

**STATE OF FLORIDA
UNIFORMED COMMITMENT TO CUSTODY
OF THE DEPARTMENT OF CORRECTIONS**

12-478CF

The Circuit Court of Gadsden County in the WINTER Term of 2024, in the case of

STATE OF FLORIDA

VS

Elijah Brookins

Defendant

**IN THE NAME AND BY THE AUTHORITY OF THE STATE OF FLORIDA. TO
THE SHERIFF OF THE SAID COUNTY AND THE DEPARTMENT OF
CORRECTIONS OF SAID STATE, GREETINGS:**

The above-named defendant having been duly charged with the offense specified in the above styled Court and having been duly convicted and adjudged guilty of and sentenced for the said offense by said court, as appears from the attached certified copies of Indictment/Information, Judgment, and Sentence, and Felony disposition and Sentence Date from which are hereby made parts hereof.

Now, therefore, this to command you, said Sheriff, to take and keep and within a reasonable time after receiving the commitment, safely deliver the said defendant, together with any pertinent Investigative Report prepared in this case, into the custody of the Department of Corrections of the State of Florida, and this is to command you, the said Department of Corrections, by and through your Secretary, Regional Directors, Superintendents, and other officials, to keep safely imprisoned the said defendant for the term of the said sentence in the institution in the State Correctional system to which you, the said Department of Corrections, may cause the said defendant to be conveyed or thereafter transferred. And these present shall be your authority for the same. Herein fail not.

WITNESS the Honorable Ronald W. Flury

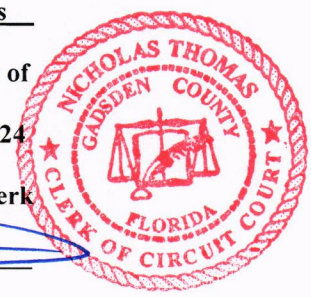
Of said Court, as also Nicholas Thomas

And Seal thereof, this 25th day of

January, 2024

Nicholas Thomas, Clerk

BY: [Signature]
Deputy Clerk



FILED FOR RECORD
2024 JAN 30 PM 12:46
NICHOLAS THOMAS
CLERK CIRCUIT COURT
GADSDEN COUNTY FLA

In the Circuit Court, Second Judicial Circuit,
in and for Gadsden County, Florida

Division: Felony
State of Florida
v

ELIJAH BROOKINS

_____ Probation Violator
_____ Community Control Violator
_____ Retrial
_____ Resentence

Case No. 12000478CFMA

JUDGMENT

The Defendant, ELIJAH BROOKINS, being personally before this court represented by, DAVID COLLINS, attorney of record, and the state represented by, JAMES BEVILLE and having

- _____ been tried and found guilty by jury / by court 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)
- been tried and found guilty by jury / by court of the following crime(s)
Penalty Phase
- _____ been found in violation by the court or entered an admission to a violation of probation or community control for the following crime(s)

Count	Crime	Offense Statute Number(s)	Degree of Crime	Case Number	OBTS Number
<u>1</u>	<u>First Degree Murder Premed.</u>	<u>782.041(a)(1)</u>	<u>FC</u>	<u>12-478CF</u>	

and no cause being shown why the defendant should not be adjudicated guilty, **IT IS ORDERED** that the defendant is hereby **ADJUDICATED GUILTY** as to all counts or as to count(s) _____.

_____ and no cause being shown; **IT IS ORDERED** that **ADJUDICATION OF GUILT BE WITHHELD** as to all counts or as to count(s) _____.

State of Florida

v.

ELIJAH BROOKINS
Defendant
Date of Birth: 03/20/1979
Address:
DOC
RAIFORD, Florida 32026-

Case Number: 12000478CFMA

Social Security Number:

FINGERPRINTS OF DEFENDANT



I CERTIFY that these are the fingerprints of the defendant ELIJAH BROOKINS and that they were placed hereon by the defendant in my presence in open court this date.

DONE AND ORDERED in open court in Quincy, Gadsden County, Florida, on

January 30, 2024

Ronald W. Flinn

Circuit Judge

Defendant Elijah Brookins

Case Number 12-478CF

OBTS Number _____

SENTENCE

(As to Count 1)

The defendant, being personally before this court, accompanied by the defendant's attorney of record, David Collins, and having been given an opportunity to be heard and to offer matters in mitigation of sentence, and to show cause why the defendant should not be sentenced as provided by law; and no cause being shown

(Check one if applicable)

- the Court places the defendant on probation / community control for a period of _____ months / years under the supervision of the Dept. of Corrections, the conditions of which are set forth in a separate order.
- the Court having previously on _____, deferred imposition of sentence until this date.
- the Court having previously entered a judgment in this case on _____ now resentsences the defendant
- the Court having placed the defendant on probation / community control and having subsequently revoked the defendant's probation/community control.

