

IN THE CIRCUIT COURT OF THE SECOND JUDICIAL CIRCUIT
IN AND FOR LEON COUNTY, FLORIDA

STATE OF FLORIDA,

CASE NO.: 2017 CF 4272A

vs.

FELONY DIVISION: D/ALLMAN

RODNEY C. FERGUSON,
Defendant.

SPN: 253368

**ORDER GRANTING MOTION FOR POSTCONVICTION RELIEF BASED
ON NEWLY DISCOVERED EVIDENCE VIOLATION**

THIS CAUSE having come before the Court on Defendant's Motion for Postconviction Relief Based on Newly Discovered Evidence Violation at the hearing held March 19, 2021, the Court having heard argument of counsel, and having reviewed the Motion and the file, and being otherwise fully advised, it is

ORDERED AND ADJUDGED: For the reasons orally stated on the record at the conclusion of the hearing, the Defendant's Motion for Post-Conviction Relief Based on Newly Discovered Evidence Violation is GRANTED. The Defendant's conviction and his sentence, including his probation orders, are VACATED. The Defendant's original conditions of pretrial release are reinstated. Further, the case is set for Case Management on May 4, 2021 at 2:30 p.m. The State has 30 days from the date of this Order within which to appeal.

DONE AND ORDERED in Chambers in Tallahassee, Leon County, Florida this 19
day of March 2021.


FRANCIS J. ALLMAN
CIRCUIT JUDGE

Order efiled to counsel of record for distribution.

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