

STATE OF FLORIDA
VS

CASE NO. CR88-9234
DIVISION 15

Albert Evans

CHARGED WITH: 5) child abuse 6) child abuse (m)

COURT OPENED at 10AM 6-12-89
HONORABLE R James Straker JUDGE PRESIDING
ASSISTANT PUBLIC DEFENDER T. Cashman
ASSISTANT STATE ATTORNEY L. Oswald
COURT REPORTER S. Sandulli
COURT DEPUTY J. Treese

This case came on this date for Plea Sentencing Trial.
The Defendant was present, not present present with Counsel T. Cashman
Plea of not guilty withdrawn. Defendant tried and found guilty of:
Defendant sworn and pled Guilty, Nolo Contendere to:

Defendant reserves right to appeal
Adjudication of guilt withheld, finding of guilt entered.

Defendant adjudged guilty. \$5.00 C.C. \$20.00 C.C.F. \$200.00 CJT(27.3455).

P.S.I. ORDERED. It is hereby Ordered that the Department of corrections submit P.S.I. or a scoresheet of Defendant and deliver a written report of same to the undersigned Judge within two working days before sentencing. Status
SENTENCING set for , 19 , at .M, Courtroom

P.S.I. Bond set at \$ P.D.R. Ordered. P.S.I. waived.

SENTENCING: State to W.P. cts 1, 2, 3, 4, 7
Adjudication of guilt was withheld, a finding of guilt entered.

Defendant adjudged guilty. \$5.00 C.C. \$20.00 C.C.F. \$200.00 CJT(27.3455)

SENTENCE: ct 5 - 5 years probation

- 1) successfully complete HRS parenting classes current enrolled in
- 2) EMERGE program
- 3) P.D. tied \$1,000.00
- 4) substance abuse counseling w/ random urine screens

RELEASE - Defendant is Ordered released from custody as to this case only.

DONE AND ORDERED this day of 19

3) report to prob in 24 hrs.

ct 10 - no sentence imposed

CIRCUIT JUDGE

Filed in Open Court this 12 day of June 19 89
FRAN CARLTON, Clerk of the Circuit/ County Courts

BY: [Signature] Deputy Clerk, in attendance.

COURT RECESSED AT

Distribution
Surety/Cash bond
Defendant
Probation & Parole
Court Deputy
S.O. on

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, as necessary per Fla. R. Jud. Admin. 2.240.
I witness my hand and official seal this 12 day of June 19 89.
[Signature] Deputy Clerk.



COURT MINUTES ORDER (PLEA/SENTENCING/RELEASE)

IN THE CIRCUIT COURT IN AND FOR ORANGE COUNTY, FLORIDA

EXHIBIT-B

CASE NO. CR88-9234/L
DIVISION 15

STATE OF FLORIDA
VS

Albert Evans

CHARGED WITH: (1,2) Manslaughter (3,4) Murder 3rd
(5,6,7) Child Abuse

COURT OPENED at am 3/23/89
HONORABLE R. James Stroher JUDGE PRESIDING
ASSISTANT PUBLIC DEFENDER P. Cashman
ASSISTANT STATE ATTORNEY K. Oswald
COURT REPORTER S. Sandwill
COURT DEPUTY J. Friere

This case came on this date for Plea Sentencing Trial.

The Defendant was present, not present present with Counsel P. Cashman

Plea of not guilty withdrawn. Defendant tried and found guilty of:

Defendant sworn and pled Guilty, Nolo Contendere to: (ct. 5) as ch. (ct. 6) IFO: Child Abuse (misc)

Defendant reserves right to appeal

Adjudication of guilt withheld, finding of guilt entered.

Defendant adjudged guilty. \$5.00 C.C. \$20.00 C.C.F. \$200.00 CJT(27.3455).

P.S.I. ORDERED. It is hereby Ordered that the Department of corrections conduct a Pre-Sentence Investigation of Defendant and deliver a written report of same to the undersigned Judge within two working days before sentencing. Status ROR.

SENTENCING set for 6-12, 1989, at 10 A .M., Courtroom R.

P.S.I. Bond set at \$. P.D.R. Ordered. P.S.I. waived.

SENTENCING:

Adjudication of guilt was withheld, a finding of guilt entered.

Defendant adjudged guilty. \$5.00 C.C. \$20.00 C.C.F. \$200.00 CJT(27.3455)

SENTENCE:

Discharge Bond

St. Nolle Pros. Cts. 1-4 + 7. @ Sent

RELEASE - Defendant is Ordered released from custody as to this case only.

DONE AND ORDERED this 23 day of March, 1989

R. James Stroher
CIRCUIT JUDGE

Filed in Open Court this 23 day of Mar, 1989.

FRAN CARLTON, Clerk of the Circuit/ County Courts

By W. M. Woodman
Deputy Clerk, in attendance.

