

APPENDIX A

DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA
FOURTH DISTRICT

STEVEN VILLALONA,
Appellant,

v.

STATE OF FLORIDA,
Appellee.

No. 4D17-480

[May 23, 2019]

Appeal from the Circuit Court for the Seventeenth Judicial Circuit,
Broward County; Andrew L. Siegel, Judge; L.T. Case No. 13005914 CF10A.

Steven Justin Villalona, Oakdale, Louisiana, pro se.

Ashley B. Moody, Attorney General, Tallahassee, and Mitchell A. Egber,
Assistant Attorney General, West Palm Beach, for appellee.

PER CURIAM.

Affirmed.

DAMOORGIAN, LEVINE and KLINGENSMITH, JJ., concur.

* * *

Not final until disposition of timely filed motion for rehearing.

APPENDIX B

**** FILED: BROWARD COUNTY, FL Brenda D. Forman, CLERK 1/12/2017 2:21:14 PM. ****

17th JUDICIAL CIRCUIT
IN AND FOR BROWARD COUNTY

DIVISION:
CRIMINAL

DIVISION: FK

JUDGMENT

THE STATE OF FLORIDA VS.

CASE NUMBER

Steven Villalona
DEFENDANT

13-5914 10A
CF

Probation Violator

State Attorney

Goodman

Court Reporter

S. Sugden

The Defendant, Steven Villalona being personally before this Court represented by
Prose, his attorney of record, and having:

(Check applicable provision)

- ☒ Been tried and found guilty of the following crime(s)
☐ Entered a plea of guilty to the following crime(s)
☐ Entered a plea of nolo contendere to the following crime(s)

COUNT	CRIME	OFFENSE STATUTE NUMBER(S)	DEGREE OF CRIME	ADD'L MONIES IMPOSED
<u>I</u>	<u>Conspiracy to Traffic Cocaine</u>	<u>893.135(5)</u> <u>893.135(1)(b)</u> <u>893.03(2)(a)4</u>	<u>1F</u>	

and no cause having been shown why the Defendant should not be adjudicated guilty, IT IS ORDERED THAT the Defendant is hereby ADJUDICATED GUILTY of the above crime(s).

The Defendant is hereby ordered to pay the sum of Fifty dollars (\$50.00) pursuant to F.S. 938.03 (Crimes Comp. Trust Fund). The Defendant is further ordered to pay the sum of Five Dollars (\$5.00) as court costs pursuant to F.S. 938.03(1) and 938.15 Fines imposed as part of a sentence pursuant to F.S. 777.083(1) are to be recorded on the Sentence page(s).

(Check if applicable)

- Stayed & Withheld Imposition of Sentence ☐ The court hereby stays and withholds the imposition of sentence as to count(s) _____ and places the Defendant on probation for a period of _____ under the supervision of the Department of Corrections (conditions of probation set forth in a separate order)
- Sentence Deferred Until Later Date ☐ The court hereby defers imposition of sentence until _____ (Date)
- ☒ Pay \$225.00 Trust Fund pursuant to F.S. 938.05(1)(a)

Count(s) _____: _____ DAYS/MONTHS BROWARD COUNTY JAIL W/CREDIT _____ DAYS TIME SERVED.

The Defendant in open court was advised of his right to appeal from this Judgment by filing notice of appeal with the Clerk of Court within thirty days following the date sentence is imposed or probation is ordered pursuant to this adjudication. The Defendant was also advised of his right to the assistance of counsel in taking said appeal at the expense of the State upon showing indigence.

I hereby certify that a true and correct copy of the above and foregoing was served on the State Attorney by: ☒ hand delivery ☐ U.S. mail and to the Defense Attorney by: ☐ hand delivery ☐ U.S. mail this 12 day of Jan 2017

Deputy Clerk
ICC 112-65 JUDGMENT

APP. B, p. 1 of 4

Revised 7-2-08

[] 17th Judicial Circuit in and for Broward County		CLOCK IN
DIVISION: Criminal	SENTENCE <u>I</u>	
as to Count _____		
THE STATE OF FLORIDA VS. Steven Villalona DEFENDANT		CASE NUMBER 13-5914 CF A

The Defendant, being personally before this court, accompanied by his attorney, Prose, 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 he sentenced as provided by law, and cause shown,

☒ and the Court having on 12-2-16 deferred imposition of sentence until this date.

☐ and the Court having previously entered a judgment in this case on the defendant now resentsences 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 \$12,500 pursuant to section 775.083, Florida Statutes, plus \$12,500 as the 5% surcharge required by section 938.04, Florida Statutes.

☒ 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 Broward County, Florida.

☐ The Defendant is hereby sentenced as a youthful offender in accordance with F.S. 958.04.

TO BE IMPRISONED (check one: unmarked sections are inapplicable)

☐ For a term of Natural Life.

☒ For a term of 15 years

☐ Said SENTENCE IS SUSPENDED for a period of _____ subject to conditions set forth in this Order.

If "split" sentence, complete either paragraph.

☐

☐

Followed by a period of _____ on Probation/Community Control under the supervision of the Department of Correction according to the terms and conditions of supervision set forth in separate order entered herein.

However, after serving a period of _____ imprisonment in _____ the balance of such sentence shall be suspended and the defendant shall be placed on Probation/Community Control for a period of _____ under supervision of the Department of Corrections according to the terms and conditions of the Probation/ Community Control set forth in a separate order entered herein.

I HEREBY CERTIFY that a true and correct copy of the above and foregoing was served on the State Attorney by: [] Hand delivery [] U.S. Mail and to the Defense Attorney by: [] Hand delivery [] U.S. Mail this 12 day of Jan, 2017.

112-82 SENTENCE PG 1 REVISED 9/23/10

DIVISION:
CRIMINAL

SENTENCE 1
(AS TO COUNT 1)

CASE NUMBER
13-5914 A
CF

In the event the defendant is ordered to serve additional split sentences, all incarceration portions shall be satisfied before the defendant begins service of the supervision term.

SPECIAL PROVISIONS
(As to Count 1)

By appropriate notation, the following provisions apply to the sentence imposed:

MANDATORY/MINIMUM PROVISIONS:

BATTERY ON THE
ELDERLY

☐

It is further ordered that the three (3) year mandatory minimum imprisonment provisions of F.S. 784.08(1) are hereby imposed for the sentence specified in this court.

DRUG TRAFFICKING

☒

It is further ordered that the 15 yrs mandatory minimum imprisonment provisions of Florida Statute 893.135(1) are hereby imposed for the sentence specified in this court.

CONTROLLED
SUBSTANCE WITHIN
1000 FEET OF SCHOOL

☐

It is further ordered that the three (3) year minimum imprisonment provision of Florida Statute 893.13(1)(e)1, are hereby imposed for the sentence specified in this court.

HABITUAL FELONY
OFFENDER

☐

The defendant is adjudicated a habitual felony offender and has been sentenced to an extended term in this sentence in accordance to the provisions of Florida Statute 775.084(4). The requisite findings by the court are set forth in a separate order or stated on the record in open court.

HABITUAL VIOLENT
OFFENDER

☐

The defendant is adjudicated a habitual violent felony offender and has been sentenced to an extended term in this sentence in accordance to the provision of Florida Statute 775.084(4). A minimum term of _____ year(s) must be served prior to release. The requisite findings by the court are set forth in a separate order or stated on the record in open court.

LAW ENFORCEMENT
PROTECTION ACT

☐

It is further ordered that the Defendant shall serve a minimum of _____ years before release in accordance with Florida Statute 775.0823.

CAPITAL OFFENSE

☐

It is further ordered that the Defendant shall serve no less than 25 years in accordance with the provisions of Florida Statute 775.082(1).

VIOLENT CAREER
CRIMINAL

☐

The defendant is adjudicated a violent career criminal offender and has been sentenced to a term in accordance with the provision of Florida Statute 775.084(4)(c). A minimum term of _____ year(s) must be served prior to release. The requisite findings by the court are set forth in a separate order or stated on the record in open court.

PRISON RELEASEE
REOFFENDER

☐

The defendant is sentenced as a prison releasee reoffender and must serve a term of imprisonment of _____ years in accordance with the provisions of Florida Statute 775.082(8)(a)2.

I HEREBY CERTIFY that a true and correct copy of the above and foregoing was served on the State Attorney by: ☒ Hand delivery ☐ U.S. Mail and to the Defense Attorney by: ☒ Hand delivery ☐ U.S. Mail this 12 day of Jan, 2017.

DIVISION:
CRIMINAL

SENTENCE
(AS TO COUNT 1)

CASE NUMBER
13-591 A
CF

OTHER PROVISIONS

FIREARM/DESTRUCTIVE
DEVICE

[]

It is further ordered that the _____ year mandatory minimum imprisonment provision of Florida Statute 775.087(2) and (3) is hereby imposed for the sentence specified in this count

THREE-TIME VIOLENT FELONY
OFFENDER

[]

The Defendant is adjudicated a three-time violent felony offender and has been sentenced to an extended term in accordance with the provisions of Florida Statute 775.084. The requisite findings by the court are set forth in a separate order or as stated on the record in open court.

SHORT-BARRELED RIFLE,
SHOTGUN, MACHINE GUN

[]

It is further ordered that the five-year minimum provisions of Florida Statute 790.22(2) are hereby imposed for the sentence specified in this count.

CONTINUING CRIMINAL
ENTERPRISE

[]

It is further ordered that the 25 year mandatory minimum sentence provisions of Florida Statute 893.20 are hereby imposed for the sentence specified in this count.

RETENTION OF
JURISDICTION

[]

The court retains jurisdiction over the defendant pursuant to Florida Statutes 947.16 (3).

JAIL CREDIT

[✓]

It is further ordered that the defendant shall be allowed a total of 844 days as credit for time incarcerated prior to imposition of this sentence.

PRISON CREDIT

[]

It is further ordered that the defendant be allowed credit for all time previously served on this count in the Department of Corrections prior to re-sentencing.

CONSECUTIVE
CONCURRENT AS TO
OTHER COUNTS

[]

It is further ordered that the sentence imposed by this court shall run _____ consecutive to _____ concurrent with (check one) the sentence set forth in count _____ of this case.

CONSECUTIVE
CONCURRENT AS TO
OTHER CONVICTIONS

[✓]

It is further ordered that the composite term of all sentences imposed for the courts specified in this order shall run _____ consecutive to _____ concurrent with (check one) the following:
[✓] Any active sentence being served.
_____ Specific Sentences: _____

PSI ORDERED

YES [✓] NO []

In the event the above sentence is to the Department of Corrections, the Sheriff of Broward 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 his 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 assistance of counsel in taking said appeal at the expense of the State upon showing of indigence.

In imposing the above sentence, the court further recommends _____

DONE AND ORDERED in Open Court at Broward County, Florida, this _____

day of

12 Jan, 20 17

JUDGE

I HEREBY CERTIFY that a true and correct copy of the above and foregoing was served on the State Attorney by: [] Hand Delivery [] U.S. Mail and to the Defense Attorney by: [] Hand Delivery [] U.S. Mail this 12 day of Jan, 20 17

APPENDIX C

IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA
FOURTH DISTRICT, 110 SOUTH TAMARIND AVENUE, WEST PALM BEACH, FL 33401

June 18, 2019

CASE NO.: 4D17-0480

L.T. No.: 13005914 CF10A

STEVEN VILLALONA

v. STATE OF FLORIDA

Appellant / Petitioner(s)

Appellee / Respondent(s)

BY ORDER OF THE COURT:

ORDERED that the appellant's June 14, 2019 motion for rehearing is denied.

Served:

cc: Attorney General-W.P.B.
Steven Villalona

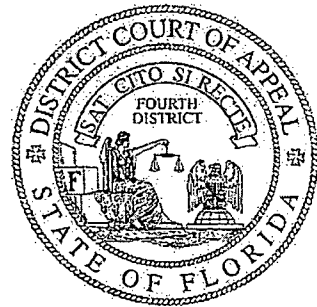
Mitchell Alan Egber

Jeanine Marie
Germanowicz

kr



LONN WEISSBLUM, Clerk
Fourth District Court of Appeal



APPENDIX D

IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA
FOURTH DISTRICT, 1525 PALM BEACH LAKES BLVD., WEST PALM BEACH, FL 33401

June 30, 2016

CASE NO.: 4D16-1025

L.T. No.: 13-5914 CF10A

STEVEN VILLALONA

v. STATE OF FLORIDA

Appellant / Petitioner(s)

Appellee / Respondent(s)

BY ORDER OF THE COURT:

ORDERED that the March 21, 2016 petition for writ of prohibition is denied. Further,
ORDERED that petitioner's April 11, 2016 motion for review is denied as moot. Further,
ORDERED that respondent's April 13, 2016 motion to strike is denied as moot.

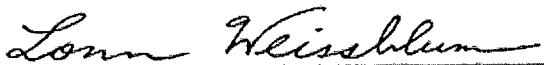
CIKLIN, C.J., WARNER and DAMOORGIAN, JJ., concur.

