

1. Procedural History

B. Date of Judgment (conviction/sentence): March 6 1992

C. Date of Sentence: April 2 1992

D. Sentence Imposed: Life on EACH Count AS a Violent
Habitual Felony offender pursuant to Recent Case Law

E. Identify all crimes of which you were convicted and sentenced in this case (all counts): Count (2) (Armed Burglary) Count (2+3) (Armed
Robbery) Count (4+5) (Armed Kidnapping)

F. What was your plea? (Check one)

☐ Guilty

☒ Not Guilty

☐ Nolo contendere

If you entered a guilty plea to one count or charge and a not guilty plea to another count or charge, please explain: _____

G. If you pleaded not guilty, what kind of trial did you have? (Check one)

☒ Jury

☐ Judge only (Bench Trial)

Fake Railroad Trial

H. Did you testify at a pretrial hearing, trial, or post-trial hearing? Yes

(If you did not appeal, skip to Question K.)

J. If you did appeal, answer the following: *Court Appointed Counsel Did Appeal*

1. Name of Court: 4TH DISTRICT COURT OF APPEAL

2. Date Filed: 11/12/92

3. Case Number (if known): 92-1123

4. Date of Result: 1993 MAY-12TH

5. Citation to Case (if known): 618 So.2d 246 SLOTT v. STATE

6. Result: AFF.

7. Grounds Raised on Appeal: (1) COURT IDENTIFICATION OF APPELLANT SHOULD HAVE BEEN SUPPRESSED.

(2) COURT ERRED IN RULING ADMISSIBLE UNCHARGED, IRRELEVANT COLLATERAL CRIME EVIDENCE

WHICH'S ONLY PURPOSE WOULD BE TO PROVE BAD CHARACTER, UNDER THE GUIZE
OF WILLIAMS RULE EVIDENCE. Gun, Glasses, Rubber Gloves (T) POLICE OFFICER'S TESTIMONY FROM PENNA. NO CASE
89-11250

8. Did you file a petition for rehearing? ☐ YES ☒ NO

If yes, state the result: Denied

Date of Result: Denied

9. Did you seek review in the Florida Supreme Court? ☐ YES ☒ NO

THIS IS FLORIDA NO PCA IS REVIEWED

If yes, state the result:

10. Did you file a petition for certiorari in the U. S. Supreme Court?

☐ YES ☒ NO

If yes, state the result: _____

_____ Date of Result: _____

Citation to Case (if known): _____

K. Other than the direct appeals listed above, have you filed any other petitions, applications, or motions challenging judgment of conviction in any state

court? ☒ YES ☐ NO

(If your answer is NO, skip to Question P.)

L. If your answer to Question K is YES, answer the following:

1. Name of Court: Broward County Courthouse, STATE OF Florida

2. Identify what you filed (for example, a Rule 3.850 motion, habeas petition,

etc.): 3.850, WITH Exhibits

All Documents + Exhibits (Taken By STATE Corrections Officials) By order of The "State",
ONE Hand Cleans THE OTHER!

3. Case Number (if known): 91-75450F10 Date Filed: April 1 1993

4. Grounds Raised: over (26) Grounds Supported By Exhibits

5. Was an evidentiary hearing held on your petition or motion?

☐ YES ☒ NO

6. Result: Denied on ~~DEC~~ 2013 18 years AND 5 writs of
mandamus LATER Date of Result: ~~DEC~~ 2013

M. If you filed a second petition, application, or motion, answer the following:

I couldn't it took 18 years on the first one
(If you did not file additional petitions, applications, or motions, skip to

Question O.)

1. Name of Court: _____

2. Identify what you filed (for example, a Rule 3.850 motion, habeas petition,

etc.): CAN'T Remember AT THIS TIME. Because They stole
All my Boxes of Legal work

3. Case Number (if known): 91-7545 Date Filed: _____

4. Grounds Raised: I wrote the Attorney General's office in 2002 and in 2003 they transferred
my CASE to Tampa Florida, then in 2005 the TAMPA office raided the Broward Sheriff's
office in Broward, AND Arrested 100 cops for falsifying cases AND throwing
unsolved cases on people AND telling them to lie. Just like they did me.
I wrote them again and again AND the corrections officers came in AND locked
me up AND confiscated all my correspondence/letters + documents. I wrote Washington
again and again AND received no more responses. I know for a fact the STATE flagged
my CASE AND started intercepting my legal mail. I was told by several law librarians
my CASE is flagged. BUT NO ONE tries to help me. AT ALL

5. Was an evidentiary hearing held on your petition or motion?

N. If you filed a third petition, application, or motion, answer the following:

(If you did not file additional petitions, applications, or motions, skip to

Question O.)

1. Name of Court: Broward County Courthouse

2. Identify what you filed (for example, a Rule 3.850 motion, habeas petition,

etc.): CANT Remember All paper work Stolen

I raised THE FACT in 2005 when Congress Passed A Bill For People with Life Sentences To GET DNA TESTING OF PHYSICAL EVIDENCE INTRODUCED AT TRIAL.

