

IN THE CIRCUIT COURT OF THE FIFTH
JUDICIAL CIRCUIT, IN AND FOR LAKE
COUNTY, FLORIDA

CASE NO. 20-CF-612-A-04

STATE OF FLORIDA

v.

Cheryl A. Hall,
Defendant.

WAIVER OF RIGHTS
AND AGREEMENT TO ENTER PLEA

I, Cheryl A. Hall, Defendant herein, have been advised that
an Information has been filed against me in the above-styled Court charging me with the
following criminal offenses; to-wit:

• Ct. 10 : Election Law Violation (F3) x 10 FILED IN OPEN COURT

DEC 06 2021

CLERK OF THE CIRCUIT COURT
AND COMPTROLLER
LAKE COUNTY, FLORIDA

with a maximum sentence of:

<u>Count</u>	<u>Prison</u>	<u>Fine</u>
• 1-10	5 yrs prison (each count)	\$5,000 (each count)

Pursuant to plea negotiations entered into between the State Attorney's Office, myself
and my defense counsel, I wish to withdraw my plea of Not Guilty and enter a plea of Guilty Nolo
to the following criminal offense(s) and upon the following terms:

- All counts to run concurrent.
- Withhold Adjudication as to all counts.
- 12 months probation (concurrent) with the following special conditions:
- 50 hours community service.
- Submit DNA sample.
- \$150 to the State Attorney's Office for cost of prosecution.
- Mandatory court costs.

The actual number of days to be awarded as time served credit will be calculated and awarded by the Lake County Jail and/or the Department of Corrections, as appropriate, unless specifically indicated otherwise above.

This sentence also includes the following fines and costs (check appropriate box):

-] Mandatory and discretionary costs, fines and assessments as itemized on the attached copy of the proposed Order Assessing Additional Charges, Costs, and Fines and Entering Final Judgement (If Indicated) To Be Recorded, which attached copy of the proposed Order assessing costs is incorporated herein by reference.
-] \$2.00 per case, per month of supervision, to the D.O.C. Correctional Probation Officers= Training and Equipment fund. Not applicable if your sentence involves only jail time or prison (Section 948.09 (1) (a) 2, Florida Statutes).
-] \$30.00 Drug Testing Fee per defendant (not per case) if sentence involves probation. This fee is applicable to all defendants on probation, regardless of the charge and is not applicable if your sentence involves only jail time or prison. (Section 948.09(6), Florida Statutes).
-] \$65.00 Drug Testing Fee per defendant (not per case) if sentence involves community control. This fee is applicable to all defendants on community control, regardless of the charge and is not applicable if your sentence involves only jail time or prison. (Section 948.09(6), Florida Statutes).
-] _____ per month (not per case) cost of supervision to the Department of Corrections, Probation and Parole Services. Not applicable if sentence involves only jail time or prison. (Section 948.09(1) (a), Florida Statutes).
-] _____ determined to be the number of community service hours required to be performed. Not applicable if sentence involves only jail time or prison. (Sections 948.031(1) or 948.0345, Florida Statutes).
-] Defendant shall submit to random testing to determine the presence or use of alcohol or controlled substances. (Section 948.03(1) (k), Florida Statutes).
-] Defendant shall submit to evaluation for outpatient drug counseling through T.A.S.C. (Section 948.03(6), Florida Statutes).
-] Defendant shall have no contact, directly or indirectly, with the victim in this cause. (Section 948.03(6), Florida Statutes).
-] Defendant shall submit to testing for human immunodeficiency virus and/or acquired immune deficiency syndrome. (Sections 381.004(3) (i) 6, 775.0877(1), 951.27(1), Florida Statutes).
-] Defendant shall submit two (2) specimens of blood to the F.D.L.E. to be registered with the D.N.A. data bank. (Sections 943.325(1) (a) and 948.03(5) (h), Florida Statutes)
-] Convicted felony offenders must, within 48 hours of entering any county of the State of Florida, register with the sheriff or Florida Department of Law Enforcement as a convicted felon. The law provides that the term Aconvicted@ means, (with respect to a person=s felony offense), a determination of guilt, which is the result of a trial or the entry of a plea of guilty or nolo contendere, regardless of whether adjudication is withheld. (Section 775.13, Florida Statutes)
-] SEXUALLY VIOLENT PREDATORS ACT - SEXUALLY VIOLENT OFFENSES - DEFENDANT UNDERSTANDS THAT ANY PREVIOUS, CURRENT OR FUTURE CONVICTION OF A SEXUALLY VIOLENT OFFENSE AS SUCH OFFENSE IS DEFINED IN FLORIDA STATUTE 394.912, MAY SUBJECT DEFENDANT TO THE PROVISIONS

