

IN THE CIRCUIT COURT, SEVENTH  
JUDICIAL CIRCUIT, IN AND FOR  
FLAGLER COUNTY, FLORIDA

STATE OF FLORIDA,

v.

BOBBY EARL GORE,

Defendant.

CASE NO.: 2017-00410-CFFA  
JUDGE DENNIS P. CRAIG

**MOTION TO CONTINUE SENTENCING HEARING**

COMES NOW the Defendant, Bobby Earl Gore, by and through his undersigned Assistant Public Defender and files this Motion to Continue Sentencing Hearing, pursuant to the inherent authority of this Honorable Court, and in support thereof asserts the following facts and circumstances, to-wit:

1. That on October 10, 2017, after extensive plea negotiations, the Court accepted the Defendant's negotiated plea and scheduled his sentencing hearing for December 11, 2017.
2. That in working up his witness list for the sentencing hearing, the undersigned attorney spoke with a neuropsychologist about the possibility of his referral of a sociologist as a potential witness to testify about changing family dynamics within the Gore family after the Defendant experienced a stroke in the posterior regions of his brain in 2014.
3. While the neuropsychologist agreed to provide references to a sociologist, he also commented that it seemed appropriate to him to evaluate the Defendant and his family members for a possible diagnosis of a correlated family dynamic associated with what has come to be accepted in courts across the state as the "battered spouse syndrome."
4. The undersigned attorney then contacted a second neuropsychologist and received an estimated timeline for her to complete her evaluation of the Defendant, interview various family member and parse the information and results into a report, which would take the matter into mid-January, 2018.
5. After discussing the issues with the Defendant and after speaking with and receiving approval from his wife, who spoke with other family members, the undersigned attorney asserts that in order for him to properly prepare for the sentencing hearing, he needs approximately six additional weeks to put together a fully developed position for the Court's consideration.
6. That the undersigned attorney has discussed the issues with Mark Johnson, the Assistant State Attorney to whom this case has been assigned and represents to the Court that Mr. Johnson does not object to this Motion.

WHEREFORE, the Defendant, Bobby Earl Gore, respectfully requests that this Honorable Court consider the issues he raises in his Motion to Continue Sentencing hearing and enter its Order granting the Motion.

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a copy of the foregoing has been furnished by delivery to: Mr. Mark K. Johnson, Esq., Assistant State Attorney, Office of the State Attorney, Homicide Investigations Unit, 2446 Dobbs Road, Saint Augustine, FL 32086, on November 20, 2017.

/s/ Raymond M. Warren  
RAYMOND M. WARREN  
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