

IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA
SECOND DISTRICT, POST OFFICE BOX 327, LAKELAND, FL 33802-0327

August 04, 2017

CASE NO.: 2D15-5266

L.T. No.: 14-4248CFAWS

LARRY JAMES BRADLEY

v.

STATE OF FLORIDA

Appellant / Petitioner(s),

Appellee / Respondent(s).

BY ORDER OF THE COURT:

Appellant's motion for rehearing, certification and request for written opinion is denied.

I HEREBY CERTIFY that the foregoing is a true copy of the original court order.

Served:

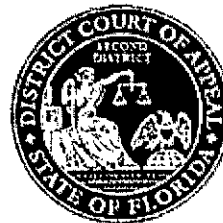
Susan D. Dunlevy, A. A. G.

Dane K. Chase, Esq.
Paula S. O'Neil, Clerk

Larry James Bradley

mep

Mary Elizabeth Kuenzel
Mary Elizabeth Kuenzel
Clerk



M A N D A T E

from

DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA

SECOND DISTRICT

THIS CAUSE HAVING BEEN BROUGHT TO THIS COURT BY APPEAL, AND
AFTER DUE CONSIDERATION THE COURT HAVING ISSUED ITS OPINION;

YOU ARE HEREBY COMMANDED THAT SUCH FURTHER PROCEEDINGS
BE HAD IN SAID CAUSE, IF REQUIRED, IN ACCORDANCE WITH THE OPINION OF
THIS COURT ATTACHED HERETO AND INCORPORATED AS PART OF THIS ORDER,
AND WITH THE RULES OF PROCEDURE AND LAWS OF THE STATE OF FLORIDA.

WITNESS THE HONORABLE EDWARD C. LAROSE CHIEF JUDGE OF THE
DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA, SECOND DISTRICT, AND
THE SEAL OF THE SAID COURT AT LAKELAND, FLORIDA ON THIS DAY.

DATE: October 12, 2017

SECOND DCA CASE NO. 2D15-5266

COUNTY OF ORIGIN: Pasco

LOWER TRIBUNAL CASE NO. 14-4248CFAWS

CASE STYLE: LARRY JAMES BRADLEY v. STATE OF FLORIDA



Mary Elizabeth Kuenzel

Mary Elizabeth Kuenzel
Clerk

cc: (Without Attached Opinion)

Susan D. Dunlevy, A.A.G. Dane K. Chase, Esq.

Larry James Bradley

mep

227 So.3d 576 (Table)

Unpublished Disposition

(This unpublished disposition is
referenced in the Southern Reporter.)

District Court of Appeal of Florida,
Second District.

Larry James BRADLEY, Appellant,

v.

STATE of Florida, Appellee.

Case No. 2D15-5266

Opinion filed June 28, 2017

Appeal from the Circuit Court for Pasco County; Mary
M. Handsel, Judge.

Attorneys and Law Firms

Dane K. Chase of Chase Law Florida, P.A., Saint
Petersburg, for Appellant.

Pamela Jo Bondi, Attorney General, Tallahassee, and
Susan D. Dunlevy, Assistant Attorney General, Tampa,
for Appellee.

Opinion

PER CURIAM.

*1 Affirmed.

VILLANTI, C.J., and BLACK and SALARIO, JJ.,
Concur.

All Citations

227 So.3d 576 (Table), 2017 WL 2790931

End of Document

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IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT
IN AND FOR PASCO COUNTY, FLORIDA
CRIMINAL DIVISION

STATE OF FLORIDA

v.

CASE NO.: CRC14-04248CFAWS
UCN: 512014CF004248A000WS
DIVISION: 3

LARRY BRADLEY,
A/K/A/ ABDUL IDRIS
SPN: 00683084, Defendant. /

**ORDER DENYING DEFENDANT'S "MOTION TO CORRECT A SENTENCING
ERROR"; DIRECTIONS TO THE CLERK**

THIS CAUSE came before the Court on the Defendant's "Motion to Correct a Sentencing Error," filed July 28, 2016, pursuant to Florida Rule of Criminal Procedure 3.800(b)(2). After reviewing the motion, court record, and applicable law, the Court finds as follows:

PROCEDURAL HISTORY

On November 18, 2015, after a jury trial, the Defendant was found guilty of one count of Lewd or Lascivious Molestation (Count One) and one count of Harassing a Witness (Count Two). On that same date, the Defendant was sentenced to life imprisonment as to Count One, with a 15-year minimum-mandatory imposed as a Prison Releasee Reoffender (PRR), and 117.375 months' imprisonment as to Count Two. In addition, the sentence imposed as to Count Two was ordered to run concurrent with the sentence imposed as to Count One.