OF THE ASEXUALLY VIOLENT PREDATORS ACT@ (CHAPTER 394, FLORIDA STATUTES). DEFENDANT UNDERSTANDS THAT IF A COURT OR JURY DETERMINES HIM/HER TO BE A SEXUALLY VIOLENT PREDATOR UNDER THIS ACT, IT WILL RESULT IN HIS/HER CIVIL COMMITMENT TO THE DEPARTMENT OF CHILDREN AND FAMILY SERVICES UNTIL SUCH TIME AS IT IS DETERMINED THAT HIS/HER PERSONALITY HAS CHANGED SO THAT IT IS SAFE FOR HIM/HER TO BE AT LARGE.

I understand that if the offense to which I am entering a plea is a criminal offense for possession or sale of, trafficking in, or conspiracy to possess, sell, or traffic in illegal drugs under Chapter 893, Florida Statutes, a conviction can result in the revocation of my driver's license by the Department of Highway Safety and Motor Vehicles (Sections 322.055, 322.056 and 322.27, Florida Statutes).

I am aware and fully understand the charge(s) against me and that a plea of guilty admits the truth of the charge, a plea of not guilty denies the charge and a plea of Nolo Contendere does not contest the charge.

My attorney has discussed with me the defense(s) that might be available to the charge(s) and has given me the benefit of his advice. I am satisfied that my attorney has represented me to the best of his ability, and has done all that can be expected of him.

I wish to enter my plea to the offense(s) as set forth above because I am guilty of/do not contest the charge(s) and I have no other reason. I stipulate and agree that there are sufficient facts that exist to support the charge(s) to which I am entering my plea. I do not require the State to tell the Judge the facts upon which the charge is based before the Judge accepts my plea, and I agree that the Judge may rely upon any probable cause statement or violation of probation affidavit in the court file for a factual basis to justify the acceptance of my plea or admission.

I acknowledge and agree that no one, including my attorney, has made any promises or assurances to me regarding the amount of gain time I will receive if my sentence involves prison or jail. I have not been promised, nor has it been suggested that I will be rewarded in any manner, or that I will be given probation or leniency other than the terms as set forth above in return for my plea. I understand that the Florida Department of Corrections is solely responsible for awarding gain time or any type of early release. I understand that any information I have received concerning gain time or early release is strictly an estimate and that it is not part of any plea discussion or agreement. No person has used any threats, force, pressure or intimidation to induce me to enter the plea outlined above.

I fully realize that by entering this plea I am waiving and relinquishing my right to trial by jury or the Court; my right to confront and cross-examine my accusers; my right to subpoena and have witnesses testify in my behalf; my right to remain silent or to testify in my own behalf; and the right to have the State prove the truth of the charge(s), including each element, beyond and to the exclusion of every reasonable doubt before I could be found guilty. I understand that I am waiving and forever relinquishing my right to assert any affirmative defenses which might be available to me, including-but not limited to any defense asserting that I did not commit the crime(s) to which I am entering my plea.

I understand that if I am placed on probation or community control and violate the terms, I could receive the maximum sentence for the charges for which I am on probation or community control.

