

APPENDIX A

IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA
FIFTH DISTRICT

NOT FINAL UNTIL TIME EXPIRES TO
FILE MOTION FOR REHEARING AND
DISPOSITION THEREOF IF FILED

JOHN HENRY MASSIE, JR.,

Appellant,

v.

Case No. 5D17-493

DEPARTMENT OF CORRECTIONS
AND STATE OF FLORIDA,

Appellees.

Decision filed August 22, 2017

Appeal from the Circuit Court
for Orange County,
Bob LeBlanc and Margaret H.
Schreiber, Judges.

John Henry Massie, Jr., Punta Gorda,
pro se.

Pamela Jo Bondi, Attorney General,
Tallahassee, and Carmen F. Corrente,
Assistant Attorney General, Daytona
Beach, for Appellee, State of Florida.

No Appearance for other Appellee.

PER CURIAM.

AFFIRMED.

ORFINGER, EVANDER and EDWARDS, JJ., concur.

APPENDIX B

IN THE CIRCUIT COURT OF THE
NINTH JUDICIAL CIRCUIT, IN AND
FOR ORANGE COUNTY, FLORIDA

CASE NO. 2016-CA-5887
DIVISION 40

JOHN HENRY MASSIE, JR.,
Petitioner,

vs.

STATE OF FLORIDA,
Respondent.

ORDER DISMISSING
PETITION FOR WRIT OF HABEAS CORPUS

This matter came before the Court for consideration of the Petition for Writ of Habeas Corpus, filed July 7, 2016, by John Henry Massie, Jr. (herein "Petitioner"). It has been reviewed pursuant to Florida Rule of Civil Procedure 1.630.

Petitioner is incarcerated in the Charlotte Correctional Institution in Punta Gorda, Florida, which is located in Charlotte County. Therefore, habeas corpus relief is not available to him in Orange County, because such petitions must be filed with the clerk of the court in the county where the inmate is detained. §79.09, Florida Statutes (1993). The trial court lacks authority to rule on a petition for writ of habeas corpus filed by a prisoner detained outside the court's territorial jurisdiction. *Raley v. State*, 675 So. 2d 170 (Fla. 5th DCA), *cause dismissed*, 678 So. 2d 1287 (Fla. 1996).

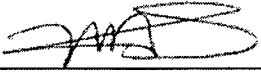
Petitioner asks the Court to vacate "illegally obtained convictions which were scored on his guidelines scoresheet, aggravating his sentencing range to life imprisonment." He states that he has filed "various postconviction motions all to no avail of gaining any form of relief in the trial court" and that he has been "*pro se* banned from filing in the trial court."

However, habeas corpus is not the proper vehicle for his challenge to his sentence, which could have been or already has been raised at trial, on direct appeal, or pursuant to the Rules of Criminal Procedure. Habeas corpus is not available to obtain a second review of issues which could have been so raised or to circumvent a procedural bar. *Richardson v. State*, 918 So. 2d 999, 1002-1003 (Fla. 5 DCA 2006).

Based on the foregoing, it is hereby ORDERED AND ADJUDGED that the Petition for Writ of Habeas Corpus is hereby DISMISSED.

DONE AND ORDERED in Chambers in Orlando, Orange County, Florida, this

27th day of July 2016.


MARGARET H. SCHREIBER
Circuit Judge

Certificate of Service

I certify that a copy of the foregoing Order Dismissing Petition for Writ of Habeas Corpus has been provided this 27th day of July 2016 via U.S. Mail / hand delivery to John Henry Massie, DC# 105904, Charlotte Correctional Institution, 33123 Oil Well Road, Punta Gorda, Florida 33955-9701; and the Postconviction Felony Unit, Office of the State Attorney, 415 North Orange Avenue, Orlando, Florida 32801.


Judicial Assistant

APPENDIX C

IN THE CIRCUIT COURT OF THE
NINTH JUDICIAL CIRCUIT, IN AND
FOR ORANGE COUNTY, FLORIDA

CASE NO. 2016-CA-5887
Division 40

JOHN HENRY MASSIE, JR.
Petitioner,

vs.

STATE OF FLORIDA,
Respondent.

ORDER DENYING MOTION
TO ALTER OR AMEND JUDGMENT

This matter came before the Court for consideration of the Motion to Alter or Amend Judgment, filed August 10, 2016, by John Henry Massie, Jr. ("Petitioner"), which is, in substance, a Motion for Rehearing, as Petitioner attempts "to point out with particularity points of law the Court has overlooked or misapprehended in rendering its decision dated July 27, 2016." On that date, the Court entered an Order Dismissing Petition for Writ of Habeas Corpus in the above-styled case.

Petitioner argues this Court has jurisdiction because he is attacking the validity of certain convictions scored on his sentencing guidelines scoresheet. Regardless, the Court stands by the previous ruling that habeas corpus is not the proper vehicle for such a challenge. *See* Order Dismissing Petition for Writ of Habeas Corpus.

Petitioner alleges "the State charged him in violation of the double jeopardy clause with multiple sex acts requiring the same elements of proof that resulted in the convictions being scored on his guidelines scoresheet that enhanced his sentencing range to life

imprisonment,” and argues his present detention is illegal because:

The provisions pursuant to Section 794.011(1) (G) under Count Four, is the exact same provision and victim with no spatial and temporal aspects as to Counts Five thru Eight; and Fourteen and Fifteen and a Count Nine, is the exact same provision and victim with no spatial and temporal aspects as to Counts Ten thru Thirteen. Since the provision requires the same fact of proof as charged, on two separate victims can only support two convictions in Counts Four and Nine.T

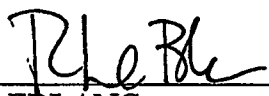
Reviewing the claim pursuant to the Florida Rules of Criminal Procedure, the Court finds that Petitioner is not entitled to relief under Rule 3.800(a) or Rule 3.850. First, double jeopardy challenges to multiple convictions are not cognizable under Rule 3.800(a), and he raises factual issues that cannot be determined from the face of the record. *Seward v. State*, 937 So. 2d 767 (Fla. 5th DCA 2006). This includes whether the offenses were separate in space and time and whether they involved acts of different character. Therefore, he cannot establish that his sentence is illegal.

Furthermore, while double jeopardy claims may be raised pursuant to Rule 3.850, Petitioner’s claim is procedurally barred as untimely, because the instant pleading was filed more than two years after the judgments and sentences became final. *State v. Williams*, 854 So. 2d 215 (Fla. 1st DCA 2003). *See* Information, Judgment, Sentence, and Mandate.

Based on the foregoing, it is hereby ORDERED AND ADJUDGED that the Motion to Alter or Amend Judgment is hereby DENIED.

DONE AND ORDERED in Chambers in Orlando, Orange County, Florida, this

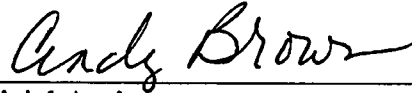
12th day of January 2017.



BOB LEBLANC
Circuit Judge

Certificate of Service

I certify that a copy of the foregoing Order Denying Motion to Alter or Amend Judgment has been provided this 12 day of January 2017 via U.S. Mail / hand delivery to John Henry Massie, DC# 105904, Charlotte Correctional Institution, 33123 Oil Well Road, Punta Gorda, Florida 33955-9701; and to the Postconviction Felony Unit, Office of the State Attorney, 415 North Orange Avenue, Orlando, Florida 32801.



Judicial Assistant

IN THE CIRCUIT COURT OF THE
NINTH JUDICIAL CIRCUIT, IN AND
FOR ORANGE COUNTY, FLORIDA

2016-CA-005887-O

JOHN HENRY MASSIE, JR

Plaintiff(s),

vs.

STATE OF FLORIDA

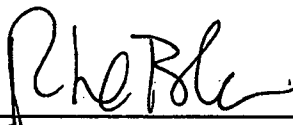
Defendant(s).

ORDER DENYING AS MOOT MOTION TO ALTER OR AMEND JUDGMENT

THIS MATTER comes before the Court on MOTION TO ALTER OR AMEND JUDGMENT filed on January 25, 2017. The Court, having reviewed the pleading and being fully advised in the premises, it is

ORDERED and **ADJUDGED** that MOTION TO ALTER OR AMEND JUDGMENT is hereby **DENIED** as moot. Previously denied on 1/12/2017.

DONE AND ORDERED in Chambers, at Orlando, Orange County, Florida, on this 31 day of January, 2017.



Bob LeBlanc
Circuit Judge

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that the foregoing was filed with the Clerk of the Court this 31
day of January, 2017 by using the Florida Courts E-Filing Portal System and
accordingly, a copy of the foregoing is being served on this via U.S. mail to the following:

John Henry Massie, Jr

Charlotte Correctional Institution 33123 Oil Well Road Punta
Gorda Fl 33955

Office of the State Attorney

Post Conviction Felony Unit
415 N. Orange Avenue
Orlando, FL 32801

Cindy Brown
Judicial Assistant

APPENDIX D

IN THE CIRCUIT COURT OF ORANGE COUNTY, STATE OF FLORIDA

THE STATE OF FLORIDA

VS.