ANALYSIS

I. Motion to Correct a Sentencing Error

In the instant motion, the Defendant, through counsel, alleges that the PRR statute, § 775.082(9), Fla. Stat., is unconstitutional, as-applied to the Defendant. According to the Defendant, the PRR statute violates the equal protection safeguards of both the United States and Florida constitutions because the application of the statute "causes different treatments." Specifically, the Defendant claims that an offender, such as himself, who commits a life felony within three years of their release from custody is subject to a mandatory life sentence; whereas, another offender, who may have also committed a life felony, *three years and a day* after their

release from custody, would not be subjected to a mandatory-minimum sanction at all. Therefore, the Defendant argues, "the application of the PRR statute to his case which mandates [a life sentence] violates the equal protection clause as-applied to [the Defendant]."

Pursuant to Florida Rule of Criminal Procedure 3.800(a), the trial court may correct any illegal sentence if the record reveals on its face that the defendant is entitled to such relief. See *Judge v. State*, 596 So. 2d 73 (Fla. 2d DCA 1991) (en banc) (holding the court should not look beyond the face of the record when determining whether a sentence is illegal). In order for a sentence to be held illegal under Rule 3.800(a), it must impose a sentence under which "the terms or conditions of the punishment for a particular offense are impermissible as a matter of law." *Carter v. State*, 786 So. 2d 1173, 1181 (Fla. 2001) (quoting *Young v. State*, 716 So. 2d 280, 282 (Fla. 2d DCA 1998)).

The Defendant's claim is without merit. Various district courts of appeal and the Florida Supreme Court have issued sound and consistent opinions rejecting equal protection challenges to the PRR statute. *Grant v. State*, 770 So. 2d 655 (Fla. 2000). In *Grant*, the Florida Supreme Court addressed and denied a defendant's claim that the PRR statute drew "no rational distinction...between those [offenders] who commit a new offense on the third anniversary of release from prison and others who commit a similar offense three years and a day after release." *Id.* at 660. In rejecting the aforementioned argument, which is akin to the argument raised in the instant motion, as well as other arguments advanced by the defendant concerning the constitutionality of the PRR statute, the Florida Supreme Court found that the PRR statute did not involve suspect classification; therefore, "the statute need only bear a reasonable relationship to a legitimate state interest." *Grant*, 770 So. 2d at 660 (quoting *Acton v. Fort Lauderdale Hospital*, 440 So.2d 1282, 1284 (Fla.1983)). The court went on to find that the PRR statute did indeed bear a reasonable relationship to a legitimate state interest and that "[s]ome inequality or imprecision will not 'render a statute invalid.'" *Id.* at 660-661. Consistent with opinions from the First, Second and Fourth District Court of Appeals, the Florida Supreme Court ultimately held that PRR statute does *not* violate the equal protection clause. *Id.* at 661. The Court recognizes that the Defendant's claim is that *as-applied* to him, the PRR statute violates equal protection safeguards, because an offender who may have also committed a life felony, three years and a day after their release from custody, would not be subjected to a mandatory life sentence. However, the Court still does not find merit in the Defendant's claim. The fact that a

non-PRR offender who commits a life felony would not be subjected to a mandatory life sentence does not in it of itself constitute an equal protection violation, as-applied to the Defendant. "Equal protection deals with intentional discrimination and *does not require proportional outcomes.*" *Rollinson v. State*, 743 So. 2d 585, 589 (Fla. 4th DCA 1999), *approved*, 778 So. 2d 971 (Fla. 2001) (internal citations omitted). Indeed, the enhanced penalty imposed in this case reflects the legislative goal of preventing additional serious crimes committed by recidivists, such as the Defendant. In *State v. Cotton*, 769 So.2d 345 (Fla.2000), the Florida Supreme Court found that:

"The criteria included in the [PRR] Act encompass those recidivists who have shown either a repeated or an escalating pattern of criminal behavior, reflecting resistance to prison's prospectively deterrent effect...[the Act focuses] on the character (and severity) of the latest criminal conduct, **together with the fact that recent imprisonment did not dissuade the defendant from engaging in the qualifying offense...**[t]hus, for this particular set of "violent felony offenders" (meaning, in this context, those offenders who commit any of the Act's enumerated felonies), the legislative goal of preventing the commission of additional serious crimes is accomplished by providing enhanced incapacitation, through longer prison terms."

