

IN THE CIRCUIT COURT OF THE
SECOND JUDICIAL CIRCUIT, IN
AND FOR LEON COUNTY, FLORIDA

CASE NO: 17CF00526
SPN: 248919

STATE OF FLORIDA,

Plaintiff,

vs.

DARREL D. HARVEY,

Defendant.

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MOTION TO MODIFY TERMS OF PRETRIAL RELEASE

COMES NOW the Defendant, DARREL D. HARVEY, and respectfully moves the Court to modify the terms of pretrial release herein, and as grounds therefor states:

1. Defendant was released on a \$40,000 bond, subject to sexual Defendant provisions, including place of residence, 7:00 p.m. to 7:00 a.m. curfew and active GPS. The Defendant cannot be around children except his own, with supervision.

2. Defendant requests that his pretrial restrictions be modified to allow contact with children when accompanied by his wife or another suitable adult, in that the Defendant is active in the lives of his children and desires to attend events in which they are involved with other children.

3. Defendant desires unsupervised contact with his own children.

4. The Defendant requests modification of the hours of his curfew from 10:00 p.m. until 6:00 a.m., in order that he can spend time with his children, as well as to assist him with his work. His children are athletes run track, are in rowing and AAU basketball. Defendant has

always participated in these activities with his children, and would like to continue to do so. He is willing to attend such events in the company of his wife or another qualified adult.

5. Some events require an overnight stays, that can be accomplished with supervision.

6. Defendant was teaching his oldest child to drive and currently has to arrange for someone to come and pick him up and take him. Defendant would like to be permitted to do this. This would require an hour round trip from school.

7. Defendant is the Plaintiff in a civil lawsuit that needs to be scheduled for trial, but cannot proceed due to travel and curfew restrictions. Travel restrictions impede his ability to spend time with his children, as well as in this suit and his business.

8. Defendant owns a business in Tallahassee, has several properties and is well known in the community. There is no reason to believe that he will not comply with reasonable conditions or release, as he is in full compliance with restrictions in place.

9. Defendant owns a condo at 2601 Chancellor Drive, Barrington Park Apartments, and would like to move to this location.

WHEREFORE, the Defendant respectfully requests the Court review and modify the conditions of his pretrial release.

Respectfully submitted this 24th day of April, 2017.

s/ Frank E. Sheffield
FRANK E. SHEFFIELD, ESQ.
Florida Bar No. 0144041
BROAD AND CASSEL LLP
215 S. Monroe Street, Suite 400 (32301)
P.O. Drawer 11300
Tallahassee, FL 32302
Tel 850-681-6810; Fax: 850-681-9792
fsheffield@broadandcassel.com
sfogarty@broadandcassel.com
Attorney for Defendant

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing is being served by E-mail on the parties listed below through the Courts E-Filing Portal system, this 24th day of April, 2017.

John Hutchins
State Attorney's Office
Leon County Courthouse
301 South Monroe Street, Suite 475
Tallahassee, Florida 32399-2550
hutchinsj@leoncountyfl.gov

s/ Frank E. Sheffield

Attorney