It Is The Sentence Of The Court that:

- The defendant pay a fine of \$ _____, pursuant to section 775.083, F.S., plus \$ _____ as the 5% surcharge required by section 938.04, F.S.
- The defendant is committed to the custody of the Department of Corrections.
- The defendant is directed to the custody of the Sheriff of Gadsden County, Florida.
- The defendant is sentenced as a youthful offender in accordance with section 958.04, F.S..

To Be Imprisoned (Check one; unmarked sections are inapplicable):

- For a term of natural life. w/o parole
- For a term of _____ months / years.
- Said SENTENCE SUSPENDED for a period of _____ subject to the conditions set forth in this order.

If "split" sentence, complete the appropriate paragraph.

- Followed by a period of _____ on probation/community control under the supervision of the Department of Corrections according to the terms and conditions set forth in a separate order entered herein.
- However, after serving a period of _____ imprisonment in _____, the balance of the sentence shall be suspended and the defendant shall be placed on probation/community control for a period of _____ under supervision of the Department of Corrections according to the terms and conditions of probation/community control set forth in a separate order entered herein.

In the event the defendant is ordered to serve additional split sentences, all incarceration portions shall be satisfied before the defendant begins service of the supervision terms.

Defendant Elijah Brookins Case Number 12-478CF

Other Provisions as to count(s) 1:

Retention of Jurisdiction _____ The court retains jurisdiction over the defendant pursuant to section 947.16(4), F.S. (2002).

Jail Credit ✓ It is further ordered that the defendant shall be allowed a total of TBD days as credit for time incarcerated before imposition of this sentence.

CREDIT FOR TIME SERVED IN RESENTENCING AFTER VIOLATION OF PROBATION OR COMMUNITY CONTROL

(Check as applicable)

IT IS FURTHER ORDERED that the defendant be allowed _____ days time served between date of arrest as a violator following release from prison to the date of resentencing. The Department of Corrections shall apply original jail time credit and shall compute and apply credit for time served and unforfeited gain time previously awarded on count(s) _____. (Offenses committed before October 1, 1989).

IT IS FURTHER ORDERED that the defendant be allowed _____ days time served between date of arrest as a violator following release from prison to the date of resentencing. The Department of Corrections shall apply original jail time credit and shall compute and apply credit for time served on count(s) _____. (Offenses committed between October 1, 1989 and December 31, 1993).

_____ The Court deems the unforfeited gain time previously awarded on the above case/count forfeited under section 948.06(7).

_____ The Court allows unforfeited gain time previously awarded in this case/count. (Gain time may be subject to forfeiture by the Department of Corrections under section 944.28(1)).

IT IS FURTHER ORDERED that the defendant be allowed _____ days time served between date of arrest as a violator following release from prison to the date of resentencing. The Department of Corrections shall apply original jail time credit and shall compute and apply credit for time served only pursuant to section 921.0017, Florida Statutes, on count(s) _____. (Offenses committed between January 1, 1994 and May 29, 1997).

IT IS FURTHER ORDERED that the defendant be allowed _____ days time served between date of arrest as a violator following release from prison to the date of resentencing. The Department of Corrections shall apply original jail time credit and shall compute and apply credit for time served only pursuant to section 921.0017, Florida Statutes on count(s) _____. (Offenses committed after May 30, 1997).

Defendant: ELIJAH BROOKINS

Case Number: 12000478CFMA

Other Provision Continued:

Consecutive/Concurrent
as to Other Counts _____

It is further ordered that the sentence imposed as to count(s) _____ shall run (check one) _____ consecutive to _____ concurrent with the sentence set forth in count _____ of this case.

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 (check one) consecutive to _____ concurrent with the following

(check one)

_____ an active sentence being served
 specific sentences Escambia Co.
95CF1943

In the event the above sentence is to the Department of Corrections, the Sheriff of Gadsden County, Florida, is hereby ordered and directed to deliver the defendant to the Department of Corrections at the facility designated by the Department together with a copy of this judgment and sentence and any other documents specified by Florida Statutes.

The defendant in open court was advised of the right to appeal from this sentence by filing notice of appeal within 30 days from this date with the clerk of this court and the defendant's right to the assistance of counsel in taking the appeal at the expense of the State on showing of indigency.