RONALD LAVOISIA JOHNSON

JOHN HENRY MASSIE

FILED IN OPEN COURT

THIS 6 DAY OF Nov, 1986

W. D. German, Clerk

BY Ch Bridges D.C.

AMENDED

INFORMATION #

CR86-3285
CR86-3286

DIVISION

16

1. KIDNAPPING
2. KIDNAPPING
3. AGGRAVATED ASSAULT
(With a Deadly Weapon)
4. SEXUAL BATTERY, MULTIPLE PERPETRATOR
5. SEXUAL BATTERY, MULTIPLE PERPETRATOR
6. SEXUAL BATTERY, MULTIPLE PERPETRATOR
7. SEXUAL BATTERY, MULTIPLE PERPETRATOR
8. SEXUAL BATTERY, MULTIPLE PERPETRATOR
9. SEXUAL BATTERY, MULTIPLE PERPETRATOR
10. SEXUAL BATTERY, MULTIPLE PERPETRATOR
11. SEXUAL BATTERY, MULTIPLE PERPETRATOR
12. SEXUAL BATTERY, MULTIPLE PERPETRATOR
13. SEXUAL BATTERY, MULTIPLE PERPETRATOR
14. SEXUAL BATTERY, MULTIPLE PERPETRATOR
15. SEXUAL BATTERY, MULTIPLE PERPETRATOR

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

Life
ROBERT EAGAN, State Attorney of the Ninth Judicial Circuit prosecuting
for the State of Florida in Orange County, CHARGES that RONALD LAVOISIA
JOHNSON and JOHN HENRY MASSIE, on the 20th day of May, 1986, in said
County and State, did, in violation of Florida Statute 787.01, forcibly,
secretly, or by threat confine, abduct, or imprison [REDACTED] against
her will and without lawful authority, with intent to commit or facilitate
commission of a felony, to-wit: Sexual Battery.

Page 1 of 6 Pages

COUNT TWO

life
ROBERT EAGAN, State Attorney of the Ninth Judicial Circuit prosecuting for the State of Florida in Orange County, CHARGES that RONALD LAVOISIA JOHNSON and JOHN HENRY MASSIE, on the 20th day of May, 1986, in said County and State, did, in violation of Florida Statute 787.01, forcibly, secretly, or by threat confine, abduct, or imprison [REDACTED], against her will and without lawful authority, with intent to commit or facilitate commission of a felony, to-wit: Sexual Battery.

COUNT THREE

ROBERT EAGAN, State Attorney of the Ninth Judicial Circuit prosecuting for the State of Florida in Orange County, CHARGES that RONALD LAVOISIA JOHNSON and JOHN HENRY MASSIE, in the 20th day of May, 1986, in said County and State, did, in violation of Florida Statute 784.021(1)(a), make an assault upon [REDACTED], with a firearm or other deadly weapon, to-wit: a knife, not having any intent to kill, and in furtherance of said assault, said defendants did intentionally threaten to do violence to said [REDACTED], with said knife, thus creating a well-founded fear in [REDACTED] STONE that such violence was imminent.

COUNT FOUR

life
ROBERT EAGAN, State Attorney of the Ninth Judicial Circuit prosecuting for the State of Florida in Orange County, CHARGES that RONALD LAVOISIA JOHNSON and JOHN HENRY MASSIE, on the 20th day of May, 1986, in said County and State, did, in violation of Florida Statutes 794.011(3), and 794.023 commit a sexual battery upon [REDACTED], a person twelve (12) years of age or older, without the consent of the said [REDACTED], and in the process thereof used or threatened to use a deadly weapon or used actual physical force likely to cause serious personal injury, during the same transaction or episode more than one person committed an act of sexual battery upon [REDACTED]
[REDACTED]

COUNT FIVE

life ROBERT EAGAN, State Attorney of the Ninth Judicial Circuit prosecuting for the State of Florida in Orange County, CHARGES that RONALD LAVOISIA JOHNSON and JOHN HENRY MASSIE, on the 20th day of May, 1986, in said County and State, did, in violation of Florida Statutes 794.011(3), and 794.023 commit a sexual battery upon [REDACTED], a person twelve (12) years of age or older, without the consent of the said [REDACTED], and in the process thereof used or threatened to use a deadly weapon or used actual physical force likely to cause serious personal injury, during the same transaction or episode more than one person committed an act of sexual battery upon [REDACTED]
[REDACTED]

COUNT SIX

life ROBERT EAGAN, State Attorney of the Ninth Judicial Circuit prosecuting for the State of Florida in Orange County, CHARGES that RONALD LAVOISIA JOHNSON and JOHN HENRY MASSIE, on the 20th day of May, 1986, in said County and State, did, in violation of Florida Statutes 794.011(3), and 794.023 commit a sexual battery upon [REDACTED], a person twelve (12) years of age or older, without the consent of the said [REDACTED] and in the process thereof used or threatened to use a deadly weapon or used actual physical force likely to cause serious personal injury, during the same transaction or episode more than one person committed an act of sexual battery upon [REDACTED]
STONE.

COUNT SEVEN

life ROBERT EAGAN, State Attorney of the Ninth Judicial Circuit prosecuting for the State of Florida in Orange County, CHARGES that RONALD LAVOISIA JOHNSON and JOHN HENRY MASSIE, on the 20th day of May, 1986, in said County and State, did, in violation of Florida Statutes 794.011(3), and 794.023 commit a sexual battery upon [REDACTED], a person twelve (12) years of age or older, without the consent of the said [REDACTED] and in the process thereof used or threatened to use a deadly weapon or used actual physical force likely to cause serious personal injury, during the same transaction or episode more than one person committed an act of sexual battery upon [REDACTED]
[REDACTED]

COUNT EIGHT

ROBERT EAGAN, State Attorney of the Ninth Judicial Circuit prosecuting for the State of Florida in Orange County, CHARGES that RONALD LAVOISIA JOHNSON and JOHN HENRY MASSIE, on the 20th day of May, 1986, in said County and State, did, in violation of Florida Statutes 794.011(3), and 794.023 commit a sexual battery upon [REDACTED], a person twelve (12) years of age or older, without the consent of the said [REDACTED], and in the process thereof used or threatened to use a deadly weapon or used actual physical force likely to cause serious personal injury, during the same transaction or episode more than one person committed an act of sexual battery upon [REDACTED]

Life

COUNT NINE

ROBERT EAGAN, State Attorney of the Ninth Judicial Circuit prosecuting for the State of Florida in Orange County, CHARGES that RONALD LAVOISIA JOHNSON and JOHN HENRY MASSIE, on the 20th day of May, 1986, in said County and State, did, in violation of Florida Statutes 794.011(3), and 794.023 commit a sexual battery upon [REDACTED], a person twelve (12) years of age or older, without the consent of the said [REDACTED], and in the process thereof used or threatened to use a deadly weapon or used actual physical force likely to cause serious personal injury, during the same transaction or episode more than one person committed an act of sexual battery upon [REDACTED]

30 years

COUNT TEN

ROBERT EAGAN, State Attorney of the Ninth Judicial Circuit prosecuting for the State of Florida in Orange County, CHARGES that RONALD LAVOISIA JOHNSON and JOHN HENRY MASSIE, on the 20th day of May, 1986, in said County and State, did, in violation of Florida Statutes 794.011(3), and 794.023 commit a sexual battery upon [REDACTED], a person twelve (12) years of age or older, without the consent of the said [REDACTED], and in the process thereof used or threatened to use a deadly weapon or used actual physical force likely to cause serious personal injury, during the same transaction or episode more than one person committed an act of sexual battery upon [REDACTED]

0 years

COUNT ELEVEN

ROBERT EAGAN, State Attorney of the Ninth Judicial Circuit prosecuting for the State of Florida in Orange County, CHARGES that RONALD LAVOISIA JOHNSON and JOHN HENRY MASSIE, on the 20th day of May, 1986, in said County and State, did, in violation of Florida Statutes 794.011(3), and 794.023 commit a sexual battery upon [REDACTED], a person twelve (12) years of age or older, without the consent of the said PATRICIA McNAMARA, and in the process thereof used or threatened to use a deadly weapon or used actual physical force likely to cause serious personal injury, during the same transaction or episode more than one person committed an act of sexual battery upon [REDACTED].

30 years

COUNT TWELVE

ROBERT EAGAN, State Attorney of the Ninth Judicial Circuit prosecuting for the State of Florida in Orange County, CHARGES that RONALD LAVOISIA JOHNSON and JOHN HENRY MASSIE, on the 20th day of May, 1986, in said County and State, did, in violation of Florida Statutes 794.011(3), and 794.023 commit a sexual battery upon [REDACTED], a person twelve (12) years of age or older, without the consent of the said [REDACTED], and in the process thereof used or threatened to use a deadly weapon or used actual physical force likely to cause serious personal injury, during the same transaction or episode more than one person committed an act of sexual battery upon [REDACTED].