Served:

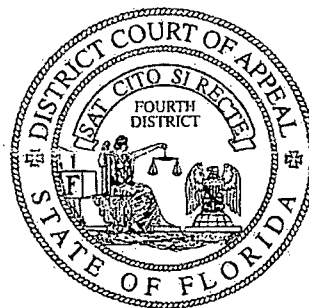
cc: Attorney General-W. P. B. Nancy Barbara Jack
Hon. Andrew L. Siegel

Steven Villalona

ms



LONN WEISSBLUM, Clerk
Fourth District Court of Appeal



APPENDIX E

IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA
FOURTH DISTRICT, 1525 PALM BEACH LAKES BLVD., WEST PALM BEACH, FL 33401

August 09, 2016

CASE NO.: 4D16-1025

L.T. No.: 13-5914 CF10A

STEVEN VILLALONA

v. STATE OF FLORIDA

Appellant / Petitioner(s)

Appellee / Respondent(s)

BY ORDER OF THE COURT:

ORDERED that the petitioner's July 11, 2016 motion for rehearing is denied.

Served:

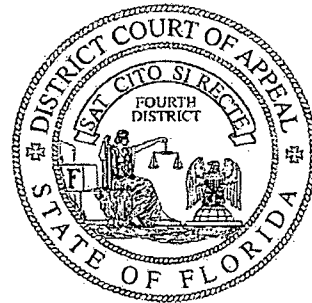
cc: Attorney General-W. P. B. Nancy Barbara Jack

Steven Villalona

ms



LONN WEISSBLUM, Clerk
Fourth District Court of Appeal



APPENDIX F

IN THE CIRCUIT COURT OF THE
SEVENTEENTH JUDICIAL CIRCUIT,
IN AND FOR BROWARD COUNTY, FLORIDA

FELONY

2012 SEP 19 PM 1:15

FILED FOR RECORDS
CLERK OF CIRCUIT COURT
BROWARD COUNTY, FLORIDA

STATE OF FLORIDA

vs.

AFFIDAVIT
To Arrest

Steven Villalona, w/m, 6-5-84
.....

BEFORE ME, JUDGE of the Circuit Court of the Seventeenth Judicial District in and for Broward County, State of Florida, personally came Detective Greg LaCerra #11331, Broward County Sheriff's Office, who after being duly sworn, deposes and says that on the 20th and 21st days of September, A.D. 2011, in the County and State aforesaid, one Miguelina Perez did then and there unlawfully:

To Wit;

**Conspiracy to Traffic Cocaine (over 400 grams less 150 kilograms), violation of F.S.S. 893.135-5 (3) C

**Attempted to Purchase Cocaine, violation of F.S.S. 893.13(2)(a), 893.03(2)(a)(4), and 777.04(4)

Pursuant to FSS 893.02 (17), Miguelina Perez was charged with Attempted Trafficking in Cocaine (over 400 grams less 150 kilograms) because she temporarily possessed two (2) kilograms of cocaine for the purpose of verification and / or testing the drugs on September 20th and 21st, 2011.

During the months of August and September 2011, a Metro Broward Drug Task Force Confidential Informant (CI #1510070002) was contacted by Miguelina Perez in reference to purchasing multiple kilograms of Cocaine. Perez was in contact with other unknown subjects in the Orlando area, who were inquiring about purchasing 5 kilo's of cocaine. After numerous recorded phone conversations between the CI and Perez, Perez advised she and an unknown male would be traveling from Orlando to Broward County to purchase (2) two kilograms of Cocaine on September 20th, 2011 for the agreed price of \$24,000 a kilogram.

On September 20th, 2011, Perez and a subject later identified as Steven Villalona arrived in Broward County and were directed to the El Tamarindo restaurant (233 W. State Road 84) by the CI.

Page 1 of 3

At approximately 6:15 pm, Perez and Villalona arrived at El Tamarindo driving a tan four door

Chevrolet passenger vehicle. The Florida tag on the vehicle was U868VX.

Shortly after arriving, Det. Sanchez who was working in an undercover capacity, accompanied by CI #1510070002, arrived at El Tamarindo restaurant in an undercover vehicle. Det. Sanchez and the CI began speaking with Villalona and Perez in the parking lot. After a brief discussion with Perez and Villalona, it was determined that Perez and Villalona had only brought \$9,000.00 in US Currency with them. Perez and Villalona wanted Det. Sanchez to sell them nine (9) ounces of Cocaine for \$9,000.00. Det. Sanchez told them he does not sell ounces of Cocaine. At approximately 6:45 pm Det. Sanchez leaves the area in the U/C vehicle. During that time the CI, Perez and Villalona sat at a table inside El Tamarindo restaurant.

At approximately 7:09 pm Det. Sanchez arrived back at El Tamarindo and asked Villalona to come into the U/C vehicle. While in the U/C vehicle Det. Sanchez flashed Villalona two kilograms of cocaine. During the flash Villalona tasted and snorted some of the cocaine from one of the kilo's. He then called the money source, later identified as Jean Mercedes, and told him the product (cocaine) was good. Shortly there after, Villalona handed Det. Sanchez his cell phone. Det. Sanchez then had a brief conversation with Mercedes. After hanging up the cell phone, Villalona told Det. Sanchez they would be down the following day with \$48,000.00 to purchase two (2) kilograms of cocaine.

(It must be noted through the investigation it was determined that Perez was a broker and that Villalona was the money source and / or a representative of the money source, who Law Enforcement believed was Jean Mercedes. (All phone calls were recorded and all meetings were video and audio recorded by Law Enforcement.)

On September 21st, 2011, subjects Perez, and Villalona and two black males arrived in Broward County and were directed to the Holiday Inn Express, which is located at 1150 W. State Road 84. The CI met with Perez and Villalona in a hotel room, which was equipped with audio and video surveillance. Shortly after arriving, Villalona can be seen on video surveillance carrying a black back pack into the hotel room. Villalona empties the back pack on the bed closest to the window and shows the CI the \$48,000 in US Currency they had brought with them to purchase the two (2) kilograms of Cocaine. Villalona tells the CI all the money is there. The CI then places a call to the U/C to advise him that Perez and Villalona were in possession of the \$48,000.

Villalona tells the CI that two black males also drove down from Orlando to test and cook the cocaine for the buyer. Shortly after Villalona shows the CI the \$48,000, the two black males can be seen on video surveillance entering the hotel room. (One of the b/m's was later identified has Shedrick Northern, dob 11-14-79). The CI has a brief discussion with the b/m's about testing and cooking the cocaine at another location. Soon after the subjects arrived from Orlando it was determined that DEA / Orlando had followed the four subjects down from Orlando.

After a brief discussion it was agreed on by Law Enforcement to cancel the two (2) kilogram cocaine reverse with Perez and Villalona. The U/C told Perez and Villalona, that he (the U/C) believed he was being followed to the meet location and didn't want to complete the transaction with them. Perez and Villalona offered to assist the U/C in locating the vehicle the U/C thought was following him. The U/C declined their assistance. Perez and Villalona remained in the area and in contact with the U/C and CI attempting to complete the transaction.

Page 2 of 3


After all subjects returned to the Orlando area, the CI reinitiated contact with Perez, via cell

phone. During those phone conversations, Perez advised they wanted to travel down to Broward County from Orlando to purchase two kilograms of Cocaine sometime time during the week of September 26th, 2011. The CI recorded numerous phone conversations with Perez. During some of those recorded conversations with the CI, Perez placed several calls to Jean Mercedes. All three then spoke to each other, via three way connection. During those conversations the CI spoke to Mercedes directly about the purchase of two kilograms of cocaine.

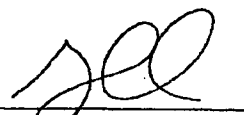
As of September 2012, Perez is still in contact with the CI inquiring about purchasing and / or bringing buyers down to Broward County to purchase kilograms of cocaine from the U/C.

The offense(s) set forth in the foregoing Affidavit is/are contrary to the statute(s) in such case made and provided, and against the peace and dignity of the State of Florida.

Sworn to and subscribed before me this 19 day of Sept, A.D. 20 12.



(Seal)
MICHAEL A. USA
JUDGE, CIRCUIT COURT
A TRUE COPY
CIRCUIT COURT SEAL



11331
Greg LaCerre
Affiant

FD 13-5914



DTU

TM

Bernard Bober

FELONY

**IN THE CIRCUIT OF THE SEVENTEENTH JUDICIAL CIRCUIT IN AND FOR
BROWARD COUNTY, FLORIDA**

STATE OF FLORIDA,

V.

Plaintiff

Court Case Num:

SAO Num: 2044794

Offense Rpt No: BS1100095401

Offense Date: 9/20/2011

Charge Agency: BROWARD
SHERIFFS OFFICE

Case Type: WA

Arrest No:

Arrest Date:

STEVEN VILLALONA

Defendant DOB: 6/5/1984 Race: W Sex: M BCCN:

CO-DEFENDANTS	
Name: MIGUELINA PEREZ	Court Case Num: 13003429CF10A

TO THE CLERK OF THE ABOVE-STYLED COURT:

The State hereby announces the following actions to be taken on the charges involved in the above-captioned arrest/matter

Action taken: OTHER CS

Revised, Original FILE DATE - 04/05/2013

Count	Action	Short Description	Charge
1	As Presented /Filed/Clerk	893.135(1)B3(C) - 1/CF - CONSP TRFK COKE (400+GR)	
	Chrg Presented	893.135(1)B3(C) - 1/CF - CONSP TRFK COKE (400+GR)	1
2	NO INFO	893.13(1)A1(I)A - 3/CF - PURCHASE COCAINE (ATTEMPTED)	
	Chrg Presented	893.13(1)A1(I)A - 3/CF - PURCHASE COCAINE (ATTEMPTED)	2

Special Instruction to the Clerk/Jail

REVISED 04/24/13

DO NOT ISSUE CAPIAS; KEEP AF WARRANT ACTIVE #12-2998F10.
SUBJECT IS IN CUSTODY AND HAS BEEN SERVED ON THE WARRANT.
 04/24/13-JLJ//

Dated 24 Day of April, 2013

Michael J. Satz, State Attorney

By: John Callagher

Florida Bar No: 0311634

Phone: (954) 831-7138

Clerk Comments

Filed _____ Custody Status _____ Division FD

Arraignment _____

2044794

FILED IN OPEN COURT
 CLERK OF BROWARD COUNTY COURT
 ON BM
 JUL 21 2016
 BY _____
 CLERK'S COPY

2044794

TmpFSI

Name : Steven Villalova
Reg.#: 55457-018
FDC Miami
P.O. Box 019120
Miami, FL 33101-9120

Date : 06-24-2014

RE: Request for Action on Pending Charges and/or Warrants.

~~12-299~~
12-5914 CFLOA

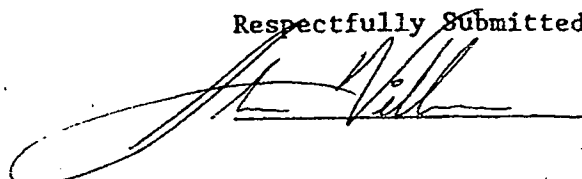
Dear Sir/Madam:

I am forwarding this correspondence as a Formal Request, for a Dismissal, or Speedy Trial regarding Case No. 120299AF10-000 against me and that said case be acted upon by your jurisdiction, as a District Attorney in and for the County of Broward in the State of Florida in which this request is being made.

I am currently serving a 15 years Federal Sentence, with a release date of 11-18-2024. If your office, and the District Attorney decide not to prosecute, then a prompt reply is requested from you stipulating the same.

Under the Interstate Agreement on Detainers Act, and nine (9) separate articles of IAD, found in the Statutory Law of the Party State, and the Federal Government, this request is meant to require the expeditious and Speedy disposition of outstanding, and unacted upon charges and/or warrants. Again as previously cited this requester is specifically invoking the authority and right to a Speedy Trial (should a dismissal not be granted) pursuant to Smith vs. Hooey, 393 U.S. 374, 89 S. Ct. 575, 21 L. Ed. 2d 607.

Respectfully Submitted



F5.

TO: Michael J. Satz	JURISDICTION: Broward County
COURT: 17 th Judicial Circuit	JURISDICTION: Broward County

And to all other prosecuting officers and courts of jurisdiction listed below from which indictments, informations or complaints are pending, you are hereby notified that the undersigned is now imprisoned in:

INSTITUTION	FEDERAL CORRECTIONAL COMPLEX Medium P.O. BOX 1022 COLEMAN, FLORIDA 33521-1022
-------------	--

I hereby request that a final disposition be made of the following indictments, informations or complaints now pending against me:

Case No. 120299AF10

Consp. To Traffic in Cocaine/Attempt to Purchase Cocaine

Failure to take action in accordance with the Interstate Agreement on Detainers Act, to which your state is committed by Law, will result in the invalidation of the indictments, informations or complaints.

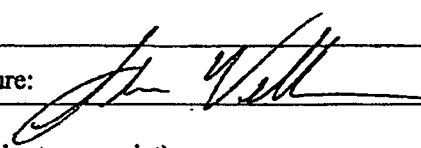
I hereby agree that this request will operate as a request for final disposition of all untried indictments, informations or complaints on the basis of which detainers have been lodged against me from your state. I also agree that this request shall be deemed to be my waiver of extradition with respect to any charge or proceedings contemplated hereby or included herein, and a waiver of extradition to your state to serve any sentence there imposed upon me, after completion of my term of imprisonment in this state. I also agree that this request shall constitute a consent by me to the production of my body in any court where my presence may be required in order to effectuate the purposes of the Interstate Agreement on Detainers Act and a further consent voluntarily to be returned to the institution in which I now am confined.

