

Rule 3.992(a) Criminal Punishment Code ScoresheetThe Criminal Punishment Code Scoresheet Preparation Manual is available at: http://www.dc.state.fl.us/pub/sen_cpcm/index.html

| | | | | |
|---|------------------------------|---------------------------|--------------------------------------|--|
| 1. DATE OF SENTENCE 5/11/26 | 2. PREPARER'S NAME SAO/JK | 3. COUNTY HILLSBOROUGH | 4. SENTENCING JUDGE LEFLER | |
| 5. NAME (LAST, FIRST, MII.) MYERS, BRANDON | 6. DOB 1/4/1991 | 8. RACE BLACK | 10. PRIMARY OFF. DATE 6/12/2020 | 12. PLEA <input checked="" type="checkbox"/> TRIAL <input type="checkbox"/> |
| | 7. DC # | 9. GENDER MALE | 11. PRIMARY DOCKET # 2021-CF-9293 | |

I. PRIMARY OFFENSE: Qualifier:

| FELONY DEGREE | F.S.# | DESCRIPTION | OFFENSE LEVEL | POINTS |
|---|---------------|-------------------------------|---------------|-------------------|
| 2 | 794.011(5)(B) | SEX BATT V & O 18+, NO INJURY | 8 | 74 |
| (Level – Points: 1=4, 2=10, 3=16, 4=22, 5=28, 6=36, 7=56, 8=74, 9=92, 10=116) | | | | |
| Prior capital felony doubles Primary Offense points <input type="checkbox"/> | | | | I. <u>74.0000</u> |

II. ADDITIONAL OFFENSE(S): Supplemental page attached ☐

| DOCKET # | FEL/MM DEGREE | F.S.# | OFFENSE LEVEL | QUALIFY: A/S/C/R | COUNTS | POINTS | TOTAL |
|---|---------------|-------|---------------|------------------|--------|--------|-------------------------------------|
| DESCRIPTION | | | | | | | |
| DESCRIPTION | | | | | | | |
| DESCRIPTION | | | | | | | |
| DESCRIPTION | | | | | | | |
| (Level – Points: M=0.2, 1=0.7, 2=1.2, 3=2.4, 4=3.6, 5=5.4, 6=18, 7=28, 8=37, 9=46, 10=58) | | | | | | | |
| Prior capital felony doubles Additional Offense points <input type="checkbox"/> | | | | | | | Supplemental page points <u>II.</u> |

III. VICTIM INJURY:

| | Number | Total | | Number | Total |
|-------------------------------|--------|-------|-----------------|--------|-------|
| 2 nd Degree Murder | 240 X | = | Slight | 4 X | = |
| Death | 120 X | = | Sex Penetration | 80 X 1 | = 80 |
| Severe | 40 X | = | Sex Contact | 40 X | = |
| Moderate | 18 X | = | | | |

III. 80.0000**IV. PRIOR RECORD:** Supplemental page attached ☐

| FEL/MM DEGREE | F.S.# | OFFENSE LEVEL | QUALIFY: A/S/C/R | DESCRIPTION | NUMBER | POINTS | TOTAL |
|--|-------|---------------|------------------|-------------|--------|--------|-------|
| | | | | | X | = | |
| | | | | | X | = | |
| | | | | | X | = | |
| | | | | | X | = | |
| | | | | | X | = | |
| | | | | | X | = | |
| | | | | | X | = | |
| | | | | | X | = | |
| | | | | | X | = | |
| (Level – Points: M=0.2, 1=0.5, 2=0.8, 3=1.6, 4=2.4, 5=3.6, 6=9, 7=14, 8=19, 9=23, 10=29) | | | | | | | |

Supplemental page points IV.Page 1 Subtotal: 154.0000

NAME (LAST, FIRST, MI. I.)
MYERS, BRANDON

DOCKET #
2021-CF-9293

Page 1 Subtotal: 154.0000

V. Legal Status Violation = 4 Points

- ☐ Escape ☐ Fleeing ☐ Failure to Appear ☐ Supersedeas bond ☐ Incarceration ☐ Pretrial intervention or diversion program
☐ Court imposed post prison release community supervision resulting in a conviction

V. _____

VI. Community Sanction Violation before the court for sentencing

VI. 12.00

- ☐ Probation ☐ Community Control ☐ Pretrial intervention or diversion

☒ 6 points for any violation other than new felony conviction ☒ 2 each successive violation OR

☐ New felony conviction = 12 points ☒ each successive violation if new offense results in conviction
before or at same time as sentence for violation of probation OR

☐ 12 points ☒ each successive violation for a violent felony offender

of special concern when the violation is not based solely on failure to pay costs, fines, or restitution OR

☐ New felony conviction = 24 points ☒ each successive violation for a violent felony offender of
special concern if new offense results in a conviction before or at the same time for violation of probation

VII. Firearm/Semi-Automatic or Machine Gun = 18 or 25 points

VII. _____

VIII. Prior Serious Felony = 30 points

VIII. _____

Subtotal Sentence Points 166.0000

IX. Enhancements (only if primary offense qualifies for enhancement)

| Law Enf. Protect. | Drug Trafficker | Motor Vehicle Theft | Criminal Gang Offense | Domestic Violence in the Presence of Related Child (offenses committed on or after 03-12-07) | Adult-on-Minor Sex Offense (offenses committed on or after 10-1-14) |
|--|--------------------------------|--------------------------------|--------------------------------|--|--|
| <input type="checkbox"/> x 1.5 <input type="checkbox"/> x 2.0 <input type="checkbox"/> x 2.5 | <input type="checkbox"/> x 1.5 | <input type="checkbox"/> x 1.5 | <input type="checkbox"/> x 1.5 | <input type="checkbox"/> x 1.5 | <input type="checkbox"/> x 2.0 |

Enhanced Subtotal Sentence Points

IX. _____

TOTAL SENTENCE POINTS

166.0000

SENTENCE COMPUTATION

If total sentence points are less than or equal to 44, the lowest permissible sentence is any non-state prison sanction. If the total sentence points are 22 points or less, see Section 775.082(10), Florida Statutes, to determine if the court must sentence the offender to a non-state prison sanction.