30 years

COUNT THIRTEEN

ROBERT EAGAN, State Attorney of the Ninth Judicial Circuit prosecuting for the State of Florida in Orange County, CHARGES that RONALD LAVOISIA JOHNSON and JOHN HENRY MASSIE, on the 20th day of May, 1986, in said County and State, did, in violation of Florida Statutes 794.011(3), and 794.023 commit a sexual battery upon [REDACTED], a person twelve (12) years of age or older, without the consent of the said [REDACTED], and in the process thereof used or threatened to use a deadly weapon or used actual physical force likely to cause serious personal injury, during the same transaction or episode more than one person committed an act of sexual battery upon [REDACTED].

29 years

COUNT FOURTEEN

ROBERT EAGAN, State Attorney of the Ninth Judicial Circuit prosecuting for the State of Florida in Orange County, CHARGES that RONALD LAVOISIA JOHNSON and JOHN HENRY MASSIE, on the 20th day of May, 1986, in said County and State, did, in violation of Florida Statutes 794.011(3), and 794.023 commit a sexual battery upon [REDACTED], a person twelve (12) years of age or older, without the consent of the said KATHRYN JENNIFER STONE, and in the process thereof used or threatened to use a deadly weapon or used actual physical force likely to cause serious personal injury, during the same transaction or episode more than one person committed an act of sexual battery upon [REDACTED]

Life

COUNT FIFTEEN

ROBERT EAGAN, State Attorney of the Ninth Judicial Circuit prosecuting for the State of Florida in Orange County, CHARGES that RONALD LAVOISIA JOHNSON and JOHN HENRY MASSIE, on the 20th day of May, 1986, in said County and State, did, in violation of Florida Statutes 794.011(3), and 794.023 commit a sexual battery upon [REDACTED], a person twelve (12) years of age or older, without the consent of the said [REDACTED], and in the process thereof used or threatened to use a deadly weapon or used actual physical force likely to cause serious personal injury, during the same transaction or episode more than one person committed an act of sexual battery upon [REDACTED] STONE.

Life

State of Florida, County of Orange
I hereby certify that the foregoing is a true and correct copy of the indictment filed in this office.
Copies of this indictment are being furnished to the Clerk of the Court.
Witness my hand and official seal this 14th day of May, 1986.
[Signature] Clerk of the Circuit Court



STATE OF FLORIDA
COUNTY OF Orange
Personally appeared before me, Richard J. Walsh, Assistant State Attorney of the Ninth Judicial Circuit of Florida, who being first duly sworn, says that the allegations 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, and that he institutes this prosecution in good faith.
IN WITNESS WHEREOF, I have hereunto set my hand and seal this 14th day of November, 1986.
Valerie M. Parks
NOTARY PUBLIC, STATE OF FLORIDA AT LARGE
MY COMMISSION EXPIRES SEPT. 30, 1988
BONDED THROUGH BUCKLE-SEAL, INC.
29-267 (3/81)
CM-1A

ROBERT EAGAN, State Attorney
Ninth Judicial Circuit of Florida
By [Signature]
Designated Assistant State Attorney
Bond \$ NONE
Cts. 1 & 2 - F-1
Ct. 3 - F-3
Cts. 4 - 15 LIFE

APPENDIX E

☐ PROBATION VIOLATOR
(Check if Applicable)

IN THE CIRCUIT COURT, NINTH
JUDICIAL CIRCUIT, IN AND FOR
ORANGE COUNTY, FLORIDA

DIVISION 16

CASE NUMBER CR 86-3285(B)

STATE OF FLORIDA

—VS—

John Henry Massie
Defendant

FILED IN OPEN COURT
THIS 13 DAY OF Nov, 1986
W. D. Gorman, Clerk
BY J. Seabolt D.C.

JUDGMENT

The Defendant, John Henry Massie, being personally before this
Court represented by Ralph Armitstead, his attorney of record, and having:

(Check Applicable
Provision)

- ☒ Been tried and found guilty of the following crime(s) 11/13/86
☐ 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
<u>Ch. 9.</u>	<u>Sexual Battery, Multiple Perpetrator</u>	<u>794.011(3)+794.023</u>	<u>Life</u>
<u>Ch. 10.</u>	<u>Sexual Battery, Multiple Perpetrator</u>	<u>794.011(3)+794.023</u>	<u>Life</u>
<u>Ch. 11.</u>	<u>Sexual Battery, Multiple Perpetrator</u>	<u>794.011(3)+794.023</u>	<u>Life</u>
<u>Ch. 12.</u>	<u>Sexual Battery, Multiple Perpetrator</u>	<u>794.011(3)+794.023</u>	<u>Life</u>
<u>Ch. 13.</u>	<u>Sexual Battery, Multiple Perpetrator</u>	<u>794.011(3)+794.023</u>	<u>Life</u>
<u>Ch. 14.</u>	<u>Sexual Battery, Multiple Perpetrator</u>	<u>794.011(3)+794.023</u>	<u>Life</u>
<u>Ch. 15.</u>	<u>Sexual Battery, Multiple Perpetrator</u>	<u>794.011(3)+794.023</u>	<u>Life</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 a sum of twenty dollars (\$20.00) pursuant to F.S. 960.20 (Crimes Compensation Trust Fund). The Defendant is further ordered to pay the sum of ~~two dollars and sixty cents (\$2.60)~~ \$3.00 as a court cost pursuant to F.S. 943.25(4).

☐ The Defendant is ordered to pay an additional sum of two dollars (\$2.00) pursuant to F.S. 943.25(8). (This provision is optional; not applicable unless checked.)

☐ The Defendant is further ordered to pay a fine in the sum of \$ _____ pursuant to F.S. 775.0835. (This refers to optional fine for Crime Compensation Trust Fund; not applicable unless checked. Fines as part of sentence recorded on Sentence page.)

☐ The Court hereby imposes additional court costs of \$ _____.

☐ No gain time until \$ _____ cost paid in full pursuant to F.S. 27.3455.

☐ _____ hours Community Service is ordered in lieu of costs pursuant to F.S. 27.3455.

☐ Costs or Community Service is waived by Court pursuant to F.S. 27.3455.

OR3837 PG4055

Imposition of Sentence
Stayed and Withheld
(Check if Applicable)

☐ 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 /Orange County Probation (conditions of probation set forth in separate order.)

Sentence Deferred
Until Later Date
(Check if Applicable)

☒ The Court hereby defers imposition of sentence until January 12, 1987 (date) 8:30 am

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 of indigency.

DONE AND ADJUDGED In open Court at Orlando, Orange County, Florida this the 13 day of

November, 1986, pursuant to Rule 3.670.

Emerson R. Thompson
JUDGE

FINGERPRINTS OF DEFENDANT

1. R. Thumb	2. R. Index	3. R. Middle	4. R. Ring	5. R. Little
				
6. L. Thumb	7. L. Index	8. L. Middle	9. L. Ring	10. L. Little
				

Fingerprints taken by:

A. W. King, C/P C.C.S.C.
Name and Title

DONE AND ORDERED In Open Court at Orlando, Orange County, Florida, this 13 day of November, A.D., 1986, I HEREBY CERTIFY that the above and foregoing fingerprints are the fingerprints of the Defendant, John H. Mason and that they were placed thereon by said Defendant in my presence in Open Court this date.

Emerson R. Thompson
JUDGE

OR3837 PG4054

☐ PROBATION VIOLATOR
(Check if Applicable)

IN THE CIRCUIT COURT, NINTH DISTRICT
JUDICIAL CIRCUIT, IN AND FOR
ORANGE COUNTY, FLORIDA

DIVISION 16

CASE NUMBER CR 86-3285(B)

STATE OF FLORIDA

—VS—

John Henry Massie
Defendant

FILED IN OPEN COURT
THIS 13 DAY OF NOV, 1986
W. D. Gorman, Clerk
By Patricia Seabolt

JUDGMENT

The Defendant, John Henry Massie, being personally before this
Court represented by Ralph Armistead, his attorney of record, and having:

(Check Applicable
Provision)

- ☒ Been tried and found guilty of the following crime(s) 11/13/86
☐ 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
<u>Cr. 1</u>	<u>Kidnapping</u>	<u>787.01</u>	<u>F-1</u>
<u>Cr. 2</u>	<u>False Imprisonment</u>	<u>787.02(2)</u>	<u>F-3</u>
<u>Cr. 3</u>	<u>Aggravated Assault With a Deadly Weapon</u>	<u>784.021(1)(a)</u>	<u>F-3</u>
<u>Cr. 4</u>	<u>Sexual Battery, Multiple Perpetrator</u>	<u>794.011(3)+794.023</u>	<u>Life</u>
<u>Cr. 5</u>	<u>Sexual Battery, Multiple Perpetrator</u>	<u>794.011(3)+794.023</u>	<u>Life</u>
<u>Cr. 6</u>	<u>Sexual Battery, Multiple Perpetrator</u>	<u>794.011(3)+794.023</u>	<u>Life</u>
<u>Cr. 7</u>	<u>Sexual Battery, Multiple Perpetrator</u>	<u>794.011(3)+794.023</u>	<u>Life</u>
<u>Cr. 8</u>	<u>Sexual Battery, Multiple Perpetrator</u>	<u>794.011(3)+794.023</u>	<u>Life</u>

(Additional Charges on 2nd Print Sheet)

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 a sum of twenty dollars (\$20.00) pursuant to F.S. 960.20 (Crimes Compensation Trust Fund). The Defendant is further ordered to pay the sum of ~~two dollars and fifty cents~~ (\$2.50) as a court cost pursuant to F.S. 943.25(4).
\$3.00

☐ The Defendant is ordered to pay an additional sum of two dollars (\$2.00) pursuant to F.S. 943.25(8). (This provision is optional; not applicable unless checked.)