COURT RECESSED AT 10:30am, 3/23/89.

Distribution
 Surety/Cash bond
 Defendant
 Probation & Parole
 Court Deputy
 S.O. on 3-24-89.

PROBATION VIOLATOR
(Check if Applicable)

IN THE CIRCUIT COURT, NINTH JUDICIAL CIRCUIT, IN AND FOR

ORANGE COUNTY, FLORIDA

DIVISION 15

CASE NUMBER CR 88-9234/A

STATE OF FLORIDA

-vs-

Albert Evans

Defendant

FILED IN CIRCUIT COURT
MARCH 13 1989

JUDGMENT

M. Goodman, D.C.

The Defendant, Albert Evans, being personally before this Court represented by Patricia Cashman, his attorney of record, and having:

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

COUNT	CRIME	OFFENSE STATUTE NUMBER(S)	DEGREE OF CRIME
5	child Abuse	827.04(1)	F3
6	child Abuse	827.04(3)	m1

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 three (\$3.00) dollars as court cost pursuant to F.S. 943.25(4).
- The Defendant is hereby ordered to pay two (\$2.00) dollars pursuant to F.S. 943.25(8). (This provision is optional; not applicable unless checked.)
- The Defendant is ordered to pay a sum of twenty (\$20.00) dollars pursuant to F.S. 960.20 (Crimes Compensation Trust Fund).
- The Defendant is hereby ordered to pay Two-hundred (\$200.00) dollars pursuant to F.S. 27.3455.
- 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 cost of \$ _____.

3218485 ORANGE CO. FL.
12:37:00PM 03/27/89

OR 4066 PG 3045

EXHIBIT-D

827.04 Child abuse.—

(1) Whoever, willfully or by culpable negligence, deprives a child of, or allows a child to be deprived of, necessary food, clothing, shelter, or medical treatment, or who, knowingly or by culpable negligence, inflicts or permits the infliction of physical or mental injury to the child, and in so doing causes great bodily harm, permanent disability, or permanent disfigurement to such child, shall be guilty of a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(2) Whoever, willfully or by culpable negligence, deprives a child of, or allows a child to be deprived of, necessary food, clothing, shelter, or medical treatment, or who, knowingly or by culpable negligence, inflicts or permits the infliction of physical or mental injury to the child, shall be guilty of a misdemeanor of the first degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(3) Any person who commits any act which thereby causes or tends to cause or encourage any person under the age of 18 years to become a delinquent or dependent child, as defined under the laws of Florida, or which contributes thereto, or any person who shall, by act, threats, commands, or persuasion, induce or endeavor to induce any person under the age of 18 years to do or to perform any act, to follow any course of conduct, or so to live, as would cause or tend to cause such person under the age of 18 years to become or to remain a dependent or delinquent child, as defined under the laws of this state, is guilty of a misdemeanor of the first degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. It shall not be necessary for any court exercising juvenile jurisdiction to make an adjudication that any child is delinquent or dependent in order to prosecute a parent or any other person under this section. An adjudication that a child is delinquent or dependent shall not preclude a subsequent prosecution of a parent or any other person who contributes to the delinquency or dependency of the child.

History.—s. 50, ch. 74-383; s. 30, ch. 75-298; s. 1, ch. 77-73; s. 1, ch. 77-429; s. 4, ch. 88-151.

Note.—Section 775.084 was amended by s. 6, ch. 88-131, deleting all reference to misdemeanors.

cf.—ss. 415.502-415.514 Protection of children from abuse and neglect.
s. 914.16 Child abuse and sexual abuse victims under age 16; limits on interviews.

CHAPTER 832

ISSUING WORTHLESS CHECKS AND DRAFTS

832.05 Knowingly drawing, making, uttering, issuing, delivering, or using worthless checks, drafts, and debit card orders; obtaining property in return for worthless instruments; penalty; duty of drawee; evidence.

832.05 Knowingly drawing, making, uttering, issuing, delivering, or using worthless checks, drafts, and debit card orders; obtaining property in return for worthless instruments; penalty; duty of drawee; evidence.—

(1) **PURPOSE.**—The purpose of this section is to remedy the evil of giving checks, drafts, bills of ex-

change, debit card orders, and other orders on banks without first providing funds in or credit with the depositories on which the same are made or drawn to pay and satisfy the same, which tends to create the circulation of worthless checks, drafts, bills of exchange, debit card orders, and other orders on banks, bad banking, check kiting, and a mischief to trade and commerce.

