

SPEEDY TRIAL FILING INFORMATION

SPEEDY TRIAL WITH DEMAND FOR TRIAL

See Fla.R.Crim.P. 3.191(b)

1. File Demand for Speedy Trial.
2. At expiration of fifty (50) day period file:
 - a. Notice of Expiration of Speedy Trial
 - b. Motion to Discharge, (omit this step in misdemeanor cases)
 - c. Final Motion to Discharge

All necessary forms are included in this packet. See Florida Rules of Court, or ask a Law Clerk for filing requirements.

For additional reading see: Fla.R.Crim.P. 3.191 and 11A Fla. Pleading and Practice §§ 94:6 - 94:8

IN THE CIRCUIT COURT OF THE _____ JUDICIAL CIRCUIT
IN AND FOR _____, COUNTY, FLORIDA

STATE OF FLORIDA,
Plaintiff,

vs.

CASE NO.: _____

_____,
Defendant.

_____/

DEMAND FOR SPEEDY TRIAL

COMES NOW, the Defendant, _____, and moves this
Honorable Court for speedy trial pursuant to Fla.R.Crim.P. 191(b).

All parties are called to take notice of this Motion.

Respectfully submitted,

Defendant, Pro se

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing
document has been furnished to the Office of the State Attorney at: _____

by handing said document to a prison official, for mailing by pre-paid first class
U.S. mail on this ____ day of _____, 20____.

Defendant, Pro Se
DC#

IN THE CIRCUIT COURT OF THE _____ JUDICIAL CIRCUIT
IN AND FOR _____, COUNTY, FLORIDA

STATE OF FLORIDA,
Plaintiff,

vs.

CASE NO.: _____

_____,
Defendant.
_____ /

**NOTICE OF EXPIRATION
OF SPEEDY TRIAL**

The Defendant respectfully moves this Honorable Court to discharge him from the above styled cause pursuant to Fla.R.Crim.P 3.191(h).

1. The Defendant was arrested or a detainer was placed upon him for this cause on _____, 20____; thus beginning his custody in this matter.

2. The Defendant has been continually available for trial since that date.

3. The one hundred and seventy five (175) day period for felony charges [or ninety (90) day period for misdemeanor charges] expired on _____, 20____; or the fifty (50) day period in "Demand" actions has expired on _____, 20____.

WHEREFORE, the Defendant prays this Honorable Court to forever discharge him from the crime charged in the above styled cause.

Respectfully submitted,

Defendant, Pro se

OATH

Under the penalties of perjury, I declare and certify that I do understand English and that I have read the foregoing document and that the facts stated in it are true and correct.

Defendant, Pro Se

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing document has been furnished to the Office of the State Attorney at: _____

by handing said document to a prison official, for mailing by pre-paid first class U.S. mail on this ____ day of _____, 20____.

Defendant, Pro Se
DC#

IN THE CIRCUIT COURT OF THE _____ JUDICIAL CIRCUIT
IN AND FOR _____, COUNTY, FLORIDA

STATE OF FLORIDA,
Plaintiff,

vs.

CASE NO.: _____

Defendant.
_____ \

MOTION TO DISCHARGE

COMES NOW, the Defendant, _____, and moves this
Honorable Court to discharge him from the above styled cause pursuant to Fla.R.Crim.P.
3.191(b)(2).

In support thereof the Defendant does state:

1. The Defendant has previously filed a Demand pursuant to Fla.R.Crim.P.
3.191(b) on _____, 20____.
2. The Defendant has been continually available for trial since that date.
3. The fifty (50) day period expired on _____, 20____.

WHEREFORE, the Defendant prays this Honorable Court forever discharge him
from the crime charged in the above styled cause.

Respectfully submitted,

Defendant, Pro se

OATH

Under the penalties of perjury, I declare and certify that I do understand English and that I have read the foregoing document and that the facts stated in it are true and correct.

Defendant, Pro Se

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing document has been furnished to the Office of the State Attorney at: _____

_____ by handing said document to a prison official, for mailing by pre-paid first class

U.S. mail on this ____ day of _____, 20____.

Defendant, Pro Se
DC#

IN THE CIRCUIT COURT OF THE _____ JUDICIAL CIRCUIT
IN AND FOR _____, COUNTY, FLORIDA

STATE OF FLORIDA,
Plaintiff,

vs.

CASE No.: _____

_____,
Defendant.

_____/

FINAL MOTION TO DISCHARGE

COMES NOW, the Defendant, _____, and moves this Honorable Court to discharge him from the above styled cause pursuant to Fla.R.Crim.P. 3.191.

In support thereof the defendant does state:

1. The Defendant was arrested, or a detainer placed upon him, on _____, 20____.

2. The Speedy Trial Period has expired.

3. The Defendant was continuously available for trial.

4. The Motion to Discharge was filed on _____, 20____.

5. The applicable fifteen (15) day recovery period for bringing the Defendant to trial has expired without Defendant being brought to trial.

WHEREFORE, the Defendant respectfully moves this Court to grant this Motion to Discharge.

Respectfully submitted,

Defendant, Pro se

OATH

Under the penalties of perjury, I declare and certify that I do understand English and that I have read the foregoing document and that the facts stated in it are true and correct.

Defendant, Pro Se

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing document has been furnished to the Office of the State Attorney at:

by handing said document to a prison official, for mailing by pre-paid first class U.S. mail on this ____ day of _____, 20____.

Defendant, Pro Se
DC#