☐ The Defendant is further ordered to pay a fine in the sum of \$ _____ pursuant to F.S. 775.0835. (This refers to optional fine for Crime Compensation Trust Fund; not applicable unless checked. Fines as part of sentence recorded on Sentence page.)

☐ The Court hereby imposes additional court costs of \$ _____.

☐ No gain time until \$ _____ cost paid in full pursuant to F.S. 27.3455.

☐ _____ hours Community Service is ordered in lieu of costs pursuant to F.S. 27.3455.

☐ Costs or Community Service is waived by Court pursuant to F.S. 27.3455.

2643647 ORANGE CO. FL.
98:57:40AM 11/20/86

OR 383 / 104053

Imposition of Sentence
Stayed and Withheld
(Check if Applicable)

☐ 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 /Orange County Probation (conditions of probation set forth in separate order.)

Sentence Deferred
Until Later Date
(Check if Applicable)

☒ The Court hereby defers imposition of sentence until January 12, 1987 (date) 8:30 AM

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 of indigency.

DONE AND ADJUDGED in open Court at Orlando, Orange County, Florida this the 13 day of November, 1986, pursuant to Rule 3.670.

Emerson R. Harper, Jr.
JUDGE

FINGERPRINTS OF DEFENDANT

1. R. Thumb	2. R. Index	3. R. Middle	4. R. Ring	5. R. Little
				
6. L. Thumb	7. L. Index	8. L. Middle	9. L. Ring	10. L. Little
				

Fingerprints taken by:

R. W. J. (Cory) G. C. C. 10
Name and Title

DONE AND ORDERED in Open Court at Orlando, Orange County, Florida, this 13 day of November A.D., 1986, I HEREBY CERTIFY that the above and foregoing fingerprints are the fingerprints of the Defendant Open R. Massie and that they were placed thereon by said Defendant in my presence in Open Court this date.

OR3837 PG4056

Emerson R. Harper, Jr.
JUDGE

RECORDED & RETURNED
J. Lopez R. Lopez
County Clerk, Orange County, FL

FILED IN OPEN COURT
THIS 9 DAY OF Jan, 1986
W. D. Gorman, Clerk
By J. Seabolt D.C.

Defendant John Henry Massie
Case Number CR 86-3285(B)

SENTENCE

(As to Count One (1))

The Defendant, being personally before this Court, accompanied by his attorney, Ralph Armstrong, 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 should not be sentenced as provided by law, and no cause being shown,

☒ and the Court having on 11/13/86 deferred imposition of sentence until this date.

(Check either provision if applicable)

☐ and the Court having placed the Defendant on probation and having subsequently revoked the Defendant's probation by separate order entered herein,

IT IS THE SENTENCE OF THE LAW that;

- ☒ The Defendant pay a fine of \$200.00 plus all other costs, fines & surcharges waived as the 5% surcharge required by F.S. 860.25.
- ☒ 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 Orange County, Florida
- 200.00 CGF within 40 years.

To be imprisoned (check one; unmarked sections are inapplicable)

- ☒ For a term of Natural Life
- ☐ For a term of _____ years.
- ☐ For an indeterminate period of 6 months to _____ years.

If "split" sentence complete either of these two paragraphs

- ☐ Followed by a period of _____ on probation under the supervision of the Department of Corrections according to the terms and conditions of probation set forth in a 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 for a period of _____ under supervision of the Department of Corrections according to the terms and conditions of probation set forth in a separate order entered herein.

SPECIAL PROVISIONS

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

Firearm — 3 year mandatory minimum

- ☐ It is further ordered that the 3 year minimum provisions of F.S. 775.087(2) are hereby imposed for the sentence specified in this count, as the Defendant possessed a firearm.

Drug Trafficking — mandatory minimum

- ☐ It is further ordered that the _____ year minimum provisions of F.S. 893.135(1)() are hereby imposed for the sentence specified in this count.

Retention of Jurisdiction

- ☐ The Court pursuant to F.S. 947.16(3) retains jurisdiction over the defendant for review of any Parole Commission release order for the period of _____. The requisite findings by the Court are set forth in a separate order or stated on the record in open court.

Habitual Offender

- ☐ The Defendant is adjudged a habitual offender and has been sentenced to an extended term in this sentence in accordance with the provisions of F.S. 775.084(4)(a). The requisite findings by the court are set forth in a separate order or stated on the record in open court.

Jail Credit

- ☒ It is further ordered that the Defendant shall be allowed a total of 256 days credit for such time as he has been incarcerated prior to imposition of this sentence. Such credit reflects the following periods of incarceration (optional):

Consecutive/Concurrent

It is further ordered that the sentence imposed for this count shall run ☐ consecutive to ☐ concurrent with (check one) the sentence set forth in count _____ above.

Defendant

John Henry Meisner

Case Number

CR 86-3285 (B)**SENTENCE**(As to Count Two (2))

The Defendant, being personally before this Court, accompanied by his attorney, Ralph Oernstead, 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 should not be sentenced as provided by law, and no cause being shown,

☒ and the Court having on 11/12/86 (date) deferred imposition of sentence until this date.

(Check either provision if applicable)

☐ and the Court having placed the Defendant on probation and having subsequently revoked the Defendant's probation by separate order entered herein,

IT IS THE SENTENCE OF THE LAW that:

- ☐ The Defendant pay a fine of \$ _____, plus \$ _____ as the 5% surcharge required by F.S. 860.25.
- ☒ 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 Orange County, Florida

To be imprisoned (check one; unmarked sections are inapplicable)

- ☐ For a term of Natural Life
- ☒ For a term of Five (5) years
- ☐ For an indeterminate period of 6 months to _____ years.

If "split" sentence complete either of these two paragraphs

- ☐ Followed by a period of _____ on probation under the supervision of the Department of Corrections according to the terms and conditions of probation set forth in a 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 for a period of _____ under supervision of the Department of Corrections according to the terms and conditions of probation set forth in a separate order entered herein.

SPECIAL PROVISIONS

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

Firearm — 3 year mandatory minimum

- ☐ It is further ordered that the 3 year minimum provisions of F.S. 775.087 (2) are hereby imposed for the sentence specified in this count, as the Defendant possessed a firearm.

Drug Trafficking — mandatory minimum

- ☐ It is further ordered that the _____ year minimum provisions of F.S. 893.135(1)() are hereby imposed for the sentence specified in this count.

Retention of Jurisdiction

- ☐ The Court pursuant to F.S. 947.16(3) retains jurisdiction over the defendant for review of any Parole Commission release order for the period of _____. The requisite findings by the Court are set forth in a separate order or stated on the record in open court.

Habitual Offender

- ☐ The Defendant is adjudged a habitual offender and has been sentenced to an extended term in this sentence in accordance with the provisions of F.S. 775.084(4)(a). The requisite findings by the court are set forth in a separate order or stated on the record in open court.

Jail Credit

- ☒ It is further ordered that the Defendant shall be allowed a total of 256 days credit for such time as he has been incarcerated prior to imposition of this sentence. Such credit reflects the following periods of incarceration (optional):

Consecutive/Concurrent

It is further ordered that the sentence imposed for this count shall run ☐ consecutive to ☒ concurrent with (check one) the sentence set forth in count One (1) above.

Defendant John Henry Masari
Case Number CR 86-3285(B)

SENTENCE

(As to Count Three (3))

The Defendant, being personally before this Court, accompanied by his attorney, Ralph Carmstead, 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 should not be sentenced as provided by law, and no cause being shown,

☒ and the Court having on 11/13/86 deferred imposition of sentence until this date. (date)

(Check either provision if applicable)

☐ and the Court having placed the Defendant on probation and having subsequently revoked the Defendant's probation by separate order entered herein,

IT IS THE SENTENCE OF THE LAW that;

- ☐ The Defendant pay a fine of \$ _____, plus \$ _____ as the 5% surcharge required by F.S. 960.25.
- ☒ 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 Orange County, Florida

To be imprisoned (check one; unmarked sections are inapplicable)

- ☐ For a term of Natural Life
- ☒ For a term of Five (5) years
- ☐ For an indeterminate period of 6 months to _____ years.

