

Emmitt J. Smith, III.

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December 5, 2021

The Honorable Judge Terence Perkins

Flagler County Seventh Judicial Circuit Court

1769 East Moody Boulevard Bldg. #1

Bunnell, Florida 32110

Re: Sentencing of Deviaun Toler

Dear The Honorable Judge Terence Perkins:

I am Emmitt J. Smith III, a former football player for the National Football League (NFL) for fifteen seasons. In my lifetime of charitable giving and philanthropy, I take mentoring and inspiring younger generations as one of the most rewarding opportunities. It was an honor to support Deviaun during his preteen years to young adulthood. During these years, Deviaun shared in many family gatherings, birthday parties, and private events. Being one of the eldest amongst my children and many others, I attest that he was a kind and patient young man. He always demonstrated a respectful and manorable demeanor to my family and guest. Because of his character, it was easy to award him with a scholarship through my foundation Emmitt and Pat Smith Charities.

I am aware of the charges and guilty verdicts. It is with respect that I ask you for leniency for Deviaun Toler. If given minimal years, I am confident that Deviaun will return to society as a resolute citizen, ready to contribute his time, talents, and testimony to his community. Moreover, with no prior felonies, Deviaun is at a low risk of recidivism. He is loved by his family and will be given the support needed to re-enter into society.

Thank you for your time and consideration. I am available to confirm the facts within this letter as necessary.

Sincerely,

EJS