3. Case Number (if known): 91-7545CF10A Date Filed: July or August

4. Grounds Raised: I wanted DNA TESTING OF THE TWO PAIR OF EARRINGS INTRODUCED INTO MY TRIAL BY THE STATE AND TESTIMONY OF THE FAKE VICTIM I WANT HER DNA TESTED TO PROVE THAT SHE NEVER WORE, OR OWNED THE TWO PAIR OF EARRINGS EVER IN HER LIFE. IT WAS CLEARLY FALSIFIED EVIDENCE THAT WAS GIVEN TO THEM FROM MY X-WIFE 'I DEVORCED' BECAUSE SHE CHEATED ON ME! SHE GAVE THE COPS (TWO) PAIR OF EARRINGS SHE KNOWS FOR A FACT THEY WEREN'T STOLEN AND SHE DID IT TO GET THEM TO LEAVE HER ALONE! I CANT BLAME HER FOR IT, BUT THE JEWELRY WAS NOT STOLEN AT ALL. THE STATE TOLD THE LADIE TO LIE AND SAY IT WAS HERS IN MY TRIAL. BECAUSE THEY NEEDED FAKE EVIDENCE AND TESTIMONY

5. Was an evidentiary hearing held on your petition or motion?

☐ YES ☒ NO

6. Result: denied I never Heard Anything Back Because my FIRST 3.850 was still pending. I Told them This is A separate claim under New Congressional LAW
Date of Result: NONE

(If you filed more than three petitions, applications, or motions, attach

O. Did you appeal to the highest state court having jurisdiction over the action

taken on your petition, application, or motion?

1. First Petition: ☐ YES ☒ NO

2. Second Petition: ☐ YES ☒ NO

3. Third Petition: ☐ YES ☒ NO

a. If you did *not* appeal the result, explain briefly why you did not:

NOT Allowed To Appeal (PCA) — Period
THIS IS FLORIDA

b. If you did file an appeal, what was the result:

Denied, Barred

c. Date of the opinion/mandate (include case citation, if known):

P. Have you previously filed a § 2254 petition or other pleading regarding the

validity of your state conviction or sentence in any federal court?

☒ YES ☐ NO

Result: Just Denied By Federal Judge
After Magistrate Judge Gives His Answer To
Him

Appeal? ☒ YES ☐ NO Result: Denied Appealability

II. GROUNDS RAISED IN CURRENT § 2254 PETITION

ATTENTION: *To proceed in federal court, you must ordinarily first exhaust all available state court remedies on each ground raised in this petition. Also, if you do not set forth all grounds in this petition, you may be barred from presenting additional grounds at a later date.*

For this petition, state **all** grounds on which you claim that you are being held in violation of the Constitution, laws, or treaties of the United States. You must provide a summary of **specific facts** in support of each ground raised. Do not argue or cite case law. A supporting memorandum of law, not exceeding 10 pages, may be attached to this petition presenting legal argument, but all supporting facts must be set forth in this petition. (Attach additional pages as

A. Ground One: I was Denied my Alibi Witnesses Testimony AT TRIAL

A Federal Prosecutor AND (15) or more FBI and DEA Agents
I was denied the Right to a Fair Trial Guaranteed By 5th Amendment of United States Constitution and Due process of Law By the 14th Amendment.

1. Supporting Facts (brief statement without citing cases or law):

I was AT (Father Nature Nursery) on JAN 30TH 1989 - Feb 1 1989, I got permission

Through Robert Anthony Glenn (the owner), He got permission from His Federal Prosecutor
For me Leer Scott to run His business with 25-Guatemalan workers, while He was seeing
His Attorneys AND going To Federal Court in Broward County, Federal Courthouse. For Drug
Trafficking, R.I.C.D. AND Sentencing Proceedings. He got Busted in 1988, He got permission from
His Federal Prosecutor on Jan 28-28 1989. I was called AND Told To be there By The Courthouse
I Had To compel my Passport - Drivers License AND Captains License, I was there multiple days
Always in the company of the FBI + DEA. They even called in AND Reported I was
there, multiple times. I know where I was AT After I was Beaten To Death on June 5 1991.

2. Did you raise this claim in state court by direct appeal?

☐ YES ☒ NO

If you did not raise this claim, explain why: Public Defender Did Appeal (I wrote Her)
AND Told Her To contact my Alibi witnesses. NO ANSWER!

The officers came AND TOOK All my legal Correspondence I Had
with Her AT Henry Correctional Institution.