I understand that a felony conviction could be used as a basis for future sentencing enhancement under Florida Statute 775.084, as a habitual offender. I understand that a prison sentence under this plea agreement could subject me to classification and enhanced penalty as a "prison releasee reoffender" under Section 775.082(8), Florida Statutes, for a new offense committed within three (3) years of the date of my release from prison.

I understand that my sentence is based on a guideline scoresheet. The guideline sentencing range that has been calculated by the prosecution is _____.

I understand that even if adjudication of guilt is being withheld under this plea agreement, if I commit another felony offense at a later date, this charge might be considered as a "conviction" when calculating my "prior record" under the Criminal Punishment Code (Chapter 921, Florida Statutes).

I hereby waive extradition should circumstances warranting such action by the State of Florida ever exist during the period of any court-ordered supervision under this case.

If the Defendant is not a citizen of the United States, this plea will subject the Defendant to possible deportation subject to the laws and regulations of the Immigration and Customs Enforcement.

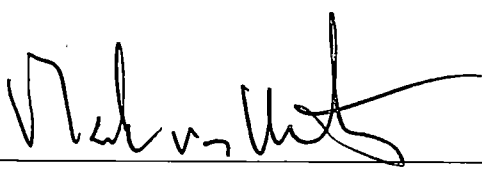
I understand that, pursuant to Fla. Stat. 938.29(5) and Fla. R. Crim. P. 3.720, that I may offer an objection and have the opportunity to be heard as to the amount of the attorney's fees and costs assessed against me.

I have been advised by my attorney that I hereby waive my right to appeal the judgment and sentence of this Court, except appellate review of appropriate collateral issues. Appropriate collateral issues would include, without limitation, the following:

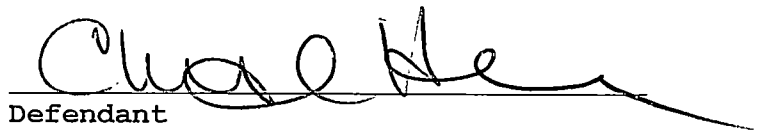
1. lack of subject matter jurisdiction by the Circuit Court, Fifth Judicial Circuit, Lake County, Florida;
2. illegality of the sentence;
3. failure of the State to abide by the foregoing plea agreement;
4. the voluntary and intelligent nature of your plea.

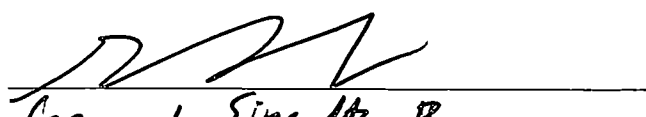
You have the right to be represented by an attorney for the purpose of appeal. If you cannot afford a private attorney for the purpose of pursuing your appeal, the Office of the Public Defender will be appointed upon your request and determination of indigency. You have thirty (30) days from the date of sentencing in which to commence an appeal, otherwise your right to appeal will be deemed waived.

Dated this 6th day of December, 2021.



Assistant State Attorney
Fifth Judicial Circuit
Florida Bar No. 0933325


Defendant


George L. Singletary II
Attorney for Defendant
Fifth Judicial Circuit
Florida Bar No. 127437

IN THE CIRCUIT COURT OF THE FIFTH
JUDICIAL CIRCUIT, IN AND FOR LAKE
COUNTY, FLORIDA

STATE OF FLORIDA

CASE NO. 20-CF-612-A-04

vs.

Cheryl A. Hall

Defendant.

I have been advised as follows:

The Office of the Public Defender is requesting a Court Order setting attorney's fees and costs in the amount of \$ 100.

I have a right to a hearing before the Court to contest the amount and reasonableness of the requested costs and fees. At that hearing, I would have the right to be represented by an attorney.

I agree that the costs and fees are reasonable and waive my right to a hearing.

I request a hearing before the Court regarding the requested costs and fees.

Cheryl A. Hall

Defendant

12/6/2021
Date