If jurisdiction over this matter is properly in another agency, court or officer, please designate the proper agency, court or officer and return this form to the sender.

Forms BP-S238(51), Certificate of Inmate Status, and BP-S239(51), Offer of To Deliver Temporary Custody, area attached.

DATE: 8/08/05/2014	INMATE NAME AND REGISTER NUMBER: MILLALONA, Steven Justin Reg. No. 55457-018
-----------------------	---

The inmate must indicate below whether he has counsel or wishes the court in the receiving state to appoint counsel for purposes of any proceedings preliminary to trial in the receiving state which may take place before his delivery to the jurisdiction in which the indictment, information or complaint is pending. Failure to list the name and address of counsel will be construed to indicate the Inmate's consent to the appointment of counsel by the appropriate court in the receiving state.

A. My counsel is:	Address:
B. I request the court appoint counsel:	Signature: 

Original - State IAD Administrator

Copy Prosecuting Official; Clerk of Court (mail certified return receipt)

Copy J&C file; Central File;

IN THE CIRCUIT COURT OF THE AND
17TH JUDICIAL CIRCUIT IN AND
FOR BROWARD COUNTY, FLORIDA

STATE OF FLORIDA,

CASE NO. 13005914CF10A

vs.

JUDGE: BOBER

STEVEN VILLALONIA,
Defendant.

MOTION TO COMPEL DISCOVERY

COMES NOW the Defendant, STEVEN VILLALONIA, by and through the undersigned attorney, pursuant to Rule 3.220(a), (b), (j) and (n), Florida Rules of Criminal Procedure, and moves this Court for an Order compelling the State to comply with the rules of discovery. As grounds for this Motion, Defendant would show:

1. In this case, the Law Office of the Public Defender was appointed on 10/7/2014.
2. The defendant filed a demand for discovery on 10/6/2014.
3. The fifteen (15) day period provided for by Rule 3.220 and applicable case law¹ ended on 10/21/2014, and to date Defendant has not yet received discovery.
4. Such failure by the State to furnish the Defendant with discovery has seriously impeded the preparation of the case and has thereby unjustly jeopardized Defendant's case.
5. Defendant is asking the Court to Order the State Attorney to provide all documents, reports, statements and such other items it has in its possession as well as the names and

¹ Addressing the issue of pre-information filing of a demand for discovery in *Pura v. State*, 789 So.2d 436, the Florida Fifth District Court of Appeals held that "...the premature filing of the demand for discovery ... should not be deemed a nullity. The premature demand should have been held in abeyance until the information was filed, thereby obligating the State to provide discovery within 15 days after it filed the information." (*Id.* at 439, 2001.)

addresses of all persons known to the State Attorney to have information that may be relevant to the offense charged as specifically set forth in Rule 3.220(b)(1).

6. Due to the State's non-compliance with its discovery obligation, Defendant has been denied due process of law and equal protection under the state and federal constitutions.

7. Other grounds to be argued *ore temus*.

WHEREFORE, Defendant prays the Court will grant this Motion and Order the State to comply with the discovery obligations set forth in Rule 3.220.

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by e-service to the Office of the State Attorney, , at courtdocs@sao17.state.fl.us, Broward County Courthouse, Fort Lauderdale, Florida, this November 14, 2014.

HOWARD FINKELSTEIN
Public Defender
17th Judicial Circuit

s/ JAMES KINSLER RUBIN

JAMES KINSLER RUBIN
Florida Bar No. 0131474
Assistant Public Defender
Attorney for Defendant
discovery@browarddefender.org
(954) 831-8563

IN THE CIRCUIT COURT OF THE AND
17TH JUDICIAL CIRCUIT IN AND
FOR BROWARD COUNTY, FLORIDA

STATE OF FLORIDA,

CASE NO. 13005914CF10A

vs.

JUDGE: BOBER

STEVEN VILLALONIA,
Defendant.

SECOND MOTION TO COMPEL DISCOVERY

COMES NOW the Defendant, STEVEN VILLALONIA, by and through the undersigned attorney, pursuant to Rule 3.220(a), (b), (j) and (n), Florida Rules of Criminal Procedure, and moves this Court for an Order compelling the State to comply with the rules of discovery. As grounds for this Motion, Defendant would show:

1. In this case, the Law Office of the Public Defender was appointed on 10/7/2014.
2. The defendant filed a demand for discovery on 10/6/2014.
3. The fifteen (15) day period provided for by Rule 3.220 and applicable case law¹ ended on 10/21/2014.
4. A hearing on Defendant's First Motion to Compel Discovery was set on 12/2/2014, said hearing was cancelled when the undersigned received the State's initial Discovery package in open court.
5. Subsequent to the receipt of the initial discovery package the undersigned has

reviewed the package and noted references to the following items which have not been provided:

¹ Addressing the issue of pre-information filing of a demand for discovery in *Pura v. State*, 789 So.2d 436, the Florida Fifth District Court of Appeals held that "...the premature filing of the demand for discovery ... should not be deemed a nullity. The premature demand should have been held in abeyance until the information was filed, thereby obligating the State to provide discovery within 15 days after it filed the information." (*Id.* at 439, 2001.)

- a. Three DVD-R's containing recordings.
- b. Six CD-R's containing recordings
- c. a DVD of Audio and Video of an alleged undercover meet and flash in U/C vehicle.
- d. CD containing M. Perez phone calls with CI
- e. CD containing M. Perez phone calls with Sanchez

4. Such failure by the State to furnish the Defendant with discovery has seriously impeded the preparation of the case and has thereby unjustly jeopardized Defendant's case.

5. Defendant is asking the Court to Order the State Attorney to provide the above listed items and all documents, reports, statements and such other items it has in its possession as well as the names and addresses of all persons known to the State Attorney to have information that may be relevant to the offense charged as specifically set forth in Rule 3.220(b)(1).

6. Due to the State's non-compliance with its discovery obligation, Defendant has been denied due process of law and equal protection under the state and federal constitutions.

7. Other grounds to be argued *ore tenus*.

WHEREFORE, Defendant prays the Court will grant this Motion and Order the State to comply with the discovery obligations set forth in Rule 3.220.

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by e-service to the Office of the State Attorney, JONATHAN CHARLES GOODMAN, at courtdocs@sao17.state.fl.us, Broward County Courthouse, Fort Lauderdale, Florida, this December 30, 2014.

HOWARD FINKELSTEIN
Public Defender
17th Judicial Circuit

s/ JAMES KINSLER RUBIN

JAMES KINSLER RUBIN
Florida Bar No. 0131474
Assistant Public Defender
Attorney for Defendant
discovery@browarddefender.org
(954) 831-8563

IN THE CIRCUIT COURT OF THE
17TH JUDICIAL CIRCUIT IN AND
FOR BROWARD COUNTY, FLORIDA

STATE OF FLORIDA,

CASE NO. 13005914CF10A

vs.

JUDGE: BOBER

STEVEN VILLALONIA,
Defendant.

MOTION TO DISMISS PURSUANT TO 941.45 FLORIDA STATUTES

COMES NOW the Defendant, STEVEN VILLALONIA, by and through the undersigned attorney, pursuant to Section 941.45(a), Florida Statutes, moves this Honorable Court to dismiss the information filed in the above-styled cause for the State's failure to commence its prosecution of the Defendant within the applicable time period. As grounds for this Motion, the Defendant states as follows:

1. Defendant is charged with Conspiracy to Traffic in Cocaine.
2. At all relevant times hereto the Defendant was serving a term of imprisonment in a correctional institution of a party state (in this s instance a Federal facility controlled by the United States) while this untried information remained pending within the State of Florida.
3. That prior to 7/1/2014, the Defendant forwarded a "Request for Action on Pending Charges and/or Warrants" to the Broward County State Attorney's Office and to the Broward County Clerk of Courts. The copy sent to the Broward County Clerk of Courts was filed by the clerk on 7/1/2014.

F12.

4. The request for "Request for Action on Pending Charges and/or Warrants" makes specific reference to the Interstate Agreement on Detainers Act which is codified in Florida under Section 941.45, Florida Statutes.
5. The "Request for Action on Pending Charges and/or Warrants" contains written notice of the Defendants place of imprisonment and his request for final disposition as required by the statute.
6. The "Request for Action on Pending Charges and/or Warrants" also contained the term of the Defendant's commitment and his current release date in substantial conformity with the statute.
7. The State of Florida was required to bring the Defendant to trial within 180 days of receipt of his "Request for Action on Pending Charges and/or Warrants" which was filed by the Broward Clerk of Court on 7/1/2014 and which 180 day period expired on 12/28/2014, without the trial in this cause having commenced.

Pursuant to the Interstate Agreement on Detainers Act (hereinafter IAD), the Defendant has the initial burden of making a written request for final disposition, and once completed the state has the burden of bringing him to trial within 180 days. Devine v. State, 120 So.3d 171 (FLA 2d DCA 2013). In this instance the Defendant met his initial burden by preparing and mailing through the prison mail system the "Request for Action on Pending Charges and/or Warrants" A Defendant's pro se demand for disposition of charges filed under Section 941.45, Florida Statutes is sufficient to start the time running on the 180 day period for bringing the Defendant to trial. State v. Smiley, 529 So.2d 349 (FLA 1st DCA 1988).

In this case the Defendant's substantial compliance with the IAD is sufficient to invoke his rights under the act. State v. Roberts, 427 So.2d 787 (FLA 2nd DCA 1983). As a result of the

foregoing and the State's failure to commence trial within the 180 day time period this matter should be dismissed with prejudice.

WHEREFORE, the Defendant respectfully requests that this Honorable Court enter an Order granting this Motion To Dismiss Pursuant to Florida Statute 941.45.

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by e-service to the Office of the State Attorney, JONATHAN CHARLES GOODMAN, at courtdocs@sao17.state.fl.us, Broward County Courthouse, Fort Lauderdale, Florida, this December 30, 2014.

HOWARD FINKELSTEIN
Public Defender
17th Judicial Circuit

s/ JAMES KINSLER RUBIN

JAMES KINSLER RUBIN
Florida Bar No. 0131474
Assistant Public Defender
Attorney for the Defendant
discovery@browarddefender.org
(954) 831-8563

<input type="checkbox"/> 17th Judicial Circuit in and for Broward County <input type="checkbox"/> In the County Court in and for Broward County		CLOCK IN Filed in Open Court,
DIVISION: <input type="checkbox"/> Criminal <input type="checkbox"/> Traffic <input type="checkbox"/> Other	<h1 style="margin: 0;">ORDER</h1>	ON <u>JAN 06 2015</u> BY <u>AF</u>
THE STATE OF FLORIDA VS. <div style="display: flex; justify-content: space-between; align-items: center;"> Steven Villalona DEFENDANT </div>		CASE NUMBER <div style="font-size: 1.5em;">13-5914CF10A</div>
<div style="text-align: center;"> CHARGE <u>1. Conspiracy Traffic in</u> Cocaine </div> <div style="text-align: center;"> DEFENSE MOTION TO <u>Dismiss</u> IS HEREBY <u>Denied</u> FOR REASONS AS STATED ON THE RECORD IN OPEN COURT. </div> <div style="text-align: center;"> DONE AND ORDERED THIS <u>6</u> DAY OF <u>Jan</u>, 20<u>14</u>, IN BROWARD COUNTY, FLORIDA. </div> <div style="text-align: center;"> <div style="display: flex; align-items: center; justify-content: center;"> <div style="border-top: 1px solid black; width: 100%;"></div> <div style="margin-left: 10px;"> JUDGE <u>Bober</u> </div> </div> </div> <div style="display: flex; justify-content: space-between; align-items: flex-end;"> <div>COPIES: BSO - SAO</div> <div>F15.</div> </div>		

☐ 17th Judicial Circuit in and for Broward County
☐ In the County Court in and for Broward County

DIVISION:
☐ Criminal
☐ Traffic
☐ Other

ORDER

Filed in Open Court,
 CLERK OF THE CIRCUIT COURT
 ON JAN 06 2015
 BY AF

THE STATE OF FLORIDA VS.

CASE NUMBER NUMBER

Steven villalona

DEFENDANT

13-5914CF10A

CHARGE 1. Conspiracy Traffic in Cocaine

The Defendants Motion To Discharge Counsel
 And Represent himself is hereby Granted.

The Public Defender shall remain in The position
 of Stand by Counsel Only.

DONE AND ORDERED THIS 06 DAY OF Jan 20 14, IN

BROWARD COUNTY, FLORIDA.



JUDGE

Robert

COPIES: BSO - SAO

STATE OF FLORIDA

IN THE CIRCUIT/COUNTY COURT IN AND

Steven vs Villalona

FOR BROWARD COUNTY, FLORIDA

CASE NO. 13-5914 CF 10 A

JUDGE BOBER-FD

The ARRGN / CHANGE OF PLEA / STATUS / VOP / VOCC / FINAL in this case

is now scheduled for _____, 20 15, at 9:00 / 9:30 / 10:00 / 10:30 / 1:30

in Room 5900 of the Broward County Courthouse.

