

IN THE CIRCUIT COURT OF THE 7TH JUDICIAL CIRCUIT FLAGLER COUNTY, FLORIDA		STAMP FOR RECORDING
Division: 50 - PERKINS, Case Number: 2022 CF 001351	JUDGMENT	
PLAINTIFF STATE OF FLORIDA	DEFENDANT VS. COLLIN RAY CALVERT	

Probation Violator
 Community Control Violator
 Retrial
 Resentence

The defendant, being personally before this court represented by DAVID DAMORE the attorney of record, and the state represented by MELISSA CLARK and having:

- (Check applicable provision)
- 1. Been tried and found GUILTY by jury/by court of the following crime(s).
 - 2. Entered a plea of GUILTY to the following crime(s).
 - 3. Entered a plea of NOLO CONTENDERE to the following crime(s)

Unofficial Copy

Count	Crime	Offense State Number(s)	Degree of Crime	Case Number	OBTS Number
1	ROBBERY-WITH FIREARM	812.13(2a)	LF	2022 CF 001351	DIRECT

(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.











IN THE CIRCUIT COURT OF THE 7th JUDICIAL CIRCUIT
FLAGLER COUNTY, FLORIDA

FLAGLER COUNTY, FLORIDA

DEFENDANT: CALVERT, COLLIN RAY

CASE NUMBER: 2022 CF 001351

FINGERPRINTS OF DEFENDANT

1. RIGHT THUMB	2. RIGHT INDEX	3. RIGHT MIDDLE	4. RIGHT RING	5. RIGHT LITTLE
				
6. LEFT THUMB	7. LEFT INDEX	8. LEFT MIDDLE	9. LEFT RING	10. LEFT LITTLE
				

Unofficial Copy

I HEREBY CERTIFY that the above and foregoing are the finger prints of the defendant,
COLLIN RAY CALVERT, and that they were placed thereon by the defendant in my presence in open court
this date. 08/15/2023

Fingerprints taken by:

D/S J. Oliva
NAME #1072

Deputy Sheriff
TITLE

S E N T E N C E

As to Count 1 - ROBBERY-WITH FIREARM

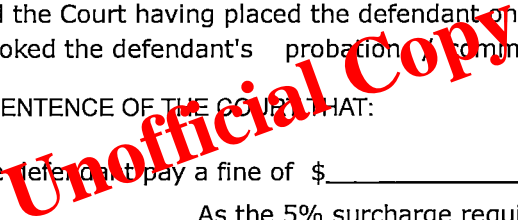
The defendant, being personally before this court, accompanied by the defendant's attorney of record, DAVID DAMORE , and having been adjudicated guilty herein, and the court having given the defendant an opportunity to be heard and to offer matters in mitigation of sentence, and to show cause why the 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 938.04 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 10.00 Years _____ 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 5 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 probation/community control set forth in a separate order entered herein.

In the event the defendant is ordered to serve additional split sentences, all incarceration portions shall be satisfied before the defendant begins service of the supervision.

DEFENDANT
COLLIN CALVERT
OBTS NO DIRECT

OTHER PROVISIONS

CASE NUMBER
2022 CF 001351

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 242 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

SPECIAL PROVISIONS

(As to Count 1)

By appropriate notation, the following provisions apply to the sentence imposed:

Mandatory/Minimum Provisions:

- Firearm It is further ordered that the 3-year minimum imprisonment provisions of section 775.087(2), Florida Statutes, is hereby imposed for the sentence specified in this count. _____
- Drug Trafficking It is further ordered that the _____ mandatory minimum imprisonment provision of section 893.135(1), Florida Statutes, is hereby imposed for the sentence specified in this count. _____
- Controlled Substance (within 1000 ft. of school) It is further ordered that the 3-year minimum imprisonment provision of section 893.13(1)(c)1, Florida Statutes, is hereby imposed for the sentence specified in this count. _____
- Habitual Felony Offender The defendant is adjudicated a habitual felony offender and has been sentenced to an extended term in accordance with the provisions of section 775.084(4)(a), Florida Statutes. The requisite findings by the court are set forth in a separate order or stated on the record in open court. _____
- Habitual Violent Felony Offender The defendant is adjudicated a habitual violent felony offender and has been sentenced to an extended term in accordance with the provisions of section 775.084(4)(b), Florida Statutes. A minimum term of _____ year(s) must be served prior to release. The requisite findings of the Court are set forth in a separate order or stated on the record in open court. _____
- Three-time Violent Felony Offender The defendant is adjudicated a three-time violent felony offender and has been sentenced to an extended term in accordance with the provisions of 775.084(4)(c), Florida Statutes. It is further ordered that the _____ year mandatory minimum imprisonment provisions of 775.084 (4)(c) is hereby imposed for the sentence specified in this count. The requisite findings of the court are set forth in a separate order or stated on the record in open court. The defendant shall be released only by expiration of sentence and shall not be eligible for parole, control release, or any form of early release. _____
- Violent Career Criminal The defendant is adjudicated a violent career criminal and has been sentenced to an extended term in accordance with the provisions of 775.084(4)(d), Florida Statutes. A minimum term of _____ years must be served prior to release. The requisite findings of the court are set forth in a separate order or stated on the record in open court. The defendant is not eligible for any form of discretionary early release, other than pardon or executive clemency, or conditional medical release pursuant to 947.149, Florida Statutes. _____
- Law Enforcement Protection Act It is further ordered that the defendant shall serve a minimum of _____ years before release in accordance with section 775.0823, Florida Statutes. _____
- Capital Offense First Degree Murder **Prior to** 05/25/94 and Other Capital Felonies **Prior to** 10/01/95. It is further ordered that the defendant shall serve no less than 25 years in accordance with the provisions of section 775.082(1), Florida Statutes. _____
- First Degree Murder **After** 05/25/94 and Other Capital Felonies **After** 10/01/95. It is further ordered that the defendant shall be ineligible for parole in accordance with the provisions of section 775.082(1), Florida Statutes. _____
- Short-Barreled Shotgun, Rifle, Machine Gun It is further ordered that the 5-year minimum provisions of section 790.221(2), Florida Statutes, are hereby imposed for the sentence specified in this count. _____
- Continuing Criminal Enterprise It is further ordered that the 25-year minimum sentence provisions of section 893.20, Florida Statutes, are hereby imposed for the sentence specified in this count. _____
- Taking a Law Enforcement Officer's Firearm It is further ordered that the 3-year mandatory minimum imprisonment provision of section 775.0875(1), Florida Statutes, is hereby imposed for the sentence specified in this count. _____ (Offenses committed before January 1, 1994)
- Dangerous Sexual Felony Offender The Defendant is adjudicated a dangerous sexual felony offender. This finding of the court was stated in open court or set forth in a separate order. A minimum term of _____

years must be served prior to release in accordance with 794.0015(2)(e), Florida Statutes. The defendant is not eligible for gain-time or any form of discretionary early release, other than pardon, executive clemency or conditional medical release, before serving the minimum sentence. _____

Sexual Offender It is further ordered that the defendant shall register as a sexual offender pursuant to 943.0435, Florida Statutes. _____

Sexual Predator It is further ordered that the defendant is found to be a sexual predator pursuant to 775.21, Florida Statutes. This finding by the court is set forth in a separate order. _____

Sexual Offender/Sexual Predator Determinations:

Age of Victim The victim was _____ years of age at the time of the offense.

Age of Defendant The defendant was _____ years of age at the time of the offense.

Relationship to Victim The defendant is not the victim's parent or guardian.

Sexual Activity
F.S. 800.04(4) The offense did did not involve sexual activity

Use of Force or Coercion
F.S. 800.04(4) The sexual activity described herein did did not involve the use of force or coercion.

Use of Force or Coercion/unclothed Genitals
F.S. 800.04(5) The molestation did did not involve unclothed genitals or genital area.

The molestation did did not involve the use of force or coercion.

Criminal gang Activity The felony conviction is for an offense that was found, pursuant to section 874.04, Florida Statutes, to have been committed for the purpose of benefiting, promoting, or furthering the interests of a criminal gang.

Prison Releasee
Re-offender The defendant is adjudicated a prison release re-offender and has been sentenced to an extended term in accordance with 775.082(9), Florida Statutes. The defendant must serve 100 percent of this sentence and shall not be eligible for parole, control release, or any form of early release. _____

Firearm 10-20-Life:

Possess It is further ordered that the defendant shall served a minimum of 10 years before release in accordance with 775.087(2)(a)1, Florida Statutes. The defendant is not eligible for statutory gain-time under 944.275, Florida Statutes, or any form of discretionary early release prior to serving the minimum sentence.

Discharge It is further ordered that the defendant shall served a minimum of 20 years before release in accordance with 775.087(2)(a)2, Florida Statutes. The defendant is not eligible for statutory gain-time under 944.275, Florida Statutes, or any form of discretionary early release prior to serving the minimum sentence. _____

Death or Great Bodily Harm It is further ordered that the defendant shall served a minimum of 25 years before release in accordance with 775.087(2)(a)3, Florida Statutes. The defendant is not eligible for statutory gain-time under 944.275, Florida Statutes, or any form of discretionary early release prior to serving the minimum sentence. _____

Other Provisions:

Retention of Jurisdiction The court retains jurisdiction over the defendant pursuant to Jurisdiction section 947.16(4), Florida Statutes (1983)

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

Your Driver's License is Suspended Revoked for _____ Day(s)Month(s) Year(s) 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 s. 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 the suspension or revocation period has expired.

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:

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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 Reiter
CERTIFICATE OF SERVICE

JUDGE

DATE
08/15/2023

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 DAVID DAMORE on 8/17/23 per Rule 2.516(b)(1).

David Damore
Deputy Clerk