

IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT  
OF THE STATE OF FLORIDA IN AND FOR PINELLAS COUNTY

21-01554-CF-D

STATE OF FLORIDA

v.

ROBERT ALLEN HOLZAEPFEL  
SPN: 2811250

MOTION FOR PRETRIAL DETENTION PURSUANT TO ARTICLE ONE, SECTION  
FOURTEEN OF THE FLORIDA CONSTITUTION, OR FLORIDA RULE OF  
CRIMINAL PROCEDURE 3.132 AND FLORIDA STATUTE 907.041

Comes Now, BRUCE BARTLETT, State Attorney for the Sixth Judicial Circuit of the State of Florida, by and through the undersigned Assistant State Attorney, moves this Honorable Court to Detain Defendant with no bond pursuant to Article One, Section 14 of the Florida Constitution, or Florida Rule of Criminal Procedure 3.132 and Florida Statute 907.041, and as grounds would therefore state:

1. On February 17, 2021 at approximately 4:30pm, Robert Holzaepfel was observed by drivers passed out behind the wheel of a 2002 White Ford F250 in the middle of Forelock Road in Tarpon Springs, Pinellas County.
2. Fire Rescue was called out to the scene and they observed a single white male, later identified as Robert Holzaepfel, sitting behind the driver's wheel of the 2002 Ford F250 who appeared to be unconscious and unable to be woken up.
3. Fire Rescue was able to wake Robert Holzaepfel by pounding on the driver's window. At which point Robert Holzaepfel attempted to drive away, but the truck was in park.

4. Upon seeing that Robert Holzaepfel was attempting to drive away, Fire Department and EMS determined to break the driver's window to attempt to turn the vehicle off and stop Robert Holzaepfel from leaving.
5. Robert Holzaepfel was able to place the truck in drive and left the area, heading northbound on East Lake Road.
6. Citizen drivers informed officers that Robert Holzaepfel was seen driving recklessly northbound on East Lake Road by driving on the median, striking street signs, and nearly striking vehicles.
7. Robert Holzaepfel turned Eastbound on Keystone Road, at which point Deputy Williams, in an unmarked cruiser, initiated his lights and sirens in an attempt to conduct a traffic stop on Robert Holzaepfel.
8. Robert Holzaepfel conducted a U-turn in the entrance to a residential neighborhood in an attempt to elude Deputy Williams and proceeded westbound on Keystone road.
9. At the intersection of Keystone Road and East Lake Road, Deputy Short attempted to conduct a traffic stop on Robert Holzaepfel in his marked cruiser by initiating his overhead lights.
10. Upon seeing Deputy Short attempt a traffic stop, Robert Holzaepfel ran through a red light and turned left in order to proceed southbound on East Lake Road.
11. While Robert Holzaepfel was traveling southbound on East Lake Road, and while still just north of Forelock Road, Deputy Michael Magli was south of Robert Holzaepfel in the grassy median of East Lake Road facing northbound.

12. COBAN video was able to observe Deputy Michael Magli exiting his marked cruiser and going to the trunk to obtain his tire deflation devices.
13. COBAN video was able to observe the 2002 White Ford F250, driven by Robert Holzaepfel, swerve from its southbound direction of travel into Deputy Michael Magli's cruiser and Deputy Michael Magli himself.
14. Deputy Michael Magli was pinned to his cruiser and as a result of the crash, he was pronounced deceased on scene by rescue personnel.
15. Deputies on scene made contact with Robert Holzaepfel and observed him to have a strong odor of alcohol on his breath as well as bloodshot watery eyes.
16. Deputies on scene were informed by EMS personnel that Robert Holzaepfel had admitted to EMS personnel he had been drinking.
17. A subsequent search of the vehicle found multiple bottles of alcohol which law enforcement were later informed appeared to have been taken from the residence where Robert Holzaepfel had been performing construction work earlier the same day.
18. On February 17, 2021, Judge Mary Hansel of the 6<sup>th</sup> Judicial Circuit found probable cause for two blood draws to be extracted from Robert Holzaepfel under State's theory for the commission of the crimes of Felony Murder and DUI Manslaughter.
19. On February 18, 2021 at approximately 1:15am, Robert Holzaepfel was arrested for the charges of Murder in the First Degree (Felony Murder), DUI Manslaughter, Aggravated Fleeing and Eluding, D.W.L.S.R. Causing Death, and Leaving The Scene Causing Property.