Remarks JURY TRIAL 2/9 2015 @ 9:00 10:00 / 1:30 PM

SET NEW DATES

9:00 / 9:30 / 10:00 AM

D/MOT TO

@

D.O.C. / SENTENCING / SURRENDER

@

() READY FOR TRIAL

(☒) SPEEDY WAIVED

() WAIVED DEFENDANT'S APPEARANCE AT NEXT HEARING

FINAL DEFENSE COURT / STATE / JOINT CONT / GRANTED

D/MOT TO SET / REINSTATE / REDUCE BOND

@

COMPET EVAL OFFERED: DR (S)

Pro se

THE DEFENDANT'S PRESENCE IS REQUIRED AND MANDATORY. THE FAILURE OF THE DEFENDANT TO APPEAR ON THE DATE AND TIME NOTED HEREIN SHALL RESULT IN THE ESTREATURE OF ANY BOND.

DONE AND ORDERED 1-12, 20 15

In open Court

By Mail

(☒) Defendant

()

(☒) Defense Attorney

()

() Bondsman

()

(☒) State

()

() Probation

()

BERNARD I BOBER

JUDGE

If you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact the ADA Coordinator, Room 470, 201 S.E. Sixth Street, Fort Lauderdale, Florida 33301, 954-831-7721 at least 7 days before your scheduled court appearance, or immediately upon receiving this notification if the time before the scheduled appearance is less than 7 days; if you are hearing or voice impaired, call 711.

IN THE CIRCUIT COURT OF THE 17TH
JUDICIAL CIRCUIT, IN AND FOR
BROWARD COUNTY, FLORIDA.

CASE NO.: 13-5914CF10A

STATE OF FLORIDA,

Plaintiff,

vs.

ORDER

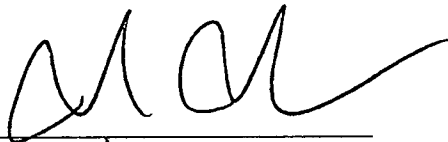
STEVEN VILLALONA,

Defendant.

THIS CAUSE, having come before the Court on the Defendant's *pro se* Motion For Disqualification of Judge, dated February 11, 2014, and the Court having reviewed same and being otherwise fully advised in the premises, it is

ORDERED AND ADJUDGED that the Defendant's *pro se* Motion for Disqualification of Judge be, and the same, is hereby **GRANTED**. The Clerk of Court shall randomly reassign this case.

DONE and ORDERED this 13 day of February, 2015, in Chambers at Fort Lauderdale, Broward County, Florida.


BERNARD I. BOBER, Circuit Judge

Copies furnished:

✓ Jonathan Goodman, Esq., Assistant State Attorney

✓ Defendant, Arrest #5014005554, c/o Broward County Main Jail, P.O. Box 9356, Fort Lauderdale, Florida 33310

IN THE CIRCUIT COURT OF THE 17TH,
JUDICIAL CIRCUIT, IN AND FOR
BROWARD COUNTY, STATE OF FLORIDA

STATE OF FLORIDA,

CRIMINAL DIVISION

PLAINTIFF,

CASE NO. (S) 135914 CF10

VS.

Steven Villalona
DEFENDANT/ APPELLANT,

JUDGE: Siegel-FD

Pro Se

FILED IN OPEN COURT
CLERK OF THE CIRCUIT COURT
ON MAR 30 2015
BY

MOTION FOR SUBSTITUTION OF COUNSEL

COMES NOW, the Defendant, Steven Villalona, acting in
pro se form reference the above styled cause and moves this Honorable Court for the
Substitution of Counsel that has been appointed to him by this Court.

IN SUPPORT thereof the Defendant will state the following grounds:

- 1.) The Defendant no longer has confidence in the Public Defenders Office and the ability of assigned counsel to represent the Defendant fully and in his best interest.
- 2.) The defendant believes there is a conflict of interest with the Public Defender's Office and in support of accusations avers as follows:
 - A.) The Defendant after repeated requests still has not received his complete Discovery.
 - B.) The Defendant feels he cannot communicate with the Public Defender's Office not does he feels the assigned counsel acted in his best interest.
 - C.) The Defendant after requests to the Public Defender's Office, still has not sent an investigator out to find witnesses for the Defendant.
 - D.) This is the 1st Public Defender that has been assigned by the Court.
The Defendant is requesting the Court assign a Special Public Defender to his case so that he may receive a proper defense.

WHEREFORE, the Defendant respectfully requests that this Honorable Court grants this Motion for Substitution of Counsel and assigns a Special Court appointed Attorney to represent the Defendant, fully and in his best interest.

<input type="checkbox"/> 17th Judicial Circuit in and for Broward County <input type="checkbox"/> In the County Court in and for Broward County		CLOCK IN Filed in Open Court,
DIVISION <input type="checkbox"/> Criminal <input type="checkbox"/> Traffic <input type="checkbox"/> Other	<h1 style="margin: 0;">ORDER</h1>	
THE STATE OF FLORIDA VS. <div style="font-size: 1.5em; font-family: cursive;">Steven Villalona</div> <div style="text-align: right; font-weight: bold; font-size: 0.8em;">DEFENDANT</div>		ON BY _____ <div style="text-align: right; font-weight: bold;">SEP 21 2015</div>
CHARGE <div style="font-size: 1.2em; font-family: cursive;">Conspiracy Traffic</div>		CASE NUMBER <div style="font-size: 1.2em; font-family: cursive;">13-5914 CFDA</div>
<div style="text-align: center; font-size: 1.2em; font-family: cursive;">Dismiss Court App Counsel</div> <p>DEFENSE MOTION TO <u>Dismiss Court App Counsel</u> IS HEREBY</p> <p><u>Denied</u> FOR REASONS AS STATED ON THE RECORD</p> <p>IN OPEN COURT.</p> <p style="font-size: 1.1em; font-family: cursive;">Defendant Does not have Court App Trial Counsel. Deft. represent himself.</p>		
<p style="text-align: center;">DONE AND ORDERED THIS <div style="font-size: 1.5em; font-family: cursive;">21</div> DAY OF <div style="font-size: 1.5em; font-family: cursive;">Sept</div>, 20 <div style="font-size: 1.5em; font-family: cursive;">15</div>, IN</p> <p style="text-align: center;">BROWARD COUNTY, FLORIDA</p> <div style="text-align: center; margin-top: 20px;"> <hr style="width: 100%;"/> <div style="text-align: right; font-weight: bold;">JUDGE</div> </div>		
COPIES BSO - SAO		
F20.		

ICC 112 19 ORDER DEFENSE MOTION

IN THE CIRCUIT COURT OF THE 17th JUDICIAL CIRCUIT OF FLORIDA,
IN AND FOR BROWARD COUNTY

CRIMINAL DIVISION
Case No.: 135914 CF10A
Honorable Judge: Siegel - FD

STATE OF FLORIDA,
Plaintiff,

vs

Steven Villalona,
Defendant.
Pro Se

MOTION TO DISMISS

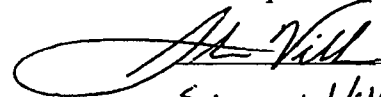
The Defendant by and through undersigned attorney and pursuant to FL 3.190(c) moves to dismiss the above styled cause. As grounds therefore and in support of his motion the Defendant would state the following:

I have been deprived of my Federal Constitutional Right to a Speedy trial because the length of delay in prosecution is unreasonable and as a result of the delay, the STATE of Florida has gained an unfair advantage over the defense.

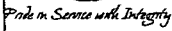
WHEREFORE, based on the foregoing the Defendant would respectfully request dismissal of the above styled cause.

I HEREBY CERTIFY that a true and correct copy of the foregoing was delivered to the Clerk of the Court, ~~the Office of the Public Defender~~, the Honorable Judge Siegel - FD, and the Office of the State Attorney, Broward County, Florida, on this 1st day of APRIL, 2015

Respectfully submitted,

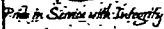
 x
Steven Villalona
Defendant, Pro Se

Arrest #: 501405554
PO Box 407016
Ft. Lauderdale, FL 33340




LAB #

NOTE: For further distribution of this form, refer to Sheriff's Policy Manual.



LAB #

BSO RP#54 (Revised 01/11)

 PROPERTY RECEIPT		LAB #	
<input type="checkbox"/> ABANDONED <input checked="" type="checkbox"/> EVIDENCE <input type="checkbox"/> SAFEKEEPING <input type="checkbox"/> PRISONER PROPERTY <input type="checkbox"/> FORFEITURE HOLD			
Case #	Date and Time Received:	Investigating Unit/Agency:	Offense:
	9-17-12	BSO	Narc.
NCIC/FCIC Agency:		Agency Case #	
Suspect: Steven Villalona		Race/Sex: H/M	DOB: 6-5-84
Suspect: Miguelina Perez		Race/Sex: H/F	DOB: 7-27-65
Found by: LaCerra 11331		Race/Sex:	DOB:
Owner/Claimant:		Race/Sex:	DOB:
Victim's name (if applicable): S.O.F.		Telephone #	
Item Number	Number of Items	DESCRIPTION	
GL2	1	CD containing M. Perez phone calls w/ CF	
GL3	1	CD containing M. Perez phone calls w/ Sanchez	
I hereby acknowledge the above list represents all the property taken from my possession and that if my property is taken and listed as Prisoner Property or Safekeeping I must contact the Broward Sheriff's Office Evidence Unit within Sixty (60) days of seizure. If I do not make contact within Sixty (60) days all my items will be considered abandoned and disposed of Pursuant to Florida Statute Chapter 705. Evidence Unit can be contacted at (854) 765-4351.		I hereby acknowledge the above list represents all property impounded by me. CCN: 11331 District: SED Bldg: 1100 mgbf	
Signature: _____		(Impounding Officer's) Signature: _____ Printed Name: G. LaCerra	
RECEIVED BY:		REASON:	DATE
E. Scott OA 2917		Transport	3/29/17
Broward Sealed via office		EV	3/29/13
			134P
			2:00pm
Court Case #		CURRENCY:	
		Verified By/CCN: _____	
		Signature: _____	
NOTE: For further distribution of this form, refer to Sheriff's Policy Manual.			ACE # 13-6242

BSO RP#64 (Revised 01/11)

F25.
EVIDENCE CONFISCATION

**IN THE CIRCUIT COURT OF THE SEVENTEENTH JUDICIAL CIRCUIT IN
AND FOR BROWARD COUNTY, FLORIDA**

STATE OF FLORIDA	:	CASE NO: 13005914CF10A
	:	JUDGE: BERNARD BOBER
	:	
v.	:	
	:	<u>STATE'S DISCOVERY</u>
STEVEN VILLALONA	:	<u>EXHIBIT</u>
Defendant	:	

CO-DEFENDANTS

Name: MIGUELINA PEREZ

Case No

13003429CF10A

COMES NOW the State of Florida, by and through the undersigned Assistant State Attorney, and pursuant to the provisions of Rule 3.220, Florida Rules of Criminal Procedure and in recognition of the Defendant's election to participate in discovery, submits the following information:

1. The names and addresses of all persons presently known to the prosecutor to have information that may be relevant to any offense charged, or any defense thereto are:

A * => AMBROSE, SCOTT T	2601 W. BROWARD BLVD. FORT LAUDERDALE, FL 33312
A * => CONDOLEO, PAUL	2601 W. BROWARD BLVD. FORT LAUDERDALE, FL 33312
A * => DAMIANO, JOSEPH	2601 W. BROWARD BLVD. FORT LAUDERDALE, FL 33312
A * => HARRIS, DONALD	701 SW 71 AVENUE NORTH LAUDERDALE, FL 33068
A * => HENDRICK, JASON	2601 W. BROWARD BLVD FORT LAUDERDALE, FL 33312
A * => HYATT, RYAN A	2601 W BROWARD BLVD FORT LAUDERDALE, FL 33312
A * => LACERRA, GREGORY	2601 W. BROWARD BLVD. FORT LAUDERDALE, FL 33312
A * => LACERRA, GREGORY	2601 W. BROWARD BLVD. FORT LAUDERDALE, FL 33312
A * => LEWIS, EUGENE	6279 W OAKLAND PARK BLVD LAUDERHILL, FL 33313
A * => LOPEZ, HENRY	2601 W. BROWARD BLVD FORT LAUDERDALE, FL 33312
A * => MACDOUGALL, EDWARD J	2601 W. BROWARD BLVD. FORT LAUDERDALE, FL 33312
A * => MALIK, MUSTAFFA	6279 W OAKLAND PARK BLVD LAUDERHILL, FL 33313
A * => MEALER, JERRY	2601 W. BROWARD BLVD. FORT LAUDERDALE, FL 33312

F26.

The State incorporates by reference any individual(s) listed in the police report(s), any witness statement(s) and depositions(s) relevant to the offenses charged herein.