If "split" sentence complete either of these two paragraphs

- ☐ Followed by a period of _____ on probation under the supervision of the Department of Corrections according to the terms and conditions of probation set forth in a 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 for a period of _____ under supervision of the Department of Corrections according to the terms and conditions of probation set forth in a separate order entered herein.

SPECIAL PROVISIONS

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

- | | |
|---|--|
| Firearm — 3 year mandatory minimum | ☐ It is further ordered that the 3 year minimum provisions of F.S. 775.087(2) are hereby imposed for the sentence specified in this count, as the Defendant possessed a firearm. |
| Drug Trafficking — mandatory minimum | ☐ It is further ordered that the _____ year minimum provisions of F.S. 893.135(1)() are hereby imposed for the sentence specified in this count. |
| Retention of Jurisdiction | ☐ The Court pursuant to F.S. 847.16(3) retains jurisdiction over the defendant for review of any Parole Commission release order for the period of _____. The requisite findings by the Court are set forth in a separate order or stated on the record in open court. |
| Habitual Offender | ☐ The Defendant is adjudged a habitual offender and has been sentenced to an extended term in this sentence in accordance with the provisions of F.S. 775.084(4)(a). The requisite findings by the court are set forth in a separate order or stated on the record in open court. |
| Jail Credit | ☒ It is further ordered that the Defendant shall be allowed a total of <u>256 days</u> credit for such time as he has been incarcerated prior to imposition of this sentence. Such credit reflects the following periods of incarceration (optional): |

Consecutive/Concurrent It is further ordered that the sentence imposed for this count shall run ☐ consecutive to ☒ concurrent with (check one) the sentence set forth in count One (1) above.

Defendant John Henry Massie
Case Number CR 86-3285 (B)

SENTENCE

(As to Count Four (4))

The Defendant, being personally before this Court, accompanied by his attorney, Ralph Carmichael

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 should not be sentenced as provided by law, and no cause being shown,

☒ and the Court having on 11/13/86 deferred imposition of sentence until this date.

(Check either provision if applicable)

☐ and the Court having placed the Defendant on probation and having subsequently revoked the Defendant's probation by separate order entered herein,

IT IS THE SENTENCE OF THE LAW that:

- ☐ The Defendant pay a fine of \$ _____, plus \$ _____ as the 5% surcharge required by F.S. 860.25.
☒ 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 Orange County, Florida

To be imprisoned (check one; unmarked sections are inapplicable)

- ☒ For a term of Natural Life
☐ For a term of _____ years.
☐ For an indeterminate period of 6 months to _____ years.

If "split" sentence complete either of these two paragraphs

- ☐ Followed by a period of _____ on probation under the supervision of the Department of Corrections according to the terms and conditions of probation set forth in a 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 for a period of _____ under supervision of the Department of Corrections according to the terms and conditions of probation set forth in a separate order entered herein.

SPECIAL PROVISIONS

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

Firearm — 3 year mandatory minimum

Drug Trafficking — mandatory minimum

Retention of Jurisdiction

Habitual Offender

Jail Credit

- ☐ It is further ordered that the 3 year minimum provisions of F.S. 775.087(2) are hereby imposed for the sentence specified in this count, as the Defendant possessed a firearm.
☐ It is further ordered that the _____ year minimum provisions of F.S. 893.135(1)() are hereby imposed for the sentence specified in this count.
☐ The Court pursuant to F.S. 947.16(3) retains jurisdiction over the defendant for review of any Parole Commission release order for the period of _____. The requisite findings by the Court are set forth in a separate order or stated on the record in open court.
☐ The Defendant is adjudged a habitual offender and has been sentenced to an extended term in this sentence in accordance with the provisions of F.S. 775.084(4)(a). The requisite findings by the court are set forth in a separate order or stated on the record in open court.
☒ It is further ordered that the Defendant shall be allowed a total of 256 days credit for such time as he has been incarcerated prior to imposition of this sentence. Such credit reflects the following periods of incarceration (optional):

Consecutive/Concurrent

It is further ordered that the sentence imposed for this count shall run ☐ consecutive to ☒ concurrent with (check one) the sentence set forth in count One (1) above.

Defendant

John Henry Massie

Case Number

CR 86-3285(B)**SENTENCE**(As to Count Five (5))

The Defendant, being personally before this Court, accompanied by his attorney, Ralph Carmstead, 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 should not be sentenced as provided by law, and no cause being shown,

☒ and the Court having on 11/13/86 (date) deferred imposition of sentence until this date.

(Check either provision if applicable)

☐ and the Court having placed the Defendant on probation and having subsequently revoked the Defendant's probation by separate order entered herein,

IT IS THE SENTENCE OF THE LAW that:

- ☐ The Defendant pay a fine of \$ _____, plus \$ _____ as the 5% surcharge required by F.S. 860.25.
- ☒ 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 Orange County, Florida

To be imprisoned (check one; unmarked sections are inapplicable)

- ☒ For a term of Natural Life
- ☐ For a term of _____ years.
- ☐ For an indeterminate period of 6 months to _____ years.

If "split" sentence complete either of these two paragraphs

- ☐ Followed by a period of _____ on probation under the supervision of the Department of Corrections according to the terms and conditions of probation set forth in a 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 for a period of _____ under supervision of the Department of Corrections according to the terms and conditions of probation set forth in a separate order entered herein.

SPECIAL PROVISIONS

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

Firearm — 3 year mandatory minimum

Drug Trafficking — mandatory minimum

Retention of Jurisdiction

Habitual Offender

Jail Credit

- ☐ It is further ordered that the 3 year minimum provisions of F.S. 775.087(2) are hereby imposed for the sentence specified in this count, as the Defendant possessed a firearm.
- ☐ It is further ordered that the _____ year minimum provisions of F.S. 893.135(1)() are hereby imposed for the sentence specified in this count.
- ☐ The Court pursuant to F.S. 947.16(3) retains jurisdiction over the defendant for review of any Parole Commission release order for the period of _____. The requisite findings by the Court are set forth in a separate order or stated on the record in open court.
- ☐ The Defendant is adjudged a habitual offender and has been sentenced to an extended term in this sentence in accordance with the provisions of F.S. 775.084(4)(a). The requisite findings by the court are set forth in a separate order or stated on the record in open court.
- ☒ It is further ordered that the Defendant shall be allowed a total of 256 days credit for such time as he has been incarcerated prior to imposition of this sentence. Such credit reflects the following periods of incarceration (optional):

Consecutive/Concurrent

It is further ordered that the sentence imposed for this count shall run ☐ consecutive to ☒ concurrent with (check one) the sentence set forth in count One (1) above.

Defendant

John Henry Massie

Case Number

CR 86-3285(B)**SENTENCE**(As to Count Six (6))

The Defendant, being personally before this Court, accompanied by his attorney, Joseph Ornato, 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 should not be sentenced as provided by law, and no cause being shown,

☒ and the Court having on 11/13/86 (date) deferred imposition of sentence until this date.

(Check either provision if applicable)

☐ and the Court having placed the Defendant on probation and having subsequently revoked the Defendant's probation by separate order entered herein,

IT IS THE SENTENCE OF THE LAW that:

☐ The Defendant pay a fine of \$ _____, plus \$ _____ as the 5% surcharge required by F.S. 960.25.

☒ 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 Orange County, Florida

To be imprisoned (check one; unmarked sections are inapplicable)

☒ For a term of Natural Life

☐ For a term of _____ years.

☐ For an indeterminate period of 6 months to _____ years.

If "split" sentence complete either of these two paragraphs

☐ Followed by a period of _____ on probation under the supervision of the Department of Corrections according to the terms and conditions of probation set forth in a 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 for a period of _____ under supervision of the Department of Corrections according to the terms and conditions of probation set forth in a separate order entered herein.

SPECIAL PROVISIONS

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

Firearm — 3 year mandatory minimum

☐ It is further ordered that the 3 year minimum provisions of F.S. 775.087(2) are hereby imposed for the sentence specified in this count, as the Defendant possessed a firearm.

Drug Trafficking — mandatory minimum

☐ It is further ordered that the _____ year minimum provisions of F.S. 893.135(1)() are hereby imposed for the sentence specified in this count.

Retention of Jurisdiction

☐ The Court pursuant to F.S. 947.18(3) retains jurisdiction over the defendant for review of any Parole Commission release order for the period of _____. The requisite findings by the Court are set forth in a separate order or stated on the record in open court.