3. Did you raise this claim in a Rule 3.850 motion or otherwise?

☒ YES ☐ NO

If yes, explain how it was raised (type of petition): 3.850

c. Date of Decision: Denied on 2013

d. Result: Denied

4. Did you receive a hearing on your motion or petition?

☐ YES ☒ NO

5. Did you appeal from the denial of your motion or petition?

☒ YES ☐ NO

6. Was Ground One raised in your appeal?

☒ YES ☐ NO

a. If not raised in your appeal, why not? _____

b. Identify the name and location of the court where appeal was filed:

11TH CIRCUIT COURT OF APPEAL

4TH DISTRICT COURT OF APPEAL

c. Case # (if known): DON'T KNOW

d. Date of Decision: Denied (No Review Granted)

e. Result: Denied

One: _____

B. Ground Two: The Evidence Introduced AT TRIAL is Fraud

ITS NOT Williams Rule Evidence, The Violated my Constitutional Right To A Fair TRIAL GUARANTEED BY THE 5TH AMENDMENT OF THE U.S. CONSTITUTION AND THE 14TH AMENDMENT DUE PROCESS OF LAW BY ALLOWING Falsified Evidence in my Trial

1. Supporting Facts (brief statement without citing cases or law):

They Used Evidence From CASE # 89-11250 WHICH OCCURRED MAY 8, 1989. Subsequent TO CASE # 91-7545 WHICH OCCURRED PRIOR IN JAN 30 1989. Two Seperate CITIES + Two Seperate NON IDENTICAL CRIMES OR INCIDENTS WITH THE CRIME THEY RAIDED ME ON. Occurred PRIOR TO THE EVIDENCE EVEN EXISTING. 89-11250 WAS NOT A Burglary CASE THEY LIED TO ME AND FORCED ME TO COP OUT ON. I DIDNT STEAL ANYTHING. THEY STOLE ALL MY STUFF WHILE I WAS IN JAIL AND PRISON. WHEN I GOT OUT I FOUND OUT AND SO DID MY FAMILY. THE SHERIFF THREATENED MY MOTHER + FATHER AND MADE THEM GO BACK TO CAROLINA. AT THE SAME TIME THEY FALSELY ARRESTED ME AND CHARGED ME IN CASE 91-7545 THEN THEY BEAT ME TO DEATH ON JUNE 5 1991. In SEPT + OCTOBER THEY TOLD THE (LIEING) FAKE VICTIM TO LIE ON ME AND SAY I ROBBED HIM.

2. Did you raise this claim in state court by direct appeal? They Falsified AND BACK DATED ALL THE DOCUMENTS THEY HAVE, AFTER MY BEATING TO DEATH AND COMA INDUCED TRAUMA ON JUNE 5 1991. I WAS SUPPOSE TO BE RELEASED ON JUNE 5 1991 BECAUSE THEY REACHED MY 45 DAY OF ILLEGAL DETAINMENT.

☒ YES ☐ NO 3,650

A police officer CALLED CRIME STOPPERS AND HAD ME ARRESTED. ITS ALL ON VIDEO CAMERA AT THE MAIN BROWARD COUNTY JAIL. I ARGUED AND CONFRONTED THE JUDGES ON VIDEO WHO ADMITTED THEY HAD NO

If you did not raise this claim, explain why: _____

Probable Cause

3. Did you raise this claim in a Rule 3.850 motion or otherwise? YES

a. Name and location of the court where the motion or petition was filed:

Southern District State of Florida

b. Case # (if known): _____

c. Date of Decision: 2015 Denied!

d. Result: Denied

4. Did you receive a hearing on your motion or petition?

☐ YES ☒ NO

5. Did you appeal from the denial of your motion or petition?

☒ YES ☐ NO

6. Was Ground Two raised in your appeal?

☒ YES ☐ NO

a. If not raised in your appeal, why not? Appealability Denied

b. Identify the name and location of the court where appeal was filed:

11TH Circuit Court of Appeal

7. Identify any other way in which you exhausted state remedies for Ground

Two:

C. Ground Three: I WAS ILLEGALLY SENTENCED AS A HABITUAL

Violent Felony Offender. "They Refuse To Correct" They Violated My 5TH
AND 14TH Amendment Right Guaranteed By The United States Constitution.

1. Supporting facts (brief statement without citing cases or law): on April 2 1992

I WAS SENTENCED pursuant TO RECENT CASE LAW ON THE RECORD
IT WAS OBJECTED TO ON THE RECORD. ILLEGAL SENTENCING WAS NOT RAISED
ON MY DIRECT APPEAL, CASE # 92-113. I FILED MULTIPLE MOTIONS FOR CORRECTION
OF ILLEGAL SENTENCE. THEY REFUSE TO CORRECT MY ILLEGAL SENTENCE. THE
STATE PURPOSELY MIS-APPLIES THE LAW, TO HAVE THE COURT DEAL CORRECTING MY
ILLEGAL SENTENCE. THEY REFUSE TO COMPLY WITH "LAW-IN-EFFECT" FOR PUNISHMENT
THE BASIC FUNDAMENTAL PRINCIPLE OF CRIMINAL LAW IN FLORIDA AND THE UNITED STATES
THEY PURPOSELY MIS-APPLY AND REFUSE TO DO THEIR JOB. THE SUPREME COURT OF FLORIDA COVERS
UP. EVERYTHING AND REFUSES TO ORDER THEM TO COMPLY WITH THE LAW (COVER-UP)!

See: APPENDIX(S) A, B, C, D.

