

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

STATE OF FLORIDA,

vs.

Case No.: CF-2014-705  
CF-2013-2095  
CF-2013-1704

FRANKIE MEYERS,  
Defendant.

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**ORDER DENYING DEFENDANT'S MOTION TO CONSIDER**

**THIS CAUSE** comes before the Court on the Defendant's Motion to Consider, filed on December 4, 2023, which this Court treats as a Motion to Reduce Sentence, pursuant to Florida Rule of Criminal Procedure 3.800(c). This Court, having reviewed the file, the Motion, and being otherwise fully advised in the premises hereby finds as follows:

The Defendant's motion requests that the Court reduce/modify her sentence, by relieving her of the financial obligation imposed in her case. Florida Rule of Criminal Procedure 3.800(c) provides that "[a] court may reduce or modify to include any of the provisions of chapter 948, Florida Statutes, a legal sentence imposed by it within 60 days after [its] imposition . . . .". Because the Defendant's motion was filed outside of the sixty (60) day time limit set forth by rule, the Defendant's motion is untimely and she is not entitled to have the court consider the merits of her argument.

Even if the Defendant's motion was in fact timely, "the trial court may deny such a motion in its unfettered discretion." *Evans v. State*, 691 So.2d 63 (Fla. 5th DCA 1997). The Court finds, after reviewing the basis for the Defendant's request, that the Defendant's Motion lacks a sufficient legal basis for a reduction of sentence under Florida Rule Criminal Procedure


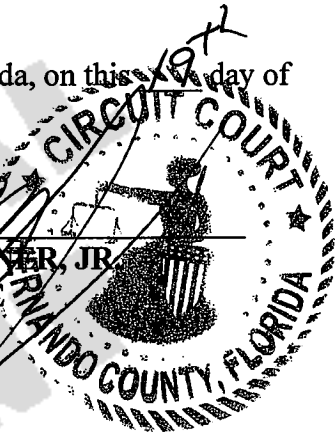
3.800(c).

BASED ON THE FOREGOING, it is hereby,

**ORDERED AND ADJUDGED:**

The Defendant's Motion to Consider, filed on December 4, 2023, which this Court treats as a Motion to Reduce Sentence, pursuant to Florida Rule of Criminal Procedure 3.800(c), is DENIED. This is a non-appealable Order.

**DONE AND ORDERED** in chambers, Hernando County, Florida, on this ~~19<sup>th</sup>~~ day of March, 2024.


  
STEPHEN T. TONER, 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 19 day of March, 2024:

Frankie Meyers  
16225 SW 46 Ave.  
Archer, FL 32618

Office of the State Attorney, Fifth Judicial Circuit  
Hernando County Courthouse  
20 N. Main Street  
Brooksville, FL 32601

  
\_\_\_\_\_  
Judicial Assistant