

IN THE CIRCUIT COURT OF THE 7TH JUDICIAL CIRCUIT FLAGLER COUNTY, FLORIDA				STAMP FOR RECORDING	
Division: 50 - PERKINS, Case Number: 2022 CF 000140		JUDGMENT			
PLAINTIFF STATE OF FLORIDA		DEFENDANT ANDREW WAYNE ATKERSON			
<div><input type="checkbox"/> Probation Violator <input type="checkbox"/> Community Control Violator <input type="checkbox"/> Retrial <input type="checkbox"/> Resentence</div> <div><input checked="" type="checkbox"/> The defendant, being personally before this court represented by AARON D DELGADO the attorney of record, and the state represented by <u>JAMIE TELFER</u> and having:</div> <div>(Check applicable provision)<div><input type="checkbox"/> 1. Been tried and found GUILTY by jury/by court of the following crime(s). <input type="checkbox"/> 2. Enter a plea of GUILTY to the following crime(s). <input checked="" type="checkbox"/> 3. entered a plea of NOLO CONTENDERE to the following crime(s)</div></div>					
Count	Crime	Offense State Number(s)	Degree of Crime	Case Number	OBTS Number
I	FELONY CHILD ABUSE	827.03(1)	3F	2022 CF 000140	1801061907

(Check if Applicable) ☒ and no cause being shown why the Defendant should not be adjudicated guilty, IT IS ORDERED that the Defendant is hereby ADJUDICATED GUILTY of the above crime(s).

☐ and having been convicted or found guilty of, or having entered a plea of NOLO CONTENDERE or GUILTY, regardless of adjudication, to attempts or offenses relating to sexual battery (Ch. 794) or lewd or lascivious conduct (Ch. 800), or murder (§782.04), aggravated battery (§784.045), car jacking (§812.133), or home invasion robbery (§812.135), or any other offense specified in section 943.325, the defendant shall be required to submit blood specimens.

☐ and good cause being shown; IT IS ORDERED THAT ADJUDICATION OF GUILT BE WITHHELD.

Finger Prints

Name: Last ATKERSON First ANDREW Middle WAYNE














Alias/AKA Name(s):

Last _____ First _____ Middle _____

RACE: W SEX: M DOB: 12-20-88 *SO: [REDACTED] Place of Birth: HEMET CA

Signature of Official Taking Fingerprints: [Signature] 2434 **ORI: PASCO Co. FL0510000

Signature of Person Fingerprinted: [Signature] Date: 8-5-22

 1. R.Thumb	 2. R.Index	 3. R.Middle	 4. R.Ring	 5. R.Little
 6. L.Thumb	 7. L.Index	 8. L.Middle	 9. L.Ring	 10. L.Little
 Left Four Fingers Taken Simultaneously		 L.Thumb. R.Thumb	 Right Four Fingers Taken Simultaneously	

DEFENDANT: ANDREW WAYNE ATKERSON

CASE NUMBER: 2022 CF 000140

OBTS NUMBER: 1801061907

SENTENCE

As to Count 1 - FELONY CHILD ABUSE

The defendant, being personally before this court, accompanied by the defendant's attorney of record, AARON D DELGADO, and having been adjudicated guilty herein, and the court having given the defendant an opportunity to be heard and to offer matters in mitigation of sentence, and to show cause why the defendant should not be sentenced as provided by law, and no cause being shown.

_____ and the Court having on _____ deferred imposition of sentence until _____.

_____ and the Court having previously entered a judgment in this case on _____ now resentsences the defendant.

_____ and the Court having placed the defendant on probation / community control and having subsequently revoked the defendant's probation / community control

IT IS THE SENTENCE OF THE COURT THAT:

_____ The defendant pay a fine of \$_____, pursuant to section 775.083, Florida Statutes, plus \$_____ As the 5% surcharge required by section 960.25 Florida Statutes.

X The defendant is hereby committed to the custody of the Department of Corrections.

_____ The defendant is hereby committed to the custody of the Sheriff of Flagler County, Florida.

_____ The defendant is sentenced as a youthful offender in accordance with section 958.04, Florida Statutes.

TO BE IMPRISONED (MARK ONE, UNMARKED SECTIONS ARE INAPPLICABLE):

_____ For a term of natural life.

X For a term of 1.00 Years 6.00 Months _____ Days.

_____ Said SENTENCE SUSPENDED for a period _____ Years _____ Months _____ Days Subject to conditions set forth in this order.