Habitual Offender

☐ The Defendant is adjudged a habitual offender and has been sentenced to an extended term in this sentence in accordance with the provisions of F.S. 775.084(4)(a). The requisite findings by the court are set forth in a separate order or stated on the record in open court.

Jail Credit

☒ It is further ordered that the Defendant shall be allowed a total of 256 days credit for such time as he has been incarcerated prior to imposition of this sentence. Such credit reflects the following periods of incarceration (optional):

Consecutive/Concurrent

It is further ordered that the sentence imposed for this count shall run ☒ consecutive to ☒ concurrent with (check one) the sentence set forth in count One (1) above.

Defendant

John Henry Massai

Case Number

CR 86-3285(B)**SENTENCE**

(As to Count

Seven (7))The Defendant, being personally before this Court, accompanied by his attorney, Ralph Ornsted

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 should not be sentenced as provided by law, and no cause being shown,

☒and the Court having on 11/13/86 (date)

deferred imposition of sentence until this date.

(Check either provision if applicable)

☐

and the Court having placed the Defendant on probation and having subsequently revoked the Defendant's probation by separate order entered herein.

IT IS THE SENTENCE OF THE LAW that:

☐

The Defendant pay a fine of \$ _____, plus \$ _____ as the 5% surcharge required by F.S. 960.25.

☒

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 Orange County, Florida

To be imprisoned (check one; unmarked sections are inapplicable)

☒

For a term of Natural Life

☐

For a term of _____

☐

For an indeterminate period of 6 months to _____ years.

☐

Followed by a period of _____ on probation under the supervision of the Department of Corrections according to the terms and conditions of probation set forth in a 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 for a period of _____ under supervision of the Department of Corrections according to the terms and conditions of probation set forth in a separate order entered herein.

If "split" sentence complete either of these two paragraphs

SPECIAL PROVISIONS

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

Firearm — 3 year mandatory minimum

☐

It is further ordered that the 3 year minimum provisions of F.S. 775.087(2) are hereby imposed for the sentence specified in this count, as the Defendant possessed a firearm.

Drug Trafficking — mandatory minimum

☐

It is further ordered that the _____ year minimum provisions of F.S. 893.135(1)() () are hereby imposed for the sentence specified in this count.

Retention of Jurisdiction

☐

The Court pursuant to F.S. 947.16(3) retains jurisdiction over the defendant for review of any Parole Commission release order for the period of _____. The requisite findings by the Court are set forth in a separate order or stated on the record in open court.

Habitual Offender

☐

The Defendant is adjudged a habitual offender and has been sentenced to an extended term in this sentence in accordance with the provisions of F.S. 775.084(4)(a). The requisite findings by the court are set forth in a separate order or stated on the record in open court.

Jail Credit

☒It is further ordered that the Defendant shall be allowed a total of 256 days credit for such time as he has been incarcerated prior to imposition of this sentence. Such credit reflects the following periods of incarceration (optional):

Consecutive/Concurrent

It is further ordered that the sentence imposed for this count shall run ☐ consecutive to ☒ concurrent with (check one) the sentence set forth in count One (1) above.

Defendant

John Henry Massie

Case Number

CR 86-3289(B)**SENTENCE**(As to Count Eight (8))The Defendant, being personally before this Court, accompanied by his attorney, Ralph Remstad

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 should not be sentenced as provided by law, and no cause being shown,

☒ and the Court having on 11/13/86 (date) deferred imposition of sentence until this date.

(Check either provision if applicable)

☐ and the Court having placed the Defendant on probation and having subsequently revoked the Defendant's probation by separate order entered herein.

IT IS THE SENTENCE OF THE LAW that:

☐ The Defendant pay a fine of \$ _____, plus \$ _____ as the 5% surcharge required by F.S. 960.25.

☒ 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 Orange County, Florida

To be imprisoned (check one; unmarked sections are inapplicable)

- ☒ For a term of Natural Life
☐ For a term of _____ years.
☐ For an indeterminate period of 6 months to _____ years.

If "split" sentence complete either of these two paragraphs

☐ Followed by a period of _____ on probation under the supervision of the Department of Corrections according to the terms and conditions of probation set forth in a 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 for a period of _____ under supervision of the Department of Corrections according to the terms and conditions of probation set forth in a separate order entered herein.

SPECIAL PROVISIONS

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

Firearm — 3 year mandatory minimum

☐ It is further ordered that the 3 year minimum provisions of F.S. 775.087(2) are hereby imposed for the sentence specified in this count, as the Defendant possessed a firearm.

Drug Trafficking — mandatory minimum

☐ It is further ordered that the _____ year minimum provisions of F.S. 893.135(1)() () are hereby imposed for the sentence specified in this count.

Retention of Jurisdiction

☐ The Court pursuant to F.S. 947.16(3) retains jurisdiction over the defendant for review of any Parole Commission release order for the period of _____. The requisite findings by the Court are set forth in a separate order or stated on the record in open court.

Habitual Offender

☐ The Defendant is adjudged a habitual offender and has been sentenced to an extended term in this sentence in accordance with the provisions of F.S. 775.084(4)(a). The requisite findings by the Court are set forth in a separate order or stated on the record in open court.

Jail Credit

☒ It is further ordered that the Defendant shall be allowed a total of 256 days credit for such time as he has been incarcerated prior to imposition of this sentence. Such credit reflects the following periods of incarceration (optional):

Consecutive/Concurrent

It is further ordered that the sentence imposed for this count shall run concurrent to ☒ concurrent with (check one) the sentence set forth in count One (1) above.

Defendant

John Henry Massie

Case Number

CR 86-3285(B)**SENTENCE**

(As to Count

Nine (9)The Defendant, being personally before this Court, accompanied by his attorney, Ralph Carmstead

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 should not be sentenced as provided by law, and no cause being shown,

☒ and the Court having on 11/13/86 (date) deferred imposition of sentence until this date.

(Check either provision if applicable)

☐ and the Court having placed the Defendant on probation and having subsequently revoked the Defendant's probation by separate order entered herein,

IT IS THE SENTENCE OF THE LAW that;

- ☐ The Defendant pay a fine of \$ _____, plus \$ _____ as the 5% surcharge required by F.S. 960.25.
- ☒ 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 Orange County, Florida

To be imprisoned (check one; unmarked sections are inapplicable)

- ☒ For a term of Natural Life
- ☒ For a term of Thirty (30) years
- ☐ For an indeterminate period of 6 months to _____ years.

☐ Followed by a period of _____ on probation under the supervision of the Department of Corrections according to the terms and conditions of probation set forth in a separate order entered herein.

If "split" sentence complete either of these two paragraphs

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

SPECIAL PROVISIONS

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

Firearm — 3 year mandatory minimum

☐ It is further ordered that the 3 year minimum provisions of F.S. 775.087(2) are hereby imposed for the sentence specified in this count, as the Defendant possessed a firearm.

Drug Trafficking — mandatory minimum

☐ It is further ordered that the _____ year minimum provisions of F.S. 893.135(1)() () are hereby imposed for the sentence specified in this count.

Retention of Jurisdiction

☐ The Court pursuant to F.S. 947.16(3) retains jurisdiction over the defendant for review of any Parole Commission release order for the period of _____. The requisite findings by the Court are set forth in a separate order or stated on the record in open court.

Habitual Offender

☐ The Defendant is adjudged a habitual offender and has been sentenced to an extended term in this sentence in accordance with the provisions of F.S. 775.084(4)(a). The requisite findings by the Court are set forth in a separate order or stated on the record in open court.

Jail Credit

☒ It is further ordered that the Defendant shall be allowed a total of 256 days credit for such time as he has been incarcerated prior to imposition of this sentence. Such credit reflects the following periods of incarceration (optional):

Consecutive/Concurrent

It is further ordered that the sentence imposed for this count shall run ☐ consecutive to ☒ concurrent with (check one) the sentence set forth in count One (1) above.

Defendant

John Henry Massie

Case Number

CR 86-328 (B)**SENTENCE**

(As to Count

One (10))

The Defendant, being personally before this Court, accompanied by his attorney,

Ralph Penstead

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 should not be sentenced as provided by law, and no cause being shown,

☒ and the Court having on 11/15/86 deferred imposition of sentence until this date.

(Check either provision if applicable)

☐ and the Court having placed the Defendant on probation and having subsequently revoked the Defendant's probation by separate order entered herein.

IT IS THE SENTENCE OF THE LAW that:

- ☐ The Defendant pay a fine of \$ _____, plus \$ _____ as the 5% surcharge required by F.S. 960.25.
- ☒ 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 Orange County, Florida

To be imprisoned (check one; unmarked sections are inapplicable)

- ☐ For a term of Natural Life
- ☒ For a term of Thirty (30) years
- ☐ For an indeterminate period of 6 months to _____ years.