Cotton, 769 So.2d at 356. By the Defendant's own admission, just "1 year and 74 days after he was released from incarceration," he committed the offense of Lewd or Lascivious Molestation. The state has a legitimate interest in preventing violent crimes committed by "recidivists who have shown either a repeated or an escalating pattern of criminal behavior, reflecting resistance to prison's prospectively deterrent effect." *Grant*, 770 So. 2d at 661 (quoting *Cotton*, 769 So.2d at 356). The fact that the Defendant did not, as he claims, "[wait] 1 year and 291 more days to commit [this] offense," is the precise reason the PRR statute imposes enhanced penalties upon offenders, who, like the Defendant, commit a new violent offense within a certain period of time after release from incarceration. Based on the foregoing, the Court finds that the Defendant has failed to raise a single cognizable claim meriting relief.

II. Directions to the Clerk .

In reviewing the instant motion, a scrivener's error has become apparent to this Court. This error, apparent from the face of the record, merits correction.

The Judgment and Sentence in this case reflects that the Defendant pleaded guilty to one count of Lewd or Lascivious Molestation (Count One) and one count of Harassing a Witness (Count Two). (*Exhibit A: Judgment and Sentence*). However, in reviewing the record in this

case, it is evident that the Defendant was tried and found guilty by a jury of the aforementioned offenses. (*Exhibit B: Excerpt of Jury Trial Transcript*, pg. 624; *Exhibit C: Verdict Forms*). Based on the foregoing, it is apparent that the Defendant's judgment and sentence contains a scrivener's error. See *Ashley v. State*, 850 So. 2d 1265 (Fla. 2003). Because relief in this matter is the correction of a scrivener's error, the Defendant's presence is not required for entry of the corrected sentence. See *Bell v. State*, 635 So. 2d 1080 (Fla. 2d DCA 1994). Therefore, the Court, sua sponte, directs that the Clerk amend the Defendant's judgment and sentence to reflect that the Defendant was tried and found guilty by a jury of one count of Lewd or Lascivious Molestation (Count One) and one count of Harassing a Witness (Count Two).

Accordingly it is:

ORDERED AND ADJUDGED that the Defendant's "Motion to Correct a Sentencing Error" is hereby **DENIED**.

IT IS FURTHER ORDERED AND ADJUDGED THAT THE CLERK OF THE CIRCUIT COURT IS HEREBY DIRECTED TO AMEND the Judgment and Sentence imposed by this Court on November 18, 2015 [filed November 23, 2015] in Case No.: CRC14-04248CFAWS, to reflect that the Defendant was tried and found guilty by a jury of one count of Lewd or Lascivious Molestation (Count One) and one count of Harassing a Witness (Count Two), nunc pro tunc to November 18, 2015. The Clerk shall then record the newly amended judgment and sentence and forward a certified copy of the newly amended Judgment and Sentence to the Department of Corrections, attention: Sentence Structure, 501 South Calhoun Street, Tallahassee, FL 32399-2500.

DONE AND ORDERED in Chambers at New Port Richey, Pasco County, Florida, this _____ day of September, 2016. A true and correct copy of the foregoing has been furnished to the parties below.

ORIGINAL SIGNED

Mary M. Handsel, Circuit Judge
SEP 07 2016
MARY HANDSEL
Circuit Judge

cc: State Attorney; Staff Attorney
Dane K. Chase, Esq.; Chase Law Florida, P.A.; 111 2nd Ave. NE, Suite 334; St. Petersburg, FL 33701
Larry Bradley, DC#: D07388; Taylor Correctional Institution; 8501 Hampton Springs Rd.; Perry, FL 32348

**CIRCUIT COURT, PINELLAS COUNTY, FLORIDA
FELONY DIVISION**

Pinellas County Justice Center
14250 49th Street North
Clearwater, Florida 33762
Phone: (727) 464-7000
01/15/2015

STATE OF FLORIDA VS. BRADLEY, LARRY J

Person ID: 3290743

Division K

UCN: 522013CF011835XXXXNO

CASE NUMBER: 1311835CFANO

CHARGE(s): TELEMARKETING WITHOUT A LICENSE

NOTICE OF FELONY PRE-TRIAL HEARING

***** PLEASE BRING THIS NOTICE WITH YOU *****
***** APPROPRIATE ATTIRE REQUIRED *****

The above case is set at 1:30 PM on Wednesday, March 18, 2015. In Courtroom 1, 4th Floor, at the Pinellas County Justice Center, 14250 49th Street North, Clearwater, Florida 33762.