IF "SPLIT" SENTENCE, COMPLETE THE APPROPRIATE PARAGRAPH

X Followed by a period of 3 Years _____ Months _____ Days On probation/community control under the supervision of the Department of Corrections according to the terms and conditions of supervision set forth in a separate order entered herein.

_____ However, after serving a period of _____ Years, _____ Months, _____ Days Imprisonment in _____, the balance of the sentence shall be suspended and the defendant shall be placed on probation/community control for a period of _____ Years, _____ Months, _____ Days Under supervision of the Department of Corrections according to the terms and conditions of probabtion/community control set forth in a separate order entered herein.

DEFENDANT
ANDREW ATKERSON
OBTS NO 1801061907

OTHER PROVISIONS

CASE NUMBER
2022 CF 000140

AS TO COUNTS (1)

☐ RETENTION OF
JURISDICTION

The Court retains jurisdiction over the defendant pursuant to section 947.16(3), Florida Statutes (1983).

☒ ORIGINAL
JAIL CREDIT

It is further ordered that the defendant shall be allowed a total of 176 days as credit for time incarcerated before imposition of this sentence.

☐ Consecutive/
Concurrent
AS TO OTHER
COUNTS

It is further ordered that the sentence imposed for this count shall run ☐ consecutive to ☐ concurrent with (check one) the sentence set forth in Count _____ of this case above.

☐ Consecutive/
Concurrent
AS TO OTHER
CASES

It is further ordered that the composite term of all sentences imposed for the counts specified in this order shall run ☐ consecutive ☐ concurrent with ☐ any active sentence being served ☐ specific sentences: _____

CREDIT FOR
TIME SERVED
(To be used for
Resentencing and
After VOP and
VOCC.)

☐ The Department of Corrections shall apply the original jail time credit and to compute and apply credit for time served and the gain time awarded pursuant to Section 944.275 Florida Statutes (Pre October 1, 1989).

☐ The Department of Corrections shall apply the original jail time credit and to compute and apply credit for time served and unforfeited gain time awarded during prior service of incarceration of the split sentence pursuant to Section 948.06 (6) Florida Statutes. (Post October 1, 1989).

☐ Defendant is allowed credit for days credit county jail served between date of arrest as a violator and date of resentencing. The Department of Corrections shall apply original jail credit awarded and shall compute and apply credit for actual time served in prison and any earned and unforfeited gain-time awarded during prior service on:

Pursuant to Section 944.276 Florida Statute

DEFENDANT: ANDREW WAYNE ATKERSON

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SENTENCE

In the event the above sentence is to the Department of Corrections, the Sheriff of FLAGLER COUNTY, Florida, is hereby ordered and directed to deliver the defendant to the Department of Corrections at the facility designated by the department together with a copy of this judgment and sentence and any other documents specified by Florida Statutes.

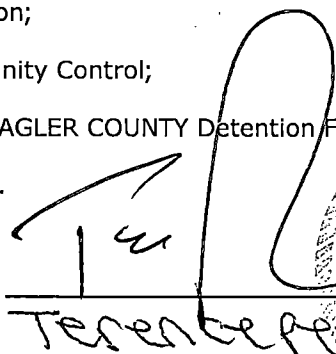
The defendant in open court was advised of the right to appeal from this sentence by filing notice of appeal within thirty days from this date with the Clerk of this Court and the defendant's right to the assistance of counsel in taking the appeal at the expense of the state on showing of indigency.

In imposing the above sentence, the court further recommends:

THE COURT HEREBY ORDERS THE DEFENDANT:

- ☒ Remanded to the FLAGLER COUNTY Detention Facility to be committed to the Department of Corrections;
- ☐ Released on Probation;
- ☐ Released on Community Control;
- ☐ Remanded to the FLAGLER COUNTY Detention Facility;
- ☐ Discharged/released.

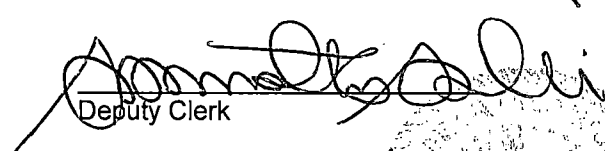
DONE AND ORDERED
FLAGLER COUNTY, FL


TERENCE PERKINS
JUDGE

DATE
08/05/2022

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing has been furnished, provided electronically via a link, or made available on the Clerk's Case Management System and/or Website to AARON D DELGADO on 8/11/22 per Rule 2.516(b)(1).


Deputy Clerk

