

FILED FOR RECORD
PASCO COUNTY, FLORIDA

2016 NOV 29 PM 3: 56

Paula S. O'Neil
Clerk & Comptroller
Pasco County, Florida

IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT
IN AND FOR PASCO COUNTY, STATE OF FLORIDA
CRIMINAL DIVISION

STATE OF FLORIDA,
Plaintiff,

Case No: CRC1400216CFAES

Division: 1

vs.

CURTIS J. REEVES,
Defendant.

**STIPULATED ORDER AMENDING FEBRUARY 18, 2016 ORDER AMENDING
ORDER ON DEFENDANT'S MOTION TO COMPEL**

THIS CAUSE came on to be heard on November 10, 2016 upon the Defendant's Motion for In Camera Review of Cellular Phone Data and Order Granting Further Discovery Pursuant to Fla. R. Crim. P. 3.220(b)(1)(k), (f), and (m), requesting among other things, an amendment to the previous February 18, 2016 order pertaining to the Defense's access to the contents of Chad Oulson's cellular phone ("cellular phone") seized on January 13, 2014 (Type: iPhone 5 (GSM); Model No. MD635; Serial No. DNPk2UU5DTTP);

And the State and the Defense having stipulated that the Defense's digital forensic expert Dr. Michael Antal shall be allowed to disclose to the law firm of Escobar & Associates, P.A. data/communications from the cellular phone that will be useful and/or relevant to establishing (i) the identit(ies) of the recipient(s)/sender(s) of communications transmitted on January 13, 2014; (ii) the time of transmission of said January 13, 2014 communications; and/or (iii) the mode of transmission for each of these referenced January 13, 2014 communications, subject to the parameters below:

Accordingly, the State and the Defense hereby stipulate to the following Stipulated Order Amending Order on Defendant's Motion to Compel Disclosure.

IT IS HEREBY ORDERED that the Defense may inspect, copy, photograph, and test the cellular phone and access its contents, subject to the following terms and conditions:

F. Dr. Antal shall disclose to the attorneys and staff at Escobar & Associates, P.A. any data/communication(s) found on the cellular phone that he determines will be useful and/or relevant to establishing (i) the identifies of the recipients/senders of communications transmitted on January 13, 2014; (ii) the time of transmission of said January 13, 2014 communications; and/or (iii) the mode of transmission for each of these referenced January 13, 2014 communications, provided that any such disclosures shall be performed in accordance with the following procedure:

(i) Dr. Antal shall copy the aforementioned data/communications onto two separate storage devices (i.e. "Thumb Drive One" and "Thumb

Drive Two"); the contents of the Thumb Drive One and Thumb Drive Two shall be identical;

- (ii) Both thumb drives shall be simultaneously sent to the offices of Escobar & Associates, P.A. at 2917 West Kennedy Blvd., Suite 100, Tampa, FL 33609 via either Federal Express or UPS overnight delivery service;
 - (iii) Escobar & Associates, P.A. shall maintain custody and control of Thumb Drive One; the contents of Thumb Drive One shall not be disclosed to any third-parties;
 - (iv) Thumb Drive Two shall be provided to the Pasco County Sheriff's Office in accordance with the following procedure:
 - a. The Defense will arrange for its licensed private investigator ("Defense investigator") to place Thumb Drive Two into an envelope; the Defense investigator shall both seal the envelope containing Thumb Drive Two and place his signature over the flap of said sealed envelope;
 - b. The Defense investigator shall then assume custody and control of said sealed envelope and transport it to the Robert D. Sumner Judicial Center so that Judge Susan Barthle may also place her signature over the sealed flap;
 - c. The Defense investigator shall then transport the sealed envelope to Detective Aaron Smith of the Pasco County Sheriff's Office; Detective Smith shall then assume care and control of the sealed envelope containing Thumb Drive Two, pending further order of the Court;
2. Dr. Antal shall take the necessary and available technical and physical precautions to ensure full compliance with this Order;
 3. Dr. Antal may verbally discuss the contents of the thumb drives with the staff and attorneys at Escobar & Associates, P.A.;
 4. Dr. Antal shall comply with the terms and conditions of this Order;
 5. Any terms or conditions of the February 18, 2016 Stipulated Order Amending Order on Defendant's Motion to Compel Disclosure not in conflict with or otherwise amended by this Order shall remain in full force and effect.

At any future hearing or trial, the State does not waive its right to object to the admission of any evidence obtained from the cellular phone.

DATE: 11/16/16
[Redacted]

DATE: 11/17/16
[Redacted]

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The Court, having reviewed the file and pleadings and being fully advised in the premises, finds that good cause exists for this Stipulated Order Amending February 18, 2016 Order on Defendant's Motion to Compel.

DONE AND ORDERED, in Dade City, Pasco County, Florida this 21st day of November, 2016.

[Redacted Signature]

SUSAN BARTHLE
Circuit Court Judge

Confirmed Copies To:

Office of the State Attorney, Pasco County
Pasco County Sheriff's Office
Escobar & Associates, P.A., 2917 W. Kennedy Blvd., Ste 100, Tampa FL 33609
McIntyre Thanasides Bringgold Elliott Grimaldi & Guito, 501 E. Kennedy Blvd, Suite 1900, Tampa, FL 33602