All interested parties listed on the reverse side are notified of said PRE-TRIAL date.

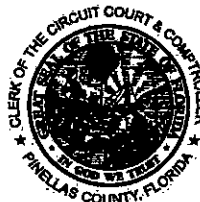
You are further notified that attorney's fees and mandatory and discretionary costs may be imposed against you. If you are requesting appointment of a Public Defender, you must bring a \$50.00 fee to this hearing. If you fail to appear as required by this court notice, and are not currently in custody, a warrant will be issued for your arrest, and your Release-On-Recognizance (ROR) will be revoked or your surety or cash bond will be estreated.

***** NOTICE *****

If you need a foreign language interpreter for this hearing, please call (727) 453-7177. Si usted necesita un interprete el dia de su cita en la corte, favor de llamar al (727) 453-7177.

***** See bottom of the reverse side for disability accommodation information. *****

LARRY J BRADLEY
10715 IPSWICH COURT
PORT RICHEY FL 34668




KEN BURKE, CPA
CLERK OF THE CIRCUIT COURT
& COMPTROLLER

Yes

Inmate Charge Summary

PINELLAS COUNTY SHERIFF'S OFFICE

01/21/2015 22:38

Docket No.	SPN	Inmate Name	Housing Location	Security Level	SRA
1617767	3290743	BRADLEY, LARRY	SD-4F-POD03-01-006	Maximum	MB39

Projected Release Date:
 Actual: with pending charge(s)
 Scheduled:
 Amt. Due: \$10,000.00

Charges:

Statute	Statute Description	Degree	Chrg Type	UCR Code	Chrg Status	Case No.	Disposition
948.06/F	VIOLATION OF PROBATION	3	F	5012	Awaiting Trial	1311835CFANO-1	
Sent Start 00/00/0000 00:00 Sent Date 00/00/0000 00:00 Replace Years <input type="text" value="0"/> 0 Months <input type="text" value="0"/> 0 Days <input type="text" value="0"/> 0 Hours <input type="text" value="0"/> 0 Admit Date 12/04/2014 14:56 Activate Dt 12/04/2014 15:00 Classify Value: Time in Jail: 48 Day(s) and 7 Hour(s) Concurrent Gain 0 Good 0 <input type="checkbox"/> Weekender <input type="checkbox"/> RTS Bond Fine \$.00 Purge \$.00 Bond Grp Charge Cmts: DANGEROUSNESS HEARING 1/14/15 9:30AM DIV Q Sentence Cmts: 1311835CFANO-1 sucessfully added.							

999999-05	ONY-MISSING STATUTE OR UNKN		F	0000	Awaiting Trial	14-02626-OC-CF-1	
Sent Start 00/00/0000 00:00 Sent Date 00/00/0000 00:00 Replace Years <input type="text" value="0"/> 0 Months <input type="text" value="0"/> 0 Days <input type="text" value="0"/> 0 Hours <input type="text" value="0"/> 0 Admit Date 12/04/2014 14:56 Activate Dt 12/04/2014 15:00 Classify Value: Time in Jail: 48 Day(s) and 7 Hour(s) Concurrent Gain 0 Good 0 <input type="checkbox"/> Weekender <input type="checkbox"/> RTS Bond \$10,000.00 Fine \$.00 Purge \$.00 Bond Grp Charge Cmts: PASCO #CRC1404248CFAWS L&L MOLESTATION Sentence Cmts: 14-02626-OC-CF-1 sucessfully added.							

**IN THE CIRCUIT COURT FOR THE SIXTH JUDICIAL CIRCUIT
OF FLORIDA IN AND FOR PASCO COUNTY**

STATE OF FLORIDA

CRC14-04248CFAWS-03

VS.

FELONY INFORMATION

LARRY BRADLEY
A/K/A ABDUL IDRIS
SPN 00683084
B/M; DOB: 07/21/75

ATTEMPTED LEWD OR LASCIVIOUS
MOLESTATION, 2°F

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

BERNIE McCABE, State Attorney for the Sixth Judicial Circuit of Florida, in and for Pasco County, prosecuting for the State of Florida, in the said County, under oath, Information makes that

LARRY BRADLEY, A/K/A ABDUL IDRIS

in the County of Pasco and State of Florida, on the 8th day of June, in the year of our Lord, two thousand fourteen, did while 18 years of age or older, intentionally attempt to touch in a lewd or lascivious manner the breasts, genitals, genital area, or buttocks, or the clothing covering them, of Jenay Long, a child less than 12 years of age or did force, or entice Jenay Long to so touch LARRY BRADLEY, A/K/A ABDUL IDRIS; contrary to Chapter 800.04(5)(b)/777.04, Florida Statutes, and against the peace and dignity of the State of Florida. [Q14]/8