If "split" sentence complete either of these two paragraphs

- ☐ Followed by a period of _____ on probation under the supervision of the Department of Corrections according to the terms and conditions of probation set forth in a 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 for a period of _____ under supervision of the Department of Corrections according to the terms and conditions of probation set forth in a separate order entered herein.

SPECIAL PROVISIONS

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

Firearm — 3 year mandatory minimum

Drug Trafficking — mandatory minimum

Retention of Jurisdiction

Habitual Offender

Jail Credit

- ☐ It is further ordered that the 3 year minimum provisions of F.S. 775.087(2) are hereby imposed for the sentence specified in this count, as the Defendant possessed a firearm.
- ☐ It is further ordered that the _____ year minimum provisions of F.S. 893.135(1)() are hereby imposed for the sentence specified in this count.
- ☐ The Court pursuant to F.S. 947.16(3) retains jurisdiction over the defendant for review of any Parole Commission release order for the period of _____. The requisite findings by the Court are set forth in a separate order or stated on the record in open court.
- ☐ The Defendant is adjudged a habitual offender and has been sentenced to an extended term in this sentence in accordance with the provisions of F.S. 775.084(4)(a). The requisite findings by the court are set forth in a separate order or stated on the record in open court.
- ☒ It is further ordered that the Defendant shall be allowed a total of 256 days credit for such time as he has been incarcerated prior to imposition of this sentence. Such credit reflects the following periods of incarceration (optional):

Consecutive/Concurrent

It is further ordered that the sentence imposed for this count shall run ☐ consecutive to ☒ concurrent with (check one) the sentence set forth in count One (1) above.

Defendant

John Henry Massie

Case Number

CR 86-3285 (B)**SENTENCE**(As to Count Pleins (11))The Defendant, being personally before this Court, accompanied by his attorney Byron Oremstead

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 should not be sentenced as provided by law, and no cause being shown,

☒ and the Court having on 11/13/86 deferred imposition of sentence until this date.

(Check either provision if applicable)

☐ and the Court having placed the Defendant on probation and having subsequently revoked the Defendant's probation by separate order entered herein,

IT IS THE SENTENCE OF THE LAW that;

☐ The Defendant pay a fine of \$ _____, plus \$ _____ as the 5% surcharge required by F.S. 960.25.

☒ 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 Orange County, Florida

To be imprisoned (check one; unmarked sections are inapplicable)

- ☐ For a term of Natural Life
☒ For a term of Thirty (30) years
☐ For an indeterminate period of 6 months to _____ years.

If "split" sentence complete either of these two paragraphs

- ☐ Followed by a period of _____ on probation under the supervision of the Department of Corrections according to the terms and conditions of probation set forth in a 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 for a period of _____ under supervision of the Department of Corrections according to the terms and conditions of probation set forth in a separate order entered herein.

SPECIAL PROVISIONS

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

Firearm — 3 year mandatory minimum

☐ It is further ordered that the 3 year minimum provisions of F.S. 775.087(2) are hereby imposed for the sentence specified in this count, as the Defendant possessed a firearm.

Drug Trafficking — mandatory minimum

☐ It is further ordered that the _____ year minimum provisions of F.S. 893.135(1)() () are hereby imposed for the sentence specified in this count.

Retention of Jurisdiction

☐ The Court pursuant to F.S. 947.16(3) retains jurisdiction over the defendant for review of any Parole Commission release order for the period of _____. The requisite findings by the Court are set forth in a separate order or stated on the record in open court.

Habitual Offender

☐ The Defendant is adjudged a habitual offender and has been sentenced to an extended term in this sentence in accordance with the provisions of F.S. 775.084(4)(a). The requisite findings by the court are set forth in a separate order or stated on the record in open court.

Jail Credit

☒ It is further ordered that the Defendant shall be allowed a total of 256 days credit for such time as he has been incarcerated prior to imposition of this sentence. Such credit reflects the following periods of incarceration (optional):

Consecutive/Concurrent

It is further ordered that the sentence imposed for this count shall run consecutive to ☒ concurrent with (check one) the sentence set forth in count One (1) above.

Defendant John Henry Mason
Case Number CR 86-3285(B)

SENTENCE

(As to Count Twelve (12))

The Defendant, being personally before this Court, accompanied by his attorney, Joseph Ernest, 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 should not be sentenced as provided by law, and no cause being shown,

☒ and the Court having on 11/13/86 deferred imposition of sentence until this date.

(Check either provision if applicable)

☐ and the Court having placed the Defendant on probation and having subsequently revoked the Defendant's probation by separate order entered herein.

IT IS THE SENTENCE OF THE LAW that;

- ☐ The Defendant pay a fine of \$ _____, plus \$ _____ as the 5% surcharge required by F.S. 960.25.
- ☒ 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 Orange County, Florida

To be imprisoned (check one; unmarked sections are inapplicable)

- ☐ For a term of Natural Life
- ☒ For a term of Thirty (30) years
- ☐ For an indeterminate period of 6 months to _____ years.

If "split" sentence complete either of these two paragraphs

- ☐ Followed by a period of _____ on probation under the supervision of the Department of Corrections according to the terms and conditions of probation set forth in a 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 for a period of _____ under supervision of the Department of Corrections according to the terms and conditions of probation set forth in a separate order entered herein.

SPECIAL PROVISIONS

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

- | | |
|---|--|
| Firearm — 3 year mandatory minimum | ☐ It is further ordered that the 3 year minimum provisions of F.S. 775.087(2) are hereby imposed for the sentence specified in this count, as the Defendant possessed a firearm. |
| Drug Trafficking — mandatory minimum | ☐ It is further ordered that the _____ year minimum provisions of F.S. 893.135(1)() are hereby imposed for the sentence specified in this count. |
| Retention of Jurisdiction | ☐ The Court pursuant to F.S. 947.16(3) retains jurisdiction over the defendant for review of any Parole Commission release order for the period of _____. The requisite findings by the Court are set forth in a separate order or stated on the record in open court. |
| Habitual Offender | ☐ The Defendant is adjudged a habitual offender and has been sentenced to an extended term in this sentence in accordance with the provisions of F.S. 775.084(4)(a). The requisite findings by the court are set forth in a separate order or stated on the record in open court. |
| Jail Credit | ☒ It is further ordered that the Defendant shall be allowed a total of <u>256 days</u> credit for such time as he has been incarcerated prior to imposition of this sentence. Such credit reflects the following periods of incarceration (optional): |

Consecutive/Concurrent

It is further ordered that the sentence imposed for this count shall run ☐ consecutive to ☒ concurrent with (check one) the sentence set forth in count One (1) above.

Defendant

John Henry Massie

Case Number

CR 86-3285 (B)**SENTENCE**(As to Count Thirteen (13))The Defendant, being personally before this Court, accompanied by his attorney, Ralph Armistead

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 should not be sentenced as provided by law, and no cause being shown,

☒ and the Court having on 11/13/86 (date) deferred imposition of sentence until this date.

(Check either provision if applicable)

☐ and the Court having placed the Defendant on probation and having subsequently revoked the Defendant's probation by separate order entered herein,

IT IS THE SENTENCE OF THE LAW that:

- ☐ The Defendant pay a fine of \$ _____, plus \$ _____ as the 5% surcharge required by F.S. 860.25.
- ☒ 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 Orange County, Florida

To be imprisoned (check one; unmarked sections are inapplicable)

- ☐ For a term of Natural Life
- ☒ For a term of Thirty (30) years
- ☐ For an indeterminate period of 6 months to _____ years.

If "split" sentence complete either of these two paragraphs

- ☐ Followed by a period of _____ on probation under the supervision of the Department of Corrections according to the terms and conditions of probation set forth in a 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 for a period of _____ under supervision of the Department of Corrections according to the terms and conditions of probation set forth in a separate order entered herein.

SPECIAL PROVISIONS

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

Firearm — 3 year mandatory minimum

Drug Trafficking — mandatory minimum

Retention of Jurisdiction

Habitual Offender

Jail Credit

- ☐ It is further ordered that the 3 year minimum provisions of F.S. 775.087(2) are hereby imposed for the sentence specified in this count, as the Defendant possessed a firearm.
- ☐ It is further ordered that the _____ year minimum provisions of F.S. 893.135(1)() () are hereby imposed for the sentence specified in this count.
- ☐ The Court pursuant to F.S. 947.16(3) retains jurisdiction over the defendant for review of any Parole Commission release order for the period of _____. The requisite findings by the Court are set forth in a separate order or stated on the record in open court.
- ☐ The Defendant is adjudged a habitual offender and has been sentenced to an extended term in this sentence in accordance with the provisions of F.S. 775.084(4)(a). The requisite findings by the court are set forth in a separate order or stated on the record in open court.
- ☒ It is further ordered that the Defendant shall be allowed a total of 256 days credit for such time as he has been incarcerated prior to imposition of this sentence. Such credit reflects the following periods of incarceration (optional):

Consecutive/Concurrent

It is further ordered that the sentence imposed for this count shall run ☐ consecutive to ☒ concurrent with (check one) the sentence set forth in count One (1) above.