2. Did you raise this claim in state court by direct appeal?

☒ YES ☐ NO

If you did not raise this claim, explain why: _____

If yes, explain how it was raised (type of petition): correction of sentence motions (multiple)

Writ of Prohibition, Habeas Corpus

a. Name and location of the court where the motion or petition was filed:

4TH DCA, Supreme Court of Florida

b. Case # (if known): _____

c. Date of Decision: _____

d. Result: Denied/Denied/Denied/Denied/Denied/
Denied/Denied/Denied/Refuse Appeal

4. Did you receive a hearing on your motion or petition?

☐ YES ☒ NO

5. Did you appeal from the denial of your motion or petition?

☒ YES ☐ NO

6. Was Ground Three raised in your appeal?

☒ YES ☐ NO

a. If not raised in your appeal, why not? _____

b. Identify the name and location of the court where appeal was filed: 4TH DCA 11TH Circuit

d. Date of Decision: _____

e. Result: Denied, Denied Appealability

7. Identify any other way in which you exhausted state remedies for Ground

Three: I Filled Multiple motions in multiple

Courts, None of the Courts will Tell the Lower Court to
comply with the LAW.

D. Ground Four: I Filed "LATCHES" violation in violation of Due Process of my
Constitutional Rights Guaranteed by the 14th Amendment US Constitution,

1. Supporting Facts (brief statement without citing cases or law): I Filed my 3.850

in Broward County in 1995. I also Filed multiple writs of mandamus
to the Appellate Court 4th District Court of Appeal. All they did was issue
A order to respond, The State responds and doesn't answer my 3.850. writ
is moot no action taken, every single time. The system is fake and
they work for the state; THAT'S why it took 18 years to get a
Bogus Answer. All my exhibits refuted their ENTIRE Response. I
was still Denied. AND THEN DOC CAME AND TOOK AND PURGED ALL my
boxes of legal work at Walton CJ. I took me a year to get my left over
stuff at Mayo CJ. (18) ENTIRE years for a Answer on a 3.850 pure (B.S.)
AND Violates EVERY Constitutional Right I have, AND THE KNOW IT. =

2. Did you raise this claim in state court by direct appeal?

☒ YES ☐ NO

3. Did you raise this claim in a Rule 3.850 motion or otherwise?

☒ YES ☐ NO

If yes, explain how it was raised (type of petition): 2254 in the
Southern District Broward

a. Name and location of the court where the motion or petition was filed:

Southern District Broward

b. Case # (if known): ? 91-2545CP10

c. Date of Decision: Decided Immediately After Magistrate Bogas Reply

d. Result: Denied

4. Did you receive a hearing on your motion or petition?

☐ YES ☒ NO

5. Did you appeal from the denial of your motion or petition?

☒ YES ☐ NO

6. Was Ground Four raised in your appeal?

☒ YES ☐ NO

c. Case # (if known):

3

d. Date of Decision:

Denied Appeal 06/15/94

e. Result:

Denied my Right To Appeal

7. Identify any other way in which you exhausted state remedies for Ground

Four:

(Set forth additional grounds, if any, on separate sheets of paper.)

ON ME. Had me Locked Up. Then THEY Declair you A phsyc AND PUT YOU IN CSU THEN TCU
Hit you with STUN GUNS while you sleeping. Then SHIP you to DIFFERENT PHSYC FACILITIES
AND THEY DO THE SAME THING OVER AND OVER AGAIN. I'll Take Any polygraph Exam AND
PROVE FACT ITS ALL BS. AND THEIR GETTING AWAY WITH THIS BS. I TO THE Florida Supreme
COURT ON 2/24/20. EVERY TIME! MY CORRECTION OF SENTENCE MOTION IS STILL PENDING WITH NO ANSWER
get them to send you a copy WITH EXHIBITS, AND Ask THEM TO Respond to you. YOU WILL SEE.
THEY HAVE BEEN BS-SITTING For 30 years.

If so, state the reason(s):

F. Pending Proceedings

Do you have any petition or appeal currently pending (filed, but not yet decided) in *any* court (state or federal) for the judgment being challenged in this petition:

☒ YES ☐ NO

My "Illegal Sentence"!

Please explain: *I always File A 3.800 Correction of Illegal Sentence*

Motion To The Lower Court. They Have one Now Filed 12/19/19 No Response AS OF YET. They Refuse To Comply With The LAW. Tell them To send you A copy with All The Exhibits. See Appendixes A, B, C, D

G. Future Sentence

Do you have any future sentence to serve (as in a consecutive sentence imposed) after you complete the sentence for the judgment challenged in this petition?

☐ YES ☒ NO

1. If so, identify the other sentence: _____

2. Name and location of the court that imposed that sentence: _____

3. Date Sentence was Imposed: _____

4. Case Number: _____

bar this petition: Do NOT Bar my Petition!

