

IN THE CIRCUIT COURT, SEVENTH
JUDICIAL CIRCUIT, IN AND FOR
PUTNAM COUNTY, FLORIDA

STATE OF FLORIDA

VS.

CASE NO: SR2100028A04

PHILLIP ALBAN POIRIER /
DEFENDANT

CHARGES(S): CASTING MORE THAN ONE BALLOT AT
ANY ELECTION (FLA. STAT. 104.18)

EARLY RESOLUTION DEFERRED PROSECUTION AGREEMENT

COMES NOW, R.J. LARIZZA, State Attorney for the Seventh Judicial Circuit, State of Florida, by and through the undersigned Assistant State Attorney, and hereby enters into this Deferred Prosecution Agreement with the above named Defendant.

1. As consideration for this Agreement, Defendant agrees that he/she will not commit any criminal offenses during the effective date of this Agreement and agrees to abide by all conditions outlined in this Agreement. Defendant also agrees to waive speedy trial under Rule 3.191, Florida Rules of Criminal Procedure.

2. If the State discovers Defendant has violated any criminal laws during the effective date of this Agreement, or if the State discovers that Defendant has violated any conditions of this Agreement, this Agreement shall be rendered null and void and the State of Florida may recommence prosecution of this action. This provision includes violations which occur during the term of this Agreement but the State does not discover the violation(s) until after the scheduled date of completion of this Agreement.

3. Defendant acknowledges that he/she has the right to remain silent; that anything he/she says or admits (verbally or in writing) may be used against him/her in a court of law; that he/she is entitled to speak or talk to an Attorney before signing this agreement, and to have the Attorney present at any time; and that he/she cannot afford an attorney, one will be appointed for him/her without cost.

4. The undersigned Assistant State Attorney, or his/her successor, agrees to file a Notice of Completion of Deferred Prosecution Agreement (i.e. a dismissal) in this cause upon the successful completion by the Defendant of all terms and conditions of this Agreement.

5. Defendant agrees to notify the State of any changes in his/her address until this Agreement is successfully completed.

6. SPECIAL CONDITIONS:

X COMPLETE 50 HOURS OF COMMUNITY SERVICE

X PAY \$100.00 TO STATE ATTORNEY'S OFFICE FOR COSTS OF PROSECUTION.

X PAY \$100.00 TO STATE ATTORNEY'S OFFICE FOR COSTS OF INVESTIGATION.

NOTE: COST OF PROSECUTION AND COST OF INVESTIGATION MAY BE PAID BY CREDIT CARD BY MONEY ORDER, CASHIER'S CHECK, ATTORNEY TRUST ACCOUNT CHECK. NO PERSONAL CHECKS ARE ACCEPTED.

7. This is the entire Agreement between the parties. Defendant acknowledges that he/she is entering into this Agreement freely and voluntarily, that by signing (executing) this Agreement he/she certifies that he/she has read the Agreement, that he/she understands this Agreement, and that he/she agrees to comply with all of the terms and conditions contained herein.

PURSUANT TO 92.525, Florida Statutes, under penalties of perjury, I declare that I have read the foregoing DEFERRED PROSECUTION AGREEMENT and that the facts stated in it are true. Further, I understand if I knowingly make a false declaration pursuant to this statute, I am guilty of the crime of perjury by false written declaration, a felony of the third degree.

MARK LEWIS, FLA. BAR NO.: 115346 DATE
ASSISTANT STATE ATTORNEY
SEVENTH JUDICIAL CIRCUIT

Garry Wood 6-29-21
DEFENSE ATTY / DATE
FLA BAR NO:

PHILLIP ALBAN POIRIER Jun 29, 2021
DEFENDANT'S SIGNATURE DATE
ADDRESS: 138 Kingfish Rd., Pomona Park, FL 32181
PHONE NO.: _____