(2) WORTHLESS CHECKS, DRAFTS, OR DEBIT CARD ORDERS; PENALTY.—

(a) It is unlawful for any person, firm, or corporation to draw, make, utter, issue, or deliver to another any check, draft, or other written order on any bank or depository, or to use a debit card, for the payment of money or its equivalent, knowing at the time of the drawing, making, uttering, issuing, or delivering such check or draft, or at the time of using such debit card, that the maker or drawer thereof has not sufficient funds on deposit in or credit with such bank or depository with which to pay the same on presentation; except that this section does not apply to any check when the payee or holder knows or has been expressly notified prior to the drawing or uttering of the check, or has reason to believe, that the drawer did not have on deposit or to his credit with the drawee sufficient funds to ensure payment as aforesaid, nor does this section apply to any postdated check.

(b) A violation of the provisions of this subsection constitutes a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083, unless the check, draft, debit card order, or other written order drawn, made, uttered, issued, or delivered is in the amount of \$150, or its equivalent, or more and the payee or a subsequent holder thereof receives something of value therefor. In that event, the violation constitutes a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(3) CASHING OR DEPOSITING ITEM WITH INTENT TO DEFRAUD; PENALTY.—

(a) It is unlawful for any person, by act or common scheme, to cash or deposit any item, as defined in s. 674.104(1)(g), in any bank or depository with intent to defraud.

(b) A violation of the provisions of this subsection constitutes a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(4) OBTAINING PROPERTY OR SERVICES IN RETURN FOR WORTHLESS CHECKS, DRAFTS, OR DEBIT CARD ORDERS; PENALTY.—

(a) It is unlawful for any person, firm, or corporation to obtain any services, goods, wares, or other things of value by means of a check, draft, or other written order upon any bank, person, firm, or corporation, knowing at the time of the making, drawing, uttering, issuing, or delivering of such check or draft that the maker thereof has not sufficient funds on deposit in or credit with such bank or depository with which to pay the same upon presentation. However, no crime may be charged in respect to the giving of any such check or draft or other written order when the payee knows, has been expressly notified, or has reason to believe that the drawer did not have on deposit or to his credit with the drawee sufficient funds to ensure payment thereof. A payee does not have reason to believe a payor does not have suffi-

STATE OF SOUTH CAROLINA)
COUNTY OF ANDERSON)

IN THE COURT OF GENERAL SESSIONS

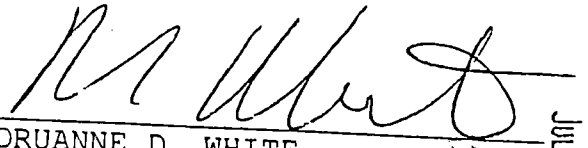
THE STATE OF SOUTH)
CAROLINA,)
VS.)
ALBERT LEE EVANS,)
DEFENDANT.)

NOTICE OF INTENT TO SEEK A
SENTENCE OF LIFE WITHOUT PAROLE

99-GS-04-0951
99-GS-04-0952
99-GS-04-0953

TO: ALBERT LEE EVANS, DEFENDANT, AND
ROBERT A. GAMBLE, ATTORNEY FOR THE DEFENDANT:

PLEASE TAKE NOTICE that at the trial of the above-entitled action, to be scheduled on a date at least ten (10) days hence, of which you will be timely notified, the State will seek the Defendant to be sentenced to a term of imprisonment for life without the possibility of parole, pursuant to South Carolina Code of Laws Section 17-25-45 (1995), as amended. "The State intends to rely upon the Defendant's prior convictions of Aggravated Assault with a Rifle, Cruelty Toward a Child, Aggravated Battery, Aggravated Assault, and/or Battery to statutorily enhance his punishment."


DRUANNE D. WHITE
Assistant Solicitor
Tenth Judicial Circuit

Anderson, South Carolina
July 20, 1999

JUL 20 11 00 AM '99

FILED

IN THE CIRCUIT COURT FOR ORANGE COUNTY, STATE OF FLORIDA

STATE OF FLORIDA

VS.

ALBERT L. EVANS

Defendant.

CASE NUMBER: CR86005021

ARREST DATE: 07/31/86

OFFICER: MAURICE O. TAYLOR

AGENCY and NUMBER: ORPD 64128T

DATE: 08/28/86

W.D. GOVERNOR
CLERK OF THE CIRCUIT COURT
ORANGE COUNTY, FLORIDA
AUG 29 11 30 AM '86

CHARGE(S): 01. AGGRAVATED ASSAULT

NO INFORMATION NOTICE

COMES NOW the State of Florida, by and through the undersigned Assistant State Attorney and states that:

1. From the investigation which has been made, it is the opinion of the writer that this case is not suitable for prosecution for the following reasons:

CODE 35 - VICTIM DECLINES TO PROSECUTE

2. This action is taken to clear the records and to release subject's bond if any has been posted responsive to the above charge(s). If in custody, defendant should be released PROVIDED THERE ARE NO OTHER CHARGES OR HOLDS AGAINST HIM.

