

RULE 3.992(a) CRIMINAL PUNISHMENT CODE SCORESHEET

The Criminal Punishment Code Scoresheet Preparation Manual is available at: http://www.dc.state.fl.us/pub/sen_cpcm/index.html

1 DATE OF SENTENCE	2 PREPARER'S NAME SAO CQ 2/15/19 <input checked="" type="checkbox"/> SAO <input type="checkbox"/> DC	3 COUNTY Broward	4 SENTENCING JUDGE LYNCH, THOMAS
5 DEFENDANT(LAST, FIRST, MII.) APT JOHN	6.DOB 06/23/1980 7 DC #	8. RACE WHITE 9 GENDER M	10 PRIMARY OFF DATE 01/09/2019 11 PRIMARY DOCKET # 19000460CF10A 12 <input type="checkbox"/> PLEA <input checked="" type="checkbox"/> TRIAL

I. PRIMARY OFFENSE: If qualifier, please check ☐ Attempt ☐ Solicitation ☐ Conspiracy ☐ Reclassification

FEL/MM DEGREE	F.S.#	DESCRIPTION	OFFENSE LEVEL	POINTS
FEL/3	843.01	RESISTING W/VIOLENCE	5	28.00
(Level - Points. 1=4, 2=10, 3=16, 4=22, 5=28, 6=36, 7=56, 8=74, 9=92, 10=116)				
Prior capital felony triples Primary Offense points <input type="checkbox"/>				

II. ADDITIONAL OFFENSE(S):

DOCKET #	FEL/MM DEGREE	F S #	OFFENSE LEVEL	QUALIFY A S C R	COUNTS	POINTS	TOTAL
19000460CF10A	MM/1	784.07(A)*L	MM	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	1 x	0.20	0.20
DESCRIPTION	ASSAULT L E O()						
19000460CF10A	MM/2	877.03	MM	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	1 x	0.20	0.20
DESCRIPTION	DISORDERLY CONDUCT()						
				<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	0 x	0.00	0.00
DESCRIPTION							
				<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	0 x	0.00	0.00
DESCRIPTION							
(Level - Points. M=0.2, 1=0.7, 2=1.2, 3=2.4, 4=3.6, 5=5.4, 6=18, 7=28, 8=37, 9=46, 10=58)							

Prior capital felony triples Additional Offense points ☐

Supplemental Page Points: 0
II. 0.40

III. VICTIM INJURY:

	Number	Total		Number	Total
2nd Degree Murder	240 x 0	= 0	Slight	4 x 0	= 0
Death	120 x 0	= 0	Sex Penetration	80 x 0	= 0
Severe	40 x 0	= 0	Sex Contact	40 x 0	= 0
Moderate	18 x 0	= 0			
III. 0.00					

IV. PRIOR RECORD:

FEL/MM DEGREE	F S #	OFFENSE LEVEL	QUALIFY A S C R	DESCRIPTION	NUMBER	POINTS	TOTAL
			<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>		0 x	0.00	0.00
			<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>		0 x	0.00	0.00
			<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>		0 x	0.00	0.00
			<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>		0 x	0.00	0.00
			<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>		0 x	0.00	0.00
			<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>		0 x	0.00	0.00
			<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>		0 x	0.00	0.00
			<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>		0 x	0.00	0.00
			<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>		0 x	0.00	0.00

(Level - Points M=0.2, 1=0.5, 2=0.8, 3=1.6, 4=2.4, 5=3.6, 6=9, 7=14, 8=19, 9=23, 10=29)

Supplemental Page Points: 0
IV. 0
Page SubTotal: 28.40

NAME (LAST, FIRST, MI)

APT, JOHN

DOCKET #

19000460CF10A

V. Legal Status Violation = 4 Points

Page 1 SubTotal

28.40

- ☐ Escape ☐ Fleeing ☐ Failure to appear ☐ Supersedeas bond ☐ Incarceration ☐ Pretrial intervention or diversion program
☐ Court Imposed or post prison release community supervision resulting in a conviction

V. 0

VI. Community Sanction Violation before the court for sentencing

VI. 0

- ☐ Probation ☐ Community Control ☐ Pretrial intervention or diversion
☐ 6 points for any violation other than new felony conviction x each successive violation OR
☐ New felony conviction = 12 points x 0 each successive violation if new offense results in conviction before or at same time as sentence for violation of probation OR
☐ 12 points x each successive violation for a violent felony offender of special concern when the violation is not based solely on failure to pay costs, fines, or restitution OR
☐ New felony conviction = 24 points x each successive violation for a violent felony offender of special concern if new offense results in a conviction before or at the same time for violation of probation

VII. Firearm/Semi-Automatic or Machine Gun = 18 or 25 points

VII. 0

VIII. Prior Serious Felony - 30 points

VIII. 0

IX. Enhancements (only if the primary offense qualifies for enhancement)

SubTotal Sentence Points

28.40

Law Enf Protect

Drug Trafficker

Motor Vehicle Theft

Criminal Gang Offense

Domestic Violence in the Presence or Related Child

Adult-on-Minor Sex Offense

(offenses committed on or after 3/12/07)

(offenses committed on or after 10/1/14)

- ☐ x 15 ☐ x 20 ☐ x 25 ☐ x 15 ☐ x 15 ☐ x 15 ☐ x 15 ☐ x 15 ☐ x 20

Enhanced SubTotal Sentence Points

IX. 0

TOTAL SENTENCE POINTS

28.40

SENTENCE COMPUTATION

If total sentence points are less than or equal to 44, the lowest permissible sentence is any non-state prison sanction. If the total sentence points are 22 points or less, see Section 775.082(10), Florida Statutes, to determine if the court must sentence the offender to a non-state prison sanction.

If total sentence points are greater than 44.

0 00

minus 28 =

0 00

x 75 =

0.00

total sentence points

lowest permissible prison sentence in months

If total sentence points are 60 points or less and court makes findings pursuant to both Florida Statute 948.20 and 397.334(3), the court may place the defendant into a treatment-based drug court program.

The maximum sentence is up to the statutory maximum for the primary and any additional offenses as provided in s.775 082, F.S., unless the lowest permissible sentence under the Code, exceeds the statutory maximum. Such sentence may be imposed concurrently or consecutively. If the total sentence points are greater than or equal to 363, a life sentence may be imposed

maximum sentence in years

TOTAL SENTENCE IMPOSED

Years

Months

Days

☐ State Prison

☐ Life

☐ County Jail

☐ Time Served

☐ Community Control

☐ Probation

☐ Modified

Please check if sentenced as ☐ habitual offender, ☐ habitual violent offender, ☐ violent career criminal, ☐ prison releasee reoffender, or a ☐ mandatory minimum applies.

☐ Mitigated Departure ☐ Plea Bargain ☐ Prison Diversion Program

Other Reason

JUDGE'S SIGNATURE