for you and your use.
10. **You shall** completely abstain from the use of alcoholic beverages.
11. **You are not** to enter into or be on the premises of any commercial establishment whose primary purpose is the sale of intoxicating beverages. Exception for employment purposes.
12. **You shall perform 75** hours of community service as directed by the Probation Officer within _____ days hereof. Or, in lieu of community service, you shall pay additional costs in the amount of \$_____ to the Clerk as directed by your Probation Officer (§316.193(6)(a)) within _____ days hereof. May buy out community service hours.
OR
 You shall perform **You may perform** community service work in lieu of fines and costs as directed by the Probation Officer. You will complete your community service hours no later than _____
Additional instructions ordered: _____
13. **You shall enroll** in and complete an approved Anger Management Program until officially discharged in writing. You will enroll within **60** days hereof.
Additional instruction ordered: _____
14. **You shall enroll** in and complete an approved Batterer's Intervention Program. **You shall enroll** within **60** days hereof.

- 15. **You will have** no contact whatsoever (direct or indirect) with the victim(s) or the victim's family listed during the period of supervision/ no violent contact whatsoever (direct or indirect) with the victim(s) or the victim's family listed during the period of supervision. _____
- 16. You will be considered for early termination of your probation:
 - Upon successful completion of all probation conditions
 - Upon serving ½ of your probation term and completing all probation condition.
 - No automatic early termination. Defendant must motion the court.
 - Upon serving **3 MONTHS** of your probation term and completing all probation conditions.
- 17. NO EARLY TERMINATION OF PROBATION
- 18. **You shall not trespass** at _____.
- 19. You will write a letter of apology to _____ within _____ days hereof. You will deliver that letter in a stamped envelope to your probation officer for mailing.
- 20. You will pay **restitution** to _____ in the amount of \$ _____ or in compliance with the Order of Restitution attached hereto. Restitution shall be paid within _____ days hereof.
 - The Court reserves jurisdiction for _____ days to determine amount.
 - The Court hereby orders restitution but reserves jurisdiction as to amount.
- 21. You are hereby placed on GPS MONITORING. You must comply with all conditions as set forth in the Order. _____
- 22. Random UAs
- 23. Other: _____

You are hereby placed on notice that the Court may, at any time, rescind or modify any of the conditions of your probation, or may extend the period of probation as authorized by law, or may discharge you from further supervision; and if you violate any of the conditions of your probation, you may be arrested and the Court may revoke your probation and impose any sentence which it might have imposed before placing you on probation.

The Court does now advise you that it is your right to appeal this Judgment and Sentence within thirty (30) days from this date, and you are further advised that you are entitled to the assistance of counsel in the filing and preparation of your appeal. Upon your request, and upon your showing that you are entitled to an attorney at the expense of the State, the Court will appoint one for you.

DONE AND ORDERED IN OPEN COURT IN ST. JOHNS COUNTY, FLORIDA, this Tuesday, May 23rd, 2023

CLERK'S CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Judgment and Sentence was provided to the Defendant/Defense Atty/St. Atty/P.D. by mail/hand delivery this Tuesday, May 23rd, 2023 as required by FCRP 3.670.

Brandon J. Patty, Clerk of Court By:




CASEY L WOOLSEY, COUNTY JUDGE

PLEA IN ABSENTIA

DEFENDANT

IN THE COUNTY COURT, SEVENTH JUDICIAL CIRCUIT,
IN AND FOR ST. JOHNS COUNTY, FLORIDA

STATE OF FLORIDA

v.

DIVISION: 66

Order/Final Judgment for Charges, Costs, & Fees

(Fees will be assessed to each case listed on this order as specified.)

IT IS ADJUDGED THAT YOU SHALL PAY:

FINES

- \$1057.14** Total of fines assessed in sentence, pursuant to s. 775.083 (1)(a) through (g) or Chapter 316, F.S.
- \$52.86** Statutorily mandated 5% surcharge/cost if fine assessed (on first line) pursuant to s. 938.04, F.S.
- \$5.00** Emergency Med Trust Fund (Reckless Driving 316.192(4); Leave Accident Scene with Property Damage 316.061(1))