20. Robert Holzaepfel was also found to be on Felony Probation out of Manatee County for False Information to Pawn Broker as well as Dealing In Stolen Property.
21. Robert Holzaepfel was sentenced to 364 days in the county jail to be followed by 30 months probation on May 4<sup>th</sup>, 2017.
22. On or about March 10, 2021, an Information was filed against Robert Holzaepfel for the charges of Third Degree Felony Murder which includes the Law Enforcement Protection Enhancement found under Florida Statute 782.065 and DUI Manslaughter.
23. Florida Statute 782.065 imposes a mandatory life sentence to the charge of Felony Third Degree Murder.
24. A Criminal Defendant charged with a capital offense or an offense punishable by life has no right to pretrial release if the proof of the accused's guilt is evident *or* the presumption that he committed the crime is great. State v. Arthur, 390 So.2d 717 (Fla. 1980); Article 1, Section 14 Florida Constitution; Preston v. Gee, 133 So.3d 1218 (Fla 2d DCA 2014).
25. Under Florida Statute 907.041(4)(a), homicide is defined as a dangerous crime allowing the Court discretion to impose pre-trial detention. See Fla.Stat.907.041(4)(a)(9).
26. This Court has the discretion to detain Defendant if Defendant is charged with a dangerous crime, there is a substantial probability that Defendant committed the crime, and the factual circumstances indicate a disregard for the safety of the community and there are no conditions of release reasonably sufficient to protect the community from the risk of physical

harm to persons. Fla.Stat.907.041(4)(c)(5).

27. To determine whether the Court may hold a Defendant with pretrial detention the Court needs to conduct a hearing consistent with Florida Rule of Criminal Procedure 3.132(c)(1). At this hearing, the State Attorney has the burden of showing beyond a reasonable doubt the need for pretrial detention and the order and hearing cannot be based exclusively on hearsay evidence. See Fla.R.Crim.P.3.132(c)(1).
28. In the instant case, Defendant caused the collision which resulted in the death to Deputy Michael Magli while he was actively fleeing from law enforcement officers, one of whom was in an unmarked Tahoe, but with lights and sirens activated, and the second law enforcement officer being in a marked cruiser with lights activated.
29. Robert Holzaepfel fled from the officers while appearing to be under the influence of alcohol.
30. Defendant presents a danger to the community given the circumstances of this murder.
31. Under Florida Statute 907.041(4)(c)(4), this Court has discretion to impose Pretrial Detention if the Defendant is charged with DUI Manslaughter and “there is a substantial probability that the defendant committed the crime and that the Defendant poses a threat of harm to the community” which may be shown by the Defendant having been previously convicted of any crime under 316.193, the Defendant was driving with a suspended license at the time of the crime, or if the Defendant has previously been convicted or received a withhold of

adjudication for driving with a suspended license. See §907.041(4)(c)(4)(a-c).

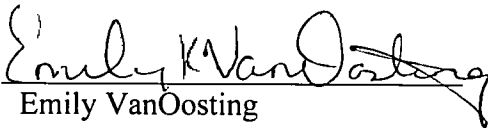
32. Florida Statute 907.041(4)(c)(4) includes the above arguments, but is not limited to them.
33. Robert Holzaepfel was previously convicted of Driving Under the Influence out of Manatee County on September 9, 2014. (See attached DAVID printout)(See attached Manatee County Order for Probation).
34. Robert Holzaepfel was previously convicted of driving on a suspended license out of Manatee County on September 9, 2014. (See attached DAVID printout)(See attached Manatee County Clerk of Court Printout).
35. Robert Holzaepfel previously received a withhold of adjudication for Driving While License Suspended or Revoked on August 27, 2007 in Pinellas County. (See attached plea form-07009842EUB).
36. Florida Statute 907.041(6), if the Defendant “was on probation, parole, or other release pending completion of sentence...” the Court may order pretrial detention.
37. On the date of this offense, February 17, 2021, Robert Holzaepfel was on felony probation out of Manatee County and is currently in violation status as a result of the current offenses occurring on February 17, 2021. (See attached Manatee County Judgement and Sentence 412016CF003272CFAXMA)(See attached corrected order of probation 2016CF3272;2016CF3799).