III. RELIEF SOUGHT IN CURRENT § 2254 PETITION

Petitioner requests the Court grant this § 2254 petition and provide the

following relief: I respectfully Request Grand Jury

Indictments And Criminal Prosecution of Every
AND All STATE Employees Involved, and All That
were involved in This 30 years of Suffering
I received After being Beaten To Death, AND
Robbed AND Sexually Assaulted By The
Rigged Court System AND its Players.

_____ or any other relief to which Petitioner is entitled. Emergency Release

Signature of Attorney (if any): X Lee R. Scott

on the 10TH day of December, 2020.

Date: 10/12/20 Petitioner's Signature: Lee R. Scott

(If the person signing above is not the petitioner, state relationship to the petitioner and explain why the petitioner is not signing this petition below.)

Printed Name of Petitioner: Lee Robert Scott

Prisoner ID #: 187971

Correctional Institution: Apalachee Correctional Institution

Address: 35 EAST UNIT DRIVE, Snead, FL 32460

(You must timely notify the Clerk's Office if there is any change to your mailing address.)

I Filed for Certiorari in your Court in May 2020 Never Received A Response. That Same Month Fla Sup CT sent me a Docket and I never sent them a Notice I wrote you!

Filed 2/24/20 CASE# SC20-295

(1) A 1-year period of limitation shall apply to an application for a writ of habeas corpus by a person in custody pursuant to the judgment of a State court. The limitation period shall run from the latest of-

331-20 writ of prohibition Another Bogus Answer Cover up!

(A) the date on which the judgment became final by the conclusion of direct review or the expiration of the time for seeking such review;

NO. _____

IN THE
SUPREME COURT OF THE UNITED STATES

IN RE Lee Robert SCOTT - Petitioner

VS.

STATE OF FLORIDA - Respondents

APPENDICES

TO

WRIT OF HABEAS CORPUS §2254

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

STATE OF FLORIDA

vs.

LEE ROBERT SCOTT,

Defendant.

*Assault on Lee Scott
Near Death Beating June 5 1991*

CASE NO. (91-11701 CF)
91-7545 CF

Judge Leroy H. Moe

Broward County Courthouse
Fort Lauderdale, Florida
April 2, 1992
10:00 o'clock a.m.

The above-entitled cause came on for hearing
before the Honorable LEROY H. MOE, Presiding Judge, at
the Broward County Courthouse, 201 Southeast 6th
Street, Fort Lauderdale, Florida, 33301, on the 2nd day
of April, 1992, at 10:00 o'clock a.m.

COPY

APPEARANCES:

MICHAEL J. SATZ, State Attorney
By: **JAMES TYLOCK, ESQ.,**
Assistant State Attorney,
appearing on behalf of the State of Florida.

RICHARD L. ROSENBLAUM, ESQ.,
SPECIAL PUBLIC DEFENDER
appearing on behalf of the Defendant.

(Whereupon the following proceedings were had.)

MR. ROSENBAUM: Good morning, Your Honor, may it please the Court, Rick Rosenbaum on behalf of Lee Scott on page 14 and 15 of the Docket.

If I could go over the case, the battery on a law enforcement officer which is on Page 15, if I could, Judge, at this point, I would ask to delete the motion - the renewed motion for appointment of investigator, and I would like to withdraw on that case.

Judge, basically there has been a total breakdown between Mr. Scott and I, and I can't effectively assist him on this case.

THE COURT: Does the State have any position on that?

MR. TYLOCK: No, sir.

THE COURT: Motion granted.

MR. ROSENBAUM: With regard to the sentencing, you have just been handed a Notice of the State's intent to have Lee Scott declared as a habitual offender or a violent habitual offender.

Based on the seriousness of the

1 offense, I think at this point it would be most
2 prudent for me to ask for a continuance of the
3 sentencing so I have time to go over this with
4 Mr. Scott; however, if he's not going to be
5 receptive to talk to me, I'm as prepared today
6 as I'm going to be.

7 THE COURT: Is there any legal reason
8 why sentencing cannot be imposed?

9 MR. ROSENBAUM: None, Your Honor.

10 THE COURT: Anything to offer by way
11 of mitigation or allocution?

12 MR. TYLOCK: Yes, sir.

13 Your Honor, the State has filed today,
14 I realize it's a last minute motion, to have Mr.
15 Scott declared a habitual offender based upon a
16 case, Derrick Smith versus State, 16 Florida
17 Law Weekly D2229. I'm giving a copy to the
18 Court. It's basically the crime in question
19 which occurred in 1989.

20 Subsequent to this, he was arrested on
21 another burglary, a life felony, some two months
22 later in May which he was subsequently released
23 and has been released through sentencing in
24 this case. His conviction in this case, you
25 have the case I have given to the Court which

1 held for the proposition that this case is
2 sufficient to charge the Defendant as a habitual
3 offender even though it was subsequent to this
4 crime because it was a routine sentencing and
5 adjudication in this case.

