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RECORDED IN THE OFFICIAL RECORDS OF Gail Wadsworth, Clerk of the Circuit Court & Comptroller Flagler, FL

1	CIRCUIT COURT OF THE 7TH JUDICIA LER COUNTY, FLORIDA	AL CIRCUIT			STAMP FOR RE	CORDING
Division Case N	n: 50 - WALSH, lumber: 2013 CF 000904		JUDGMENT			
PLAINT STATE (IFF OF FLORIDA VS.	DEFENDA Giuseppe	NT JOSEPH VERDONE			
IXI TH	ne defendant, being personally bef f record, and the state represented ck	ore this could byCHR GUILTY by	urt represented by USTINE OPSAHL jury/by court of the owing crime(s). NDERE to the follow	e following (and having	rney
Count	Crime	***	Offense State Number(s)	Degree of Crime	Case Number	OBTS Number
1	ROBBERY WITH A DEADLY WEAPON		812.13	IFPBL	2013 CF 000904	1801039885
II	KIDNAPPING		787.01a(2)	LIFE	2013 CF 000904	1801039885
III	AGGRAVATED BATTERY (DEADLY WEAR	PON)	784.045(1a2)	16	2013 CF 000904	1801039885
IV	BURGLARY WITH ASSAULT OR BATTERY		810.02(2a)	1 FPBL	2013 CF 000904	DIRECT
		Market San				
Check if applicable	and no cause being show that the Defendant is here and having been convict or GUILTY, regardless of a rewd or lascivious concipacking (§812.133), or hom section 943.325, the defermand good cause being street.	eby ADJUD ted or found djudication duct (Ch. 80 ne invasion ndant shall	CATED GUILTY of t d guilty of, or havin , to attempts or off 10), or murder (§782 robbery (§812.135) be required to sub	he above on ag entered of enses relation 2.04), aggroup, or any other mit blood sp	crime(s). a plea of NOLO ng to sexual bat avated battery (§ ner offense speci pecimens.	CONTENDERE tery (Ch. 794) 3784.045), car fied in

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

FLAGLER COUNTY, FLORIDA

DEFENDANT: VERDONE, GIUSEPPE JOSEPH

CASE NUMBER: 2013 CF 000904

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

Fingerprints taken by:	<u>Sherilan</u>	AME	- Dout/	TLE	
I HEREBY CERTIFY that the above and foregoing are the finger prints of the defendant, GIUSEPPE JOSEPH VERDONE, and that they were placed thereon by the defendant in my presence in open court this date. DONE AND ORDERED in open court in Flagler County, Florida, this					
		TE COUNTY OF THE PARTY OF THE P	JUDGE		

DEFENDANT: GIUSEPPE JOSEPH VERDONE CASE NUMBER: 2013 CF 000904

OBTS NUMBER: 1801039885

SENTENCE

As to Count 1 - ROBBERY WITH A DEADLY WEAPON

The defendant, being personally before this court, accompanied by the defendant's attorney of record, REGINA NUNNALLY, 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 resentences 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 30.00 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 Followed by a period of 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, Davs 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.

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DEFENDANT GIUSEPPIE VERDONE OBTS NO 1801039885	OTHER PROVISIONS	CASE NUMBER 2013CF000904
	AS TO COUNTS ()	
RETENTION OF JURISDICTION	The Court retains jurisdiction over the defendant 947.16(3), Florida Statutes (1983).	pursuant to section
XX ORIGINAL JAIL CREDIT	It is further ordered that the defendant shall be a <u>753</u> days as credit for time incarcerated before in of this sentence.	
Consecutive/ Concurrent AS TO OTHER COUNTS	It is further ordered that the sentence imposed for count shall run consecutive to 🔀 concurre (check one) the sentence set forth in Count	ent with
Consecutive/ Concurrent AS TO OTHER CASES	It is further ordered that the composite term of all imposed for the counts specified in this order sha XX concurrent with XX any active sentence bein sentences:	all run 🔲 consecutive
CREDIT FOR TIME SERVED (To be used for Resentencing and After VOP and VOCC.)	☐ The Department of Corrections shall apply the jail time credit and to compute and apply credit for served and the gain time awarded pursuant to Se 944.275 Florida Statutes (Pre October 1, 1989). ☐ The Department of Corrections shall apply the compute and apply credit for time served and unfiduring prior service of incarceration of the split sepursuant to Section 948.06 (6) Florida Statutes. (6)	or time ection the original jail time credit and to fortified gain time awarded entence
	Defendant is allowed credit for day county jail served between date of arrest as a viol date of resentencing. The Department of Correctioniginal jail credit awarded and shall compute and credit for actual time served in prison and any ear unfortified gain-time awarded during prior service	lator and ons shall apply I apply ned and
	Pursuant to Section 944.276 Florida Statute	