WHEREFORE, the State of Florida moves this Honorable Court to detain

Defendant, Robert Holzaepfel in case 21-01554-CF-D.

I HEREBY CERTIFY that a copy of the above has been furnished to SEAN WAGNER, Assistant Public Defender, Attn: PUBLIC DEFENDERS OFFICE, CLEARWATER, FL 33762, PUBDEF-EFILING@CO.PINELLAS.FL.US, by e-service or personal service or U.S. Mail this 10 day of March, 2021.

BRUCE BARTLETT, State Attorney  
Sixth Judicial Circuit of Florida

By: 

Emily VanOosting  
Assistant State Attorney  
Bar No. 100063  
SA6eservice@co.pinellas.fl.us  
P.O. Box 5028  
Clearwater, Florida 33758  
(727) 464-6221

IN THE COUNTY COURT OF THE TWELFTH JUDICIAL CIRCUIT  
IN AND FOR MANATEE COUNTY, FLORIDA

CASE NO.: 2014 CT 002656 – CT I  
PROBATION NO.: 2014-PB-001116

STATE OF FLORIDA,  
Plaintiff  
vs.  
ROBERT A HOLZAEPFEL,  
Defendant

**ORDER OF PROBATION**

This cause coming on this day to be heard before me, and you, the defendant, Robert A Holzaepfel, being now present before me and you having:

CLERK OF THE CIRCUIT COURT  
MANATEE CO. FLORIDA  
2014 SEP 26 PM 4:24  
RECORD  
SHORE

- ENTERED A PLEA OF GUILTY TO
- ENTERED A PLEA OF NOLO CONTENDERE TO
- BEEN FOUND GUILTY BY THE VERDICT OF A JURY OF
- BEEN FOUND GUILTY BY THE COURT TRYING THE CASE WITHOUT A JURY OF

The offense(s) of: CT I: DRIVING WHILE UNDER THE INFLUENCE WITH 0.15 OR HIGHER

- The Court hereby adjudges you to be guilty of said offense(s) and
- The Court hereby withholds adjudication of guilt and

that you are hereby placed on probation for a period of 12 months under the supervision of the Manatee County Probation Office and its supervisors, such supervision to be subject to the provisions of the laws of this State.

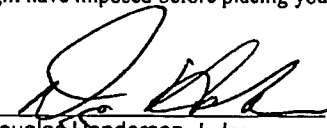
It is further ordered that you shall comply with the following conditions of probation:

- (1) You will report to your Probation Officer as directed. You will not change your residence or employment or leave the county of your residence without first procuring the consent of your Probation Officer.
- (2) Not later than the fifth day of each month, you will make a full and truthful report to your Probation Officer on the form provided for that purpose, unless otherwise directed by your Probation Officer.
- (3) You will not possess, carry or own any firearm. You will not possess, carry, or own any other weapon without first securing the consent of your Probation Officer.
- (4) You will live without violating the law. A conviction in a court of law shall not be necessary in order for such a violation to constitute a violation of your probation.
- (5) You will not associate with any person engaged in any criminal activity.
- (6) You will not use intoxicants to excess or possess any drugs or narcotics, unless prescribed by a physician. Nor will you visit places where intoxicants, drugs, or other dangerous substances are unlawfully sold, dispensed, or used.
- (7) You will work faithfully at suitable employment insofar as may be possible.
- (8) You will promptly and truthfully answer all inquiries directed to you by the Court or the Probation Officer, and permit your Probation Officers to visit at your home, at your place of employment or elsewhere, and you will comply with all instructions your Probation Officer may give you.
- (9) You will submit to random testing as directed by the Probation Officer or the professional staff of the treatment center where he or she is receiving treatment to determine the presence or use of alcohol or controlled substances.
- (10) You will pay fifty-five dollars (\$55.00) per month toward the cost of your Supervision due monthly on the date of sentence. Last payment is due fifteen (15) days prior to termination date.
- (11) You will pay \$1,426.00 in Fines and/or Costs within 11 months.
- (12) You will pay Investigative Costs in the amount of \$100.00 to Manatee County Sheriffs Office within 11 months.
- (13) You will pay a \$30.00 State Court Facility Fee within 11 months.
- (14) You will pay a \$50.00 Cost of Prosecution Fee within 11 months.
- (15) You will complete 50 hours of Community Service Work within 11 months.
- (16) You will attend and complete the DUI Program at State College of Florida (or other equivalent school) and receive a Substance Abuse Evaluation and, if necessary, treatment at a designated authorized DUI Agency within 6 months.
- (17) You will attend and complete a Victim Impact Panel within 6 months.
- (18) Your Drivers License is hereby suspended for a period of 6 months (B.P.O. Granted).