6 I found this case yesterday, and I
7 believe it's Second District.

8 MR. ROSENBAUM: Judge, briefly in
9 response, Mr. Tylock did give me a copy of the
10 case yesterday afternoon, and briefly, it's
11 patently unfair under the habitualization
12 statute to habitualize Lee Scott for conduct
13 which occurred subsequent to the other things he
14 was convicted of. This was the first of two
15 criminal convictions. This was the first time
16 sequentially of the two convictions, so he does
17 time on the case that occurs a month after the
18 [REDACTED] robbery, and it's unfair and it would
19 violate 775.084 in the spirit and intent of the
20 habitualization statute for conduct that
21 occurred basically before the case he was
22 sentenced on.

23 THE COURT: What is eligible for as
24 a violent habitual offender in the book?

25 MR. TYLOCK: Life.

1 THE COURT: What does that mean in
2 terms of years?

3 MR. TYLOCK: Life. It's supposed to
4 be no parole.

5 THE COURT: Violent habitual?

6 MR. TYLOCK: The minimum is life with
7 no parole. Anything from one day to life. As a
8 violent habitual, it's no longer mandatory to
9 give life.

10 THE COURT: All right. Lee Robert
11 Scott --

12 MR. ROSENBAUM: Judge, excuse me,
13 before you do pronounce sentencing, there is a
14 motion for new trial pending, and I would stand
15 on the motion and ask the Court to rule on that.

16 THE COURT: Any reply to the motion
17 for new trial?

18 MR. TYLOCK: The allegations are not
19 grounds as a fact of law. The Defendant filed
20 his notice of appeal yesterday.

21 MR. ROSENBAUM: Judge, I didn't get a
22 call from the appellate division that Lee filed
23 pro se a notice of appeal under the
24 impression that I was required to prepare under
25 9.140 the notice of appeal and statement of

1 judicial acts to be reviewed, as I assured my
2 client that I would fulfill my duties and file
3 that as soon as sentencing was over and then he
4 filed the notice of appeal. I'm not sure where
5 you are jurisdiction-wise on the case.

6 THE COURT: The notice of appeal is in
7 effect a nullity because there is no written
8 order denying the motion for new trial; however,
9 I'm sure that no one is going to deprive him of
10 an appeal, and we can straighten out the
11 logistics when we have to.

12 All right. There being no legal
13 reason --

14 MR. ROSENBAUM: Are you ruling on my
15 motion for new trial?

16 THE COURT: I'm sorry, the motion for
17 new trial is denied. The court begrudgingly
18 gives you this respect, Lee Robert Scott.
19 Generally, there are good people that do a bad
20 thing, some people that do a dumb thing, and
21 generally they'll try to get on with their lives
22 and make the best of the situation. Some are
23 institutionalized, but it's that you get a
24 guy that is really a bad guy that I don't think
25 could be rehabilitated. That's why I say I

1 begrudgingly give you some respect, you fall
2 into that category. I don't think that it's
3 possible to rehabilitate you. I think the
4 safety of Broward County and other states is
5 more important.

6 I find you qualified to be a violent
7 habitual offender, pursuant to Florida Statutes
8 and recent case law. It's the judgement of the
9 law and the sentence of this Court on Counts 1,
10 2, 3, 4 and 5, adjudicated guilty, declared to
11 be and classified as a violent habitual offender
12 and sentenced to life in prison all to run
13 concurrent, credit time served.

14 I don't want him uncuffed. You'll
15 have to print him as best you can. That's the
16 deal.

17 MR. TYLOCK: May it please the Court,
18 as part of the motion, there has been no
19 evidence raised that he's received either a
20 pardon or any sort of -- He has received no
21 pardon as to his prior felony conviction
22 burglary with a battery in 1989. I would ask
23 the Court if the Court would ke me to draw up
24 a formal order in case --

25 THE COURT: You submit a proposed

1 order, and I'll adapt it or modify it so it is
2 in effect my own order.

3 MR. TYLOCK: Yes, sir.

4 MR. ROSENBAUM: Judge, just for the
5 record, at this point, I would be filing a
6 notice of appeal which I understand I'll have to
7 take back and walk downstairs, additionally, a
8 designation to the Reporter, statement of
9 judicial acts to be reviewed, a designation for
10 the Public Defender in Palm Beach to handle this
11 appeal as well as my motion to withdraw and be
12 relieved of any responsibility with regard to
13 this case.

14 THE COURT: All right. I'm going to
15 strongly suggest to the State you look at
16 dropping this battery LEO so we can get this guy
17 out of here.

18 MR. TYLOCK: It will run concurrent,
19 Judge?

20 THE COURT: Well -- do you have
21 anybody that you would want to represent you on
22 that case?

23 THE DEFENDANT: Have anybody, no.

24 THE COURT: If you think about it, let
25 us know. In the meantime, does anybody want to

1 volunteer?

2 THE DEFENDANT: Can I ask the Court to
3 notarize something for me?

4 THE COURT: No, I can't notarize
5 anything for you. All right. I'm going to put
6 it on for a status conference next Thursday.

7 MR. TYLOCK: That's fine. That will
8 give me a little time.

9 THE COURT: Figure out where you want
10 to go. If not, then we'll try the case.

11 In the meantime, by Thursday, you
12 think of a lawyer that you want to represent
13 you, and if you can get someone to represent
14 you, we'll be glad to appoint him or her.