STATE OF FLORIDA
PASCO COUNTY

Personally appeared before me, BERNIE McCABE, State Attorney for the Sixth Judicial Circuit of Florida, in and for Pasco County, or his duly designated Assistant State Attorney, who being first duly sworn, says that the allegations as set forth in the foregoing information are based upon facts that have been sworn to as true, and which if true, would constitute the offense therein charged; hence this information is filed in good faith in instituting this prosecution, and that he has received testimony under oath from the material witness or witnesses for the offense.

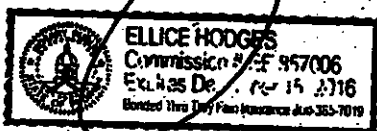
The foregoing instrument was acknowledged before me
this _____ day of _____, 2014

by Michael Haddis, who
is personally known to me and who did take an oath.

NOTARY PUBLIC

Michael Haddis
Assistant State Attorney for the Sixth
Judicial Circuit of the State of Florida,
Prosecuting for said State

SW14-020577 AD/0731sb12



Paula S. O'Neil
Clerk & Comptroller
Pasco County, Florida

FILED FOR RECORD
PASCO COUNTY, FLORIDA
2014 AUG - 7 PM 2:38

PD 8/11

IN THE CIRCUIT COURT FOR THE SIXTH JUDICIAL CIRCUIT
OF FLORIDA IN AND FOR PASCO COUNTY

STATE OF FLORIDA

VS.

CRC14-04248CFAWS-03

(CRC15A0269 CFAWS ENCOMPASSED)

AMENDED FELONY INFORMATION

LARRY BRADLEY

A/K/A ABDUL IDRIS

SPN 00683084

B/M; DOB: 07/21/75

1. LEWD OR LASCIVIOUS MOLESTATION, Life Felony
2. HARASSING A WITNESS, 1st PBL

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

BERNIE McCABE, State Attorney for the Sixth Judicial Circuit of Florida, in and for Pasco County, prosecuting for the State of Florida, in the said County, under oath, Information makes that

LARRY BRADLEY, A/K/A ABDUL IDRIS

in the County of Pasco and State of Florida, on or between the 1st day of March, in the year of our Lord, two thousand thirteen and the 9th day of June, in the year of our Lord, two thousand fourteen, on one or more occasions did while 18 years of age or older, intentionally touch in a lewd or lascivious manner the genitals or genital area, or the clothing covering them, of Jenay Long, a child less than 12 years of age or did force, or entice Jenay Long to so touch LARRY BRADLEY, A/K/A ABDUL IDRIS; contrary to Chapter 800.04(5)(b), Florida Statutes, and against the peace and dignity of the State of Florida. [Q14]/9

COUNT TWO 15 A0269 CFAWS

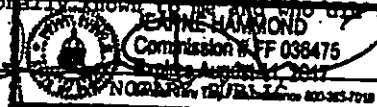
And the State Attorney aforesaid, under oath as aforesaid, further information makes that LARRY BRADLEY, A/K/A ABDUL IDRIS, in the County of Pasco, State of Florida, on the 9th day of June, in the year of our Lord, two thousand fourteen, did intentionally harass Jenay Long thereby hindering, delaying, preventing, or dissuading Jenay Long from reporting to a law enforcement officer or judge the commission or possible commission of an offense or a violation of a condition or probation, parole, or release pending a judicial proceeding, to-wit: lewd and lascivious molestation, or attempting to do so; contrary to Chapter 914.22(3), Florida Statutes, and against the peace and dignity of the State of Florida. [Z22]/9

STATE OF FLORIDA
PASCO COUNTY

Personally appeared before me, BERNIE McCABE, State Attorney for the Sixth Judicial Circuit of Florida, in and for Pasco County, or his duly designated Assistant State Attorney, who being first duly sworn, says that the allegations as set forth in the foregoing information are based upon facts that have been sworn to as true, and which are true, would constitute the offense therein charged, hence this information is filed in good faith in instituting this prosecution, and that he has received testimony under oath from the material witness or witnesses for the offense.

The foregoing instrument was acknowledged before me
this 31st day of July, 2015

personally known to me and who did take an oath.



