

IN THE CIRCUIT COURT OF THE FOURTH JUDICIAL CIRCUIT
IN AND FOR DUVAL COUNTY, FLORIDA

STATE OF FLORIDA,

Plaintiff,

CASE NO.: 2010-CF-8579-AXXX

JUDGE: DANIEL

vs.

MARISSA DANIELLE ALEXANDER,

Defendant.

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**RESPONSE TO STATE OF FLORIDA'S
MOTION TO MODIFY OR REVOKE BOND**

Marissa Alexander ("Alexander"), through undersigned counsel, files this Response to the State of Florida's January 6, 2014 Motion to Modify or Revoke Bond. The Court has scheduled a hearing on the State's Motion for January 10, 2014.

Alexander was released on bond on November 27, 2013, pursuant to the Order of this Court. While on bond Alexander is supervised by the Pretrial Services Program ("PSP") or its designated service provider, the Community Transitions Center of the Jacksonville Sheriff's Office ("CTC"). Upon release from jail, Alexander met with designated representatives of the agencies supervising Alexander's bond and was informed of the rules and regulations governing her bond. Specifically, Alexander was instructed what procedures to follow when requesting either travel from her home, or stops made at locations outside of her home.

Marissa Alexander is being supervised by Correctional Service Counselor April Wilson ("CSC Wilson") who has been a Jacksonville Sheriff's Office employee for over 17 years. CSC

Wilson has been interviewed by the State Attorney's Office and provided the following information concerning Marissa Alexander's bond:

1. Marissa Alexander requested permission from CSC Wilson for each trip described in the States' Motion to Modify and Revoke Bond.
2. Marissa Alexander requested permission from CSC Wilson for each stop described in the State's Motion to Modify and Revoke Bond.
3. CSC Wilson authorized and gave Alexander permission for each trip described in the State's Motion to Modify and Revoke Bond.
4. CSC Wilson authorized and gave Alexander permission for each stop described in the State's Motion to Modify and Revoke Bond.
5. CSC Wilson provided the State Attorney's Office with the basis for each of her decisions to authorize and permit Marissa Alexander's travel and stops described in the State's Motion to Modify and Revoke Bond;
6. Marissa Alexander has complied with all conditions of her bond and is not in violation of her bond.

Unfortunately, the State of Florida, knowing that April Wilson, Marissa Alexander's Correctional Service Counselor, had authorized and given Marissa Alexander permission for each of the trips and stops alleged by the State to be wilful violations of Marissa Alexander's bond, failed to include those exonerative facts in its application to this Court. Instead, the State erroneously claimed that Marissa Alexander:

1. "repeatedly flouted" the conditions of her bond;
2. "continues to demonstrate her utter disregard for conforming her behavior to the rules others must abide by";

3. “disrespect[s]” the Court in “such blatant fashion”.

No justification supports the State’s failure to include in its Motion to Modify and Revoke Bond the fact that every activity alleged to be a violation of bond had been approved by the agency charged with the responsibility of supervising Marissa Alexander’s bond. Obviously, including those omitted facts would expose the frivolity of the State’s Motion.

Marissa Alexander respectfully requests that this Court deny the State’s Motion to Modify or Revoke Bond. Should the State believe that the agencies supervising Alexander’s bond have erred in their decision making, the State can appropriately ask the Court to address that issue. Revocation of bond and incarceration of Marissa Alexander is clearly not the remedy for the State’s belief that the supervising bond agency erred.

Respectfully Submitted,

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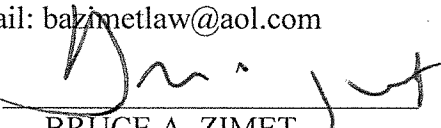
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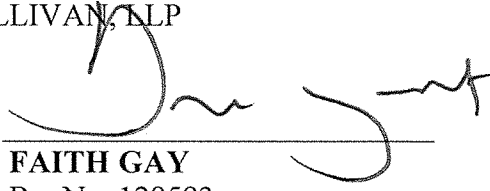
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I HEREBY CERTIFY that a copy of the foregoing was furnished to the Office of the State Attorney, Assistant State Attorney Richard Mantei, 220 East Bay Street, Jacksonville, Florida on this 7th day of January, 2014.

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