**AUTOMATIC EARLY TERM UPON COMPLETION OF TERMS & CONDITIONS**

You are hereby placed on notice that the Court may at any time, after notice and hearing, unless waived, rescind or modify any of the conditions of your probation, or may discharge you from further supervision, and that if you violate any of the conditions of your probation, you may be arrested and the Court, after notice and hearing, may revoke your probation and impose any sentence which it might have imposed before placing you on probation.

DONE AND ORDERED IN OPEN COURT, 9th day of September, 2014.

  
K Douglas Henderson, Judge 9/23/14

I acknowledge receipt of a copy of this order and that the conditions have been explained to me. I have been advised of my responsibility to assure that my Probation Supervisor is fully apprised, in a timely fashion, of any inability on my part to comply with the conditions listed on this order.

This \_\_\_\_\_ day of \_\_\_\_\_ 2014. \_\_\_\_\_, ROBERT A HOLZAEPFEL Probationer  
RMR/wp



Case: 2014CT002656AX

Filed: 07/22/2014

Status: COLLECTIONS - CLOSED Type: Criminal Traffic Judge: ROBERT A FARRANCE

State Attorney Case: 14CT023105AM

Prosecuting Attorney: CHARLES WILLIAM NEAR

Parties:

Party Type	Name	Gender	DOB
Defendant	ROBERT ALLEN HOLZAEPFEL	Male	06/03/1987
	Mailing Address: 4604 SWORDFISH DR BRADENTON FL 34208		

Dockets Key:

	View	Date	Description	Pages
1	(2)	07/10/2014	PROBABLE CAUSE AFFIDAVIT FILED	12
2	(3)	07/10/2014	FIRST APPEARANCE RECORD / ORDER FILED	1
3	(4)	07/10/2014	MANATEE COUNTY SHERIFF'S OFFICE AFFIDAVIT IFR-ATTACHMENT	1
4	(5)	07/10/2014	SUPERVISED RELEASE CRITERIA	3
5	(6)	07/10/2014	FLORIDA UNIFORM TRAFFIC CITATION	1
6	(7)	07/10/2014	FLORIDA DUI UNIFORM TRAFFIC CITATION	1
7	(9)	07/11/2014	BAD BOY BAIL BONDS - RSCCI - \$500.00; \$1,500.00	4
8	(10)	07/11/2014	DEFENDANT ADVISORY SHEET FILED	1
9	(11)	07/15/2014	ENTRY OF PLEA OF NOT GUILTY AND DEMAND FOR JURY TRIAL AND NOTICE OF DISCOVERY AND PLEA OFFER	1
10	(13)	07/15/2014	AFFIDAVIT OF INDIGENT STATUS WITH ATTACHED REVIEW OF MOTOR VEHICLE AND PROPERTY RECORDS -INDIGENT CRIMINAL DEFENSE COST ASSESSED	2
11	(16)	07/22/2014	**TRANSFERED FROM FELONY COURT CASE #2014CF002479**	
12	(17)	07/22/2014	INFORMATION FILED	2
13	(18)	07/22/2014	NOTICE OF CONFIDENTIAL INFORMATION WITHIN COURT FILING	1
14	(20)	08/01/2014	ENTRY OF PLEA OF NOT GUILTY AND DEMAND FOR JURY TRIAL AND NOTICE OF DISCOVERY AND PLEA OFFER	1
15	(21)	08/06/2014	COURT APPEARANCE RECORD - SET FOR PRE TRIAL CONFERENCE 09/09/2014 AT 1:30 PM	2
16	(24)	08/21/2014	DEFENDANT'S MOTION TO CONSOLIDATE RELATED OFFENSES.	1
17	(25)	08/21/2014	DEFENDANT'S MOTION TO CONSOLIDATE RELATED OFFENSES	1
18	(26)	08/22/2014	DEFENDANT'S MOTION TO CONSOLIDATE RELATED OFFENSES	1
19	(27)	08/22/2014	ORDER ON DEFENDANT'S MOTION TO CONSOLIDATE RELATED OFFENSES ( THAT DEFENDANT'S MOTION TO CONSOLIDATE RELATED OFFENSES BE AND THE SAME IS HEREBY GRANTED.)	1
20	(28)	08/22/2014	DEFENDANT'S MOTION TO CONSOLIDATE RELATED OFFENSES	1
21	(29)	08/22/2014	ORDER ON DEFENDANT'S MOTION TO CONSOLIDATE RELATED OFFENSES (GRANTED)	1
22	(30)	08/25/2014	STATE'S RESPONSE TO DEFENSE DEMAND FOR DISCOVERY AND WITNESS LIST	4
23	(31)	09/02/2014	SUPPLEMENTAL STATE'S RESPONSE TO DEFENSE DEMAND FOR DISCOVERY AND WITNESS LIST	1
24	(33)	09/09/2014	FINGERPRINTS OF DEFENDANT	1
25	(34)	09/09/2014	COURT APPEARANCE RECORD	2
26	(35)	09/09/2014	ACKNOWLEDGEMENT AND WAIVER OF RIGHTS	1
27	(36)	09/09/2014	REPRESENTED BY ALEXANDRA MEYER, ASSISTANT PUBLIC DEFENDER AS TO COUNTS I AND II: PLED NOLO CONTENDERE, ADJUDGED GUILTY AS TO COUNT I: PLACED ON 12 MONTHS PROBATION ATTEND AND COMPLETE DUI SCHOOL WITHIN 6 MONTHS ATTEND AND COMPLETE VICTIM IMPACT PANEL WITHIN 6 MONTHS DRIVERS LICENSE SUSPENDED 6 MONTHS COMPLETE 50 HOURS PUBLIC SERVICE WORK AS DIRECTED WITHIN 11 MONTHS IGNITION DEVICE INSTALLED FOR 6 MONTHS (NOT A PROBATION CONDITION) AUTOMATIC EARLY TERM UPON COMPLETION OF TERMS AND CONDITIONS AS TO COUNT II: SENTENCED TO CREDIT FOR TIME SERVED MONETARY OBLIGATIONS ORDERED JUDGE K.D. HENDERSON	
28	(49)	09/09/2014	COST WORKSHEET FILED IN OPEN COURT	1