ROBERT EAGAN, State Attorney
Ninth Judicial Circuit of Florida

By *Robert Eagan*
Assistant State Attorney

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, as necessary per Fla. R. Jud. Admin. 2.140.
Witness my hand and official seal this 30 day of 9, 2014.
By *[Signature]* Clerk of the Circuit Court
Deputy Clerk.



CS17

IN THE CIRCUIT COURT FOR ORANGE COUNTY, STATE OF FLORIDA

STATE OF FLORIDA

VS.

ALBERT LEE EVANS

Defendant.

CASE NUMBER: CR90-8702

ARREST DATE: 8-14-90

CHARGE(S):

AGGRAVATED BATTERY

FILED IN OFFICE
CRIMINAL DIVISION
09 SEP -5 PM 2:22
P. J. BARTON
CLERK OF DISTRICT COURT
ORANGE COUNTY, FL

NO INFORMATION NOTICE

COMES NOW the State of Florida, by and through the undersigned Assistant State Attorney and states that:

1. From the investigation which has been made, it is the opinion of the writer that this case is not suitable for prosecution for the following reason: (CODE #35) - Victim uncooperative.

2. This action is taken to clear the records and to release subject's bond if any has been posted responsive to the above charge(s). If in custody, defendant should be released PROVIDED THERE ARE NO OTHER CHARGES OR HOLDS AGAINST HIM.

OFFICER: NORFUS

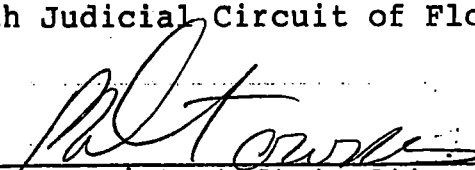
AGENCY and NUMBER: OPD, 90-043877

DATE: 9-5-90

vg

LAWSON LAMAR, State Attorney
Ninth Judicial Circuit of Florida

By


Assistant State Attorney

05/0

WITNESSES

SGT. J. JOHNSON/APD

DOCKET NO. 99-GS-04-953

The State of South Carolina,

County of ANDERSON

COURT OF GENERAL SESSIONS

MAY TERM 1999

DDW

THE STATE

vs.

ALBERT LEE EVANS

ARREST WARRANT NO. F-896006

ACTION OF GRAND JURY

TRUE BILL
DATE

Martha A. Cromer
5-11-99

Foreman of Grand Jury

Indictment for Murder

16-3-10, 16-3-20[0116]

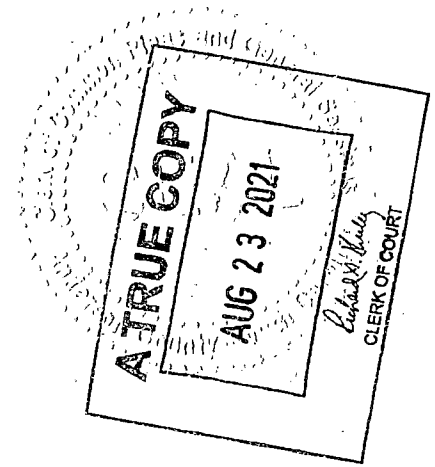
VERDICT

Guilty

Comm.
8-11-99

Alexandria P. Stankov *8/11/99*
Foreman of Petit Jury Date:

GEORGE M. DUCWORTH, SOLICITOR



STATE OF SOUTH CAROLINA)
COUNTY OF ANDERSON)

INDICTMENT FOR MURDER
16-3-10, 16-3-20[0116]

At a Court of General Sessions, convened on MAY 11, 1999,
the Grand Jurors of ANDERSON County present upon their oath:

COUNT ONE — MURDER

That ALBERT LEE EVANS
did in ANDERSON County on or about APRIL 18, 1999,
feloniously, wilfully and with malice aforethought, kill one _____
by means of SHOOTING HER WITH A GUN
and that the said victim died as a proximate result thereof.

Against the peace and dignity of the State, and contrary to the statute in such case made and provided.

George M. Duworth
SOLICITOR



DOCKET NO. 99-GS-04-951

The State of South Carolina,

County of ANDERSON

WITNESSES

SGT. J. JOHNSON/APD

COURT OF GENERAL SESSIONS

MAY TERM 1999

DDW

THE STATE

vs.

ALBERT LEE EVANS

DIRECT REF.
F-896006

ARREST WARRANT NO.

ACTION OF GRAND JURY

TRUE BILL

Martha A Crowder

5-11-99

Foreman of Grand Jury

VERDICT

Guilty

Alexandrea P. Stathakis 8/11/99

Foreman of Petit Jury

Date:

**Indictment for Assault and
Battery With Intent To Kill
and Possession of Firearm
or Knife During
Commission of or Attempt
to Commit Violent Crime**

16-23-490[0549]

GEORGE M. DUCWORTH, SOLICITOR

*Comm.
8-11-99*