Rev 12/09

Original = Clerk

Copy = Defense Counsel

Copy=SAO File

STATE'S DISCOVERY EXHIBIT
STATE v. STEVEN VILLALONA

Page 2 of 2
Case: 13005914CF10A

A => MERCEDES, JEAN

A => NORTHERN, SHEDRICK

A => PEREZ, MIGUELINA

A ✓ => QUINONES, EDUARDO

A => REYES, AGENT MABEL

14190 STATE ROAD 84
DAVIE, FL 33325
300 INTERNATIONAL PKWY
SUITE 424

A • => SANCHEZ, FRANK

A • => THOMAS, JAMES D

A => WILLITS, AGENT AJ

HEATHROW, FL 32746
2601 W. BROWARD BLVD.
FORT LAUDERDALE, FL 33312
2601 W. BROWARD BLVD.
FORT LAUDERDALE, FL 33312
300 INTERNATIONAL PKWY
SUITE 424
HEATHROW, FL 32746

F27.

Page 1

IN THE CIRCUIT COURT OF THE 17TH
JUDICIAL CIRCUIT IN AND FOR BROWARD
COUNTY, FLORIDA

FELONY DIVISION

CASE NO.: 13-005914CF10A

STATE OF FLORIDA,

PLAINTIFF,

VS.

STEVEN VILLALONA,

DEFENDANT,



ORIGINAL

The above-entitled cause came on for
hearing before the Honorable Andrew Siegel, Judge of
the above-styled court, at the Judicial Complex, 201 SE
6th Street, Fort Lauderdale, Florida, on April 29th,
2015, commencing on or about 10:55 a.m.

F28.

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BROWARD STATE ATTORNEY'S OFFICE

BY: MR. JONATHAN GOODMAN

ASSISTANT STATE ATTORNEY IN CHARGE
201 SE 6th Street
Fort Lauderdale, Florida 33301

On behalf of the State of Florida

BY: MR. STEVEN VILLALONA PRO SE

On behalf of the Defendant

F29.

1 (Thereupon, the following proceedings were had:)

2 MR. GOODMAN: Good morning, Your Honor.

3 THE COURT: Good morning.

4 MR. GOODMAN: Jonathan Goodman on behalf of the
5 State.

6 MR. VILLALONA: Steven Villalona pro se.

7 THE COURT: Mr. Villalona, I tell you every
8 single time you have a right to have a lawyer.

9 MR. VILLALONA: I understand.

10 THE COURT: And you don't want a lawyer, still?

11 MR. VILLALONA: No, I don't want a lawyer.

12 THE COURT: You need to put FK Division on your
13 stuff from now on. It's not FD anymore, just so you
14 know, 'cause sometimes it'll be rerouted the wrong
15 way if it says FD.

16 Okay. So it's your motion to dismiss.

17 MR. VILLALONA: Correct.

18 THE COURT: Go ahead, make your argument.

19 MR. VILLALONA: Excuse me?

20 THE COURT: Are you going to make your argument
21 or are you just going to rely on those cases that
22 you --

23 MR. VILLALONA: I'm going to make an argument.

24 THE COURT: Okay. Go ahead.

25 MR. VILLALONA: Your Honor, I believe my federal

F30.

1 constitutional right to a speedy trial has been
2 violated because the length of delay in prosecution.
3 It is unreasonable. As a result of the delay the
4 State of Florida has gained an unfair advantage over
5 Defense.

6 My contention is that my rights to a speedy trial
7 under the Sixth Amendment has a catch or was
8 activated on the day that I was formally accused by
9 A.J. Willis a special agent for the DEA. He filed a
10 complaint on October 4th. And this is a joint
11 prosecution. The State is cooperating with the DEA
12 agents. Metro Broward Drug Task Force are in
13 collusion with each other.

14 According to the arresting affidavit, there was
15 determined that DEA followed me down from Orlando and
16 a brief discussion and -- was had and they came to an
17 agreement to postpone the reverse sting operation
18 here in Broward County. As of October 3rd I never
19 returned to Broward County, and I was arrested in
20 Orlando. I have the complaint form here. Mr. A.J.
21 Willis is also listed as a class A witness by the
22 State.

23 If the Court would like to see the complaint
24 form.

25 THE COURT: Mr. Hargrove is going to get that for

F31.

1 me.

2 MR. VILLALONA: This coupled with other evidence
3 that suggests that the State has known my
4 whereabouts. It is my contention there, I believe,
5 because before the warrant was issued, they submitted
6 an FCIC/NCIC wanted person's entry Word form. In
7 this form the State of Florida entered my FBI number
8 and my Department of Corrections number, which leads
9 me to believe that he knew where I was at before I
10 was -- even the warrant was issued.

11 THE COURT: Okay.

12 MR. VILLALONA: So if the date that my Sixth
13 Amendment right to a speedy trial is activated on
14 October 3rd, 2011, the total length of delay in
15 prosecution is 43 months.

16 "The length of the delay is to some extent a
17 triggering mechanism. Until there is some delay
18 which is presumptively prejudicial, there is no
19 necessity for inquiry into the other factors that go
20 into the balance."

21 In Barker v. Wingo, the United States Supreme
22 Court addressed the need for guidelines as an aid in
23 determining whether the Sixth Amendment right to a
24 speedy trial had been violated. Recognizing that a
25 proper analysis of the speedy trial claim must depend

F32.

1 on particular circumstances involved in a given case
2 and also recognizing the severe remedy of dismissal
3 applied when the right is violated, the Court
4 rejected suggestions that a regular approach should
5 be applied, opting instead for a balancing test in
6 which both the conduct of the prosecution and the
7 defendant are weighed.

8 The Court identified appropriate factors for
9 consideration and explained the required analysis as
10 follows: "A balancing test necessarily compels the
11 court to approach speedy trial cases on an ad hoc
12 basis. We can do little more than identify some of
13 the factors which courts should assess in determining
14 whether a particular defendant has been deprived of
15 his right. Though some might express them in
16 different ways, we identify four such factors:
17 Length of delay, the reason for the delay, the
18 defendant's assertion of his right, and prejudice to
19 the defendant."

20 Well, Your Honor, since length of delay is 43
21 months, I believe that that's unreasonable given the
22 simplicity of this case in that I only have one
23 codefendant. All the evidence was obtained the same
24 day the alleged offense occurred.

25 Although the State has listed 20 witnesses, 17 of

F33.

1 the 20 witnesses are law enforcement officers. Of
2 the 17 law enforcement officers, 15 work for this
3 county. So all the testimony from the witnesses
4 could have been obtained that same day. The evidence
5 could have been obtained -- was obtained that same
6 day. I only have one codefendant and the alleged
7 offense only occurred in a time span of two days.

8 For those reasons I believe that this case is
9 relatively simple and it could have been resolved
10 within four months, four months it could have been
11 resolved. And because it's forty-three months, I
12 believe that once it passed four months, the other
13 thirty-nine months should be presumed to be
14 prejudicial to the defendant.

15 And nevertheless because of the imposition of the
16 right to a speedy trial, the length of delay that
17 would provoke such an inquiry is necessarily
18 dependent upon the particular circumstances that I
19 just mentioned; to take, for example, the delay that
20 can be calibrated for ordinary street crimes
21 considerably less for a serious complex conspiracy
22 charge.

23 Like I just finished saying, Your Honor, that I
24 believe this case is relatively simple and closely
25 related to the length of delay is a reason the

F34.

1 government assigns to justify the delay, hereto
2 different weights should be assigned to different
3 reasons. A deliberate attempt to delay the trial in
4 order to hamper the Defense should be weighed heavily
5 against the government. A more neutral reason such
6 as negligence or overcrowded courts should be weighed
7 less heavily but, nevertheless, should be considered
8 since the ultimate responsibility for such
9 circumstances must rest with the government rather
10 than with the defendant.

11 Finally, a valid reason such as a missing witness
12 would serve to justify appropriate delay. Your
13 Honor, the third factor -- well, the reason for the
14 delay, Your Honor, the second factor, the reason for
15 delay, Your Honor, I believe the government delayed
16 this case to gain a tactical advantage over the
17 Defense.

18 The reason that I assert that is because there is
19 no justification for it taking 43 months to come
20 here. Your Honor, I was never notified that the
21 charges were pending. I believe the State has the
22 burden of prosecuting. They are binded (sic) to
23 prosecute. I don't have to knock on the Court's door
24 to bring myself to justice or to prosecute myself.
25 And at the end of the day it was me who filed the

F35.

1 motion pursuant to the Interstate Agreement on
2 Detainers Act to produce my body before this Court
3 for trial.

4 The reasons why I did that will be explained in
5 my fourth -- in the fourth factor that is to be
6 considered. Another reason why I believe the State
7 tactically made a tactical decision of delaying this
8 case is the date of the warrant was signed by
9 Honorable Judge Usan was September 19th, 2012.
10 However, it was not until March 13th, 2013, that they
11 actually executed the warrant. That's 175 days that
12 the charges were pending and no action was taken.
13 What is more, the information was filed three weeks
14 after. The information was filed 196 days after the
15 warrant was issued by Honorable Judge Usan.

16 Your Honor, there is no reason for this delay.
17 What I believe that the State was trying to convey by
18 delaying the execution of the warrant is that they
19 weren't going to prosecute me. Your Honor, there is
20 no legal difference between the State announcing no
21 action and inaction on the State's behalf. So by the
22 State announcing no action, the prosecutors -- I
23 mean, the prison officials saw the warrant. They
24 didn't even feel it was necessary to inform me of the
25 warrant. They saw the warrant and they saw that the

F36.

1 State delayed 175 days to execute it and they didn't
2 feel it was necessary.

3 But, Your Honor, the effects of the warrant on me
4 had a -- affected my time in prison which I would
5 describe in my fourth reason, the fourth factor.
6 Another possible reason that I believe the State
7 delayed this case is because they didn't have enough
8 evidence. They didn't have enough evidence to
9 convict me. I was never physically arrested. Yeah,
10 and it's for those reasons that I believe the State
11 tactically delayed.

12 And also, Your Honor, they knew what it meant for
13 me to be incarcerated in a different jurisdiction.
14 They knew as of October 3rd, 2011, that I was going
15 to be incarcerated by the feds, by the DEA agents.
16 Your Honor, it's obvious what it means to be
17 incarcerated. They knew that my financial resources
18 were going to substantially dwindle. They knew that
19 I was not going to be able to contact witnesses. I was
20 not going to be able to gather up my defenses.

21 And what is more they never even informed me of
22 the pending charges so -- so to know who your
23 opponent is before your opponent knows that you are
24 even an opponent offers to the State a substantial
25 advantage in this case. And that is the reasons why

F37.

1 I believe the State tactically made tactical
2 decisions in delaying this case and it has assumed 43
3 months.

4 The next reason -- I mean, the next factor to be
5 considered is the defendant's responsibility to
6 assert his right. Whether and how a defendant
7 asserts his right is closely related to the other
8 factors we had mentioned. The strength of his
9 efforts will be affected by the length of delay, to
10 some extent by the reason for the delay, and most
11 particularly by the personal prejudice which is not
12 always readily identifiable that he experiences.

13 The more serious the deprivation the more likely
14 the defendant is to complain. The defendant's
15 assertion of his speedy trial right, then, is
16 entitled to strong evidentiary weight in determining
17 whether the defendant is being deprived of the right.
18 We emphasize that the failure to assert the right
19 will make it difficult for a defendant to prove that
20 he was denied a speedy trial.

21 Your Honor, I have the burden of asserting my
22 right to a speedy trial. However, it is the State's
23 burden to inform me that the charges are pending. I
24 should not be taxed for not asserting my right to a
25 speedy trial if I'm not informed that the charges are

F38.

1 pending. Also, Your Honor, the motion that I filed
2 on June 26th, 2014, unequivocally states my intent of
3 resolving this issue. Your Honor, I cannot more
4 emphatically state my desire of obtaining a speedy
5 resolution in this matter than putting a motion
6 before the Court requesting such. For that reason I
7 believe that I'm not to be taxed for not asserting my
8 right to a speedy trial.

9 The last factor, the fourth factor, is prejudice
10 to the defendant. The prejudice, of course, should
11 be assessed in the light of the interest of the
12 defendant which the speedy trial right was designed
13 to protect. The Court has identified three such
14 factors: To prevent oppressive pretrial
15 incarceration; to minimize anxiety and concern of the
16 accused; and to limit the possibility that the
17 defense will be impaired.

18 Of these, the most serious is the last, because
19 the inability of a defendant adequately to prepare
20 his case skews the fairness of the entire system. If
21 witnesses die or disappear during a delay, the
22 prejudice is obvious. There is also prejudice if
23 defense witnesses are unable to recall accurately
24 events of the distant past. Loss of memory, however,
25 is not always reflected in the record because what

F39.

1 has been forgotten can rarely be shown.

2 The Supreme Court regarding other factors
3 identified the book as either a necessary or
4 sufficient condition to the finding of the
5 depravation of the right to a speedy trial. Rather,
6 they are related factors and must be considered
7 together with such other circumstances as may be
8 relevant. In sum, these factors have no talismanic
9 qualities. Courts must still engage in a difficult
10 and sensitive balancing process. And because we are
11 dealing with a fundamental right of the accused, this
12 process must be carried out with full recognition
13 that the accused's interest in a speedy trial is
14 specifically affirmed in the Constitution.

