

312024MM001377A

IN THE COUNTY COURT
OF THE NINETEENTH JUDICIAL CIRCUIT
IN AND FOR INDIAN RIVER COUNTY, FLORIDA

STATE OF FLORIDA
Plaintiff,

vs.

Case No. 312024MM001377A
Judge: Nicole Menz

Phillip M McCorkle
Defendant.

MOTION TO TRANSFER CASE TO
MENTAL HEALTH COURT DIVERSION PROGRAM

COMES NOW the Defendant, by and through undersigned counsel, and hereby requests that this Honorable Court enter its order transferring the above case to Mental Health Court pursuant to section 948.16(3), Florida Statutes and as grounds therefore would state as follows:

1. Defendant has been identified as having a mental illness, to wit **depression**.
2. The Defendant is charged with **Possession Of Obscenity (x20)**, a misdemeanor.
3. The Defendant is willing to participate in Mental Health Court.
4. Other arguments will be made *ore tenus*.

WHEREFORE, the Defendant respectfully requests that this Honorable Court enter an order transferring the above case to Mental Health Court Diversion Program.

I certify that the foregoing document has been furnished to Elise M. Kearney, Assistant State Attorney, VIA SA19eService@sao19.org by Electronic Service on October 16, 2024.

Respectfully submitted,
DIAMOND R. LITTY
PUBLIC DEFENDER

BY: /s/ Justin Barenborg
Justin Barenborg
Assistant Public Defender
Florida Bar Number 0116677
justin.barenborg@pd19.org
2000 16th Avenue Suite 235
Vero Beach, Florida 32960
(772) 226-3340

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Defendant.

ORDER TRANSFERRING CASE TO
MENTAL HEALTH COURT DIVERSION PROGRAM

THIS CAUSE having come before this Honorable Court on the Defendant's Motion to Transfer case to Mental Health Court Diversion Program, and the Court being fully advised in the facts and premises, it is hereby;

ORDERED AND ADJUDGED that the Defendant's motion is GRANTED and pursuant to section 948.16(3) Florida Statutes, this case is hereby transferred to Mental Health Court and shall be placed on the next Mental Health Court docket.

DONE AND ORDERED in Vero Beach, Indian River County, Florida this _____ day of October, 2024.

Nicole Menz
COUNTY Court Judge

cc: Justin Barenborg, Assistant Public Defender via justin.barenborg@pd19.org
Elise M. Kearney, Assistant State Attorney via, SA19eService@sao19.org