View	Date	Description	Pages
29 (50)	09/11/2014	CERTIFICATE OF CANCELLATION	1
30 (51)	09/26/2014	ORDER OF PROBATION (CT I)	1
31 (52)	08/17/2015	ORIGINAL AFFIDAVIT VIOLATION OF PROBATION WARRANT ISSUED	2
32 (53)	08/31/2015	VIOLATION OF PROBATION WARRANT FILED SERVED	2
33 (54)	08/31/2015	PROBABLE CAUSE AFFIDAVIT FILED	2
34 (55)	08/31/2015	AUTOMATIC BAIL BONDS LLC, SIC, \$2500.00	2
35 (56)	09/03/2015	NOTICE OF COURT DATE	
36 (58)	09/04/2015	NOTICE OF COURT DATE	1
37 (59)	09/28/2015	COURT APPEARANCE RECORD- SET FOR VIOLATION OF PROBATION HEARING 11-04-2015 AT 1:00PM	2
38 (63)	11/04/2015	COURT APPEARANCE RECORD: SET FOR VIOLATION OF PROBATION HEARING ON 01-27-2015 AT 1:00 PM	2
39 (69)	01/27/2016	COST WORKSHEET FILED IN OPEN COURT	1
40 (70)	01/27/2016	COURT APPEARANCE RECORD	2
41 (71)	01/27/2016	REPRESENTED BY NAVJOT KHINDA, ASSISTANT PUBLIC DEFENDER ADMITTED VIOLATION OF PROBATION FOUND GUILTY OF VIOLATION PROBATION PROBATION REVOKED SENTENCED TO CREDIT TIME SERVED COUNTY JAIL FROM DATE OF VOP ARREST COMPLETE DUI SCHOOL AS A CONDITION OF PROBATION IN CASE 2015MM572 MONETARY OBLIGATIONS ORDERED JUDGE MARK D SINGER	
42 (78)	01/28/2016	CERTIFICATE OF CANCELLATION	1
43 (83)	01/29/2016	MONETARY FINAL JUDGMENT CERTIFIED COPY RECORDED	1
44 (84)	02/01/2016	MONETARY FINAL JUDGMENT FILED	1
45 (86)	02/04/2016	ORDER OF PROBATION REVOCATION	1
46 (87)	11/01/2016	OUTSTANDING BALANCE DUE LETTER	1

#### Charges

07/09/2014

316.193.