Defendant

John Henry Massie

Case Number

CR 86-3285 (B)**SENTENCE**(As to Count Fourteen (14))The Defendant, being personally before this Court, accompanied by his attorney, Ralph Ornato

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 should not be sentenced as provided by law, and no cause being shown,

☒ and the Court having on 11/13/86 deferred imposition of sentence until this date.

(Check either provision if applicable)

☐ and the Court having placed the Defendant on probation and having subsequently revoked the Defendant's probation by separate order entered herein,

IT IS THE SENTENCE OF THE LAW that;

☐ The Defendant pay a fine of \$ _____, plus \$ _____ as the 5% surcharge required by F.S. 960.25.

☒ 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 Orange County, Florida

To be imprisoned (check one; unmarked sections are inapplicable)

- ☒ For a term of Natural Life
☐ For a term of _____ years.
☐ For an indeterminate period of 6 months to _____ years.

If "split" sentence complete either of these two paragraphs

☐ Followed by a period of _____ on probation under the supervision of the Department of Corrections according to the terms and conditions of probation set forth in a 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 for a period of _____ under supervision of the Department of Corrections according to the terms and conditions of probation set forth in a separate order entered herein.

SPECIAL PROVISIONS

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

Firearm — 3 year mandatory minimum

☐ It is further ordered that the 3 year minimum provisions of F.S. 775.087(2) are hereby imposed for the sentence specified in this count, as the Defendant possessed a firearm.

Drug Trafficking — mandatory minimum

☐ It is further ordered that the _____ year minimum provisions of F.S. 893.135(1)() are hereby imposed for the sentence specified in this count.

Retention of Jurisdiction

☐ The Court pursuant to F.S. 947.16(3) retains jurisdiction over the defendant for review of any Parole Commission release order for the period of _____. The requisite findings by the Court are set forth in a separate order or stated on the record in open court.

Habitual Offender

☐ The Defendant is adjudged a habitual offender and has been sentenced to an extended term in this sentence in accordance with the provisions of F.S. 775.084(4)(a). The requisite findings by the court are set forth in a separate order or stated on the record in open court.

Jail Credit

☒ It is further ordered that the Defendant shall be allowed a total of 256 days credit for such time as he has been incarcerated prior to imposition of this sentence. Such credit reflects the following periods of incarceration (optional):

Consecutive/Concurrent

It is further ordered that the sentence imposed for this count shall run ☐ consecutive to ☒ concurrent with (check one) the sentence set forth in count One (1) above.

Defendant

John Henry Massie

Case Number

CR 86-3285 (B)**SENTENCE**(As to Count Fifteen (15))The Defendant, being personally before this Court, accompanied by his attorney, Olph Carmstead

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 should not be sentenced as provided by law, and no cause being shown,

☒ and the Court having on 11/13/86 deferred imposition of sentence until this date.

(Check either provision if applicable)

☐ and the Court having placed the Defendant on probation and having subsequently revoked the Defendant's probation by separate order entered herein,

IT IS THE SENTENCE OF THE LAW that:

- ☐ The Defendant pay a fine of \$ _____, plus \$ _____ as the 5% surcharge required by F.S. 960.25.
- ☒ 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 Orange County, Florida

To be imprisoned (check one; unmarked sections are inapplicable)

- ☒ For a term of Natural Life
- ☐ For a term of _____ years.
- ☐ For an indeterminate period of 6 months to _____ years.

If "split" sentence complete either of these two paragraphs

- ☐ Followed by a period of _____ on probation under the supervision of the Department of Corrections according to the terms and conditions of probation set forth in a 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 for a period of _____ under supervision of the Department of Corrections according to the terms and conditions of probation set forth in a separate order entered herein.

SPECIAL PROVISIONS

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

Firearm — 3 year mandatory minimum

- ☐ It is further ordered that the 3 year minimum provisions of F.S. 775.087(2) are hereby imposed for the sentence specified in this count, as the Defendant possessed a firearm.

Drug Trafficking — mandatory minimum

- ☐ It is further ordered that the _____ year minimum provisions of F.S. 893.135(1)() are hereby imposed for the sentence specified in this count.

Retention of Jurisdiction

- ☐ The Court pursuant to F.S. 947.16(3) retains jurisdiction over the defendant for review of any Parole Commission release order for the period of _____. The requisite findings by the Court are set forth in a separate order or stated on the record in open court.

Habitual Offender

- ☐ The Defendant is adjudged a habitual offender and has been sentenced to an extended term in this sentence in accordance with the provisions of F.S. 775.084(4)(a). The requisite findings by the court are set forth in a separate order or stated on the record in open court.

Jail Credit

- ☒ It is further ordered that the Defendant shall be allowed a total of 256 days credit for such time as he has been incarcerated prior to imposition of this sentence. Such credit reflects the following periods of incarceration (optional):

Consecutive/Concurrent

It is further ordered that the sentence imposed for this count shall run ☐ consecutive to ☒ concurrent with (check one) the sentence set forth in count One (1) above.

Defendant

John Henry Massey

Case Number

CR 86-3285 (B)

Consecutive/Concurrent
(As to other convictions)

It is further ordered that the composite term of all sentences imposed for the counts specified in this order shall run ☐ consecutive to ☐ concurrent with (check one) the following:

☐ Any active sentence being served.

☐ Specific sentences: _____

In the event the above sentence is to the Department of Corrections, the Sheriff of Orange County, Florida is hereby ordered and directed to deliver the Defendant to the Department of Corrections together with a copy of this Judgment and Sentence.

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 the assistance of counsel in taking said appeal at the expense of the State upon showing of indigency.

In imposing the above sentence, the Court further recommends _____

DONE AND ORDERED in Open Court at Orlando, Orange County, Florida, this 9 day of January, A.D., 19 87.

Elliott L. Thompson Jr.
JUDGE

State of Florida, County of Orange
I hereby certify that the foregoing is a true and correct copy of the instrument filed in this office.
Confidential items have been removed. Fla. Jud. Admin. § 240.
Witness my hand and official seal this 11 day of March, 2014.
By: [Signature] Clerk of the Circuit Court
By: [Signature] Deputy Clerk



1. Please print or type the information entered upon the scoresheet and use sufficient pressure to assure that all copies will be legible.
2. Enter the court case, court file, or docket number for the primary offense.
3. Enter the docket numbers for the additional cases presently before the court for sentencing.
4. Enter the name of the county where the sentence is imposed.
5. Enter the name of the sentencing judge.
6. Enter the date sentence was imposed.
7. Enter the defendant's full name.
8. Enter the defendant's date of birth.
9. Enter the defendant's sex.
10. Enter the date of the primary offense. If there are multiple counts of the primary offense, occurring on different dates, enter the earliest date.
11. Enter the common title of the primary offense at conviction with sufficient specificity to distinguish it from other offenses within the same chapter.
12. Enter the statutory felony degree of the primary offense. The following abbreviations may be used:
 - 1 Life felony
 - 1pbl first-degree felony punishable by life
 - 1 first-degree felony
 - 2 second-degree felony
 - 3 third-degree felony
13. Check the appropriate box if the sentence is imposed for a violation of probation or community control.
14. Indicate whether adjudication was obtained by plea or trial. If convictions were obtained by trial for some offenses and by plea on other counts, check the trial box.
15. Indicate whether the guideline sentence has been imposed or whether the sentence represents a guideline departure.

Category 2 Sexual Offenses

Points	Recommended Range
140-160	any nonstate prison sanction
170-185	Community Control or 12-30 mos. incarceration
186-207	3 yrs. incarceration (2½-3½)
208-229	4 years (3½-4½)
230-250	6 (4½-5½)
251-278	6 (5½-7)
279-312	8 (7-9)
313-354	10 (9-12)
355-422	15 (12-17)
423-486	20 (17-22)
487-546	25 (22-27)
547-582	30 (27-40)
583+	Life

The following factors shall be used when counts of primary offense, additional offenses or prior record exceed four. These tables are used only for those counts in excess of four. The point total for the counts in excess of four should then be entered on the face of the scoresheet.

I. Number Primary Offense Counts Above 4

Degree		
Life	_____	X 26 = _____
1st	_____	X 21 = _____
2nd	_____	X 16 = _____
3rd	_____	X 16 = _____

II. Number of Additional Offense Counts Above 4

Degree		
Life	_____	X 28 = _____
1st pbl	_____	X 20 = _____
1st	_____	X 22 = _____
2nd	_____	X 16 = _____
3rd	_____	X 16 = _____
MM	_____	X 3 = _____

III. Number of Prior Convictions Above 4

Degree		
Life	_____	X 280 = _____
1st pbl	_____	X 232 = _____
1st	_____	X 174 = _____
2nd	_____	X 87 = _____
3rd	_____	X 20 = _____
MM	_____	X 5 = _____