ORDER TO PROVIDE BLOOD OR OTHER BIOLOGICAL SPECIMEN

The defendant shall submit to collection of two (2) specimens of blood or other biological specimens by the Gadsden County Sheriffs Department or by the Florida Department of Corrections. The collection of the specimens shall be performed in a medically approved manner and submitted to the Florida Department of Law Enforcement Laboratory for DNA analysis, the results of which shall be entered into the state's automated database.

in imposing the above sentence, the court further recommends _____

Defendant: ELIJAH BROOKINS

Case Number: 12000478CFMA

JUDGMENT FOR FINES,COSTS,FEES AND SURCHARGES

IT IS THE JUDGMENT AND ORDER OF THE COURT THAT DEFENDANT IS LIABLE FOR AND SHALL PAY THE FOLLOWING:

1. \$175.28 / \$89.78 as a fine pursuant to §775.083, F.S.
2. \$20.50 / \$10.50 as Fine/Forfeiture Fund required by §142.01, F.S.
3. \$9.22 / \$4.72 as the 5% surcharge required by §938.04, F.S.
4. \$20.00 as a court cost pursuant to §938.06, F.S. (Crime Stopper Trust Fund).
5. \$3.00 as a court cost pursuant to §938.01(1) F.S. (Criminal Justice Trust Fund).
6. \$50.00 pursuant to §938.03, F.S. (Crimes Compensation Trust Fund).
7. \$225.00 (felony) / \$60.00 (misd.) pursuant to §938.05, F.S. (Local Government Criminal Justice Trust Fund).
8. \$2.00 as a court cost pursuant to § 938.15, F.S. (County Criminal Justice Education).
9. \$ _____ as a court cost pursuant to §938.15, F.S. (City Criminal Justice Education).
10. \$50.00 (felony) / \$20.00 (misd.) as a court cost pursuant to §775.083(2) F.S. (County Crime Prevention).
11. \$65.00 as a court cost pursuant to § 939.185, F.S. (County Additional Court Cost).
12. If checked, the Defendant shall pay \$50.00 as a fee pursuant to §27.52(c), F.S. (Indigent Criminal Defense Trust Fund).
13. If checked, the Defendant shall pay \$135.00 as costs pursuant to §938.07, F.S. (Driving or Boating Under The Influence).
14. If checked, the Defendant shall pay \$15.00 as costs pursuant to §938.13, F.S. (Misd. Drug Alcohol Assessment)
15. **If checked, the defendant shall pay the following as additional statutorily mandated surcharges:**
 - \$201.00 as a surcharge and condition of supervision pursuant to §938.08, F.S. (Domestic Violence Trust Fund)
 - \$151.00 as a surcharge and condition of supervision pursuant to §938.085, F.S. (Rape Crisis Program Trust Fund).
 - \$151.00 as costs pursuant to §938.10, F.S. (Children & Family Services Child Ad. TF)

IF CHECKED, THE DEFENDANT IS ORDERED TO PAY THE FOLLOWING DISCRETIONARY ITEMS:

16. \$ _____ as additional fine pursuant to §775.0835(1), F.S. .. (Optional Fine for the Crimes Compensation TruS: Fund).
 If checked, discretionary fine is reduced to judgment, for which let execution issue.
17. \$ _____ Statutory Incarceration and Other Correctional Costs as Liquidated Damages pursuant to §960.293(2)(a) and (b), F.S. (Victim Assistance- Determination of Damages and Losses)

\$ _____ **TOTAL Fine, if any, and Statutorily Mandated Costs, Fees and Surcharges**

\$ _____ Court Costs/Fines a Condition of Supervision	\$ _____ Court Costs/Fines Deferred
\$ _____ Court Costs Reduced to Civil Judgment	\$ _____ Fine reduced to Civil Judgment

IF CHECKED, THE DEFENDANT IS ORDERED TO PAY THE FOLLOWING DISCRETIONARY COSTS:

18. \$ \$100/\$50 for documented costs of prosecution pursuant to §938.27, F.S., payable to: _____
 If checked, §938.27, F.S. costs are not being requested by the State.
19. \$ \$100/\$50 for legal assistance costs or attorney fees pursuant to §938.29 and §27.56, F.S. costs or fees not being requested by the Public Defender, Special Public Defender or appointed Conflict Attorney.
20. \$3.00 Teen Court 938.19 F.S.
21. \$1.00 1st Step Fee

CT

Defendant: ELIJAH BROOKINS

Case Number: 12000478CFMA

IT IS FURTHER ORDERED AS FOLLOWS:

If the court costs, fines, fees and surcharges have not been made a special condition of probation or community control, the defendant is ordered to pay the court ordered fine, court costs, fees and surcharges imposed in this case in full within 60 days of the date of this order. If not timely paid, the defendant must report to the Office of the Clerk of Court to enter a payment agreement and schedule to pay the balance.

If the balance is not paid within 60 days and the defendant does not thereafter report to the Clerk of Court to schedule to pay the balance as required, the defendant's driver's license may be suspended and the defendant may be required to appear in court to answer for the failure to appear or failure to pay.

The defendant must immediately notify the Clerk of Court, in writing, of any change in the defendant's mailing address.

All fines, costs, fees and surcharges must be paid in cash or by money order, travelers check, personal check or credit card payable to: Clerk of Court, Gadsden County Courthouse.

DONE AND ORDERED on

January 30, 2024

Ronald W. Hurst

CIRCUIT JUDGE