

IN THE CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT IN
AND FOR HERNANDO COUNTY, FLORIDA

STATE OF FLORIDA,

vs.

Case No: CF-2011-1793

TIMOTHY MARTIN,
Defendant.

_____ /

**ORDER DENYING DEFENDANT'S MOTION TO CONVERT
COST OF INCARCERATION TO COMMUNITY SERVICE**

THIS CAUSE comes before the Court on Defendant's *pro se* Motion to Convert Fees/Costs to Community, filed on March 23, 2021. This Court, having reviewed the Motion, the file, and being otherwise fully advised in the premises, hereby finds as follows:

The Defendant's present motion asks the Court to convert his outstanding financial obligation for cost of incarceration, into community service. The Defendant alleges that he cannot afford to pay the balance owed and therefore would like to be able to satisfy his civil restitution lien by performing community service. The Court's ability to convert unpaid fines/fees/costs into community service is a discretionary act. *See Fla. Stat. §938.30(2)*. After reviewing the Defendant's case as well as his motion, the Court finds that the Defendant's request should be denied.

The Court notes that this is the sixth request by the Defendant, seeking the same relief. The Court has denied each of these requests. The Defendant is hereby put on notice that his continued abuse of judicial process, could result in a show cause proceeding and the Defendant being barred from filing further *pro se* motions.

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Based on the foregoing, it is hereby,

ORDERED AND ADJUDGED that Defendant's *pro se* Motion to Convert Fees/Costs to Community Service, filed on March 23, 2021, is DENIED.

DONE AND ORDERED in chambers, Hernando County, Florida, on this 19th day of May, 2021.



DANIEL B. MERRITT, JR.
Circuit Judge

CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that a true copy of the foregoing has been furnished to the following individuals by hand delivery and/or U.S. Mail/Courthouse box delivery this 19th day of May, 2021:

Timothy Martin
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Spring Hill, FL 34606

Office of the State Attorney, Fifth Judicial Circuit
Hernando County Courthouse
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Judicial Assistant