15 THE DEFENDANT: Mr. Black out of Palm
16 Beach.

17 THE COURT: He has to be local. He's
18 out of Miami. He was only temporarily in Palm
19 Beach. All right. That's that.

20 THE DEFENDANT: Am I allowed to say
21 anything? I thought I was allowed to say
22 something during my sentencing? Can I? Do I
23 get to say what I have to it going to
24 be a trial where I can't say anything?

25 THE COURT: Well, I don't want the

1 record to reflect under any circumstances
2 anybody precluding you from saying anything that
3 is not the truth, not the facts, and not the
4 law; but, at any rate, if you want to say
5 something, go ahead.

6 THE DEFENDANT: Well, I've just gone
7 through a trial that is probably a disgrace to
8 this criminal justice system. One can only
9 wonder why a Judge like yourself can sit on the
10 bench and allow the State to get away with what
11 they got away with.

12 I'm asking you myself before you
13 sentence me that you give me that right to speak
14 before I get sentenced. I'm asking you now,
15 give me the death sentence so that the record
16 reflects this when I die that the State
17 ramrodded evidence and I can show you right
18 where the victim himself stated on a
19 pre-sentence investigation that they wanted me
20 to turn State's evidence because the guy who did
21 this is hiding out. That tells you right there
22 that I didn't do it, and they know I didn't do
23 the crime, and they ram-ro whole
24 fucking thing on me because I wouldn't tell them
25 who did do it.

1 Now, whether I'm done or not, that's
2 up to me to know, but I want you to know one
3 thing, I did not do this crime, and if you're
4 going to ramrod me, or anything like that, then
5 you might as well give me the death sentence.

6 I beg you now, kill me, I want you to
7 kill me. That way I can expose the State and
8 their ramrod tactics to the whole world and let
9 them know what happened.

10 THE COURT: I don't discount your
11 feelings. I'm certainly not going to argue with
12 you, but if you want to die, you'll have to do
13 it yourself.

14 THE DEFENDANT: Could you ask my
15 lawyer Mr. Rosenbaum to please give me back the
16 Federal class action that I gave him fifteen
17 months prior to type up and notarize for me?

18 THE COURT: He's no longer your lawyer
19 now, but that's between you and him.

20 (Where upon the hearing was
21 concluded.)
22
23
24
25

CERTIFICATE

I HEREBY CERTIFY that the foregoing is a:
true and correct transcription of my stenographic
notes of proceedings had before LEROY H. MOE, Circuit
Court Judge, at the Broward County Courthouse, 201
Southeast 6th Street, Fort Lauderdale, Florida,
commencing on the 2nd day of April, 1992.

IN WITNESS WHEREOF I have hereunto affixed my
hand this 2nd day of September, 1992, in the City of
Fort Lauderdale, County of Broward, State of Florida.

BONNIE TANNENBAUM
Deputy Official Court Reporter

Beth E. Mallis

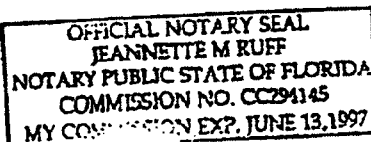
BETH E. MALLIS
Official Court Reporter

STATE OF FLORIDA
COUNTY OF BROWARD

The foregoing certificate was acknowledged
before me this 28th day of February, 1994, by Beth E.
Mallis, who is personally known to me.

Jeanette M. Ruff

Jeanette Ruff
Notary Public - State of Florida
My Commission Expires:



LEE R. SCOTT 187941
(NAME) (D.C. #)
HENDRY CORRECTIONAL INSTITUTION
Rt. 2, BOX 13-A MAIL BOX# 604
IMMOKALEE, FLORIDA 33934-9747

OFFICE OF THE CLERK OF THE
17TH JUDICIAL CIRCUIT

JAN. 2, 1993
(DATE)

RE: STATE OF FLORIDA VS. LEE R. SCOTT

CASE NO. 89-11250 CF 10A

(NAME UNDER WHICH CONVICTED)

Dear Clerk:

I am in the process of preparing further litigation in the above entitled proceeding(s).

I am in need of copies of the following documents:

☒ JUDGMENT AND SENTENCE PAPERS

☒ SENTENCING GUIDELINES SCORESHEET

☐ SENTENCING DEPARTURE ORDER

☐ HABITUAL OFFENDER SENTENCING ORDER

☒ INFORMATION OR INDICTMENT

☒ OTHER: PLEA AGREEMENT AND ANY OTHER DOCUMENTS

PERTINENT TO ABOVE CASE.

I am an incarcerated state prisoner and have no funds with which to pay for copies of the requested documents.

Thank you for your assistance in this matter.

Respectfully Requested,

Lee R. Scott
(Signature)

89-11250-CF10
A

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

THE STATE OF FLORIDA

vs.

