

PROBATION VIOLATOR  
(Check if Applicable)

678986

IN THE CIRCUIT COURT,  
NINETEENTH JUDICIAL CIRCUIT,  
IN AND FOR MARTIN COUNTY, FLORIDA

CRIMINAL DIVISION

STATE OF FLORIDA

CASE NUMBER 87-574-CF

--vs--

Candaco Dyo

Defendant

### JUDGMENT

The Defendant, Candaco Dyo, being personally before this

Court represented by ATTORNEY JEFF THOMAS, his attorney of record, and having:

- (Check Applicable Provision)
- Been tried and found guilty of the following crime(s)
  - Entered a plea of guilty to the following crime(s)
  - Entered a plea of noto contendere to the following crime(s)

COUNT	CRIME	OFFENSE STATUTE NUMBER(S)	DEGREE OF CRIME	CASE NUMBER
I	ROBBERY	812.13(1)(2)(c)	F-2	87-574-CF
II	BATTERY	784.03	M-1	87-574-CF

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

\*\*\*\*\*

The Defendant is hereby ordered to pay the sum of twenty dollars (\$20.00) pursuant to F.S. 980.20 (Crimes Compensation Trust Fund). The Defendant is further ordered to pay the sum of three and 00/100 dollars (\$3.00) as a court cost pursuant to F.S. 943.25(4).

- (Check if Applicable)
- The Defendant is ordered to pay an additional sum of two dollars (\$2.00) pursuant to F.S. 943.25(4).  
(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 provision refers to the optional fine for the Crimes Compensation Trust Fund, and is not applicable unless checked and completed. Fines imposed as part of a sentence pursuant to F.S. 775.083 are to be recorded on the Sentence page(s)).
  - The Court hereby imposes additional court costs in the sum of \$ 250.00 pursuant to F.S. 27.3455(1).

3.R. 738 REC 2280

Imposition of Sentence Stayed and Withheld (Check if Applicable)

The Court hereby stays and withholds the imposition of sentence as to count(s) 1 and places the Defendant on probation for a period of 3 years, consecutive to under the supervision of the Department of Corrections (conditions of probation set forth in separate order.) Case #86-255-CF

Sentence Deferred Until Later Date (Check if Applicable)

The Court hereby defers imposition of sentence until (date)

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.

JUDGE

FINGERPRINTS OF DEFENDANT

Table with 4 columns: Left Four Fingers Taken Simultaneously, Left Thumb, Right Thumb, Right Four Fingers Taken Simultaneously. Contains fingerprint images.

Fingerprints taken by:

[Signature]

Name and Title

DONE AND ORDERED in Open Court at Martin County, Florida, this 8 day of October A.D. 1987.

I HEREBY CERTIFY that the above and foregoing fingerprints are the fingerprints of the Defendant, Candace Dye

and that they were placed thereon by said Defendant in my presence in Open Court this date.

[Signature of C. Pfeiffer Trowbridge]
C. Pfeiffer Trowbridge
JUDGE

738 REC 2281

Defendant CANDACE DYE  
Case Number 87-574-CF

### SENTENCE

(As to Count II)

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

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 \_\_\_\_\_ (date) deferred imposition of sentence until this date.
- and the Court having placed the Defendant on probation and having subsequently revoked the Defendant's probation by separate order entered herein.

(Check either provision if applicable)

#### 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 MARTIN County, Florida

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

- For a term of Natural Life
- For a term of TIME SERVED
- 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. 883.135(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 118 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.

BOOK 738 PAGE 2282

Defendant CANDACE DYE  
Case Number 87-574-CF

*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:

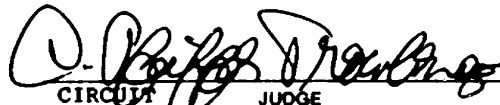
- Any active sentence being served.
- Specific sentences: CASE #86-255-CF and concurrent  
with 87-422 CF  
84

In the event the above sentence is to the Department of Corrections, the Sheriff of MARTIN 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 Stuart, Martin County, Florida, this 8th day of OCTOBER A.D. 19 87