15 The Sixth Amendment speedy trial analysis
16 prescribed by Barker bears a strong resemblance to
17 the totality of the circumstances analysis applied in
18 the conflicts of the Fourth and Fifth Amendment
19 suppression issue. Unlike the situation in the cases
20 of the Fourth and Fifth Amendment suppression issues,
21 the material facts involved in the Sixth Amendment
22 speedy trial are rarely in dispute. When they are in
23 dispute, however, the trial courts finding of fact
24 must be accepted so long as they are supported by
25 confident, substantial evidence.

F40.

1 Your Honor, I believe I have provided the Court
2 with substantial evidence that the State has known my
3 whereabouts, has purposely delayed this case, and has
4 not informed me of the pending of charges. And the
5 Court should rely on the prosecutors and defendants
6 to assist the Court in going to the considerations of
7 decisional law so you can -- so the Court can
8 properly apply the Sixth Amendment speedy trial law
9 in light of the particular, factual circumstances of
10 the case under consideration.

11 Although all four factors are weighed by the
12 Court in deciding the Sixth Amendment speedy trial
13 issue, the fourth Barker factor, prejudice to the
14 defendant, appears to carry particular significance
15 in the decisional law. Indeed, a defendant is
16 apparently -- prior to demonstrate the third form of
17 reference in Barker, actual prejudice, in presenting
18 the Defense as a consequence of the delay in order to
19 succeed on its claim.

20 The United States Supreme Court has been somewhat
21 consistent in explaining whether the defendant is
22 required to show that the delay has actually resulted
23 in this form of prejudice. None of the four factors
24 as either a necessary or sufficient condition to the
25 finding of deprivation of the speedy trial right.

F41.

1 Your Honor, the last factor of prejudice to the
2 defense is seen in three subcategories. The first
3 one is oppressive pretrial incarceration. Your
4 Honor, in Smith vs. Hooey -- one second -- general
5 solicitor wrote a memo to the Supreme Court and in
6 the memo, Your Honor, the general solicitor stated to
7 the court that it is the purpose and intent of the
8 bureau -- the Federal Bureau of Prisons to cooperate
9 with the State. And in some cases the Federal Bureau
10 of Prisons removed an inmate to a facility close to
11 the site of prosecution to reduce the cost to the
12 State.

13 From a logistical standpoint and under the
14 Interstate Agreement of Detainers it cannot have been
15 any more convenient for Mr. Goodman to prosecute me
16 because I was in FDC Miami. I've been told that's
17 less than a 25-minute drive for Mr. Goodman. To
18 inform the prison officials of his desire in
19 prosecuting, all he would have to done was place a
20 phone call to 305 and he would have accomplished his
21 goal of informing me of that.

22 But, Your Honor, the point there is that I was
23 placed in FDC Miami, Your Honor. I was sentenced to
24 fifteen years. An inmate that is sentenced to
25 fifteen years is not supposed to be housed at FDC

F42.

1 Miami. Now, this is where the case takes a little
2 twist because it's unusual to house an inmate that
3 has been sentenced to fifteen years in FDC Miami
4 because FDC Miami's scope is to be a launching pad
5 into the society, into the community.

6 All the prisoners there are about to reenter
7 society so they join a reentry program such as the
8 residential drug and alcohol program, halfway houses,
9 and -- they have a short amount of time. I, on the
10 other hand, was sentenced to fifteen years. But
11 since the Federal Bureau of Prisons wanted to
12 cooperate with the State, they designated me there.

13 Now, the result of that, Your Honor, is
14 oppressive, in that, everyone around me, Your Honor,
15 is getting ready to reenter society. Everyone around
16 me is getting ready for the halfway house. Everyone
17 around me is basically improving themselves.

18 And for me it was like I was standing in a line,
19 and once I get to the front of the line, for some
20 unexplained reason I would have to go to the back of
21 the line. And that's the cruel and unusual part
22 because it wasn't the fact the effect of the theater.
23 It was because I was already placed there. The
24 theater had its own effects which I will get into in a
25 few moments.

F43.

1 But, Your Honor, it's difficult to say. The only
2 way I can possibly explain it would be tying a carrot
3 to a string, tying the string to a stick, riding a
4 horse and holding the stick with the carrot in front
5 of the horse just to see how far the horse can carry
6 you. And just not feeding the horse and just riding
7 the horse until it falls and you just don't give it
8 any food. You just want to see how far the horse can
9 carry you. That's what it felt like when I was at
10 FDC Miami.

11 I couldn't take it anymore so what I did was file
12 a motion pursuant to Florida State Statute 941.45,
13 the Interstate Agreement on Detainers, so I can
14 produce my own body before the Court so that the
15 punishment, the cruel and unusual pretrial
16 incarceration, will end. Your Honor, I was
17 essentially forced to prosecute myself. I was forced
18 to come here. I filed the motion to come here. It
19 was not what Mr. Goodman done (sic).

20 Mr. Goodman has done nothing. Nothing at all.
21 He had the warrant. The warrant wasn't issued and he
22 just logged his detainer. For the State of Florida
23 to log the detainer and not do anything makes no
24 sense. It makes no sense for them not to continue a
25 prosecution.

F44.

1 Your Honor, so as a result of the detainer being
2 logged on me, my custody level was bumped up. I went
3 to FCC Coleman facility. There, the inmates have
4 longer sentences and -- Your Honor, I'm 6'4, 230
5 pounds. It offers me a substantial benefit on the
6 basketball court and on the football court.

7 However, Your Honor, when I'm in prison, people
8 look at me and they don't think, oh, I want him on my
9 basketball team. What they think is, oh, I want him
10 to join my gang. And that has caused me anxiety
11 because people look at me, where I sit, where I eat,
12 who I talk to. And I was -- I did not want to
13 experience a bump up in custody. And that's what the
14 detainer done (sic).

15 Also, Your Honor, while I was at FDC Miami every
16 time I would get on an elevator, I was told to face
17 the back of the elevator for several reasons. They
18 don't want inmates talking to other civilians, but
19 I've grown accustomed to that, and there is other
20 things that I've grown accustomed to. And my anxiety
21 and concern is that certain things that I've grown
22 accustomed to will be reflected when I reenter
23 society.

24 Your Honor, I can remember the day I had a
25 Faretta hearing in a previous court. I was going

F45.

1 back to the jail. I was in the elevator and it felt
2 awkward for me. It felt awkward in the sense that I
3 wasn't facing the back of the elevator. That is
4 exactly what I do not want to feel. I don't want to
5 be in a position where it's perfectly normal for
6 everyone and it's awkward for me. And when I do
7 something to make myself feel normal, everyone looks
8 at me like I'm awkward. That is what I'm going to be
9 subjected to as a result of the detainer being logged
10 on me because the ultimate result of the detainer is
11 that I cannot participate in a halfway house. I
12 cannot participate in a residential drug and alcohol
13 program, and I cannot obtain a better job.

14 Your Honor, while I was in FDC Miami, I had the
15 opportunity to work in the storage department and
16 learn how to operate the forklift. That's an
17 opportunity that I would never have because the State
18 of Florida has logged a detainer against me. Your
19 Honor, also, there is other things that I've grown
20 accustomed to that I wish to shed myself of before I
21 reenter society. And I can't remember everything
22 that is oppressive because, frankly, I've gotten used
23 to it. I'm afraid to reenter society. I'm scared to
24 live with my mother or my sister and subject them to
25 the things that I have adapted to in prison.

F46.

1 The last factor, Your Honor, is prejudice to
2 Defense. Well, it has come to my attention on
3 October 2nd, the date that I entered the plea of not
4 guilty, that the State raised an issue that Miguelina
5 Perez has mental health issues. Well, how has her
6 mental health issues developed as a result of this
7 delay? How was her competence prior? Well, just the
8 fact that the Court questioned her mental health
9 makes me want to inquire as to how her health has
10 been ameliorated, her mental health has been
11 ameliorated, delay. Because that probably could have
12 been another tactical decision by the State to delay
13 the case so her health can deteriorate. She didn't
14 go to trial. Miguelina Perez did nothing to impede
15 the prosecution.

16 And another prejudice to the Defense, Your Honor,
17 is that the State has not complied with the rules of
18 discovery. Since the beginning, since when I got
19 here, October 2nd, the State has not produced
20 discovery. The information was filed April 4th,
21 2013. All the evidence was available to the State,
22 yet the State has not provided any discovery. I'm on
23 my second motion to compel discovery. The evidence
24 -- I have to rely on what the State provides me. I
25 can't even rely on my own evidence because I was

F47.

1 incarcerated all this time. * * *

2 It's obvious that the State has an advantage in
3 me being incarcerated in a different jurisdiction
4 without even knowing that the charges are pending.
5 That has to offer the State an advantage. Also, Your
6 Honor, my financial resources has substantially
7 dwindled. For the last 42 months, Your Honor, I have
8 been washing dishes for 15 pennies an hour. Your
9 Honor, it would take me five months to afford the
10 services of the Law Offices of the Public Defender.
11 My financial -- if I would have known that the State
12 was going to prosecute me, maybe I would have put
13 aside \$10,000 or \$5,000 and retain a lawyer.

14 Your Honor, another thing that has hampered my
15 ability to defend myself is I was never physically
16 arrested. I don't know who the police officers are.
17 The police officers most likely are not going to
18 remember me. How many drug transactions have the
19 Metro Broward Drug Task Force accomplished from
20 October 3rd, 2011, till now? What is the possibility
21 that they are going to remember me, that they are
22 going to have any possible recollection of me, of the
23 events that happened? None. And that's what the
24 State is hoping for. That's -- they want to hamper
25 the Defense.

F48.

1 That's the only possible reason that I can
2 believe that this has taken 43 months, that they
3 didn't execute the warrant because they wanted to
4 avoid the Florida Rules of Criminal Procedure rule
5 3.191. That's the only way they can possibly violate
6 my constitutional right by going under the rule of
7 3.191.

8 Lastly, Your Honor, my cell phone, a crucial
9 piece of evidence, Your Honor. If I had my cell
10 phone, my iPhone, I would be able to orient myself in
11 that I have a daily planner. I take pictures on my
12 phone. And allegedly in the arresting affidavit, the
13 State claims that I had taken pictures of money, and
14 that I -- there was a lot of transactions going on
15 with the phone. Well, where is my cell phone? It's
16 a crucial piece of evidence, and it's missing as a
17 result of the delay.

18 In conclusion, Your Honor, I believe the charges
19 against me should be dismissed with prejudice because
20 the State of Florida made deliberate choices to delay
21 prosecution, and as a result of the choices that the
22 State has made, I've been subjected to oppressive
23 pretrial incarceration. I've been subjected to
24 anxiety and concern, and my ability to present a
25 defense has substantially been hampered. Because of

F49.

1 the those reasons I pray that this Court will dismiss
2 the information with prejudice.

3 THE COURT: From the State, Mr. Goodman.

4 MR. GOODMAN: Good morning, Your Honor.

5 This case was originally filed as a noncustody.
6 The reason for the delay is, as Mr. Villalona said,
7 there was a reverse sting operation that was planned,
8 and for reasons that -- for reasons of -- I guess the
9 best way I can describe it without getting into too
10 much detail is without communicating between police
11 agencies, DA Orlando followed Mr. Villalona and
12 Ms. Miguelina Perez down and requested that the
13 Broward Drug Task Force not make an arrest in the
14 case or continue the reverse sting. That's the
15 reason why it was called off.

16 If you look at the charge that is filed, Judge,
17 it has to do with a conspiracy to traffic in cocaine.
18 It's not an actual trafficking charge. It's
19 conspiracy. And the dates range from August 29th,
20 2011, including and through September 21st of 2012.

21 This case was actually filed in 2013 in April.
22 Both individuals were -- arrest warrants were issued
23 for both of those individuals. Ms. Perez was
24 arrested before Mr. Villalona, and the reason why is
25 Mr. Villalona is really the basis for the cause of

F50.

1 the delay in this case as he was -- as he's indicated
2 several times -- sentenced to 15 years' Florida --
3 federal prison. At this point his detainer was
4 logged. He was never physically arrested; therefore,
5 the speedy trial clock has not started to run yet.
6 It was not a -- he was not -- the detainer was just
7 filed. It was never served on him.

8 What then Mr. Villalona did after being sentenced
9 and realizing that he was not able to get into some
10 of the programs that he discussed went ahead and
11 wrote a letter to the Clerk's office requesting
12 disposition of his charges. However, that's not in
13 compliance with the rules governing the Interstate
14 Act of bringing him back. Once that was denied he
15 did go through the proper means and did file with the
16 warden and interstate -- or IAD agreement and was
17 ultimately brought back.

18 At that time he was served and brought back and
19 then that's when, based on the Rules of Criminal
20 Procedure, that's when the State's time clock for
21 speedy trial started to run. There was some
22 discussion back and forth, in between in Judge
23 Bober's division as to what was going on with this.
24 We gave the defendant the benefit of the doubt and
25 started the clock a little early. State was prepared

F51.

1 for trial at the beginning of January. Mr. Villalona
2 then took a Defense continuance and waived his right
3 to speedy trial on the record.