Assistant State Attorney for the Sixth
Judicial Circuit of the State of Florida,
Prosecuting for said State

SW14-020577 AD/0731tn34

THIS 31 DAY OF JULY, 2015
PAULA S. O'NEIL, CLERK & COMPTROLLER
PASCO COUNTY, FLORIDA
BY [Signature]

IN THE CIRCUIT COURT FOR THE SIXTH JUDICIAL CIRCUIT
OF FLORIDA IN AND FOR PASCO COUNTY

STATE OF FLORIDA

CRC14-04248CFAWS-03

VS.

Second (CRC15-A0269CFAWS-03 ENCOMPASSED)
AMENDED FELONY INFORMATION

LARRY BRADLEY
A/K/A ABDUL IDRIS
SPN 00683084
B/M; DOB: 07/21/75

1. LEWD OR LASCIVIOUS
MOLESTATION, Life Felony
2. HARASSING A WITNESS, 1° PBL

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

BERNIE McCABE, State Attorney for the Sixth Judicial Circuit of Florida, in and for Pasco County, prosecuting for the State of Florida, in the said County, under oath, Information makes that.

LARRY BRADLEY, A/K/A ABDUL IDRIS

in the County of Pasco and State of Florida, on or about the 8th day and the 9th of June, in the year of our Lord, two thousand fourteen, did while 18 years of age or older, intentionally touch in a lewd or lascivious manner the genitals or genital area, or buttocks, or the clothing covering them, of Jenay Long, a child less than 12 years of age; contrary to Chapter 800.04(5)(b), Florida Statutes, and against the peace and dignity of the State of Florida. [Q14]/9

COUNT TWO

FILED IN OPEN COURT
THIS 10 DAY OF Sept. 2015
PAULA S. O'NEIL, CLERK & COMPTROLLER
PASCO COUNTY, FLORIDA

And the State Attorney aforesaid, under oath as aforesaid, further information makes that LARRY BRADLEY, A/K/A ABDUL IDRIS, in the County of Pasco, State of Florida, on the 9th day of June, in the year of our Lord, two thousand fourteen, did intentionally harass Jenay Long thereby hindering, delaying, preventing, or dissuading the commission or possible commission of an offense or a violation of a condition or probation, parole, or release pending a judicial proceeding, to-wit: lewd and lascivious molestation, or attempting to do so; contrary to Chapter 914.22(3), Florida Statutes, and against the peace and dignity of the State of Florida. [222]/9
STATE OF FLORIDA
PASCO COUNTY

Personally appeared before me, BERNIE McCABE, State Attorney for the Sixth Judicial Circuit of Florida, in and for Pasco County, or his duly designated Assistant State Attorney, who being first duly sworn, says that the allegations as set forth in the foregoing information are based upon facts that have been sworn to as true, and which if true, would constitute the offense therein charged; hence this information is filed in good faith in instituting this prosecution, and that he has received testimony under oath from the material witness or witnesses for the offense.

The foregoing instrument was acknowledged before me
this day of SEP 10 2015, 2015
by E. Vergos, who
is personally known to me and who did take an oath.

Assistant State Attorney for the Sixth
Judicial Circuit of the State of Florida,
Prosecuting for said State

