

IN THE CIRCUIT COURT OF THE  
ELEVENTH JUDICIAL CIRCUIT OF  
FLORIDA IN AND FOR DADE COUNTY

CASE NO. 72-7137A

THE STATE OF FLORIDA,                     )  
  
  Plaintiff,                     )  
  
vs.   )  
  
RAMON DONESTEVEZ,                         )  
  
  Defendant.                     )

---

MOTION FOR ORDER SETTING  
SUPERSEDEAS BOND

COMES NOW, the defendant, RAMON DONESTEVEZ, by and through his undersigned Attorney, and files this his Motion for Order Setting Supersedeas Bond pursuant to Rule 6.15 of the Florida Appellate Rules.

Under the authority of Florida Appellate Rule 6.15(b) the sufficiency of an application to the lower court for bail pending appeal is governed by the principles laid down in *Younghams v. State*, 90 So.2d 308 (Fla. 1956). As grounds therefore would state:

(1) That the appeal is taken "in good faith on grounds not frivolous but fairly debatable."

(2) Mr. Donestevez has lived and resided in Dade County, Florida for the past 12 years.

(3) He is married and the father of four (4) children, two boys and two girls ages ranging from 13 to 21.

(4) He and his family have lived at the same address for the past 12 years.

(5) The children are enrolled in schools within Dade County, Florida.

(6) Mr. Donestevez is self supporting and sole support of his family. The factory wherein Mr. Donestevez conducts his business is fully owned by he and his wife, Daisy.

(7) Mr. Donestevez has never failed to appear for any court

proceeding when required.

(8) Mr. Donestevez only prior criminal record consists of the case which he was placed on probation for 5 years which is now the subject matter of this motion.

(9) Mr. Donestevez promises to surrender himself in execution of the judgment or sentence upon its being affirmed or motified, or upon the appeal being dismissed.

WHEREFORE the defendant respectfully request that a Super-sedeas Bond be set at an amount which the defendant can financially afford.

Respectfully submitted,

MECHANIC & GOLDSTEN  
1125 N.E. 125 Street  
North Miami, Florida

By: 

I HEREBY CERTIFY that a true and correct copy of the foregoing was delivered to the office of RICHARD E. GERSTEIN, State Attorney, 1351 N.W. 12th Street, Miami, Florida, this 6th day of January, 1976.

By: 