4 And, Judge, based on these facts there has been
5 no prejudice based on the Defense. You know, I'm
6 going to cite to the Defense cases that he so
7 provided -- or gave us the cites to last week. One
8 of the main things in common -- well, actually,
9 Judge, these cases are completely different factually
10 from what defendant has gone through.

11 The first one was defendant -- this is State vs.
12 Jenkins. It would be 899 So.2d 1238. The defendant
13 was charged with exploitation of elderly or disabled
14 adult, grand theft, and fraudulent use of a credit
15 card and moved to dismiss the grounds. Judge Gold
16 agreed with that. State appealed and the District
17 Court held in the Fourth District that defendant's
18 speedy trial rights were not violated absent showing
19 of actual prejudice.

20 And I think the one thing that you have not yet
21 heard from Mr. Villalona is any sort of actual
22 prejudice. The court in this case goes on to
23 indicate that Prejudice should be determined in light
24 of the purpose of the speedy trial rule. It was
25 designed to prevent oppressive pretrial

F52.

1 incarceration, minimize the accused's anxiety and
2 concern, and limit the possibility of impairing the
3 defense.

4 To demonstrate prejudice, "an accused must offer
5 some explanation of how a missing witness' testimony
6 would be favorable and material" before it is viewed
7 as prejudicial. Moreover, vague assertions of faded
8 memory, without connecting it to a material fact, are
9 insufficient to constitute actual prejudice.

10 Judge, I can tell you that the State in
11 preparation for this trial did a pretrial conference
12 of all the officers. They remember Mr. Villalona
13 very vividly. As a matter, Judge, Mr. Villalona
14 complained about discovery the last time we were
15 here. You asked me to make copies of discs for him.
16 As Mr. Villalona, once he gets a chance to view this,
17 will see himself on video, you know, using narcotics
18 and going on his cell phone. As he said where is the
19 evidence? It's all on video, Judge.

20 THE COURT: How many discs are there?

21 MR. GOODMAN: There are seven discs.

22 THE COURT: Okay.

23 MR. GOODMAN: May I approach with these?

24 THE COURT: Yes.

25 MR. VILLALONA: Your Honor?

F53.

1 MR. GOODMAN: Let the record reflect also that
2 the State has also provided the defendant, now, both
3 times that we've been in front of Your Honor and had
4 him personally served by one of our investigators,
5 our office, with discovery on this case. This is the
6 third time we're sending this over. This is the
7 first time he's getting the discs because before they
8 wouldn't allow us to admit it. And based on our
9 conversation last week, Your Honor, I believe that
10 you can actually write an order for that.

11 THE COURT: Okay.

12 MR. GOODMAN: So, furthermore, Judge, I don't
13 think anything in this case other than defendant's
14 own conduct have been prejudicial to him. He's been
15 sentenced to fifteen years federally for very similar
16 charges as to this. The State logged a detainer on
17 him which is appropriate based on these kind of
18 cases. It was also a noncustody arrest. I know
19 Mr. Villalona talked about that. But as the Court
20 and the State are well aware that an arrest and
21 speedy trial rights don't start running until the
22 defendant is actually arrested.

23 That didn't happen until he was brought back here
24 and that's when the clock started to run. Judge, the
25 State was prepared to go to trial within that time

F54.

1 frame. Mr. Villalona waived his speedy trial rights.
2 That was done on January 12th of 2015 in front of
3 Judge Bober on the record. And at that point, Judge,
4 the State was prepared for trial and prepared to go
5 forward on a case against Mr. Villalona to eliminate
6 any of his concerns about going forward.

7 At that point Mr. Villalona thought better of it
8 and decided that he was not ready for trial and,
9 therefore, requested a Defense charge continuance and
10 waiver of speedy trial, which based on the case law
11 that defendant even proved is one of the mitigating
12 factors involved in whether or not the case is
13 dismissed.

14 Understandably, the defendant has been prejudiced
15 -- I mean, I don't think you can say that he wasn't
16 in the sense that he's been incarcerated because of
17 his federal conviction and he's going to be in prison
18 for fifteen years. I think that the cases are pretty
19 clear that incarceration can affect a defendant's
20 ability to prepare for trial. That's part of the
21 basis as to why Your Honor and Judge Bober
22 continually asked the defendant if he would like an
23 attorney.

24 Understandably, that's the defendant's own
25 decision as to what it's doing or going forward, but

F55.

1 that having an attorney would drastically help
2 Mr. Villalona prepare for his case and his trial and
3 to go through the discovery process which he feels is
4 so prejudiced.

5 Regardless of the fact of this case, Judge, he's
6 also -- as he's been sentenced to fifteen years, he's
7 not free to go out and conduct an investigation, even
8 if Your Honor decided to release him ROR or give him
9 a bond. He would not be able -- he would not be
10 entitled to release anyways until, you know, fifteen
11 years from today.

12 Judge, the Defense has failed, utterly failed, to
13 establish any sort of actual prejudice. There is not
14 even a Defense witness listed in this case, Judge.
15 There is no prejudice. And the one case that he
16 cites Barker vs. Wingo, 92 S. Ct. 2182, indicated --
17 and this is -- it states that Supreme Court Justice,
18 Mr. Justice Powell, held that where a defendant was
19 not seriously prejudiced by more than a five-year
20 delay between arrest and trial, a defendant did not
21 want a speedy trial, defendant's Sixth Amendment
22 right to speedy trial was not violated even though
23 more than four years of the period was attributable
24 to the prosecution's failure or inability to try to
25 have -- or try to have codefendant testimony at

F56.

1 trial.

2 Judge, this is five years, four years case.
3 Mr. Villalona has never served his right to a speedy
4 trial. As a matter of fact he's waived it. All we
5 hear about a speedy trial is that it was violated
6 postwaiver. He has not asserted that he wanted a
7 speedy trial. There's not been a notice of
8 expiration filed. There's not been a demand for
9 speedy trial filed at all. There has been -- other
10 than a couple of motions to dismiss the information
11 based on length of delay, there's been no -- the
12 defendant has not requested that a speedy trial
13 rights be preserved. As a matter of fact, as I've
14 said multiple times, he did waive them.

15 Finally, Judge, just in this case, this case
16 Barker vs. Wingo went on to say, The amorphous
17 quality of the right also leads to the
18 unsatisfactorily severe remedy of dismissal of the
19 indictment when the right has been deprived. This is
20 indeed a serious consequence because it means that a
21 defendant who may be guilty of a serious crime will
22 go free, without having been tried. Such a remedy is
23 more serious than an exclusionary rule or a reversal
24 for a new trial.

25 So this is a very, very high standard, Judge, and

F57.

1 it's not something to be dealt with lightly. And I
2 don't think that based on defendant's argument
3 whatever minimal evidence that he's presented here in
4 court today can at least come to even meet that
5 level.

6 Finally, at the end of this case, Judge, the
7 Supreme Court indicated that, We do not hold that
8 there may never be a situation in which an indictment
9 may be dismissed on speedy trial grounds where the
10 defendant has failed to object to continuances, which
11 hasn't been done in this case because the State
12 hasn't taken a continuance.

13 MR. VILLALONA: Objection, Your Honor, the State
14 did take a continuance on I believe --

15 MR. GOODMAN: Actually that is correct. That is
16 correct. I did take a continuance but it was within
17 the speedy trial right and defendant waived speedy
18 after the fact.

19 But bar -- There may be a situation in which the
20 defendant was represented by incompetent counsel, was
21 severely prejudiced, or even cases in which the
22 continuances were granted ex parte. But barring
23 extraordinary circumstances, we would be reluctant
24 indeed to rule that a defendant was denied his
25 constitutional right on a record that strongly

F58.

1 indicates, as does this one, that the defendant did
2 not want a speedy trial.

3 Judge, I think that sums up this case. I think
4 the defendant is trying to make these motions to
5 avoid charges. The State did everything under its
6 obligation. Once a detainer was filed we knew where
7 the defendant was. And as you are well aware of,
8 Your Honor, the federal government just doesn't
9 release individuals that easily, make a phone call,
10 call down to Miami and say, hey, can we have Steven
11 Villalona. That's not the process. It takes a lot
12 longer to do that.

13 And the government would not release
14 Mr. Villalona if they were in the middle of -- or
15 closing down on their case. The detainer was filed.
16 We knew where he was. We were just waiting for that
17 case to resolve. Once it was done, Mr. Villalona
18 took the action to file his IAD, and at that point we
19 brought him back, complied with all the rules, and
20 the defendant waived his speedy trial right, Judge,
21 and we are now in front of you. So any delay at this
22 point has been attributed to the Defense.

23 MR. VILLALONA: Your Honor?

24 THE COURT: Sure. Briefly.

25 MR. VILLALONA: I waived my right to a speedy

F59.

1 trial under the Florida Rules of Criminal Procedure,
2 3.191. When that happens my right to a speedy trial
3 to the Sixth Amendment is supplanted. I believe it
4 was a Fourth DCA case, Geico vs. Perly (spelling),
5 that -- it was ruled in that court.

6 Also, Your Honor, the State has produced I
7 believe a total of nine discs or seven?

8 THE COURT: Seven discs.

9 MR. VILLALONA: Yeah, well, the total amount of
10 disks that the State has in their property receipts
11 is 13, so 7 minus 13 will leave 6 discs missing, and
12 that's almost half of the evidence.

13 MR. GOODMAN: Judge, as you are aware, there are
14 sometimes multiple recordings contained on a disc.
15 All the discs that the State has in their property,
16 all the discs that the police have in their property
17 is contained which I handed over today.

18 THE COURT: All the videos --

19 MR. GOODMAN: All the videos --

20 THE COURT: -- or all the audios.

21 MR. GOODMAN: -- all the audios, everything that
22 I have and the police have in their possession I've
23 provided.

24 THE COURT: Okay.

25 MR. VILLALONA: All right, Your Honor. And also

F60.

1 pictures of the 2 kilograms, does the State of
 2 Florida still have 2 kilograms in their property? I
 3 can say I never saw 2 kilograms. Maybe if the State
 4 had pictures to provide, maybe I can see what 2
 5 kilograms they are talking about.

6 THE COURT: That's one of the limitations that
 7 you have being in custody is not being able to view
 8 the evidence.

9 MR. VILLALONA: Also, Your Honor, I believe the
 10 State has not provided any justification for the
 11 length of delay between the warrant being issued and
 12 it being executed, because when the warrant was
 13 issued, the case was over with with the feds. And
 14 the fact that I'm sentenced to fifteen years in fed.
 15 does not hold any weight here. I still have my right
 16 to a trial here.

17 THE COURT: Okay. Anything else?

18 MR. VILLALONA: Your Honor, I --

19 THE COURT: Finish with your motion to dismiss.

20 MR. VILLALONA: Excuse me?

21 THE COURT: Just as your motion to dismiss first.

22 MR. VILLALONA: I didn't understand that.

23 THE COURT: Just as your motion to dismiss.

24 Anything else?

25 MR. VILLALONA: I've been subjected --

F61.

1 THE COURT: Well, no, you don't have to repeat
2 yourself. I'm just asking if any other new argument.

3 With that the Court's going to deny the motion to
4 dismiss.

5 And as to the videos, here's the way it works is
6 the original videos are going to go down with your --
7 go down with you to the -- wherever they -- I don't
8 know how they go. When they send you downstairs,
9 there is an order that I need you to stamp my name to
10 the order and then show Mr. Villalona -- or you got
11 to take the staple out for Mr. Villalona -- give
12 Mr. Goodman his copy of the order.

13 And, then, you now have the -- the discs are sent
14 down. Those go to BSO to place in his property. I
15 don't know how they do it.

16 THE COURT CLERK: I keep the original. I took
17 the staple out.

18 THE COURT: He doesn't get them. They go down
19 with him.

20 THE COURT CLERK: Yeah, I know.

21 THE COURT: I don't know how they do it.

22 MR. VILLALONA: Your Honor, I have --

23 THE COURT: Hold on. Hold on. Let me -- one
24 thing at a time.

25 You need another copy of the order, or no?

F62.

1 THE COURT CLERK: No, Judge, I'll certify this.

2 THE COURT: You can give Mr. Villalona a copy.

3 THE COURT CLERK: Okay. So we are going to need
4 another one.

5 ~~-(An off-the-record discussion was had.)-~~

6 MR. VILLALONA: Your Honor, I'd like to know the
7 reason why my motion was denied.

8 THE COURT: On its merits. I don't believe your
9 speedy rights were violated, your speedy trial rights
10 were violated, based upon the arguments that you
11 made -- or I don't find them -- I won't say I don't
12 believe it -- I don't find that they were.

13 MR. VILLALONA: Your Honor, I have a motion to
14 transport back to prison. Miguelina Perez has been
15 shipped off to prison, I believe, by the State. I'm
16 going to have to bring her back to Broward County.
17 I'm going to ask that --

18 THE COURT: For what?

19 MR. VILLALONA: Well, I would like to deposition
20 her because the State has the burden of proving a
21 second non-police person as part of the agreement so
22 I want to see what information she has to offer.
23 Also I'd like to renew my motion for -- to compel the
24 confidential informant's identity. And I would
25 like --

F63.