SW14-020577 AD/0731tn34



0/15
P.D

COSTS NUMBER		FELONY MISD.		CO. ORD.	SWT	SECTOR	SEC.	TWP.	RND.	AGENCY REPORT NUMBER	
				CIVIL INF.	CIB	F2	21	25	16	14-20577	
ARREST		<input checked="" type="checkbox"/> 1. FELONY <input type="checkbox"/> 2. TRAFFIC FELONY		<input type="checkbox"/> 3. MISD. <input type="checkbox"/> 4. MISD. TRAFFIC		<input type="checkbox"/> 5. ORDNANCE <input type="checkbox"/> 6. PROBABLE CAUSE		<input type="checkbox"/> 7. V.D.P. <input type="checkbox"/> 8. CIVIL INF.		ADULT <input type="checkbox"/> JUVENILE <input type="checkbox"/>	
NOTICE TO APPEAR		<input type="checkbox"/> CHECK ONLY ONE		<input type="checkbox"/> MANDATORY APPEARANCE		<input type="checkbox"/> NON-MANDATORY APPEARANCE		<input type="checkbox"/> JUVENILE		<input type="checkbox"/> REQUEST FOR	
LOCATION OF ARREST (INCLUDE NAME OF BUSINESS)		DATE OF ARREST		TIME OF ARREST		BOOKING DATE		BOOKING TIME		JAIL DATE	
Probation + Parole, US 19, Hunkin, FL 34667		7-14-14		0915		7-14-14		1000		1000	
LOCATION OF OFFENSE (BUSINESS NAME, ADDRESS)		10715 IPSWICH COURT, PORT RICHEY, FL 34688		REVIEWED BY ASSISTANT STATE ATTORNEY		X		DATE			
NAME (LAST, FIRST, MIDDLE)		BRADLEY, LARRY, JAMES		ABDUL JARIS		SOC NUMBER		PRI NUMBER		F.P.S.S. Notified	
BIRTH DATE / BIRTH PLACE		07/21/1975 / 38		6' / 220		EYE COLOR		HAIR COLOR		COMPLEXION	
WHITE <input type="checkbox"/> BLACK <input type="checkbox"/> HISPANIC <input type="checkbox"/> AMERICAN INDIAN <input type="checkbox"/> ORIENTAL / ASIAN <input type="checkbox"/>		M		AGE		WEIGHT		BLACK		DARK	
BUILD		MED		SKIN TONE		SCARS, MARKS, TATTOOS, ETC.		DEFENDANT'S SIGNATURE		FOR RECORD	
MULTIPLE TATTOOS											
PHYSICAL ADDRESS (STREET & APT #)		10715 IPSWICH CT, PORT RICHEY, FL 34688		(CITY)		(STATE)		ZIP		PHONE	
MAILING ADDRESS (STREET & APT #)		SAME		(CITY)		(STATE)		ZIP		PHONE	
BUSINESS ADDRESS (NAME & STREET)				(CITY)		(STATE)		ZIP		PHONE	
DRIVER'S LICENSE STATE / NUMBER		FL DL B634 530 75 261 0		SOCIAL SECURITY NUMBER		309 - 82 - 9558		DOB NUMBER		PLACE OF BIRTH	
CO-DEFENDANT NAME (LAST, FIRST, MIDDLE)		N/A		DATE OF BIRTH		AGE		SEX		GARY, IN	
CO-DEFENDANT NAME (LAST, FIRST, MIDDLE)		N/A		DATE OF BIRTH		AGE		SEX		EUSAN	
NAME OF PARENT OR CUSTODIAN (LAST, FIRST, MIDDLE)		N/A		ADDRESS (STREET, APT NUMBER)		NOTIFIED BY (NAME)		DATE		TIME	
CHARGE DESCRIPTION		Lewd and lascivious conduct		STATUTE VIOLATION NUMBER		800.04(6)(b)		COUNTY		1	
OFFENSE DESCRIPTION		LEWD AND LASCIVIOUS CONDUCT		CODE		N		AMOUNT		3601	
REQUEST FOR INVESTIGATIVE COSTS RECOVERY		FSS 938.27(1)		CJS#		2749		# of Investigative hrs.		10.00 = \$26.00 = \$260.00	
THE UNDERSIGNED CERTIFIES AND SWEARS THAT HE / SHE HAS JUST AND REASONABLE GROUNDS TO BELIEVE, AND DOES BELIEVE THAT THE ABOVE-NAMED DEFENDANT COMMITTED THE FOLLOWING VIOLATION OF LAW:		ON THE		8th		DAY OF		June		20 14 AT 1130 AM PM	
(SPECIFICALLY INCLUDE FACTS CONSTITUTING CAUSE FOR ARREST.)		On 06/09/2014 I spoke with the witness who advised on the night of 06/08/2014, at approximately 10:00 PM, she was in bed in her bedroom when her live-in boyfriend, the defendant, came home after being out drinking alcohol. The witness reported the defendant wanted to have sexual intercourse with her and she said no. The witness reported the defendant grabbed some type of lubrication and entered their bathroom to ejaculate. The witness reported the defendant left her bedroom to watch movies with the witness' 7 year old daughter. The witness advised at approximately 11:30 PM, she exited her bedroom and did not see anyone in the living room. The witness reported she walked into her daughter's bedroom and observed the defendant lying across her 7 year old daughter. The witness reported she turned on the light and the defendant jumped off the bed and turned around. The witness reported she observed the defendant had an erection and his penis was out of his shorts. The witness reported her daughter appeared to be scared and her shorts were pulled down slightly.									
I AGREE TO APPEAR AT THE TIME AND PLACE DESIGNATED WHEN I AM NOTIFIED TO ANSWER THE OFFENSE CHARGED OR TO PAY THE FINE SUBSCRIBED. I UNDERSTAND THAT SHOULD I WILLFULLY FAIL TO APPEAR BEFORE THE COURT AS REQUIRED ONCE I AM NOTIFIED, THAT I MAY BE HELD IN CONTEMPT OF COURT AND A WARRANT FOR MY ARREST SHALL BE ISSUED. IF CITED FOR A CIVIL INFRACTION, I AGREE TO APPEAR BEFORE THE COUNTY COURT OR COMPLY WITH THE REQUIREMENTS FOR PAYING THE FINE AND MEETING ANY OTHER SPECIFIED CONDITIONS AS INDICATED ON THE BACK SIDE OF THIS AFFIDAVIT.		SIGNATURE OF DEFENDANT / JUVENILE AND PARENT OR CUSTODIAN		DATE		FEE COSTS FOR CHARGE(S)		JUDGE'S SIGNATURE		DATE	
ADMINISTRATIVE		VERIFIED BY		DEBIT TIME		DATE		VICTIM NOTIFIED		BOND CHARGE #	
UNDER PENALTIES OF PERJURY, I DECLARE THAT I HAVE READ THE FOREGOING DOCUMENT AND THE FACTS STATED IN IT ARE TRUE, TO THE BEST OF MY KNOWLEDGE AND BELIEF.		Detective C. Cougill		2749		CJS #		RELEASE DATE		RELEASE TIME	
NAME (PRINTED)		Detective C. Cougill		2749		CJS #		RELEASE DATE		RELEASE TIME	

