

IN THE COUNTY COURT OF THE EIGHTH JUDICIAL CIRCUIT,
IN AND FOR ALACHUA COUNTY, FLORIDA

STATE OF FLORIDA
Plaintiff,

vs.

JESSY JAMES WESTBERRY
Defendant.

CASE NUMBER: 01-2023-MM-001276-A

DIVISION III

MOTION TO MODIFY CONDITIONS OF PRE-TRIAL RELEASE

COMES NOW the Defendant, Jessy James Westberry, by and through the undersigned Counsel, and respectfully moves this Court for an order modifying conditions of pre-trial release to allow telephone contact with the alleged victim.

AS GROUNDS for this Motion, the Defendant states the following:

1. On April 6, 2023, Defendant was arrested and charged with battery.
2. At First Appearance, Defendant was ordered to have no contact with the alleged victim, [REDACTED]
3. The Defendant and [REDACTED] are husband and wife, and are in the beginning phases of a dissolution of marriage action (01-2023-DR-2732). The parties have four (4) minor children. The children are ages 3, 5, 6 and 7.
4. [REDACTED] is represented by Jeffery Conner in the dissolution of marriage action. Ms. [REDACTED] through her counsel, requested the no contact order be modified to allow telephone contact for the purpose of facilitating telephone contact between the Defendant and the minor children, so that the Defendant may be allowed to call Ms. [REDACTED] so he can speak with the children.

WHEREFORE, the Defendant respectfully requests this Court to enter its Order modifying the no contact order in this cause to allow telephone contact for the purpose of speaking with the Defendant's minor children.

CERTIFICATE OF SERVICE

THE UNDERSIGNED CERTIFIES that a true and correct copy of the foregoing has been furnished to Anna-Lisa Myers Riley, Assistant State Attorney, 120 W. University Ave, Gainesville, Fl 32601, eservice@sao8.org, via E-Service, on June 29, 2023.

s/ Karen Yochim
Karen Yochim
Assistant Public Defender
Florida Bar Number 670847
LAW OFFICES OF STACY A. SCOTT

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