If total sentence points are greater than 44:

$\frac{166.0000}{\text{total sentence points}} \text{ minus } 28 = \frac{138.000}{\text{Lowest permissible prison sentence in months}} \times .75 = \frac{103.500}{\text{Lowest permissible prison sentence in months}}$

If total sentence points are 60 points or less than and court makes findings pursuant to both Florida Statutes 948.20 and 397.334(3), the court may place the defendant into a treatment-based drug court program.

The maximum sentence is up to the statutory maximum for the primary and any additional offenses as provided in s.775.082, F.S., unless the lowest permissible sentence under the code, exceeds the statutory maximum. Such sentences may be imposed concurrently or consecutively. If the total sentence points are greater than or equal to 363, a life sentence may be imposed.

$\frac{15}{\text{maximum sentence in years}}$

TOTAL SENTENCE IMPOSED

| | Years | Months | Days |
|---|-------------|--------|-------|
| <input type="checkbox"/> State Prison | _____ | _____ | _____ |
| <input type="checkbox"/> County Jail | _____ | _____ | _____ |
| <input type="checkbox"/> Community Control | _____ | _____ | _____ |
| <input checked="" type="checkbox"/> Probation | Continue on | | |
| <input checked="" type="checkbox"/> Modified | 8 years | | |
| | probation | | |
| | term – sex | | |
| | offender | | |
| | same | | |
| | conditions | | |

Please check if sentenced as ☐ habitual offender, ☐ habitual violent offender, ☐ violent career offender, ☐ prison release reoffender, or a ☐ mandatory minimum applies.

☐ Mitigated Departure ☒ Plea Bargain ☐ Prison Diversion Program

Other Reason _____

21-CF-009293-A 5/12/2026 11:19:23 AM

JUDGE'S SIGNATURE

Lawrence Lefler

21-CF-009293-A 5/12/2026 11:19:23 AM

Judge Lawrence Lefler

Rule 3.992(b) Supplemental Criminal Punishment Code Scoresheet

| | | |
|---|---------------------------------|---------------------------------------|
| NAME (LAST, FIRST, MI. I.) MYERS, BRANDON | DOCKET # 2021-CF-9293 | DATE OF SENTENCE 10/19/2021 |
|---|---------------------------------|---------------------------------------|

X. ADDITIONAL OFFENSE(S):

| DOCKET # | FEL/MM DEGREE | F.S.# | OFFENSE LEVEL | QUALIFY: A/S/C/R | COUNTS | POINTS | TOTAL |
|-------------|---------------|-------|---------------|------------------|--------|--------|-------|
| DESCRIPTION | | | | | | | |
| DESCRIPTION | | | | | | | |
| DESCRIPTION | | | | | | | |
| DESCRIPTION | | | | | | | |
| DESCRIPTION | | | | | | | |

(Level – Points: M=0.2, 1=0.7, 2=1.2, 3=2.4, 4=3.6, 5=5.4, 6=18, 7=28, 8=37, 9=46, 10=58)

II. _____

IV. PRIOR RECORD:

| FEL/MM DEGREE | F.S.# | OFFENSE LEVEL | QUALIFY: A/S/C/R | DESCRIPTION | NUMBER | POINTS | TOTAL |
|---------------|-------|---------------|------------------|-------------|--------|--------|-------|
| | | | | | X | = | |
| | | | | | X | = | |
| | | | | | X | = | |
| | | | | | X | = | |
| | | | | | X | = | |
| | | | | | X | = | |

(Level – Points: M=0.2, 1=0.5, 2=0.8, 3=1.6, 4=2.4, 5=3.6, 6=9, 7=14, 8=19, 9=23, 10=29)

IV. _____

Reasons for Departure – Mitigating Circumstances

(reasons may be checked here or written on the scoresheet)

- ☒ Legitimate, uncoerced plea bargain.
- ☐ The defendant was an accomplice to the offense and was a relatively minor participant in the criminal conduct.
- ☐ The capacity of the defendant to appreciate the criminal nature of the conduct or to conform that conduct to the requirements of law was substantially impaired.
- ☐ The defendant requires specialized treatment for a mental disorder that is unrelated to substance abuse or addiction, or for a physical disability, and the defendant is amenable to treatment.
- ☐ The need for payment of restitution to the victim outweighs the need for a prison sentence.
- ☐ The victim was an initiator, willing participant, aggressor, or provoker of the incident.
- ☐ The defendant acted under extreme duress or under the domination of another person.
- ☐ Before the identity of the defendant was determined, the victim was substantially compensated.
- ☐ The defendant cooperated with the State to resolve the current offense or any other offense.
- ☐ The offense was committed in an unsophisticated manner and was an isolated incident for which the defendant has shown remorse.
- ☐ At the time of the offense the defendant was too young to appreciate the consequences of the offense.
- ☐ The defendant is to be sentenced as a youthful offender.
- ☐ The defendant is amenable to the services of a post adjudicatory treatment-based drug court program and is otherwise qualified to participate in the program.
- ☐ The defendant was making a good faith effort to obtain or provide medical assistance for an individual experiencing a drug-related overdose.

Pursuant to 921.0026(3) the defendant's substance abuse or addiction does not justify a downward departure from the lowest permissible sentence, except for the provisions of s. 921.0026(2)(m).