Pasco Sheriff's Office

COMPLAINT AFFIDAVIT CONTINUATION SHEET

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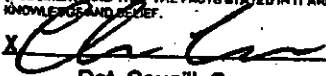
DEFENDANT		BRADLEY, LARRY				AGENCY REPORT NO. 14-20577							
CHARGE DESCRIPTION		<input type="checkbox"/> F.S. <input type="checkbox"/> ORC.	STATUTE VIOLATION NUMBER	COUNTS	NOIC #	COURT CASE #							
ACT/REX S. IN P. POSSESS	S. SELL S. BUY T. TRAFFIC	H. SHUDDLE D. DELIVER S. USE	K. DISPENSE / DISTRIBUTE	M. MANUFACTURE PRODUCE / CULTIVATE	Z. OTHER	CODE	AMOUNT	TYPE A. AMPHETAMINE	S. BARBITURATE C. COCAINE E. HEROIN	H. MALLUCRODIN S. BARBITURATE D. OPIUM / OPIV	P. PHARMACEUTICAL / EQUIPMENT S. SYNTHETIC	S. UNKNOWN Z. OTHER	CODE
CHARGE DESCRIPTION		<input type="checkbox"/> F.S. <input type="checkbox"/> ORC.	STATUTE VIOLATION NUMBER	COUNTS	NOIC #	COURT CASE #							
ACT/REX S. IN P. POSSESS	S. SELL S. BUY T. TRAFFIC	H. SHUDDLE D. DELIVER S. USE	K. DISPENSE / DISTRIBUTE	M. MANUFACTURE PRODUCE / CULTIVATE	Z. OTHER	CODE	AMOUNT	TYPE A. AMPHETAMINE	S. BARBITURATE C. COCAINE E. HEROIN	H. MALLUCRODIN S. BARBITURATE D. OPIUM / OPIV	P. PHARMACEUTICAL / EQUIPMENT S. SYNTHETIC	S. UNKNOWN Z. OTHER	CODE

The witness reported she ordered the defendant to leave the residence and later in the day the witness reported the incident to Law Enforcement. I spoke with the 7 year old victim who reported she was lying in bed and the lights came on and her mother was yelling at the defendant. The victim reported seeing the defendant jump off her and then he left the bedroom. On 06/10/2014 at 12:01 AM a controlled phone call was conducted between the defendant and the witness. During the recorded phone call the defendant admitted he was in the bedroom and lying on the victim with an erection. During the phone call the defendant alleged he was too intoxicated to know what his intentions were. On 07/14/2014 I arrested the defendant for the above charge. Post-Miranda the defendant denied the allegations and advised all he remembers is arguing with his wife, the witness.

NARRATIVE / CONTINUATION

ADMINISTRATIVE

UNDER PENALTIES OF PERJURY, I DECLARE THAT I HAVE READ THE FOREGOING (DOCUMENT) AND THAT THE FACTS STATED IN IT ARE TRUE, TO THE BEST OF MY KNOWLEDGE AND BELIEF.

X 

Det. Cougill, C. 2749

NAME (PRINTED) C.M.P.

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ARRESTING COMPLAINT AFFIDAVIT.....

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