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Defendant G	IUSEPPIE	VERDONE
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Case Number	13-904CFA
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SPECIAL PROVISIONS

By appropriate notation, the fo	llowing provision	(As to Count) ns apply to the sentence imposed in this count:	
Firearm		It is further ordered that the minimum imprisonment provision of section 775.087, F.S., is hereby imposed for the sentence specific in this count.	:d
Drug Trafficking		It is further ordered that theyears mandatory minimum imprisonment provision of section 893.135(1), F.S., and fine in the amount of \$is hereby imposed in this count.	•
Controlled Substance w/in 1,000' of School, Public Park, Comm.Center or Rec. Facility		It is further ordered that the 3-year minimum imprisonment provision pursuant to 893.13(1)(c), F.S., is hereby imposed for the sentence specified in this count.	
Habitual Felony Offender		The defendant is adjudicated a habitual felony offender and has been sentence to an extended term in accordance with the provisions of section 775.084(4)(a F.S The requisite findings by the court are set forth in a separate order or stat on the record in open court.),
Controlled Substance, Manufacture of Metham- Phetamine/Phencyclidine		It is further ordered that the minimum mandatory provision of section 893.13(1)(g), F.S. is hereby imposed for the sentence specified in this count.	
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), F.S 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.	
Prison Releasee Reoffender	_xxx	The defendant is adjudicated a prison releasee reoffender and has be sentenced to serve 100 percent of the court-imposed sentence in accordance w section 775.082(8)(b).	
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, F.S	
Capital Offense		It is further ordered that the defendant shall be ineligible for Parole in accordance with the provisions of section 775.082(1), F.S	
Short-Barreled Rifle, Shotgun, Machine Gun		It is further ordered that the 5-year minimum provision of section 790.221(2), is hereby imposed for the sentence specified in this count.	
Continuing Criminal Enterprise		It is further ordered that the 25-year minimum sentence provision of section 893.20, F.S., is hereby imposed for the sentence specified in this count.	
		Page of Rev. 10/29/2013	

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DEFENDANT: GIUSEPPE JOSEPH VERDONE CASE NUMBER: 2013 CF 000904 OBTS NUMBER: 1801039885

SENTENCE

As to Count 2 - KIDNAPPING

REGI defer	defendant, being personally before this court, accompanied by the defendant's attorney of record, NA NUNNALLY, and having been adjudicated guilty herein, and the court having given the Indant an opportunity to be heard and to offer matters in mitigation of sentence, and to show cause 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 resentences 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 T	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.
то ве	IMPRISONED (MARK ONE, UNMARKED SECTIONS ARE INAPPLICABLE):
X	For a term of natural life without parole.
	For a term of Years Months Days.
	Said SENTENCE SUSPENDED for a period Years Months Days Subject to conditions set forth in this order.
IF "SPI	LIT' SENTENCE, COMPLETE THE APPROPRIATE PARAGRAPH
	Followed by a period of 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 Unde supervision of the Department of Corrections according to the terms and conditions of probabtion/community control set forth in a separate order entered herein.