  
CIRCUIT JUDGE  
C. PFEIFFER TROWBRIDGE

BOOK 738 PAGE 2283

87-574-CF  
87-422-CF

3

Rule 3.088(c)
Category 3: Robbery
section 812.13

1. DOCKET NO. (PRIMARY OFFENSE) 87-574-CF
3. COUNTY MARTIN
4. JUDGE C. PFEIFFER TROWBRIDGE
5. DATE OF SENTENCE 10/8/87
2. DOCKET NO. (ADDITIONAL CASES) 87-422-CF, 86-255-CF (VOP)
6. NAME CARDACE DYE
7. DATE OF BIRTH 10/15/56
8. SEX OM
9. DATE OF OFFENSE 6/13/87
10. PRIMARY OFFENSE AT CONVICTION ROBBERY
11. DEGREE P-2
12. PROBATION VIOLATION
13. PLEA
14. GUIDELINE SENTENCE IMPOSED

I. Primary offense at conviction

Table with columns: Degree, Number of Counts (1-4), Points. Rows: Life, 1st punishable by life, 1st, 2nd, 3rd.

Primary offense counts in excess of four (from back)

II. Additional offense at conviction

Table with columns: Degree, Number of Counts (1-4), Points. Rows: Life, 1st pbl, 1st, 2nd, 3rd, MM.

Additional offense counts in excess of four (from back)

III. A. Prior record

Table with columns: Degree, Number of Prior Convictions (1-4), Points. Rows: Life, 1st pbl, 1st, 2nd, 3rd, MM.

Prior convictions in excess of four (from back)

B. Prior convictions for Category 3 offenses

Number prior convictions X 25 =

IV. Legal status at time of offense

No restrictions 0
Legal constraint 17 17

V. Victim injury (physical)

None 0
Slight 7
Moderate 14
Death or severe 21

Total 84

Guideline Sentence:
FOUR YEARS INCARCERATION
(3 1/2-4 1/2) \*

\*BASED ON VOP: FIVE YEARS INCARCERATION
(4 1/2-5 1/2)

Sentence imposed, indicating length and type
(Please print or type)

CASE 87-574-CF, Prob. 3 yrs,
to run consecutive to 86-255
CF, CASE 87-422-CF, PROB. 3
YEARS, CONC. WITH 87-574-CF,
Cons. 87-255-CF, CASE 86-255-
CF, REV. PROB., DOC 3 YEARS,
W/CREDIT, CONSEC. TO 87-422-CF
& 87-574-CF.

FOR OFFICE USE ONLY
Clerk's Office
T.A.
S.P.
Prob.
CC
CJ

C. PFEIFFER TROWBRIDGE
Sentencing Judge

ASA RICHARD A. BARLOW
State Attorney

JEFF THOMAS
Defendant/Defense Council

J. MURRY BARNES
Scoresheet Preparer

Reasons for departure:

Striptation of State and Dept. to
go under Guidelines

3

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
- 1st 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 3  
 Robbery**

Points	Recommended Range
31-53	any non-state prison sanction
51-65	Conditionally Control or 12-30 mos. incarceration
66-81	3 yrs. incarceration (27-36)
82-101	1 year (9-14)
102-121	5 (4-5.4)
122-151	6 (5-7)
152-183	8 (7-9)
184-229	10 (9-12)
230-205	15 (12-17)
206-357	20 (17-22)
358-417	25 (22-27)
418-453	30 (27-40)
454+	Life

The following factors shall be used when counts of primary offenses, 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.

Example: 4 counts of 1st degree felony

I. Number Primary Offense Counts Above 4

Degree		
Life	X 15 =	
1st pdl	X 12 =	
	X 10 =	
	X 10 =	

II. Number of Additional Offense Counts Above 4

7 Degree		
Life	X 2 =	
1st pdl	X 2 =	
1st	X 1 =	
2nd	X 1 =	
3rd	X 1 =	
MM	X 1 =	

III. Number of Prior Convictions Above 4

Degree		
Life	X 100 =	
1st pdl	X 104 =	
	X 75 =	
2nd	X 30 =	
	X 15 =	
MM	X 4 =	



JUDGEMENT OF GUILT AND PLACING DEFENDANT ON PROBATION

STATE OF FLORIDA

Plaintiff

In the \_\_\_\_\_ CIRCUIT \_\_\_\_\_ Court

VS

of \_\_\_\_\_ MARTIN \_\_\_\_\_ County, Florida

CANDACE DYE

Defendant

Case No. 87-574-CF

This cause coming on this day to be heard before me, and you, the defendant,

CANDACE DYE

having:

ENTERED A PLEA OF NOLO CONTENDERE TO THE OFFENSE OF CT. I ROBBERY

the offense of

CT. I ROBBERY

the court hereby adjudges you to be guilty of said offense; and

It appearing to the satisfaction of the Court that you are not likely again to engage in a criminal course of conduct, and that the ends of justice and the welfare of society do not require that you should suffer the penalty authorized by law;

Now, therefore, it is ordered and adjudged that the imposition of sentence is hereby withheld, and that you are hereby placed on probation for a period of THREE (3) YEARS\* under the supervision of the Department of Corrections and its Officers, such supervision to be subject to the provisions of the laws of this State.

It is further ordered that you shall comply with the following conditions of probation:

- (1) Not later than the fifth day of each month, you will make a full and truthful report to your Probation Officer on the form provided for that purpose.
(2) You will pay to the State of Florida the amount of Thirty Dollars (\$30) per month toward the cost of your supervision unless otherwise waived in compliance with Florida Statutes.
(3) You will not change your residence or employment or leave the county of your residence without first procuring the consent of your Probation Officer.
(4) You will neither possess, carry or own any weapons or firearm without first securing the consent of your Probation Officer.
(5) You will live and remain at liberty without violating any law. A conviction in a court of law shall not be necessary in order for such a violation to constitute a violation of your probation.
(6) You will not use intoxicants to excess; nor will you visit places where intoxicants, drugs or other dangerous substances are unlawfully sold, dispensed or used.
(7) You will work diligently at a lawful occupation and support any dependents to the best of your ability, as directed by your Probation Officer.
(8) You will promptly and truthfully answer all inquiries directed to you by the Court or the Probation Officer, and allow the Officer to visit in your home, at your employment site or elsewhere, and you will comply with all instructions he may give you.
(9) YOU WILL PAY \$20.00 TO THE CRIMES COMPENSATION TRUST FUND AND \$5.00 COURT COSTS, PAYABLE TO THE CLERK OF THE CIRCUIT COURT, MARTIN COUNTY, STUART, FL.
(10) YOU WILL SEEK & RECEIVE SUBSTANCE ABUSE EVALUATION & TREATMENT AS DIRECTED.
(11) YOU WILL PAY COSTS OF \$200.00 (1-FELONY) AND/OR THE EQUIVALENT IN COMMUNITY SERVICE WORK.
(12) YOU WILL MAKE RESTITUTION IN THE AMOUNT OF \$70.00, PAYABLE TO MR. WILLIAM J. GULAS, KAYO GAS STATION, 1501 S. FEDERAL HWY., STUART, FL., AS DIRECTED.

\*THIS SENTENCE IS TO RUN CONSECUTIVE TO THE PRISON SENTENCE IMPOSED IN CASE#86-255-CF.

You are hereby placed on notice that the Court may at any time rescind or modify any of the conditions of your probation, or may extend the period of probation as authorized by law, or may discharge you from further supervision; and that if you violate any of the conditions of your probation, you may be arrested and the Court may revoke your probation and impose any sentence which it might have imposed before placing you on probation.

It is further ordered that when you have reported to the Probation Officer and have been instructed as to the conditions of probation you shall be released from custody if you are in custody and if you are at liberty on bond, the sureties thereon shall stand discharged from liability.

It is further ordered that the Clerk of this Court file this order in his office, record the same in the Minutes of the Court, and forthwith provide certified copies of same to the Probation Officer for his use in compliance with the requirements of law.

DONE AND ORDERED IN OPEN COURT, this the 8th day of OCTOBER, 19 87.

BOOK 738 PAGE 2286

[Signature of Judge]

Judge

I acknowledge receipt of a certified copy of this order and that the conditions have been explained to me.

Date: 10.9.87

[Signature of Candace M. Dye]

Probationer

Instructed by: John W. Moore

Original: Court Probation File

DC4-688A Rev. 6/85