

IN THE CIRCUIT COURT OF THE TWELFTH JUDICIAL CIRCUIT  
IN AND FOR MANATEE COUNTY, FLORIDA

STATE OF FLORIDA,  
Plaintiff,

vs.

CASE NO.: 2021-CF-0216  
2D2023-0044

JAMES TYLER MOSCHELLA,  
Defendant.

\_\_\_\_\_ /

**FINAL ORDER OF DISMISSAL WITH PREJUDICE**

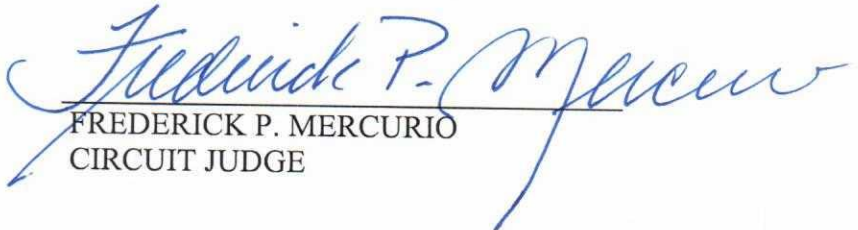
This Cause is being considered without hearing on the Mandate and Opinion issued by the Second District Court of Appeal on July 22, 2025. Accordingly, this Court having reviewed the remand with instructions and being otherwise duly advised in the premises, does hereby

**ORDER** as follows:

- 1.) The above-styled cause is *Dismissed with prejudice*.
- 2.) The Second DCA has reversed defendant's judgment and sentence based on the parties' stipulation that the motions to suppress evidence were dispositive.
- 3.) The Sexual Offender Designation Order entered on January 6, 2023 is *Vacated*.
- 4.) The Order of Sex Offender Probation entered on March 15, 2023 is is *Vacated*.
- 5.) All court costs/fines are *waived and recalled* from the Department of Financial Recovery.

**DONE AND ORDERED** in Chambers, in Manatee County, Florida on this 22 day of

July, 2025.

  
FREDERICK P. MERCURIO  
CIRCUIT JUDGE

Service attached:

Copies to:

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DOC Probation

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Honorable Mary Beth Kuenzel  
Clerk, Second District Court of Appeal  
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Lakeland, FL 33802-0327

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