DEFENDA	NT
GIUSEPPII	E VERDONE
OBTS NO	1801039885

OTHER PROVISIONS

CASE NUMBER 2013CF000904

AS TO COUNTS (2)

RETENTION OF JURISDICTION	The Court retains jurisdiction over the defendant pursuant to section 947.16(3), Florida Statutes (1983).
XX ORIGINAL JAIL CREDIT	It is further ordered that the defendant shall be allowed a total of <u>753</u> 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 XX concurrent with XX 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 unfortified 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
	unfortified gain-time awarded during prior service on: Pursuant to Section 944.276 Florida Statute

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Defendant	GIUSEPPIE	VERDONE
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SPECIAL PROVISIONS

By appropriate notation, the fo	ollowing provis	(As to Count) ions apply to the sentence imposed in this count:
Firearm		It is further ordered that the minimum imprisonment provision of section 775.087, F.S., is hereby imposed for the sentence specified in this count.
Drug Trafficking		It is further ordered that the
Controlled Substance w/in 1,000' of School, Public Park, Comm.Center or Rec. Facility		It is further ordered that the 3-year minimum imprisonment provision pursuant to 893.13(1)(c), F.S., 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), F.S The requisite findings by the court are set forth in a separate order or stated on the record in open court.
Controlled Substance, Manufacture of Metham- Phetamine/Phencyclidine		It is further ordered that the minimum mandatory provision of section 893.13(1)(g), F.S. is hereby imposed for the sentence specified in this count.
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), F.S 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.
Prison Releasee Reoffender	_XXX	The defendant is adjudicated a prison releasee reoffender and has been sentenced to serve 100 percent of the court-imposed sentence in accordance with section 775.082(8)(b).
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, F.S
Capital Offense		It is further ordered that the defendant shall be ineligible for Parole in accordance with the provisions of section 775.082(1), F.S
Short-Barreled Rifle, Shotgun, Machine Gun		It is further ordered that the 5-year minimum provision of section 790.221(2), is hereby imposed for the sentence specified in this count.
Continuing Criminal Enterprise		It is further ordered that the 25-year minimum sentence provision of section 893.20, F.S., is hereby imposed for the sentence specified in this count.
		Page of Rev. 10/29/2013

DEFENDANT: GIUSEPPE JOSEPH VERDONE CASE NUMBER: 2013 CF 000904 OBTS NUMBER: 1801039885

SENTENCE

As to Count 3 - AGGRAVATED BATTERY (DEADLY WEAPON)

defer	defendant, being personally before this court, accompanied by the defendant's attorney of record, NA NUNNALLY, and having been adjudicated guilty herein, and the court having given the adant an opportunity to be heard and to offer matters in mitigation of sentence, and to show cause 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 resentences 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 T	HE 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.
	The defendant is hereby committed to the custody of the Department of Corrections.
X	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.
то ве	IMPRISONED (MARK ONE, UNMARKED SECTIONS ARE INAPPLICABLE):
	For a term of natural life.
<u>X</u>	For a term of Years 11.00 Months 29.00 Days.
	Said SENTENCE SUSPENDED for a period Years Months Days Subject to conditions set forth in this order.
IF "SPL	IT' SENTENCE, COMPLETE THE APPROPRIATE PARAGRAPH
·+	Followed by a period of 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 GIUSEPPIE VERDONE OBTS NO 1801039885	OTHER PROVISIONS	CASE NUMBER 2013CF000904
	AS TO COUNTS (3_)	
RETENTION OF JURISDICTION	The Court retains jurisdiction over the defendant 947.16(3), Florida Statutes (1983).	t pursuant to section
XX ORIGINAL JAIL CREDIT	It is further ordered that the defendant shall be allowed a total of 364 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 count shall run consecutive to 🔀 concurre (check one) the sentence set forth in Count	ent with
Consecutive/ Concurrent AS TO OTHER CASES	It is further ordered that the composite term of all imposed for the counts specified in this order shad concurrent with XX any active sentence being sentences:	all run 🔲 consecutive
CREDIT FOR TIME SERVED (To be used for Resentencing and After VOP and VOCC.)	☐ The Department of Corrections shall apply to jail time credit and to compute and apply credit for served and the gain time awarded pursuant to S 944.275 Florida Statutes (Pre October 1, 1989). ☐ The Department of Corrections shall apply to compute and apply credit for time served and unduring prior service of incarceration of the split sepursuant to Section 948.06 (6) Florida Statutes.	or time ection the original jail time credit and to fortified gain time awarded entence
	Defendant is allowed credit for day county jail served between date of arrest as a victorial date of resentencing. The Department of Correct original jail credit awarded and shall compute and credit for actual time served in prison and any ear unfortified gain-time awarded during prior services.	olator and ions shall apply d apply imed and
	Pursuant to Section 944.276 Florida Statute	

