

IN THE CIRCUIT COURT OF THE TWELFTH JUDICIAL CIRCUIT
MANATEE COUNTY, STATE OF FLORIDA

STATE OF FLORIDA)	
Plaintiff,)	
)	
vs.)	CASE NO: 412020CF003014A
)	
ASHLEY CHRISTINA BENEFIELD,)	
Defendant,)	
_____)	

MOTION TO MODIFY
SUPERVISED PRE-TRIAL RELEASE and CLARIFICATION

Defendant, in the above cause, through undersigned counsel, moves this Court to Modify Defendant's Supervised Pre-Trial Release (SPR), and as grounds therefore would allege as follows:

1. Defendant was placed upon SPR on November 20, 2020.
2. Defendant requests that the terms and conditions of the SPR be modified in two ways and clarified in one way.

(a) Defendant requests that her curfew be modified. Her current curfew is from 7pm to 6am. She is requesting that the curfew be changed to 11pm to 6am. The modification is needed and requested because having a later curfew would allow her to have a supervised evening routine with defendant's daughter and provide the stability the child needs while awaiting trial. Defendant's daughter does not and currently cannot live with her. Defendant currently has employment from 730am to 5pm.

(b) Defendant requests leave of court to travel to Orange County on January 19th and 20th. If allowed, all arrangements and hotel accommodations information will be shared with the Supervised Release officer.

3. Defendant requests clarification on those witnesses she may and may not have contact with. The Court's original pronouncement was that she have no contact with State witnesses with the caveat that she may have contact with defense witnesses. This lead to a motion to clarify and a second pronouncement from the Court that she may have contact with Dr. Barbara Russell, Faith Brown, Kimberly Kuhn, and Alicia Byers as they are or could be defense witnesses. Subsequently

to this hearing and in hopes of clarification between the parties, Ms. Suzanne O'Donnell from the Office of the State Attorney provided defense a list of witnesses that she does not want the Defendant to have contact with. Initially, there appeared to be no defense objection to this list. However, there is a person, John Sant, that has been listed as a State witness and included in the list provided separately to defense who is one of only a few people who is approved to supervise visits between defendant and her daughter. He unlike the others who are approved to supervise does not work so he is flexible in his ability to be a supervisor of visits and is not being utilized while he would like to be utilized more often. Mr. Sant does want to have contact with Defendant. While it is unclear if he would be utilized as a defense witness for a trial, he very well could be a defense witness for sentencing, should there be one.

WHEREFORE, Defendant prays this Honorable Court will enter an order modifying Defendant's Supervised Pre-Trial Release and clarifying restrictions, as requested above.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing has been furnished to the Office of the State Attorney, Saorounds@Sao12.org; 1112 Manatee Ave. West, Sixth Floor, Bradenton, FL 34205 on December 28, 2020.

LARRY L. EGER
PUBLIC DEFENDER

/s/ Jennifer Joynt Sanchez

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