LEE ROBERT SCOTT

ANTONIO FRANCISCO

INFORMATION FOR

I. ARMED BURGLARY *without firearm*

II. GRAND THEFT

III. RESIST OFFICER WITHOUT VIOLENCE
(MISDEMEANOR)

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF FLORIDA:

MICHAEL J. SATZ, State Attorney of the Seventeenth Judicial Circuit of Florida, as Prosecuting Attorney for the State of Florida in the County of Broward, by and through his undersigned Assistant State Attorney, charges that

LEE ROBERT SCOTT and ANTONIO FRANCISCO

on the 21st day of May, A.D. 1989, in the County and State aforesaid

did unlawfully, enter or remain in a structure or the curtilage thereof, to-wit: a dwelling, located at [REDACTED] property of [REDACTED] III, with intent to commit therein the offense of Theft, to-wit: the obtaining, using, or endeavoring to obtain or use the property of another, said property being of value, with the intent to permanently or temporarily and unlawfully deprive the owner or any other person of said property or the use and benefit thereof, and in the course thereof they were armed or armed themselves within such structure with explosives or a dangerous weapon, to-wit: handguns, contrary to F.S. 810.02(1) and F.S. 810.02(2),

COUNT II

AND MICHAEL J. SATZ, State Attorney of the Seventeenth Judicial Circuit of Florida, as Prosecuting Attorney for the State of Florida in the County of Broward, by and through his undersigned Assistant State Attorney, charges that LEE ROBERT SCOTT and ANTONIO FRANCISCO, on the 21st day of May, A.D. 1989, in the County and State aforesaid, did then and there unlawfully and knowingly obtain or endeavor to obtain the property of [REDACTED] III, to-wit: fishing rods and reels, binoculars, and a watch, of the value of three hundred dollars (\$300.00) or more, with the intent to permanently or temporarily deprive [REDACTED] III of a right to the property or a benefit thereof, or to appropriate the property to their own use or the use of any person not entitled thereto, contrary to F.S. 812.014(1)a., and (1)b., and F.S. 812.014(2)c.

COUNT III

AND MICHAEL J. SATZ, State Attorney of the Seventeenth Judicial Circuit of Florida, as Prosecuting Attorney for the State of Florida in the County of Broward, by and through his undersigned Assistant State Attorney, charges that ANTONIO FRANCISCO, on the 21st day of May, A.D. 1989, in the County and State aforesaid, did unlawfully, knowingly and willfully obstruct or oppose Officer Lacy Crew, a duly qualified and legally authorized enforcement officer of the Pompano Beach Police Department in the lawful execution of a legal duty then being performed by the said officer, to-wit: the arrest and detention of the said Antonio Francisco, in that said Defendant did refuse to place his hands behind his back to be handcuffed without the said Defendant offering or doing violence to the person of the said officer, contrary to F.S. 843.02,

MH/fls/6/7/89

CS1

ORIGINAL

*Amended Information
Dennis [unclear]
MSA*

*Gun Belonged To The
Cops Who Shot The
owner Earl Hiser
Earlier That Day Money
AND DRUG RIP-OFF*

*SCOTT Had (Keys To Boat)
(Keys To Condo)
SCOTT Had Possession
of His Property
This Property Belonged
To Lee R. Scott
SSN-661-41-6055 ON ALL
ITEMS in open Court*

*(WATCH) was Taken
By ANTONIO FRANCISCO
(WHITE MALE)
SCOTT Told Him NOT
To TAKE ANYTHING
THAT WASN'T HIS*

COUNTY OF BROWARD
STATE OF FLORIDA

MARK MC

Personally appeared before me _____, duly appointed as an Assistant State Attorney of the 17th Judicial Circuit of Florida by MICHAEL J. SATZ, State Attorney of said Circuit and Prosecuting Attorney for the State of Florida in the County of Broward, who being first duly sworn says that testimony has been received under oath from the material witness or witnesses and that the allegations as set forth in the foregoing information are based upon facts that have been sworn to as true by the material witness or witnesses and which, if true would constitute the offense therein charged, and that he has instituted this prosecution in good faith.


Assistant State Attorney, 17th Judicial Circuit of Florida

Sworn to and subscribed before me this 8 day of June, A.D. 19 89

ROBERT E. LOCKWOOD
Clerk of the Circuit Court of the 17th Judicial
Circuit in and for Broward County, Florida

JUN 13 1989

To the within Information, Defendant pleaded NOT GUILTY to each Count by atty

ROBERT E. LOCKWOOD
Clerk of the Circuit Court of the 17th Judicial
Circuit in and for Broward County, Florida

By _____


Deputy Clerk

Presented by State Attorney and Filed

June 8th, 1989

ROBERT E. LOCKWOOD
Clerk of the Circuit Court

MICHAEL J. SATZ
State Attorney

Case No. 89-112500E10A

IN THE
CIRCUIT COURT
Seventeenth Judicial Circuit of Florida
In and for Broward County
STATE OF FLORIDA

THE STATE OF FLORIDA
vs.

Information for

CLERK OF THE COURT
1989 JUN -8 PM 3:13
BROWARD COUNTY FLORIDA