

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

Pariate' Elijah Moore

PROVIDED TO TOMOKA CI

ON 10/6/14

VS

FOR MAILING BY Pariate' Moore
CASE NO: 2009 CF 000181

STATE OF FLORIDA

MODIFICATION OF SENTENCE

Comes now, The Defendant, Pariate' Elijah Moore,
To Request MODIFICATION OF SENTENCE On the
account that.

Defendant asserts that his appointed counsel
knew that the STATE's evidence was based on a drug
transaction that went awry, (view: Joshua Argend's written
Statement, via discovery) Where the alleged victim accused
the Defendant of Stealing a Cell phone during a drug buy.
The Defendant did not get stopped by Police, In fact Defendant
went to Flagler County Jail to Clear his name OF the report.

(See: Flagler County Jail's Recording log via Discovery)

The Defendant did not Posses any Cell phone. The Cellular
Phone that was recovered was not found on the Defendant.
In fact a Cell Phone was found in a vehicle belonging to
David Chinowith. (See Police Report Pretaining to David Chinowith's
vehicle via Discovery.) The Defendant was NOT around or riding
With David Chinowith. The Cell phone that was
recovered from the vehicle was not a allegedly Stolen cell
Phone. Where the Serial numbers did not match (See
via Discovery).

Hence it is seen through the alleged victim's written statement and supporting facts throughout the evidence and discovery, that the alleged victim lied on the account that he was deprived of completing an illegal drug transaction. Because Counsel failed to properly research the issues involved in this case, The Defendant was forced into taking a plea to a crime that never happened, causing the defendant to be convicted and subsequently sent to prison for a non-existent crime.

Therefore, the Defendant request that this Honorable Court to modify and grant the following relief to or any other relief to which the Defendant may be entitled

1.) Modify the sentence imposed from 54 months to Time Served

2.) Grant any such other relief as the Court may deem to be just, fit, and proper.

Respectfully Submitted
Pariate Elijah Moore
Pariate Moore