1 THE COURT: Those were already dealt with --
2 those dealt with --

3 MR. GOODMAN: I don't believe the motion to
4 disclose the CI was, Judge, but I can tell you this,
5 that Mr. Villalona had minimal, minimal contacts, if
6 any, with the CI.

7 THE COURT: Well, he'd still have to argue
8 whatever he wishes to argue.

9 MR. GOODMAN: I'm just letting the Court know.

10 THE COURT: Okay. I'm going to tell you the same
11 thing that I know that every other judge that you've
12 been before has told you with regard to representing
13 yourself, and that is you are severely limited in
14 that one of the arguments that you made on your
15 behalf is your limitations but with regard to being
16 able to do the things that you need to do being that
17 you are limited to do the things that you need to do
18 while you are in federal custody before you asked to
19 come back here to resolve the case. Even though you
20 are back here, you are still limited. I don't know
21 that you are going to be able to take depositions. I
22 don't know that you're going to be able to --

23 MR. VILLALONA: Well, at this point --

24 THE COURT: I'm just saying to you. I'm just
25 telling you, you know, there is a ton of case law out

F64.

1 there that says that the limitations that you have on
2 you as far as preparing your case for trial because
3 you've chosen to represent yourself are limitations
4 that are self-imposed because you chose to represent
5 yourself. I'm not telling you you don't have the
6 right to represent yourself. I wholeheartedly
7 recognize that you wish to do it and I have no
8 problem with you doing it, so it's clear. It's just
9 that some of the things that you wish to do, you are
10 not going to be able to do because you're in custody.

11 MR. VILLALONA: Okay. I understand that, Your
12 Honor. But when I go back to FCC Coleman -- I'm on
13 appeal over there, actually, and --

14 THE COURT: If I send you back there, I can't --
15 if you go back there, you are stuck there, and you
16 can't address your case here at all.

17 MR. VILLALONA: Can we just -- because I'd like
18 to appeal this decision to the Fourth DCA.

19 THE COURT: Well, you can do that. That's not a
20 problem. But I'm saying to you is the problem -- and
21 I don't know that you can because it may not be
22 something that you have the authority to appeal, even
23 though you have the authority to take a petition on
24 it, but as to whether or not they would accept it or
25 deal with it at this point in time, that's a

F65.

1 different story. I'm just saying to you if I send
2 you back or work out for you to go back to -- back to
3 federal --

4 MR. VILLALONA: Yeah.

5 THE COURT: -- they won't bring you back here.

6 MR. VILLALONA: Well, I'll come back on bond
7 procedures because the detainer is still logged
8 against me and they'll just come back and pick me up.

9 THE COURT: I don't know that that occurs. I'm
10 not slowing it up to tell you yes or no. I'd have to
11 find out. But my understanding is once I lose you on
12 original request -- a original request, my
13 understanding is, has to be approved by the warden
14 for you to be able to come here. Generally speaking,
15 it's being approved. However, I don't know that it
16 would be approved at the same time. I don't know
17 that that's where they are going to detain. I can't
18 tell you that if I send you back there you're ever
19 coming back here until the end of your sentence. I
20 don't know the answer to that question.

21 But before you ask me to do that, maybe you
22 better research it to make sure that you know the
23 answer to the question because I have no problem
24 sending you back if you want to go back. I just
25 don't know if you're going to be able to come back.

F66.

1 MR. VILLALONA: Well, the detainer is not logged
2 off of me.

3 THE COURT: I understand this. I don't know the
4 answer to the question and you better do some
5 research before you ask me to do it because --

6 MR. VILLALONA: I believe I'll come back here.

7 THE COURT: That's up to you. If you want to go
8 back to the federal system, I have no problem
9 releasing you back to --

10 MR. GOODMAN: Then I'm just going to object for
11 the record, Judge. I don't want to lose him.

12 THE COURT: Okay.

13 MR. VILLALONA: I'll come back. I'll ask for a
14 bond, a reduction of bond. I'll have -- I'll have
15 the opportunity to retain a lawyer. I'll come back
16 in my civilian clothes.

17 THE COURT: Fifteen years from now.

18 MR. VILLALONA: Well, that's -- Your Honor,
19 that's on appeal right now.

20 THE COURT: Okay. Assuming the worst, God
21 forbid, as you would say, assuming the worst, it
22 would be fifteen years from now that you would come
23 back.

24 MR. VILLALONA: No.

25 THE COURT: Assuming the worst.

F67.

1 MR. VILLALONA: Then Mr. Goodman will still get
2 me. It's not like Mr. Goodman has made any effort to
3 bring me here. It was me who decided to come here.
4 I decided to come here, ultimately, at the end of the
5 day. I filed a motion to come here to resolve this
6 issue. Ultimately, before I go home, I must stand
7 before this Court.

8 THE COURT: Okay. Well, let me --
9 Do you have a motion? Is that what you have?

10 MR. VILLALONA: Yes.

11 THE COURT: Let me take a look at your motion and
12 I'll make a decision within the next few days because
13 I don't know the answer to the question. I don't
14 know that you could ever come back until the end of
15 your particular sentence and I don't know that the
16 State might be prejudiced at this point in time you
17 being back here. I don't know.

18 MR. VILLALONA: Well, if they haven't been
19 prejudiced by the last forty-three months that
20 they've had the evidence, why move -- what's another
21 four or five months?

22 THE COURT: Four or five months?

23 MR. VILLALONA: Less. Even less, probably two.

24 THE COURT: You are assuming you are going to be
25 reversed on appeal.

F68.

1 MR. VILLALONA: Yeah.

2 THE COURT: You're assuming.

3 MR. VILLALONA: Well, what the record reflects.

4 THE COURT: What if you are not?

5 MR. VILLALONA: Well, then I'll be here.

6 THE COURT: Fifteen years from now.

7 MR. VILLALONA: It's not like Mr. Goodman's made
8 any effort to get me.

9 THE COURT: Well, we'll figure out what -- okay.

10 MR. GOODMAN: Do you want to set a status in a
11 couple of days to make a ruling on that?

12 THE COURT: I do. Let me set --

13 THE COURT CLERK: Counsel, you have a calendar
14 call set for May 7th.

15 THE COURT: Okay. Leave it on for May.

16 On for May 7th?

17 THE COURT CLERK: Yeah.

18 THE COURT: Leave it on for May 7th. We'll
19 figure out by then what to do.

20 MR. GOODMAN: Thank you, Your Honor.

21 (Whereupon, the hearing concluded at 11:47 a.m.)

22

23

24

25

F69.

1 CERTIFICATE OF COURT REPORTER

2

3 STATE OF FLORIDA

4 COUNTY OF BROWARD

5

6 I, CHARLES DELBRIDGE, Court Reporter, do hereby
7 certify that the foregoing transcript is a true and
8 accurate record of my stenographic notes of the
9 proceedings had and testimony taken in the above-styled
10 cause.

11 IN WITNESS WHEREOF, I have hereunto set my hand
12 in the City of Fort Lauderdale, Broward County, Florida,
13 this 18th day of August, 2017.

14

15

16

17

18

19

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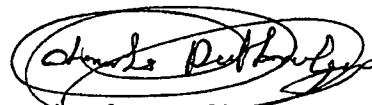
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Charles Delbridge
Court Reporter
Notary Public
Commission No.: FF221241
Expires: 04/15/2019

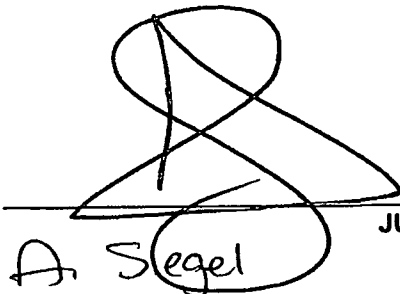
F70.

<input checked="" type="checkbox"/> 17th Judicial Circuit in and for Broward County <input type="checkbox"/> In the County Court in and for Broward County		CLOCK IN Filed in Open Court, <div style="font-size: 1.2em; font-weight: bold;">APR 29 2015</div>	
DIVISION: <input checked="" type="checkbox"/> Criminal <input type="checkbox"/> Traffic <input type="checkbox"/> Other	ORDER		ON _____ BY <u>W</u>
THE STATE OF FLORIDA VS. <div style="text-align: center; font-size: 1.2em;">Steven Villalona</div> <div style="text-align: right; font-weight: bold;">DEFENDANT</div>		CASE NUMBER <div style="font-size: 1.2em;">13-5914CF10A</div>	

CHARGE 1. Conspiracy Traffic in Cocaine

DEFENSE MOTION TO Dismiss IS HEREBY
Denied FOR REASONS AS STATED ON THE RECORD
 IN OPEN COURT.

DONE AND ORDERED THIS 29 DAY OF April, 2015, IN
 BROWARD COUNTY, FLORIDA.



 JUDGE

COPIES: BSO - SAO

F71.

ICC 112-19 ORDER DEFENSE MOTION

**IN THE CIRCUIT COURT OF THE SEVENTEENTH JUDICIAL CIRCUIT
IN AND FOR BROWARD COUNTY, FLORIDA**

STATE OF FLORIDA,
Plaintiff,

v.

STEVEN VILLALONA,
Defendant.

CASE No. : 13-005914 CF 10A
JUDGE : ANDREW L. SIEGEL

Filed In Open Court,
CLERK OF THE CIRCUIT COURT
ON APR 29 2015
BY [Signature]

**ORDER PLACING DISCOVERY AUDIO/VIDEO RECORDINGS
IN DEFENDANT'S PROPERTY**

THIS CAUSE, having come before this Court on April 29, 2015 and the State of Florida having provided to the Defendant certain Audio/Video recordings pursuant to the rules of Criminal procedure and being otherwise duly advised in the premises,

1. The Defendant is representing himself in the proceeding and as such shall acting as his attorney pro se.

2. The Defendant is in custody of the Broward Sheriff's Office.

3. Certain DVD/CD recordings have been produced by the State of Florida, pursuant to the rules of criminal procedure, in response to the Defendant's notice to participate in discovery and his demand for discovery. There are seven (7) discs which are numbered 1 through 7.

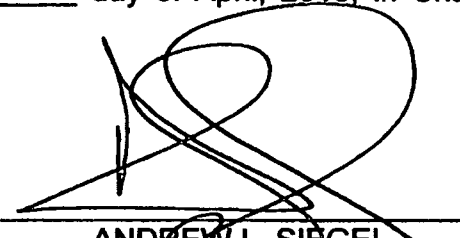
4. The Defendant needs to have access to the DVD/CD recordings, from time to time, for his to prepare for trial while in custody.

Accordingly, it is,

ORDERED AND ADJUDGED, the Broward Sheriff's Office is directed to place the seven (7) DVD/CD recordings in the Defendant's property and make them available to the Defendant for listening/viewing, so the Defendant can prepare for trial.

This Order is not to be construed as requiring the Broward Sheriff's Office to allow the Defendant to keep the DVD/CD recordings with his at all times.

DONE AND ORDERED on this 29 day of April, 2015, in Chambers, Fort Lauderdale, Broward County, Florida.



ANDREW L. SIGEL
CIRCUIT JUDGE

Copies to:

Mr. Goodman, Esq.
Office of the State Attorney

Steven Villalona, Pro se Defendant

IN THE CIRCUIT COURT OF THE SEVENTEENTH JUDICIAL CIRCUIT,
IN AND FOR BROWARD COUNTY, FLORIDA

CASE NO: 13-5914CF10A
JUDGE: BOBER

State of Florida

Plaintiff, : STATE'S SUPPLEMENTAL DISCOVERY
v. :
STEVEN VILLALONA, :
Defendant :

COMES NOW the State of Florida, by and through the undersigned Assistant State Attorney, and pursuant to the provisions of Rule 3.220(b)(1)(A) of the Florida Rules of Criminal Procedure, as supplement to the State's previous submission(s) of discovery herein, submits the following amendment(s) or addition(s):

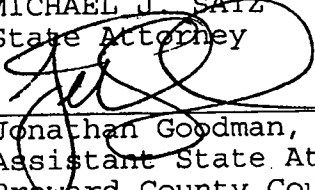
Audio CD: 9-17-12 Miguelina Perez controlled phone calls #11331
Audio CD: 9-21-11 to 2-10-12 U/C calls
Audio CD: 9-20-11 (JT9110-TS11594)
Audio CD: 9-20-11 (JT9110-TS11014)
Audio CD: 9-20-11 (JT9110-TS10512)

DVD: 9-21-11 (JT9110-TS10517)C/I
DVD: 9-20-11 Video of Flash
DVD: 9-21-11 Part I C/I Audio/Video
DVD: 9-21-11 Part II C/I Audio/Video

I HEREBY CERTIFY that a true copy hereof has been furnished by U.S. Mail/Hand Delivery/Electronic Filing this 2nd day of **January**, A.D. **2015**, to Attorney for Defendant named below: James Rubin, Assistant Public Defender.

MICHAEL J. SATZ
State Attorney

By:


Jonathan Goodman, ESQ.
Assistant State Attorney FL Bar #58709
Broward County Courthouse
201 Southeast 6th Street, Suite 585
Fort Lauderdale, Florida 33301-3360
(954) 831-7137

F74.