MANDATORY COSTS

- \$223.00** Misdemeanor Standard - _____
\$20.00 County Crime Prevention Fund §775.083(2); \$3.00 Clearing Trust Fund §938.01(1); \$50.00 Crimes Compensation Trust Fund §938.03; \$60.00 Misdemeanor Offense §938.05; \$2.00 Crimes Justice Education by Municipalities and Counties §938.15; \$65.00 Local Programs §939.185(1)(a); \$3.00 Teen Court §938.19(2) as authorized by St. Johns County Ordinance 2005-86; \$20.00 Crime Stoppers Trust Fund §938.06(1)
- \$33.00** Criminal Traffic Standard (Violations of 316) - _____
Misdemeanor Standards; \$33.00 Criminal Traffic Surcharge § 318.18(13)(a) & (17)
- \$352.00** Misdemeanor Assault, Battery & Stalking - _____
Misdemeanor Standards; \$151.00 Rape Crisis Trust Fund § 938.085; \$201.00 Domestic Violence Trust Fund § 938.08
- \$183.00** Misdemeanor DUI - _____
Misdemeanor Standards; \$135.00 DUI Cost § 938.07; \$33.00 Radio System Trust Fund § 318.18(13)(a) & (17); \$15.00 Alcohol & Drug Abuse Trust Fund § 938.13
- \$113.00** Misdemeanor DUI Reduced to Reckless Driving - _____
Misdemeanor Standards; \$33.00 Radio System Trust Fund § 318.18 (13)(a) & (17); \$65.00 Department of Health Admin Trust Fund § 318.18(20); \$15.00 Alcohol & Drug Abuse Trust Fund § 938.13
- \$201.00** Domestic Violence Fund - _____
\$201.00 FS 938.08 – Assault, Battery, Sexual Battery, Domestic Violence, Stalking
- \$151.00** Crime Against Minor/Rape Crisis Trust Fund - _____
Misdemeanor Standards; \$151.00 Crimes against Minors § 938.10(1) or \$151 Rape Crisis Trust Fund § 938.085
- \$210.00** Misdemeanor BUI - _____
Misdemeanor Standards; \$135.00 BUI Cost § 938.07; \$60.00 EMT § 327.35(9); \$15.00 Alcohol & Drug Abuse Trust Fund § 938.13
- \$15.00** Misdemeanor Drugs & Alcohol - _____
Misdemeanor Standards; \$15.00 Alcohol & Drug Abuse Trust Fund § 938.13
- \$98.00** Misdemeanor Reckless Driving & Racing on Highway - _____
Misdemeanor Standards; § 316.192; \$33.00 Radio System Trust Fund § 318.18 (13)(a) & (17); \$65.00 Department of Health Admin Trust Fund § 318.18(20)

ADDITIONAL MANDATORY COSTS

- \$500.00** BUI Refusal – Civil Penalty, 327.35215(1) _____
- \$5000.00** Prostitution, Solicit another – Additional Civil Penalty, 796.07(2)(f) _____
- \$ _____ Indigency Application Fee/Public Defender, if not previously collected or waived, 27.52(1)(b) _____
- \$ _____ Indigency Defense Cost/Public Defender Fee, 938.29 as determined locally. _____
- \$50.00** Prosecution Costs, 938.27 _____
- \$50.00** Cost of Investigation to ST JOHNS COUNTY SHERIFF'S OFFICE, 938.27 _____

DISCRETIONARY COSTS

- \$100.00** Operating Trust Fund of the FDLE, 938.055, for violations of 893.13 offenses
- Other: _____

YOU WILL PAY all fines and costs assessed herein through Clerk of Courts within _____ days of this order. Failure to pay as ordered will result in this Order being recorded as a lien and a \$10 recording fee assessed in accordance with statutes 939.185(1)(d), 28.24(12). Upon payment in full you will be provided a "satisfaction of lien", which you must have recorded with the Clerk of Courts office.

FINES/COSTS/FEEs TO BE TAKEN FROM CASH BOND. (939.17) YOU ARE RESPONSIBLE FOR ANY REMAINING BALANCE. BOND, IF APPLICABLE, IS HEREBY CANCELED IN ACCORDANCE WITH F.S. 903.31, UNLESS THE BOND IS IN FORFEITURE FAILURE TO PAY AS ORDERED WILL RESULT IN SUSPENSION OF YOUR DRIVER'S LICENSE. (322.245) ANY UNPAID BALANCE WILL BE TURNED OVER TO A COLLECTION AGENCY ONCE 90 DAYS PAST DUE. (28.246(6))

DONE AND ORDERED,
this Tuesday, May 23rd, 2023.
NUNC PRO TUNC _____



CASEY L WOOLSEY, COUNTY JUDGE