

Volume VIII- Ottis Toole File
File 3
Letter from Public Defender
10/27/83

LAW OFFICES OF

ELTON H. SCHWARZ
PUBLIC DEFENDER

NINETEENTH JUDICIAL CIRCUIT OF FLORIDA

MARTIN COUNTY OFFICE:
(MAIN OFFICE)
SUITE 215, COURTHOUSE ANNEX
P. O. BOX 2314
STUART, FLORIDA 33495-2314
(305) 283-6760 EXT. 380

DIRECT LINES TO MAIN OFFICE:
(305) 287-2966 (STUART)
(305) 464-8564 (FORT PIERCE)
(305) 562-1515 (VERO BEACH)
(813) 763-7979 (OKEECHOBEE)

REPLY TO: Stuart

October 27, 1983

Chief Michael Berg
Duval County Jail
400 East Bay
Jacksonville, Florida

Re: Otis Toole

Dear Chief Berg:

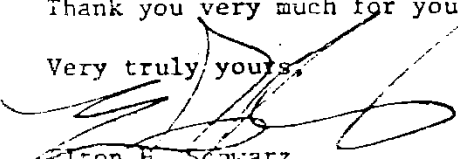
This letter is to advise you that our office has reason to believe that the above-mentioned individual is indigent and entitled to the services of the Public Defender's office of this Circuit for representation regarding the criminal charges pending against him. Under Rule 3.111(c)(4)(1), Florida Rules of Criminal Procedure, this individual is entitled to the services of the Public Defender in his pending charges.

Pursuant to that Rule, and in order to effectuate his rights under the Fifth and Sixth Amendments to the Constitution of the United States and the Declaration of Rights of the State of Florida, I am requesting that no contact be made with this individual with regard to the taking of a statement or other criminal investigative procedures without first notifying me so that I may represent him effectively in this charge.

Again, I am making this request in order to effectuate his privilege against self-incrimination, as guaranteed by the Fifth Amendment to the United States Constitution, and his right to effective assistance of counsel, as guaranteed by the Sixth Amendment to the United States Constitution, both Amendments being applied to the several states by the Fourteenth Amendment to the Constitution of the United States.

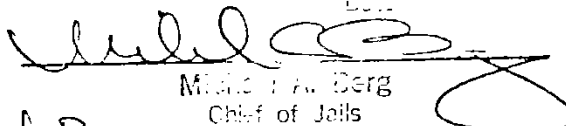
Thank you very much for your consideration of this individual's request.

Very truly yours,


Elton H. Schwarz
Public Defender

EHS:kmg

APPROVED * OCT 29 1983


Michael A. Berg
Chief of Jails

*Dist B

RECEIVED

OCT 29 1983

OFFICE OF THE SHERIFF
JAILS AND PRISON DIVISION
DUVAL COUNTY JAIL

INDIAN RIVER COUNTY OFFICE:
COURTHOUSE ANNEX
2143 14TH AVENUE
VERO BEACH, FLORIDA 32909
(305) 562-7274

ST. LUCIE COUNTY OFFICE:
111 ATLANTIC AVENUE
FORT PIERCE, FLORIDA 33450
(305) 465-6086

OKEECHOBEE COUNTY OFFICE:
SUITE 400
501 N.W. FIFTH AVENUE
OKEECHOBEE, FLORIDA 33472
(813) 763-7977

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LAW OFFICES OF

ELTON H. SCHWARZ

PUBLIC DEFENDER

NINETEENTH JUDICIAL CIRCUIT OF FLORIDA

MARTIN COUNTY OFFICE:
(MAIN OFFICE)
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(305) 562-1515 (VERO BEACH)
(813) 763-7979 (OKEECHOBEE)

REPLY TO: Stuart

October 28, 1983

Chief of Police
Hollywood Police Department
3250 Hollywood Boulevard
Hollywood, Florida 33021

Re: Otis Toole

Dear Sir:

This letter is to advise you that our office has reason to believe that the above-mentioned individual is indigent and entitled to the services of the Public Defender's office of this Circuit for representation regarding the criminal charges pending against him. Under Rule 3.111(c)(4)(i), Florida Rules of Criminal Procedure, this individual is entitled to the services of the Public Defender in his pending charges.

Pursuant to that Rule, and in order to effectuate his rights under the Fifth and Sixth Amendments to the Constitution of the United States and the Declaration of Rights of the State of Florida, I am requesting that no contact be made with this individual with regard to the taking of a statement or other criminal investigative procedures without first notifying me so that I may represent him effectively in this charge.

Again, I am making this request in order to effectuate his privilege against self-incrimination, as guaranteed by the Fifth Amendment to the United States Constitution, and his right to effective assistance of counsel, as guaranteed by the Sixth Amendment to the United States Constitution, both Amendments being applied to the several states by the Fourteenth Amendment to the Constitution of the United States.

Thank you very much for your consideration of this individual's request.

Very truly yours,

Elton H. Schwarz
Public Defender

EHS:kmg



INDIAN RIVER COUNTY OFFICE:
COURTHOUSE ANNEX
2145 14TH AVENUE
VERO BEACH, FLORIDA 32960
(305) 562-7074
(305) 567-8000 EXT. 545

ST. LUCIE COUNTY OFFICE:
111 ATLANTIC AVENUE
FORT PIERCE, FLORIDA 33450
(305) 465-6086

OKEECHOBEE COUNTY OFFICE:
SUITE 400
501 N.W. FIFTH AVENUE
OKEECHOBEE, FLORIDA 33472
(813) 763-7977

IN THE CIRCUIT COURT OF THE
NINETEENTH JUDICIAL CIRCUIT
OF FLORIDA

STATE OF FLORIDA

CASE NO.

Plaintiff,

vs.

OTIS TOOLE

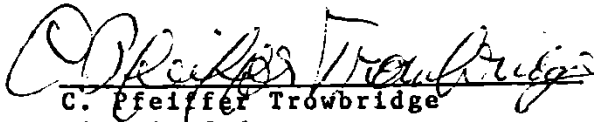

Defendant.

TEMPORARY APPOINTMENT OF PUBLIC DEFENDER

It being represented to the Court by the Public Defender of the Nineteenth Judicial Circuit that the above-named individual is believed to be indigent and entitled to the services of an attorney concerning a charge of First Degree Murder presently under investigation in this Circuit, in consideration of which, it is;

ORDERED that the office of the Public Defender of the Nineteenth Judicial Circuit is authorized to represent the above-named defendant for the purpose of assisting the Court in determining if said defendant is entitled to appointed counsel and for such other purposes as may be determined by the Public Defender to be appropriate.

DONE AND ORDERED at Stuart, Martin County, Florida, this 27th day of October, 1983.


C. Pfeiffer Trowbridge
Circuit Judge


Copies to:

Public Defender's Office
State Attorney's Office