



**IN THE CIRCUIT COURT OF THE FOURTEENTH JUDICIAL CIRCUIT  
THE STATE OF FLORIDA**

**ADMINISTRATIVE ORDER # 2023-00-02**

**RE: RECIPROCAL GRANT OF AUTHORITY BY JUDICIARY OF  
THE FOURTEENTH JUDICIAL CIRCUIT FOR REVOCATION  
OF PRETRIAL RELEASE AT FIRST APPEARANCE**

**WHEREAS**, section 907.041(1), Florida Statutes (2022), sets forth the legislative intent of pretrial detention and release “that the primary consideration be the protection of the community from risk of physical harm to persons”; and

**WHEREAS**, section 903.0471, Florida Statutes (2022), allows the revocation of pretrial release, providing, “Notwithstanding s. 907.041, a court may, on its own motion, revoke pretrial release and order pretrial detention if the court finds probable cause to believe that the defendant committed a new crime while on pretrial release”; and

**WHEREAS**, Florida Rule of Criminal Procedure 3.131(d)(1) identifies when a judicial officer may set or modify conditions of release, providing:

No judge or a court of equal or inferior jurisdiction may modify or set a condition of release, unless the judge:

- (A) imposed the conditions of bail or set the amount of bond required;
- (B) is the chief judge of the circuit in which the defendant is to be tried;
- (C) has been assigned to preside over the criminal trial of the defendant; or
- (D) is the first appearance judge and was authorized by the judge initially setting or denying bail to modify or set conditions of release[;]

and

**WHEREAS**, the Court must always be mindful of balancing multiple interests, which may include protecting a defendant’s due process and constitutional rights, protecting the community from the risk of physical harm, and assuring the integrity of the judicial process; and

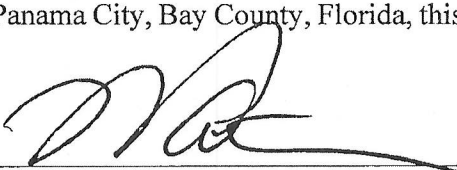
**WHEREAS**, pursuant to Florida Rule of Criminal Procedure 3.131(d)(1)(D), all Judges of the Fourteenth Judicial Circuit have been consulted and unanimously agree to grant to their judicial colleagues presiding over First Appearance the authority to revoke pretrial release under the

authority of section 903.0471 in any earlier case in which any other Judge of the Fourteenth Judicial Circuit may have previously granted pretrial release.

**NOW THEREFORE, it is ORDERED** as follows:

1. This Administrative Order is intended to memorialize the reciprocal grant of authority by the Judges of the Fourteenth Judicial Circuit.
2. Based on the reciprocal grant of authority by the Judges of the Fourteenth Judicial Circuit, as confirmed by the acknowledgements attached hereto, any Judge of the Fourteenth Judicial Circuit presiding over a First Appearance hearing may, as permitted by section 903.0471, Florida Statutes (2022), revoke pretrial release granted by another Judge of the Fourteenth Judicial Circuit in an earlier case upon making a finding of probable cause to believe that the defendant committed a new crime while at liberty on that pretrial release.
3. The reciprocal authority granted herein does not mandate any particular action on the part of the Judge presiding over First Appearance. Rather, the express intent of this Administrative Order is the granting of authority that is permissive in nature and that allows the Judge presiding over First Appearance to use sound discretion in determining whether to revoke pretrial release in the earlier case.
4. The reciprocal authority granted herein is to either revoke or not revoke pretrial release. It also maintains the judges' discretion to make any other modifications to the term of pretrial release imposed by another Judge to specially address public safety concerns, jail population issues and declared emergencies.
5. The reciprocal authority granted herein is only applicable among the Judges of the Fourteenth Judicial Circuit, as demonstrated by the acknowledgements attached hereto. It shall have no application outside of the Fourteenth Judicial Circuit. This Administrative Order does not act as a grant of authority **to** Judges outside of the Fourteenth Judicial Circuit, nor does it act as an acquisition of authority **from** Judges outside of the Fourteenth Judicial Circuit.
6. This Administrative Order is not intended to prohibit the parties from filing motions for pretrial detention or pretrial release as may be appropriate or authorized by the Florida Rules of Criminal Procedure or by statute.
7. To the extent that this Administrative Order may conflict with law, statute, or rule, the law, statute, or rule shall prevail.
8. This Administrative Order shall be effective immediately.

**DONE AND ORDERED** in Chambers, at Panama City, Bay County, Florida, this 1<sup>st</sup> day of June 2023.

  
CHRISTOPHER N. PATTERSON  
Chief Judge

FOURTEENTH JUDICIAL CIRCUIT  
BAY COUNTY, FLORIDA

IN RE: RECIPROCAL GRANT OF  
AUTHORITY BY JUDICIARY OF THE  
FOURTEENTH JUDICIAL CIRCUIT  
FOR REVOCATION OF PRETRIAL  
RELEASE AT FIRST APPEARANCE

ACKNOWLEDGEMENTS

As a Judge in the Fourteenth Judicial Circuit, I hereby acknowledge the provisions of Fourteenth Judicial Circuit Administrative Order # 2023-00-02 and, in accordance with Florida Rule of Criminal Procedure 3.131(d)(1)(D), authorize any First Appearance Judge of the Fourteenth Judicial Circuit to revoke pretrial release where that Judge has probable cause to believe that a defendant has committed a new crime while at liberty on pretrial release in any earlier case in which I may have previously granted pretrial release.