DRIVING UNDER THE INFLUENCE WITH 0.15 OR HIGHER

Second Degree

1498XFE

07/09/2014

322.34.2a

DRIVING WHILE LICENSE CANCELLED, SUSPENDED OR REVOKED

Second Degree

A2JVKME

#### Events:

##### 1: 08/06/2014 at 08:25AM - TRAFFIC ARRAIGNMENT

Location: MANATEE COUNTY JUDICIAL CENTER

Room: COURTROOM 6-C

Judge: HENDERSON, K DOUGLAS

Result: CONTINUED

##### 2: 09/09/2014 at 01:30PM - PRE TRIAL CONFERENCE

Location: MANATEE COUNTY JUDICIAL CENTER

Room: COURTROOM 6-C

Judge: HENDERSON, K DOUGLAS

Result: PLEADED

##### 3: 09/28/2015 at 08:20AM - TRAFFIC ARRAIGNMENT

Location: MANATEE COUNTY JUDICIAL CENTER

Room: COURTROOM 6-C

Judge: HENDERSON, K DOUGLAS

Result: CONTINUED

##### 4: 11/04/2015 at 01:00PM - VIOLATION OF PROBATION HEARING

Location: MANATEE COUNTY JUDICIAL CENTER

Room: COURTROOM 6-C

Judge: HENDERSON, K DOUGLAS

Result: CONTINUED

5: 01/27/2016 at 01:00PM - VIOLATION OF PROBATION HEARING

Location: MANATEE COUNTY JUDICIAL CENTER

Room: COURTROOM 6-C

Judge: FARRANCE, ROBERT A

Result: PLEADED

Receipts:

Receipt Date	Receipt Number	Tender Amount	Voided Amount	Voided
11/4/2015	358847	\$250.00	-	
1/27/2016	382354	\$500.00	-	
Totals	2 receipt(s)	\$750.00	\$0.00	

Assessments:

Account Group	Description	Originally Assessed	Paid	Dismissed	Due
CTJDPF	DOCUMENT PREPARATION FEE FOR MONETARY FINAL JUDGME	\$20.00	-	-	\$20.00
DUI COURT COSTS - CT	\$376 DUI COURT COST GUILTY - CRIMINAL TRAFFIC	\$376.00	-	-	\$376.00
DUI FINE & SURC - CT	DUI FINE & SURCHARGE - CRIMINAL TRAFFIC	\$1,050.00	-	-	\$1,050.00
ICMSO	INV COST MANATEE CO SHERIFFS OFFICE	\$100.00	-	-	\$100.00
PD APPLIC/INDIG - CF	PD APPLICATION / INDIGENT - CIRCUIT CRIMINAL	\$50.00	(\$50.00)	-	-
PD ASSIST - CF / MM	PD ASSISTANCE - CIRCUIT & COUNTY CRIMINAL	\$100.00	-	(\$50.00)	\$50.00
YCOP	COST OF PROSECUTION STATE ATTORNEY'S OFFICE	\$100.00	(\$40.00)	(\$50.00)	\$10.00
YCOS	COST OF SUPERVISION/PROBATION	\$660.00	(\$660.00)	-	-
YCTCFF	CRIM TRAF (CT) STATE COURT FACILITY FUND	\$30.00	-	-	\$30.00
YCTINF	CRIM TRAF (CT) IMPOUND NOTIFICATION FEE ASSESSED	\$50.00	-	(\$50.00)	-
YCTNP	CRIM TRAF (CT) DOCUMENT PREPARATION FEE	\$7.00	-	-	\$7.00
11 Account Group(s)		\$2,543.00	(\$750.00)	(\$150.00)	\$1,643.00

Bonds:

Bond Type	Active Amount
SURETY BOND	\$0.00
SURETY BOND	\$0.00
SURETY BOND	\$0.00
3 Bond(s)	\$0.00

Registry:

\$0.00

OBTS 4131007236 - Charge 1 Agency: MSO - 2014C020856

Initial Phase - Charge 1

Charge Status: Charge from Subject Being Arrested/Fingerprinted

Action Code: 316.193

Level / Dergree: Misdemeanor Second Degree

F.S.S: 316.193

Offense Begin: 07/09/2014

Capias Summons Issued: 08/17/2015

Arrest Summons Served: 07/09/2014

Charge Description: DRIVING UNDER THE INFLUENCE WITH 0.15 OR HIGHER

Prosecutor Phase - Charge 1

**Charge Status:** Same  
**Action Code:** 316.193  
**Level / Dergree:** Misdemeanor Second Degree  
**F.S.S:** 316.193  
**Prosecutor File Date:** 07/22/2014  
**Prosecutor Final Action:** Filed  
**Final Decision Date:** 07/22/2014  
**Charge Description:** DRIVING UNDER THE INFLUENCE WITH 0.15 OR HIGHER

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Court Phase - Charge 1

**Charge Status:** No significant change in charge at current level  
**Action Code:** 316.193  
**Level / Dergree:** Misdemeanor Second Degree  
**F.S.S:** 316.193  
**Final Plea:** Nolo-Contendere  
**Plea Date:** 09/09/2014  
**Court Action:** CONVICTED  
**Court Action Date:** 09/09/2014  
**Charge Description:** DRIVING UNDER THE INFLUENCE WITH 0.15 OR HIGHER

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Rearrest Phase - Charge 1

**08/28/2015 - 4132022028** MANATEE COUNTY SHERIFF'S OFFICE Viol Probation/Community Control 1

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Sentence Phase - Charge 0

**Imposed:** 09/09/2014  
**Effective:** 09/09/2014  
**Deferred Sentence:** No  
**Community Service Hours:** 50  
    1: Must participate in community service  
    2: Attend DUI School or Drug Rehab program  
**Sentencing Options:** 3: Probation Revoked

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Probation Community Control

**Probation Type:** SUPERVISED  
**Probation Period:** N/A  
**Probation Time: Months:** 12.000  
**County of Supervision:** Manatee  
**Community Control Period:** N/A

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Bond

**Arrest Bond Number:** AA14-180607  
**Bond Type:** SURETY BOND  
**Bonding Company:** BAD BOY BAIL BONDS (BRADENTON)  
**Surety Agent:** CONCHITA DELGADO  
    1. POSTED: 07/11/2014  
**Bond Status:** 2. DISPOSED: 09/11/2014

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**OBTS 4131007236 - Charge 2** Agency: MSO - 2014C020856

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Initial Phase - Charge 2

**Charge Status:** Charge from Subject Being Arrested/Fingerprinted  
**Action Code:** 322.34(2A)2  
**Level / Dergree:** Misdemeanor Second Degree  
**F.S.S:** 322.34 2a  
**Offense Begin:** 07/09/2014  
**Arrest Summons Served:** 07/09/2014  
**Charge Description:** DRIVING WHILE LICENSE CANCELLED, SUSPENDED OR REVOKED

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Prosecutor Phase - Charge 2

**Charge Status:** Same  
**Action Code:** 322.34(2A)2  
**Level / Dergree:** Misdemeanor Second Degree  
**F.S.S:** 322.34 2a

**Prosecutor File Date:** 07/22/2014

**Prosecutor Final Action:** Filed

**Final Decision Date:** 07/22/2014

**Charge Description:** DRIVING WHILE LICENSE CANCELLED, SUSPENDED OR REVOKED

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**Court Phase - Charge 2**

**Charge Status:** No significant change in charge at current level

**Action Code:** 322.34(2A)2

**Level / Dergree:** Misdemeanor Second Degree

**F.S.S:** 322.34 2a

**Final Plea:** Nolo-Contendere

**Plea Date:** 09/09/2014

**Court Action:** CONVICTED

**Court Action Date:** 09/09/2014

**Charge Description:** DRIVING WHILE LICENSE CANCELLED, SUSPENDED OR REVOKED

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**Sentence Phase - Charge 0**

**Imposed:** 09/09/2014

**Effective:** 09/09/2014

**Deferred Sentence:** No

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**Bond**

**Arrest Bond Number:** AA14-180608

**Bond Type:** SURETY BOND

**Bonding Company:** BAD BOY BAIL BONDS (BRADENTON)

**Surety Agent:** CONCHITA DELGADO

1. POSTED: 07/11/2014

**Bond Status:** 2. DISPOSED: 09/11/2014





















