DEFENDANT: GIUSEPPE JOSEPH VERDONE CASE NUMBER: 2013 CF 000904 OBTS NUMBER: DIRECT

SENTENCE

As to Count 4 - BURGLARY WITH ASSAULT OR BATTERY

	defendant, being personally before this court, accompanied by the defendant's attorney of record, NA NUNNALLY, and having been adjudicated guilty herein, and the court having given the
defer	ndant an opportunity to be heard and to offer matters in mitigation of sentence, and to show cause 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 resentences 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 T	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.
<u>X</u>	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.
то ве	IMPRISONED (MARK ONE, UNMARKED SECTIONS ARE INAPPLICABLE):
X	For a term of natural life without parole.
	For a term of Years Months Days.
	Said SENTENCE SUSPENDED for a period Years Months Days Subject to conditions set forth in this order.
IF "SPI	LIT' SENTENCE, COMPLETE THE APPROPRIATE PARAGRAPH
	Followed by a period of 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, 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 GIUSEPPIE VERDONE OBT'S NO 1801039885	OTHER PROVISIONS	CASE NUMBER 2013CF000904
	AS TO COUNTS (4)	
RETENTION OF JURISDICTION	The Court retains jurisdiction over the defendar 947.16(3), Florida Statutes (1983).	nt pursuant to section
XX ORIGINAL JAIL CREDIT	It is further ordered that the defendant shall be allowed a total of <u>753</u> 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 count shall run consecutive to X concur (check one) the sentence set forth in Count	çent with
Consecutive/ Concurrent AS TO OTHER CASES	It is further ordered that the composite term of a imposed for the counts specified in this order start concurrent with XX any active sentence be sentences:	hall run Consecutive
CREDIT FOR TIME SERVED (To be used for Resentencing and After VOP and VOCC.)	The Department of Corrections shall apply jail time credit and to compute and apply credit served and the gain time awarded pursuant to 944.275 Florida Statutes (Pre October 1, 1989) The Department of Corrections shall apply compute and apply credit for time served and u during prior service of incarceration of the split pursuant to Section 948.06 (6) Florida Statutes.	for time Section the original jail time credit and to infortified gain time awarded sentence
	Defendant is allowed credit ford county jail served between date of arrest as a v date of resentencing. The Department of Correc original jail credit awarded and shall compute a credit for actual time served in prison and any e unfortified gain-time awarded during prior service	riolator and ctions shall apply nd apply eamed and
	Pursuant to Section 944.276 Florida Statute	

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

STATE OF FLORIDA

CASE NO: 2013-CF-000904

VS.

GIUSEPPE JOSEPH VERDONE, JR., Defendant.

ORDER VACATING VERDICT, COUNT V ONLY

THIS MATTER came before the court on July 15, 2015 at sentencing. Defendant was found guilty by a jury as to Counts I, II, III, IV, and V of the Second Amended Information filed on June 11, 2015. It appearing that the finding of Guilty to Count V, "Burglary While Armed," and conviction of Count IV, "Burglary with an Assault or Battery," violates the constitutional prohibition against Double Jeopardy, and the State expressing no objection to dismissal of Count V, it is thereupon,

ORDERED that the Verdict of Guilty as to Count V of the Amended Information is hereby VACATED and SET ASIDE. It is further,

ORDERED that Count V of the Amended Information is hereby DISMISSED. <u>See</u>, <u>State v. Barton</u>, 523 So.2d 152 (Fla. 1988).

DONE AND ORDERED in Chambers, Bunnell, Flagle Child Florida, this 20 day of July 2015.

Copies to:

Ms. Christina Opsahl, Assistant State Attorney

Ms. Regina Nunnally, Assistant Public Defender

Breffiziet Proximenta

DEFENDANT: GIUSEPPE JOSEPH VERDONE

CASE NUMBER: 2013 CF 000904

OBTS NUMBER: 1801039885

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	artment of Corrections;
Released on Probation;	
Released on Community Control;	
Remanded to the FLAGLER COUNTY Detention Facility;	
Discharged/released.	
DONE AND ORDERED ★ DOEE★	DATE
FLAGLER COUNTY, FL Judge)	07/15/2015
David Walsh COUNTY Frankling	