BRANTLEY S. CLARK, JR.  
Circuit Judge



DEVIN D. COLLIER  
Circuit Judge



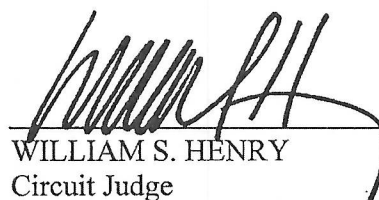
ANA MARIA GARCIA  
Circuit Judge



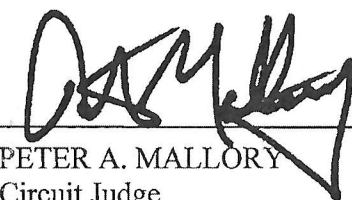
SHONNA YOUNG GAY  
Circuit Judge



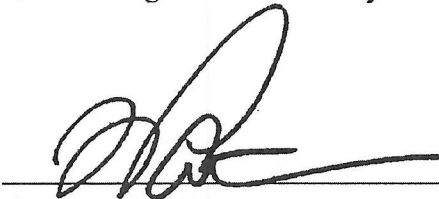
JAMES J. GOODMAN  
Circuit Judge



WILLIAM S. HENRY  
Circuit Judge

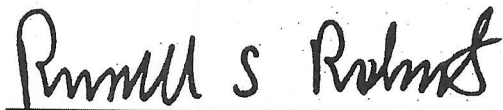


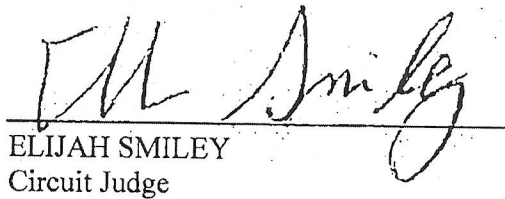
PETER A. MALLORY  
Circuit Judge

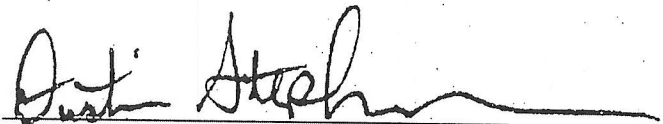


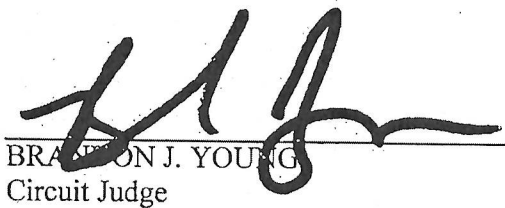
CHRISTOPHER N. PATTERSON  
Circuit Judge


  
TIMOTHY REGISTER  
Circuit Judge

  
RUSSELL S. ROBERTS  
Circuit Judge

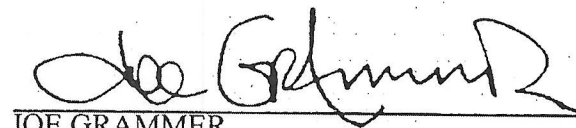
  
ELIJAH SMILEY  
Circuit Judge

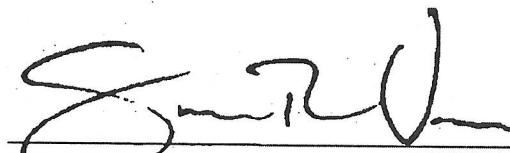
  
DUSTIN STEPHENSON  
Circuit Judge


  
BRANNON J. YOUNG  
Circuit Judge

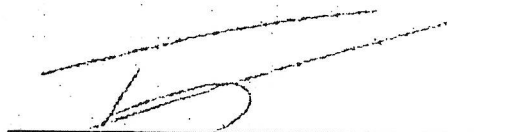
  
TIMOTHY C. CAMPBELL  
Bay County Judge

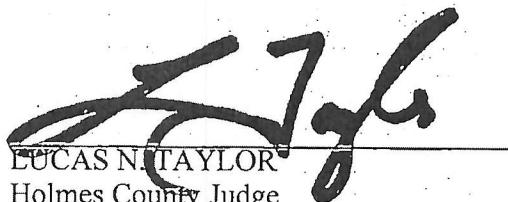
  
E. WILLIAM DYER  
Bay County Judge

  
JOE GRAMMER  
Bay County Judge

  
SHANE R. VANN  
Bay County Judge

  
KEVIN GROVER  
Calhoun County Judge

  
TIMOTHY J. MCFARLAND  
Gulf County Judge

  
LUCAS N. TAYLOR  
Holmes County Judge

*Wade Mercer*

WADE MERCER  
Jackson County Judge

*Coley Peel*

COLEY PEEL  
Washington County Judge

*Deedee S. Costello*

DEDEE S. COSTELLO  
Senior Judge



A CERTIFIED TRUE COPY  
BILL KINSAUL CLERK  
OF THE CIRCUIT COURT

By *Btk*  
Deputy Clerk