

Photos Rule 3.992(a) Criminal Punishment Code Scoresheet

The Criminal Punishment Code Scoresheet Preparation Manual is available at: <https://www.fdc.myflorida.com/statistics-and-publications>

1. DATE OF SENTENCE 08/06/2026	2. PREPARER'S NAME SAO- PENA	3. COUNTY HILLSBOROUGH	4. SENTENCING JUDGE GREEN	
5. NAME (LAST, FIRST, MII.) DIAZ, OSVALDO	6. DOB 01/03/1972	8. RACE WHITE	10. PRIMARY OFF. DATE 04/16/2026	12. PLEA ☒ TRIAL ☐
	7. DC # Z99973	9. GENDER MALE	11. PRIMARY DOCKET # 26-CF-6305	

I. PRIMARY OFFENSE: Qualifier:

FELONY DEGREE	F.S.#	DESCRIPTION	OFFENSE LEVEL	POINTS
3	403.413(6)(C)	LITTER DUMPING O/500LBS.	1	4

(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 triples Primary Offense points ☐

I. 4.0000

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 triples Additional Offense points ☐

Supplemental page points
II. 0.0000

III. VICTIM INJURY:

	Number	Total		Number	Total
2 nd Degree Murder	240 X 0	= 0	Slight	4 X 0	= 0
Death	120 X 0	= 0	Sex Penetration	80 X 0	= 0
Severe	40 X 0	= 0	Sex Contact	40 X 0	= 0
Moderate	18 X 0	= 0			

III. 0.0000

IV. PRIOR RECORD: Supplemental page attached ☐

FEL/MM DEGREE	F.S.#	OFFENSE LEVEL	QUALIFY: A/S/C/R	DESCRIPTION	NUMBER	POINTS	TOTAL
5/MM	misd	M		Various	10	X 0.2	= 2.0000
						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. 2.0000

Page 1 Subtotal: 6.0000

NAME (LAST, FIRST, MI. I.) DIAZ, OSVALDO	DOCKET # 26-CF-6305
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Page 1 Subtotal: 6.0000

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. 0.0000

VI. COMMUNITY SANCTION VIOLATION BEFORE THE COURT FOR SENTENCING

- ☐ Probation ☐ Community Control ☐ Pretrial intervention or diversion
☐ 6 points for any violation other than new felony conviction **X** _____ each successive violation OR
☐ New felony conviction = 12 points **X** _____ each successive violation if new offense results in conviction before or at same time as sentence for violation of probation OR
☐ 12 points **X** _____ 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 **X** _____ 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

VI. 0.0000

VII. FIREARM/SEMI-AUTOMATIC OR MACHINE-GUN = 18 or 25 points

VII. 0.0000

VIII. PRIOR SERIOUS FELONY = 30 points

VIII. 0.0000

Subtotal Sentence Points 6.0000

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

- | | |
|--|--|
| Specified Justice System Personnel | ☐ x 1.5 ☐ x 2.0 ☐ x 2.5 |
| Aggravated Animal Cruelty | ☐ x 1.25 |
| Drug Trafficker | ☐ x 1.5 |
| Motor Vehicle Theft | ☐ x 1.5 |
| Criminal Gang Offense | ☐ x 1.5 |
| Domestic Violence in the Presence of Related Child | ☐ x 1.5 |
| Adult-on-Minor Sex Offense | ☐ x 2.0 |
| Fleeing/Aggravated Fleeing | ☐ x 1.5 |

Enhanced Subtotal Sentence Points

IX. 6.0000

TOTAL SENTENCE POINTS

6.0000

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:

$$\frac{6.0000}{\text{total sentence points}} \text{ minus } 28 = \frac{0.0000}{\text{Lowest permissible prison sentence in months}} \times .75 = \frac{0.0000}{\text{Lowest permissible prison sentence in months}}$$

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 for each individual felony offense is the statutory maximum as provided in s. 775.082, F.S., unless the lowest permissible sentence listed above exceeds the statutory maximum for that offense. If the lowest permissible sentence exceeds the statutory maximum for an individual felony offense, the lowest permissible sentence replaces the statutory maximum and must be imposed for that offense. See *State v. Gabriel*, 314 So. 3d 1243 (Fla.2021). Sentences for multiple felony offenses may be imposed concurrently or consecutively. If total sentence points are greater than or equal to 363, a life sentence may be imposed.

Primary offense:

<u>LITTER DUMPING O/500LBS.</u>	Description	5	Maximum sentence in years
Additional offense:	Description		Maximum sentence in years
Additional offense:	Description		Maximum sentence in years
Additional offense:	Description		Maximum sentence in years
Total maximum sentence in years for all counts above if consecutive sentence imposed:			<u>5 years</u>

TOTAL SENTENCE IMPOSED

		Years	Months	Days
☐ State Prison	☐ Life	_____	_____	_____
☐ County Jail	☒ Time Served	_____	_____	16
☐ Community Control		_____	_____	_____
☐ Probation	☐ Modified	_____	_____	_____

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 _____

JUDGE'S SIGNATURE

26-CF-006305-A 8/31/2026 8:50:17 AM



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Judge Gregory Green