FELONY
JUDGE ASSIGNMENT PROCEDURES

New case:

The Jail Intake Clerks or the Clerk updating the Felony Non-Arrest cases will assign a judge using the Random Judge Assignment>Judge History tab in FACTS (See Exhibit A for example and Exhibit B for applicable jurisdiction codes). They will need to first determine the region of the offense. If the offense occurs at the jail, the clerk will need to research the defendant by name and assign the new case to follow any open substantive or V0P cases. If the only case that is pending is co-defendant case then the case will be assigned to the Circuit Judge in location in Titusville. If the offense is on or north of Camp Road, the case will be assigned to the Circuit Judge located in Titusville. If the offense is south of Camp Road, the case will be assigned to the Circuit Judge located in Viera that is assigned the letter of the alphabet that matches the first letter of the defendant's last name:

Div IIA - Judge Peacock: E, F, G, M, Q, V
Div IIB - Judge Bookhardt: K, L, O, T, W, X, Z
Div IIC - Judge Henderson: B, C, I, N
Div IID - Judge Crawford: D, S, R
Div IIE - Judge Segal: A, H, J, P, U, Y

Co-Defendant case:

When the State files an Information making a new case a co-defendant case then the co-defendant cases will be re-assigned to the Judge assigned to the case with the lowest case number (The State should be filing this as the "A" case). If the co-defendant (B case) has any other new cases not arising from the same offense as the co-defendant case the clerk will then assign the judge by using the Random Judge Assignment>Judge History tab in FACTS. They will need to determine the region of the offense. If the offense is on or north of Camp Road, the case will be assigned to the Circuit Judge located in Titusville. If the offense is south of Camp Road, the case will be assigned to the Circuit Judge located in Viera that is assigned the letter of the alphabet that matches the first letter of the defendant's last name:

Div IIA - Judge Peacock: E, F, G, M, Q, V
Div IIB - Judge Bookhardt: K, L, O, T, W, X, Z
Div IIC - Judge Henderson: B, C, I, N
Div IID - Judge Crawford: D, S, R
Div IIE - Judge Segal: A, H, J, P, U, Y

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Indictment case:

See black book for initial Judge Assignment. (Viera Criminal EDP). Any pending capital cases that have not gone to trial and a new judge assume that particular criminal division will have those capital cases re-assigned to them.

Direct file case:

Upon the filing of the Direct File the case shall be assigned in accordance to the region where the offense took place. If the offense is on or north of Camp Road, the case will be assigned to the Circuit Judge located in Titusville. If the offense is south of Camp Road, the case will be assigned to the Circuit Judge located in Viera that is assigned the letter of the alphabet that matches the first letter of the defendant's last name:

Div IIA - Judge Peacock: E, F, G, M, Q, V
Div IIB - Judge Bookhardt: K, L, O, T, W, X, Z
Div IIC - Judge Henderson: B, C, I, N
Div IID - Judge Crawford: D, S, R
Div IIE - Judge Segal: A, H, J, P, U, Y

Violation of Probation/Community Control case:

The Jail clerk will re-assign any new VOPNOCC cases by the region of the original offense location. If the offense is on or north of Camp Road, the case will be assigned to the Circuit Judge located in Titusville. If the offense is south of Camp Road, the case will be assigned to the Circuit Judge located in Viera that is assigned the letter of the alphabet that matches the first letter of the defendant's last name:

Div IIA - Judge Peacock: E, F, G, M, Q, V
Div IIB - Judge Bookhardt: K, L, O, T, W, X, Z
Div IIC - Judge Henderson: B, C, I, N
Div IID - Judge Crawford: D, S, R
Div IIE - Judge Segal: A, H, J, P, U, Y

This is not necessarily the same judge who sentenced the defendant or the Judge who signed the VOP warrant.

On-Site VOP's: Same procedure as regular VOPNOCC cases.

3.800 AND 3.850 POST-CONVICTION MOTIONS

- Cases in which death has been imposed as the sentence: For post-conviction motions (3.800(a), 3.800(b), 3.800(c), 3.851, etc.) on capital cases where the death sentence was imposed, the case shall stay assigned to the original sentencing judge who imposed the death sentence, whether or not that judge is still presiding in the criminal division. If that judge is no longer a judge in

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Brevard County, then the case should be re-assigned by the alphabet assignment. The case will be assigned to the circuit judge located in Titusville if the original offense is on or north of Camp Road. If the offense is south of Camp Road, the case will be assigned to the circuit judge located in Viera that Is assigned the letter of the alphabet that matches the first letter of the defendant's last name:

Div IIA - Judge Peacock: E, F, G, M, Q, V
Div IIB - Judge Bookhardt: K, L, O, T, W, X, Z
Div IIC - Judge Henderson: B, C, I, N
Div IID - Judge Crawford: D, S, R
Div IIE - Judge Segal: A, H, J, P, U, Y

- **Cases in which death was NOT imposed as the sentence:** For post-conviction motions (3.800) (a), 3.800(b), 3.800(c), 3.850, 3.853, etc.) In cases in which the defendant was not sentenced to death, the case will be assigned by the alphabet assignment. If the offense is on or north of Camp Road, the case will be assigned to the Circuit Judge located in Titusville. If the offense is south of Camp Road, the case will be assigned to the Circuit Judge located in Viera that is assigned the letter of the alphabet that matches the first letter of the defendant's last name:

Div IIA - Judge Peacock: E, F, G, M, Q, V
Div IIB - Judge Bookhardt: K, L, O, T, W, X, Z
Div IIC - Judge Henderson: B, C, I, N
Div IID - Judge Crawford: D, S, R
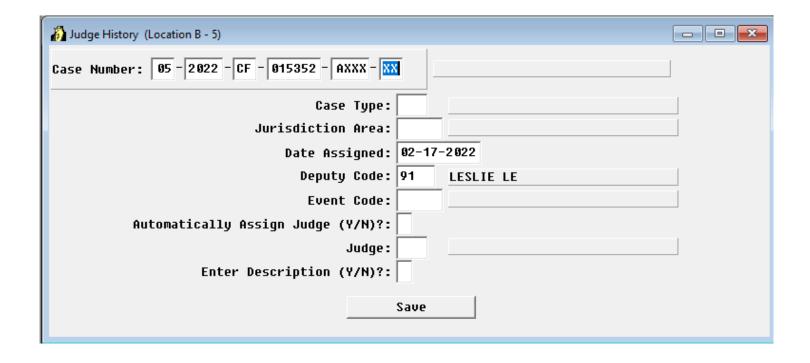Div IIE - Judge Segal: A, H, J, P, U, Y

Regular Motions
If a regular Motion is filed after a case is closed (Motion Extension of Time, Motion to Terminate Probation, etc.) with a reopen date of November 1, 2014 and beyond the clerk will update the correct reopen code (2603 -VOP or 2605 - Other) and will reassign the Judge. If the offense is on or north of Camp Road, the case will be assigned to the Circuit Judge located in Titusville. If the offense is south of Camp Road, the case will be assigned to the Circuit Judge located in Viera that is assigned the letter of the alphabet that matches the first letter of the defendant's last name:

Div IIA - Judge Peacock: E, F, G, M, Q, V
Div IIB - Judge Bookhardt: K, L, O, T, W, X, Z
Div IIC - Judge Henderson: B, C, I, N
Div IID - Judge Crawford: D, S, R
Div IIE - Judge Segal: A, H, J, P, U, Y

EXHIBIT A

Judge History (Location B - 5)

Case Number: 05 - 2022 - CF - 015352 - AXXX - XX

Case Type:

Jurisdiction Area:

Date Assigned: 02-17-2022

Deputy Code: 91   LESLIE LE

Event Code:

Automatically Assign Judge (Y/N)?:

Judge:

Enter Description (Y/N)?:

Save

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EXHIBIT B

Felony Court Offense Location Jurisdictions for Jurisdiction Area on Case Master

On or North of Camp Road
BCSO (Titusville) use PDT
FHP (Titusville) use HPDT
BCSO (County) use UNI
FHP (County) use HUNI
Marine Patrol use UNI
Fish and Wildlife use UNI
Dept. of Transportation use UNI
Dept. of Corrections use UNI
FDLE use UNI
Titusville use PDT
National Park Service use UNI

South of Camp Road
Canaveral Port Authority use CC (was CPA)
FHP (Unincorporated) use HUNI
FHP (Cocoa) use HPDC
BCSO (County) use UNI
FHP (County) use HUNI
Marine Patrol use UNI
Fish and Wildlife use UNI
Dept. of Transportation use UNI
BCSO (Cape Canaveral) use CC
BCSO (Malabar) use ML
BCSO (Palm Shores) use PS

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Cocoa use PDC *

FHP (Cocoa) use HPDC
FHP (Cocoa Beach) use HPDCB
FHP (Cape Canaveral) use HPDCC
FHP (Canaveral Port Authority) use HCPA
FHP (Grant/Valkaria) use HGV
FHP (Malabar) use HML
FHP (Palm Shores) use HPS
FHP (Indialantic) use HPDI
FHP (Indian Harbour Beach) use HPDIHB
FHP (Melbourne) use HPDM
FHP (Melbourne Airport) use HPDMA
FHP (Melbourne Village) use HPDMV
FHP (Melbourne Beach) use HPDMB
FHP ((Palm Bay) use HPDPB
FHP (Rockledge) use HPDR
FHP (Satellite Beach) use HPDSB
FHP (West Melbourne) use HPDWM
FHP (Palm Shores) use HPS
BCSO (Cocoa) use PDC
BCSO (Cocoa Beach) use PDCB
BCSO (Grant/Valkaria) use GV
BCSO (Indialantic) use PDI
BCSO (Indian Harbour Beach) use PDIHB
BCSO (Melbourne) use PDM
BCSO (Melbourne Airport) use PDMA
BCSO (Melbourne Beach) use PDMB
BCSO (Melbourne Village) use PDMV
BCSO (Palm Bay) use PDPB
BCSO (Rockledge) use PDR
BCSO (Satellite Beach) use PDSB
BCSO (West Melbourne) use PDWM
Dept. of Corrections use UNI
FDLE use UNI
Cocoa use PDC *
Cocoa Beach use PDCB
Indialantic use PDI
Indian Harbour Beach use PDIHB
Melbourne use PDM
Melbourne Airport use PDMA
Melbourne Beach use PDMB
Melbourne Village use PDMV
National Park Service use UNI
Palm Bay use PDPB
Rockledge use PDR
Satellite Beach use PDSB
West Melbourne use PDWM

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*For Cocoa PD cases you must look up offense location to determine if on, north or south of Camp Rd.

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